



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, January 28, 2014
6:00 p.m.

1. Call to Order/Roll Call.
2. Invocation, Pledge of Allegiance and Pledge to the Texas Flag.
3. Announcements of upcoming events.
4. Proclamation.
 - Presentation of a Proclamation declaring February 7-14, 2014, as Congenital Heart Defect Awareness Week.

5. **CONSENT AGENDA:**

(Items placed on the Consent Agenda are considered routine in nature and non-controversial. The Consent Agenda can be acted upon in one motion. Items may be removed from the Consent Agenda by the request of Council Members or staff.)

- 5a. Consider and act upon minutes from the following Town Council meeting. **(RB)**
 - Regular Meeting – January 14, 2014
- 5b. Receive the November 2013 financial report. **(KA)**
- 5c. Receive the December 2013 financial report. **(KA)**
- 5d. Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the Town Council to the Development Services Department, pursuant to Chapter 4, Section 1.5(C)(7) and 1.6(B)(7) of the Town's Zoning Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or preliminary site plan. **(CC)**

6. **CITIZEN COMMENTS:**

(The public is invited to address the Council on any topic. However, the Council is unable to discuss or take action on any topic not listed on this agenda. Please complete a "Public Meeting Appearance Card" and present it to the Town Secretary prior to the meeting.)

Other Comments by the Public -

REGULAR AGENDA:

(If you wish to address the Council during the regular agenda portion of the meeting, please fill out a “Public Meeting Appearance Card” and present it to the Town Secretary prior to the meeting. Citizens wishing to address the Council for items listed as public hearings will be recognized by the Mayor. Those wishing to speak on a non-public hearing related item will be recognized on a case-by-case basis, at the discretion of the Mayor and Town Council.)

DEPARTMENT ITEMS:

7. Consider and act upon awarding Bid No. 2014-29-B to Quality Excavation LTD., related to the construction services for the 2nd Upper Plane 30/24-Inch Treated Water Pipeline; and authorizing the Town Manager to execute same. **(HW)**
8. Consider and act upon an ordinance repealing and replacing Chapter 2 of the Code of Ordinances regarding Animal Control. **(TE)**
9. Update on threat analysis for Prosper ISD campuses. **(GM)**
10. Discussion on Collin County Discretionary Funding Call for Projects. **(HW)**
11. Discussion on street light standards for the Town's thoroughfares and the Downtown Enhancements Project. **(HW)**
12. Discussion on Alcohol Permit Fees. **(RB)**

13. EXECUTIVE SESSION:

Recess into Closed Session in compliance with Section 551.001 et seq. Texas Government Code, as authorized by the Texas Open Meetings Act, to deliberate regarding:

13a. Section 551.087. To discuss and consider economic development incentives.

13b. Section 551.072. To discuss and consider purchase, exchange, lease or value of real property for municipal purposes and all matters incident and related thereto.

13c. Section 551.071. Consultation with Town Attorney regarding legal issues associated with proposed extraterritorial jurisdiction release, and all matters incident and related thereto.

14. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
15. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - Update to Building Codes. **(WS)**
 - Cement Truck Ordinance Discussion. **(DK)**
16. Adjourn.

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted at the Town Hall of Prosper, Texas, 121 W. Broadway Street, Prosper, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time:

On January 24, at 5:00 p.m. and remained so posted at least 72 hours before said meeting was convened.

Robyn Battle, Town Secretary

Date Noticed Removed

If during the course of the meeting covered by this Notice, the Town Council should determine that a closed or executive meeting or session of the Town Council or a consultation with the attorney/special counsel for the Town should be held or is required, then such closed or executive meeting or session or consultation with the attorney/special counsel as authorized by the Texas Open Meetings Act, Texas Government Code, §551.001, *et seq.*, will be held by the Town Council at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Town Council may conveniently meet in such closed or executive meeting or session or consult with the attorney/special counsel for the Town concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sections and purposes:

Texas Government Code:

§551.071 - Consultation with the attorney/special counsel for the Town.

§551.072 - Discussion regarding the purchase, exchange, lease or value of real property.

§551.074 - Discussion regarding personnel matters.

NOTICE

Pursuant to Town of Prosper Ordinance No. 13-63, all speakers other than Town of Prosper Staff are limited to three (3) minutes per person, per item, which may be extended for an additional two (2) minutes with approval of a majority vote of the Town Council.

<p>NOTICE OF ASSISTANCE AT PUBLIC MEETINGS: The Prosper Town Council Meetings are wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as Interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the Town Secretary's Office at (972) 569-1011. BRAILLE IS NOT AVAILABLE.</p>



Prosper is a place where everyone matters.

MINUTES
Regular Meeting of the
Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, January 14, 2014

1. Call to Order/Roll Call.

The meeting was called to order at 6:01 p.m.

Council Members Present:

Mayor Ray Smith
Mayor Pro-Tem Meigs Miller
Deputy Mayor Pro-Tem Kenneth Dugger
Councilmember Michael Korbuly
Councilmember Curry Vogelsang
Councilmember Danny Wilson (arrived at 6:04 p.m.)
Councilmember Jason Dixon

Staff Members Present:

Harlan Jefferson, Town Manager
Robyn Battle, Town Secretary
Terrence Welch, Town Attorney
Hulon T. Webb, Jr., Executive Director of Development and Community Services
Chris Copple, Director of Development Services
Paul Naughton, Landscape Architect
Frank Jaromin, Public Works Director
Kent Austin, Finance Director
Doug Kowalski, Interim Police Chief
Gary McHone, Assistant Police Chief

2. Invocation, Pledge of Allegiance and Pledge to the Texas Flag.

Pastor Jason McConnell of Prosper United Methodist Church led the invocation. The Pledge of Allegiance and the Pledge to the Texas Flag were recited.

3. Announcements of upcoming events.

Mayor Pro-Tem Miller made the following announcements:

BNSF closed Frontier Parkway today starting at approximately 10:00 a.m. and were scheduled to reopen at 4:00 p.m. Originally, the railroad had contacted Town staff late last Friday afternoon informing the Town of Prosper and City of Celina that Frontier Parkway at the railroad crossing would be closed on Monday starting at 7:00 a.m. Through Frank Jaromin's efforts with the Town and Gabe Johnson with Celina, the proposed closure was delayed until today to allow the municipalities adequate time to notify the PISD, public safety and residents. Frank also coordinated with Celso to inform the public, and Michael Bulla placed the two Town message boards along Frontier

Parkway yesterday morning to let motorists know of the scheduled closing. Thanks to the fast actions of Town staff, the closure was delayed and proper notice was provided.

The Friends of the Prosper Library are hosting "Bring Your Child to the Library Day" on Saturday, January 25 from 11:00 a.m. – 2:00 p.m.

The Town of Prosper has received an upgrade to its credit rating from A to AA from Standard & Poor's credit rating agency. The increased rating indicates strong management and sound financial practices. The Town Council would like to congratulate Town Manager Harlan Jefferson and Finance Director Kent Austin for their efforts in keeping the Town financially sound.

The Town Council would like to welcome Doug Kowalski as our Interim Police Chief. Doug has over 30 years of law enforcement experience in the North Texas area, and we are excited that he has agreed to share his leadership and experience here in Prosper.

4. Presentations.

• **Recognition of the Prosper Christmas Festival Committee and volunteers. (HW)**

Mayor Smith recognized several community members and staff volunteers who assisted with the Prosper Christmas Festival.

5. CONSENT AGENDA:

(Items placed on the Consent Agenda are considered routine in nature and non-controversial. The Consent Agenda can be acted upon in one motion. Items may be removed from the Consent Agenda by the request of Council Members or staff.)

5a. Consider and act upon minutes from the following Town Council meeting. (RB)

- **Regular Meeting – December 10, 2013**
- **Special Called Meeting – December 16, 2013**

5b. Receive the October 2013 financial report. (KA)

5c. Consider and act upon Ordinance No. 14-01 rezoning 76.1± acres, located on the east side of Legacy Drive, 1,400± feet north of Prosper Trail, from Agricultural (A) to Planned Development-Single Family-15 (PD-SF-15). (Z13-0016). (CC)

5d. Consider and act upon Ordinance No. 14-02 granting a Specific Use Permit (SUP) for a concrete batching plant, on 5.0± acres, located on the west side of Dallas Parkway, 900± feet south of First Street. The property is zoned Planned Development-19-Commercial Corridor. (PD-19-CC). (S13-0001). (CC)

5e. Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the Town Council to the Development Services Department, pursuant to Chapter 4, Section 1.5(C)(7) and 1.6(B)(7) of the

Town's Zoning Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or preliminary site plan. (CC)

Deputy Mayor Pro-Tem Dugger made a motion and Councilmember Wilson seconded the motion to approve all items on the Consent Agenda. The motion was approved by a vote of 7-0.

6. CITIZEN COMMENTS:

(The public is invited to address the Council on any topic. However, the Council is unable to discuss or take action on any topic not listed on this agenda. Please complete a "Public Meeting Appearance Card" and present it to the Town Secretary prior to the meeting.)

Mayor Smith recognized the following individuals who requested to speak:

Roger Flood, 2761 Meadow Ridge Drive, Prosper, spoke on behalf of the Friends of the Prosper Community Library regarding the upcoming "Bring Your Child to the Library Day" event to be held on January 25, and announced the results of the reading contest that took place over the recent holiday break.

Local author Ken Smith and his daughter presented a copy of Mr. Smith's book to Mayor Smith.

Twila Weber, 5 Hickory Creek Drive, Prosper, spoke regarding the steep slope of Hickory Creek Drive, and voiced her concerns about access to the neighborhood, especially for emergency vehicles. Town Manager Harlan Jefferson stated that the Town will continue to have dialogue with TxDOT about lowering the slope of Hickory Creek Drive.

There were no other Citizen Comments.

REGULAR AGENDA:

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DEPARTMENT ITEMS:

7. Consider and act upon authorizing the Town Manager to execute a sales tax consultant services agreement with MuniServices, LLC. (KA)

Finance Director Kent Austin presented this item before the Town Council. The agreement will help the Town ensure that it receives all of the sales tax it is owed by recovering money owed, but not paid, to the Town, and also by providing monthly and quarterly reports to Town officials on sales tax activity by taxpayers. Mr. Austin answered questions from the Town Council regarding MuniServices' method of

calculating fees and their method to determine the amount of sales tax owed. Brenda Anderson from MuniServices was present and answered questions regarding the company's fees, and how the Town will be charged for their services.

After discussion, Councilmember Wilson made a motion and Councilmember Vogelsang seconded the motion to approve authorizing the Town Manager to execute a sales tax consultant services agreement with MuniServices, LLC. The motion was approved by a vote of 7-0.

8. Consider and act upon an ordinance amending the FY 2013-2014 budget to establish a part-time Municipal Court Clerk position and a full-time Library Director position. (KA)

Finance Director Kent Austin presented this item before the Town Council. Currently, the Town relies on one full-time Municipal Court Administrator to perform all Court functions. Without any scheduled relief for the Court Administrator, the Court is closed each day from 12:30 p.m. to 1:30 p.m., as well as other times when the Court Administrator must be out of the office. The addition of a part-time Court Clerk would improve customer service, improve turnaround time for court transactions, and improve internal controls for cash management.

Currently, the Prosper Community Library contracts with the City of Celina for part-time Librarian services. The current Librarian works 20 hours per week for the Town of Prosper. In order to continue to meet the criteria for accreditation, the Texas State Library requires the Town to have a Library Director employed for at least 30 hours per week. The addition of a full-time Library Director would allow the Prosper Community Library to implement new programs and prepare for future anticipated growth requirements for the Library.

Mr. Austin explained the budget amendment that would fund the addition of a part-time Municipal Court Clerk and a full-time Library Director, and answered questions regarding employee benefits for the full-time Library Director.

After discussion, Councilmember Korbuly made a motion and Mayor Pro-Tem Miller seconded the motion to approve Ordinance No. 14-03 amending the FY 2013-2014 budget to establish a part-time Municipal Court Clerk position and a full-time Library Director position. The motion was approved by a vote of 7-0.

9. Consider and act upon awarding Bid No. 2014-17-B to Superscapes, Inc., related to the construction services for the First Street and Coit Road Landscape Improvements; and authorizing the Town Manager to execute same. (PN)

Landscape Architect Paul Naughton presented this item before the Town Council. The Town received three bids for the project, which is an extension of the recently completed First Street and Coit Road Widening Project. Mr. Naughton reviewed the details of the base bid and the alternates that are recommended by Town staff. The total proposed budget for this project is \$585,000.

After discussion, Deputy Mayor Pro-Tem Dugger made a motion and Councilmember Korbuly seconded the motion to award Bid No. 2014-17-B to Superscapes, Inc., related to the construction services for the First Street and Coit Road Landscape Improvements;

and authorize the Town Manager to execute same. The motion was approved by a vote of 7-0.

10. Consider and act upon an amendment to the Capital Improvement Project (CIP) plan for the design and construction of the Southwest Corner of Frontier Park Practice Field and construction of the First Street and Coit Road Landscaping Improvement Project. (HW)

Hulon Webb, Executive Director of Development and Community Services, presented this item before the Town Council. At the December 10, 2013, Town Council meeting, Town staff was directed to proceed with the design of the park improvements at the Southwest Corner of Frontier Park. The proposed CIP amendment adds this new project to the list of proposed CIP Parks Projects, and reallocates funds to pay for the project. The CIP amendment also reallocates cost savings from the First Street and Coit Road Widening Project to fund the First Street and Coit Road Landscape Improvements, which was previously approved at this meeting.

Mr. Webb discussed the funding for both projects, and answered questions regarding electric and water utilities for the Frontier Park site. Upon approval, the Frontier Park project is estimated to be complete by the Spring of 2015. Town staff is researching potential deed restrictions for the property that would determine the plan for lighting at the site.

After discussion, Councilmember Korbuly made a motion and Deputy Mayor Pro-Tem Dugger seconded the motion to approve an amendment to the Capital Improvement Project (CIP) plan for the design and construction of the Southwest Corner of Frontier Park Practice Field and construction of the First Street and Coit Road Landscaping Improvement Project. The motion was approved by a vote of 7-0.

11. Consider and act upon authorizing the Town Manager to execute an agreement between Dunaway Associates, LP and the Town of Prosper, Texas, related to the update of the Parks, Recreation and Open Space Master Plan. (PN)

Landscape Architect Paul Naughton presented this item before the Town Council. An SOQ was submitted for professional services for the Parks, Recreation and Open Space Master Plan, and Dunaway Associates was selected to provide an inventory and needs assessment as well as an updated Master Plan. Philip Neely, Public Studio Leader with Dunaway Associates, was present and answered questions about the company's methods for determining the Town's current and future needs to be incorporated into the Master Plan.

After discussion, Councilmember Wilson made a motion and Councilmember Korbuly seconded the motion authorizing the Town Manager to execute an agreement between Dunaway Associates, LP and the Town of Prosper, Texas, related to the update of the Parks, Recreation and Open Space Master Plan. The motion was approved by a vote of 7-0.

12. Consider and act upon appointing members to the Parks, Recreation and Open Space Master Plan Advisory Committee. (PN)

Landscape Architect Paul Naughton presented this item before the Town Council. This committee will assist Town staff and Dunaway Associates throughout the Parks, Recreation and Open Space Master Plan update process, and upon completion of the project, will help present the Master Plan to the Town Council.

After discussion, Councilmember Vogelsang made a motion and Deputy Mayor Pro-Tem Dugger seconded the motion to appoint the following members to the Parks, Recreation and Open Space Master Plan Advisory Committee:

- Craig Andres
- Jan Brown
- Barbara Cottone
- Jack Dixon
- Bill Hays
- Mike Kays
- Johnny Warren
- Rebekah Wikander
- Councilmember Michael Korbuly

The motion was approved by a vote of 7-0.

Following this item, Councilmember Wilson asked a question about the previous item awarding the bid to Superscapes. He asked whether the maintenance costs had been included in the bid award for the First Street and Coit Road Landscape Improvements. Mr. Webb responded that the Town contracts with a vendor for the maintenance of median landscaping, and the maintenance costs for this project will be included in the next bid award.

13. Consider and act upon a resolution making a determination related to the creation of a Neighborhood Empowerment Zone, creating Neighborhood Empowerment Zone No. 2, and setting forth incentives authorized to be used by the Town. (CC)

Development Services Director Chris Copple presented this item before the Town Council. At the October 22, 2013, Town Council meeting, Town staff was directed to pursue the creation of Neighborhood Empowerment Zone (NEZ) No. 2, which is located east of Coleman Road. Mr. Copple reviewed the stipulations and incentives that would be provided by NEZ No. 2, which would include a reduction in permit fees, inspection fees and impact fees, and could also include sales tax and/or property tax incentives. The incentives would apply to residential and non-residential new development and redevelopment within the boundaries of the NEZ. Mr. Copple answered questions from the Town Council regarding the process for repealing the NEZ, if needed, and the provisions for property tax abatement in NEZ No. 2.

After discussion, Councilmember Vogelsang made a motion and Mayor Pro-Tem Miller seconded the motion to approve Resolution No. 14-04 making a determination related to the creation of a Neighborhood Empowerment Zone, creating Neighborhood Empowerment Zone No. 2, and setting forth incentives authorized to be used by the Town. The motion was approved by a vote of 7-0.

14. Discussion on the design of Fire Station No. 2. (RT)

This item was removed from the agenda and no action was taken. The item will be discussed at the January 29, 2014, Town Council Strategic Planning Session.

15. EXECUTIVE SESSION:

Recess into Closed Session in compliance with Section 551.001 et seq. Texas Government Code, as authorized by the Texas Open Meetings Act, to deliberate regarding:

15a. Section 551.087. To discuss and consider economic development incentives.

15b. Section 551.072. To discuss and consider purchase, exchange, lease or value of real property for municipal purposes and all matters incident and related thereto.

15c. Section 551.071. Consultation with Town Attorney regarding legal issues associated with proposed extraterritorial jurisdiction release, and all matters incident and related thereto.

15d. Section 551.074. To discuss and review the Town Manager's performance evaluation.

The Town Council recessed into Executive Session at 7:21 p.m.

Mayor Smith left the Executive Session at 9:15 p.m.

16. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.

The Regular Session was reconvened at 9:23 p.m.

No action was taken as a result of Executive Session.

17. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.

• Missing Sidewalk Program. (HW)

Mr. Webb reviewed three areas in the Town where sections of sidewalk are missing. Town staff recommended and the Town Council agreed that the sidewalks in the Gentle Creek area be added in the Spring of 2014, and the other missing sections be included in the budget for the following fiscal year.

• Naming of future thoroughfares. (CC)

Mr. Copple provided the Town Council with a list of suggested names for thoroughfares in the Town. Some have not yet been built, but will need to be named for addressing and emergency response purposes. Town staff was directed to bring the item before Council again at a future meeting.

18. Adjourn.

The meeting was adjourned at 9:33 p.m., on Tuesday, January 14, 2014.

These minutes approved on the 28th day of January, 2014.

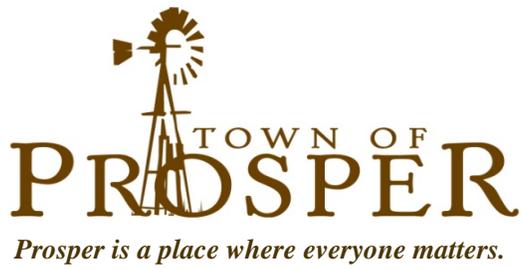
APPROVED:

Ray Smith, Mayor

ATTEST:

Robyn Battle, Town Secretary

DRAFT



MONTHLY FINANCIAL REPORT NOVEMBER 2013

Prepared by
Finance Department

January 21, 2014

TOWN OF PROSPER, TEXAS

MONTHLY FINANCIAL REPORT

NOVEMBER 2013

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Legend

"Compare to" refers to percentage of fiscal year completed--e.g. 16.67% = 2/12, or November.

Parentheses around a number indicate credit amount or gain--e.g., Sales Taxes (462,701).

Red, yellow, and green traffic lights indicate status of number compared to percentage of

fiscal year completed--e.g., Sales Taxes  16.93

TOWN OF PROSPER, TEXAS
MONTHLY FINANCIAL REPORT
NOVEMBER 2013
COMPARE TO:

16.67%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
GENERAL FUND				
Property Taxes -Current	(5,176,475)	(314,210)	(232,967) ●	6.07
Sales Taxes	(2,732,400)	(462,701)	(219,874) ●	16.93
Franchise Fees	(473,000)	(28,903)	(23,331) ●	6.11
Building Permits	(1,554,300)	(292,797)	(129,876) ●	18.84
Fines	(215,000)	(33,625)	(17,646) ●	15.64
Other	(1,610,142)	(313,544)	(126,875) ●	19.47
Total Revenues	(11,761,317)	(1,445,780)	(750,568) ●	12.29
10 Administration	1,844,468	341,884	184,941 ●	18.54
20 Police	1,834,258	232,944	166,952 ●	12.70
25 Dispatch Department	644,690	132,051	83,026 ●	20.48
30 Fire/EMS	2,566,238	371,300	235,337 ●	14.47
35 Fire Marshall	123,595	18,545	12,614 ●	15.00
40 Streets	1,367,305	58,011	37,447 ●	4.24
45 Public Library	98,041	8,406	7,490 ●	8.57
60 Parks and Recreation	1,778,550	165,275	124,419 ●	9.29
70 Municipal Court	257,028	24,426	16,578 ●	9.50
80 Inspections	796,782	94,333	74,705 ●	11.84
85 Code Enforcement	164,151	12,735	9,646 ●	7.76
90 Planning	495,505	46,680	35,160 ●	9.42
98 Engineering	487,149	47,948	36,946 ●	9.84
Total Expenses	12,457,760	1,554,539	1,025,263 ●	12.48
(Gain)/Loss	696,443	108,760	274,695	

NOTES:

- [1] Administration expenses FYTD include \$15,925 audit fees, \$19,154 Appraisal (District) fees, \$10,000 Contracted Services for Ion Wave electronic purchasing subscription, and \$12,584 in Ch. 380 Program Grant Expense catch-up payments to Precision Landscape and Denton County Fresh Water Supply District No. 10.
- [2] Dispatch Department expenses include Contracted Services expenses of \$33,000 to Integrated Computer Systems for annual computer aided dispatch fee and \$28,000 to DFW Communications for annual radio service agreement.

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

16.67%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
WATER-SEWER FUND				
Water revenues	(5,671,600)	(895,164)	(338,294) ●	15.78
Sewer revenues	(2,397,850)	(456,217)	(221,107) ●	19.03
Sanitation revenues	(906,000)	(170,890)	(83,073) ●	18.86
Total Revenues	(8,975,450)	(1,522,271)	(642,474) ●	16.96
50 Water	6,436,590	541,700	289,306 ●	8.42
55 Sewer	1,868,706	360,986	154,178 ●	19.32
57 Utility Billing	972,042	102,086	90,280 ●	10.50
Total Expenses	9,277,338	1,004,772	533,763 ●	10.83
(Gain)/Loss	301,888	(517,499)	(108,710)	

TOWN OF PROSPER, TEXAS
MONTHLY FINANCIAL REPORT
NOVEMBER 2013
COMPARE TO:

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	16.67% Percent YTD %
INTEREST & SINKING FUND				
Property Taxes -Delinquent	(30,000)	(14,293)	(777)	● 47.65
Property Taxes -Current	(2,763,240)	(186,690)	(138,419)	● 6.76
Taxes -Penalties	(18,000)	(3,502)	163	● 19.45
Interest Income	(12,000)	(1,319)	(683)	● 10.99
Total Revenues	(2,823,240)	(205,805)	(139,716)	● 7.29
2013 GO Ref Bond	282,672			● -
2010 Tax Note Payment	365,166			● -
2011 Ref Bond Pmt	177,791			● -
2012 GO Bond Payment	112,413			● -
2004 CO Bond Payment	329,992			● -
2006 Bond Payment	455,033			● -
2008 CO Bond Payment	1,078,313			● -
Bond Administrative Fees	20,000	700	700	● 3.50
Total Expenses	2,821,380	700	700	● -
(Gain)/Loss	(1,860)	(205,105)	(139,016)	

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	16.67% Percent YTD %
INTERNAL SERVICE FUND--MEDICAL EXPENSE REIMBURSEMENT PROGRAM				
Charges for Services	(30,000)			-
Interest Income	(500)	(110)	(52)	22.07
Transfer In	(19,160)			-
Total Revenue	(49,660)	(110)	(52)	0.22
MERP H & D Expense - GF	49,000			-
Total Expenses	49,000	-	-	-
(Gain)/Loss	(660)	(110)	(52)	

TOWN OF PROSPER, TEXAS
MONTHLY FINANCIAL REPORT
NOVEMBER 2013
COMPARE TO:

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	16.67% Percent YTD %
STORM DRAINAGE UTILITY FUND				
Storm Drainage Utility Fee	(228,800)	(39,820)	(19,888)	● 17.40
Interest Storm Utility	(1,600)	(281)	(129)	● 17.58
Total Revenue	(230,400)	(40,101)	(20,018)	● 17.41
Personnel Expenses	42,649	7,142	4,248	● 16.75
Program Expenses	351,351	2,908	1,562	● 0.83
Total Expenses	394,000	10,050	5,809	● 2.55
(Gain)/Loss	163,600	(30,051)	(14,209)	

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	16.67% Percent YTD %
PARK DEDICATION AND IMPROVEMENT FUND				
Park Dedication-Fees	(100,000)			● -
Park Improvement	(200,000)			● -
Interest-Park Dedication	(1,200)	(298)	(180)	● 24.82
Interest-Park Improvements	(350)	(129)	(58)	● 36.76
Total Revenue	(301,550)	(427)	(238)	● 0.14
Miscellaneous Expense		20	10	● -
Professional Services-Pk Imp	20,000			● -
Capital Exp-Pk Improvements	30,000			● -
Capital Exp-Pk Dedication	650,000			● -
Total Expenses	700,000	20	10	● 0.00
(Gain)/Loss	398,450	(407)	(228)	

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

16.67%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
IMPACT FEES FUND				
[1] Impact Fees -Water	(800,000)	(413,149)	(37,744)	51.64
Impact Fees -Sewer	(700,000)	(69,638)	(27,155)	9.95
Thoroughfare Impact Fees	(1,100,000)	(180,457)	(65,863)	16.41
West Thorfare Imp. Fees Rev		(70,813)		-
Interest-Water Impact Fee	(4,000)	(646)	(382)	16.15
Interest-Sewer Impact Fee	(4,000)	(283)	(165)	7.06
Interest-Thorfare Imp Fee	(12,000)	(518)	(317)	4.32
Interest-West Thorfare imp fee		(221)	(148)	-
Total Revenue	(2,620,000)	(735,724)	(131,773)	28.08
[2] Professional Serv-Water Imp Fe	1,220,000	40,059	40,059	3.28
Professional Serv-Sewer Imp Fe	255,000			-
Professional Serv-Thorfare Imp	60,000			-
Transfer to Capital Proj Fund	300,000			-
Total Expenses	1,835,000	40,059	40,059	2.18
(Gain)/Loss	(785,000)	(695,665)	(91,715)	

NOTES:

- [1] Impact Fees-Water revenue includes \$200,000 for RaceTrac agreement 10/29/2013.
- [2] Professional Services--Water Impact Fees include payments to Freese & Nichols for Upper Plan Water Line Design and Spiars Engineering for RaceTrac water line design.

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	16.67% Percent YTD %
SPECIAL REVENUE FUND				
Police Donation Inc	(16,000)	(1,935)	(1,144)	● 12.09
Fire Dept-Donation Inc	(12,000)	(2,605)	(798)	● 21.71
Safety Fair Donations	(2,000)			● -
Child Safety Inc	(9,000)	(3,532)	(3,532)	● 39.24
Court Security Revenue	(2,900)	(743)	(394)	● 25.62
Technology Fd Revenue	(4,000)	(993)	(527)	● 24.82
Interest Income		(862)	(423)	● -
Country Xmas Donations	(10,000)	(10,150)	(9,400)	● 101.50
Tree Mitigation Revenue		(14,175)		● -
Cash Seizure Forfeit-PD	(500)	(2,250)	(2,250)	● 450.00
Total Revenue	(56,400)	(37,244)	(18,467)	● 66.04
Country Xmas Expense	10,000			● -
Court Technology Expense	12,200	7	7	● 0.06
Court Security Expense	2,500	136	136	● 5.44
Police Donation Exp	8,000			● -
Fire Dept Donation Exp	8,000	607	332	● 7.59
Health & Safety Fair Exp	1,500			● -
Child Safety Expense	1,000			● -
Escrow Expense	15,500			● -
Volunteer Per Diem Expense		165	165	● -
Special Operations	500			● -
Total Expenses	59,200	915	640	● 1.55
(Gain)/Loss	2,800	(36,329)	(17,827)	

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

16.67%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
CAPITAL PROJECTS--GENERAL GOVERNMENTAL				
Interest-2004 Bond	(1,000)	(340)	(167)	33.99
Interest-2006 Bond	(1,000)	(59)	(28)	5.88
Interest 2008 Bond	(1,000)	(3,780)	(1,606)	377.98
Interest-2011 Refd Bond	(70)			-
Interest 2012 GO Bond	(5,000)	(2,028)	(889)	40.57
Bond Proceeds	(1,965,000)			-
Total Revenue	(1,973,070)	(6,207)	(2,690)	0.32
Salaries & Wages	92,820	13,256	10,190	14.28
Salaries - Longevity	459			-
Salary - Incentive	300			-
Social Security Expense	5,802	805	615	13.88
Medicare Expense	1,357	188	144	13.88
SUTA Expense	93			-
Health Insurance	5,400	284	284	5.25
Dental Insurance	360	24	24	6.71
Life Insurance/AD&D	114	11	8	10.03
Liability (TML) Workers' Comp	118	146		123.45
TMRS Expense	9,826	1,392	1,070	14.17
Long Term/Short Term Disabilit	173			-
WELLE-Wellness Prog Reimb-Empl	420			-
Professional Serv-2006 Bond		6,589	6,589	-
Cell Phone Expense		113	113	-
Mileage Expense		1,657	1,657	-
Capital Expenditures-2006 Bond		1,021	1,021	-
[1] Capital Expenditure 2008 Bond		980,493	980,493	-
Construction	4,662,758			-
Total Expenses	4,780,000	1,005,980	1,002,209	21.05
(Gain)/Loss	2,806,930	999,774	999,518	

NOTES:

[1] 2008 bond project expense includes \$927,579 payment to Tiseo Paving for First and Coit project.

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
 NOVEMBER 2013
 COMPARE TO:

16.67%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
CAPITAL PROJECTS--WATER/SEWER				
Interest Income	(50,000)	(6,763)	(2,965) ●	13.53
Bond Proceeds	(1,000,000)		●	-
Total Revenue	(1,050,000)	(6,763)	(2,965) ●	0.64
Construction	1,000,000		●	-
[1] Construction-1202-WA		72,000	72,000 ●	-
Construction-1203-SW		147	●	-
Construction-1203-WA		239	●	-
Total Expenses	1,000,000	72,386	72,000 ●	7.24
(Gain)/Loss	1,000,000	72,386	72,000	

NOTES:

- [1] 2012 bond construction expense includes \$72,000 payment to Cardinal Contractors for Custer Road pump station improvement project.

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-4035-10-00	3% Construction Fee	(75,000)		(75,000)	(1,250)		1.67
10-4060-10-00	NSF Fees	(50)		(50)			-
10-4061-10-00	Notary Fees	(150)		(150)	(40)	(35)	26.67
10-4105-10-00	Property Taxes -Delinquent	(45,000)		(45,000)	(22,612)	(1,217)	50.25
10-4110-10-00	Property Taxes -Current	(5,176,475)		(5,176,475)	(314,210)	(232,967)	6.07
10-4115-10-00	Taxes -Penalties	(20,000)		(20,000)	(5,901)	25	29.51
10-4120-10-00	Sales Taxes	(2,732,400)		(2,732,400)	(462,701)	(219,874)	16.93
10-4130-10-00	Sales Tax-Mixed Beverage	(4,500)		(4,500)			-
10-4140-10-00	Franchise Taxes - Electric	(270,000)		(270,000)			-
10-4150-10-00	Franchise Taxes - Telephone	(100,000)		(100,000)	(23,387)	(23,331)	23.39
10-4160-10-00	Franchise Taxes - Gas	(80,000)		(80,000)			-
10-4170-10-00	Franchise Taxes - Road Usage	(3,500)		(3,500)	(567)		16.19
10-4190-10-00	Franchise Fee-Cable	(19,500)		(19,500)	(4,950)		25.38
10-4200-10-00	T-Mobile Fees	(20,700)		(20,700)	(3,450)	(1,725)	16.67
10-4201-10-00	Tierone Converged Network	(30,000)		(30,000)	(3,000)	(1,500)	10.00
10-4202-10-00	NTTA Tag Sales	(150)		(150)			-
10-4205-10-00	Internet America	(18,000)		(18,000)	(3,000)	(1,500)	16.67
10-4218-10-00	Administrative Fees-EDC	(2,400)		(2,400)	(400)	(200)	16.67
10-4610-10-00	Interest Income	(60,000)		(60,000)	(4,808)	(2,229)	8.01
10-4910-10-00	Other Revenue	(20,000)		(20,000)	(6,825)		34.12
10-4995-10-00	Transfer In	(801,700)		(801,700)	(133,617)	(66,808)	16.67
	Subtotal object - 0	(9,479,525)		(9,479,525)	(990,717)	(551,361)	10.45
Program number:		(9,479,525)		(9,479,525)	(990,717)	(551,361)	10.45
Department number: 10	Administration	(9,479,525)		(9,479,525)	(990,717)	(551,361)	10.45
10-4230-20-00	Other Permits				(125)	(50)	-
10-4440-20-00	Accident Reports	(1,500)		(1,500)	(135)	(68)	9.00
10-4450-20-00	Alarm Fee	(39,000)		(39,000)	(5,605)	(2,653)	14.37
	Subtotal object - 0	(40,500)		(40,500)	(5,865)	(2,771)	14.48
Program number:		(40,500)		(40,500)	(5,865)	(2,771)	14.48
Department number: 20	Police	(40,500)		(40,500)	(5,865)	(2,771)	14.48
10-4310-30-00	Charges for Services	(177,000)		(177,000)	(8,628)	(2,367)	4.88
10-4510-30-00	Grants				(3,772)	(3,772)	-
	Subtotal object - 0	(177,000)		(177,000)	(12,400)	(6,139)	7.01
Program number:		(177,000)		(177,000)	(12,400)	(6,139)	7.01
Department number: 30	Fire/EMS	(177,000)		(177,000)	(12,400)	(6,139)	7.01
10-4315-35-00	Fire Review/Inspect Fees	(11,000)		(11,000)	(1,425)	(225)	12.96
	Subtotal object - 0	(11,000)		(11,000)	(1,425)	(225)	12.96
Program number:		(11,000)		(11,000)	(1,425)	(225)	12.96
Department number: 35	Fire Marshall	(11,000)		(11,000)	(1,425)	(225)	12.96
10-4510-45-00	Grants	(18,087)		(18,087)			-
10-4910-45-00	Other Revenue	(125)		(125)			-
	Subtotal object - 0	(18,212)		(18,212)			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
Program number:		(18,212)		(18,212)			-
Department number: 45	Public Library	(18,212)		(18,212)			-
10-4056-60-00	Field Rental Fees	(17,000)		(17,000)	(2,894)		17.02
10-4057-60-00	Pavilion User Fees	(1,400)		(1,400)	(320)	(70)	22.86
10-4910-60-00	Other Revenue	(15,250)		(15,250)			-
	Subtotal object - 0	(33,650)		(33,650)	(3,214)	(70)	9.55
Program number:		(33,650)		(33,650)	(3,214)	(70)	9.55
Department number: 60	Parks and Recreation	(33,650)		(33,650)	(3,214)	(70)	9.55
10-4030-70-00	Miscellaneous				(248)		-
10-4410-70-00	Fines	(215,000)		(215,000)	(33,625)	(17,646)	15.64
10-4610-70-00	Interest Income	(130)		(130)	(63)	(34)	48.56
	Subtotal object - 0	(215,130)		(215,130)	(33,936)	(17,680)	15.78
Program number:		(215,130)		(215,130)	(33,936)	(17,680)	15.78
Department number: 70	Municipal Court	(215,130)		(215,130)	(33,936)	(17,680)	15.78
10-4011-80-00	Permit Application Fee				(42,550)		-
10-4017-80-00	Registration Fee	(32,000)		(32,000)	(2,600)	(900)	8.13
10-4210-80-00	Building Permits	(1,554,300)		(1,554,300)	(292,797)	(129,876)	18.84
10-4230-80-00	Other Permits	(100,000)		(100,000)	(16,765)	(8,665)	16.77
10-4240-80-00	Plumb/Elect/Mech Permits	(15,000)		(15,000)	(3,180)	(1,440)	21.20
10-4242-80-00	Re-inspection Fees	(15,000)		(15,000)	(3,355)	(900)	22.37
10-4910-80-00	Other Revenue	(3,000)		(3,000)	(550)	(400)	18.33
	Subtotal object - 0	(1,719,300)		(1,719,300)	(361,796)	(142,181)	21.04
Program number:		(1,719,300)		(1,719,300)	(361,796)	(142,181)	21.04
Department number: 80	Inspections	(1,719,300)		(1,719,300)	(361,796)	(142,181)	21.04
10-4245-85-00	Health Inspections	(7,000)		(7,000)	(2,450)	(650)	35.00
10-4910-85-00	Other Revenue				(650)	(150)	-
	Subtotal object - 0	(7,000)		(7,000)	(3,100)	(800)	44.29
Program number:		(7,000)		(7,000)	(3,100)	(800)	44.29
Department number: 85	Code Enforcement	(7,000)		(7,000)	(3,100)	(800)	44.29
10-4220-90-00	Zoning Permits	(10,000)		(10,000)	(26,622)	(26,622)	266.22
10-4225-90-00	Plat Fees	(50,000)		(50,000)	(6,085)	(2,620)	12.17
10-4910-90-00	Other Revenue				(620)	(100)	-
	Subtotal object - 0	(60,000)		(60,000)	(33,327)	(29,342)	55.54
Program number:		(60,000)		(60,000)	(33,327)	(29,342)	55.54
Department number: 90	Planning	(60,000)		(60,000)	(33,327)	(29,342)	55.54
	Revenue Subtotal - - - - -	(11,761,317)		(11,761,317)	(1,445,780)	(750,568)	12.29
10-5110-10-00	Salaries & Wages	766,763		766,763	108,506	84,581	14.15
10-5115-10-00	Salaries - Overtime	6,031		6,031	36	36	0.60
10-5126-10-00	Salaries-Vacation Buy-Out				3,077	3,077	-
10-5140-10-00	Salaries - Longevity Pay	1,338		1,338	420	420	31.39
10-5141-10-00	Salaries - Incentive	24,343		24,343			-
10-5142-10-00	Car Allowance				900	692	-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5145-10-00	Social Security Expense	49,505		49,505	4,866	3,822	9.83
10-5150-10-00	Medicare Expense	11,578		11,578	1,566	1,233	13.52
10-5155-10-00	SUTA Expense	798		798			-
10-5160-10-00	Health Insurance	49,119		49,119	5,557	3,965	11.31
10-5165-10-00	Dental Insurance	3,275		3,275	258	193	7.89
10-5170-10-00	Life Insurance/AD&D	777		777	118	84	15.23
10-5175-10-00	Liability (TML) Workers' Comp	1,010		1,010	2,656		262.92
10-5176-10-00	TML Prop. & Liab. Insurance	100,000		100,000	76,310		76.31
10-5180-10-00	TMRS Expense	83,840		83,840	11,864	9,328	14.15
10-5185-10-00	Long Term/Short Term Disabilit	1,072		1,072	224	224	20.87
10-5186-10-00	WELLE-Wellness Prog Reimb Empl	3,780		3,780	51	35	1.34
10-5190-10-00	Contract Labor	35,000		35,000	1,148	680	3.28
10-5191-10-00	Hiring Cost	15,000		15,000	430	430	2.87
10-5193-10-00	Records Retention	1,000		1,000	198	198	19.83
10-5210-10-00	Office Supplies	5,000		5,000	1,127	856	22.53
10-5212-10-00	Building Supplies	1,500		1,500	260	172	17.37
10-5230-10-00	Dues,Fees,& Subscriptions	10,000		10,000	1,894	556	18.94
10-5240-10-00	Postage and Delivery	3,000		3,000			-
10-5250-10-00	Publications	500		500	191	191	38.18
10-5260-10-00	Advertising	300		300			-
10-5265-10-00	Promotional Expense				29	29	-
10-5270-10-00	Bank Charges	200		200	30	30	15.00
10-5280-10-00	Printing and Reproduction	2,000		2,000	968	858	48.41
10-5290-10-00	Miscellaneous Expense				58	58	-
10-5305-10-00	Chapt 380 Program Grant Exp	10,000		10,000			-
10-5310-10-00	Rental Expense	58,782		58,782	350	175	0.60
10-5330-10-00	Copier Expense	27,000		27,000	3,420	1,710	12.67
10-5340-10-00	Building Repairs	2,500		2,500			-
10-5410-10-00	Professional Services	45,000		45,000	9,030	6,030	20.07
10-5412-10-00	Audit Fees	40,000		40,000	15,925	15,925	39.81
10-5414-10-00	Appraisal / Tax Fees	53,000		53,000	13,185	13,185	24.88
10-5418-10-00	IT Fees	135,000		135,000	19,279	9,735	14.28
10-5419-10-00	IT Licenses	10,000		10,000	2,845	125	28.45
10-5430-10-00	Legal Fees	40,000		40,000	5,929	5,777	14.82
10-5435-10-00	Legal Notices/Filings	8,500		8,500	1,044	603	12.28
10-5460-10-00	Election Expense	15,000		15,000	124	62	0.83
10-5480-10-00	Contracted Services	18,000		18,000	14,848	4,826	82.49
10-5520-10-00	Telephones	18,000		18,000	11,916	4,854	66.20
10-5521-10-00	Cell Phone Expense	6,000		6,000	622	622	10.37
10-5524-10-00	Gas-Building	500		500	75	75	15.04
10-5525-10-00	Electricity	10,000		10,000	931	931	9.32
10-5526-10-00	Data Network	15,000		15,000	5,614	2,777	37.43

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5530-10-00	Travel/Lodging/Meals Expense	8,000		8,000	2,772	2,177	34.65
10-5532-10-00	Entertainment	750		750			-
10-5533-10-00	Mileage Expense	5,000		5,000	314	314	6.28
10-5536-10-00	Training/Seminars	40,000		40,000	5,490	1,145	13.73
10-5538-10-00	Council/Public Official Expens	20,000		20,000	5,246	2,141	26.23
10-5600-10-00	Special Events	38,000		38,000	181		0.48
10-7000-10-00	Contingency	26,707		26,707			-
10-7143-10-00	Transfer to Internal Serv. Fd	17,000		17,000			-
	Subtotal object - 0	1,844,468		1,844,468	341,884	184,941	18.54
Program number:		1,844,468		1,844,468	341,884	184,941	18.54
Department number: 10	Administration	1,844,468		1,844,468	341,884	184,941	18.54
10-5110-20-00	Salaries & Wages	966,557		966,557	126,553	97,343	13.09
10-5115-20-00	Salaries - Overtime	35,000		35,000	5,725	4,626	16.36
10-5126-20-00	Salaries-Vacation Buy-Out				3,138	3,138	-
10-5127-20-00	Salaries-Certification Pay	11,800		11,800	1,962	1,509	16.63
10-5140-20-00	Salaries - Longevity Pay	5,690		5,690	4,555	4,555	80.05
10-5145-20-00	Social Security Expense	63,026		63,026	8,559	6,732	13.58
10-5150-20-00	Medicare Expense	14,740		14,740	2,002	1,574	13.58
10-5155-20-00	SUTA Expense	1,017		1,017			-
10-5160-20-00	Health Insurance	86,971		86,971	7,643	4,650	8.79
10-5165-20-00	Dental Insurance	5,798		5,798	490	338	8.45
10-5170-20-00	Life Insurance/AD&D	798		798	523	361	65.53
10-5175-20-00	Liability (TML) Workers' Comp	1,286		1,286	22,272		#####
10-5180-20-00	TMRS Expense	106,737		106,737	14,930	11,691	13.99
10-5185-20-00	Long Term/Short Term Disabilit	933		933	337	337	36.13
10-5186-20-00	WELLE-Wellness Prog Reimb Empl	6,720		6,720	254	175	3.78
10-5190-20-00	Contract Labor	6,000		6,000	860	480	14.33
10-5191-20-00	Hiring Cost	900		900			-
10-5192-20-00	Physical & Psychological	825		825			-
10-5210-20-00	Office Supplies	10,500		10,500	89		0.85
10-5212-20-00	Building Supplies	2,500		2,500			-
10-5214-20-00	Tactical Supplies	37,190		37,190			-
10-5215-20-00	Ammunition	6,000		6,000	808		13.46
10-5220-20-00	Office Equipment	1,400		1,400			-
10-5230-20-00	Dues,Fees,& Subscriptions	7,000		7,000	990	838	14.14
10-5240-20-00	Postage and Delivery	750		750	11	11	1.49
10-5250-20-00	Publications	500		500			-
10-5260-20-00	Advertising	250		250			-
10-5265-20-00	Promotional Expense	2,250		2,250			-
10-5280-20-00	Printing and Reproduction	500		500			-
10-5310-20-00	Rental Expense	3,000		3,000	620	620	20.66
10-5320-20-00	Repairs & Maintenance	750		750			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5330-20-00	Copier Expense				445		-
10-5335-20-00	Radio/Video Repairs	2,000		2,000			-
10-5340-20-00	Building Repairs	1,000		1,000	215	215	21.50
10-5350-20-00	Vehicle Expense	60,000		60,000	2,209	1,065	3.68
10-5352-20-00	Fuel	80,000		80,000	3,424	3,424	4.28
10-5353-20-00	Oil/Grease/Inspections	2,150		2,150	22	22	1.02
10-5400-20-00	Uniform Expense	16,500		16,500	1,708	1,708	10.35
10-5410-20-00	Professional Services	760		760			-
10-5415-20-00	Tuition Reimbursement	12,000		12,000			-
10-5418-20-00	IT Fees	3,950		3,950			-
10-5419-20-00	IT Licenses	3,000		3,000			-
10-5430-20-00	Legal Fees	10,000		10,000	312	312	3.13
10-5480-20-00	Contracted Services	20,000		20,000	4,949	4,928	24.75
10-5520-20-00	Telephones	8,000		8,000	1,632	816	20.40
10-5521-20-00	Cell Phone Expense	5,000		5,000	702	702	14.04
10-5525-20-00	Electricity	10,000		10,000	1,757	1,757	17.57
10-5526-20-00	Data Network	13,760		13,760	1,102	532	8.01
10-5530-20-00	Travel/Lodging/Meals Expense	5,000		5,000	2,943	3,388	58.85
10-5533-20-00	Mileage Expense	2,500		2,500			-
10-5536-20-00	Training/Seminars	26,500		26,500	1,075	1,075	4.06
10-5600-20-00	Special Events	10,500		10,500	120	20	1.14
10-5630-20-00	Safety Equipment	18,750		18,750			-
10-5640-20-00	Signs & Hardware	500		500			-
10-6160-20-00	Capital Expenditure - Vehicles	135,000		135,000	8,010	8,010	5.93
	Subtotal object - 0	1,834,258		1,834,258	232,944	166,952	12.70
Program number:		1,834,258		1,834,258	232,944	166,952	12.70
Department number: 20	Police	1,834,258		1,834,258	232,944	166,952	12.70
10-5110-25-00	Salaries & Wages	312,860		312,860	39,077	30,179	12.49
10-5115-25-00	Salaries - Overtime	15,000		15,000	2,588	1,779	17.25
10-5127-25-00	Salaries-Certification Pay	7,000		7,000	1,010	794	14.43
10-5140-25-00	Salaries - Longevity Pay	1,507		1,507	635	635	42.14
10-5145-25-00	Social Security Expense	20,855		20,855	2,544	1,972	12.20
10-5150-25-00	Medicare Expense	4,877		4,877	595	461	12.20
10-5155-25-00	SUTA Expense	336		336			-
10-5160-25-00	Health Insurance	37,800		37,800	3,521	2,310	9.32
10-5165-25-00	Dental Insurance	2,520		2,520	187	133	7.42
10-5170-25-00	Life Insurance	416		416	61	43	14.68
10-5175-25-00	Liability (TML) Workers' Comp	426		426	642		150.82
10-5180-25-00	TMRS Expense	34,483		34,483	4,156	3,254	12.05
10-5185-25-00	Long Term/Short Term Disabilit	350		350	98	98	28.11
10-5186-25-00	WELLE-Wellness Prog Reimb Empl	3,360		3,360	152	105	4.53
10-5191-25-00	Hiring Cost	300		300	301	301	100.34

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5192-25-00	Physical & Psychological	300		300	150	150	50.00
10-5210-25-00	Supplies	3,000		3,000	470	470	15.67
10-5212-25-00	Building Supplies	1,500		1,500			-
10-5220-25-00	Office Equipment	2,440		2,440	49	29	2.02
10-5230-25-00	Dues,Fees,& Subscriptions	2,000		2,000	177	118	8.85
10-5240-25-00	Postage and Delivery	100		100			-
10-5250-25-00	Publications	100		100			-
10-5280-25-00	Printing and Reproduction	100		100			-
10-5320-25-00	Repairs & Maintenance	500		500			-
10-5340-25-00	Building Repairs	750		750			-
10-5400-25-00	Uniform Expense	1,710		1,710			-
10-5415-25-00	Tuition Reimbursement	6,000		6,000			-
10-5418-25-00	IT Fees	4,500		4,500	323		7.17
10-5419-25-00	IT Licenses	5,000		5,000			-
10-5430-25-00	Legal Fees	2,450		2,450			-
10-5480-25-00	Contracted Services	155,000		155,000	71,984	37,984	46.44
10-5520-25-00	Telephones	2,500		2,500	287	144	11.49
10-5521-25-00	Cell Phone Expense	700		700	74	74	10.54
10-5524-25-00	Gas-Building	400		400	75	75	18.64
10-5526-25-00	Data Network	4,600		4,600	716	358	15.57
10-5530-25-00	Travel/Lodging/Meals Expense	1,950		1,950	583		29.90
10-5533-25-00	Mileage Expense	1,000		1,000	375	339	37.49
10-5536-25-00	Training/Seminars	5,000		5,000	1,222	1,222	24.44
10-5600-25-00	Special Events	1,000		1,000			-
	Subtotal object - 0	644,690		644,690	132,051	83,026	20.48
Program number:		644,690		644,690	132,051	83,026	20.48
Department number: 25	Dispatch Department	644,690		644,690	132,051	83,026	20.48
10-5110-30-00	Salaries & Wages	1,438,167		1,438,167	193,427	147,625	13.45
10-5115-30-00	Salaries - Overtime	230,000		230,000	29,057	17,832	12.63
10-5127-30-00	Salaries-Certification Pay	16,000		16,000	2,196	1,689	13.73
10-5140-30-00	Salaries - Longevity Pay	12,606		12,606	7,555	7,555	59.93
10-5145-30-00	Social Security Expense	105,200		105,200	13,860	10,471	13.18
10-5150-30-00	Medicare Expense	24,603		24,603	3,242	2,449	13.18
10-5155-30-00	SUTA Expense	1,697		1,697			-
10-5160-30-00	Health Insurance	146,880		146,880	11,912	7,546	8.11
10-5165-30-00	Dental Insurance	9,792		9,792	700	483	7.15
10-5170-30-00	Life Insurance/AD&D	12,489		12,489	762	525	6.10
10-5171-30-00	Life Insurance-Supplemental				7,921		-
10-5175-30-00	Liability (TML) Workers Comp	2,147		2,147	26,555		#####
10-5180-30-00	TMRS Expense	158,365		158,365	23,459	17,757	14.81
10-5185-30-00	Long Term/Short Term Disabilit	2,502		2,502	488	488	19.52
10-5186-30-00	WELLE-Wellness Prog Reimb Empl	8,400		8,400	812	560	9.67

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5191-30-00	Hiring Cost	1,000		1,000			-
10-5194-30-00	FD Annual Phy & Screening	16,000		16,000	752	752	4.70
10-5210-30-00	Office Supplies	4,848		4,848	185	185	3.81
10-5212-30-00	Building Supplies	4,000		4,000	1,906	1,906	47.64
10-5230-30-00	Dues,Fees,& Subscriptions	3,500		3,500	2,720	765	77.71
10-5240-30-00	Postage and Delivery	250		250	81	81	32.25
10-5250-30-00	Publications	350		350			-
10-5280-30-00	Printing and Reproduction	500		500	256		51.20
10-5320-30-00	Repairs & Maintenance	6,500		6,500	1,074	981	16.52
10-5335-30-00	Radio/Video Repairs	20,000		20,000			-
10-5340-30-00	Building Repairs	20,000		20,000	440	325	2.20
10-5350-30-00	Vehicle Expense	35,000		35,000	5,814	1,833	16.61
10-5352-30-00	Fuel	35,000		35,000	1,744	1,744	4.98
10-5400-30-00	Uniform Expense	21,000		21,000			-
10-5410-30-00	Professional Services	10,500		10,500			-
10-5418-30-00	IT Fees	7,500		7,500			-
10-5440-30-00	EMS	74,000		74,000	12,325	2,167	16.66
10-5480-30-00	Contracted Services	10,000		10,000	120	60	1.20
10-5520-30-00	Telephones	12,500		12,500	8,603	3,417	68.83
10-5521-30-00	Cell Phone Expense	8,000		8,000	899	899	11.24
10-5524-30-00	Gas - Building	7,000		7,000	237	113	3.39
10-5525-30-00	Electricity	22,000		22,000	3,150	1,389	14.32
10-5526-30-00	Data Network	12,442		12,442	3,772	1,886	30.31
10-5530-30-00	Travel/Lodging/Meals Expense	3,000		3,000	656	656	21.87
10-5533-30-00	Mileage Expense	1,500		1,500			-
10-5536-30-00	Training/Seminars	18,000		18,000	3,975	1,000	22.08
10-5610-30-00	Fire Fighting Equipment	18,000		18,000	448		2.49
10-5630-30-00	Safety Equipment	25,000		25,000	197	197	0.79
	Subtotal object - 0	2,566,238		2,566,238	371,300	235,337	14.47
Program number:		2,566,238		2,566,238	371,300	235,337	14.47
Department number: 30	Fire/EMS	2,566,238		2,566,238	371,300	235,337	14.47
10-5110-35-00	Salaries & Wages	82,318		82,318	12,106	9,312	14.71
10-5140-35-00	Salaries - Longevity Pay	752		752	570	570	75.80
10-5145-35-00	Social Security Expense	5,150		5,150	705	557	13.68
10-5150-35-00	Medicare Expense	1,205		1,205	165	130	13.67
10-5155-35-00	SUTA Expense	83		83			-
10-5160-35-00	Health Insurance	5,400		5,400	794	548	14.71
10-5165-35-00	Dental Insurance	360		360	35	24	9.72
10-5170-35-00	Life Insurance/AD&D	114		114	38	26	33.40
10-5175-35-00	Liability (TML) Workers' Comp	105		105	1,328		#####
10-5180-35-00	TMRS Expense	8,722		8,722	1,331	1,038	15.26
10-5185-35-00	Long Term/Short Term Disabilit	153		153	32	32	21.10

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5186-35-00	WELLE-Wellness Prog Reimb Empl	420		420			-
10-5193-35-00	Records Retention	250		250			-
10-5194-35-00	FD Annual Phy & Screening	650		650			-
10-5210-35-00	Supplies	300		300			-
10-5230-35-00	Dues,Fees,& Subscriptions	600		600			-
10-5240-35-00	Postage and Delivery	60		60			-
10-5250-35-00	Publications	550		550			-
10-5280-35-00	Printing and Reproduction	500		500			-
10-5350-35-00	Vehicle Expense	1,953		1,953			-
10-5352-35-00	Fuel	2,000		2,000	119	119	5.95
10-5353-35-00	Oil/Grease/Inspections	500		500			-
10-5400-35-00	Uniform Expense	1,050		1,050			-
10-5418-35-00	IT Fees	200		200			-
10-5430-35-00	Legal Fees	2,000		2,000			-
10-5520-35-00	Telephones	900		900			-
10-5521-35-00	Cell Phone Expense	1,200		1,200	173	173	14.40
10-5530-35-00	Travel/Lodging/Meals Expense	500		500	850		170.00
10-5536-35-00	Training/Seminars	3,200		3,200	300	85	9.38
10-5620-35-00	Tools & Equipment	150		150			-
10-5630-35-00	Safety Equipment	1,000		1,000			-
10-5640-35-00	Signs & Hardware	1,250		1,250			-
	Subtotal object - 0	123,595		123,595	18,545	12,614	15.01
Program number:		123,595		123,595	18,545	12,614	15.01
Department number: 35	Fire Marshall	123,595		123,595	18,545	12,614	15.01
10-5110-40-00	Salaries & Wages	93,646		93,646	13,772	10,594	14.71
10-5115-40-00	Salaries - Overtime	4,000		4,000	385	260	9.62
10-5140-40-00	Salaries - Longevity Pay	1,237		1,237	1,000	1,000	80.84
10-5145-40-00	Social Security Expense	6,131		6,131	927	726	15.12
10-5150-40-00	Medicare Expense	1,434		1,434	217	170	15.12
10-5155-40-00	SUTA Expense	99		99			-
10-5160-40-00	Health Insurance	10,800		10,800	979	598	9.07
10-5165-40-00	Dental Insurance	720		720	70	48	9.72
10-5170-40-00	Life Insurance/AD&D	196		196	23	16	11.66
10-5175-40-00	Liability (TML) Workers Comp	125		125	4,540		#####
10-5180-40-00	TMRS Expense	10,383		10,383	1,602	1,252	15.43
10-5185-40-00	Long Term/Short Term Disabilit	174		174	34	34	19.35
10-5186-40-00	WELLE-Wellness Prog Reimb Empl	840		840	102	70	12.08
10-5191-40-00	Hiring Cost	50		50			-
10-5210-40-00	Office Supplies	600		600			-
10-5230-40-00	Dues,Fees,& Subscriptions	200		200			-
10-5250-40-00	Publications	50		50			-
10-5310-40-00	Rental Expense	10,000		10,000	3,200	3,200	32.00

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5320-40-00	Repairs & Maintenance	4,000		4,000			-
10-5321-40-00	Signal Light Repairs	7,400		7,400			-
10-5340-40-00	Building Repairs	2,500		2,500			-
10-5350-40-00	Vehicle Expense	5,500		5,500	4,170	1,298	75.81
10-5352-40-00	Fuel	9,300		9,300	109	109	1.17
10-5353-40-00	Oil/Grease/Inspections	800		800			-
10-5400-40-00	Uniform Expense	3,500		3,500	737	477	21.06
10-5410-40-00	Professional Services	8,000		8,000			-
10-5480-40-00	Contracted Services	910,720		910,720			-
10-5520-40-00	Telephones	300		300			-
10-5521-40-00	Cell Phone Expense	1,000		1,000	179	179	17.91
10-5525-40-00	Electricity	100,000		100,000	20,700	15,431	20.70
10-5530-40-00	Travel/Lodging/Meals Expense	800		800			-
10-5536-40-00	Training/Seminars	800		800			-
10-5620-40-00	Tools & Equipment	3,000		3,000			-
10-5630-40-00	Safety Equipment	2,000		2,000	328		16.40
10-5640-40-00	Signs & Hardware	31,000		31,000	44	44	0.14
10-5650-40-00	Maintenance Materials	60,000		60,000	4,894	1,943	8.16
10-6140-40-00	Capital Expenditure - Equipmt	76,000		76,000			-
	Subtotal object - 0	1,367,305		1,367,305	58,011	37,447	4.24
Program number:		1,367,305		1,367,305	58,011	37,447	4.24
Department number: 40	Streets	1,367,305		1,367,305	58,011	37,447	4.24
10-5110-45-00	Salaries & Wages	24,536		24,536	2,874	2,222	11.71
10-5145-45-00	Social Security Expense	849		849	178	138	20.99
10-5150-45-00	Medicare Expense	198		198	42	32	21.04
10-5155-45-00	SUTA Expense	14		14			-
10-5175-45-00	Liability (TML)/Workers' Comp	17		17	86		503.88
10-5190-45-00	Contract Labor	40,000		40,000			-
10-5210-45-00	Supplies	2,000		2,000	553	553	27.63
10-5212-45-00	Building Supplies	500		500			-
10-5220-45-00	Office Equipment	1,000		1,000			-
10-5230-45-00	Dues,Fees,& Subscriptions	5,600		5,600	3,200	3,200	57.14
10-5240-45-00	Postage and Delivery	400		400			-
10-5281-45-00	Book Purchases	12,000		12,000	1,475	1,346	12.29
10-5418-45-00	IT Fees	375		375			-
10-5480-45-00	Contracted Services	2,652		2,652			-
10-5525-45-00	Electricity	5,500		5,500			-
10-5530-45-00	Travel	700		700			-
10-5533-45-00	Mileage Expense	600		600			-
10-5536-45-00	Training/Seminars	500		500			-
10-5600-45-00	Special Events	600		600			-
	Subtotal object - 0	98,041		98,041	8,406	7,490	8.57

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
Program number:		98,041		98,041	8,406	7,490	8.57
Department number: 45	Public Library	98,041		98,041	8,406	7,490	8.57
10-5110-60-00	Salaries & Wages	590,082		590,082	63,219	48,630	10.71
10-5115-60-00	Salaries - Overtime	9,000		9,000	1,846	1,365	20.51
10-5126-60-00	Salaries-Vacation Buy-Out				772	772	-
10-5140-60-00	Salaries - Longevity Pay	2,583		2,583	1,735	1,735	67.17
10-5145-60-00	Social Security Expense	29,871		29,871	3,984	3,115	13.34
10-5150-60-00	Medicare Expense	6,986		6,986	932	728	13.34
10-5155-60-00	SUTA Expense	482		482			-
10-5160-60-00	Health Insurance	75,912		75,912	6,497	4,015	8.56
10-5165-60-00	Dental Insurance	5,061		5,061	350	241	6.92
10-5170-60-00	Life Insurance/AD&D	1,057		1,057	114	79	10.81
10-5175-60-00	Liability (TML) Workers Comp	610		610	5,568		912.80
10-5180-60-00	TMRS Expense	63,175		63,175	7,132	5,538	11.29
10-5185-60-00	Long Term/Short Term Disabilit	876		876	173	173	19.72
10-5186-60-00	WELLE-Wellness Prog Reimb Empl	4,620		4,620	355	245	7.69
10-5210-60-00	Office Supplies	1,500		1,500	501	354	33.42
10-5212-60-00	Building Supplies	1,500		1,500			-
10-5220-60-00	Office Equipment	5,560		5,560	469	469	8.44
10-5230-60-00	Dues,Fees,& Subscriptions	2,850		2,850			-
10-5240-60-00	Postage and Delivery	175		175			-
10-5280-60-00	Printing and Reproduction	300		300			-
10-5290-60-00	Miscellaneous Expense	1,500		1,500			-
10-5310-60-00	Rental Expense	22,000		22,000	5,205	1,735	23.66
10-5320-60-00	Repairs & Maintenance	424,500		424,500	14,260	9,394	3.36
10-5350-60-00	Vehicle Expense	4,500		4,500	973	857	21.63
10-5352-60-00	Fuel	17,000		17,000	819	819	4.82
10-5353-60-00	Oil/Grease/Inspections	2,000		2,000	31	31	1.57
10-5400-60-00	Uniform Expense	5,700		5,700	751	529	13.17
10-5410-60-00	Professional Services	125,000		125,000			-
10-5418-60-00	IT Fees	3,100		3,100	169	84	5.45
10-5430-60-00	Legal Fees	2,000		2,000	1,159	152	57.95
10-5480-60-00	Contracted Services	154,800		154,800	18,087	17,739	11.68
10-5520-60-00	Telephones				115	57	-
10-5521-60-00	Cell Phone Expense	5,900		5,900	1,124	1,124	19.06
10-5525-60-00	Electricity	88,000		88,000	18,680	18,680	21.23
10-5526-60-00	Data Network	1,700		1,700	84		4.97
10-5530-60-00	Travel/Lodging/Meals Expense	3,800		3,800			-
10-5533-60-00	Mileage Expense	2,000		2,000	108		5.39
10-5536-60-00	Training/Seminars	6,750		6,750			-
10-5600-60-00	Special Events	49,700		49,700	9,849	5,544	19.82
10-5620-60-00	Tools & Equipment				6	6	-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5630-60-00	Safety Equipment	1,600		1,600	15	15	0.94
10-5640-60-00	Signs & Hardware	2,800		2,800	193	193	6.88
10-6160-60-00	Capital Expenditure - Vehicles	52,000		52,000			-
	Subtotal object - 0	1,778,550		1,778,550	165,275	124,419	9.29
Program number:		1,778,550		1,778,550	165,275	124,419	9.29
Department number: 60	Parks and Recreation	1,778,550		1,778,550	165,275	124,419	9.29
10-5110-70-00	Salaries & Wages				11,327	8,713	-
10-5115-70-00	Salaries - Overtime	77,027		77,027			-
10-5140-70-00	Salaries - Longevity Pay	185		185			-
10-5145-70-00	Social Security Expense	4,787		4,787	663	513	13.85
10-5150-70-00	Medicare Expense	1,120		1,120	155	120	13.84
10-5155-70-00	SUTA Expense	77		77			-
10-5160-70-00	Health Insurance	5,400		5,400	866	442	16.05
10-5165-70-00	Dental Insurance	360		360	35	24	9.72
10-5170-70-00	Life Insurance/AD&D	114		114	11	8	10.03
10-5175-70-00	Liability (TML) Workers Comp	98		98	120		122.38
10-5180-70-00	TMRS Expense	8,107		8,107	1,189	915	14.67
10-5185-70-00	Long Term/Short Term Disabilit	143		143	30	30	21.12
10-5186-70-00	WELLE-Wellness Prog Reimb Empl	420		420			-
10-5190-70-00	Contract Labor	4,800		4,800	405	225	8.44
10-5210-70-00	Office Supplies	1,500		1,500	1,100	461	73.30
10-5212-70-00	Building Supplies	1,000		1,000	52	52	5.20
10-5220-70-00	Office Equipment				20		-
10-5230-70-00	Dues,Fees,& Subscriptions	330		330			-
10-5240-70-00	Postage and Delivery	1,000		1,000			-
10-5250-70-00	Publications	100		100			-
10-5280-70-00	Printing and Reproduction	1,000		1,000	202		20.15
10-5310-70-00	Rental Expense	24,000		24,000	4,118	1,996	17.16
10-5400-70-00	Uniform Expense	60		60			-
10-5418-70-00	IT Fees	500		500			-
10-5420-70-00	Municipal Court/Judge Fees	9,600		9,600	1,301	375	13.55
10-5425-70-00	State Fines Expense	106,800		106,800			-
10-5430-70-00	Legal Fees				2,337	2,337	-
10-5480-70-00	Contracted Services	2,000		2,000			-
10-5520-70-00	Telephones	300		300	256	128	85.27
10-5524-70-00	Gas-Building	900		900	37	37	4.08
10-5525-70-00	Electricity	2,000		2,000	202	202	10.09
10-5530-70-00	Travel/Lodging/Meals Expense	800		800			-
10-5533-70-00	Mileage Expense	1,500		1,500			-
10-5536-70-00	Training/Seminars	1,000		1,000			-
	Subtotal object - 0	257,028		257,028	24,426	16,578	9.50
Program number:		257,028		257,028	24,426	16,578	9.50

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
Department number: 70	Municipal Court	257,028		257,028	24,426	16,578	9.50
10-5110-80-00	Salaries & Wages	441,348		441,348	53,481	41,641	12.12
10-5115-80-00	Salaries - Overtime	8,000		8,000	506	443	6.33
10-5140-80-00	Salaries - Longevity Pay	2,359		2,359	1,540	1,540	65.28
10-5141-80-00	Salaries - Incentive	3,234		3,234			-
10-5145-80-00	Social Security Expense	25,434		25,434	3,298	2,595	12.97
10-5150-80-00	Medicare Expense	5,948		5,948	771	607	12.97
10-5155-80-00	SUTA Expense	451		451			-
10-5160-80-00	Health Insurance	48,600		48,600	4,360	2,776	8.97
10-5165-80-00	Dental Insurance	3,240		3,240	221	145	6.82
10-5170-80-00	Life Insurance/AD&D	914		914	76	51	8.32
10-5175-80-00	Liability (TML) Workers Comp	580		580	1,688		290.96
10-5180-80-00	TMRS Expense	47,769		47,769	5,859	4,599	12.26
10-5185-80-00	Long Term/Short Term Disabilit	830		830	115	115	13.91
10-5186-80-00	WELLE-Wellness Prog Reimb Empl	3,360		3,360	270	175	8.02
10-5190-80-00	Contract Labor	1,200		1,200	300	180	25.00
10-5191-80-00	Hiring Cost	60		60	235	235	391.68
10-5210-80-00	Office Supplies	7,000		7,000	329	329	4.70
10-5212-80-00	Building Supplies	500		500	127	127	25.43
10-5220-80-00	Office Equipment	13,000		13,000	215	215	1.66
10-5230-80-00	Dues,Fees,& Subscriptions	67,350		67,350	17,220	15,620	25.57
10-5240-80-00	Postage and Delivery	50		50			-
10-5280-80-00	Printing and Reproduction	2,000		2,000	217	217	10.84
10-5320-80-00	Repairs & Maintenance	1,000		1,000			-
10-5340-80-00	Building Repairs	150		150			-
10-5350-80-00	Vehicle Expense	1,500		1,500	272	272	18.12
10-5352-80-00	Fuel	12,000		12,000	597	597	4.97
10-5353-80-00	Oil/Grease/Inspections	2,400		2,400			-
10-5400-80-00	Uniform Expense	2,700		2,700			-
10-5415-80-00	Tuition Reimbursement	5,100		5,100			-
10-5418-80-00	IT Fees	4,000		4,000	45	45	1.13
10-5430-80-00	Legal Fees	4,000		4,000			-
10-5465-80-00	Public Relations	500		500			-
10-5480-80-00	Contracted Services	750		750	60	60	8.00
10-5520-80-00	Telephones	1,500		1,500	215	108	14.34
10-5521-80-00	Cell Phone Expense	2,880		2,880	390	390	13.53
10-5525-80-00	Electricity	6,500		6,500	817	817	12.57
10-5526-80-00	Data Network	3,200		3,200	494	266	15.43
10-5530-80-00	Travel/Lodging/Meals Expense	600		600	74		12.34
10-5533-80-00	Mileage Expense	6,000		6,000			-
10-5536-80-00	Training/Seminars	7,975		7,975	542	542	6.80
10-5630-80-00	Safety Equipment	800		800			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-6110-80-00	Capital Expenditure	30,000		30,000			-
10-6160-80-00	Capital Expenditure - Vehicles	20,000		20,000			-
	Subtotal object - 0	796,782		796,782	94,333	74,705	11.84
Program number:		796,782		796,782	94,333	74,705	11.84
Department number: 80	Inspections	796,782		796,782	94,333	74,705	11.84
10-5110-85-00	Salaries & Wages	47,312		47,312	6,958	5,352	14.71
10-5115-85-00	Salaries - Overtime	1,500		1,500	102	102	6.78
10-5140-85-00	Salaries - Longevity Pay	387		387	205	205	52.97
10-5141-85-00	Salaries - Incentive	750		750			-
10-5145-85-00	Social Security Expense	3,097		3,097	446	348	14.41
10-5150-85-00	Medicare Expense	724		724	104	81	14.41
10-5155-85-00	SUTA Expense	50		50			-
10-5160-85-00	Health Insurance	5,400		5,400	424	293	7.86
10-5165-85-00	Dental Insurance	360		360	35	24	9.72
10-5170-85-00	Life Insurance/AD&D	106		106	11	8	10.78
10-5175-85-00	Liability (TML) Workers' Comp	63		63	240		380.71
10-5180-85-00	TMRS Expense	5,244		5,244	768	598	14.65
10-5185-85-00	Long Term/Short Term Disabilit	88		88	19	19	21.09
10-5186-85-00	WELLE-Wellness Prog Reimb Empl	420		420	51	35	12.08
10-5190-85-00	Contract Labor	15,000		15,000			-
10-5210-85-00	Office Supplies	500		500	266	266	53.18
10-5212-85-00	Building Supplies				13	13	-
10-5230-85-00	Dues,Fees,& Subscriptions	200		200			-
10-5240-85-00	Postage and Delivery	400		400			-
10-5280-85-00	Printing and Reproduction	1,200		1,200			-
10-5350-85-00	Vehicle Expense	500		500			-
10-5352-85-00	Fuel	1,000		1,000			-
10-5353-85-00	Oil/Grease/Inspections	100		100			-
10-5400-85-00	Uniform Expense	200		200	90	90	44.99
10-5430-85-00	Legal Fees	8,000		8,000	199	199	2.49
10-5435-85-00	Legal Notices/Filings	500		500			-
10-5480-85-00	Contracted Services	68,000		68,000	2,700	1,925	3.97
10-5520-85-00	Telephones	300		300	31	15	10.25
10-5521-85-00	Cell Phone Expense	500		500	74	74	14.80
10-5536-85-00	Training/Seminars	500		500			-
10-5600-85-00	Special Events	1,000		1,000			-
10-5620-85-00	Tools & Equipment	250		250			-
10-5640-85-00	Signs & Hardware	500		500			-
	Subtotal object - 0	164,151		164,151	12,735	9,646	7.76
Program number:		164,151		164,151	12,735	9,646	7.76
Department number: 85	Code Enforcement	164,151		164,151	12,735	9,646	7.76
10-5110-90-00	Salaries & Wages	213,259		213,259	30,791	23,685	14.44

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5115-90-00	Salaries - Overtime	500		500			-
10-5126-90-00	Salaries-Vacation Buy-Out				1,940	1,940	-
10-5140-90-00	Salaries - Longevity Pay	1,059		1,059	740	740	69.88
10-5141-90-00	Salaries - Incentive	1,000		1,000			-
10-5145-90-00	Social Security Expense	13,381		13,381	1,972	1,564	14.74
10-5150-90-00	Medicare Expense	3,129		3,129	461	366	14.74
10-5155-90-00	SUTA Expense	216		216			-
10-5160-90-00	Health Insurance	16,408		16,408	2,408	1,506	14.68
10-5165-90-00	Dental Insurance	1,094		1,094	105	72	9.60
10-5170-90-00	Life Insurance/AD&D	318		318	34	24	10.78
10-5175-90-00	Liability (TML) Workers Comp	273		273	483		176.97
10-5180-90-00	TMRS Expense	22,661		22,661	3,530	2,779	15.58
10-5185-90-00	Long Term/Short Term Disabilit	397		397	77	77	19.47
10-5186-90-00	WELLE-Wellness Prog Reimb Empl	1,260		1,260	152	105	12.08
10-5190-90-00	Contract Labor	1,300		1,300	300	180	23.08
10-5191-90-00	Hiring Cost	50		50			-
10-5210-90-00	Office Supplies	3,500		3,500	312		8.93
10-5212-90-00	Building Supplies	250		250			-
10-5230-90-00	Dues,Fees,& Subscriptions	5,000		5,000	15	15	0.30
10-5240-90-00	Postage and Delivery	200		200			-
10-5400-90-00	Uniform Expense	300		300			-
10-5410-90-00	Professional Services	132,000		132,000			-
10-5415-90-00	Tuition Reimbursement	5,000		5,000			-
10-5430-90-00	Legal Fees	50,000		50,000	1,121	589	2.24
10-5435-90-00	Legal Notices/Filings	1,500		1,500			-
10-5520-90-00	Telephones	3,300		3,300	61	31	1.86
10-5521-90-00	Cell Phone Expense	2,400		2,400	293	293	12.22
10-5526-90-00	Data Network	8,250		8,250	1,375	688	16.67
10-5530-90-00	Travel/Lodging/Meals Expense	2,000		2,000	506	506	25.33
10-5533-90-00	Mileage Expense	1,500		1,500			-
10-5536-90-00	Training/Seminars	4,000		4,000			-
	Subtotal object - 0	495,505		495,505	46,680	35,160	9.42
Program number:		495,505		495,505	46,680	35,160	9.42
Department number: 90	Planning	495,505		495,505	46,680	35,160	9.42
10-5110-98-00	Salaries & Wages	354,304	(6,500)	347,804	34,045	26,189	9.79
10-5126-98-00	Salaries-Vacation Buy-Out				2,538	2,538	-
10-5140-98-00	Salaries - Longevity Pay	749		749	440	440	58.75
10-5141-98-00	Salaries - Incentive	300		300			-
10-5145-98-00	Social Security Expense	22,032		22,032	2,182	1,727	9.91
10-5150-98-00	Medicare Expense	5,153		5,153	510	404	9.90
10-5155-98-00	SUTA Expense	355		355			-
10-5160-98-00	Health Insurance	16,408		16,408	1,831	1,133	11.16

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5165-98-00	Dental Insurance	1,094		1,094	70	48	6.40
10-5170-98-00	Life Insurance/AD&D	342		342	32	22	9.22
10-5175-98-00	Liability (TML) Workers Comp	450		450	227		50.45
10-5180-98-00	TMRS Expense	37,312		37,312	3,893	3,066	10.43
10-5185-98-00	Long Term/Short Term Disabilit	660		660	84	84	12.71
10-5186-98-00	WELLE-Wellness Prog Reimb Empl	1,260		1,260	51	35	4.03
10-5191-98-00	Hiring Cost				80	80	-
10-5210-98-00	Office Supplies	800		800	317	109	39.58
10-5212-98-00	Building Supplies	350		350			-
10-5220-98-00	Office Equipment				21		-
10-5230-98-00	Dues,Fees,& Subscriptions	900		900			-
10-5240-98-00	Postage and Delivery	20		20			-
10-5280-98-00	Printing and Reproduction				79	79	-
10-5400-98-00	Uniform Expense	100		100			-
10-5418-98-00	IT Fees	250		250			-
10-5430-98-00	Legal Fees	8,500		8,500	(1,199)	(1,501)	(14.10)
10-5435-98-00	Legal Notices/Filings				518	518	-
10-5520-98-00	Telephones				115	57	-
10-5521-98-00	Cell Phone Expense	3,060		3,060	293	293	9.59
10-5524-98-00	Gas-Building				73	37	-
10-5525-98-00	Electricity				323	163	-
10-5530-98-00	Travel/Lodging/Meals Expense	3,250		3,250	556	556	17.10
10-5533-98-00	Mileage Expense	2,500		2,500	390	390	15.60
10-5536-98-00	Training/Seminars	7,000		7,000	481	481	6.87
10-6110-98-00	Capital Expenditure	20,000	6,500	26,500			-
	Subtotal object - 0	487,149		487,149	47,948	36,946	9.84
Program number:		487,149		487,149	47,948	36,946	9.84
Department number: 98	Engineering	487,149		487,149	47,948	36,946	9.84
	Expense Subtotal - - - - -	12,457,760		12,457,760	1,554,539	1,025,263	12.48
Fund number: 10	General	696,443		696,443	108,760	274,695	15.62
20-4005-50-00	Water Revenue	(5,200,000)		(5,200,000)	(785,201)	(302,203)	15.10
20-4010-50-00	Water Tap & Construction	(300,000)		(300,000)	(81,225)	(22,200)	27.08
20-4012-50-00	Saturday Inspection Fee	(2,500)		(2,500)	(1,050)	(150)	42.00
20-4018-50-00	Internet Cr. Card Fees(Global)	(14,000)		(14,000)	(3,535)	(1,778)	25.25
20-4019-50-00	Cr. Card Pmt Fees(auth.net)	(1,900)		(1,900)	(654)	(262)	34.41
20-4060-50-00	NSF Fees	(1,200)		(1,200)	(150)		12.50
20-4242-50-00	Re-Inspection Fees	(2,000)		(2,000)	(300)	(150)	15.00
20-4610-50-00	Interest Income	(70,000)		(70,000)	(7,840)	(4,191)	11.20
20-4910-50-00	Other Revenue	(80,000)		(80,000)	(15,209)	(7,360)	19.01
	Subtotal object - 0	(5,671,600)		(5,671,600)	(895,164)	(338,294)	15.78
Program number:		(5,671,600)		(5,671,600)	(895,164)	(338,294)	15.78
Department number: 50	Water	(5,671,600)		(5,671,600)	(895,164)	(338,294)	15.78

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-4006-55-00	Sewer Revenue	(2,247,850)		(2,247,850)	(426,217)	(211,307)	18.96
20-4010-55-00	Sewer Tap & Construction	(150,000)		(150,000)	(30,000)	(9,800)	20.00
	Subtotal object - 0	(2,397,850)		(2,397,850)	(456,217)	(221,107)	19.03
Program number:		(2,397,850)		(2,397,850)	(456,217)	(221,107)	19.03
Department number: 55	Sewer	(2,397,850)		(2,397,850)	(456,217)	(221,107)	19.03
20-4000-57-00	W/S Service Initiation	(50,000)		(50,000)	(7,350)	(3,865)	14.70
20-4007-57-00	Sanitation	(800,000)		(800,000)	(145,814)	(73,014)	18.23
20-4009-57-00	Late Fee-W/S	(56,000)		(56,000)	(17,726)	(6,194)	31.65
	Subtotal object - 0	(906,000)		(906,000)	(170,890)	(83,073)	18.86
Program number:		(906,000)		(906,000)	(170,890)	(83,073)	18.86
Department number: 57	Utility Billing Department	(906,000)		(906,000)	(170,890)	(83,073)	18.86
	Revenue Subtotal - - - - -	(8,975,450)		(8,975,450)	(1,522,271)	(642,474)	16.96
20-5110-50-00	Salaries & Wages	525,495		525,495	66,763	51,272	12.71
20-5115-50-00	Salaries - Overtime	25,000		25,000	4,056	2,903	16.22
20-5140-50-00	Salaries - Longevity Pay	2,311		2,311	1,545	1,545	66.85
20-5145-50-00	Social Security Expense	29,526		29,526	4,345	3,355	14.72
20-5150-50-00	Medicare Expense	6,905		6,905	1,016	785	14.72
20-5155-50-00	SUTA Expense	476		476			-
20-5160-50-00	Health Insurance	59,400		59,400	4,981	3,125	8.39
20-5165-50-00	Dental Insurance	3,544		3,544	315	217	8.89
20-5170-50-00	Life Insurance/AD&D	779		779	119	82	15.23
20-5175-50-00	Liability (TML) Workers' Comp	603		603	10,636		#####
20-5176-50-00	TML Prop. & Liab Insurance	35,000		35,000	26,709		76.31
20-5180-50-00	TMRS Expense	58,045		58,045	7,632	5,873	13.15
20-5185-50-00	Long Term/Short Term Disabilit	767		767	174	174	22.74
20-5186-50-00	WELLE-Wellness Prog Reimb-Empl	3,780		3,780	320	210	8.47
20-5190-50-00	Contract Labor	15,000		15,000			-
20-5191-50-00	Hiring Cost	540		540	40	40	7.41
20-5210-50-00	Office Supplies	3,000		3,000	65	65	2.18
20-5212-50-00	Building Supplies	1,500		1,500	693	693	46.19
20-5220-50-00	Office Equipment	10,500		10,500			-
20-5230-50-00	Dues,Fees,& Subscriptions	12,444		12,444			-
20-5240-50-00	Postage and Delivery	24,000		24,000			-
20-5250-50-00	Publications	50		50			-
20-5280-50-00	Printing and Reproduction	8,200		8,200	79		0.96
20-5290-50-00	Miscellaneous Expense				296		-
20-5310-50-00	Rental Expense	5,000		5,000			-
20-5320-50-00	Repairs & Maintenance	3,500		3,500	10	10	0.27
20-5340-50-00	Building Repairs	3,900		3,900	94		2.40
20-5350-50-00	Vehicle Expense	25,000		25,000	2,967	986	11.87
20-5352-50-00	Fuel	36,500		36,500	1,726	1,726	4.73
20-5353-50-00	Oil/Grease/Inspections	2,400		2,400	540	540	22.49

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5400-50-00	Uniform Expense	11,100		11,100	3,132	2,261	28.21
20-5410-50-00	Professional Services	5,000		5,000			-
20-5412-50-00	Audit Fees	1,000		1,000			-
20-5416-50-00	Engineering Fees	7,000		7,000			-
20-5418-50-00	IT Fees	23,000		23,000	2,016	1,016	8.77
20-5419-50-00	IT Licenses	1,200		1,200			-
20-5430-50-00	Legal Fees	2,000		2,000			-
20-5435-50-00	Legal Notices/Filings	1,000		1,000			-
20-5475-50-00	Credit Card Fees	16,000		16,000	5,039	2,573	31.49
20-5480-50-00	Contracted Services	94,800		94,800			-
20-5520-50-00	Telephones	6,300		6,300	699	349	11.09
20-5521-50-00	Cell Phone Expense	9,320		9,320	672	672	7.21
20-5524-50-00	Gas-Building	2,500		2,500	442	405	17.68
20-5525-50-00	Electricity	200,000		200,000	23,930	11,319	11.97
20-5526-50-00	Data Network	6,800		6,800	1,104	552	16.23
20-5530-50-00	Travel/Lodging/Meals Expense	1,000		1,000	490	442	48.96
20-5533-50-00	Mileage Expense	2,700		2,700	259		9.61
20-5536-50-00	Training/Seminars	7,200		7,200			-
20-5540-50-00	Water Testing	3,000		3,000	8	8	0.28
20-5545-50-00	Meter Purchases	220,500		220,500	1,928	1,928	0.87
20-5550-50-00	Water Purchases	1,902,100		1,902,100	271,619	147,713	14.28
20-5620-50-00	Tools & Equipment	16,000		16,000	1,354	1,228	8.46
20-5630-50-00	Safety Equipment	11,200		11,200	1,422	49	12.70
20-5640-50-00	Signs & Hardware	1,300		1,300	25	25	1.89
20-5650-50-00	Maintenance Materials	12,000		12,000			-
20-5660-50-00	Chemical Supplies	1,000		1,000			-
20-5670-50-00	System Improvements/Repairs	76,650		76,650	10,007	3,950	13.06
20-6110-50-00	Capital Expenditure	215,600		215,600			-
20-6140-50-00	Capital Expenditure - Equipmen	95,000		95,000			-
20-6160-50-00	Capital Expenditure - Vehicles	22,000		22,000			-
20-6186-50-00	2013 Bond Payment	386,928		386,928			-
20-6192-50-00	2011 Refd Bond Pmt	278,084		278,084			-
20-6193-50-00	2012 CO Bond Payment	243,200		243,200			-
20-6197-50-00	2004 CO Bond Payment	538,408		538,408			-
20-6198-50-00	2006 CO Bond Payment	492,952		492,952			-
20-6199-50-00	2008 CO Bond Payment	119,813		119,813			-
20-6200-50-00	Bond Administrative Fees	3,000		3,000			-
20-7143-50-00	Transfer to Internal Serv. Fd	2,160		2,160			-
20-7147-50-00	Transfer to GF	494,610		494,610	82,435	41,218	16.67
	Subtotal object - 0	6,436,590		6,436,590	541,700	289,306	8.42
Program number:		6,436,590		6,436,590	541,700	289,306	8.42
Department number: 50	Water	6,436,590		6,436,590	541,700	289,306	8.42

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5110-55-00	Salaries & Wages	162,724		162,724	17,220	13,298	10.58
20-5115-55-00	Salaries - Overtime	10,000		10,000	1,512	1,041	15.12
20-5140-55-00	Salaries - Longevity Pay	950		950	645	645	67.90
20-5145-55-00	Social Security Expense	7,604		7,604	1,140	885	14.99
20-5150-55-00	Medicare Expense	2,788		2,788	267	207	9.56
20-5155-55-00	SUTA Expense	123		123			-
20-5160-55-00	Health Insurance	21,600		21,600	1,540	984	7.13
20-5165-55-00	Dental Insurance	1,440		1,440	105	72	7.29
20-5170-55-00	Life Insurance/AD&D	337		337	34	24	10.17
20-5175-55-00	Liability (TML) Workers' Comp	204		204	5,568		#####
20-5180-55-00	TMRS Expense	18,235		18,235	2,045	1,581	11.22
20-5185-55-00	Long Term/Short Term Disabilit	281		281	47	47	16.89
20-5186-55-00	WELLE-Wellness Prog Reimb-Empl	1,680		1,680	102	70	6.04
20-5191-55-00	Hiring Cost	200		200			-
20-5210-55-00	Office Supplies	800		800	305	305	38.08
20-5212-55-00	Building Supplies	600		600			-
20-5220-55-00	Office Equipment	1,200		1,200			-
20-5230-55-00	Dues,Fees,& Subscriptions	2,222		2,222			-
20-5240-55-00	Postage and Delivery	1,200		1,200			-
20-5250-55-00	Publications	100		100			-
20-5260-55-00	Advertising	600		600			-
20-5280-55-00	Printing and Reproduction	1,000		1,000			-
20-5310-55-00	Rental Expense	8,000		8,000			-
20-5320-55-00	Repairs & Maintenance	400		400			-
20-5335-55-00	Radio/Video Repairs	7,000		7,000			-
20-5340-55-00	Building Repairs	2,000		2,000			-
20-5350-55-00	Vehicle Expense	6,000		6,000	27		0.45
20-5352-55-00	Fuel	18,000		18,000	352	352	1.96
20-5353-55-00	Oil/Grease/Inspections	1,500		1,500			-
20-5400-55-00	Uniform Expense	8,600		8,600	1,182	804	13.74
20-5412-55-00	Audit Fees	400		400			-
20-5416-55-00	Engineering Fees	1,500		1,500			-
20-5418-55-00	IT Fees	3,700		3,700			-
20-5430-55-00	Legal Fees	500		500			-
20-5480-55-00	Contracted Services	50,000		50,000			-
20-5520-55-00	Telephones	1,000		1,000	195	98	19.53
20-5521-55-00	Cell Phone Expense	4,560		4,560	141	141	3.09
20-5524-55-00	Gas - Building	8		8			-
20-5525-55-00	Electricity	49,300		49,300	6,461	5,087	13.11
20-5530-55-00	Travel/Lodging/Meals Expense	600		600			-
20-5533-55-00	Mileage Expense	500		500			-
20-5536-55-00	Training/Seminars	4,600		4,600			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5540-55-00	Water Testing	500		500			-
20-5560-55-00	Sewer Management Fees	1,111,300		1,111,300	269,012	93,809	24.21
20-5620-55-00	Tools & Equipment	7,400		7,400			-
20-5630-55-00	Safety Equipment	11,100		11,100	496		4.47
20-5640-55-00	Signs & Hardware	1,000		1,000			-
20-5650-55-00	Maintenance Materials	8,000		8,000			-
20-5660-55-00	Chemical Supplies	2,000		2,000			-
20-5670-55-00	System Improvements/Repairs	28,000		28,000	728	728	2.60
20-5680-55-00	Lift Station Expense	30,000		30,000	1,500	1,500	5.00
20-6140-55-00	Capital Expenditure - Equipmt	26,000		26,000	14,637	14,637	56.30
20-6160-55-00	Capital Expenditure - Vehicles	25,000		25,000			-
20-7147-55-00	Transfer to GF	214,350		214,350	35,725	17,863	16.67
	Subtotal object - 0	1,868,706		1,868,706	360,986	154,178	19.32
Program number:		1,868,706		1,868,706	360,986	154,178	19.32
Department number: 55	Sewer	1,868,706		1,868,706	360,986	154,178	19.32
20-5110-57-00	Salaries & Wages	81,903		81,903	13,415	10,364	16.38
20-5115-57-00	Salaries - Overtime	5,000		5,000	502	410	10.04
20-5140-57-00	Salaries - Longevity Pay	849		849	415	415	48.88
20-5141-57-00	Salary-Incentive	800		800			-
20-5145-57-00	Social Security Expense	5,490		5,490	853	669	15.54
20-5150-57-00	Medicare Expense	1,284		1,284	199	157	15.54
20-5155-57-00	SUTA Expense	89		89			-
20-5160-57-00	Health Insurance	10,904		10,904	985	679	9.03
20-5165-57-00	Dental Insurance	727		727	70	48	9.63
20-5170-57-00	AD&D/Life Insurance	183		183	23	16	12.49
20-5175-57-00	Liability (TML) Workers' Comp	112		112	227		202.69
20-5180-57-00	TMRS Expense	7,886		7,886	1,312	1,021	16.64
20-5185-57-00	Long Term/Short Term Disabilit	152		152	32	32	20.93
20-5186-57-00	WELLE-Wellness Prog Reimb-Empl	840		840	51	35	6.04
20-5190-57-00	Contract Labor	50		50			-
20-5191-57-00	Hiring Cost	40		40			-
20-5210-57-00	Office Supplies	1,500		1,500	803	30	53.53
20-5212-57-00	Building Supplies	500		500			-
20-5230-57-00	Dues,Fees,& Subscriptions	200		200			-
20-5240-57-00	Postage and Delivery	21,000		21,000	1,919	1,872	9.14
20-5280-57-00	Printing and Reproduction	1,000		1,000			-
20-5400-57-00	Uniform Expense	150		150			-
20-5418-57-00	IT Fees	8,000		8,000			-
20-5419-57-00	IT Licenses	10,000		10,000			-
20-5470-57-00	Trash Collection	718,000		718,000	66,908	66,908	9.32
20-5479-57-00	Household Haz. Waste Disposal	2,500		2,500	350	350	14.00
20-5480-57-00	Contracted Services	8,983		8,983	529	529	5.89

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5481-57-00	Cash Short/Over				2		-
20-5520-57-00	Telephones	800		800	124	62	15.53
20-5530-57-00	Travel/Lodging/Meals Expense	300		300			-
20-5533-57-00	Mileage Expense	1,500		1,500			-
20-5536-57-00	Training/Seminars	1,100		1,100			-
20-7147-57-00	Transfer to GF	80,200		80,200	13,367	6,683	16.67
	Subtotal object - 0	972,042		972,042	102,086	90,280	10.50
Program number:		972,042		972,042	102,086	90,280	10.50
Department number: 57	Utility Billing Department	972,042		972,042	102,086	90,280	10.50
	Expense Subtotal - - - - -	9,277,338		9,277,338	1,004,772	533,763	10.83
Fund number: 20	Water/Sewer	301,888		301,888	(517,499)	(108,710)	#####
30-4105-10-00	Property Taxes -Delinquent	(30,000)		(30,000)	(14,293)	(777)	47.65
30-4110-10-00	Property Taxes -Current	(2,763,240)		(2,763,240)	(186,690)	(138,419)	6.76
30-4115-10-00	Taxes -Penalties	(18,000)		(18,000)	(3,502)	163	19.45
30-4610-10-00	Interest Income	(12,000)		(12,000)	(1,319)	(683)	10.99
	Subtotal object - 0	(2,823,240)		(2,823,240)	(205,805)	(139,716)	7.29
Program number:		(2,823,240)		(2,823,240)	(205,805)	(139,716)	7.29
Department number: 10	Administrative	(2,823,240)		(2,823,240)	(205,805)	(139,716)	7.29
	Revenue Subtotal - - - - -	(2,823,240)		(2,823,240)	(205,805)	(139,716)	7.29
30-6186-10-00	2013 GO Ref Bond	282,672		282,672			-
30-6191-10-00	2010 Tax Note Payment	365,166		365,166			-
30-6192-10-00	2011 Ref Bond Pmt	177,791		177,791			-
30-6193-10-00	2012 GO Bond Payment	112,413		112,413			-
30-6197-10-00	2004 CO Bond Payment	329,992		329,992			-
30-6198-10-00	2006 Bond Payment	455,033		455,033			-
30-6199-10-00	2008 CO Bond Payment	1,078,313		1,078,313			-
30-6200-10-00	Bond Administrative Fees	20,000		20,000	700	700	3.50
	Subtotal object - 0	2,821,380		2,821,380	700	700	0.03
Program number:		2,821,380		2,821,380	700	700	0.03
Department number: 10	Administrative	2,821,380		2,821,380	700	700	0.03
	Expense Subtotal - - - - -	2,821,380		2,821,380	700	700	0.03
Fund number: 30	Interest and Sinking	(1,860)		(1,860)	(205,105)	(139,016)	#####
40-4100-10-00	Charges for Services	(30,000)		(30,000)			-
40-4610-10-00	Interest Income	(500)		(500)	(110)	(52)	22.07
40-4995-10-00	Transfer In	(19,160)		(19,160)			-
	Subtotal object - 0	(49,660)		(49,660)	(110)	(52)	0.22
Program number:		(49,660)		(49,660)	(110)	(52)	0.22
Department number: 10	General Fund	(49,660)		(49,660)	(110)	(52)	0.22
	Revenue Subtotal - - - - -	(49,660)		(49,660)	(110)	(52)	0.22
40-5160-10-00	MERP H & D Expense - GF	49,000		49,000			-
	Subtotal object - 0	49,000		49,000			-
Program number:		49,000		49,000			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
Department number: 10	General Fund	49,000		49,000			-
	Expense Subtotal - - - - -	49,000		49,000			-
Fund number: 40	Internal Service Fund	(660)		(660)	(110)	(52)	16.72
45-4001-10-00	Storm Drainage Utility Fee	(228,800)		(228,800)	(39,820)	(19,888)	17.40
45-4610-10-00	Interest Storm Utility	(1,600)		(1,600)	(281)	(129)	17.58
	Subtotal object - 0	(230,400)		(230,400)	(40,101)	(20,018)	17.41
Program number:		(230,400)		(230,400)	(40,101)	(20,018)	17.41
Department number: 10	Administration	(230,400)		(230,400)	(40,101)	(20,018)	17.41
	Revenue Subtotal - - - - -	(230,400)		(230,400)	(40,101)	(20,018)	17.41
45-5110-10-00	Salaries	28,514		28,514	4,193	3,226	14.71
45-5115-10-00	Salaries-Overtime	2,000		2,000	99	72	4.96
45-5140-10-00	Salaries-Longevity Pay	195		195			-
45-5145-10-00	Social Security Expense	1,904		1,904	266	205	13.99
45-5150-10-00	Medicare Expense	445		445	62	48	14.00
45-5155-10-00	SUTA Expense	31		31			-
45-5160-10-00	Health Insurance	5,400		5,400	555	305	10.28
45-5165-10-00	Dental Expense	360		360			-
45-5170-10-00	Life Ins/AD&D	64		64	11	8	17.86
45-5175-10-00	Liability (TML) Workers Comp	39		39	1,448		#####
45-5180-10-00	TMRS Expense	3,224		3,224	456	350	14.15
45-5185-10-00	Long Term/Short Term Disabilit	53		53			-
45-5186-10-00	WELLE-Wellness Prog Reimb Empl	420		420	51	35	12.08
45-5191-10-00	Hiring Cost	40		40			-
45-5210-10-00	Office Supplies	400		400			-
45-5250-10-00	Publications	37		37			-
45-5310-10-00	Rental Expense	7,800		7,800			-
45-5320-10-00	Repairs & Maaintenance	800		800			-
45-5340-10-00	Building Repairs	500		500			-
45-5350-10-00	Vehicle Expense	1,500		1,500			-
45-5352-10-00	Fuel	2,000		2,000	112	112	5.61
45-5353-10-00	Oil/Grease/Inspections	400		400			-
45-5400-10-00	Uniforms	1,700		1,700	466	336	27.41
45-5410-10-00	Professional Services-Storm Dr	5,000		5,000			-
45-5480-10-00	Contract Services	38,000		38,000			-
45-5520-10-00	Telephones	300		300			-
45-5521-10-00	Cell Phone Expense	350		350	69	69	19.59
45-5530-10-00	Travel/Lodging/Meals Expense	200		200			-
45-5536-10-00	Training/Seminars	800		800			-
45-5620-10-00	Tools & Equipment	2,000		2,000			-
45-5630-10-00	Safety Equipment	1,500		1,500	171		11.40
45-5640-10-00	Signs & Hardware	600		600			-
45-5650-10-00	Maintenance Materials	4,000		4,000			-

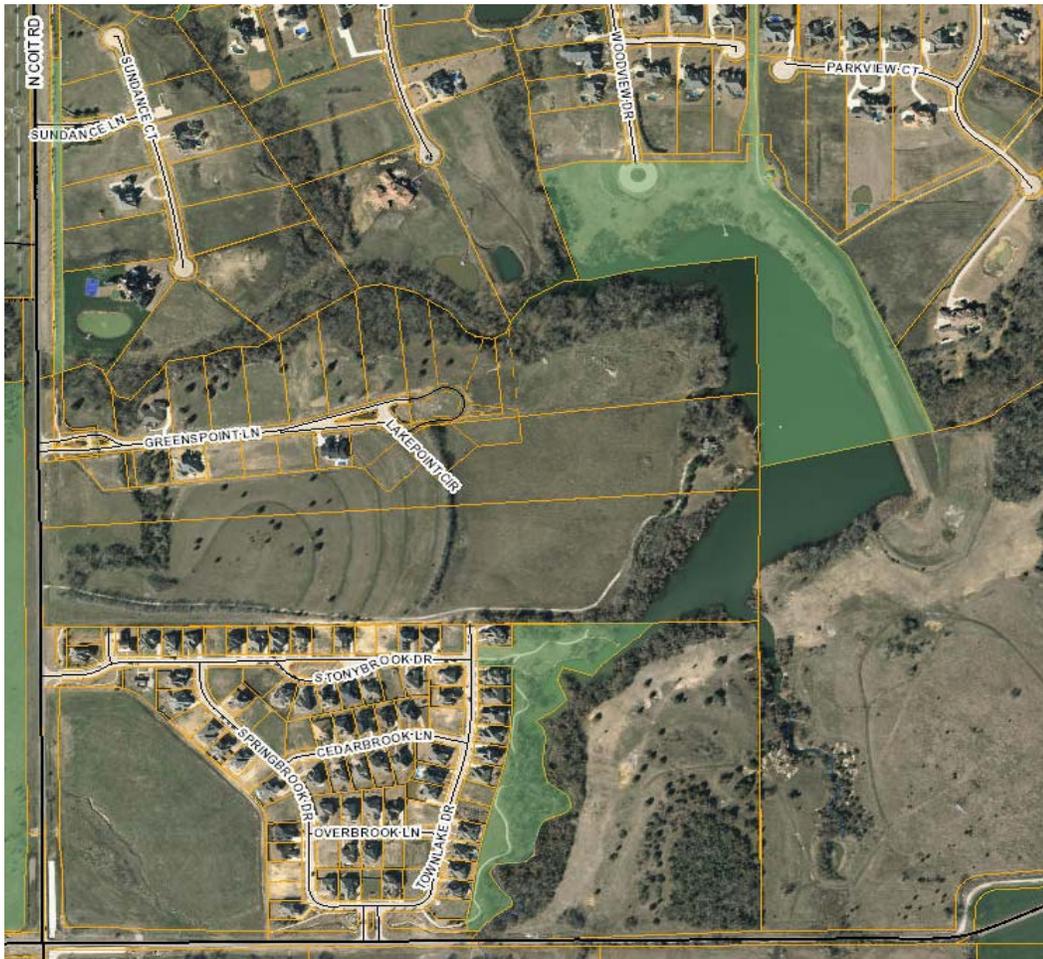
Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
45-6140-10-00	Capital Expense-Equipment	163,726		163,726			-
45-6193-10-00	2012 CO Bond Payment	106,918		106,918			-
45-7143-10-00	Transfer to Internal Serv. Fd	240		240			-
45-7147-10-00	Transfer to GF	12,540		12,540	2,090	1,045	16.67
	Subtotal object - 0	394,000		394,000	10,050	5,809	2.55
Program number:		394,000		394,000	10,050	5,809	2.55
Department number: 10	Administration	394,000		394,000	10,050	5,809	2.55
	Expense Subtotal - - - - -	394,000		394,000	10,050	5,809	2.55
Fund number: 45	Storm Drainage Utility Fund	163,600		163,600	(30,051)	(14,209)	(18.37)
60-4045-60-00	Park Dedication-Fees	(100,000)		(100,000)			-
60-4055-60-00	Park Improvement	(200,000)		(200,000)			-
60-4615-60-00	Interest-Park Dedication	(1,200)		(1,200)	(298)	(180)	24.82
60-4620-60-00	Interest-Park Improvements	(350)		(350)	(129)	(58)	36.76
	Subtotal object - 0	(301,550)		(301,550)	(427)	(238)	0.14
Program number:		(301,550)		(301,550)	(427)	(238)	0.14
Department number: 60	Parks and Recreation	(301,550)		(301,550)	(427)	(238)	0.14
	Revenue Subtotal - - - - -	(301,550)		(301,550)	(427)	(238)	0.14
60-5290-60-00	Miscellaneous Expense				20	10	-
60-5411-60-00	Professional Services-Pk Imp	20,000		20,000			-
60-6120-60-00	Capital Exp-Pk Improvements	30,000		30,000			-
60-6140-60-00	Capital Exp-Pk Dedication	650,000		650,000			-
	Subtotal object - 0	700,000		700,000	20	10	0.00
Program number:		700,000		700,000	20	10	0.00
Department number: 60	Parks and Recreation	700,000		700,000	20	10	0.00
	Expense Subtotal - - - - -	700,000		700,000	20	10	0.00
Fund number: 60	Parks & Recreation Fund	398,450		398,450	(407)	(228)	(0.10)
65-4015-99-00	Impact Fees -Water	(800,000)		(800,000)	(413,149)	(37,744)	51.64
65-4020-99-00	Impact Fees -Sewer	(700,000)		(700,000)	(69,638)	(27,155)	9.95
65-4040-99-00	Thoroughfare Impact Fees	(1,100,000)		(1,100,000)	(180,457)	(65,863)	16.41
65-4041-99-00	West Thorfare Imp. Fees Rev				(70,813)		-
65-4615-99-00	Interest-Water Impact Fee	(4,000)		(4,000)	(646)	(382)	16.15
65-4620-99-00	Interest-Sewer Impact Fee	(4,000)		(4,000)	(283)	(165)	7.06
65-4640-99-00	Interest-Thorfare Imp Fee	(12,000)		(12,000)	(518)	(317)	4.32
65-4641-99-00	Interest-West Thorfare imp fee				(221)	(148)	-
	Subtotal object - 0	(2,620,000)		(2,620,000)	(735,724)	(131,773)	28.08
Program number:		(2,620,000)		(2,620,000)	(735,724)	(131,773)	28.08
Department number: 99	Impact Fees	(2,620,000)		(2,620,000)	(735,724)	(131,773)	28.08
	Revenue Subtotal - - - - -	(2,620,000)		(2,620,000)	(735,724)	(131,773)	28.08
65-5415-99-00	Professional Serv-Water Imp Fe	1,220,000		1,220,000	40,059	40,059	3.28
65-5420-99-00	Professional Serv-Sewer Imp Fe	255,000		255,000			-
65-5440-99-00	Professional Serv-Thorfare Imp	60,000		60,000			-
65-7144-99-00	Transfer to Capital Proj Fund	300,000		300,000			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
	Subtotal object - 0	1,835,000		1,835,000	40,059	40,059	2.18
Program number:		1,835,000		1,835,000	40,059	40,059	2.18
Department number: 99	Impact Fees	1,835,000		1,835,000	40,059	40,059	2.18
	Expense Subtotal - - - - -	1,835,000		1,835,000	40,059	40,059	2.18
Fund number: 65	Impact Fees	(785,000)		(785,000)	(695,665)	(91,715)	88.62
67-4530-10-00	Police Donation Inc	(16,000)		(16,000)	(1,935)	(1,144)	12.09
67-4531-10-00	Fire Dept-Donation Inc	(12,000)		(12,000)	(2,605)	(798)	21.71
67-4532-10-00	Safety Fair Donations	(2,000)		(2,000)			-
67-4535-10-00	Child Safety Inc	(9,000)		(9,000)	(3,532)	(3,532)	39.24
67-4536-10-00	Court Security Revenue	(2,900)		(2,900)	(743)	(394)	25.62
67-4537-10-00	Technology Fd Revenue	(4,000)		(4,000)	(993)	(527)	24.82
67-4610-10-00	Interest Income				(862)	(423)	-
67-4721-10-00	Country Xmas Donations	(10,000)		(10,000)	(10,150)	(9,400)	101.50
67-4761-10-00	Tree Mitigation Revenue				(14,175)		-
67-4916-10-00	Cash Seizure Forfeit-PD	(500)		(500)	(2,250)	(2,250)	450.00
	Subtotal object - 0	(56,400)		(56,400)	(37,244)	(18,467)	66.04
Program number:		(56,400)		(56,400)	(37,244)	(18,467)	66.04
Department number: 10	Administrative	(56,400)		(56,400)	(37,244)	(18,467)	66.04
	Revenue Subtotal - - - - -	(56,400)		(56,400)	(37,244)	(18,467)	66.04
67-5202-10-00	Country Xmas Expense	10,000		10,000			-
67-5203-10-00	Court Technology Expense	12,200		12,200	7	7	0.06
67-5204-10-00	Court Security Expense	2,500		2,500	136	136	5.44
67-5205-10-00	Police Donation Exp	8,000		8,000			-
67-5206-10-00	Fire Dept Donation Exp	8,000		8,000	607	332	7.59
67-5207-10-00	Health & Safety Fair Exp	1,500		1,500			-
67-5208-10-00	Child Safety Expense	1,000		1,000			-
67-5209-10-00	Escrow Expense	15,500		15,500			-
67-5216-10-00	Volunteer Per Diem Expense				165	165	-
67-5291-10-00	Special Operations	500		500			-
	Subtotal object - 0	59,200		59,200	915	640	1.55
Program number:		59,200		59,200	915	640	1.55
Department number: 10	Administrative	59,200		59,200	915	640	1.55
	Expense Subtotal - - - - -	59,200		59,200	915	640	1.55
Fund number: 67	Special Revenue-Donations	2,800		2,800	(36,329)	(17,827)	#####
75-4611-10-00	Interest-2004 Bond	(1,000)		(1,000)	(340)	(167)	33.99
75-4612-10-00	Interest-2006 Bond	(1,000)		(1,000)	(59)	(28)	5.88
75-4613-10-00	Interest 2008 Bond	(1,000)		(1,000)	(3,780)	(1,606)	377.98
75-4615-10-00	Interest-2011 Refd Bond	(70)		(70)			-
75-4616-10-00	Interest 2012 GO Bond	(5,000)		(5,000)	(2,028)	(889)	40.57
75-4999-10-00	Bond Proceeds	(1,965,000)		(1,965,000)			-
	Subtotal object - 0	(1,973,070)		(1,973,070)	(6,207)	(2,690)	0.32
Program number:		(1,973,070)		(1,973,070)	(6,207)	(2,690)	0.32

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
Department number: 10	Capital Projects	(1,973,070)		(1,973,070)	(6,207)	(2,690)	0.32
	Revenue Subtotal - - - - -	(1,973,070)		(1,973,070)	(6,207)	(2,690)	0.32
75-5110-10-00	Salaries & Wages	92,820		92,820	13,256	10,190	14.28
75-5140-10-00	Salaries - Longevity	459		459			-
75-5141-10-00	Salary - Incentive	300		300			-
75-5145-10-00	Social Security Expense	5,802		5,802	805	615	13.88
75-5150-10-00	Medicare Expense	1,357		1,357	188	144	13.88
75-5155-10-00	SUTA Expense	93		93			-
75-5160-10-00	Health Insurance	5,400		5,400	284	284	5.25
75-5165-10-00	Dental Insurance	360		360	24	24	6.71
75-5170-10-00	Life Insurance/AD&D	114		114	11	8	10.03
75-5175-10-00	Liability (TML) Workers' Comp	118		118	146		123.45
75-5180-10-00	TMRS Expense	9,826		9,826	1,392	1,070	14.17
75-5185-10-00	Long Term/Short Term Disabilit	173		173			-
75-5186-10-00	WELLE-Wellness Prog Reimb-Empl	420		420			-
75-5412-10-00	Professional Serv-2006 Bond				6,589	6,589	-
75-5521-10-00	Cell Phone Expense				113	113	-
75-5533-10-00	Mileage Expense				1,657	1,657	-
75-6112-10-00	Capital Expenditures-2006 Bond				1,021	1,021	-
75-6113-10-00	Capital Expenditure 2008 Bond				980,493	980,493	-
75-6610-10-00	Construction	4,662,758		4,662,758			-
	Subtotal object - 0	4,780,000		4,780,000	1,005,980	1,002,209	21.05
Program number:		4,780,000		4,780,000	1,005,980	1,002,209	21.05
Department number: 10	Capital Projects	4,780,000		4,780,000	1,005,980	1,002,209	21.05
	Expense Subtotal - - - - -	4,780,000		4,780,000	1,005,980	1,002,209	21.05
Fund number: 75	Capital Projects	2,806,930		2,806,930	999,774	999,518	35.62
76-4610-10-00	Interest Income	(50,000)		(50,000)	(6,763)	(2,965)	13.53
76-4999-10-00	Bond Proceeds	(1,000,000)		(1,000,000)			-
	Subtotal object - 0	(1,050,000)		(1,050,000)	(6,763)	(2,965)	0.64
Program number:		(1,050,000)		(1,050,000)	(6,763)	(2,965)	0.64
Department number: 10	Capital Projects-W/S	(1,050,000)		(1,050,000)	(6,763)	(2,965)	0.64
	Revenue Subtotal - - - - -	(1,050,000)		(1,050,000)	(6,763)	(2,965)	0.64
76-6610-10-00	Construction	1,000,000		1,000,000			-
76-6610-10-00-1202-WA	Construction				72,000	72,000	-
76-6610-10-00-1203-SW	Construction				147		-
76-6610-10-00-1203-WA	Construction				239		-
	Subtotal object - 0	1,000,000		1,000,000	72,386	72,000	7.24
Program number:		1,000,000		1,000,000	72,386	72,000	7.24
Department number: 10	Capital Projects-W/S	1,000,000		1,000,000	72,386	72,000	7.24
	Expense Subtotal - - - - -	1,000,000		1,000,000	72,386	72,000	7.24
Fund number: 76	Capital Projects - Water/Sewer	(50,000)		(50,000)	65,623	69,035	#####



Prosper is a place where everyone matters.



MONTHLY FINANCIAL REPORT DECEMBER 2013

Prepared by
Finance Department

January 21, 2014

TOWN OF PROSPER, TEXAS

MONTHLY FINANCIAL REPORT

DECEMBER 2013

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Legend

"Compare to" refers to percentage of fiscal year completed--e.g. 25.00% = 3/12, or December.

Parentheses around a number indicate credit amount or gain--e.g., Sales Taxes (664,683).

Red, yellow, and green traffic lights indicate status of number compared to percentage of

fiscal year completed--e.g., Sales Taxes  24.33

TOWN OF PROSPER, TEXAS
MONTHLY FINANCIAL REPORT
DECEMBER 2013
COMPARE TO:

25.00%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
GENERAL FUND				
Property Taxes -Current	(5,176,475)	(3,051,259)	(2,737,049)	58.94
Sales Taxes	(2,732,400)	(664,683)	(201,982)	24.33
Franchise Fees	(473,000)	(28,903)	-	6.11
Building Permits	(1,554,300)	(439,300)	(146,503)	28.26
Fines	(215,000)	(53,396)	(19,771)	24.84
Other	(1,610,142)	(459,958)	(146,413)	28.57
Total Revenues	(11,761,317)	(4,697,499)	(3,251,719)	39.94
[1] 10 Administration	1,844,468	484,998	143,114	26.29
20 Police	1,834,258	335,364	102,420	18.28
[2] 25 Dispatch Department	644,690	178,342	46,291	27.66
30 Fire/EMS	2,566,238	549,020	177,721	21.39
35 Fire Marshall	123,595	26,404	7,859	21.36
40 Streets	1,367,305	79,901	21,889	5.84
45 Public Library	98,041	17,001	8,595	17.34
60 Parks and Recreation	1,778,550	281,724	116,449	15.84
70 Municipal Court	257,028	37,191	12,766	14.47
80 Inspections	796,782	136,534	42,201	17.14
85 Code Enforcement	164,151	19,942	7,207	12.15
90 Planning	495,505	68,867	22,187	13.90
98 Engineering	487,149	84,948	37,001	17.44
Total Expenses	12,457,760	2,300,238	745,698	18.46
(Gain)/Loss	696,443	(2,397,261)	(2,506,021)	

NOTES:

- [1] Administration expenses FYTD include \$15,925 audit fees, \$19,154 Appraisal (District) fees, \$10,000 Contracted Services for Ion Wave electronic purchasing subscription, and \$12,584 in Ch. 380 Program Grant Expense catch-up payments to Precision Landscape and Denton County Fresh Water Supply District No. 10.
- [2] Dispatch Department expenses include Contracted Services expenses of \$33,000 to Integrated Computer Systems for annual computer aided dispatch fee and \$28,000 to DFW Communications for annual radio service agreement.

TOWN OF PROSPER, TEXAS
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25.00%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
WATER-SEWER FUND				
Water revenues	(5,671,600)	(1,213,661)	(318,497) ●	21.40
Sewer revenues	(2,397,850)	(681,617)	(225,400) ●	28.43
Sanitation revenues	(906,000)	(253,919)	(83,029) ●	28.03
Total Revenues	(8,975,450)	(2,149,197)	(626,926) ●	23.95
50 Water	6,436,590	954,366	412,666 ●	14.83
55 Sewer	1,868,706	484,330	123,345 ●	25.92
57 Utility Billing	972,042	188,940	86,854 ●	19.44
Total Expenses	9,277,338	1,627,637	622,864 ●	17.54
(Gain)/Loss	301,888	(521,560)	(4,061)	

TOWN OF PROSPER, TEXAS
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	Current Year Amended Budget	Current YTD Actual	Current Month Actual	16.67% Percent YTD %
INTEREST & SINKING FUND				
Property Taxes -Delinquent	(30,000)	(14,989)	(696)	● 49.96
Property Taxes -Current	(2,763,240)	(1,812,930)	(1,626,240)	● 65.61
Taxes -Penalties	(18,000)	(3,641)	(139)	● 20.23
Interest Income	(12,000)	(934)	385	● 7.79
Total Revenues	(2,823,240)	(1,832,494)	(1,626,690)	● 64.91
2013 GO Ref Bond	282,672			● -
2010 Tax Note Payment	365,166			● -
2011 Ref Bond Pmt	177,791			● -
2012 GO Bond Payment	112,413			● -
2004 CO Bond Payment	329,992			● -
2006 Bond Payment	455,033			● -
2008 CO Bond Payment	1,078,313			● -
Bond Administrative Fees	20,000	(36,978)	(37,678)	● (1.85)
Total Expenses	2,821,380	(36,978)	(37,678)	● (0.01)
(Gain)/Loss	(1,860)	(1,869,472)	(1,664,367)	

TOWN OF PROSPER, TEXAS
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	Current Year Amended Budget	Current YTD Actual	Current Month Actual	25.00% Percent YTD %
INTERNAL SERVICE FUND--MEDICAL EXPENSE REIMBURSEMENT PROGRAM				
Charges for Services	(30,000)			-
Interest Income	(500)	(163)	(53)	32.70
Transfer In	(19,160)			-
Total Revenue	(49,660)	(163)	(53)	0.33
MERP H & D Expense - GF	49,000	4,050	4,050	8.27
Total Expenses	49,000	4,050	4,050	8.27
(Gain)/Loss	(660)	3,887	3,997	

TOWN OF PROSPER, TEXAS
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	Current Year Amended Budget	Current YTD Actual	Current Month Actual	25.00% Percent YTD %
STORM DRAINAGE UTILITY FUND				
Storm Drainage Utility Fee	(228,800)	(59,950)	(20,131)	● 26.20
Interest Storm Utility	(1,600)	(418)	(136)	● 26.10
Total Revenue	(230,400)	(60,368)	(20,267)	● 26.20
Personnel Expenses	42,649	10,515	3,373	● 24.66
Program Expenses	351,351	18,997	16,090	● 5.41
Total Expenses	394,000	29,512	19,463	● 7.49
(Gain)/Loss	163,600	(30,856)	(804)	

TOWN OF PROSPER, TEXAS
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	Current Year Amended Budget	Current YTD Actual	Current Month Actual	25.00% Percent YTD %
PARK DEDICATION AND IMPROVEMENT FUND				
Park Dedication-Fees	(100,000)			● -
Park Improvement	(200,000)			● -
Contributions		(10,000)	(10,000)	● -
Interest-Park Dedication	(1,200)	(478)	(180)	● 39.83
Interest-Park Improvements	(350)	(190)	(61)	● 54.15
Total Revenue	(301,550)	(10,667)	(10,241)	● 3.54
Miscellaneous Expense		30	10	● -
Professional Services-Pk Ded		5,433	5,433	● -
Professional Services-Pk Imp	20,000			● -
Capital Exp-Pk Improvements	30,000			● -
Capital Exp-Pk Dedication	650,000			● -
Total Expenses	700,000	5,463	5,443	● 0.78
(Gain)/Loss	398,450	(5,204)	(4,798)	

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
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25.00%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
IMPACT FEES FUND				
[1] Impact Fees -Water	(800,000)	(493,140)	(79,991)	61.64
Impact Fees -Sewer	(700,000)	(101,919)	(32,281)	14.56
Thoroughfare Impact Fees	(1,100,000)	(269,689)	(89,232)	24.52
West Thorfare Imp. Fees Rev		(71,496)	(683)	-
Interest-Water Impact Fee	(4,000)	(1,007)	(361)	25.19
Interest-Sewer Impact Fee	(4,000)	(454)	(171)	11.34
Interest-Thorfare Imp Fee	(12,000)	(871)	(353)	7.26
Interest-West Thorfare imp fee		(340)	(120)	-
Total Revenue	(2,620,000)	(938,917)	(203,193)	35.84
[2] Professional Serv-Water Imp Fee	1,220,000	42,418	2,359	3.48
Professional Serv-Sewer Imp Fee	255,000			-
Professional Serv-Thorfare Imp Fee	60,000			-
[3] Capital Expenditure-Water		232,745	232,745	-
Transfer to Capital Proj Fund	300,000			-
Total Expenses	1,835,000	275,163	235,104	15.00
(Gain)/Loss	(785,000)	(663,753)	31,912	

NOTES:

- [1] Impact Fees-Water revenue includes \$200,000 for RaceTrac agreement 10/29/2013.
- [2] Professional Services--Water Impact Fees include payments to Freese & Nichols for Upper Plan Water Line Design and Spiars Engineering for RaceTrac water line design.
- [3] Capital Expenditure-Water includes \$221,108 payment to Dickerson Construction for RaceTrac offsite water line.

TOWN OF PROSPER, TEXAS
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25.00%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
SPECIAL REVENUE FUND				
Police Donation Inc	(16,000)	(1,935)	(1,144) ●	12.09
Fire Dept-Donation Inc	(12,000)	(2,605)	(798) ●	21.71
Safety Fair Donations	(2,000)		●	-
Child Safety Inc	(9,000)	(3,532)	(3,532) ●	39.24
Court Security Revenue	(2,900)	(743)	(394) ●	25.62
Technology Fd Revenue	(4,000)	(993)	(527) ●	24.82
Interest Income		(862)	(423) ●	-
Country Xmas Donations	(10,000)	(10,150)	(9,400) ●	101.50
Tree Mitigation Revenue		(14,175)	●	-
Cash Seizure Forfeit-PD	(500)	(2,250)	(2,250) ●	450.00
Total Revenue	(56,400)	(37,244)	(18,467) ●	66.04
Country Xmas Expense	10,000		●	-
Court Technology Expense	12,200	3,571	3,564 ●	29.27
Court Security Expense	2,500	204	68 ●	8.16
Police Donation Exp	8,000	4,000	4,000 ●	50.00
Fire Dept Donation Exp	8,000	1,199	592 ●	14.99
Health & Safety Fair Exp	1,500		●	-
Child Safety Expense	1,000		●	-
[1] Escrow Expense	15,500	182,024	182,024 ●	1,174.35
Volunteer Per Diem Expense		165	●	-
Special Operations	500		●	-
Total Expenses	59,200	191,164	190,249 ●	322.91
(Gain)/Loss	2,800	153,920	171,781	

NOTES:

[1] Escrow Expense includes \$182,024 payment to KCK Utilities for West Side Sewer Line.

TOWN OF PROSPER, TEXAS
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	Current Year Amended Budget	Current YTD Actual	Current Month Actual	25.00% Percent YTD %
EMPLOYEE HEALTH TRUST FUND				
N/A	N/A			N/A
Total Revenue	N/A	-	-	N/A
Health Insurance	-	21	21	N/A
Total Expenses	-	21	21	N/A
Revenues (over)/under expenses	N/A	21	21	

NOTE: The Employee Health Trust Fund accounts for the Town's Flexible Spending Account (FSA) program, which is funded by employee payroll deductions held in liability accounts. There are no revenues, and the only expenses are administrative.

TOWN OF PROSPER, TEXAS
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25.00%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
CAPITAL PROJECTS--GENERAL GOVERNMENTAL				
[1] Contributions		(55,000)	(55,000)	-
Interest-2004 Bond	(1,000)	(511)	(171)	51.14
Interest-2006 Bond	(1,000)	(84)	(25)	8.42
Interest 2008 Bond	(1,000)	(4,926)	(1,147)	492.64
Interest-2011 Refd Bond	(70)			-
Interest 2012 GO Bond	(5,000)	(2,942)	(913)	58.83
Bond Proceeds	(1,965,000)			-
Total Revenues	(1,973,070)	(63,464)	(57,257)	3.22
Salaries & Wages	92,820	20,050	6,794	21.60
Salaries - Longevity	459			-
Salary - Incentive	300			-
Social Security Expense	5,802	1,210	405	20.85
Medicare Expense	1,357	283	95	20.85
SUTA Expense	93	(252)	(252)	#####
Health Insurance	5,400	851	567	15.76
Dental Insurance	360	48	24	13.41
Life Insurance/AD&D	114	19	8	16.94
Liability (TML) Workers' Comp	118	146		123.45
TMRS Expense	9,826	2,105	713	21.43
Long Term/Short Term Disabilit	173			-
WELLE-Wellness Prog Reimb-Empl	420			-
Professional Serv-2006 Bond		6,589		-
Cell Phone Expense		113		-
Mileage Expense		1,657		-
Capital Expenditures-2006 Bond		3,411	2,390	-
[2] Capital Expenditure 2008 Bond		980,493		-
Capital Expenditure - WS Prjts		1,100	1,100	-
Construction	4,662,758			-
Total Expenses	4,780,000	1,017,824	11,843	21.29
(Gain)/Loss	2,806,930	954,360	(45,413)	

NOTES:

- [1] Contributions revenue account includes \$55,000 from agreement with Prosper EDC for First/Coit drainage.
- [2] 2008 bond project expense includes \$927,579 payment to Tiseo Paving for First and Coit project.

TOWN OF PROSPER, TEXAS
 MONTHLY FINANCIAL REPORT
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 COMPARE TO:

25.00%

	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
CAPITAL PROJECTS--WATER/SEWER				
Interest Income	(50,000)	(9,809)	(3,047) ●	19.62
Bond Proceeds	(1,000,000)		●	-
Total Revenue	(1,050,000)	(9,809)	(3,047) ●	0.93
Construction	1,000,000		●	-
[1] Construction 1202-WA		72,000	●	-
Construction 1203-SW		2,410	2,263 ●	-
Construction 1203-WA		3,932	3,692 ●	-
Total Expenses	1,000,000	78,341	5,955 ●	7.83
(Gain)/Loss	(50,000)	68,532	2,909	

NOTES:

- [1] 2012 bond construction expense includes \$72,000 payment to Cardinal Contractors for Custer Road pump station improvement project.

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-4035-10-00	3% Construction Fee	(75,000)		(75,000)	(11,666)	(10,416)	15.56
10-4060-10-00	NSF Fees	(50)		(50)			-
10-4061-10-00	Notary Fees	(150)		(150)	(60)	(20)	40.00
10-4105-10-00	Property Taxes -Delinquent	(45,000)		(45,000)	(23,698)	(1,086)	52.66
10-4110-10-00	Property Taxes -Current	(5,176,475)		(5,176,475)	(3,051,259)	(2,737,049)	58.95
10-4115-10-00	Taxes -Penalties	(20,000)		(20,000)	(6,449)	(547)	32.24
10-4120-10-00	Sales Taxes	(2,732,400)		(2,732,400)	(664,683)	(201,982)	24.33
10-4130-10-00	Sales Tax-Mixed Beverage	(4,500)		(4,500)			-
10-4140-10-00	Franchise Taxes - Electric	(270,000)		(270,000)			-
10-4150-10-00	Franchise Taxes - Telephone	(100,000)		(100,000)	(23,387)		23.39
10-4160-10-00	Franchise Taxes - Gas	(80,000)		(80,000)			-
10-4170-10-00	Franchise Taxes - Road Usage	(3,500)		(3,500)	(567)		16.19
10-4190-10-00	Franchise Fee-Cable	(19,500)		(19,500)	(4,950)		25.38
10-4200-10-00	T-Mobile Fees	(20,700)		(20,700)	(5,175)	(1,725)	25.00
10-4201-10-00	Tierone Converged Network	(30,000)		(30,000)	(4,500)	(1,500)	15.00
10-4202-10-00	NTTA Tag Sales	(150)		(150)			-
10-4205-10-00	Internet America	(18,000)		(18,000)	(4,500)	(1,500)	25.00
10-4218-10-00	Administrative Fees-EDC	(2,400)		(2,400)	(600)	(200)	25.00
10-4610-10-00	Interest Income	(60,000)		(60,000)	(13,293)	(8,485)	22.16
10-4910-10-00	Other Revenue	(20,000)		(20,000)	(9,124)	(2,299)	45.62
10-4995-10-00	Transfer In	(801,700)		(801,700)	(200,425)	(66,808)	25.00
	Subtotal object - 0	(9,479,525)		(9,479,525)	(4,024,334)	(3,033,618)	42.45
Program number:		(9,479,525)		(9,479,525)	(4,024,334)	(3,033,618)	42.45
Department number: 10	Administration	(9,479,525)		(9,479,525)	(4,024,334)	(3,033,618)	42.45
10-4230-20-00	Other Permits				(150)	(25)	-
10-4440-20-00	Accident Reports	(1,500)		(1,500)	(179)	(44)	11.93
10-4450-20-00	Alarm Fee	(39,000)		(39,000)	(8,966)	(3,361)	22.99
	Subtotal object - 0	(40,500)		(40,500)	(9,295)	(3,430)	22.95
Program number:		(40,500)		(40,500)	(9,295)	(3,430)	22.95
Department number: 20	Police	(40,500)		(40,500)	(9,295)	(3,430)	22.95
10-4310-30-00	Charges for Services	(177,000)		(177,000)	(30,312)	(21,684)	17.13
10-4510-30-00	Grants				(3,772)		-
	Subtotal object - 0	(177,000)		(177,000)	(34,084)	(21,684)	19.26
Program number:		(177,000)		(177,000)	(34,084)	(21,684)	19.26
Department number: 30	Fire/EMS	(177,000)		(177,000)	(34,084)	(21,684)	19.26
10-4315-35-00	Fire Review/Inspect Fees	(11,000)		(11,000)	(1,600)	(175)	14.55
	Subtotal object - 0	(11,000)		(11,000)	(1,600)	(175)	14.55
Program number:		(11,000)		(11,000)	(1,600)	(175)	14.55
Department number: 35	Fire Marshall	(11,000)		(11,000)	(1,600)	(175)	14.55
10-4510-45-00	Grants	(18,087)		(18,087)			-
10-4910-45-00	Other Revenue	(125)		(125)	(250)	(250)	200.00
	Subtotal object - 0	(18,212)		(18,212)	(250)	(250)	1.37

Account Number	Description	Current Year	Current Year	Current Year	Current YTD	Current Month	Percent YTD
		Adopted Budget	Amendments	Amended Budget	Actual	Actual	%
Program number:		(18,212)		(18,212)	(250)	(250)	1.37
Department number: 45	Public Library	(18,212)		(18,212)	(250)	(250)	1.37
10-4056-60-00	Field Rental Fees	(17,000)		(17,000)	(2,939)	(45)	17.29
10-4057-60-00	Pavilion User Fees	(1,400)		(1,400)	(410)	(90)	29.29
10-4910-60-00	Other Revenue	(15,250)		(15,250)			-
	Subtotal object - 0	(33,650)		(33,650)	(3,349)	(135)	9.95
Program number:		(33,650)		(33,650)	(3,349)	(135)	9.95
Department number: 60	Parks and Recreation	(33,650)		(33,650)	(3,349)	(135)	9.95
10-4030-70-00	Miscellaneous					248	-
10-4410-70-00	Fines	(215,000)		(215,000)	(53,396)	(19,771)	24.84
10-4610-70-00	Interest Income	(130)		(130)	(105)	(42)	80.59
	Subtotal object - 0	(215,130)		(215,130)	(53,501)	(19,565)	24.87
Program number:		(215,130)		(215,130)	(53,501)	(19,565)	24.87
Department number: 70	Municipal Court	(215,130)		(215,130)	(53,501)	(19,565)	24.87
10-4011-80-00	Permit Application Fee				(42,550)		-
10-4013-80-00	Permit Expiration Fee				(3,771)	(3,771)	-
10-4017-80-00	Registration Fee	(32,000)		(32,000)	(6,900)	(4,300)	21.56
10-4210-80-00	Building Permits	(1,554,300)		(1,554,300)	(439,300)	(146,503)	28.26
10-4230-80-00	Other Permits	(100,000)		(100,000)	(23,955)	(7,190)	23.96
10-4240-80-00	Plumb/Elect/Mech Permits	(15,000)		(15,000)	(4,740)	(1,560)	31.60
10-4242-80-00	Re-inspection Fees	(15,000)		(15,000)	(6,030)	(2,675)	40.20
10-4910-80-00	Other Revenue	(3,000)		(3,000)	(600)	(50)	20.00
	Subtotal object - 0	(1,719,300)		(1,719,300)	(527,846)	(166,050)	30.70
Program number:		(1,719,300)		(1,719,300)	(527,846)	(166,050)	30.70
Department number: 80	Inspections	(1,719,300)		(1,719,300)	(527,846)	(166,050)	30.70
10-4245-85-00	Health Inspections	(7,000)		(7,000)	(2,500)	(50)	35.71
10-4910-85-00	Other Revenue				(4,467)	(3,817)	-
	Subtotal object - 0	(7,000)		(7,000)	(6,967)	(3,867)	99.53
Program number:		(7,000)		(7,000)	(6,967)	(3,867)	99.53
Department number: 85	Code Enforcement	(7,000)		(7,000)	(6,967)	(3,867)	99.53
10-4220-90-00	Zoning Permits	(10,000)		(10,000)	(27,327)	(706)	273.27
10-4225-90-00	Plat Fees	(50,000)		(50,000)	(8,225)	(2,140)	16.45
10-4910-90-00	Other Revenue				(720)	(100)	-
	Subtotal object - 0	(60,000)		(60,000)	(36,272)	(2,946)	60.45
Program number:		(60,000)		(60,000)	(36,272)	(2,946)	60.45
Department number: 90	Planning	(60,000)		(60,000)	(36,272)	(2,946)	60.45
	Revenue Subtotal - - - - -	(11,761,317)		(11,761,317)	(4,697,499)	(3,251,719)	39.94
10-5110-10-00	Salaries & Wages	766,763		766,763	166,097	57,591	21.66
10-5115-10-00	Salaries - Overtime	6,031		6,031	302	266	5.02
10-5126-10-00	Salaries-Vacation Buy-Out				3,077		-
10-5140-10-00	Salaries - Longevity Pay	1,338		1,338	420		31.39
10-5141-10-00	Salaries - Incentive	24,343		24,343	1,000	1,000	4.11

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5142-10-00	Car Allowance				1,362	462	-
10-5145-10-00	Social Security Expense	49,505		49,505	7,474	2,609	15.10
10-5150-10-00	Medicare Expense	11,578		11,578	2,372	806	20.48
10-5155-10-00	SUTA Expense	798		798	(402)	(402)	(50.39)
10-5160-10-00	Health Insurance	49,119		49,119	9,490	3,933	19.32
10-5165-10-00	Dental Insurance	3,275		3,275	451	193	13.78
10-5170-10-00	Life Insurance/AD&D	777		777	202	84	26.04
10-5175-10-00	Liability (TML) Workers' Comp	1,010		1,010	2,656		262.92
10-5176-10-00	TML Prop. & Liab. Insurance	100,000		100,000	76,310		76.31
10-5180-10-00	TMRS Expense	83,840		83,840	18,098	6,234	21.59
10-5185-10-00	Long Term/Short Term Disabilit	1,072		1,072	224		20.87
10-5186-10-00	WELLE-Wellness Prog Reimb Empl	3,780		3,780	103	53	2.73
10-5190-10-00	Contract Labor	35,000		35,000	1,658	510	4.74
10-5191-10-00	Hiring Cost	15,000		15,000	430		2.87
10-5193-10-00	Records Retention	1,000		1,000	198		19.83
10-5210-10-00	Office Supplies	5,000		5,000	1,569	442	31.37
10-5212-10-00	Building Supplies	1,500		1,500	461	201	30.75
10-5230-10-00	Dues,Fees,& Subscriptions	10,000		10,000	3,358	1,464	33.58
10-5240-10-00	Postage and Delivery	3,000		3,000			-
10-5250-10-00	Publications	500		500	715	524	143.04
10-5260-10-00	Advertising	300		300			-
10-5265-10-00	Promotional Expense				29		-
10-5270-10-00	Bank Charges	200		200	30		15.00
10-5280-10-00	Printing and Reproduction	2,000		2,000	1,017	49	50.84
10-5290-10-00	Miscellaneous Expense				58		-
10-5305-10-00	Chapt 380 Program Grant Exp	10,000		10,000	12,584	12,584	125.84
10-5310-10-00	Rental Expense	58,782		58,782	525	175	0.89
10-5330-10-00	Copier Expense	27,000		27,000	5,130	1,710	19.00
10-5340-10-00	Building Repairs	2,500		2,500	110	110	4.40
10-5410-10-00	Professional Services	45,000		45,000	19,891	10,861	44.20
10-5412-10-00	Audit Fees	40,000		40,000	15,925		39.81
10-5414-10-00	Appraisal / Tax Fees	53,000		53,000	19,154	5,969	36.14
10-5418-10-00	IT Fees	135,000		135,000	28,887	9,607	21.40
10-5419-10-00	IT Licenses	10,000		10,000	10,345	7,500	103.45
10-5430-10-00	Legal Fees	40,000		40,000	11,517	5,588	28.79
10-5435-10-00	Legal Notices/Filings	8,500		8,500	1,044		12.28
10-5460-10-00	Election Expense	15,000		15,000	186	62	1.24
10-5480-10-00	Contracted Services	18,000		18,000	17,544	2,696	97.47
10-5520-10-00	Telephones	18,000		18,000	16,724	4,808	92.91
10-5521-10-00	Cell Phone Expense	6,000		6,000	622		10.37
10-5524-10-00	Gas-Building	500		500	118	43	23.62
10-5525-10-00	Electricity	10,000		10,000	1,297	365	12.97

Account Number	Description	Current Year	Current Year	Current Year	Current YTD	Current Month	Percent YTD %
		Adopted Budget	Amendments	Amended Budget	Actual	Actual	
10-5526-10-00	Data Network	15,000		15,000	8,865	3,251	59.10
10-5530-10-00	Travel/Lodging/Meals Expense	8,000		8,000	2,772		34.65
10-5532-10-00	Entertainment	750		750			-
10-5533-10-00	Mileage Expense	5,000		5,000	314		6.28
10-5536-10-00	Training/Seminars	40,000		40,000	5,685	195	14.21
10-5538-10-00	Council/Public Official Expens	20,000		20,000	5,782	536	28.91
10-5600-10-00	Special Events	38,000		38,000	1,217	1,036	3.20
10-7000-10-00	Contingency	26,707		26,707			-
10-7143-10-00	Transfer to Internal Serv. Fd	17,000		17,000			-
	Subtotal object - 0	1,844,468		1,844,468	484,998	143,114	26.30
Program number:		1,844,468		1,844,468	484,998	143,114	26.30
Department number: 10	Administration	1,844,468		1,844,468	484,998	143,114	26.30
10-5110-20-00	Salaries & Wages	966,557		966,557	191,417	64,864	19.80
10-5115-20-00	Salaries - Overtime	35,000		35,000	10,333	4,607	29.52
10-5126-20-00	Salaries-Vacation Buy-Out				3,138		-
10-5127-20-00	Salaries-Certification Pay	11,800		11,800	2,968	1,006	25.15
10-5140-20-00	Salaries - Longevity Pay	5,690		5,690	4,555		80.05
10-5141-20-00	Salaries - Incentive				650	650	-
10-5145-20-00	Social Security Expense	63,026		63,026	12,924	4,365	20.51
10-5150-20-00	Medicare Expense	14,740		14,740	3,023	1,021	20.51
10-5155-20-00	SUTA Expense	1,017		1,017	(3,006)	(3,006)	#####
10-5160-20-00	Health Insurance	86,971		86,971	12,293	4,650	14.13
10-5165-20-00	Dental Insurance	5,798		5,798	828	338	14.28
10-5170-20-00	Life Insurance/AD&D	798		798	884	361	110.72
10-5175-20-00	Liability (TML) Workers' Comp	1,286		1,286	22,272		#####
10-5180-20-00	TMRS Expense	106,737		106,737	22,611	7,681	21.18
10-5185-20-00	Long Term/Short Term Disabilit	933		933	337		36.13
10-5186-20-00	WELLE-Wellness Prog Reimb Empl	6,720		6,720	429	175	6.38
10-5190-20-00	Contract Labor	6,000		6,000	1,240	380	20.67
10-5191-20-00	Hiring Cost	900		900			-
10-5192-20-00	Physical & Psychological	825		825			-
10-5210-20-00	Office Supplies	10,500		10,500	594	505	5.66
10-5212-20-00	Building Supplies	2,500		2,500			-
10-5214-20-00	Tactical Supplies	37,190		37,190	200	200	0.54
10-5215-20-00	Ammunition	6,000		6,000	808		13.46
10-5220-20-00	Office Equipment	1,400		1,400			-
10-5230-20-00	Dues,Fees,& Subscriptions	7,000		7,000	1,362	372	19.46
10-5240-20-00	Postage and Delivery	750		750	11		1.49
10-5250-20-00	Publications	500		500			-
10-5260-20-00	Advertising	250		250			-
10-5265-20-00	Promotional Expense	2,250		2,250	266	266	11.84
10-5280-20-00	Printing and Reproduction	500		500	69	69	13.70

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5310-20-00	Rental Expense	3,000		3,000	930	310	30.99
10-5320-20-00	Repairs & Maintenance	750		750			-
10-5330-20-00	Copier Expense				445		-
10-5335-20-00	Radio/Video Repairs	2,000		2,000			-
10-5340-20-00	Building Repairs	1,000		1,000	215		21.50
10-5350-20-00	Vehicle Expense	60,000		60,000	7,661	5,452	12.77
10-5352-20-00	Fuel	80,000		80,000	5,452	2,028	6.81
10-5353-20-00	Oil/Grease/Inspections	2,150		2,150	22		1.02
10-5400-20-00	Uniform Expense	16,500		16,500	1,779	71	10.78
10-5410-20-00	Professional Services	760		760			-
10-5415-20-00	Tuition Reimbursement	12,000		12,000	1,850	1,850	15.42
10-5418-20-00	IT Fees	3,950		3,950			-
10-5419-20-00	IT Licenses	3,000		3,000			-
10-5430-20-00	Legal Fees	10,000		10,000	561	249	5.61
10-5480-20-00	Contracted Services	20,000	(9,040)	10,960	4,971	21	45.35
10-5520-20-00	Telephones	8,000		8,000	2,448	816	30.60
10-5521-20-00	Cell Phone Expense	5,000		5,000	702		14.04
10-5525-20-00	Electricity	10,000		10,000	2,445	688	24.45
10-5526-20-00	Data Network	13,760		13,760	1,634	532	11.87
10-5530-20-00	Travel/Lodging/Meals Expense	5,000		5,000	2,943		58.85
10-5533-20-00	Mileage Expense	2,500		2,500			-
10-5536-20-00	Training/Seminars	26,500		26,500	2,975	1,900	11.23
10-5600-20-00	Special Events	10,500		10,500	120		1.14
10-5630-20-00	Safety Equipment	18,750	21,980	40,730			-
10-5640-20-00	Signs & Hardware	500		500			-
10-6160-20-00	Capital Expenditure - Vehicles	135,000	(12,940)	122,060	8,010		6.56
	Subtotal object - 0	1,834,258		1,834,258	335,364	102,420	18.28
Program number:		1,834,258		1,834,258	335,364	102,420	18.28
Department number: 20	Police	1,834,258		1,834,258	335,364	102,420	18.28
10-5110-25-00	Salaries & Wages	312,860		312,860	58,699	19,623	18.76
10-5115-25-00	Salaries - Overtime	15,000		15,000	3,916	1,328	26.11
10-5127-25-00	Salaries-Certification Pay	7,000		7,000	1,444	434	20.62
10-5140-25-00	Salaries - Longevity Pay	1,507		1,507	635		42.14
10-5145-25-00	Social Security Expense	20,855		20,855	3,774	1,230	18.10
10-5150-25-00	Medicare Expense	4,877		4,877	883	288	18.10
10-5155-25-00	SUTA Expense	336		336	(979)	(979)	#####
10-5160-25-00	Health Insurance	37,800		37,800	5,464	1,942	14.45
10-5165-25-00	Dental Insurance	2,520		2,520	308	121	12.21
10-5170-25-00	Life Insurance	416		416	100	39	24.15
10-5175-25-00	Liability (TML) Workers' Comp	426		426	642		150.82
10-5180-25-00	TMRS Expense	34,483		34,483	6,101	1,945	17.69
10-5185-25-00	Long Term/Short Term Disabilit	350		350	98		28.11

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5186-25-00	WELLE-Wellness Prog Reimb Empl	3,360		3,360	257	105	7.66
10-5191-25-00	Hiring Cost	300		300	301		100.34
10-5192-25-00	Physical & Psychological	300	1,000	1,300	650	500	50.00
10-5210-25-00	Supplies	3,000		3,000	470		15.67
10-5212-25-00	Building Supplies	1,500		1,500			-
10-5220-25-00	Office Equipment	2,440		2,440	49		2.02
10-5230-25-00	Dues,Fees,& Subscriptions	2,000		2,000	177		8.85
10-5240-25-00	Postage and Delivery	100		100			-
10-5250-25-00	Publications	100		100			-
10-5280-25-00	Printing and Reproduction	100		100			-
10-5320-25-00	Repairs & Maintenance	500		500			-
10-5340-25-00	Building Repairs	750		750			-
10-5400-25-00	Uniform Expense	1,710		1,710			-
10-5415-25-00	Tuition Reimbursement	6,000	(1,000)	5,000			-
10-5418-25-00	IT Fees	4,500		4,500	323		7.17
10-5419-25-00	IT Licenses	5,000		5,000			-
10-5430-25-00	Legal Fees	2,450		2,450			-
10-5480-25-00	Contracted Services	155,000		155,000	90,981	18,997	58.70
10-5520-25-00	Telephones	2,500		2,500	468	181	18.74
10-5521-25-00	Cell Phone Expense	700		700	74		10.54
10-5524-25-00	Gas-Building	400		400	112	38	28.09
10-5526-25-00	Data Network	4,600		4,600	1,214	498	26.40
10-5530-25-00	Travel/Lodging/Meals Expense	1,950		1,950	583		29.90
10-5533-25-00	Mileage Expense	1,000		1,000	375		37.49
10-5536-25-00	Training/Seminars	5,000		5,000	1,222		24.44
10-5600-25-00	Special Events	1,000		1,000			-
	Subtotal object - 0	644,690		644,690	178,342	46,291	27.66
Program number:		644,690		644,690	178,342	46,291	27.66
Department number: 25	Dispatch Department	644,690		644,690	178,342	46,291	27.66
10-5110-30-00	Salaries & Wages	1,438,167		1,438,167	292,554	99,127	20.34
10-5115-30-00	Salaries - Overtime	230,000		230,000	58,655	29,598	25.50
10-5127-30-00	Salaries-Certification Pay	16,000		16,000	3,322	1,126	20.77
10-5140-30-00	Salaries - Longevity Pay	12,606		12,606	7,555		59.93
10-5141-30-00	Salaries - Incentive				1,750	1,750	-
10-5145-30-00	Social Security Expense	105,200		105,200	21,653	7,792	20.58
10-5150-30-00	Medicare Expense	24,603		24,603	5,064	1,822	20.58
10-5155-30-00	SUTA Expense	1,697		1,697	(4,865)	(4,865)	#####
10-5160-30-00	Health Insurance	146,880		146,880	19,459	7,546	13.25
10-5165-30-00	Dental Insurance	9,792		9,792	1,183	483	12.08
10-5170-30-00	Life Insurance/AD&D	12,489		12,489	1,287	525	10.30
10-5171-30-00	Life Insurance-Supplemental				7,921		-
10-5175-30-00	Liability (TML) Workers Comp	2,147		2,147	26,555		#####

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5180-30-00	TMRS Expense	158,365		158,365	36,916	13,457	23.31
10-5185-30-00	Long Term/Short Term Disabilit	2,502		2,502	488		19.52
10-5186-30-00	WELLE-Wellness Prog Reimb Empl	8,400		8,400	1,372	560	16.33
10-5191-30-00	Hiring Cost	1,000		1,000			-
10-5194-30-00	FD Annual Phy & Screening	16,000		16,000	752		4.70
10-5210-30-00	Office Supplies	4,848		4,848	185		3.81
10-5212-30-00	Building Supplies	4,000		4,000	2,205	300	55.13
10-5230-30-00	Dues,Fees,& Subscriptions	3,500		3,500	2,890	170	82.57
10-5240-30-00	Postage and Delivery	250		250	81		32.25
10-5250-30-00	Publications	350		350			-
10-5280-30-00	Printing and Reproduction	500		500	256		51.20
10-5320-30-00	Repairs & Maintenance	6,500		6,500	1,206	132	18.56
10-5335-30-00	Radio/Video Repairs	20,000		20,000	120	120	0.60
10-5340-30-00	Building Repairs	20,000		20,000	3,703	3,263	18.52
10-5350-30-00	Vehicle Expense	35,000		35,000	6,232	418	17.81
10-5352-30-00	Fuel	35,000		35,000	2,663	919	7.61
10-5400-30-00	Uniform Expense	21,000		21,000	2,878	2,878	13.70
10-5410-30-00	Professional Services	10,500		10,500			-
10-5418-30-00	IT Fees	7,500		7,500	419	419	5.58
10-5440-30-00	EMS	74,000		74,000	15,037	2,711	20.32
10-5480-30-00	Contracted Services	10,000		10,000	120		1.20
10-5520-30-00	Telephones	12,500		12,500	12,410	3,807	99.28
10-5521-30-00	Cell Phone Expense	8,000		8,000	899		11.24
10-5524-30-00	Gas - Building	7,000		7,000	416	179	5.95
10-5525-30-00	Electricity	22,000		22,000	4,235	1,085	19.25
10-5526-30-00	Data Network	12,442		12,442	5,360	1,588	43.08
10-5530-30-00	Travel/Lodging/Meals Expense	3,000		3,000	951	295	31.72
10-5533-30-00	Mileage Expense	1,500		1,500			-
10-5536-30-00	Training/Seminars	18,000		18,000	3,975		22.08
10-5610-30-00	Fire Fighting Equipment	18,000		18,000	863	415	4.79
10-5630-30-00	Safety Equipment	25,000		25,000	296	99	1.18
	Subtotal object - 0	2,566,238		2,566,238	549,020	177,721	21.39
Program number:		2,566,238		2,566,238	549,020	177,721	21.39
Department number: 30	Fire/EMS	2,566,238		2,566,238	549,020	177,721	21.39
10-5110-35-00	Salaries & Wages	82,318		82,318	18,314	6,208	22.25
10-5140-35-00	Salaries - Longevity Pay	752		752	570		75.80
10-5145-35-00	Social Security Expense	5,150		5,150	1,034	329	20.07
10-5150-35-00	Medicare Expense	1,205		1,205	242	77	20.06
10-5155-35-00	SUTA Expense	83		83	(252)	(252)	#####
10-5160-35-00	Health Insurance	5,400		5,400	1,342	548	24.85
10-5165-35-00	Dental Insurance	360		360	59	24	16.43
10-5170-35-00	Life Insurance/AD&D	114		114	64	26	56.44

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5175-35-00	Liability (TML) Workers' Comp	105		105	1,328		#####
10-5180-35-00	TMRS Expense	8,722		8,722	1,983	652	22.73
10-5185-35-00	Long Term/Short Term Disabilit	153		153	32		21.10
10-5186-35-00	WELLE-Wellness Prog Reimb Empl	420		420			-
10-5193-35-00	Records Retention	250		250			-
10-5194-35-00	FD Annual Phy & Screening	650		650			-
10-5210-35-00	Supplies	300		300			-
10-5230-35-00	Dues,Fees,& Subscriptions	600		600			-
10-5240-35-00	Postage and Delivery	60		60			-
10-5250-35-00	Publications	550		550			-
10-5280-35-00	Printing and Reproduction	500		500			-
10-5350-35-00	Vehicle Expense	1,953		1,953			-
10-5352-35-00	Fuel	2,000		2,000	178	59	8.90
10-5353-35-00	Oil/Grease/Inspections	500		500			-
10-5400-35-00	Uniform Expense	1,050		1,050	98	98	9.31
10-5418-35-00	IT Fees	200		200			-
10-5430-35-00	Legal Fees	2,000		2,000			-
10-5520-35-00	Telephones	900		900	90	90	10.00
10-5521-35-00	Cell Phone Expense	1,200		1,200	173		14.40
10-5530-35-00	Travel/Lodging/Meals Expense	500		500	850		170.00
10-5536-35-00	Training/Seminars	3,200		3,200	300		9.38
10-5620-35-00	Tools & Equipment	150		150			-
10-5630-35-00	Safety Equipment	1,000		1,000			-
10-5640-35-00	Signs & Hardware	1,250		1,250			-
	Subtotal object - 0	123,595		123,595	26,404	7,859	21.36
Program number:		123,595		123,595	26,404	7,859	21.36
Department number: 35	Fire Marshall	123,595		123,595	26,404	7,859	21.36
10-5110-40-00	Salaries & Wages	93,646		93,646	20,834	7,062	22.25
10-5115-40-00	Salaries - Overtime	4,000		4,000	2,157	1,772	53.93
10-5140-40-00	Salaries - Longevity Pay	1,237		1,237	1,000		80.84
10-5145-40-00	Social Security Expense	6,131		6,131	1,468	541	23.94
10-5150-40-00	Medicare Expense	1,434		1,434	343	126	23.94
10-5155-40-00	SUTA Expense	99		99	(414)	(414)	#####
10-5160-40-00	Health Insurance	10,800		10,800	1,577	598	14.60
10-5165-40-00	Dental Insurance	720		720	118	48	16.43
10-5170-40-00	Life Insurance/AD&D	196		196	39	16	19.70
10-5175-40-00	Liability (TML) Workers Comp	125		125	4,540		#####
10-5180-40-00	TMRS Expense	10,383		10,383	2,537	935	24.44
10-5185-40-00	Long Term/Short Term Disabilit	174		174	34		19.35
10-5186-40-00	WELLE-Wellness Prog Reimb Empl	840		840	172	70	20.42
10-5191-40-00	Hiring Cost	50		50			-
10-5210-40-00	Office Supplies	600		600			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5230-40-00	Dues,Fees,& Subscriptions	200		200			-
10-5250-40-00	Publications	50		50			-
10-5310-40-00	Rental Expense	10,000		10,000	3,200		32.00
10-5320-40-00	Repairs & Maintenance	4,000		4,000			-
10-5321-40-00	Signal Light Repairs	7,400		7,400			-
10-5340-40-00	Building Repairs	2,500		2,500			-
10-5350-40-00	Vehicle Expense	5,500		5,500	4,337	167	78.85
10-5352-40-00	Fuel	9,300		9,300	189	80	2.03
10-5353-40-00	Oil/Grease/Inspections	800		800			-
10-5400-40-00	Uniform Expense	3,500		3,500	737		21.06
10-5410-40-00	Professional Services	8,000		8,000			-
10-5480-40-00	Contracted Services	910,720		910,720			-
10-5520-40-00	Telephones	300		300			-
10-5521-40-00	Cell Phone Expense	1,000		1,000	179		17.91
10-5525-40-00	Electricity	100,000		100,000	31,076	10,376	31.08
10-5530-40-00	Travel/Lodging/Meals Expense	800		800			-
10-5536-40-00	Training/Seminars	800		800			-
10-5620-40-00	Tools & Equipment	3,000		3,000			-
10-5630-40-00	Safety Equipment	2,000		2,000	328		16.40
10-5640-40-00	Signs & Hardware	31,000		31,000	556	512	1.79
10-5650-40-00	Maintenance Materials	60,000		60,000	4,894		8.16
10-6140-40-00	Capital Expenditure - Equipmt	76,000		76,000			-
	Subtotal object - 0	1,367,305		1,367,305	79,901	21,889	5.84
Program number:		1,367,305		1,367,305	79,901	21,889	5.84
Department number: 40	Streets	1,367,305		1,367,305	79,901	21,889	5.84
10-5110-45-00	Salaries & Wages	24,536		24,536	3,987	1,113	16.25
10-5145-45-00	Social Security Expense	849		849	247	69	29.12
10-5150-45-00	Medicare Expense	198		198	58	16	29.20
10-5155-45-00	SUTA Expense	14		14	(79)	(79)	#####
10-5175-45-00	Liability (TML)/Workers' Comp	17		17	86		503.88
10-5190-45-00	Contract Labor	40,000		40,000	6,667	6,667	16.67
10-5210-45-00	Supplies	2,000		2,000	553		27.63
10-5212-45-00	Building Supplies	500		500			-
10-5220-45-00	Office Equipment	1,000		1,000			-
10-5230-45-00	Dues,Fees,& Subscriptions	5,600		5,600	3,200		57.14
10-5240-45-00	Postage and Delivery	400		400			-
10-5281-45-00	Book Purchases	12,000		12,000	2,283	809	19.03
10-5418-45-00	IT Fees	375		375			-
10-5480-45-00	Contracted Services	2,652		2,652			-
10-5525-45-00	Electricity	5,500		5,500			-
10-5530-45-00	Travel	700		700			-
10-5533-45-00	Mileage Expense	600		600			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5536-45-00	Training/Seminars	500		500			-
10-5600-45-00	Special Events	600		600			-
	Subtotal object - 0	98,041		98,041	17,001	8,595	17.34
Program number:		98,041		98,041	17,001	8,595	17.34
Department number: 45	Public Library	98,041		98,041	17,001	8,595	17.34
10-5110-60-00	Salaries & Wages	590,082		590,082	98,534	35,315	16.70
10-5115-60-00	Salaries - Overtime	9,000		9,000	2,867	1,022	31.86
10-5126-60-00	Salaries-Vacation Buy-Out				772		-
10-5140-60-00	Salaries - Longevity Pay	2,583		2,583	1,735		67.17
10-5145-60-00	Social Security Expense	29,871		29,871	6,096	2,112	20.41
10-5150-60-00	Medicare Expense	6,986		6,986	1,426	494	20.41
10-5155-60-00	SUTA Expense	482		482	(1,409)	(1,409)	#####
10-5160-60-00	Health Insurance	75,912		75,912	10,512	4,015	13.85
10-5165-60-00	Dental Insurance	5,061		5,061	591	241	11.69
10-5170-60-00	Life Insurance/AD&D	1,057		1,057	201	87	19.01
10-5175-60-00	Liability (TML) Workers Comp	610		610	5,568		912.80
10-5180-60-00	TMRS Expense	63,175		63,175	10,973	3,841	17.37
10-5185-60-00	Long Term/Short Term Disabilit	876		876	173		19.72
10-5186-60-00	WELLE-Wellness Prog Reimb Empl	4,620		4,620	600	245	12.99
10-5191-60-00	Hiring Cost				80	80	-
10-5210-60-00	Office Supplies	1,500		1,500	772	270	51.44
10-5212-60-00	Building Supplies	1,500		1,500			-
10-5220-60-00	Office Equipment	5,560		5,560	545	76	9.80
10-5230-60-00	Dues,Fees,& Subscriptions	2,850		2,850			-
10-5240-60-00	Postage and Delivery	175		175			-
10-5280-60-00	Printing and Reproduction	300		300	79	79	26.17
10-5290-60-00	Miscellaneous Expense	1,500		1,500			-
10-5310-60-00	Rental Expense	22,000		22,000	6,940	1,735	31.55
10-5320-60-00	Repairs & Maintenance	424,500		424,500	26,767	12,507	6.31
10-5350-60-00	Vehicle Expense	4,500		4,500	1,342	369	29.83
10-5352-60-00	Fuel	17,000		17,000	1,273	454	7.49
10-5353-60-00	Oil/Grease/Inspections	2,000		2,000	172	140	8.58
10-5400-60-00	Uniform Expense	5,700		5,700	751		13.17
10-5410-60-00	Professional Services	125,000		125,000			-
10-5418-60-00	IT Fees	3,100		3,100	169		5.45
10-5430-60-00	Legal Fees	2,000		2,000	1,748	589	87.40
10-5480-60-00	Contracted Services	154,800		154,800	18,706	620	12.08
10-5520-60-00	Telephones				172	57	-
10-5521-60-00	Cell Phone Expense	5,900		5,900	1,124		19.06
10-5525-60-00	Electricity	88,000		88,000	26,836	8,156	30.50
10-5526-60-00	Data Network	1,700		1,700	169	84	9.94
10-5530-60-00	Travel/Lodging/Meals Expense	3,800		3,800	24	24	0.62

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5533-60-00	Mileage Expense	2,000		2,000	289	182	14.47
10-5536-60-00	Training/Seminars	6,750		6,750			-
10-5600-60-00	Special Events	49,700		49,700	33,850	24,001	68.11
10-5620-60-00	Tools & Equipment				6		-
10-5630-60-00	Safety Equipment	1,600		1,600	15		0.94
10-5640-60-00	Signs & Hardware	2,800		2,800	278	85	9.91
10-6160-60-00	Capital Expenditure - Vehicles	52,000		52,000	20,978	20,978	40.34
	Subtotal object - 0	1,778,550		1,778,550	281,724	116,449	15.84
Program number:		1,778,550		1,778,550	281,724	116,449	15.84
Department number: 60	Parks and Recreation	1,778,550		1,778,550	281,724	116,449	15.84
10-5110-70-00	Salaries & Wages				17,136	5,809	-
10-5115-70-00	Salaries - Overtime	77,027		77,027			-
10-5128-70-00	Language Pay				100	100	-
10-5140-70-00	Salaries - Longevity Pay	185		185			-
10-5145-70-00	Social Security Expense	4,787		4,787	1,002	339	20.93
10-5150-70-00	Medicare Expense	1,120		1,120	234	79	20.93
10-5155-70-00	SUTA Expense	77		77	9	9	11.69
10-5160-70-00	Health Insurance	5,400		5,400	1,309	442	24.24
10-5165-70-00	Dental Insurance	360		360	59	24	16.43
10-5170-70-00	Life Insurance/AD&D	114		114	19	8	16.94
10-5175-70-00	Liability (TML) Workers Comp	98		98	120		122.38
10-5180-70-00	TMRS Expense	8,107		8,107	1,799	610	22.20
10-5185-70-00	Long Term/Short Term Disabilit	143		143	30		21.12
10-5186-70-00	WELLE-Wellness Prog Reimb Empl	420		420			-
10-5190-70-00	Contract Labor	4,800		4,800	725	320	15.10
10-5210-70-00	Office Supplies	1,500		1,500	1,109	10	73.96
10-5212-70-00	Building Supplies	1,000		1,000	389	337	38.94
10-5220-70-00	Office Equipment				20		-
10-5230-70-00	Dues,Fees,& Subscriptions	330		330			-
10-5240-70-00	Postage and Delivery	1,000		1,000			-
10-5250-70-00	Publications	100		100			-
10-5280-70-00	Printing and Reproduction	1,000		1,000	202		20.15
10-5310-70-00	Rental Expense	24,000		24,000	6,113	1,996	25.47
10-5400-70-00	Uniform Expense	60		60			-
10-5418-70-00	IT Fees	500		500			-
10-5420-70-00	Municipal Court/Judge Fees	9,600		9,600	1,676	375	17.46
10-5425-70-00	State Fines Expense	106,800		106,800	140	140	0.13
10-5430-70-00	Legal Fees				4,213	1,876	-
10-5480-70-00	Contracted Services	2,000		2,000			-
10-5481-70-00	Cash Over/Short				(10)	(10)	-
10-5520-70-00	Telephones	300		300	384	128	127.90
10-5524-70-00	Gas-Building	900		900	139	102	15.44

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5525-70-00	Electricity	2,000		2,000	273	71	13.65
10-5530-70-00	Travel/Lodging/Meals Expense	800		800			-
10-5533-70-00	Mileage Expense	1,500		1,500			-
10-5536-70-00	Training/Seminars	1,000		1,000			-
	Subtotal object - 0	257,028		257,028	37,191	12,766	14.47
Program number:		257,028		257,028	37,191	12,766	14.47
Department number: 70	Municipal Court	257,028		257,028	37,191	12,766	14.47
10-5110-80-00	Salaries & Wages	441,348		441,348	80,427	26,947	18.22
10-5115-80-00	Salaries - Overtime	8,000		8,000	607	100	7.58
10-5140-80-00	Salaries - Longevity Pay	2,359		2,359	1,540		65.28
10-5141-80-00	Salaries - Incentive	3,234		3,234	250	250	7.73
10-5145-80-00	Social Security Expense	25,434		25,434	4,881	1,583	19.19
10-5150-80-00	Medicare Expense	5,948		5,948	1,142	370	19.19
10-5155-80-00	SUTA Expense	451		451	(1,090)	(1,090)	#####
10-5160-80-00	Health Insurance	48,600		48,600	7,136	2,776	14.68
10-5165-80-00	Dental Insurance	3,240		3,240	366	145	11.29
10-5170-80-00	Life Insurance/AD&D	914		914	131	55	14.35
10-5175-80-00	Liability (TML) Workers Comp	580		580	1,688		290.96
10-5180-80-00	TMRS Expense	47,769		47,769	8,743	2,885	18.30
10-5185-80-00	Long Term/Short Term Disabilit	830		830	115		13.91
10-5186-80-00	WELLE-Wellness Prog Reimb Empl	3,360		3,360	445	175	13.23
10-5190-80-00	Contract Labor	1,200		1,200	420	120	35.00
10-5191-80-00	Hiring Cost	60		60	235		391.68
10-5210-80-00	Office Supplies	7,000		7,000	1,082	753	15.46
10-5212-80-00	Building Supplies	500		500	127		25.43
10-5220-80-00	Office Equipment	13,000		13,000	592	377	4.56
10-5230-80-00	Dues,Fees,& Subscriptions	67,350		67,350	20,290	3,070	30.13
10-5240-80-00	Postage and Delivery	50		50			-
10-5280-80-00	Printing and Reproduction	2,000		2,000	337	120	16.83
10-5320-80-00	Repairs & Maintenance	1,000		1,000			-
10-5340-80-00	Building Repairs	150		150			-
10-5350-80-00	Vehicle Expense	1,500		1,500	2,191	1,919	146.05
10-5352-80-00	Fuel	12,000		12,000	938	341	7.82
10-5353-80-00	Oil/Grease/Inspections	2,400		2,400	274	274	11.43
10-5400-80-00	Uniform Expense	2,700		2,700			-
10-5415-80-00	Tuition Reimbursement	5,100		5,100			-
10-5418-80-00	IT Fees	4,000		4,000	45		1.13
10-5430-80-00	Legal Fees	4,000		4,000	95	95	2.38
10-5465-80-00	Public Relations	500		500			-
10-5480-80-00	Contracted Services	750		750	120	60	16.00
10-5520-80-00	Telephones	1,500		1,500	340	124	22.64
10-5521-80-00	Cell Phone Expense	2,880		2,880	390		13.53

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5525-80-00	Electricity	6,500		6,500	1,186	369	18.24
10-5526-80-00	Data Network	3,200		3,200	760	266	23.74
10-5530-80-00	Travel/Lodging/Meals Expense	600		600	74		12.34
10-5533-80-00	Mileage Expense	6,000		6,000			-
10-5536-80-00	Training/Seminars	7,975		7,975	542		6.80
10-5630-80-00	Safety Equipment	800		800	116	116	14.50
10-6110-80-00	Capital Expenditure	30,000		30,000			-
10-6160-80-00	Capital Expenditure - Vehicles	20,000		20,000			-
	Subtotal object - 0	796,782		796,782	136,534	42,201	17.14
Program number:		796,782		796,782	136,534	42,201	17.14
Department number: 80	Inspections	796,782		796,782	136,534	42,201	17.14
10-5110-85-00	Salaries & Wages	47,312		47,312	10,570	3,613	22.34
10-5115-85-00	Salaries - Overtime	1,500		1,500	644	542	42.94
10-5140-85-00	Salaries - Longevity Pay	387		387	205		52.97
10-5141-85-00	Salaries - Incentive	750		750	1,000	1,000	133.33
10-5145-85-00	Social Security Expense	3,097		3,097	763	317	24.64
10-5150-85-00	Medicare Expense	724		724	178	74	24.65
10-5155-85-00	SUTA Expense	50		50	(252)	(252)	#####
10-5160-85-00	Health Insurance	5,400		5,400	717	293	13.27
10-5165-85-00	Dental Insurance	360		360	59	24	16.43
10-5170-85-00	Life Insurance/AD&D	106		106	19	8	18.22
10-5175-85-00	Liability (TML) Workers' Comp	63		63	240		380.71
10-5180-85-00	TMRS Expense	5,244		5,244	1,308	540	24.95
10-5185-85-00	Long Term/Short Term Disabilit	88		88	19		21.09
10-5186-85-00	WELLE-Wellness Prog Reimb Empl	420		420	86	35	20.42
10-5190-85-00	Contract Labor	15,000		15,000			-
10-5210-85-00	Office Supplies	500		500	266		53.18
10-5212-85-00	Building Supplies				13		-
10-5230-85-00	Dues,Fees,& Subscriptions	200		200			-
10-5240-85-00	Postage and Delivery	400		400			-
10-5280-85-00	Printing and Reproduction	1,200		1,200			-
10-5350-85-00	Vehicle Expense	500		500			-
10-5352-85-00	Fuel	1,000		1,000			-
10-5353-85-00	Oil/Grease/Inspections	100		100			-
10-5400-85-00	Uniform Expense	200		200	90		44.99
10-5430-85-00	Legal Fees	8,000		8,000	294	95	3.68
10-5435-85-00	Legal Notices/Filings	500		500			-
10-5480-85-00	Contracted Services	68,000		68,000	3,600	900	5.29
10-5520-85-00	Telephones	300		300	49	18	16.18
10-5521-85-00	Cell Phone Expense	500		500	74		14.80
10-5536-85-00	Training/Seminars	500		500			-
10-5600-85-00	Special Events	1,000		1,000			-

TOWN OF PROSPER, TEXAS
MONTHLY FINANCIAL REPORT--ALL FUNDS
DECEMBER 2013

Item 5c

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5620-85-00	Tools & Equipment	250		250			-
10-5640-85-00	Signs & Hardware	500		500			-
	Subtotal object - 0	164,151		164,151	19,942	7,207	12.15
Program number:		164,151		164,151	19,942	7,207	12.15
Department number: 85	Code Enforcement	164,151		164,151	19,942	7,207	12.15
10-5110-90-00	Salaries & Wages	213,259		213,259	46,581	15,790	21.84
10-5115-90-00	Salaries - Overtime	500		500	36	36	7.23
10-5126-90-00	Salaries-Vacation Buy-Out				1,940		-
10-5140-90-00	Salaries - Longevity Pay	1,059		1,059	740		69.88
10-5141-90-00	Salaries - Incentive	1,000		1,000			-
10-5145-90-00	Social Security Expense	13,381		13,381	2,882	910	21.54
10-5150-90-00	Medicare Expense	3,129		3,129	674	213	21.54
10-5155-90-00	SUTA Expense	216		216	(456)	(456)	#####
10-5160-90-00	Health Insurance	16,408		16,408	3,914	1,506	23.85
10-5165-90-00	Dental Insurance	1,094		1,094	177	72	16.22
10-5170-90-00	Life Insurance/AD&D	318		318	58	24	18.21
10-5175-90-00	Liability (TML) Workers Comp	273		273	483		176.97
10-5180-90-00	TMRS Expense	22,661		22,661	5,203	1,673	22.96
10-5185-90-00	Long Term/Short Term Disabilit	397		397	77		19.47
10-5186-90-00	WELLE-Wellness Prog Reimb Empl	1,260		1,260	257	105	20.42
10-5190-90-00	Contract Labor	1,300		1,300	420	120	32.31
10-5191-90-00	Hiring Cost	50		50			-
10-5210-90-00	Office Supplies	3,500		3,500	344	32	9.83
10-5212-90-00	Building Supplies	250		250			-
10-5230-90-00	Dues,Fees,& Subscriptions	5,000		5,000	15		0.30
10-5240-90-00	Postage and Delivery	200		200			-
10-5400-90-00	Uniform Expense	300		300			-
10-5410-90-00	Professional Services	132,000		132,000			-
10-5415-90-00	Tuition Reimbursement	5,000		5,000			-
10-5430-90-00	Legal Fees	50,000		50,000	2,546	1,425	5.09
10-5435-90-00	Legal Notices/Filings	1,500		1,500			-
10-5520-90-00	Telephones	3,300		3,300	97	36	2.94
10-5521-90-00	Cell Phone Expense	2,400		2,400	293		12.22
10-5526-90-00	Data Network	8,250		8,250	2,077	702	25.18
10-5530-90-00	Travel/Lodging/Meals Expense	2,000		2,000	506		25.33
10-5533-90-00	Mileage Expense	1,500		1,500			-
10-5536-90-00	Training/Seminars	4,000		4,000			-
	Subtotal object - 0	495,505		495,505	68,867	22,187	13.90
Program number:		495,505		495,505	68,867	22,187	13.90
Department number: 90	Planning	495,505		495,505	68,867	22,187	13.90
10-5110-98-00	Salaries & Wages	354,304	(6,500)	347,804	59,181	25,136	17.02
10-5126-98-00	Salaries-Vacation Buy-Out				2,538		-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
10-5140-98-00	Salaries - Longevity Pay	749		749	440		58.75
10-5141-98-00	Salaries - Incentive	300		300			-
10-5145-98-00	Social Security Expense	22,032		22,032	3,142	960	14.26
10-5150-98-00	Medicare Expense	5,153		5,153	839	329	16.28
10-5155-98-00	SUTA Expense	355		355	(235)	(235)	(66.29)
10-5160-98-00	Health Insurance	16,408		16,408	3,592	1,761	21.89
10-5165-98-00	Dental Insurance	1,094		1,094	142	72	13.02
10-5170-98-00	Life Insurance/AD&D	342		342	61	30	17.88
10-5175-98-00	Liability (TML) Workers Comp	450		450	227		50.45
10-5180-98-00	TMRS Expense	37,312		37,312	6,536	2,643	17.52
10-5185-98-00	Long Term/Short Term Disabilit	660		660	84		12.71
10-5186-98-00	WELLE-Wellness Prog Reimb Empl	1,260		1,260	86	35	6.81
10-5191-98-00	Hiring Cost				80		-
10-5210-98-00	Office Supplies	800		800	726	410	90.77
10-5212-98-00	Building Supplies	350		350			-
10-5220-98-00	Office Equipment				831	810	-
10-5230-98-00	Dues,Fees,& Subscriptions	900		900			-
10-5240-98-00	Postage and Delivery	20		20			-
10-5280-98-00	Printing and Reproduction				79		-
10-5400-98-00	Uniform Expense	100		100			-
10-5418-98-00	IT Fees	250		250	130	130	52.00
10-5419-98-00	IT Licenses				300	300	-
10-5430-98-00	Legal Fees	8,500		8,500	3,039	4,237	35.75
10-5435-98-00	Legal Notices/Filings				518		-
10-5520-98-00	Telephones				172	57	-
10-5521-98-00	Cell Phone Expense	3,060		3,060	293		9.59
10-5524-98-00	Gas-Building				223	149	-
10-5525-98-00	Electricity				500	178	-
10-5530-98-00	Travel/Lodging/Meals Expense	3,250		3,250	556		17.10
10-5533-98-00	Mileage Expense	2,500		2,500	390		15.60
10-5536-98-00	Training/Seminars	7,000		7,000	481		6.87
10-6110-98-00	Capital Expenditure	20,000	6,500	26,500			-
	Subtotal object - 0	487,149		487,149	84,948	37,001	17.44
Program number:		487,149		487,149	84,948	37,001	17.44
Department number: 98	Engineering	487,149		487,149	84,948	37,001	17.44
	Expense Subtotal - - - - -	12,457,760		12,457,760	2,300,238	745,698	18.46
Fund number: 10	General	696,443		696,443	(2,397,261)	(2,506,021)	#####
20-4005-50-00	Water Revenue	(5,200,000)		(5,200,000)	(1,054,884)	(269,683)	20.29
20-4010-50-00	Water Tap & Construction	(300,000)		(300,000)	(115,200)	(33,975)	38.40
20-4012-50-00	Saturday Inspection Fee	(2,500)		(2,500)	(1,200)	(150)	48.00
20-4018-50-00	Internet Cr. Card Fees(Global)	(14,000)		(14,000)	(5,150)	(1,616)	36.79
20-4019-50-00	Cr. Card Pmt Fees(auth.net)	(1,900)		(1,900)	(905)	(251)	47.62

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-4060-50-00	NSF Fees	(1,200)		(1,200)	(275)	(125)	22.92
20-4242-50-00	Re-Inspection Fees	(2,000)		(2,000)	(350)	(50)	17.50
20-4610-50-00	Interest Income	(70,000)		(70,000)	(17,956)	(10,115)	25.65
20-4910-50-00	Other Revenue	(80,000)		(80,000)	(17,741)	(2,532)	22.18
	Subtotal object - 0	(5,671,600)		(5,671,600)	(1,213,661)	(318,497)	21.40
Program number:		(5,671,600)		(5,671,600)	(1,213,661)	(318,497)	21.40
Department number: 50	Water	(5,671,600)		(5,671,600)	(1,213,661)	(318,497)	21.40
20-4006-55-00	Sewer Revenue	(2,247,850)		(2,247,850)	(637,817)	(211,600)	28.38
20-4010-55-00	Sewer Tap & Construction	(150,000)		(150,000)	(43,800)	(13,800)	29.20
	Subtotal object - 0	(2,397,850)		(2,397,850)	(681,617)	(225,400)	28.43
Program number:		(2,397,850)		(2,397,850)	(681,617)	(225,400)	28.43
Department number: 55	Sewer	(2,397,850)		(2,397,850)	(681,617)	(225,400)	28.43
20-4000-57-00	W/S Service Initiation	(50,000)		(50,000)	(11,595)	(4,245)	23.19
20-4007-57-00	Sanitation	(800,000)		(800,000)	(219,711)	(73,896)	27.46
20-4009-57-00	Late Fee-W/S	(56,000)		(56,000)	(22,613)	(4,887)	40.38
	Subtotal object - 0	(906,000)		(906,000)	(253,919)	(83,029)	28.03
Program number:		(906,000)		(906,000)	(253,919)	(83,029)	28.03
Department number: 57	Utility Billing Department	(906,000)		(906,000)	(253,919)	(83,029)	28.03
	Revenue Subtotal - - - - -	(8,975,450)		(8,975,450)	(2,149,197)	(626,926)	23.95
20-5110-50-00	Salaries & Wages	525,495		525,495	99,337	32,574	18.90
20-5115-50-00	Salaries - Overtime	25,000		25,000	6,405	2,350	25.62
20-5140-50-00	Salaries - Longevity Pay	2,311		2,311	1,545		66.85
20-5141-50-00	Salary-Incentive				250	250	-
20-5145-50-00	Social Security Expense	29,526		29,526	6,436	2,091	21.80
20-5150-50-00	Medicare Expense	6,905		6,905	1,505	489	21.80
20-5155-50-00	SUTA Expense	476		476	(1,652)	(1,652)	#####
20-5160-50-00	Health Insurance	59,400		59,400	8,106	3,125	13.65
20-5165-50-00	Dental Insurance	3,544		3,544	532	217	15.02
20-5170-50-00	Life Insurance/AD&D	779		779	201	82	25.74
20-5175-50-00	Liability (TML) Workers' Comp	603		603	10,636		#####
20-5176-50-00	TML Prop. & Liab Insurance	35,000		35,000	26,709		76.31
20-5180-50-00	TMRS Expense	58,045		58,045	11,351	3,719	19.56
20-5185-50-00	Long Term/Short Term Disabilit	767		767	174		22.74
20-5186-50-00	WELLE-Wellness Prog Reimb-Empl	3,780		3,780	565	245	14.95
20-5190-50-00	Contract Labor	15,000		15,000			-
20-5191-50-00	Hiring Cost	540		540	40		7.41
20-5210-50-00	Office Supplies	3,000		3,000	141	76	4.70
20-5212-50-00	Building Supplies	1,500		1,500	768	75	51.21
20-5220-50-00	Office Equipment	10,500		10,500	761	761	7.25
20-5230-50-00	Dues,Fees,& Subscriptions	12,444		12,444	95	95	0.76
20-5240-50-00	Postage and Delivery	24,000		24,000			-
20-5250-50-00	Publications	50		50			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5280-50-00	Printing and Reproduction	8,200		8,200	79		0.96
20-5290-50-00	Miscellaneous Expense				296		-
20-5310-50-00	Rental Expense	5,000		5,000			-
20-5320-50-00	Repairs & Maintenance	3,500		3,500	705	695	20.13
20-5340-50-00	Building Repairs	3,900		3,900	94		2.40
20-5350-50-00	Vehicle Expense	25,000		25,000	3,926	959	15.70
20-5352-50-00	Fuel	36,500		36,500	4,110	2,384	11.26
20-5353-50-00	Oil/Grease/Inspections	2,400		2,400	540		22.49
20-5400-50-00	Uniform Expense	11,100		11,100	3,132		28.21
20-5410-50-00	Professional Services	5,000		5,000			-
20-5412-50-00	Audit Fees	1,000		1,000			-
20-5416-50-00	Engineering Fees	7,000		7,000			-
20-5418-50-00	IT Fees	23,000		23,000	3,016	1,000	13.11
20-5419-50-00	IT Licenses	1,200		1,200			-
20-5430-50-00	Legal Fees	2,000		2,000			-
20-5435-50-00	Legal Notices/Filings	1,000		1,000			-
20-5475-50-00	Credit Card Fees	16,000		16,000	7,277	2,238	45.48
20-5480-50-00	Contracted Services	94,800		94,800	10,637	10,637	11.22
20-5520-50-00	Telephones	6,300		6,300	1,045	347	16.60
20-5521-50-00	Cell Phone Expense	9,320		9,320	672		7.21
20-5524-50-00	Gas-Building	2,500		2,500	969	527	38.78
20-5525-50-00	Electricity	200,000		200,000	32,177	8,248	16.09
20-5526-50-00	Data Network	6,800		6,800	1,670	566	24.56
20-5530-50-00	Travel/Lodging/Meals Expense	1,000		1,000	490		48.96
20-5533-50-00	Mileage Expense	2,700		2,700	332	73	12.30
20-5536-50-00	Training/Seminars	7,200		7,200			-
20-5540-50-00	Water Testing	3,000		3,000	8		0.28
20-5545-50-00	Meter Purchases	220,500		220,500	54,588	52,660	24.76
20-5550-50-00	Water Purchases	1,902,100		1,902,100	419,332	147,713	22.05
20-5620-50-00	Tools & Equipment	16,000		16,000	1,399	45	8.75
20-5630-50-00	Safety Equipment	11,200		11,200	1,422		12.70
20-5640-50-00	Signs & Hardware	1,300		1,300	78	54	6.03
20-5650-50-00	Maintenance Materials	12,000		12,000			-
20-5660-50-00	Chemical Supplies	1,000		1,000			-
20-5670-50-00	System Improvements/Repairs	76,650		76,650	14,138	4,131	18.45
20-6110-50-00	Capital Expenditure	215,600		215,600			-
20-6140-50-00	Capital Expenditure - Equipmen	95,000		95,000	94,675	94,675	99.66
20-6160-50-00	Capital Expenditure - Vehicles	22,000		22,000			-
20-6186-50-00	2013 Bond Payment	386,928		386,928			-
20-6192-50-00	2011 Refd Bond Pmt	278,084		278,084			-
20-6193-50-00	2012 CO Bond Payment	243,200		243,200			-
20-6197-50-00	2004 CO Bond Payment	538,408		538,408			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-6198-50-00	2006 CO Bond Payment	492,952		492,952			-
20-6199-50-00	2008 CO Bond Payment	119,813		119,813			-
20-6200-50-00	Bond Administrative Fees	3,000		3,000			-
20-7143-50-00	Transfer to Internal Serv. Fd	2,160		2,160			-
20-7147-50-00	Transfer to GF	494,610		494,610	123,653	41,218	25.00
	Subtotal object - 0	6,436,590		6,436,590	954,366	412,666	14.83
Program number:		6,436,590		6,436,590	954,366	412,666	14.83
Department number: 50	Water	6,436,590		6,436,590	954,366	412,666	14.83
20-5110-55-00	Salaries & Wages	162,724		162,724	26,234	9,014	16.12
20-5115-55-00	Salaries - Overtime	10,000		10,000	2,271	760	22.71
20-5140-55-00	Salaries - Longevity Pay	950		950	645		67.90
20-5145-55-00	Social Security Expense	7,604		7,604	1,708	568	22.46
20-5150-55-00	Medicare Expense	2,788		2,788	399	133	14.33
20-5155-55-00	SUTA Expense	123		123	(695)	(695)	#####
20-5160-55-00	Health Insurance	21,600		21,600	2,524	984	11.69
20-5165-55-00	Dental Insurance	1,440		1,440	177	72	12.32
20-5170-55-00	Life Insurance/AD&D	337		337	58	24	17.19
20-5175-55-00	Liability (TML) Workers' Comp	204		204	5,568		#####
20-5180-55-00	TMRS Expense	18,235		18,235	3,079	1,034	16.88
20-5185-55-00	Long Term/Short Term Disabilit	281		281	47		16.89
20-5186-55-00	WELLE-Wellness Prog Reimb-Empl	1,680		1,680	172	70	10.21
20-5191-55-00	Hiring Cost	200		200			-
20-5210-55-00	Office Supplies	800		800	305		38.08
20-5212-55-00	Building Supplies	600		600			-
20-5220-55-00	Office Equipment	1,200		1,200			-
20-5230-55-00	Dues,Fees,& Subscriptions	2,222		2,222			-
20-5240-55-00	Postage and Delivery	1,200		1,200			-
20-5250-55-00	Publications	100		100			-
20-5260-55-00	Advertising	600		600			-
20-5280-55-00	Printing and Reproduction	1,000		1,000			-
20-5310-55-00	Rental Expense	8,000		8,000			-
20-5320-55-00	Repairs & Maintenance	400		400			-
20-5335-55-00	Radio/Video Repairs	7,000		7,000			-
20-5340-55-00	Building Repairs	2,000		2,000			-
20-5350-55-00	Vehicle Expense	6,000		6,000	27		0.45
20-5352-55-00	Fuel	18,000		18,000	534	182	2.97
20-5353-55-00	Oil/Grease/Inspections	1,500		1,500			-
20-5400-55-00	Uniform Expense	8,600		8,600	1,182		13.74
20-5412-55-00	Audit Fees	400		400			-
20-5416-55-00	Engineering Fees	1,500		1,500			-
20-5418-55-00	IT Fees	3,700		3,700			-
20-5430-55-00	Legal Fees	500		500			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5480-55-00	Contracted Services	50,000		50,000			-
20-5520-55-00	Telephones	1,000		1,000	293	98	29.30
20-5521-55-00	Cell Phone Expense	4,560		4,560	141		3.09
20-5524-55-00	Gas - Building	8		8			-
20-5525-55-00	Electricity	49,300		49,300	9,973	3,512	20.23
20-5530-55-00	Travel/Lodging/Meals Expense	600		600			-
20-5533-55-00	Mileage Expense	500		500			-
20-5536-55-00	Training/Seminars	4,600		4,600			-
20-5540-55-00	Water Testing	500		500			-
20-5560-55-00	Sewer Management Fees	1,111,300		1,111,300	355,230	86,218	31.97
20-5620-55-00	Tools & Equipment	7,400		7,400			-
20-5630-55-00	Safety Equipment	11,100		11,100	496		4.47
20-5640-55-00	Signs & Hardware	1,000		1,000	2	2	0.21
20-5650-55-00	Maintenance Materials	8,000		8,000			-
20-5660-55-00	Chemical Supplies	2,000		2,000			-
20-5670-55-00	System Improvements/Repairs	28,000		28,000	728		2.60
20-5680-55-00	Lift Station Expense	30,000		30,000	5,007	3,507	16.69
20-6140-55-00	Capital Expenditure - Equipmt	26,000		26,000	14,637		56.30
20-6160-55-00	Capital Expenditure - Vehicles	25,000		25,000			-
20-7147-55-00	Transfer to GF	214,350		214,350	53,588	17,863	25.00
	Subtotal object - 0	1,868,706		1,868,706	484,330	123,345	25.92
Program number:		1,868,706		1,868,706	484,330	123,345	25.92
Department number: 55	Sewer	1,868,706		1,868,706	484,330	123,345	25.92
20-5110-57-00	Salaries & Wages	81,903		81,903	20,361	6,946	24.86
20-5115-57-00	Salaries - Overtime	5,000		5,000	671	169	13.41
20-5140-57-00	Salaries - Longevity Pay	849		849	415		48.88
20-5141-57-00	Salary-Incentive	800		800	1,000	1,000	125.00
20-5145-57-00	Social Security Expense	5,490		5,490	1,332	479	24.26
20-5150-57-00	Medicare Expense	1,284		1,284	311	112	24.26
20-5155-57-00	SUTA Expense	89		89	(211)	(211)	#####
20-5160-57-00	Health Insurance	10,904		10,904	1,664	679	15.26
20-5165-57-00	Dental Insurance	727		727	118	48	16.27
20-5170-57-00	AD&D/Life Insurance	183		183	39	16	21.10
20-5175-57-00	Liability (TML) Workers' Comp	112		112	227		202.69
20-5180-57-00	TMRS Expense	7,886		7,886	2,062	750	26.15
20-5185-57-00	Long Term/Short Term Disabilit	152		152	32		20.93
20-5186-57-00	WELLE-Wellness Prog Reimb-Empl	840		840	86	35	10.21
20-5190-57-00	Contract Labor	50		50			-
20-5191-57-00	Hiring Cost	40		40			-
20-5210-57-00	Office Supplies	1,500		1,500	803		53.53
20-5212-57-00	Building Supplies	500		500			-
20-5230-57-00	Dues,Fees,& Subscriptions	200		200			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
20-5240-57-00	Postage and Delivery	21,000		21,000	3,777	1,858	17.99
20-5280-57-00	Printing and Reproduction	1,000		1,000			-
20-5400-57-00	Uniform Expense	150		150			-
20-5418-57-00	IT Fees	8,000		8,000			-
20-5419-57-00	IT Licenses	10,000		10,000			-
20-5470-57-00	Trash Collection	718,000		718,000	134,415	67,506	18.72
20-5479-57-00	Household Haz. Waste Disposal	2,500		2,500	550	200	22.00
20-5480-57-00	Contracted Services	8,983		8,983	1,051	521	11.70
20-5481-57-00	Cash Short/Over				2		-
20-5520-57-00	Telephones	800		800	186	62	23.29
20-5530-57-00	Travel/Lodging/Meals Expense	300		300			-
20-5533-57-00	Mileage Expense	1,500		1,500			-
20-5536-57-00	Training/Seminars	1,100		1,100			-
20-7147-57-00	Transfer to GF	80,200		80,200	20,050	6,683	25.00
	Subtotal object - 0	972,042		972,042	188,940	86,854	19.44
Program number:		972,042		972,042	188,940	86,854	19.44
Department number: 57	Utility Billing Department	972,042		972,042	188,940	86,854	19.44
	Expense Subtotal - - - - -	9,277,338		9,277,338	1,627,637	622,864	17.54
Fund number: 20	Water/Sewer	301,888		301,888	(521,560)	(4,061)	#####
30-4105-10-00	Property Taxes -Delinquent	(30,000)		(30,000)	(14,989)	(696)	49.96
30-4110-10-00	Property Taxes -Current	(2,763,240)		(2,763,240)	(1,812,930)	(1,626,240)	65.61
30-4115-10-00	Taxes -Penalties	(18,000)		(18,000)	(3,641)	(139)	20.23
30-4610-10-00	Interest Income	(12,000)		(12,000)	(934)	385	7.79
	Subtotal object - 0	(2,823,240)		(2,823,240)	(1,832,494)	(1,626,690)	64.91
Program number:		(2,823,240)		(2,823,240)	(1,832,494)	(1,626,690)	64.91
Department number: 10	Administrative	(2,823,240)		(2,823,240)	(1,832,494)	(1,626,690)	64.91
	Revenue Subtotal - - - - -	(2,823,240)		(2,823,240)	(1,832,494)	(1,626,690)	64.91
30-6186-10-00	2013 GO Ref Bond	282,672		282,672			-
30-6191-10-00	2010 Tax Note Payment	365,166		365,166			-
30-6192-10-00	2011 Ref Bond Pmt	177,791		177,791			-
30-6193-10-00	2012 GO Bond Payment	112,413		112,413			-
30-6197-10-00	2004 CO Bond Payment	329,992		329,992			-
30-6198-10-00	2006 Bond Payment	455,033		455,033			-
30-6199-10-00	2008 CO Bond Payment	1,078,313		1,078,313			-
30-6200-10-00	Bond Administrative Fees	20,000		20,000	(36,978)	(37,678)	#####
	Subtotal object - 0	2,821,380		2,821,380	(36,978)	(37,678)	(1.31)
Program number:		2,821,380		2,821,380	(36,978)	(37,678)	(1.31)
Department number: 10	Administrative	2,821,380		2,821,380	(36,978)	(37,678)	(1.31)
	Expense Subtotal - - - - -	2,821,380		2,821,380	(36,978)	(37,678)	(1.31)
Fund number: 30	Interest and Sinking	(1,860)		(1,860)	(1,869,472)	(1,664,367)	#####
40-4100-10-00	Charges for Services	(30,000)		(30,000)			-
40-4610-10-00	Interest Income	(500)		(500)	(163)	(53)	32.70

TOWN OF PROSPER, TEXAS
MONTHLY FINANCIAL REPORT--ALL FUNDS
DECEMBER 2013

Item 5c

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
40-4995-10-00	Transfer In	(19,160)		(19,160)			-
	Subtotal object - 0	(49,660)		(49,660)	(163)	(53)	0.33
Program number:		(49,660)		(49,660)	(163)	(53)	0.33
Department number: 10	General Fund	(49,660)		(49,660)	(163)	(53)	0.33
	Revenue Subtotal - - - - -	(49,660)		(49,660)	(163)	(53)	0.33
40-5160-10-00	MERP H & D Expense - GF	49,000		49,000	4,050	4,050	8.27
	Subtotal object - 0	49,000		49,000	4,050	4,050	8.27
Program number:		49,000		49,000	4,050	4,050	8.27
Department number: 10	General Fund	49,000		49,000	4,050	4,050	8.27
	Expense Subtotal - - - - -	49,000		49,000	4,050	4,050	8.27
Fund number: 40	Internal Service Fund	(660)		(660)	3,887	3,997	#####
45-4001-10-00	Storm Drainage Utility Fee	(228,800)		(228,800)	(59,950)	(20,131)	26.20
45-4610-10-00	Interest Storm Utility	(1,600)		(1,600)	(418)	(136)	26.10
	Subtotal object - 0	(230,400)		(230,400)	(60,368)	(20,267)	26.20
Program number:		(230,400)		(230,400)	(60,368)	(20,267)	26.20
Department number: 10	Administration	(230,400)		(230,400)	(60,368)	(20,267)	26.20
	Revenue Subtotal - - - - -	(230,400)		(230,400)	(60,368)	(20,267)	26.20
45-5110-10-00	Salaries	28,514		28,514	6,344	2,150	22.25
45-5115-10-00	Salaries-Overtime	2,000		2,000	498	399	24.91
45-5140-10-00	Salaries-Longevity Pay	195		195			-
45-5145-10-00	Social Security Expense	1,904		1,904	425	158	22.30
45-5150-10-00	Medicare Expense	445		445	99	37	22.32
45-5155-10-00	SUTA Expense	31		31	9	9	29.03
45-5160-10-00	Health Insurance	5,400		5,400	860	305	15.93
45-5165-10-00	Dental Expense	360		360			-
45-5170-10-00	Life Ins/AD&D	64		64	19	8	30.17
45-5175-10-00	Liability (TML) Workers Comp	39		39	1,448		#####
45-5180-10-00	TMRS Expense	3,224		3,224	727	271	22.56
45-5185-10-00	Long Term/Short Term Disabilit	53		53			-
45-5186-10-00	WELLE-Wellness Prog Reimb Empl	420		420	86	35	20.42
45-5191-10-00	Hiring Cost	40		40			-
45-5210-10-00	Office Supplies	400		400			-
45-5250-10-00	Publications	37		37			-
45-5310-10-00	Rental Expense	7,800		7,800			-
45-5320-10-00	Repairs & Maintenance	800		800			-
45-5340-10-00	Building Repairs	500		500			-
45-5350-10-00	Vehicle Expense	1,500		1,500			-
45-5352-10-00	Fuel	2,000		2,000	174	62	8.72
45-5353-10-00	Oil/Grease/Inspections	400		400			-
45-5400-10-00	Uniforms	1,700		1,700	466		27.41
45-5410-10-00	Professional Services-Storm Dr	5,000		5,000	14,000	14,000	280.00
45-5480-10-00	Contract Services	38,000		38,000			-

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
45-5520-10-00	Telephones	300		300			-
45-5521-10-00	Cell Phone Expense	350		350	69		19.59
45-5530-10-00	Travel/Lodging/Meals Expense	200		200			-
45-5536-10-00	Training/Seminars	800		800			-
45-5620-10-00	Tools & Equipment	2,000		2,000			-
45-5630-10-00	Safety Equipment	1,500		1,500	171		11.40
45-5640-10-00	Signs & Hardware	600		600			-
45-5650-10-00	Maintenance Materials	4,000		4,000	982	982	24.56
45-6140-10-00	Capital Expense-Equipment	163,726		163,726			-
45-6193-10-00	2012 CO Bond Payment	106,918		106,918			-
45-7143-10-00	Transfer to Internal Serv. Fd	240		240			-
45-7147-10-00	Transfer to GF	12,540		12,540	3,135	1,045	25.00
	Subtotal object - 0	394,000		394,000	29,512	19,463	7.49
Program number:		394,000		394,000	29,512	19,463	7.49
Department number: 10	Administration	394,000		394,000	29,512	19,463	7.49
	Expense Subtotal - - - - -	394,000		394,000	29,512	19,463	7.49
Fund number: 45	Storm Drainage Utility Fund	163,600		163,600	(30,856)	(804)	(18.86)
60-4045-60-00	Park Dedication-Fees	(100,000)		(100,000)			-
60-4055-60-00	Park Improvement	(200,000)		(200,000)			-
60-4530-60-00	Contributions				(10,000)	(10,000)	-
60-4615-60-00	Interest-Park Dedication	(1,200)		(1,200)	(478)	(180)	39.83
60-4620-60-00	Interest-Park Improvements	(350)		(350)	(190)	(61)	54.15
	Subtotal object - 0	(301,550)		(301,550)	(10,667)	(10,241)	3.54
Program number:		(301,550)		(301,550)	(10,667)	(10,241)	3.54
Department number: 60	Parks and Recreation	(301,550)		(301,550)	(10,667)	(10,241)	3.54
	Revenue Subtotal - - - - -	(301,550)		(301,550)	(10,667)	(10,241)	3.54
60-5290-60-00	Miscellaneous Expense				30	10	-
60-5410-60-00	Professional Services-Pk Ded				5,433	5,433	-
60-5411-60-00	Professional Services-Pk Imp	20,000		20,000			-
60-6120-60-00	Capital Exp-Pk Improvements	30,000		30,000			-
60-6140-60-00	Capital Exp-Pk Dedication	650,000		650,000			-
	Subtotal object - 0	700,000		700,000	5,463	5,443	0.78
Program number:		700,000		700,000	5,463	5,443	0.78
Department number: 60	Parks and Recreation	700,000		700,000	5,463	5,443	0.78
	Expense Subtotal - - - - -	700,000		700,000	5,463	5,443	0.78
Fund number: 60	Parks & Recreation Fund	398,450		398,450	(5,204)	(4,798)	(1.31)
65-4015-99-00	Impact Fees -Water	(800,000)		(800,000)	(493,140)	(79,991)	61.64
65-4020-99-00	Impact Fees -Sewer	(700,000)		(700,000)	(101,919)	(32,281)	14.56
65-4040-99-00	Thoroughfare Impact Fees	(1,100,000)		(1,100,000)	(269,689)	(89,232)	24.52
65-4041-99-00	West Thorfare Imp. Fees Rev				(71,496)	(683)	-
65-4615-99-00	Interest-Water Impact Fee	(4,000)		(4,000)	(1,007)	(361)	25.19
65-4620-99-00	Interest-Sewer Impact Fee	(4,000)		(4,000)	(454)	(171)	11.34

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
65-4640-99-00	Interest-Thorfare Imp Fee	(12,000)		(12,000)	(871)	(353)	7.26
65-4641-99-00	Interest-West Thorfare imp fee				(340)	(120)	-
	Subtotal object - 0	(2,620,000)		(2,620,000)	(938,917)	(203,193)	35.84
Program number:		(2,620,000)		(2,620,000)	(938,917)	(203,193)	35.84
Department number: 99	Impact Fees	(2,620,000)		(2,620,000)	(938,917)	(203,193)	35.84
	Revenue Subtotal - - - - -	(2,620,000)		(2,620,000)	(938,917)	(203,193)	35.84
65-5415-99-00	Professional Serv-Water Imp Fe	1,220,000		1,220,000	42,418	2,359	3.48
65-5420-99-00	Professional Serv-Sewer Imp Fe	255,000		255,000			-
65-5440-99-00	Professional Serv-Thorfare Imp	60,000		60,000			-
65-6115-99-00	Capital Expenditure-Water				232,745	232,745	-
65-7144-99-00	Transfer to Capital Proj Fund	300,000		300,000			-
	Subtotal object - 0	1,835,000		1,835,000	275,163	235,104	15.00
Program number:		1,835,000		1,835,000	275,163	235,104	15.00
Department number: 99	Impact Fees	1,835,000		1,835,000	275,163	235,104	15.00
	Expense Subtotal - - - - -	1,835,000		1,835,000	275,163	235,104	15.00
Fund number: 65	Impact Fees	(785,000)		(785,000)	(663,753)	31,912	84.56
67-4530-10-00	Police Donation Inc	(16,000)		(16,000)	(6,283)	(4,348)	39.27
67-4531-10-00	Fire Dept-Donation Inc	(12,000)		(12,000)	(3,400)	(795)	28.33
67-4532-10-00	Safety Fair Donations	(2,000)		(2,000)			-
67-4535-10-00	Child Safety Inc	(9,000)		(9,000)	(3,532)		39.24
67-4536-10-00	Court Security Revenue	(2,900)		(2,900)	(1,177)	(434)	40.57
67-4537-10-00	Technology Fd Revenue	(4,000)		(4,000)	(1,571)	(578)	39.27
67-4610-10-00	Interest Income				(1,292)	(430)	-
67-4721-10-00	Country Xmas Donations	(10,000)		(10,000)	(17,601)	(7,451)	176.01
67-4761-10-00	Tree Mitigation Revenue				(14,175)		-
67-4916-10-00	Cash Seizure Forfeit-PD	(500)		(500)	(2,250)		450.00
	Subtotal object - 0	(56,400)		(56,400)	(51,279)	(14,035)	90.92
Program number:		(56,400)		(56,400)	(51,279)	(14,035)	90.92
Department number: 10	Administrative	(56,400)		(56,400)	(51,279)	(14,035)	90.92
	Revenue Subtotal - - - - -	(56,400)		(56,400)	(51,279)	(14,035)	90.92
67-5202-10-00	Country Xmas Expense	10,000		10,000			-
67-5203-10-00	Court Technology Expense	12,200		12,200	3,571	3,564	29.27
67-5204-10-00	Court Security Expense	2,500		2,500	204	68	8.16
67-5205-10-00	Police Donation Exp	8,000		8,000	4,000	4,000	50.00
67-5206-10-00	Fire Dept Donation Exp	8,000		8,000	1,199	592	14.99
67-5207-10-00	Health & Safety Fair Exp	1,500		1,500			-
67-5208-10-00	Child Safety Expense	1,000		1,000			-
67-5209-10-00	Escrow Expense	15,500		15,500	182,024	182,024	#####
67-5216-10-00	Volunteer Per Diem Expense				165		-
67-5291-10-00	Special Operations	500		500			-
	Subtotal object - 0	59,200		59,200	191,164	190,249	322.91
Program number:		59,200		59,200	191,164	190,249	322.91

Account Number	Description	Current Year Adopted Budget	Current Year Amendments	Current Year Amended Budget	Current YTD Actual	Current Month Actual	Percent YTD %
Department number: 10	Administrative	59,200		59,200	191,164	190,249	322.91
	Expense Subtotal - - - - -	59,200		59,200	191,164	190,249	322.91
Fund number: 67	Special Revenue-Donations	2,800		2,800	139,885	176,214	#####
73-5160-10-00	Health Insurance				21	21	-
	Subtotal object - 0				21	21	-
Program number:					21	21	-
Department number: 10	Administration				21	21	-
	Expense Subtotal - - - - -				21	21	-
Fund number: 73	Empl'ee Health Trust Fund				21	21	-
75-4530-10-00	Contributions				(55,000)	(55,000)	-
75-4611-10-00	Interest-2004 Bond	(1,000)		(1,000)	(511)	(171)	51.14
75-4612-10-00	Interest-2006 Bond	(1,000)		(1,000)	(84)	(25)	8.42
75-4613-10-00	Interest 2008 Bond	(1,000)		(1,000)	(4,926)	(1,147)	492.64
75-4615-10-00	Interest-2011 Refd Bond	(70)		(70)			-
75-4616-10-00	Interest 2012 GO Bond	(5,000)		(5,000)	(2,942)	(913)	58.83
75-4999-10-00	Bond Proceeds	(1,965,000)		(1,965,000)			-
	Subtotal object - 0	(1,973,070)		(1,973,070)	(63,464)	(57,257)	3.22
Program number:		(1,973,070)		(1,973,070)	(63,464)	(57,257)	3.22
Department number: 10	Capital Projects	(1,973,070)		(1,973,070)	(63,464)	(57,257)	3.22
	Revenue Subtotal - - - - -	(1,973,070)		(1,973,070)	(63,464)	(57,257)	3.22
75-5110-10-00	Salaries & Wages	92,820		92,820	20,050	6,794	21.60
75-5140-10-00	Salaries - Longevity	459		459			-
75-5141-10-00	Salary - Incentive	300		300			-
75-5145-10-00	Social Security Expense	5,802		5,802	1,210	405	20.85
75-5150-10-00	Medicare Expense	1,357		1,357	283	95	20.85
75-5155-10-00	SUTA Expense	93		93	(252)	(252)	#####
75-5160-10-00	Health Insurance	5,400		5,400	851	567	15.76
75-5165-10-00	Dental Insurance	360		360	48	24	13.41
75-5170-10-00	Life Insurance/AD&D	114		114	19	8	16.94
75-5175-10-00	Liability (TML) Workers' Comp	118		118	146		123.45
75-5180-10-00	TMRS Expense	9,826		9,826	2,105	713	21.43
75-5185-10-00	Long Term/Short Term Disabilit	173		173			-
75-5186-10-00	WELLE-Wellness Prog Reimb-Empl	420		420			-
75-5412-10-00	Professional Serv-2006 Bond				6,589		-
75-5521-10-00	Cell Phone Expense				113		-
75-5533-10-00	Mileage Expense				1,657		-
75-6112-10-00	Capital Expenditures-2006 Bond				3,411	2,390	-
75-6113-10-00	Capital Expenditure 2008 Bond				980,493		-
75-6116-10-00	Capital Expenditure - WS Prjts				1,100	1,100	-
75-6610-10-00	Construction	4,662,758		4,662,758			-
	Subtotal object - 0	4,780,000		4,780,000	1,017,824	11,843	21.29
Program number:		4,780,000		4,780,000	1,017,824	11,843	21.29

Account Number	Description	Current Year	Current Year	Current Year	Current YTD	Current Month	Percent YTD %
		Adopted Budget	Amendments	Amended Budget	Actual	Actual	
Department number: 10	Capital Projects	4,780,000		4,780,000	1,017,824	11,843	21.29
	Expense Subtotal - - - - -	4,780,000		4,780,000	1,017,824	11,843	21.29
Fund number: 75	Capital Projects	2,806,930		2,806,930	954,360	(45,413)	34.00
76-4610-10-00	Interest Income	(50,000)		(50,000)	(9,809)	(3,047)	19.62
76-4999-10-00	Bond Proceeds	(1,000,000)		(1,000,000)			-
	Subtotal object - 0	(1,050,000)		(1,050,000)	(9,809)	(3,047)	0.93
Program number:		(1,050,000)		(1,050,000)	(9,809)	(3,047)	0.93
Department number: 10	Capital Projects-W/S	(1,050,000)		(1,050,000)	(9,809)	(3,047)	0.93
	Revenue Subtotal - - - - -	(1,050,000)		(1,050,000)	(9,809)	(3,047)	0.93
76-6610-10-00	Construction	1,000,000		1,000,000			-
76-6610-10-00-1202-WA	Construction				72,000		-
76-6610-10-00-1203-SW	Construction				2,410	2,263	-
76-6610-10-00-1203-WA	Construction				3,932	3,692	-
	Subtotal object - 0	1,000,000		1,000,000	78,341	5,955	7.83
Program number:		1,000,000		1,000,000	78,341	5,955	7.83
Department number: 10	Capital Projects-W/S	1,000,000		1,000,000	78,341	5,955	7.83
	Expense Subtotal - - - - -	1,000,000		1,000,000	78,341	5,955	7.83
Fund number: 76	Capital Projects - Water/Sewer	(50,000)		(50,000)	68,532	2,909	#####



PLANNING

To: Mayor and Town Council

From: Chris Copple, AICP, Director of Development Services

Through: Harlan Jefferson, Town Manager

Re: Town Council Meeting – January 28, 2014

Agenda Item:

Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the Town Council to the Development Services Department, pursuant to Chapter 4, Section 1.5(C)(7) and 1.6(B)(7) of the Town's Zoning Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or preliminary site plan.

Description of Agenda Item:

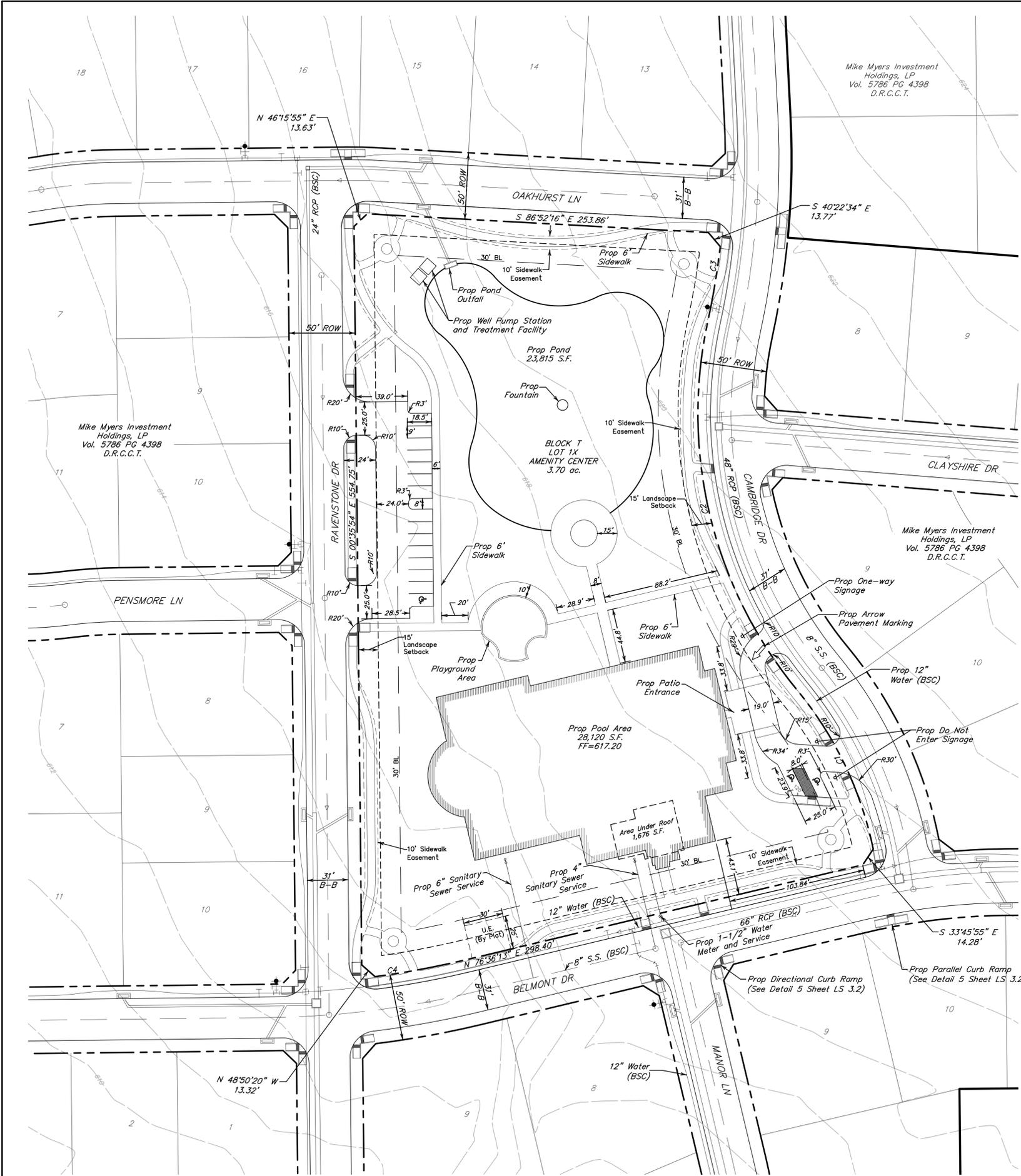
Attached are the site plans and/or preliminary site plans acted on by the Planning & Zoning Commission at their January 21, 2014 meeting. Per the Town's Zoning Ordinance, the Town Council has the ability to direct staff to submit a written notice of appeal on behalf of the Town Council to the Development Services Department for any site plan or preliminary site plan acted on by the Planning & Zoning Commission.

Attached Documents:

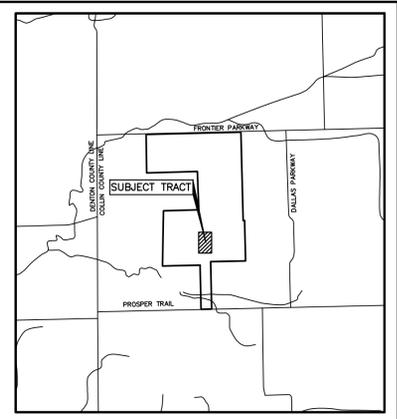
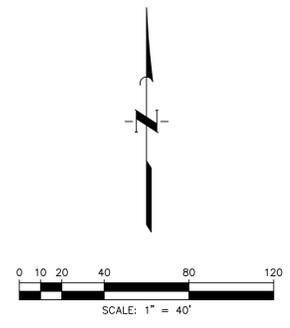
1. Site plan for Prosper Trail Estates Amenity Center

Town Staff Recommendation:

Town staff recommends the Town Council take no action on this item.



BENCH MARK
 BM#2
 "X" CUT ON INLET ON THE NORTH SIDE OF W. PROSPER TRAIL, APPROX. 230' EAST OF RAILROAD TRACKS
 ELEVATION=638.03'
 BM#102
 PK NAIL ON NW CURB RETURN AT THE INTERSECTION OF W. PROSPER TRAIL AND DURHAM DRIVE
 ELEVATION=640.73'



VICINITY MAP
N.T.S.

LEGEND

- PROPOSED WATER LINE w/ GATE VALVE
- PROPOSED FIRE HYDRANT w/ GATE VALVE
- PROPOSED SANITARY SEWER w/ MANHOLE
- PROPOSED STORM SEWER w/ INLET
- EXISTING CONTOUR
- BY SEPARATE CONTRACT

CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	134.08'	275.00'	27°56'09"	S 25°41'25" E	132.76'
C2	294.78'	325.00'	51°58'03"	S 13°40'28" E	284.78'
C3	57.12'	575.00'	5°41'31"	S 09°27'48" W	57.10'
C4	69.42'	675.00'	5°53'34"	S 79°33'00" W	69.39'

SITE PLAN NOTES:

- Any Revision to this plan will require approval and will require revisions to any corresponding plan to avoid conflicts between plans.
- Dumpster and trash compactors shall be screened in accordance with the Comprehensive Zoning Ordinance.
 - Open storage, where permitted, shall be screened in accordance with the Comprehensive Zoning Ordinance.
 - Outdoor lighting shall comply with the lighting and glare standards contained within the Comprehensive Zoning Ordinance and Subdivision Regulation Ordinance.
 - Landscaping shall conform to landscape plans approved by the Town.
 - All elevations shall comply with the standard contained within the Comprehensive Zoning Ordinance.
 - Buildings of 5,000 square feet or greater shall be 100% fire sprinkled. Alternative fire protection measures may be approved by the Fire Department.
 - Fire lanes shall be designed and constructed per town standards or as directed by the Fire Department.
 - Two points of access shall be maintained for the property at all times.
 - Speed bumps/humps are not permitted within a fire lane.
 - Handicapped parking areas and building accessibility shall conform to the Americans with Disabilities Act (ADA) and with the requirements of the current, adopted Building Code.
 - All signage is subject to Building Official approval.
 - All fences and retaining walls shall be shown on the site plan and are subject to Building Official approval.
 - All exterior building materials are subject to Building Official approval and shall conform to the approved facade plan.
 - Sidewalks of not less than six (6') feet in width along thoroughfares and collectors and five (5') feet on width along residential streets and barrier free ramps at all curb crossing shall be provided per Town standards.
 - Approval of the site plan is not final until all engineering plans are approved by the Town Engineer.
 - Site Plan approval prior to grading release.
 - All new electrical lines shall be installed and/or relocated underground.
 - All mechanical equipment shall be screened from public view accordance with the Comprehensive Zoning Ordinance.
 - Any and all public sidewalks that are not within Public Right-of-Way shall be placed within a 10-foot sidewalk easement.

SITE DATA TABLE	
LOT 1X BLOCK T	
Zoning	PD-36
Lot Area	3.70 ac
Proposed Use	Amenity Center
Building Data	
Building Area (SF)	1676
Building Ht.	26'
Levels	1
Area Under Roof (SF)	1,676
Gross Pool Area (SF)	28,120
Parking	
Total Parking Required (1041 per 2005F over 2000SF)	10
Total Parking Provided	17
Handicap Parking Required	1
Handicap Parking Provided	3
Interior Landscaping	
Required (SF)	25,221
Provided (SF)	93,948
Impervious Surface (SF)	28,120
Open Space	
Required (SF)	6,708
Provided (SF)	95,833

DEVELOPER/OWNER:
MIKE MYERS INVESTMENT HOLDINGS, L.P.
 6310 LEMMON AVENUE SUITE 200
 DALLAS, TEXAS 75029
 PHONE: (214) 350-6500

NO. DATE REVISIONS APP.

MYERS DEVELOPMENT CORPORATION
 TOWN OF PROSPER
 COLLIN COUNTY, TX
PROSPER TRAIL ESTATES AMENITY CENTER

JC JONES & CARTER, INC.
 ENGINEERS • PLANNERS • SURVEYORS
 Texas Board of Professional Engineers Registration No. F-439
 6509 Windcrest Drive, Suite 600 Plano, Texas 75024 (972) 488-3880

SCALE: 1" = 40' DGN. BY: JJW
 DATE: JANUARY 2014 DWN. BY: JJW
 JOB NO. D047-30-02 DWG. NO.
 SUBMITTED: SURV. BY:
 F.B. NO.

INTERIM REVIEW
 Not intended for construction, bidding or permit purposes.
 Engineer: JASON C. WIGHT, P.E.
 P.E. Serial No.: 101333
 Date: JANUARY 14, 2014



ENGINEERING

To: Mayor and Town Council

From: Hulon T. Webb, Jr., P.E., Executive Director of Development and Community Services

Through: Harlan Jefferson, Town Manager

Re: Town Council Meeting – January 28, 2014

Agenda Item:

Consider and act upon awarding Bid No. 2014-29-B to Quality Excavation LTD., related to the construction services for the 2nd Upper Plane 30/24-Inch Treated Water Pipeline; and authorizing the Town Manager to execute same.

Description of Agenda Item:

On January 23, 2014, at 2:00 pm, eleven (11) bids were opened for the 2nd Upper Plane 30/24-Inch Treated Water Pipeline. The verified totals from the bidders ranged between \$3,599,581.00 and \$4,499,815.00. This project will create a second water transmission line out of the newly expanded Custer Road Pump Station, to the corner of First Street and Coit Road. Additionally, the existing water line at First and Coit will be extended north to connect to the line feeding the Quail Lake subdivision. The establishing of a second feed out of the pump station will provide additional fault tolerance to the Town's potable water system.

Budget Impact:

The total cost of the construction contract is \$3,599,581.00. The current CIP budget for the construction project is \$4,707,000.00. The revised construction budget of \$3,699,581.00 includes a \$100,000.00 contingency. The CIP will be amended to reflect a budget of \$3,699,581.00 for this project.

Legal Obligations and Review:

Terrance Welch of Brown & Hofmeister, L.L.P., has reviewed the agreement as to form and legality.

Attached Documents:

1. Bid Tabulation Summary
2. Construction Services Contract Agreement
3. Location Map

Town Staff Recommendation:

Town staff recommends Town Council award Bid No. 2014-29-B to Quality Excavation LTD., in the amount of \$3,599,581.00, and authorize the Town Manager to execute a Construction Services Contract Agreement between Quality Excavation LTD., the Town of Prosper related to construction services for the 2nd Upper Plane 30/24-Inch Treated Water Pipeline.

Proposed Motion: I move to award Bid No. 2014-29-B to Quality Excavation LTD., in the amount of \$3,599,581.00; and authorize the Town Manager to execute a Construction Services Contract Agreement between Quality Excavation LTD., and the Town of Prosper related to construction services for the 2nd Upper Plane 30/24-Inch Treated Water Pipeline.



**Town of Prosper
Bid Tabulation**

Bid No:	2014-29-B 2ND UPPER PLANE 30/24-INCH TREATED WATER PIPELINE	
Bid Opening:	1/23/14 at 2:00 PM	
		Base Bid
Quality Excavation LTD	\$	3,599,581.00
S.J. Louis Construction of Texas, LTD.	\$	3,646,402.50
Spiess Construction Co., Inc.	\$	3,994,198.00
S&J Construction Co., Inc. dba Jerry Allen Smith Construction Co. Inc.	\$	3,957,366.30
McInnis Brothers Construction, Inc.	\$	4,056,383.03
Mario Sinacola & Sons Excavating, Inc.	\$	4,076,115.00
Wright Construction Co., Inc.	\$	4,107,019.00
BAR Constructors, Inc.	\$	4,126,466.00
North Texas Contracting, Inc.	\$	4,148,341.00
Condie Construction Co., Inc.	\$	4,403,571.00
Pittard Construction Company	\$	4,499,815.00
<p>**All bids/proposals submitted for the designated project are reflected on this tabulation sheet. However, the listing of the bid/proposal on this tabulation sheet shall not be construed as a comment on the responsiveness of such bid/proposal or as any indication that the agency accepts such bid/proposal as being responsive. The agency will make a determination as to the responsiveness of the vendor responses submitted based upon compliance with all applicable laws, purchasing guidelines and project documents, including but not limited to the project specifications and contract documents. The agency will notify the successful vendor upon award of the contract and, as according to the law, all bid/proposal responses received will be available for inspection at that time.</p>		
Certified By:	January M. Cook, CPPO, CPPB Purchasing Agent Town of Prosper, Texas	Date: January 23, 2014

CONSTRUCTION AGREEMENT

THE STATE OF TEXAS)
)
 COUNTY OF COLLIN) KNOW ALL MEN BY THESE PRESENTS:

This Construction Agreement (the "Agreement") is made by and between **Quality Excavation LTD.**, a Texas company (the "Contractor") and the Town of Prosper, Texas, a municipal corporation (the "Owner"). For and in consideration of the payment, agreements and conditions hereinafter mentioned, and under the conditions expressed in the bonds herein, Contractor hereby agrees to complete the construction of improvements described as follows:

2ND UPPER PLANE 30/24-INCH WATERLINE BID NO. 2014-29-B

in the Town of Prosper, Texas, and all extra work in connection therewith, under the terms as stated in the terms of this Contract, including all Contract Documents incorporated herein; and at his, her or their own proper cost and expense to furnish all superintendence, labor, insurance, equipment, tools and other accessories and services necessary to complete the said construction in accordance with all the Contract Documents, incorporated herein as if written word for word, and in accordance with the Plans, which include all maps, plats, blueprints, and other drawings and printed or written explanatory manner therefore, and the Specifications as prepared by Town of Prosper or its consultant hereinafter called Engineer, who has been identified by the endorsement of the Contractor's written proposal, the General Conditions of this Contract, the Special Conditions of this Contract, the payment, performance, and maintenance bonds hereto attached; all of which are made a part hereof and collectively evidence and constitute the entire Contract.

A. Contract Documents and Order of Precedence

The Contract Documents shall consist of the following documents:

1. this Construction Agreement;
2. properly authorized change orders;
3. the Special Conditions of this Contract;
4. the General Conditions of this Contract;
5. the Technical Specifications & Construction Drawings of this Contract;
6. the OWNER's Standard Construction Details;
7. the OWNER's Standard Construction Specifications;
8. the OWNER's written notice to proceed to the CONTRACTOR;

9. the Contractor's Bid Proposal;
10. any listed and numbered addenda;
11. the Performance, Payment, and Maintenance Bonds; and,
12. any other bid materials distributed by the Owner that relate to the Project.

These Contract Documents are incorporated by reference into this Construction Agreement as if set out here in their entirety. The Contract Documents are intended to be complementary; what is called for by one document shall be as binding as if called for by all Contract Documents. It is specifically provided, however, that in the event of any inconsistency in the Contract Documents, the inconsistency shall be resolved by giving precedence to the Contract Documents in the order in which they are listed herein above. If, however, there exists a conflict or inconsistency between the Technical Specifications and the Construction Drawings it shall be the Contractor's obligation to seek clarification as to which requirements or provisions control before undertaking any work on that component of the project. Should the Contractor fail or refuse to seek a clarification of such conflicting or inconsistent requirements or provisions prior to any work on that component of the project, the Contractor shall be solely responsible for the costs and expenses - including additional time - necessary to cure, repair and/or correct that component of the project.

B. Total of Payments Due Contractor

For performance of the Work in accordance with the Contract Documents, the Owner shall pay the Contractor in current funds an amount not to exceed **three million, five hundred, ninety-nine thousand, five hundred, eighty-one Dollars and zero cents (\$ 3,599,581.00)**. This amount is subject to adjustment by change order in accordance with the Contract Documents.

C. Dates to Start and Complete Work

Contractor shall begin work within ten (10) calendar days after receiving a written Notice to Proceed or written Work Order from the Owner. All Work required under the Contract Documents shall be substantially completed within **135** calendar days after the date of the Notice to Proceed for the base bid. Within 30 additional calendar days after Substantial Completion, all outstanding issues shall be addressed and ready for final payment.

Under this Construction Agreement, all references to "day" are to be considered "calendar days" unless noted otherwise.

D. CONTRACTOR'S INDEMNITY TO THE OWNER AND OTHERS

CONTRACTOR DOES HEREBY AGREE TO WAIVE ALL CLAIMS, RELEASE, INDEMNIFY, DEFEND AND HOLD HARMLESS THE TOWN OF PROSPER (OWNER) TOGETHER WITH ITS MAYOR AND TOWN COUNCIL AND ALL OF ITS OFFICIALS, OFFICERS, AGENTS AND EMPLOYEES, IN BOTH THEIR PUBLIC AND PRIVATE CAPACITIES, FROM AND AGAINST ANY AND ALL CITATIONS, CLAIMS, COSTS, DAMAGES, DEMANDS, EXPENSES, FINES, JUDGMENTS, LIABILITY, LOSSES, PENALTIES, SUITS OR CAUSES OF ACTION OF EVERY KIND INCLUDING ALL EXPENSES OF LITIGATION AND/OR SETTLEMENT, COURT COSTS AND ATTORNEY FEES WHICH

MAY ARISE BY REASON OF INJURY TO OR DEATH OF ANY PERSON OR FOR LOSS OF, DAMAGE TO, OR LOSS OF USE OF ANY PROPERTY OCCASIONED BY ERROR, OMISSION, OR NEGLIGENT ACT OF CONTRACTOR, ITS SUBCONTRACTORS, ANY OFFICERS, AGENTS OR EMPLOYEES OF CONTRACTOR OR ANY SUBCONTRACTORS, INVITEES, AND ANY OTHER THIRD PARTIES OR PERSONS FOR WHOM OR WHICH CONTRACTOR IS LEGALLY RESPONSIBLE, IN ANY WAY ARISING OUT OF, RELATING TO, RESULTING FROM, OR IN CONNECTION WITH THE PERFORMANCE OF THIS CONTRACT, AND CONTRACTOR WILL AT HIS OR HER OWN COST AND EXPENSE DEFEND AND PROTECT TOWN OF PROSPER (OWNER) FROM ANY AND ALL SUCH CLAIMS AND DEMANDS.

CONTRACTOR DOES HEREBY AGREE TO WAIVE ALL CLAIMS, RELEASE, INDEMNIFY, DEFEND AND HOLD HARMLESS TOWN OF PROSPER (OWNER) TOGETHER WITH ITS MAYOR AND TOWN COUNCIL AND ALL OF ITS OFFICIALS, OFFICERS, AGENTS, AND EMPLOYEES, FROM AND AGAINST ANY AND ALL CITATIONS, CLAIMS, COSTS, DAMAGES, DEMANDS, EXPENSES, FINES, JUDGMENTS, LIABILITY, LOSSES, PENALTIES, SUITS OR CAUSES OF ACTION OF EVERY KIND INCLUDING ALL EXPENSES OF LITIGATION AND/OR SETTLEMENT, COURT COSTS AND ATTORNEYS FEES FOR INJURY OR DEATH OF ANY PERSON OR FOR LOSS OF, DAMAGES TO, OR LOSS OF USE OF ANY PROPERTY, ARISING OUT OF OR IN CONNECTION WITH THE PERFORMANCE OF THIS CONTRACT. SUCH INDEMNITY SHALL APPLY WHETHER THE CITATIONS, CLAIMS, COSTS, DAMAGES, DEMANDS, EXPENSES, FINES, JUDGMENTS, LIABILITY, LOSSES, PENALTIES, SUITS OR CAUSES OF ACTION ARISE IN WHOLE OR IN PART FROM THE NEGLIGENCE OF THE TOWN OF PROSPER (OWNER), ITS MAYOR AND TOWN COUNCIL, OFFICERS, OFFICIALS, AGENTS OR EMPLOYEES. IT IS THE EXPRESS INTENTION OF THE PARTIES HERETO THAT THE INDEMNITY PROVIDED FOR IN THIS PARAGRAPH IS INDEMNITY BY CONTRACTOR TO INDEMNIFY AND PROTECT TOWN OF PROSPER (OWNER) FROM THE CONSEQUENCES OF TOWN OF PROSPER'S (OWNER'S) OWN NEGLIGENCE, WHETHER THAT NEGLIGENCE IS A SOLE OR CONCURRING CAUSE OF THE INJURY, DEATH OR DAMAGE.

IN ANY AND ALL CLAIMS AGAINST ANY PARTY INDEMNIFIED HEREUNDER BY ANY EMPLOYEE OF THE CONTRACTOR, ANY SUB-CONTRACTOR, ANYONE DIRECTLY OR INDIRECTLY EMPLOYED BY ANY OF THEM OR ANYONE FOR WHOSE ACTS ANY OF THEM MAY BE LIABLE, THE INDEMNIFICATION OBLIGATION HEREIN PROVIDED SHALL NOT BE LIMITED IN ANY WAY BY ANY LIMITATION ON THE AMOUNT OR TYPE OF DAMAGES, COMPENSATION OR BENEFITS PAYABLE BY OR FOR THE CONTRACTOR OR ANY SUB-CONTRACTOR UNDER WORKMEN'S COMPENSATION OR OTHER EMPLOYEE BENEFIT ACTS.

INDEMNIFIED ITEMS SHALL INCLUDE ATTORNEYS' FEES AND COSTS, COURT COSTS, AND SETTLEMENT COSTS. INDEMNIFIED ITEMS SHALL ALSO INCLUDE ANY EXPENSES, INCLUDING ATTORNEYS' FEES AND EXPENSES, INCURRED BY AN INDEMNIFIED INDIVIDUAL OR ENTITY IN ATTEMPTING TO ENFORCE THIS INDEMNITY.

In its sole discretion, the Owner shall have the right to approve counsel to be retained by Contractor in fulfilling its obligation to defend and indemnify the Owner. Contractor shall retain approved counsel for the Owner within seven (7) business days after receiving written notice from the Owner that it is invoking its right to indemnification under this Construction Agreement. If Contractor does not retain counsel for the Owner within the required time, then the Owner shall have the right to retain counsel and the Contractor shall pay these attorneys' fees and expenses.

The Owner retains the right to provide and pay for any or all costs of defending indemnified items, but it shall not be required to do so. To the extent that Owner elects to provide and pay for any such costs, Contractor shall indemnify and reimburse Owner for such costs.

(Please note that this "broad-form" indemnification clause is not prohibited by Chapter 151 of the Texas Insurance Code as it falls within one of the exclusions contained in Section 151.105 of the Texas Insurance Code.)

E. Insurance Requirements

1. Before commencing work, the Contractor shall, at its own expense, procure, pay for and maintain the following insurance coverage written by companies approved by the State of Texas and acceptable to the Town of Prosper. The Contractor shall furnish to the Town of Prosper Purchasing Agent certificates of insurance executed by the insurer or its authorized agent stating the type of coverages, limits of each such coverage, expiration dates and compliance with all applicable required provisions. Certificates shall reference the project/contract number and be addressed as follows:

2ND UPPER PLANE 30/24-INCH WATERLINE
Bid No. 2014-29-B
 Town of Prosper
 Attn: Purchasing Agent
 121 W. Broadway
 Prosper, Texas 75078

- (a) Commercial General Liability insurance, including, but not limited to Premises/Operations, Personal & Advertising Injury, Products/Completed Operations, Independent Contractors and Contractual Liability, with minimum combined single limits of \$1,000,000 per-occurrence, \$1,000,000 Products/Completed Operations Aggregate and \$2,000,000 general aggregate. If high risk or dangerous activities are included in the Work, explosion, collapse and underground (XCU) coverage is also required. Coverage must be written on an occurrence form. The General Aggregate shall apply on a per project basis.
- (b) Workers' Compensation insurance with statutory limits; and Employers' Liability coverage with minimum limits for bodily injury: a) by accident, \$100,000 each accident, b) by disease, \$100,000 per employee with a per policy aggregate of \$500,000.
- (c) Umbrella or Excess Liability insurance with minimum limits of \$2,000,000 each occurrence and annual aggregate for bodily injury and property damage, that follows form and applies in excess of the above indicated primary coverage in subparagraphs a and b. The total limits required may be satisfied by any combination of primary, excess or umbrella liability insurance provided all policies comply with all requirements. The Contractor may maintain reasonable deductibles, subject to approval by the Owner.

2. With reference to the foregoing required insurance, the Contractor shall endorse applicable insurance policies as follows:
 - (a) A waiver of subrogation in favor of Town of Prosper, its officials, employees, and officers shall be contained in the Workers' Compensation insurance policy.
 - (b) The Town of Prosper, its officials, employees and officers shall be named as additional insureds on the Commercial General Liability policy, by using endorsement CG2026 or broader. (Please note that this "additional insured" coverage requirement is not prohibited by Chapter 151 of the Texas Insurance Code as it falls within one of the exclusions contained in Section 151.105 of the Texas Insurance Code.)
 - (c) All insurance policies shall be endorsed to the effect that Town of Prosper will receive at least thirty (30) days notice prior to cancellation, non-renewal, termination, or material change of the policies.
3. All insurance shall be purchased from an insurance company that meets a financial rating of "A" or better as assigned by the A.M. BEST Company or equivalent.
4. With respect to Workers' Compensation insurance, the Contractor agrees to comply with all applicable provisions of 28 Tex. Admin Code § 110.110, "Reporting Requirements for Building or Construction Projects for Governmental Entities," as such provision may be amended, and as set forth in Paragraph F following.

F. Workers' Compensation Insurance Coverage

1. Definitions:

Certificate of coverage ("certificate")- A copy of a certificate of insurance, a certificate of authority to self-insure issued by the commission, or a coverage agreement (TWCC-81, TWCC-82, TWCC-83, or TWCC-84), showing statutory workers' compensation insurance coverage for the person's or entity's employees providing services on a project, for the duration of the project.

Duration of the project - includes the time from the beginning of the work on the project until the Contractor's/person's work on the project has been completed and accepted by the governmental entity.

Persons providing services on the project ("subcontractor" in §406.096) - includes all persons or entities performing all or part of the services the Contractor has undertaken to perform on the project, regardless of whether that person contracted directly with the Contractor and regardless of whether that person has employees. This includes, without limitation, independent contractors, subcontractors, leasing companies, motor carriers, owner-operators, employees of any such entity, or employees of any entity which furnishes persons to provide services on the project. "Services" include, without limitation, providing, hauling,

or delivering equipment or materials, or providing labor, transportation, or other service related to a project. "Services" does not include activities unrelated to the project, such as food/beverage vendors, office supply deliveries, and delivery of portable toilets.

2. The Contractor shall provide coverage, based on proper reporting of classification codes and payroll amounts and filing of any coverage agreements, which meets the statutory requirements of Texas Labor Code, Section 401.011(44) for all employees of the Contractor providing services on the project, for the duration of the project.
3. The Contractor must provide a certificate of coverage to the governmental entity prior to being awarded the contract.
4. If the coverage period shown on the Contractor's current certificate of coverage ends during the duration of the project, the Contractor must, prior to the end of the coverage period, file a new certificate of coverage with the governmental entity showing that coverage has been extended.
5. The Contractor shall obtain from each person providing services on a project, and provide to the governmental entity:
 - (a) a certificate of coverage, prior to that person beginning work on the project, so the governmental entity will have on file certificates of coverage showing coverage for all persons providing services on the project; and
 - (b) no later than seven days after receipt by the Contractor, a new certificate of coverage showing extension of coverage, if the coverage period shown on the current certificate of coverage ends during the duration of the project.
6. The Contractor shall retain all required certificates of coverage for the duration of the project and for one year thereafter.
7. The Contractor shall notify the governmental entity in writing by certified mail or personal delivery, within 10 days after the Contractor knew or should have known, of any change that materially affects the provision of coverage of any person providing services on the project.
8. The Contractor shall post on each project site a notice, in the text, form and manner prescribed by the Texas Workers' Compensation Commission, informing all persons providing services on the project that they are required to be covered, and stating how a person may verify coverage and report lack of coverage.
9. The Contractor shall contractually require each person with whom it contracts to provide services on a project, to:
 - (a) provide coverage, based on proper reporting of classification codes and payroll amounts and filing of any coverage agreements, which meets the

statutory requirements of Texas Labor Code, Section 401.011(44) for all of its employees providing services on the project, for the duration of the project;

- (b) provide to the Contractor, prior to that person beginning work on the project, a certificate of coverage showing that coverage is being provided for all employees of the person providing services on the project, for the duration of the project;
 - (c) provide the Contractor, prior to the end of the coverage period, a new certificate of coverage showing extension of coverage, if the coverage period shown on the current certificate of coverage ends during the duration of the project;
 - (d) obtain from each other person with whom it contracts, and provide to the Contractor:
 - (1) a certificate of coverage, prior to the other person beginning work on the project; and
 - (2) a new certificate of coverage showing extension of coverage, prior to the end of the coverage period, if the coverage period shown on the current certificate of coverage ends during the duration of the project;
 - (e) retain all required certificates of coverage on file for the duration of the project and for one year thereafter;
 - (f) notify the governmental entity in writing by certified mail or personal delivery, within 10 days after the person knew or should have known, of any change that materially affects the provision of coverage of any person providing services on the project; and
 - (g) contractually require each person with whom it contracts, to perform as required by paragraphs (1) - (7), with the certificates of coverage to be provided to the person for whom they are providing services.
10. By signing this contract or providing or causing to be provided a certificate of coverage, the Contractor is representing to the governmental entity that all employees of the Contractor who will provide services on the project will be covered by workers' compensation coverage for the duration of the project, that the coverage will be based on proper reporting of classification codes and payroll amounts, and that all coverage agreements will be filed with the appropriate insurance carrier or, in the case of a self-insured, with the commission's Division of Self-Insurance Regulation. Providing false or misleading information may subject the Contractor to administrative penalties, criminal penalties, civil penalties, or other civil actions.
11. The Contractor's failure to comply with any of these provisions is a breach of contract by the Contractor which entitles the governmental entity to declare the

contract void if the Contractor does not remedy the breach within ten days after receipt of notice of breach from the governmental entity.

G. Performance, Payment and Maintenance Bonds

The Contractor shall procure and pay for performance and payment bonds applicable to the work in the amount of the total bid price. The Contractor shall also procure and pay for a maintenance bond applicable to the work in the amount of ten percent (10%) of the total bid price. The period of the Maintenance Bond shall be two years from the date of acceptance of all work done under the contract, to cover the guarantee as set forth in this Construction Agreement. The performance, payment and maintenance bonds shall be issued in the form attached to this Construction Agreement as Exhibits B, C and D. Other performance, payment and maintenance bond forms shall not be accepted. Among other things, these bonds shall apply to any work performed during the two-year warranty period after acceptance as described in this Construction Agreement.

The performance, payment and maintenance bonds shall be issued by a corporate surety, acceptable to and approved by the Town, authorized to do business in the State of Texas, pursuant to Chapter 2253 of the Texas Government Code. Further, the Contractor shall supply capital and surplus information concerning the surety and reinsurance information concerning the performance, payment and maintenance bonds upon Town request. In addition to the foregoing requirements, if the amount of the bond exceeds One Hundred Thousand Dollars (\$100,000) the bond must be issued by a surety that is qualified as a surety on obligations permitted or required under federal law as indicated by publication of the surety's name in the current U.S. Treasury Department Circular 570. In the alternative, an otherwise acceptable surety company (not qualified on federal obligations) that is authorized and admitted to write surety bonds in Texas must obtain reinsurance on any amounts in excess of One Hundred Thousand Dollars (\$100,000) from a reinsurer that is authorized and admitted as a reinsurer in Texas who also qualifies as a surety or reinsurer on federal obligations as indicated by publication of the surety's or reinsurer's name in the current U.S. Treasury Department Circular 570.

H. Progress Payments and Retainage

As it completes portions of the Work, the Contractor may request progress payments from the Owner. Progress payments shall be made by the Owner based on the Owner's estimate of the value of the Work properly completed by the Contractor since the time the last progress payment was made. The "estimate of the value of the work properly completed" shall include the net invoice value of acceptable, non-perishable materials actually delivered to and currently at the job site only if the Contractor provides to the Owner satisfactory evidence that material suppliers have been paid for these materials.

No progress payment shall be due to the Contractor until the Contractor furnishes to the Owner:

1. copies of documents reasonably necessary to aid the Owner in preparing an estimate of the value of Work properly completed;
2. full or partial releases of liens, including releases from subcontractors providing materials or delivery services relating to the Work, in a form acceptable to the

Owner releasing all liens or claims relating to goods and services provided up to the date of the most recent previous progress payment;

3. an updated and current schedule clearly detailing the project's critical path elements; and
4. any other documents required under the Contract Documents.

Progress payments shall not be made more frequently than once every thirty (30) calendar days unless the Owner determines that more frequent payments are appropriate. Further, progress payments are to be based on estimates and these estimates are subject to correction through the adjustment of subsequent progress payments and the final payment to Contractor. If the Owner determines after final payment that it has overpaid the Contractor, then Contractor agrees to pay to the Owner the overpayment amount specified by the Owner within thirty (30) calendar days after it receives written demand from the Owner.

The fact that the Owner makes a progress payment shall not be deemed to be an admission by the Owner concerning the quantity, quality or sufficiency of the Contractor's work. Progress payments shall not be deemed to be acceptance of the Work nor shall a progress payment release the Contractor from any of its responsibilities under the Contract Documents.

After determining the amount of a progress payment to be made to the Contractor, the Owner shall withhold a percentage of the progress payment as retainage. The amount of retainage withheld from each progress payment shall be set at five percent (5%). Retainage shall be withheld and may be paid to:

- a. ensure proper completion of the Work. The Owner may use retained funds to pay replacement or substitute contractors to complete unfinished or defective work;
- b. ensure timely completion of the Work. The Owner may use retained funds to pay liquidated damages; and
- c. provide an additional source of funds to pay claims for which the Owner is entitled to indemnification from Contractor under the Contract Documents.

Retained funds shall be held by the Owner in accounts that shall not bear interest. Retainage not otherwise withheld in accordance with the Contract Documents shall be returned to the Contractor as part of the final payment.

I. Withholding Payments to Contractor

The Owner may withhold payment of some or all of any progress or final payment that would otherwise be due if the Owner determines, in its discretion, that the Work has not been performed in accordance with the Contract Documents. The Owner may use these funds to pay replacement or substitute contractors to complete unfinished or defective Work.

The Owner may withhold payment of some or all of any progress or final payment that would otherwise be due if the Owner determines, in its discretion, that it is necessary and proper to provide an additional source of funds to pay claims for which the Owner is entitled to indemnification from Contractor under the Contract Documents.

Amounts withheld under this section shall be in addition to any retainage.

J. Acceptance of the Work

When the Work is completed, the Contractor shall request that the Owner perform a final inspection. The Owner shall inspect the Work. If the Owner determines that the Work has been completed in accordance with the Contract Documents, it shall issue a written notice of acceptance of the Work. If the Owner determines that the Work has not been completed in accordance with the Contract Documents, then it shall provide the Contractor with a verbal or written list of items to be completed before another final inspection shall be scheduled.

It is specifically provided that Work shall be deemed accepted on the date specified in the Owner's written notice of acceptance of the Work. The Work shall not be deemed to be accepted based on "substantial completion" of the Work, use or occupancy of the Work, or for any reason other than the Owner's written Notice of Acceptance. Further, the issuance of a certificate of occupancy for all or any part of the Work shall not constitute a Notice of Acceptance for that Work.

In its discretion, the Owner may issue a Notice of Acceptance covering only a portion of the Work. In this event, the notice shall state specifically what portion of the Work is accepted.

K. Acceptance of Erosion Control Measures

When the erosion control measures have been completed, the Contractor shall request that the Owner perform a final inspection. The Owner shall inspect the Work. If the Owner determines that the Work has been completed in accordance with the Contract Documents and per TPDES General Construction Permit, it shall issue a written Notice of Acceptance of the Work. If the Owner determines that the Work has not been completed in accordance with the Contract Documents or TPDES General Construction Permit, then it shall provide the Contractor with a verbal or written list of items to be completed before another final inspection shall be scheduled.

L. Final Payment

After all Work required under the Contract Documents has been completed, inspected, and accepted, the Town shall calculate the final payment amount promptly after necessary measurements and computations are made. The final payment amount shall be calculated to:

1. include the estimate of the value of Work properly completed since the date of the most recent previous progress payment;
2. correct prior progress payments; and
3. include retainage or other amounts previously withheld that are to be returned to Contractor, if any.

Final payment to the Contractor shall not be due until the Contractor provides original full releases of liens from the Contractor and its subcontractors, or other evidence satisfactory to the Owner to show that all sums due for labor, services, and materials furnished for or used in connection with the Work have been paid or shall be paid with the final payment. To ensure this

result, Contractor consents to the issuance of the final payment in the form of joint checks made payable to Contractor and others. The Owner may, but is not obligated to issue final payment using joint checks.

Final payment to the Contractor shall not be due until the Contractor has supplied to the Owner original copies of all documents that the Owner determines are reasonably necessary to ensure both that the final payment amount is properly calculated and that the Owner has satisfied its obligation to administer the Construction Agreement in accordance with applicable law. The following documents shall, at a minimum, be required to be submitted prior to final payment being due: redline as-built construction plans; consent of surety to final payment; public infrastructure inventory; affidavit of value for public infrastructure; and, final change order(s). "Redline as-built construction plans" shall include, but are not limited to markups for change orders, field revisions, and quantity overruns as applicable. The list of documents contained in this provision is not an exhaustive and exclusive list for every project performed pursuant to these Contract Documents and Contractor shall provide such other and further documents as may be requested and required by the Owner to close out a particular project.

Subject to the requirements of the Contract Documents, the Owner shall pay the Final Payment within thirty (30) calendar days after the date specified in the Notice of Acceptance. This provision shall apply only after all Work called for by the Contract Documents has been accepted.

M. Contractor's Warranty

For a two-year period after the date specified in a written notice of acceptance of Work, Contractor shall provide and pay for all labor and materials that the Owner determines are necessary to correct all defects in the Work arising because of defective materials or workmanship supplied or provided by Contractor or any subcontractor. This shall also include areas of vegetation that did meet TPDES General Construction Permit during final close out but have since become noncompliant.

Forty-five (45) to sixty (60) calendar days before the end of the two-year warranty period, the Owner may make a warranty inspection of the Work. The Owner shall notify the Contractor of the date and time of this inspection so that a Contractor representative may be present. After the warranty inspection, and before the end of the two-year warranty period, the Owner shall mail to the Contractor a written notice that specifies the defects in the Work that are to be corrected.

The Contractor shall begin the remedial work within ten (10) calendar days after receiving the written notice from the Town. If the Contractor does not begin the remedial work timely or prosecute it diligently, then the Owner may pay for necessary labor and materials to effect repairs and these expenses shall be paid by the Contractor, the performance bond surety, or both.

If the Owner determines that a hazard exists because of defective materials and workmanship, then the Owner may take steps to alleviate the hazard, including making repairs. These steps may be taken without prior notice either to the Contractor or its surety. Expenses incurred by the Owner to alleviate the hazard shall be paid by the Contractor, the performance bond surety, or both.

Any Work performed by or for the Contractor to fulfill its warranty obligations shall be performed in accordance with the Contract Documents. By way of example only, this is to ensure that Work performed during the warranty period is performed with required insurance and the performance and payment bonds still in effect.

Work performed during the two-year warranty period shall itself be subject to a one-year warranty. This warranty shall be the same as described in this section.

The Owner may make as many warranty inspections as it deems appropriate.

N. Compliance with Laws

The Contractor shall be responsible for ensuring that it and any subcontractors performing any portion of the Work required under the Contract Documents comply with all applicable federal, state, county, and municipal laws, regulations, and rules that relate in any way to the performance and completion of the Work. This provision applies whether or not a legal requirement is described or referred to in the Contract Documents.

Ancillary/Integral Professional Services: In selecting an architect, engineer, land surveyor, or other professional to provide professional services, if any, that are required by the Contract Documents, Contractor shall not do so on the basis of competitive bids but shall make such selection on the basis of demonstrated competence and qualifications to perform the services in the manner provided by Section 2254.004 of the Texas Government Code and shall so certify to the Town the Contractor's agreement to comply with this provision with Contractor's bid.

O. Other Items

The Contractor shall sign the Construction Agreement, and deliver signed performance, payment and maintenance bonds and proper insurance policy endorsements (and/or other evidence of coverage) within ten (10) calendar days after the Owner makes available to the Contractor copies of the Contract Documents for signature. Six (6) copies of the Contract Documents shall be signed by an authorized representative of the Contractor and returned to the Town.

The Construction Agreement "effective date" shall be the date on which the Town Council acts to approve the award of the Contract for the Work to Contractor. It is expressly provided, however, that the Town Council delegates the authority to the Town Manager or his designee to rescind the Contract award to Contractor at any time before the Owner delivers to the Contractor a copy of this Construction Agreement that bears the signature of the Town Manager and Town Secretary or their authorized designees. The purpose of this provision is to ensure:

1. that Contractor timely delivers to the Owner all bonds and insurance documents; and
2. that the Owner retains the discretion not to proceed if the Town Manager or his designee determines that information indicates that the Contractor was not the lowest responsible bidder or that the Contractor cannot perform all of its obligations under the Contract Documents.

THE CONTRACTOR AGREES THAT IT SHALL HAVE NO CLAIM OR CAUSE OF ACTION OF ANY KIND AGAINST OWNER, INCLUDING A CLAIM FOR BREACH OF CONTRACT, NOR SHALL THE OWNER BE REQUIRED TO PERFORM UNDER THE CONTRACT DOCUMENTS, UNTIL THE DATE THE OWNER DELIVERS TO THE CONTRACTOR A COPY OF THE CONSTRUCTION AGREEMENT BEARING THE SIGNATURES JUST SPECIFIED.

The Contract Documents shall be construed and interpreted by applying Texas law. Exclusive venue for any litigation concerning the Contract Documents shall be Collin County, Texas.

Although the Construction Agreement has been drafted by the Owner, should any portion of the Construction Agreement be disputed, the Owner and Contractor agree that it shall not be construed more favorably for either party.

The Contract Documents are binding upon the Owner and Contractor and shall insure to their benefit and as well as that of their respective successors and assigns.

If Town Council approval is not required for the Construction Agreement under applicable law, then the Construction Agreement "effective date" shall be the date on which the Town Manager and Town Secretary or their designees have signed the Construction Agreement. If the Town Manager and Town Secretary sign on different dates, then the later date shall be the effective date.

CONTRACTOR

TOWN OF PROSPER, TEXAS

By: _____
Title: _____
Date: _____
Address: _____

Phone: _____
Fax: _____

By: HARLAN JEFFERSON
Title: Town Manager
Date: _____
Address: 121 W. Broadway
Prosper, Texas 75078
Phone: (972) 346 - 2640
Fax: (972) 569 - 9335

ATTEST:

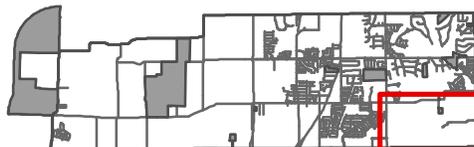
ROBYN BATTLE
Town Secretary

TOWN OF PROSPER 30" Upper Plane Water Line ^{Item 7}



DISCLAIMER

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CODE COMPLIANCE

To: Mayor and Town Council

From: Trish Eller, Code Compliance Officer

Through: Harlan Jefferson, Town Manager

Re: Town Council Meeting – January 28, 2014

Agenda Item:

Consider and act upon an Ordinance repealing and replacing Chapter 2 of the Code of Ordinances regarding Animal Control.

Description of Agenda Item:

The Town's Animal Control standards are outdated and lack several regulations typically found in Animal Control ordinances from surrounding cities. At the March 2013 Strategic Planning Session, Town staff recommended that an update to the Animal Control Ordinance be included as a Major Initiative under goals to "Maintain Safety and Security." In addition to adding several new regulations, the proposed Animal Control Ordinance updates and expands on the existing regulations.

The Proposed Animal Control Ordinance:

- Updates the definitions, including the definition of "public nuisance."
- Prohibits any person from interfering with an animal control officer while performing job duties.
- Updates sanitary standards.
- Includes requirements that the owner or person in control of the animal removes any fecal material if deposited upon property other than their own.
- Includes additional restrictions on the restraint of animals.
- Includes restriction on dogs utilizing a lease.
- Updates the procedures regarding a Dangerous Animal.
- Requires all dogs, cats, and ferrets to be vaccinated for rabies every three years. The rabies vaccination will serve as the animal's registration, including guard dogs.
- Updates impoundment procedures.
- Updates regulations regarding the care and humane treatment of animals. Includes prohibiting animal fighting, the coloring of animals, the selling of certain animals, the abuse of animals, etc.
- Prohibits any person to keep, own, possess, confine, care for, and/or sell any prohibited (wild) animal in the Town.
- Provides for the keeping of livestock. Prohibits any person to keep livestock on any premises if the overall area is less than 1/3 acre for each livestock kept, or to keep more than can be cared for under sanitary conditions and not create a public nuisance.
- Regulates the keeping of fowl, rabbits, and guinea pigs. Includes a maximum of 12 rabbits, guinea pigs, other rodents, or combination thereof.
- Prohibits roosters, except on properties with an Agricultural property tax exemption.

- Provides a limit of a maximum of 12 fowl to be allowed in an enclosure, unless located on a property with an Agricultural property tax exemption.
- Regulates the keeping of bees.
- Prohibits the sale of animals on public property or in a parking lot.

The Animal Control Ordinance was distributed to the Town's Homeowner's Association (HOA) email list to provide an opportunity for HOA representatives to review and comment.

Budget Impact:

There are no significant budget implications associated with the approval of this Ordinance.

Legal Obligations and Review:

Terrence Welch of Brown & Hofmeister, L.L.P., has reviewed the Ordinance as to form and legality.

Attached Documents:

1. Surrounding City Comparison Chart.
2. Existing Animal Control Ordinance.
3. Ordinance.

Town Staff Recommendation:

Town staff recommends the Town Council approve an Ordinance repealing and replacing Chapter 2 of the Code of Ordinances regarding Animal Control.

Proposed Motion:

I move to approve an Ordinance repealing and replacing Chapter 2 of the Code of Ordinances regarding Animal Control.

Surrounding City Comparison Chart

	Prosper (Proposed)	Celina	Frisco	Little Elm	McKinney
Maximum Dogs	No maximum, shall meet sanitary standards	3 dogs and/or cats	6 dogs and/or cats	4 dogs and/or cats	4 dogs and/or cats
Maximum Cats	No maximum, shall meet sanitary standards	3 dogs and/or cats	6 dogs and/or cats	4 dogs and/or cats	4 dogs and/or cats
Maximum Large Livestock	1/3 acre per livestock	2 acres per livestock	1 acre per livestock	Permit required, but no limit	1/3 acre per livestock
Livestock Distance From Other Residence	100 feet	150 feet	100 feet	300 feet	150 feet
Chickens	12 per enclosure, no maximum if AG exempt	6 per enclosure	12 per pen, 1/4 of maximum can be male	10 fowl maximum, 30 feet from other dwellings	12 per enclosure
Roosters	Prohibited, unless AG exempt	1 per lot	Prohibited	Prohibited	Prohibited
Registration of Dogs & Cats	Yes, through rabies identification tag	Yes, registration program	Yes, voluntary	Yes, registration program	Yes, voluntary
Tethering of Animals	Prohibited, with certain exceptions	Not addressed	Prohibited	Not addressed	Prohibited, with certain exceptions
Fighting of Animals	Prohibited	Prohibited	Prohibited	Prohibited	Prohibited
Animals on a Leash Required	Yes	Yes	Yes	Yes	Yes
Keeping of Swine	Prohibited	Prohibited	Prohibited	Prohibited, except for domesticated	Prohibited
Defecation on Public/Private Property	Addressed in ordinance	Not addressed in ordinance	Addressed in ordinance	Addressed in ordinance	Addressed in ordinance.
Roadside/Parking Lot Sales	Prohibited	Prohibited, per zoning ordinance	Prohibited	Prohibited, per zoning ordinance	Prohibited
Additional Rabbits, Guinea Pigs & Other Rodents	Maximum of 12 rabbits or guinea pigs or a combination of	Maximum of 6 rabbits/6 guinea pigs	Maximum of 3 ferrets/rabbits or combination	Maximum of 2 rabbits/2 guinea pigs	Maximum of 12 rabbits or guinea pigs or a combination of
Wild Animals	Prohibited	Prohibited	Prohibited	Prohibited	Prohibited
Dangerous Animal Regulations	Addressed in ordinance	Addressed in ordinance	Addressed in ordinance	Addressed in ordinance	Addressed in ordinance.

CHAPTER 2

ANIMAL CONTROL

ARTICLE 2.01 GENERAL PROVISIONS*

Sec. 2.01.001 Definitions

Animal. Any living creature, including but not limited to dogs, cats, horses, birds, fish, mammals, reptiles, insects, fowl and livestock, but specifically excluding human beings.

Animal control. The animal control function of the town.

Animal control officer. Any person or agency designated by the supervisor of animal control or the town to enforce the provisions of this chapter.

Cat. Any live or dead cat (*Felis catus*).

Commercial stable. A facility where a fee is charged to house, pasture or rent horses or other livestock.

(Ordinance 88-10, sec. I, adopted 6/14/88)

Currently vaccinated. Vaccinated and satisfying the following criteria:

- (1) The domestic dog or cat must have been vaccinated against rabies by four (4) months of age.
- (2) The animal must receive a booster within the 12-month interval following the initial vaccination.
- (3) Every domestic dog or cat must be revaccinated against rabies at a minimum of at least once every three years with a rabies vaccine licensed by the United States Department of Agriculture.

(Ordinance adopting Code)

Dog. Any live or dead dog (*Canis familiaris*).

Domestic animals. All species of animals commonly accepted as being domesticated.

Harboring. The act of keeping and caring for an animal or of providing a premises to which the animal returns for food, shelter, or care for a period of three (3) consecutive days.

Large livestock. Horses or any member of the domesticated horse family, including but not limited to mules, donkeys and ponies; and all types and varieties of cattle.

Local health authority. A person or agency designated by the town to receive reports of animal bites, investigate bite reports, insure quarantine of possible rabid animals and otherwise carry out provisions of the state law pertaining to control and eradication of rabies.

Owner. Any person, firm or corporation having title to any animal; or a person who has, harbors or keeps or causes or permits to be harbored or kept any animal in his care or who permits an animal to remain on or about his premises.

Pet animal. Dogs, cats, rabbits, rodents, birds, reptiles and any other specie of animal that is sold or retained as a household pet but shall not include skunks, nonhuman primates and any other specie of wild, exotic, or carnivorous animal that may be further restricted in this chapter.

Running at large. Not completely confined by a building, wall or fence of sufficient strength or construction to restrain the animal, or not on a leash or held in the hands of the owner or keeper, or not under direct supervision of the owner within the limits of the owner's private property.

Small livestock. All types of domesticated swine, sheep and goats.

Stray animal. Any animal for which there is no identifiable owner or harborer.

Supervisor of animal control. The person designated by the town council to supervise all aspects of animal control.

Vaccinated. Properly injected with a rabies vaccine licensed for use in that species by the United States Department of Agriculture and administered by a veterinarian licensed to practice in the state.

Vicious animal. Any individual animal or any specie that has on one previous occasion without provocation attacked or bitten any person or other animal, or any individual animal that the local health authority or supervisor of animal control has reason to believe has a dangerous disposition, or any specie of animal that the local health authority or supervisor has reason to believe has a dangerous disposition likely to be harmful to humans or other animals.

(Ordinance 88-10, sec. I, adopted 6/14/88)

Wild animal. Any poisonous or dangerous reptile, or any other species of animals that commonly exist in a natural, unconfined state and are usually not domesticated, including, but not limited to, foxes, opossums, raccoons, squirrels, monkeys, baboons, chimpanzees, gorillas, ocelots, foxes, skunks, leopards, panthers, cougars, cheetahs, jaguars, bobcats, lynx, servals, caracals, hyenas, coyotes, jackals, orangutans, tigers, lions, alligators, crocodiles, boa constrictors, unless certified for medical, biological, herpetological or other scientific research or study, or any hybrid of an animal listed in this definition. This definition shall apply regardless of state or duration of captivity. (Ordinance 01-30, sec. 2(I), adopted 12/11/01)

Sec. 2.01.002 Enforcement

(a) Enforcement of this chapter shall be the responsibility of the local health authority or an animal control officer. The local health authority or animal control officer shall have the authority to issue citations for any violation of this chapter. If the person being cited is not present, the local health authority or animal control officer may send the citation to the alleged offender by registered or certified mail. It shall be unlawful for any person to interfere with the local health authority or animal control officer in the performance of duties. The local health authority and animal control officer are given the right to go onto any private property in the town at reasonable times for the purpose of determining whether or not any provision of this chapter has been violated and to impound any animal kept or harbored in violation of any terms of this chapter. (Ordinance 88-10, sec. XVI, adopted 6/14/88; Ordinance adopting Code)

(b) To the extent of any conflict between this article, and other animal control laws of the town, and the regulations of Collin County, Texas regarding animal control, which are enforced in the town by Collin County pursuant to a written agreement between the town and Collin County, then the regulations of Collin County shall apply and be enforceable in the town. (Ordinance 06-84, adopted 8/22/06)

Sec. 2.01.003 Penalty

It shall be unlawful for any person owning or harboring any animal to allow or to permit such animal to run or to be at large within the town limits. The designated representative of the town may cite any owner permitting an animal to run at large, and the said owner, if convicted in municipal court, shall be fined as provided in [section 1.01.009](#) of this code. (Ordinance 88-10, sec. XIV(1), adopted 6/14/88)

Sec. 2.01.004 Nuisances

(a) Noise. The keeping of any animal which, by causing frequent or long-continued barking, cry or noise that shall disturb any person of ordinary sensibilities in the vicinity, is prohibited.

- (b) Health nuisances; presence on property. The keeping of any animal in such a manner as to endanger the public health, to annoy neighbors by the accumulation of animal wastes which cause foul and offensive odors, or is considered to be a hazard to any other animal or human being or by continued presence on the premises of another is prohibited.
- (c) Offensive pens, stables or enclosures. Animal pens, stables or enclosures in which any animals may be kept or confined that have become offensive to a person of ordinary sensitivities are prohibited.
- (d) Beekeeping. The keeping of bees in such a manner as to deny the lawful use of adjacent property or endanger personal health and welfare is prohibited.
- (e) Cats persistently running at large. Persistent laxness in supervision of cats so that their running at large results in disturbance to persons of ordinary sensibilities is prohibited.

(Ordinance 88-10, sec. VII, adopted 6/14/88)

Sec. 2.01.005 Prohibited animals

- (a) It shall be unlawful for any person to sell, offer for sale, barter, or give away as toys, premiums or novelties baby chickens, ducklings, or other fowl under three (3) weeks old and rabbits under two (2) months old; sale of such animals for agriculture purposes is exempt from this provision.
- (b) It shall be unlawful to color, dye, stain, or otherwise change the natural color of any chickens, ducklings, other fowl, or rabbit, or to possess for the purpose of sale or to be given away any of the above-mentioned animals which have been so colored.

(Ordinance 88-10, sec. VIII, adopted 6/14/88)

- (c) It shall be unlawful to keep, own, possess, confine, care for and/or sell any wild animal inside the town. (Ordinance 01-30, sec. 3(VIII), adopted 12/11/01)

Sec. 2.01.006 Keeping of swine

It shall be unlawful for any person to keep any swine within the town limits, except for any swine kept by the agriculture department of the Prosper Independent School District in and/or on the following described property: Collin County School Land Survey, Abstract No. 147, Sheet 2, Tract 5, Prosper, Collin County, Texas containing 20.031 acres of land. (Ordinance 01-30, sec. 4, adopted 12/11/01)

State law reference—Authority of municipality to prohibit or otherwise regulate the keeping of livestock and swine, V.T.C.A., Local Government Code, sec. 215.026(b).

Sec. 2.01.007 Dangerous dogs; dangerous wild animals

- (a) Dangerous dogs. The procedures for determining that a dog is dangerous and for disposition of the dangerous dog shall be as provided in V.T.C.A., Health and Safety Code, section 822.041 et seq., and the town hereby adopts such provisions by reference the same as if included in this subsection.
- (b) Dangerous wild animals. The definition of dangerous wild animals, the registration requirements, and the keeping of dangerous wild animals within the town shall be as provided in V.T.C.A., Health and Safety Code, section 822.101 et seq., and the town hereby adopts such provisions by reference the same as if included in this subsection.

(Ordinance adopting Code)

ARTICLE 2.02 DOGS AND CATS

Division 1. Generally

Sec. 2.02.001 Adoption

- (a) Adopting of a dog or cat from the animal shelter may take place under the following conditions:
- (1) The animal has been classified as adoptable by the animal control officer;
 - (2) The prospective adopter can meet all of the adoption guidelines as set forth by the Collin County Humane Society;
 - (3) The prospective adopter obtains all necessary vaccinations, registration and sterilization; and
 - (4) The prospective adopter pays the adoption fee of \$30.00 for a dog or \$15.00 for a cat per animal, plus a sterilization deposit of \$25.00 for a dog or \$10.00 for a cat per animal. Upon proof of vaccination and sterilization, said deposit will be refunded by the Collin County Humane Society.
- (b) The supervisor of animal control shall refuse to allow a person to adopt a dog or cat from the animal shelter when the supervisor has reason to believe that person would be not able to obtain a registration certificate under this chapter, would not have proper facilities for care of the animal, wants the animal for purposes of resale or purposes other than pet ownership, would not be a suitable owner within the sole discretion of the supervisor of animal control, or that the animal would be a hazard to humans or other animals in the opinion of the supervisor of animal control.

(Ordinance 88-10, sec. XII, adopted 6/14/88)

State law reference—Sterilization of dog or cat released for adoption, V.T.C.A., Health and Safety Code, ch. 828.

Secs. 2.02.002–2.02.030 Reserved**Division 2. Registration^{*}****Sec. 2.02.031 Required**

- (a) No owner shall have within the town any dog or cat four (4) months of age or older unless such dog or cat is currently registered with animal control. A current metal registration certificate issued by animal control, or a veterinarian authorized by animal control to issue the certificate, must be affixed to a collar or harness that must be worn by the dog or cat at all times. No dog or cat shall be registered until it has a current vaccination.
- (b) Application for initial issuance or renewal of each registration must be made by the owner in writing or in person and be accompanied by a fee of ten dollars (\$10.00). If the cat or dog being registered has been neutered or spayed and proof of such surgical sterilization can be shown to an animal control officer or a veterinarian authorized to issue such registrations, the fee will then be five dollars (\$5.00). Dogs and cats under the age of one (1) year shall be registered at the sterilization fee. Animals may be exempt from the sterilization provision upon written recommendation from a veterinarian that such alteration would be harmful or dangerous to the animal.
- (c) Registration certificates shall be renewed annually. The registration period will be from January 1 to December 31. Certificates for the new period shall be available for sale at least thirty (30) days in advance of the sixty (60) days following January 1st and shall constitute a valid registration upon issuance.
- (d) A registration and/or vaccination certificate (and tag) shall be valid only for the animal for which it was originally issued.
- (e) If there is a change in ownership of a registered dog or cat, the new owner may have the registration transferred to his name. There shall be no charge for said transfer. Application for such transfer shall be made to animal control in writing or in person.
- (f) Fee exempt registrations may be issued for the following:

- (1) Police or sheriff's department dog; and
- (2) Dogs trained to assist the audio or visually impaired person. Eligibility for fee-exempt registration does not relieve the owner of his responsibility under other provisions of this chapter.

(g) Veterinarians authorized by animal control to issue animal registration certificates may retain one dollar (\$1.00) of the registration fee for every animal registered in accordance with this chapter.

(Ordinance 88-10, sec. V(1), adopted 6/14/88)

Sec. 2.02.032 Denial

(a) The supervisor of animal control may refuse to register a cat or dog or revoke a permit issued to any person who has been convicted in any duly authorized court of jurisdiction in the state or resides with any person so convicted of any of the following:

- (1) Cruelty to animals as defined in the Texas Penal Code, article 42.11, inhumane treatment, or negligence to an animal; and
- (2) Conviction of four (4) or more separate and distinct violations of an animal control ordinance of a municipality in the state within any 12-month period.

(b) Any person denied such a registration may appeal the refusal to the municipal judge. The municipal judge shall uphold, overturn, or modify the supervisor of animal control's refusal to issue a registration certificate.

(Ordinance 88-10, sec. V(2), adopted 6/14/88)

Sec. 2.02.033 Guard dogs

Every person having care, control or custody of any dog that has received guard dog training must register such dog with the supervisor of animal control. Any dog which has received guard dog training may be destroyed when such dog is found running at large. The owner or keeper of guard dogs shall be subject to the other provisions of this division. An ID collar identifying the dog as a guard dog must be worn at all times, and the dog must wear a muzzle out of confinement. (Ordinance 88-10, sec. V(3), adopted 6/14/88)

State law references—Private Security Act, V.T.C.A., Occupations Code, ch. 1702; licensing and duties of guard dog companies, V.T.C.A., Occupations Code, sec. 1702.109 et seq.

ARTICLE 2.03 RABIES CONTROL*

Sec. 2.03.001 Vaccinations

Every owner of a dog or cat shall have such animal vaccinated against rabies by four (4) months of age. The dog or cat vaccinated by four (4) months of age shall receive a booster within the 12-month interval following the initial vaccination and annually thereafter. Any person moving into the town from a location outside of the town shall comply with this section within thirty (30) days after having moved into the town. If a dog or cat has inflicted a bite on any person or another animal, within the last ten (10) days, the owner of said unvaccinated dog or cat shall report such fact to the veterinarian, and no rabies vaccine shall be administered until after the ten-day observation period. (Ordinance 88-10, sec. II(1), adopted 6/14/88; Ordinance adopting Code)

Sec. 2.03.002 Certificate of vaccination

Upon vaccination, the veterinarian shall execute and furnish to the owner of the dog of cat, as evidence thereof, a certificate upon a form furnished by the veterinarian. The veterinarian shall retain a duplicate copy. Such certificate shall contain the following information:

- (1) The name, address and telephone number of the owner of the vaccinated dog or cat;
- (2) The date of vaccination;
- (3) The type of rabies vaccine used;
- (4) The year and number of rabies tag; and
- (5) The breed, age, color and sex of the vaccinated dog or cat.

(Ordinance 88-10, sec. II(2), adopted 6/14/88)

Sec. 2.03.003 Rabies tags

(a) Concurrent with the issuance and delivery of the certificate of vaccination referred to in [section 2.03.002](#), the owner of the dog or cat shall cause to be attached to the collar or harness of the vaccinated dog or cat a metal tag, serially numbered to correspond with the vaccination certificate number, and bearing the year of issuance and the name of the issuing veterinarian and his address. The owner shall cause the collar or harness, with the attached metal tag, to be worn by his dog or cat at all times.

(b) In the event of loss or destruction of the original tag provided in subsection (a) of this section, the owner of the dog or cat shall obtain a duplicate tag. A vaccination certificate (and tag) shall be valid only for the animal for which it was originally issued.

(Ordinance 88-10, sec. II(3), (4), adopted 6/14/88)

Sec. 2.03.004 Display of proof of vaccination

It shall be unlawful for any person who owns or harbors a vaccinated dog or cat to fail or refuse to exhibit his copy of the certificate of vaccination upon demand to any person charged with the enforcement of this chapter. (Ordinance 88-10, sec. II(5), adopted 6/14/88)

Sec. 2.03.005 Harboring unvaccinated animal

It shall be unlawful for any person to harbor any dog or cat that has not been vaccinated against rabies, as provided herein, or that cannot be identified as having a current vaccination certificate. (Ordinance 88-10, sec. II(6), adopted 6/14/88)

Sec. 2.03.006 Animals exposed to rabies

Any person having knowledge of the existence of any animal known to have been, or suspected of being, exposed to rabies must immediately report such knowledge to the local health authority, giving any information that may be required. For any animal known to have been, or suspected of being, exposed to rabies, the following rules must apply:

- (1) Animals having a current vaccination must be revaccinated immediately and confined according to the method prescribed by the local health authority for a period of not less than forty-five (45) days.
- (2) Animals not having a current vaccination should be humanely destroyed. However, if the owner of such an animal elects, he may, at his expense and in a manner prescribed by the local health authority, confine said animal. Such animal must be vaccinated immediately following exposure and quarantined for not less than ninety (90) days. A revaccination shall be done during the third and eighth weeks of isolation.

(Ordinance 88-10, sec. II(7), adopted 6/14/88; Ordinance adopting Code)

Sec. 2.03.007 Reporting cases of humans bitten by animals susceptible to rabies

Related procedures:

- (1) Any person having knowledge of an animal bite to a human will report the incident to the police or local health authority as soon as possible, but not later than twenty-four (24) hours from the time of the incident.
- (2) The owner of the biting animal will place that animal in quarantine under the supervision of the local health authority as prescribed in [section 2.03.008](#).
- (3) Utilizing standardized reporting forms provided by the department of state health services, the local health authority will investigate each bite incident.
- (4) Human bites from rodents, rabbits, birds and all cold-blooded animals are excluded from the reporting requirements of this section.

(Ordinance 88-10, sec. III, adopted 6/14/88)

Sec. 2.03.008 Quarantine procedure for animals

(a) When a domestic dog, cat, or domestic ferret that has bitten a human is identified, the owner is required to quarantine the animal for ten (10) days' confinement at the owner's expense. Refusal to produce said dog or cat or other animal constitutes a violation of this section, and each day of such refusal constitutes a separate and individual violation. The ten-day observation period will begin on the day of the bite incident. The animal must be placed in the animal control facilities specified for this purpose, if available. However, the owner of the animal may request permission from the local health authority for home quarantine if the following criteria can be met:

- (1) Secure facilities must be available at the home of the animal's owner, and must be approved by the local health authority.
- (2) The animal is currently vaccinated against rabies.
- (3) The animal control officer, local health authority or licensed veterinarian must observe the animal at least on the first and last days of the quarantine period. If the animal becomes ill during the observation period, the local health authority must be notified by the person having possession of the animal. At the end of the observation period, the release from quarantine must be accomplished in writing.
- (4) The animal was not in violation of any laws at the time of the bite.
- (5) The animal was not a stray at the time of the bite.

(b) If the biting animal cannot be maintained in secure quarantine, it shall be humanely destroyed and the brain submitted to a department of state health services certified laboratory for rabies diagnosis.

(c) It shall be unlawful for any person to interrupt the ten-day observation period.

(d) No wild animal will be placed in quarantine. All wild animals involved in biting incidents will be humanely killed in such a manner that the brain is not mutilated. The brain shall be submitted to a department of state health services certified laboratory for rabies diagnosis.

(Ordinance 88-10, sec. IV, adopted 6/14/88; Ordinance adopting Code)

ARTICLE 2.04 RUNNING AT LARGE; IMPOUNDMENT*

Sec. 2.04.001 Running at large

(a) It shall be unlawful for any dog or other animal possessed, kept, or harbored, other than a cat, to run at large as is defined in [section 2.01.001](#) of this chapter.

Editor's note—A handwritten note on Ordinance 88-10 at section VI(1) states "Amended 12/13/88." However, at the time

of printing, the editor had not received any ordinance from the town that was adopted on that date. Therefore, subsection (a) above is printed as enacted in Ordinance 88-10.

(b) The animal control officer is authorized to impound such animals running at large, other than a cat, and may impound a cat under conditions specified in [section 2.04.002](#) of this article or when he has received a complaint that the cat has caused a nuisance or hazard to the health or welfare of human or animal population.

(Ordinance 88-10, sec. VI, adopted 6/14/88)

Sec. 2.04.002 Impoundment

(a) The following animals may be impounded:

- (1) Cats and dogs not exhibiting evidence of being vaccinated or registered as described in [division 2 of article 2.02](#);
- (2) Any animal infected with rabies or kept under conditions that could endanger the public or animal health;
- (3) Any animal that creates a nuisance, as defined in [section 2.01.004](#);
- (4) Any animal found running at large, as described in [section 2.04.001](#);
- (5) Any animal treated in a manner determined by an animal control officer to be cruel and inhumane;
- (6) Any animal that has bitten a human being or needs to be placed under observation for rabies determination, as determined by an animal control officer;
- (7) Any animal violating any provision of this chapter.

(b) If any of the animals named in this chapter are found upon the premises of any person, the owner or occupant of the premises shall have the right to confine such animal in a humane manner until he can notify an animal control officer to retrieve the animal for impoundment. When so notified, it shall be the duty of the animal control officer to impound such animal as herein provided.

(c) Reasonable effort shall be made by an animal control officer to contact the owner of any animal impounded that is wearing a current registration tag; however, final responsibility for location of an impounded animal is that of the owner.

(d) The owner can resume possession of any impounded animal upon payment of impoundment fees, handling fees and any veterinarian bills incurred by animal control for the welfare of the animal, and upon compliance with vaccination and registration provisions of this chapter, except where prohibited in subsections (e) and (f) of this section.

(e) Disposition of animals impounded on the grounds of cruel or inhumane treatment shall be determined by the court of jurisdiction.

(f) If any animal is being held in quarantine or observation for rabies, the owner shall not be entitled to possession until it has been released from quarantine.

(g) The town council shall select and establish a place for impounding animals under any provision of this chapter.

(h) Any animal not reclaimed by the owner may be humanely euthanized after being impounded for three (3) working days, except that any animal wearing a current registration certificate tag shall be impounded for not less than six (6) days.

(i) Any impounded vicious or wild animal, unless there is reason to believe it has an owner, may be immediately disposed of as may be deemed appropriate by the supervisor of animal control.

- (j) Any nursing baby animal impounded without its mother, or where the mother cannot or refuses to provide nutritious milk, may be immediately euthanized to prevent further suffering.
- (k) Any impounded dog or cat not wearing a registration certificate tag may be given up for adoption after three (3) working days of impoundment, except those under quarantine. Any impounded dog or cat wearing a current registration tag may be given up for adoption on the seventh (7th) day of confinement.
- (l) An owner who no longer wishes responsibility for an animal or who believes the animal to be in an ill or injured condition may sign a written waiver supplied by animal control allowing the animal to be immediately euthanized in a humane manner, providing that no warm-blooded animal that has bitten a human being shall be euthanized before expiration of the ten-day quarantine period.
- (m) Any impounded animal that appears to be suffering from extreme injury or illness may be euthanized or given to a nonprofit humane organization for the purpose of veterinary care, as determined by the supervisor of animal control.

(Ordinance 88-10, sec. X, adopted 6/14/88)

Sec. 2.04.003 Impoundment fees

- (a) Class A, dogs and cats. Impoundment fees for each dog or cat spayed or neutered (sterilized) shall be as follows:

1st impoundment in 12 months	\$10.00
2nd impoundment in 12 months	\$15.00
3rd impoundment in 12 months	\$20.00
4th impoundment in 12 months	\$25.00

Impoundment fees for each dog or cat unspayed or unneutered (if proof of surgical sterilization is provided within fifteen (15) days from the date an animal is impounded, the difference in impoundment and other fees between sterilization and nonsterilization will be refunded), shall be as follows:

1st impoundment in 12 months	\$25.00
2nd impoundment in 12 months	\$30.00
3rd impoundment in 12 months	\$40.00
4th impoundment in 12 months	\$50.00

Dogs and cats under the age of one (1) year shall be charged the sterilized animal fee. Animals may be exempted from sterilization upon written recommendation from a licensed veterinarian that such alternatives would be harmful or dangerous to the animal. Owners of these animals are to be subject to the lower impoundment fee.

- (b) Class B. Small livestock shall include goats, sheep, lambs, swine, calves, foals and animals of the same approximate size and weight. Fees shall be set by the county in accordance with the Texas Estray Act.
- (c) Class C. Large livestock shall include cattle, horses, ponies, mules and animals of the same approximate size and weight. Fees shall be set by the county in accordance with the Texas Estray Act.

- (d) Class D. Animals not listed hereinabove shall be disposed of at the discretion of the animal control division.
- (e) Daily handling fee. A daily handling fee shall be charged for every day, or fraction thereof, that an animal is at the animal shelter. Said fee shall be based upon the class of animal enumerated above. Class A animals shall be charged three dollars (\$3.00) per day per animal, and class D animals shall be charged five dollars (\$5.00) per day per animal. (Class B and class C animals are impounded by the county in accordance with the Texas Estray Act.)
- (f) The owner of any class A animal held in quarantine for observation purposes shall be charged five dollars (\$5.00) for each day or fraction of a day an animal is at the animal shelter. The owner of a class D animal shall be charged ten dollars (\$10.00) for each day or fraction of a day the animal is quarantined at the animal shelter. This is in addition to impoundment and daily handling fees.

(Ordinance 88-10, sec. XI, adopted 6/14/88)

Sec. 2.04.004 Payment of impoundment fees

Every owner of an animal impounded by the animal control officer or voluntarily impounded by the owner shall be liable for all costs and fees incurred by such impoundment. (Ordinance 88-10, sec. XIII, adopted 6/14/88)

TOWN OF PROSPER, TEXAS

ORDINANCE NO. 14-__

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, REPEALING CHAPTER 2, "ANIMAL CONTROL," OF THE CODE OF ORDINANCES OF THE TOWN OF PROSPER, TEXAS, AND REPLACING IT WITH A NEW CHAPTER 2, "ANIMAL CONTROL," GENERALLY PROVIDING FOR THE CONTROL OF ANIMALS; PROVIDING FOR DEFINITIONS; PROVIDING FOR RABIES CONTROL; PROVIDING A VIOLATION FOR RUNNING AT LARGE; PROVIDING FOR REGISTRATION; PROVIDING FOR IMPOUNDMENT; PROVIDING FOR QUARANTINE; PROVIDING FOR NUISANCES; PROHIBITING CERTAIN ANIMALS; PROVIDING FOR THE CONTROL OF VICIOUS ANIMALS; PROVIDING FOR SANITARY CONDITIONS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Prosper, Texas ("Town Council") has investigated and determined that it would be advantageous and beneficial to the citizens of the Town of Prosper, Texas ("Town" or "Prosper") to repeal the existing Chapter 2 of the Code of Ordinances relating to animal control, and replacing it with a new Chapter 2, entitled "Animal Control."

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, THAT:

SECTION 1

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2

Existing Chapter 2, "Animal Control," of the Code of Ordinances of the Town of Prosper, Texas, is hereby repealed in its entirety and replaced with a new Chapter 2, "Animal Control," to read as follows:

"ARTICLE 2.01 - IN GENERAL

Sec. 2.01.001 - Definitions.

Sec. 2.01.002 - Purpose and scope.

Sec. 2.01.003 - Exemption of Town officials from liability.

Sec. 2.01.004 - Incorporation by reference.

Sec. 2.01.005 - Interference with Animal Control Officer.

Sec. 2.01.006 - Sanitary standards.

Sec. 2.01.007 - Inspection of animals and premises.

Sec. 2.01.008 - Noncomplying premises; remedies.

Sec. 2.01.009 - Number of dogs and cats at residences.

Sec. 2.01.010 - Public nuisances declared unlawful.

Sec. 2.01.011 - Parental responsibility.

ARTICLE 2.02 - RESTRAINT OF ANIMALS

Sec. 2.02.001 - Restraint of animals.

Sec. 2.02.002 - Secure animals on a leash.

ARTICLE 2.03 - DANGEROUS ANIMALS

Sec. 2.03.001 - Nuisance declared.

Sec. 2.03.002 - Finding of an animal as "dangerous."

Sec. 2.03.003 - Requirements for owner of dangerous animal.

Sec. 2.03.004 - Failure to comply with requirements.

Sec. 2.03.005 - Registration of a dangerous animal.

Sec. 2.03.006 - Attack by dangerous animal.

Sec. 2.03.007 - Violations.

Sec. 2.03.008 - Defenses.

ARTICLE 2.04 -DOG AND CAT LICENSES

Sec. 2.04.001 - Rabies vaccination tag serves as Town registration.

ARTICLE 2.05-RABIES CONTROL

Sec. 2.05.001 - Rabies vaccination.

Sec. 2.05.002 - Domestic animals that exhibit rabies symptoms or reasonably indicate rabies symptoms.

ARTICLE 2.06 - ANIMAL CONTROL IMPOUNDMENT

Sec. 2.06.001 - Impoundment; notice; disposition.

Sec. 2.06.002 - Impoundment time; fees; redemption of animal.

ARTICLE 2.07- CARE AND HUMANE TREATMENT OF ANIMALS

Sec. 2.07.001 - Unlawful acts enumerated.

Sec. 2.07.002 - Keeping of certain animals prohibited

Sec. 2.07.003 - Guard dogs.

Sec. 2.07.004 - Keeping of livestock.

Sec. 2.07.005 - Impounding of livestock.

Sec. 2.07.006 - Keeping of fowl, rabbits and guinea pigs restricted.

Sec. 2.07.007 - Keeping of bees.

Sec. 2.07.008 - Disposal of dead animals.

Sec. 2.07.009 - Proper care of animals.

ARTICLE 2.08 - ANIMAL ESTABLISHMENTS

Sec. 2.08.001 - Compliance.

Sec. 2.08.002 - Minimum standards for animal establishments.

Sec. 2.08.003 - Prohibited sales.

ARTICLE 2.01 IN GENERAL

Sec. 2.01.001 - Definitions.

As used in this chapter, the following words, terms and phrases shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Abandon means to dump, desert, or leave any animal on public or private property with the intent of terminating any further responsibility for said animal, or to fail to timely redeem an animal impounded by Animal Control, as specified herein.

Animal means any living, vertebrate creature, domestic or wild, other than *Homo sapiens*.

Animal care and control center means any facility operated or designated by the Town for the purpose of impounding and caring for animals as prescribed by law.

Animal Control means the town's code compliance division or other staff as authorized by the Town Manager with authority to enforce the provisions of this chapter and state law related to the health, care, and safety of animals.

Animal Control Officer means an authorized agent or employee of the Town to enforce the provisions of this chapter.

Animal establishment means any pet shop, kennel, grooming shop, auction, flea market, performing animal exhibition, or other facility engaged in the handling of domestic animals, excluding veterinary clinics, hospitals, animal shelters, and individuals caring for animals in their private residence in compliance with the terms of this chapter.

Assistance animal means an animal that is specially trained or equipped to help a person with a disability and that:

- (1) Is used by a person with a disability who has satisfactorily completed a specific course of training in the use of the animal; and
- (2) Has been trained by an organization generally recognized by agencies involved in the rehabilitation of persons with disabilities as reputable and competent to provide animals with training of this type.

At large or *running at large* means an animal, including fowl or livestock, not in a Secure enclosure or not completely confined by a building, wall, pen or fence of sufficient strength of construction, to physically restrain the Animal on the premises behind the front building line of the Owner or Custodian, or an Animal that is not under the physical restraint of the Owner or Custodian or any other person authorized by the Owner to care for the Animal by leash, cord, chain, or rope.

Bodily injury means physical pain, illness, or any impairment of physical condition.

Cat means a commonly domesticated member of the Felidae (feline) family, other than a lion, tiger, bobcat, jaguar, panther, leopard, cougar, or other prohibited animal.

Circus means a commercial variety show featuring animal acts for public entertainment, including a petting zoo.

Currently vaccinated means the inoculation of an animal with a rabies vaccine or other medicine satisfying all of the following criteria.

- (1) The animal must have been vaccinated against rabies with a vaccine licensed by the United States Department of Agriculture (USDA) for that animal species at or after the minimum age requirement and using the recommended route of administration for the vaccine;
- (2) At least 30 days have elapsed since the initial vaccination; and
- (3) The time elapsed since the most recent vaccination has not exceeded the recommended interval for booster vaccination as established by the manufacturer and as required by state law.

Dangerous animal means an animal that:

- (1) Makes an unprovoked attack on a person or other animal that causes bodily injury and occurs in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own; or
- (2) Commits unprovoked acts in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own and those acts cause a person to reasonably believe the animal will attack and cause bodily injury to that person.

Direct physical control means control within the owner's observation and in such close proximity as to permit the owner reasonable opportunity to control the animal, should it become necessary to do so in order to protect the animal, a person, or another animal from harm.

Dog means a commonly domesticated member of the Canidae (canine) family, other than a wolf, jackal, fox, dingo, coyote, or other prohibited canines.

Dog tethering means using a chain, rope, tether, leash, cable, or other device to attach a dog to a stationary object or trolley system.

Domestic animal means any animal whose physiology has been determined or manipulated through selective breeding, and that does not occur naturally in the wild, and that may be vaccinated against rabies with an approved rabies vaccine, and that has an established rabies quarantine observation period. The term domestic animal includes livestock, caged or penned fowl other than animals belonging to the class Aves, order Falconiforms and subdivision Raptae, normal household pets, such as but not limited to dogs, cats, cockatiels, ferrets, hamsters, guinea pigs, gerbils, rabbits, fish or small, non-poisonous reptiles or non-poisonous snakes.

Emu means a fowl of the Order of Struthioniforme.

Fowl means any bird of any kind.

Guard dog means any dog that has been trained for the purpose of protecting property by a guard dog company that is required to be licensed pursuant to Texas Occupations Code, Ch. 1702, as amended from time to time, or a dog that received protection or guard dog training and is used by law

enforcement, private security, or in protective functions where the dog is responsive to control by its owner or handler and is used only for protective functions, irrespective of its status as a personal pet of its owner or handler.

Impound means to take an animal into custody by the Town; impoundment shall begin at the time any Animal Control Officer or police officer takes control of an animal either by hand, rope, trap, projectile or confinement to a vehicle.

Kennel means any premises in which five or more dogs three months of age or older are kept, or where the business of buying, selling, breeding, grooming, training or boarding of dogs is conducted. The term "Kennel" does not include veterinary hospitals or humane societies.

Licensed veterinarian means a person authorized to practice veterinary medicine who is currently licensed by the state board of veterinary medical examiners.

Livestock means an animal raised for human consumption or an equine animal including, but not limited to, a horse, stallion, mare, gelding, filly, colt, mule, hinny, jack, jennet, hog, sheep, goat, a head of any species of cattle, or an emu, ostrich, or rhea.

Local Rabies Control Authority (LRCA) means the officer designated by the Town under the Texas Health and Safety Code § 826.017, as amended, or his or her designee.

Ostrich means a fowl of the Order of Struthioniforme.

Owner means any person who owns, keeps, shelters, maintains, feeds, harbors, or has temporary or permanent custody of a domestic or prohibited animal, or who knowingly permits a domestic or prohibited animal to remain on or about any premises occupied by that person or over which that person has control. An animal shall be deemed to be owned by a person who harbored it, fed it, or sheltered it for three consecutive days or more.

Person means an individual, association, partnership, corporation, trust, estate, joint-stock company, or foundation.

Pet means any animal kept for pleasure rather than utility.

Pet shop means a commercial enterprise regularly engaged in the buying, selling, grooming, breeding or boarding of animals.

Prohibited animal means:

- (1) any animal not normally born and raised in captivity, including but not limited to the following:
 - a. *Class Reptilia*: Family Helodermatidae (venomous lizards) and Family Hydrophiidae (Venomous Marine snakes); Family Viperidae (rattlesnakes, pit vipers, and true vipers); Family Elapidae (coral snakes, cobras, and mambas); Family Columbridae-Dispholidus Typus (boomslang); BiogaDendrophilia (mangrove snake) and Kirklandii (twig snake only); Order Crocodilia (such as crocodiles and alligators); Family Boidae (boa constrictor; anaconda) over eight feet in length; Family Pythonidae (python) over eight feet in length;
 - b. *Class Aves*: Order Falconiforms (such as hawks, eagles, falcons, and vultures);

- c. *Class Mammalia*: Order Carnivores,
1. Family Felidea (such as lions, tigers, bobcats, jaguars, leopards, and cougars), and any hybrid of an animal listed in this section except commonly domesticated cats;
 2. Family Canidae (such as wolves, dingos, coyotes, foxes, and jackals), and any hybrid of an animal listed in his section except commonly domesticated dogs;
 3. Family Mustelida (such as weasels, skunks, martins, minks, badgers, and otters) except ferrets;
 4. Family Procyonidae (such as raccoons and coati);
 5. Family Ursidae (such as bears);
 6. Marsupialia (such as kangaroos, opossums, koala bears, wallabies, bandicoots, and wombats);
 7. Chiroperata (bats);
 8. Edentata (such as sloths, anteaters, and armadillo);
 9. Probosidea (elephants);
 10. Primata (such as monkeys, chimpanzees, orangutans, and gorillas);
 11. Rodentia (such as beavers and porcupines); and
 12. Ungulata (such as antelope, deer, and camels).
- d. *Class Amphibi*: Poisonous frogs; does not include non-poisonous reptiles or non-poisonous snakes.
- (2) The term "prohibited animal" does not include livestock, fowl, or normal household pets, such as but not limited to dogs, cats, cockatiels, ferrets, hamsters, guinea pigs, gerbils, rabbits, fish or small, non-poisonous reptiles, or non-poisonous snakes not otherwise listed above.

Properly fitted with respect to a collar or other neck restraint means a collar or other neck restraint that measures the circumference of a dog's neck plus at least one inch. With respect to a harness, properly fitted means a harness that is of an adequate size, design, and construction as appropriate for the dog's size and weight.

Protective custody means the holding of an animal by the Town:

- (1) Due to the arrest, eviction, hospitalization, or death of the animal's owner;
- (2) Pursuant to a court order; or
- (3) At the request of a law enforcement agency.

Public nuisance means the following:

- (1) An owner's failure to control or restrain, or otherwise allowing, either by conduct, omission, or condition of premises, any animal to:
 - a. Engage in conduct that establishes such animal as a dangerous animal;
 - b. Be at large or running at large as defined herein;
 - c. Cause a disturbance by excessive, continuous, or untimely barking, howling, crowing, or otherwise audible noise. Such noise, in excess of 15 minutes, even if in sporadic bursts, shall be prima facie evidence that the same constitutes a nuisance;
 - d. Accumulate, attract, or generate maggots, flies, odors or unclean conditions sufficient to annoy adjacent property owners or residents;
 - e. Chase vehicles or molest, attack or interfere with other animals or persons on public property;
 - f. Damage, soil, defile, or defecate on private property other than the owner's property or on public walks or recreation areas unless such waste is immediately removed and properly disposed of by the owner; or
 - g. Generate or accumulate fecal matter or other waste to such a degree as to cause unsanitary, dangerous, or offensive conditions.
- (2) Any animal normally found in the wild that has entered onto any public or private property and by its presence is committing a threat to public health and safety or is generally interrupting the tranquility of the location.

Quarantine means to take into custody and place in confinement as defined in this chapter isolated from human beings and other animals in such a way as to preclude the possibility of disease transmission. The quarantine period for a dog, cat, or a domestic ferret in rabies quarantine is ten days from the date of the bite, scratch, or other exposure, or as recommended by the regional veterinarian from the Department of State Health Services.

Rabies means an acute viral disease of man and animal affecting the central nervous system and usually transmitted by an animal bite, scratch, or other exposure.

Restraint means an animal is under restraint under the following conditions:

- (1) It is securely enclosed or confined to its owner's yard by a physical fence in a manner that will isolate the animal from the public and from other animals except for animals owned or under the control of the owner;
- (2) It is accompanied by its owner or trainer at a bona fide dog show, field trial, or exhibition;
- (3) It is secured by a person holding a leash no more than six feet in length and of sufficient strength to control the animal;
- (4) It is an assistance or service animal, as defined by this chapter, that is being used by a person with a disability;

- (5) It is a guard dog in the performance of duty in an enclosed building or securely fenced and locked area that is marked on all sides with signs in four-inch letters stating "guard dog" and clearly visible to the public.

Rhea means a fowl of the Order of Rheiforme.

Sanitary means any condition of good order and cleanliness that discourages and limits disease transmission.

Secure enclosure means a fence or structure of at least six feet in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a dangerous animal in conjunction with other measures that may be taken by the owner. Such enclosure shall be securely enclosed and locked and designed with secure sides, top, and bottom, and shall be designed to prevent the animal(s) from escaping from the enclosure. The enclosure shall be posted with signs on all sides in four-inch letters warning of the presence of a dangerous animal.

Securely enclosed or confined means:

- (1) An area that is completely surrounded by a substantial fence or enclosure of sufficient strength, height, construction, materials, and design as to prevent any animal from escaping from the area and in a manner that will isolate the animal from the public and other animals except for animals owned or under the control of the owner.
- (2) The term "securely enclosed or confined" does not mean enclosure or confinement by an invisible or electronic fence.
- (3) Such fence or enclosure shall comply with the appropriate zoning regulations applicable to the property.

Serious bodily injury means an injury characterized by severe bite wounds or severe ripping and tearing of muscle that would cause a reasonable prudent person to seek treatment from a medical professional and would require hospitalization without regard to whether the person actually sought medical treatment.

Service animal means an animal that is individually trained to do work or perform tasks for the benefit of an individual with a disability or, by the virtue of a natural aptitude or acquired ability, is able to provide therapeutic treatment, mitigation, safety, or rescue.

Sterilization means the surgical removal or AVMA approved and Veterinarian-verified chemical castration of the reproductive organs of a dog or cat to render the animal unable to reproduce.

Stray means an animal that is roaming with no physical restraint beyond the premises of the animal's owner or keeper.

Town means the Town of Prosper, Texas.

Unprovoked attack by a dog means an incident in which a dog that attacked a person or an animal was not hit, kicked, or struck by a person with any object or part of a person's body, nor was any part of the dog's body pulled, pinched, or squeezed by a person, nor was the dog taunted or teased by any person, nor was the person in the dog's territory on the property of the dog's owner at the time of the attack.

Vaccination certificate means the certificate issued by a licensed veterinarian on a form approved by the department of state health services.

Veterinary hospital or clinic means any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis, and treatment of disease and injuries to animals.

Zoological park means any permanent collection of living animals for public display, other than a pet shop or kennel, displaying or exhibiting one or more species of animals.

Sec. 2.01.002. - Purpose and scope.

(a) It is the purpose of this chapter to:

- (1) Provide regulations by which the transmission of rabies to human beings and domestic animals can be prevented and controlled in the Town;
- (2) Decrease the number of unwanted and stray dogs and cats in the Town;
- (3) Encourage responsible animal ownership;
- (4) Protect the public health, safety, and welfare of the Town.

(b) The provisions of this chapter shall not be construed to authorize the keeping of any animal in violation of any other Town ordinance, state or federal statute or law.

Sec. 2.01.003. - Exemption of Town officials from liability.

All of the regulations provided in this chapter and the functions and duties of all officers, agents, servants, or employees of the Town in the enforcement of this chapter are declared to be governmental and for the benefit, health, and welfare of the general public. Any Town official or employee charged with the enforcement of this chapter, acting for the Town in the discharge of his or her duties, shall not thereby render himself or herself personally liable by the performance of any act required or permitted in the discharge of his or her duties.

Sec. 2.01.004. - Incorporation by reference.

Any reference made in this chapter to any other law, statute, code, ordinance, rule, or regulation is intended to incorporate such law, statute, code, ordinance, rule, or regulation as it presently exists and also any future amendments, changes, revisions, repeals, or re-codifications of such law, statute, code, ordinance, rule, or regulation, unless otherwise expressly provided.

Sec. 2.01.005. - Interference with Animal Control Officer.

It shall be unlawful for any person to interfere with an Animal Control Officer while engaged in the performance of his or her duties. A person interferes with an Animal Control Officer if he or she:

- (1) Releases or causes an animal to be released after an Animal Control Officer has impounded the animal; or
- (2) Physically constrains the movement of an Animal Control Officer or his or her vehicle or equipment by:
 - a. Placing any part of the person or person's property in the way of the Animal Control

Officer's progress in the performance of the officer's duties.

- b. Taking or moving the Animal Control Officer's equipment, causing a time delay in the Animal Control Officer's ability to use the equipment; or
- (3) Intentionally or knowingly fails or refuses to provide an Animal Control Officer with the person's full name, date of birth, and mailing address when the Animal Control Officer has identified himself or herself as an Animal Control Officer, is investigating a violation or possible violation of a provision of this chapter, and requests this information from the person. For purposes of this subsection, a person fails or refuses to provide the information required if the person provides inaccurate, incorrect, or incomplete information.

Sec. 2.01.06. - Sanitary standards.

- (a) The owner of any animal allowed by this chapter to be kept in the Town shall comply with the following standards of sanitation for that animal:
 - (1) Remove manure and droppings from pens, stables, yards, cages and other enclosures, and handle or dispose of the excretions in such manner as to keep the premises free of any public nuisance.
 - (2) Discarding waste on any public or private property shall be considered a violation of this section.
- (b) Such standards of sanitation shall be administered by Animal Control.

Sec. 2.01.07. - Inspection of animals and premises.

Animal Control shall have the authority to inspect animals and/or premises. For purposes of discharging the duties imposed by the provisions of this chapter or other applicable laws, an Animal Control Officer may enter upon private property to the full extent permitted by law.

Sec. 2.01.008. – Non-complying premises; remedies.

Where premises do not comply with the provisions of this chapter or if any health ordinance or law is not observed by any person owning or possessing an animal in the Town, Animal Control may, upon written notice to the person owning or controlling the premises, order the correction of the objectionable conditions. In addition to any criminal proceeding, failure to comply with such order shall entitle the Town to obtain relief by injunction or other legal procedure available to the Town.

Sec. 2.01.009. - Public nuisances declared unlawful.

The keeping of any animal or bird in a manner that permits, allows, constitutes, or causes a public nuisance under this chapter shall be unlawful.

Sec. 2.01.010. - Parental responsibility.

- (a) If an animal is owned or purported to be owned by an individual who is younger than 17 years of age, responsibility and liability for compliance with this chapter with respect to such an animal may be imposed on the parent, legal guardian, or other person who has the duty of control and reasonable discipline of the minor individual, as appropriate, regardless of whether the parent, legal guardian, or other person otherwise meets the definition of "owner" with respect to the animal

at issue.

- (b) It shall be an affirmative defense to imposition of responsibility and liability under subsection (a), above, that the parent, legal guardian, or other person establishes by a preponderance of the evidence that he or she made a reasonable good faith effort to ensure compliance with this chapter.

ARTICLE 2.02 RESTRAINT OF ANIMALS

Sec. 2.02.001. - Restraint of animals.

- (a) It shall be unlawful for an owner or person in control of an animal to fail to keep the animal under restraint as defined in this chapter.
- (b) It shall be unlawful for an owner to fail or refuse to control, restrain, or otherwise allow, either by conduct, omission, or condition of premises, his or her animal to become a public nuisance by being at large or running at large.
- (c) It shall be unlawful for a person to use a chain, rope, tether, leash, cable, or other device to attach a dog to a stationary object or trolley system.
- (d) It is an affirmative defense to a violation of subsection (c), above, that the dog tethering:
 - (1) Is during a lawful animal event, veterinary treatment, grooming, training, or law enforcement activity;
 - (2) Is required to protect the safety or welfare of a person or the dog, and the dog's owner maintains direct physical control of the dog; or
 - (3) Occurs on the owner's premises:
 - a. While the dog is within the owner's direct physical control; and
 - b. Preventing the dog from advancing to within 15 feet of the edge of any public street.
- (e) The affirmative defenses provided in subsection (d), above, are only available if the following elements are met:
 - (1) The chain, rope, tether, leash, cable, or other device is attached to a properly fitted collar or harness worn by the dog;
 - (2) The chain, rope, tether, leash, cable, or other device is not placed directly around the dog's neck;
 - (3) The chain, rope, tether, leash, cable, or other device does not exceed 1/20 of the dog's body weight;
 - (4) The chain, rope, tether, leash, cable, or other device, by design and placement allows the dog a reasonable and unobstructed range of motion without entanglement; and
 - (5) The dog has access to adequate shelter and clean and wholesome water.

- (f) A person commits an offense if the person fails to comply with this section. If a person fails to comply with this section with respect to more than one animal, the person's conduct with respect to each animal constitutes a separate offense.
- (g) This section does not prohibit a person from walking a dog with a hand-held leash.

Sec. 2.02.003. – Secure Animals on a leash.

It shall be unlawful for an owner or person in control of an animal to fail to keep the animal under restraint as defined in this chapter.

- (1) The animal is secured by a standard leash no longer than 10 feet or retractable leash no longer than 16 feet and of sufficient strength to control the animal while the animal is being walked;
- (2) A specially trained dog that is used by a blind or deaf individual to aid him/her within the Town;
- (3) A guard dog in the performance of duty in an enclosed building or securely fenced and locked area which is marked on all sides with signs in four-inch letters stating "guard dog" and clearly visible to the public.

**ARTICLE 2.03
DANGEROUS ANIMALS**

Sec.2.03.001. - Nuisance declared.

- (a) It is hereby declared to be a public nuisance that an owner or other person harbors, keeps, or maintains in the Town an animal that has been declared dangerous by Animal Control or the municipal court unless the owner complies with the requirements of this article.
- (b) It is hereby declared to be a public nuisance that an owner or other person who harbors, keeps, or maintains in the Town or brings to the Town an animal that has been declared dangerous outside of the Town under one or more of the following:
 - (1) Chapter 822 of the Texas Health and Safety Code, as amended;
 - (2) A local law or ordinance adopted in accordance with chapter 822 of the Texas Health and Safety Code, as amended; or
 - (3) A statute or ordinance that is substantially similar to chapter 822 of the Texas Health and Safety Code, as amended, and that was adopted by a political subdivision outside of the State of Texas.

Sec. 2.03.002. - Finding of an animal, as "dangerous."

- (a) *Complaints to Animal Control regarding dangerous animals.*
 - (1) On receipt of a written, sworn, notarized affidavit by any person charging that a particular animal is dangerous, Animal Control shall investigate the incident to determine whether such

animal is, in fact, dangerous. Any written, sworn, notarized affidavit shall contain at least the following information:

- a. The name, address, and telephone number of the complainant and any witnesses;
- b. The date, time, and location of the incident;
- c. A description of the animal including, to the extent known, the breed, color, sex, and size;
- d. The name, address, and telephone number of the animal's owner, if known, and the premises where the animal is kept;
- e. A statement, in as much detail as possible, of what the animal did that makes it a dangerous animal as that term is defined in section 2.01.001;
- f. Any other facts that the complainant believes to be relevant; and
- g. If the animal is alleged to have caused the death of or serious bodily injury to a person, the sworn complaint must be filed in the municipal court under section 2.003.002 (b).

(2) Delivery or seizure of an animal alleged to be dangerous.

- a. The owner of the animal shall deliver the animal to Animal Control for impoundment within five days of being served with notice that a sworn complaint has been filed and that the owner is required to deliver the animal to Animal Control.
 1. The owner of the animal shall be served with notice in one or more of the following ways:
 - i. Hand-delivery to the owner in person by a Town employee;
 - ii. Delivery to the owner by courier-receipted delivery;
 - iii. Delivery to the owner's agent or attorney of record, as the case may be, either in person or by courier-receipted delivery;
 - iv. Hand-delivery to any adult person at the owner's last known address who agrees to accept the notice and deliver it to the owner;
 - v. By certified or registered mail, return receipt requested, postage prepaid, to the owner's last known address;
 - vi. By posting the notice prominently on the door of the property at the owner's last known address; or
 - vii. By first-class mail through the United States Postal Service, provided that service is also attempted by one or more of the other methods in this subsection.
 2. A certificate or affidavit of any person showing service of a notice under the provisions of this section shall be prima facie evidence of the fact of service. Nothing herein shall preclude the owner from offering proof that the notice was not

received.

3. It shall be an offense for an owner to refuse or fail to deliver an animal to Animal Control after being served with notice that a sworn complaint has been filed under this section. Each day an owner fails or refuses to deliver the animal shall constitute a separate offense.
 4. If the owner fails to deliver the animal to Animal Control, the municipal court may issue a warrant authorizing seizure of the animal.
- b. If the animal has been impounded by Animal Control, the animal shall remain in the custody of Animal Control until Animal Control has completed his or her investigation and determination.
- (3) Investigation of sworn complaint by Animal Control.
- a. Animal Control shall complete an investigation and determine whether the animal is to be declared dangerous within ten days of the date of the sworn complaint or within ten days of the date the animal is delivered to or seized by Animal Control, whichever is later. Notwithstanding the foregoing, Animal Control may make a determination if the owner does not deliver the animal.
 - b. During the investigation any interested person shall be given the opportunity to present evidence in person, in writing, or by other means on the issue of whether the animal is to be declared dangerous.
 - c. If Animal Control finds that the animal is not dangerous, the animal shall be returned to the owner, provided that the animal has been properly vaccinated against rabies in conformance with this chapter and that all impoundment and medical fees have been paid.
 - d. If Animal Control declares the animal to be dangerous, the animal's owner shall:
 1. Comply with the requirements for keeping a dangerous animal as provided in section 2.03.003. The animal shall remain impounded at the owner's expense until such compliance has been attained; or
 2. Provide for the humane destruction of the dangerous animal by a person listed in Texas Health and Safety Code § 822.004, as amended.
- (4) Appeal from dangerous animal determination made by Animal Control.
- a. An owner of an animal that is declared to be dangerous by Animal Control may appeal that determination to the municipal court by filing written notice with the court clerk within ten days of the date the determination is made.
 - b. The court shall set a cash bond to secure payment of the fees for impoundment and any other reasonable costs incurred in caring for the animal during impoundment. The owner shall post the cash bond within ten days of filing the written notice of appeal. Notwithstanding the foregoing requirement, the court may waive payment of the bond for good cause shown.

- c. The findings of Animal Control shall be suspended during the pendency of the appeal.
 - d. The municipal court shall hold a hearing within ten days of receiving written notice of the owner's appeal provided the owner has posted the cash bond set by the court, unless the court has waived the bond. If the owner has not posted the cash bond within ten days, and the court has not waived the requirement of the bond, the appeal shall be dismissed, and Animal Control's determination shall be final. Notwithstanding the foregoing, if the court has not held the hearing within ten days, the court shall hold the hearing as soon as practicable.
 - e. Any interested person, including the Town Attorney, may provide evidence at the hearing.
 - f. The animal shall continue to be impounded at the owner's expense during the pendency of the appeal and, if the court finds the animal to be dangerous, until the requirements for the keeping of a dangerous animal are satisfied or provision has been made by the owner for the humane destruction of the animal.
 - g. An owner may appeal the decision of the municipal court to a court of competent jurisdiction in the same manner as state law provides for other appeals of similar cases from the municipal court.
- (b) Complaints filed in municipal court regarding dangerous animals or animals that caused the death of or serious bodily injury to a person by attacking, biting, or mauling the person.
- (1) A person may file a written, sworn, notarized affidavit in the municipal court charging that a particular animal is dangerous or that the animal caused the death of or serious bodily injury to a person by attacking, biting, or mauling the person. The written, sworn, notarized affidavit shall contain at least the following information:
 - a. The name, address, and telephone number of the complainant and any witnesses;
 - b. The date, time, and location of the incident;
 - c. A description of the animal including, to the extent known, the breed, color, sex, and size;
 - d. The name, address, and telephone number of the animal's owner, if known, and the premises where the animal is kept;
 - e. A statement, in as much detail as possible, of what the animal did that makes it a dangerous animal as that term is defined in section 2.01.001, or what the animal did to cause the death of or serious bodily injury to a person; and
 - f. Any other facts that the complainant believes to be relevant.
 - (2) Delivery or seizure of an animal alleged to be dangerous or to have caused the death of or serious bodily injury to a person.
 - a. The owner of the animal shall deliver the animal to Animal Control for impoundment within five days of being served with notice that a sworn complaint has been filed and that the owner is required to deliver the animal to Animal Control.

1. The owner of the animal shall be served with notice in one or more of the following ways:
 - i. Hand-delivery to the owner in person by a Town employee;
 - ii. Delivery to the owner by courier-receipted delivery;
 - iii. Delivery to the owner's agent or attorney of record, as the case may be, either in person or by courier- receipted delivery;
 - iv. Hand-delivery to any adult person at the owner's last known address who agrees to accept the notice and deliver it to the owner;
 - v. By certified or registered mail, return receipt requested, postage prepaid, to the owner's last known address;
 - vi. By posting the notice prominently on the door of the property at the owner's last known address; or
 - vii. By first-class mail through the United States Postal Service, provided that service is also attempted by one or more of the other methods in this subsection.
 2. A certificate or affidavit of any person showing service of a notice under the provisions of this section shall be prima facie evidence of the fact of service. Nothing herein shall preclude the owner from offering proof that the notice was not received.
 3. It shall be an offense for an owner to refuse or fail to deliver an animal to Animal Control after being served with notice that a sworn complaint has been filed under this section. Each day an owner fails or refuses to deliver the animal shall constitute a separate offense.
 4. If the owner fails to deliver the animal to Animal Control, the municipal court may issue a warrant authorizing seizure of the animal.
- b. If the animal has been impounded by Animal Control, the animal shall remain in the custody of Animal Control until Animal Control has completed his or her investigation and determination.
 - c. Notwithstanding the foregoing, on a showing of probable cause to believe the animal caused the death of or serious bodily injury to a person by attacking, biting, or mauling the person, the court shall issue a warrant authorizing seizure of the animal without prior notice to the owner of the filing of the sworn complaint.
- (3) Hearing in the municipal court.
- a. The municipal court shall hold a hearing and make a determination within ten days of the date the warrant is issued or within ten days of the date the animal is delivered or seized, whichever is earlier. Notwithstanding the foregoing, if the court has not held the hearing within ten days, the court shall hold the hearing as soon as practicable.

- b. The court shall serve notice of the date and time of the hearing on the owner and the complainant in the manner specified in section 2.03.002(a)(2)(a)(1).
- c. Any interested person, including the Town Attorney, may provide evidence at the hearing.
- d. If the court finds that the animal is not dangerous or that the animal did not cause the death of or serious bodily injury to a person, the animal shall be returned to the owner, provided that the animal has been properly vaccinated against rabies in conformance with this chapter and that all impoundment and medical fees have been paid.
- e. If the court declares the animal to be dangerous, the animal's owner shall:
 - 1. Comply with the requirements for keeping a dangerous animal as provided in section 2.03.003. The animal shall remain impounded at the owner's expense until such requirements have been satisfied; or
 - 2. Provide for the humane destruction of the dangerous animal by a person listed in Texas Health and Safety Code § 822.004, as amended.
- f. If the court finds that the animal caused the death of or serious bodily injury to a person, the court:
 - 1. Shall order the animal destroyed at the owner's expense if the court finds the animal caused the death of a person;
 - 2. May order the animal destroyed at the owner's expense if the court finds the animal caused serious bodily injury to a person; or
 - 3. May declare the animal to be a dangerous animal and order the animal released to the owner if the owner complies with section 2.03.003, and pays all impound fees and any reasonable cost incurred in caring for the animal during impoundment. The animal shall remain impounded at the owner's expense until such requirements have been satisfied.
- g. An owner may appeal the decision of the municipal court to a court of competent jurisdiction in the same manner as state law provides for other appeals of similar cases from the municipal court.

Sec. 2.03.003. - Requirements for owner of dangerous animal.

- (a) Not later than the thirtieth day after a person learns that the person is the owner of a dangerous animal, the person shall:
 - (1) Register the dangerous animal with Animal Control, pursuant to section 2.03.005.
 - (2) Restrain the dangerous animal at all times on a leash in the immediate physical control of a person or in a secure enclosure as that term is defined in section 2.01.001, and post signs on all four sides of the enclosure in one inch letters warning of the presence of the dangerous animal;

- (3) Further secure the dangerous animal with a muzzle in a manner that will not cause injury to the animal nor interfere with its vision or respiration, but shall prevent it from biting any person or animal when the dangerous animal is taken off the property of the owner for any reason;
 - (4) Obtain liability insurance coverage or show financial responsibility in an amount of at least \$100,000.00 to cover damages resulting from an attack by the dangerous animal causing bodily injury to a person or animal and provide proof of the required liability insurance coverage or financial responsibility to Animal Control;
 - (5) Provide the dangerous animal with a fluorescent yellow collar visible at 50 feet in normal day light to be worn at all times.
 - (6) Spay or neuter the dangerous animal;
 - (7) Have the dangerous animal microchipped for its lifetime with a national registry, and present proof of same to Animal Control. The owner of the dangerous animal shall microchip the animal by implanting a microchip identification device on the animal within seven calendar days after being notified by Animal Control or by the municipal court that such animal is dangerous. The cost of the service shall be at the owner's expense; and
 - (8) Comply with any other restriction or requirement of Animal Control or of the municipal court.
- (b) Notwithstanding the foregoing, if Animal Control or the municipal court finds that the animal made an unprovoked attack on another animal that caused bodily injury to the other animal and occurred in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own, then Animal Control or the municipal court may impose one or more of the requirements above.

Sec. 2.03.004. - Failure to comply with requirements.

- (a) The owner of a dangerous animal who does not comply with section 2.03.003 or an order issued pursuant to section 2.03.003 shall deliver the animal to Animal Control no later than the thirtieth day after the owner learns the animal is a dangerous animal.
- (b) After the thirtieth day after a person learns that the person is the owner of a dangerous animal, the Animal Control Officer or the owner of the dangerous animal may apply to the municipal court for a hearing to determine whether the owner has complied with section 2.03.003 or an order issued pursuant to section 2.03.003, or whether the owner has paid all impound fees and other reasonable costs of caring for the animal during impoundment.
 - (1) If the animal is impounded, the hearing shall be held within ten days of the date when the application for the hearing is made.
 - (2) If the animal is not impounded, the court shall issue a warrant for the seizure of the animal and shall hold the hearing within ten days of the date the animal is delivered to or seized by Animal Control.
 - (3) The court shall serve notice of the date and time of the hearing on the owner in the manner specified in section 2.03.002.
 - (4) The court shall order the animal humanely destroyed if the court finds the owner has not

complied with section 2.03.003 or an order issued under section 2.03.003, or that the owner has not paid all impound fees and other reasonable costs of caring for the animal during impoundment:

- a. Before the eleventh day from the date the animal was delivered to or seized by Animal Control, if the animal was not impounded at the time the application for the hearing was made, or
 - b. Before the eleventh day from the date the application for the hearing was made, if the animal was impounded at the time the application was made.
- (5) The court shall order the animal released to the owner if the court determines the owner has complied with section 2.03.003 or an order issued under section 2.03.002, and that the owner has paid all impound fees and other reasonable costs of caring for the animal during impoundment.
- (6) The court may order the humane destruction of the animal if the owner of the animal has not been located before the fifteenth day after the seizure and impoundment of the animal.
- (c) For purposes of this section, a person learns that the person is the owner of a dangerous animal when:
- (1) The owner knows of an attack described in section 2.03.001, definition of dangerous animal
 - (2) The owner is served with notice by Animal Control that the animal is a dangerous animal under section 2.03.002(a);
 - (3) The owner is served notice that the municipal court has found that the animal is a dangerous animal under section 2.03.002(b); or
 - (4) Notice may be served in the manner specified by section 2.03.002.

Sec. 2.03.005. - Registration of a dangerous animal.

- (a) All dangerous animals shall be required to wear a florescent yellow collar:
- (1) Liability insurance or financial responsibility as required in section 2.03.003(4).
 - (2) Current rabies vaccination of the dangerous animal if such vaccination is available for the species;
 - (3) The secure enclosure in which the animal will be kept; and
 - (4) Payment of an annual registration fee of \$500.00 to Animal Control.
- (b) The owner of a dangerous animal shall notify Animal Control within 24 hours if the dangerous animal is at large, unconfined, has attacked a human being or another animal, has died, or has been sold or given away. If the animal has been sold or given away, the former owner shall provide the Animal Control with the name, address, and telephone number of the new owner. If the new owner's address is in the Town or if the animal is kept in the Town, Animal Control shall notify the new owner by certified mail, return receipt requested, or in person, that the animal has been determined to be a dangerous animal and provide the new owner a copy of the requirements

contained in this article. The new owner must be given notice to comply with the requirements for owners of dangerous animals, if the animal is physically located for any time within the Town. It shall be unlawful for a new owner to fail to comply with any requirement of sections 2.03.003 and 2.03.003. The same reporting requirements are imposed on any and all subsequent owners of the dangerous animal.

- (c) If the owner removes the dangerous animal from the Town limits:
 - (1) The owner shall provide Animal Control with the physical address and telephone number where the animal will be kept, and the name of any person who will be caring for the animal if the owner will not be caring for the animal;
 - (2) Animal Control shall notify the Animal Control Authority in the area where the animal will be kept of the classification of the animal as dangerous.

Sec. 2.03.006. - Attack by dangerous animal.

- (a) A person commits an offense if the person is the owner of a dangerous animal and the animal makes an unprovoked attack on a person or another animal outside the animal's enclosure and causes bodily injury to the person or other animal.
- (b) An offense under this section is a class C misdemeanor, unless the attack causes the death of or serious bodily injury to a person, in which event the offense is a class A misdemeanor.
- (c) If a person is found guilty of an offense under this section, the court may order the dangerous animal destroyed by Animal Control or a licensed veterinarian.
- (d) In addition to criminal prosecution, a person who commits an offense under this section is liable for a civil penalty not to exceed \$10,000.00. The Town Attorney may file suit in a court of competent jurisdiction to collect the penalty. Penalties collected under this subsection shall be retained by the Town.

Sec. 2.03.007 - Violations.

- (a) A person who owns or keeps custody or control of a dangerous animal commits an offense if the person fails to comply with any section of this division or an order issued pursuant to section 2.03.002.

Sec. 2.03.008. - Defenses.

It is a defense to prosecution under this division that the person is a veterinarian, a peace officer, a person employed by a recognized animal shelter or a person employed by the state or a political subdivision of the state to deal with stray animals, and that the person has temporary ownership, custody or control of the animal; provided, however, that for any person to claim a defense under this section, that person must be acting within the course and scope of his or her official duties with regard to the dangerous animal.

ARTICLE 2.04
DOG, CAT, AND FERRET REGISTRATION

Sec. 2.04.001. - Rabies vaccination tag serves as Town registration.

- (a) A current rabies vaccination tag is required and shall serve as a dog's, cat's, and ferret's Town registration. All dogs, cats, and ferrets shall be registered with the Town.
- (b) The rabies certificate must be supplied, upon request, to an Animal Control Officer, a peace officer, or the local rabies control authority.
- (c) A current rabies vaccination tag must be affixed to a collar or harness that must be worn by the dog, cat, or ferret at all times.
- (d) Vaccination certificates and tags shall be valid only for the animal for which the certificate or tag was originally issued.
- (e) A person commits an offense if the person violates a provision of this section or permits an animal owned by the person or under the person's control to be in violation of a provision of this section.

ARTICLE 2.05
RABIES CONTROL

Sec. 2.05.001. - Rabies vaccination.

- (a) *Vaccinations required.*
 - (1) A person who owns, keeps, harbors or has custody of a dog, cat, or ferret over four months of age must have said animal immunized against rabies by injection of anti-rabies vaccine by a veterinarian validly licensed in Texas or in another jurisdiction.
 - (2) The same animal must receive a booster within the 12-month interval following the animal's initial vaccination, or such interval as provided by state law; and the same animal must be revaccinated against rabies at a minimum of at least once every three years with a rabies vaccine licensed by the department of agriculture, or at such interval as provided by state law.
 - (3) A person commits an offense if the person owns, keeps, harbors, or has custody of a dog, cat, or ferret that has not been immunized against rabies as required by this section.
- (b) Every owner of a dog, cat, or ferret immunized against rabies shall procure a rabies vaccination certificate from the veterinarian administering the vaccine.
- (c) The provisions restricting the use and sale of rabies vaccine for animals as set forth in the state statute enacting the "Rabies Control Act of 1981" are hereby adopted by reference, as contained in Chapter 826 of the Texas Health and Safety Code, as amended, a copy of which is on file in the office of the Town Secretary, and as amended from time to time.
- (d) It shall be unlawful for a person to administer, sell, or distribute rabies vaccine for animals in a manner not authorized by section subsection (c), above.

Sec. 2.05.002. - Domestic animals that exhibit rabies symptoms or reasonably indicate rabies symptoms.

- (a) A dog, cat, or ferret that has rabies or symptoms that could reasonably indicate rabies, or that bites, scratches, or otherwise creates a condition that may expose or transmit rabies to any human being or animal, shall be immediately impounded as provided in section 2.06 of this chapter and shall be held in quarantine in the Town a minimum period of ten days from the date of the bite, scratch, or when the condition that may have exposed or transmitted the rabies virus to a human being occurred, or longer as the local rabies control authority may deem necessary. Such quarantine will be subject to the following conditions:
- (1) An unvaccinated dog, cat, or ferret shall not be vaccinated against rabies during the ten-day observation period.
 - (2) The animal must be observed twice daily for rabies symptoms during the observation period.
 - (3) If an Animal Control Officer is able to notify the owner of the subject animal, within 24 hours of notification and with the approval of the local rabies control authority, the owner may exercise the option to quarantine the subject animal in:
 - a. A Department of State Health Services approved facility including a licensed veterinarian's clinic in the Town that has the facilities for isolation cages;
 - b. The animal care and control center;
 - c. Other approved sites within the Town designated and approved by the local rabies control authority; or
 - d. In a home quarantine as provided in subsection (b), below.
- (b) Home quarantine.
- (1) The owner or custodian of the dog, cat, or ferret may request permission from the local rabies control authority to place the animal in home quarantine if the following criteria can be met:
 - a. Secure facilities must be available at the home of the animal's owner or custodian, and must be approved by the local rabies control authority;
 - b. The animal is currently vaccinated against rabies;
 - c. There are no other animals residing at the residence;
 - d. The animal bit a person who lives at the same residence as the animal; and
 - e. The animal has not been quarantined for a previous bite incident.
 - (2) Animals not eligible for home quarantine must be quarantined within the Town as otherwise provided in this section.

ARTICLE 2.06
ANIMAL CONTROL IMPOUNDMENT

Sec. 2.06.001. - Impoundment; notice; disposition.

- (a) Animals may be impounded by Animal Control, or his or her designee, under any of the following circumstances when:
- (1) An animal is at large or running at large;
 - (2) An animal is reasonably suspected of having inflicted bodily injury on any person or animal, or poses a threat to public safety or constitutes a public nuisance;
 - (3) A dog, cat, or ferret does not have a valid, current rabies vaccination tag;
 - (4) The animal is prohibited under this chapter;
 - (5) An animal is not cared for in violation of sections 2.07.001;
 - (6) An animal that has rabies or symptoms that could reasonably indicate rabies, or that bites, scratches, or otherwise creates a condition that may expose or transmit rabies to any human being or animal;
 - (7) An animal is not kept in conformity with this chapter or state law; or
 - (8) An animal is held in protective custody, as that term is defined in section 2.01.00.1.
- (b) If, by vaccination tag or other means, the owner of an impounded animal can be identified, Animal Control shall, as soon as practicable after impoundment, notify the owner, if reasonably possible, that if the impounded animal is not redeemed within five days after impoundment, disposition of the impounded animal shall occur in accordance with this chapter, and that the owner has a right to a hearing on the validity of the impoundment and applicable fees, and the disposition of the impounded animal in accordance with this chapter.
- (c) On request of the owner of an impounded animal prior to the disposition of the animal as provided in this chapter, Animal Control shall conduct a hearing on the validity of the impoundment and the applicable fees, and the disposition of the impounded animal.
- (1) The hearing must be held as soon as practicable;
 - (2) Any interested person may provide evidence in person, in writing, or by other means;
 - (3) Animal Control shall make a decision at the conclusion of the hearing and promptly inform the owner of his or her decision; and
 - (4) The owner may appeal Animal Control's decision within five days to the municipal court.

Sec. 2.06.002. - Impoundment time; fees; redemption of animal.

- (a) Impounded animals, including those released from quarantine, shall be kept for five days from the date of impoundment. In calculating the length of this time, the first day after impoundment shall be day one. If the owner of such impounded animal does not redeem the impounded animal within five days after impoundment, disposition will be in accordance with this chapter. The animal may

be disposed of prior to the expiration of such time if in the professional opinion of Animal Control disposition is necessary to avoid the unnecessary suffering of a sick or injured animal.

- (b) Impounded and quarantined animals, except for prohibited animals, shall be available for immediate redemption upon meeting the requirements as set forth by the animal care and control center.
- (c) When an owner cannot provide proof to Animal Control at the time of release from impoundment that the impounded animal is currently vaccinated against rabies, then the owner must meet the requirements of the animal care and control center, prepay for a vaccination, obtain the vaccination within 48 hours of release, and provide proof of same to Animal Control. Failure to comply with the provisions of this section is a violation of this chapter.
- (d) A schedule of the current applicable fees for reclaiming impounded or quarantined animals is available for review at the animal care and control center.
- (e) It is not a defense to prosecution of any citations that applicable impoundment, bite, boarding, vaccination, microchip or registration fees have been paid.
- (f) If an animal is not redeemed within five days from the date of impoundment as provided in this section, the animal shall become the property of the animal care and control center and shall be disposed of by offering it for adoption to the public, offering it to a local humane group for adoption or by humanely destroying the animal.

ARTICLE 2.07 CARE AND HUMANE TREATMENT OF ANIMALS

Sec. 2.07.001. - Unlawful acts enumerated.

- (a) It shall be unlawful for a person to treat an animal in an inhumane or cruel manner as defined by Texas Penal Code § 42.09, as amended, Texas Penal Code § 42.091, as amended, Texas Penal Code § 42.092, as amended, or Texas Health and Safety Code ch. 821, as amended.
- (b) It shall be unlawful for a person to knowingly own, harbor, train, sell, or offer for sale any animal that is to be used for the purpose of fighting; or to be trained, tormented, badgered or baited for the purpose of causing or encouraging said animal to attack human beings or animals when not provoked, except that this section shall not apply to guard dogs.
- (c) It shall be unlawful for a person to mutilate any animal, whether such animal is dead or alive. This subsection does not apply to medical or veterinary medical research, medical or veterinary medical autopsies, or biology class use of animals for educational purposes.
- (d) It shall be unlawful for a person to cause an animal to fight another animal or person.
- (e) It shall be unlawful for a person operating a motor vehicle that strikes a domestic animal or livestock within the Town to fail to report the accident to Animal Control as soon as practicable.
- (f) It shall be unlawful for a person to tether a dog in a manner that prevents the animal from access to adequate shelter, food, and water, or in such a manner that the animal could become entangled or injured.

- (g) It shall be unlawful for a person to confine an animal in such a manner that prevents the animal from being able to stand to its full height, to stretch out, to turn around and lie down, or to make normal postural adjustments comfortably for an unreasonable amount of time.
- (h) It shall be unlawful for a person to confine an animal in such a way that the animal is forced to stand or lay in its own feces, urine, standing water, or other unsanitary conditions.
- (i) It shall be unlawful for a person to crop a dog's ears, dock a tail, remove dew claws, or perform other surgical procedures on a dog or a cat except as provided by the veterinary licensing act.
- (j) It shall be unlawful for a person to sell, barter, give away as toys, or deliver live chickens, ducklings, goslings, or rabbits less than eight weeks of age to any person. Sale of such animals for agricultural purposes is exempt from this provision.
- (k) It shall be unlawful for a person to sell, offer for sale, barter or display any living chickens, rabbits, ducks or any other fowl or animal that has been dyed, colored or otherwise treated so as to impart to them an artificial color.
- (l) It shall be unlawful for a person to give away any live animal as a prize or inducement for the purpose of attracting trade or business.
- (m) It shall be unlawful for a person to use steel jaw or leg-hold traps except in the case of mouse or rat control.
- (n) It shall be unlawful for any person to beat, starve, overwork, or to otherwise abuse any animal.
- (o) It shall be unlawful for an owner or other person having care and control of any animal to abandon said animal.

Sec. 2.07.002. - Keeping of certain animals prohibited

It shall be unlawful for a person to sell, offer for sale, barter, trade, keep, own, maintain, use or have in the person's possession or on premises under the person's control any of the following:

- (1) Any dangerous animal except as provided in sections 2.03.003 or 2.06.002 pursuant to a final determination that the animal is dangerous; or
- (2) Any prohibited animal, unless that person is a person exempted by Section 822.102, Subchapter E, Dangerous Wild Animals, of the Texas Health and Safety Code, as amended. Any prohibited animal is exempt from this section if:
 - a. The animal(s) belongs to a bona fide zoological park, circus, educational institution, museum, licensed laboratory, publicly owned nature center, or animals kept by bona fide members of an educational or scientific association or society approved by Animal Control, or persons holding permits from an agency of the state or the United States for the care and keeping of animals for rehabilitative purposes. If a person holds a permit from the state department of parks and wildlife to operate a wild care center in the Town, the permit holder must also comply with the Town's comprehensive zoning ordinance, as amended, and must keep any and all animals or reptiles in cages of sufficient size, construction, and strength to restrain the animal or reptile at all times; or

- b. The animal is an assistance or service animal as defined in this chapter that has been registered with the Town and Animal Control has been provided with:
 - 1. Records of vaccination appropriate for the species of animal;
 - 2. Documentation from a veterinarian that the animal is healthy;
 - 3. Proof of proper restraint for the animal; and
 - 4. Proof that the animal has been or is being trained to perform tasks of an assistance or service animal.

Sec. 2.07.003. - Guard dogs.

- (a) All guard dogs shall be registered with Animal Control prior to being used as guard dogs.
- (b) A guard dog that commits an unprovoked bite upon a human being or animal shall be quarantined as required in section 2.05.002. If a person committing a crime is bitten by a guard dog that is protecting life or property, the animal may be observed at a kennel, or the animal care and control center as directed by Animal Control or his or her authorized representative.
- (c) That portion of the "Private Investigators and Private Security Agencies Act," Texas Occupations Code, ch. 1702, as amended, which refers to guard dog companies and restrictions on the use of guard dogs, is hereby adopted by reference.

Sec. 2.07.004. - Keeping of livestock.

- (a) *Generally.*
 - (1) It shall be unlawful for any person to keep or permit the keeping of livestock on premises owned by the person or under his or her control, except in compliance with the following regulations:
 - a. It shall be unlawful for any person to keep livestock on any premises, if the overall area is less than 1/3 acre for each livestock kept, or to keep more than can be cared for under sanitary conditions and not create a public nuisance.
 - b. Male equines, including, but not limited to, horses, capable of breeding, will be confined in such a manner that said animal will not be dangerous to human beings, and all breeding shall be under the control of the owner or handler.
 - c. It shall be unlawful and a violation of this ordinance for any person other than a veterinarian, to keep any live swine within the Town.
- (b) *Adequate fences and barriers.* It shall be unlawful for any person to keep on his premises any livestock without providing adequate fences or barriers that will prevent such livestock from escaping and/or damaging neighboring flowers, trees, shrubbery and/or other property located on adjacent property. It shall be a rebuttable presumption that such fences or barriers are inadequate for the designated purpose, if livestock escapes from the premises. This presumption is rebuttable and shall have the effects and consequences set forth in Texas Penal Code § 2.05, as amended. A fence or barrier may include, but is not limited to, electronic barriers, whether underground, electrified wiring, or the erection of any structure of wood or wire, wood and wire, masonry or any

other material, whether it encloses land on all sides or only on one or more sides, which is intended to prevent the passage of livestock. Such a fence or barrier is the means by which the land is enclosed so as to prevent the ingress and egress of livestock, and to make a complete enclosure that is sufficient, in usual circumstances, to turn livestock of ordinary habits and disposition.

- (c) *Barns, stables and other animal facilities.* All barns, stables, and other animal facilities constructed after the effective date of the ordinance from which this chapter is derived shall meet the requirements of the Town building codes and zoning ordinances, as applicable thereto.

Sec. 2.07.005. - Impounding of livestock.

- (a) *Authority.* Any livestock found at large or running at large within the corporate limits of the Town may be impounded by Animal Control, the county sheriff's department, or their designee.
- (b) *Disposal.*
 - (1) In the event that ownership of the impounded livestock cannot be determined, and after being held for a period of three days, the livestock may be impounded by the county sheriff's department. At such time, the livestock shall become the responsibility of the county sheriff's department. Should the owner be located within the three-day period, the owner shall pay all required fees adopted by the Town. The Town, by this provision, intends to comply with any applicable provisions of state law relative to the impoundment of strays.
 - (2) If impounded livestock are sold at public auction by the county sheriff's department, the county holding facility will apply such amount of the proceeds as necessary to satisfy the fees and costs incurred because of animal impoundment and auction, any fees and costs incurred by the Town for impounding the livestock, restitution for any damage sustained by a property owner for said livestock having been at large, upon submission of a notarized affidavit and satisfactory proof of such damage. Upon payment of all fees, costs, and restitution, any remaining monies shall be returned to the owner of the livestock, upon submission of a sworn, notarized affidavit that the applicant was in fact the owner of the livestock immediately prior to the sale.

Sec. 2.07.006. - Keeping of fowl, rabbits and guinea pigs restricted.

- (a) *Enclosure requirements.* Fowl, rabbits, and guinea pigs must be kept indoors, or if outdoors, in a secure pen or enclosed yard. Litter and droppings from these animals must be collected and disposed of in accordance with this chapter; provided, however, that the provisions of this section shall not apply to ducks or other waterfowl inhabiting natural or manmade watercourses or bodies of water.
- (b) *Number of rabbits and guinea pigs.* It shall be unlawful for any person to knowingly be in possession of more than 12 rabbits or guinea pigs, or combination thereof; and any other rodent, on any premises in the Town.
- (c) *Regulation of fowl.* Roosters are banned within the corporate limits of the Town except for properties with an Agricultural property tax exemption, and are declared to be nuisances under Texas Local Government Code Ch. 217, as amended, when located in residential districts.

- (d) *Number of fowl.* Except for exotic birds raised, kept, or harbored for commercial purposes, it shall be unlawful for any person, firm, or corporation to maintain, own, or control any premises within the Town limits where more than an aggregate of 12 fowl are kept or harbored in one enclosure except for properties with an Agricultural property tax exemption. "One enclosure" as that term is used herein shall be held to mean any and all connected buildings, whether under one roof or otherwise, and buildings and sheds that may have entrances to the same or adjoining lot or lots with a gateway or other opening between them.
- (e) *Ducks, turkeys, geese, and peacocks prohibited.* It shall be unlawful to own or keep ducks, turkeys, geese, or peacocks within the corporate Town limits except on properties with an Agricultural property tax exemption, lakes or other natural or manmade watercourses or bodies of water, and public park lands.

Sec. 2.07.007. - Keeping of bees.

It is unlawful for any person to keep, or allow to be kept, bees in such a manner as to deny the reasonable use and enjoyment of adjacent property or endanger the personal health, safety, and welfare of the inhabitants of the Town. Honeybees may be kept if the following conditions are met:

- (1) All hives shall be located a minimum of 150 feet from any inhabited dwelling other than that of the person keeping such bees;
- (2) No more than three hives shall be allowed on lots or tracts of land less than one acre in area;
- (3) There is an adequate source of water within 20 feet of all hives; and
- (4) Any hive contaminated with or known to have Africanized honeybees (killer bees) shall be destroyed by a qualified beekeeper at the owner's expense.

Sec. 2.07.008. - Disposal of dead animals.

- (a) It shall be the owner's responsibility to remove and properly dispose of a deceased animal within 24 hours of the death of the animal. If requested by the owner, an Animal Control Officer will pick up a deceased animal if the animal has been placed in a sealed, clear plastic bag and left at curb side.
- (b) The Animal Control Officer shall have the authority to take custody of and dispose of all deceased animals found on any roadway, street, highway, and/or public or private property where the owner cannot otherwise be identified.
- (c) It shall be the specific responsibility of the owner of any livestock to have the livestock removed and properly disposed of within 24 hours of the death of said livestock, consistent with state law.

Sec. 2.07.009. - Proper care of animals.

Every owner or other person having care and control of any animal shall provide the following for each animal under his or her care and control:

- (1) Sufficient nutritious and wholesome food, served to the animal in clean containers, to maintain the animal in good health;

- (2) Clean and wholesome water, served to the animal in a clean container, such water to be available to the animal at all times;
- (3) Adequate shelter, which shall allow the animal to remain dry and protected from the elements at all times and which shall provide either natural or artificial shade for the animal to avoid direct sunlight. If the shelter is provided by enclosure, the enclosure shall allow for adequate ventilation; and
- (4) Veterinary care as needed to prevent suffering.

**ARTICLE 2.08
ANIMAL ESTABLISHMENTS**

Sec. 2.08.001. - Compliance.

- (a) It shall be unlawful for an animal establishment to sell, trade or give away any dog or cat, over three months of age, unless the dog or cat has been vaccinated as required by this chapter.
- (b) Animal Control shall be permitted to inspect any animal establishment and all animals and the premises where such animals are kept at any reasonable time during normal business hours to ensure compliance with all provisions of this chapter.

Sec. 2.08.002. - Minimum standards for animal establishments.

In addition to the other requirements of this article, animal establishments shall comply with the following minimum standards:

- (1) Remove manure and droppings from pens, yards, cages, and other enclosures daily and handle or dispose of the excretions in such manner as to keep the premises free of any public nuisance.
- (2) Place food in sanitary containers on sanitary surfaces.
- (3) Remove all refuse on the premises and dispose of same by a means approved by Animal Control.
- (4) Such standards of sanitation shall be administered by Animal Control.
- (5) It shall be unlawful for any animal establishment to fail or refuse to comply with any minimum standard set forth in this section.

Sec. 2.08.003. - Prohibited sales.

- (a) It shall be unlawful for any person to sell, exchange, trade, barter, lease, rent, or give away any live animal on any roadside, public right-of-way, parkway, median, park, playground, swimming pool, other recreation area, or commercial or retail parking lot that is generally accessible by the public, regardless of whether such access is authorized.
- (b) A person commits an offense if the person fails to comply with this section.
- (c) It is an affirmative defense to prosecution under subsection (a) that the person is a: veterinary clinic; animal hospital; animal shelter; animal welfare, rescue, and/or adoption agency that is a

registered non-profit entity in compliance with section 501(c)(3) of the Internal Revenue Code; bona fide zoological park; circus; educational institution; museum; licensed laboratory; publicly owned nature center; bona fide member of an educational or scientific association or society approved by the director of health; persons holding permits from an agency of the state or the United States for the care and keeping of animals for rehabilitative purposes; animal establishment in compliance with the terms of this chapter; or individual caring for animals in his private residence in compliance with the terms of this chapter.

- (d) Officers in the Town's Animal Control, code compliance and police departments are authorized to investigate alleged violations of this section and to issue citations for such violations."

SECTION 3

Any person, firm, corporation or business entity violating this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined a sum not exceeding TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00). Each continuing day's violation under this Ordinance shall constitute a separate offense. The penal provisions imposed under the Ordinance shall not preclude Prosper from filing suit to enjoin the violation. Prosper retains all legal rights and remedies available to it pursuant to local, state, and federal law.

SECTION 4

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 5

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Prosper hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 6

This Ordinance shall become effective from and after its adoption and publication as required by law.

DULY PASSED, APPROVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS 28th DAY OF JANUARY, 2014.

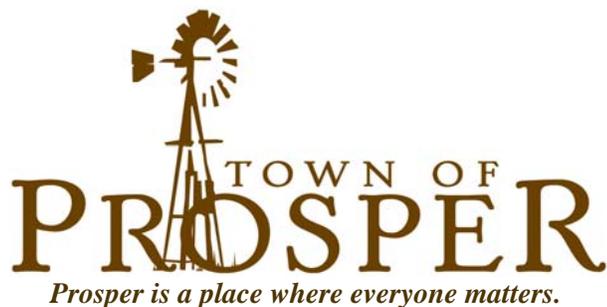
Ray Smith, Mayor

ATTEST:

Robyn Battle, Town Secretary

APPROVED AS TO FORM AND LEGALITY:

Terrence S. Welch, Town Attorney



POLICE

To: Mayor and Town Council

From: Gary R. McHone, Assistant Chief of Police

Through: Harlan Jefferson, Town Manager

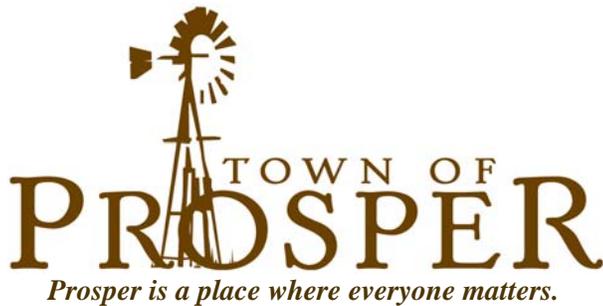
Re: Town Council Meeting – January 28, 2014

Agenda Item:

Informational presentation regarding the threat assessment process, which will be conducted at each Prosper ISD campus and ISD facility located within the Town. In collaboration with the ISD we will conduct the assessments on the following schedule: The three elementary schools during February, the two middle schools during March, the high school during April, and conclude in May with the ISD administration and support services facilities.

Description of Agenda Item:

This is a presentation that will provide an overview of the process and examples of the areas that will be looked at during the assessments of each Prosper ISD campus and facility within the Town limits. This will be a combined effort between the Town of Prosper PD and Prosper ISD personnel. This is also the first joint effort between the Town and ISD as it relates to threat assessments. Moving forward we will work with the ISD to conduct these assessments on a regular basis.



ENGINEERING

To: Mayor and Town Council

From: Hulon T. Webb, Jr., P.E., Executive Director of Development and Community Services

Through: Harlan Jefferson, Town Manager

Re: Town Council Meeting – January 28, 2014

Agenda Item:

Discussion on Collin County Discretionary Funding Call for Projects.

Description of Agenda Item:

Collin County has identified \$15 million of Discretionary Funding from the 2007 Transportation Bond Program that it wishes to disburse to municipalities within Collin County for transportation improvements. The County has asked each municipality to submit a list of transportation projects by Friday, January 31, 2014, for consideration. The basic requirements from Collin County for the use of 2007 Transportation Bond Funds are that the roadway must be shown on the Collin County Thoroughfare Plan and that the municipality must provide a 1:1 match for any funding amount received from the County.

This amount is a small fraction of the funding needed for transportation improvements needed to serve the 800,000 residents of Collin County and it is anticipated to be highly sought after by each municipality within the County. Because of the limited amount of funding available, the County has indicated that they will be looking for projects with regional significance and a relatively small funding gap to cover. Town staff considered several projects across Prosper, and ultimately settled on two related projects that serve not just the residents of Prosper, but also residents of Celina, Frisco, and McKinney who live within the boundaries of Prosper ISD:

Coleman Street (Prosper Trail to PHS, PHS to Preston Road): The scope of this project currently includes the reconstruction of 2,700 feet of Coleman Street from Prosper Trail to Prosper High School from a two-lane asphalt roadway to a two-lane concrete curb and gutter roadway, including drainage improvements and traffic signal improvements. The scope of this project will be expanded to include the construction of 2,700 feet of new concrete curb and gutter roadway from Prosper High School to Preston Road, including drainage improvements. This project will improve access to Prosper High School from the south and will create a new access point to Prosper High School from the east. Estimated cost \$2,800,000.

Coleman Street (at Prosper High School): The scope of this project will include the widening of 2,800 feet of Coleman Street across the south edge of Prosper High School, resulting in a four-lane divided roadway with left turn lanes. This roadway will improve traffic flow in the immediate vicinity of Prosper High School by providing additional lanes to accommodate both inbound and outbound traffic from the High School from multiple

directions, especially considering the Preston Road connection proposed with the preceding project. Estimated cost \$800,000.

The 1:1 local match for these projects is largely available through the existing Coleman Street project in the approved Capital Improvement Program. The scope of this existing project would not be reduced or otherwise negatively impacted, but would instead be expanded to include the segments noted above based on the amount of funding received from Collin County. This funding includes \$500,000 in drainage improvements funded in the current year of the Capital Improvement Program and \$1.2 million in roadway and traffic signal improvements funded in the next year (2014-2015) of the Capital Improvement Program. Assuming both projects are selected by Collin County for a full match, the Town would need to allocate \$100,000 in local dollars above the amount currently budgeted.

Collin County does not require a formal Resolution of the Town Council for a project to be considered for Transportation Bond Funding. An Interlocal Agreement authorizing fiscal cooperation between Collin County and the Town of Prosper would be considered at a later date if a project is ultimately selected to receive Collin County Transportation Bond Funding.

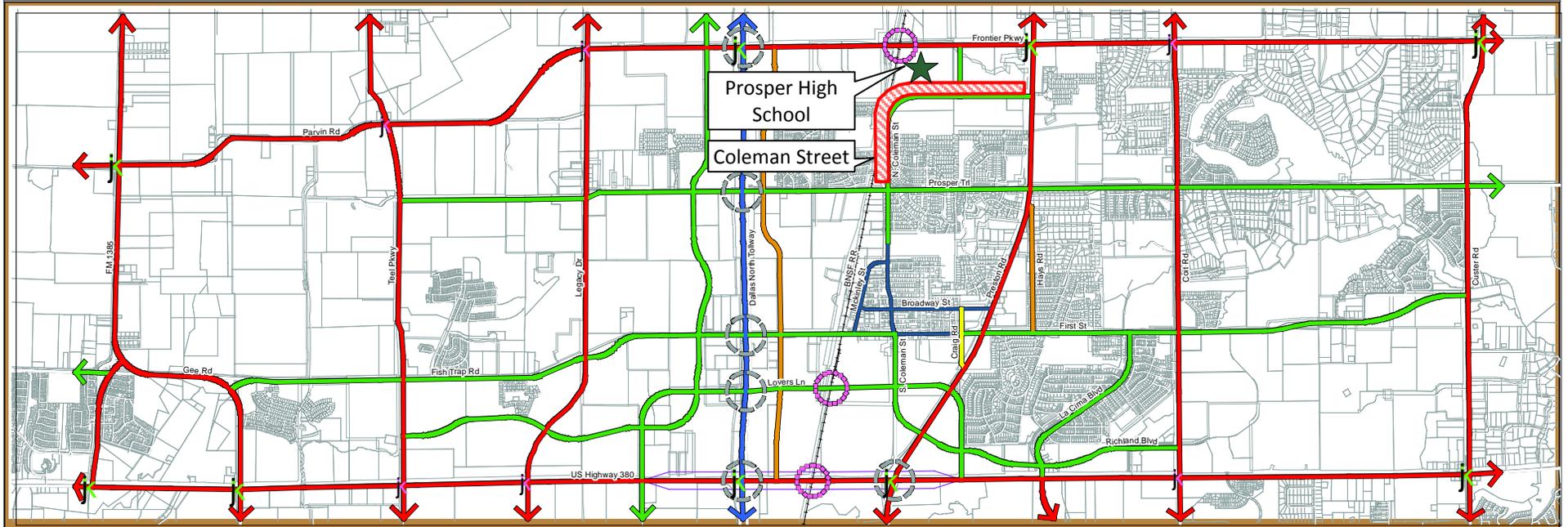
Attached Documents:

1. Annotated Town of Prosper Thoroughfare Plan
2. Annotated Excerpt from Collin County Thoroughfare Plan
3. Annotated Prosper ISD Boundary Map

Town Staff Recommendation:

Town staff recommends Town Council provide feedback on the proposed projects to be submitted in response to the Collin County Discretionary Funding Call for Projects.

Annotated Town of Prosper Thoroughfare Plan

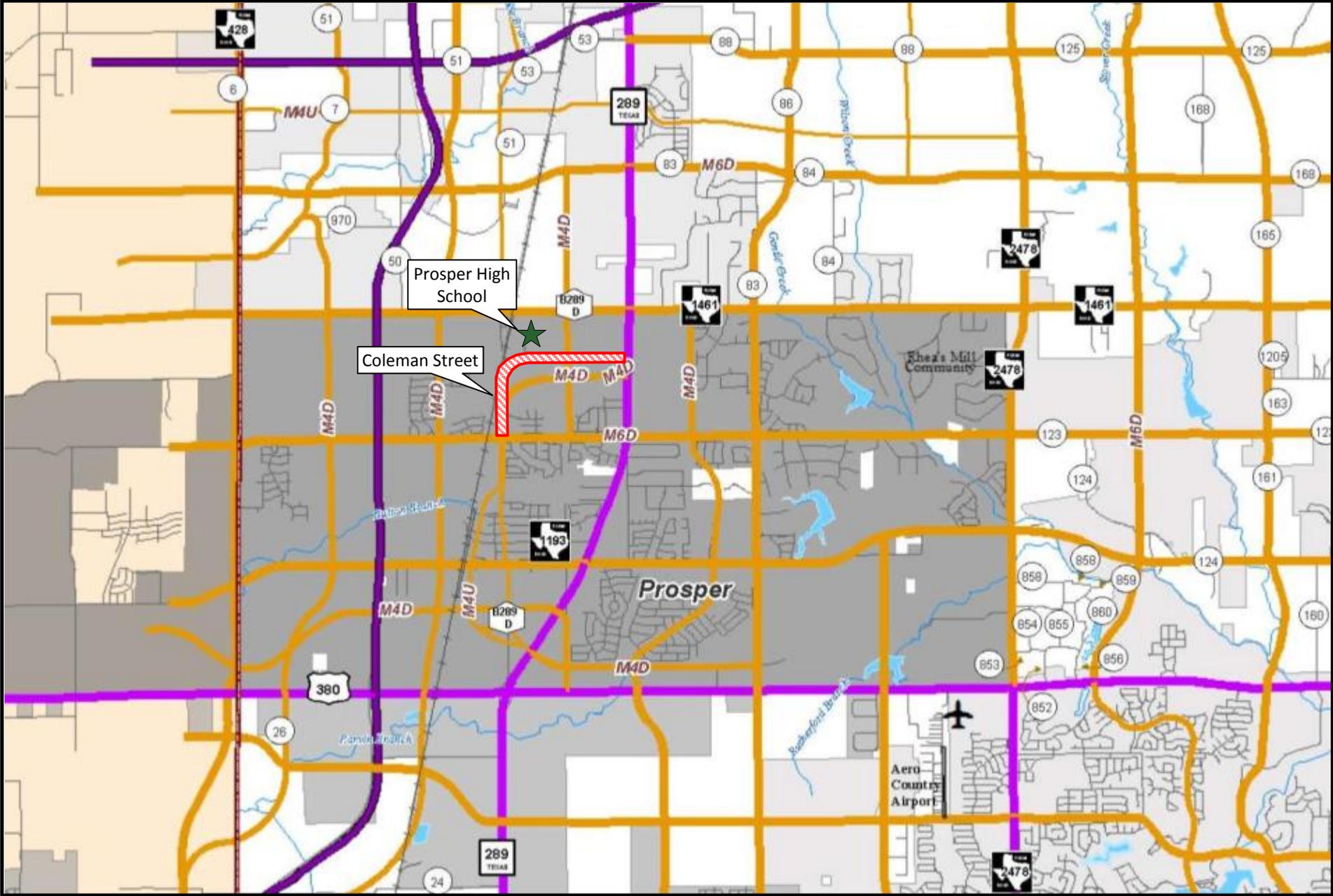


Legend		Thoroughfare Plan		Access Roads		Grade Separation	
	Major Roads		Dallas North Tollway, Dedicated Truck Route		Access Roads		Grade Separation
	Minor Roads		Major Thoroughfare (6 lane; 120' ROW)		Major Gateway		RR Grade Separation
	Proposed Roads		Commercial Collector (2 lane; 60' ROW)		Minor Gateway		
			Commercial Couplet (3 lane; 65' ROW)				
			Minor Thoroughfare (4 lane; 90' ROW)				
			Old Town District (Section Varies)				

DISCLAIMER: The Town of Prosper has prepared this map of information for internal use only. It is made available under the Public Information Act. Any reliance on this map or information regardless of the cause of such or for any decision made, under state or federal law, is made without any right of attribution, representation, or guarantee of any kind regarding any data or information provided herein to the source of such map or information and DISCLAIMS ALL REPRESENTATIONS AND WARRANTIES, EXPRESSED AND IMPLIED, including the implied warranties of merchantability and fitness for a particular purpose.

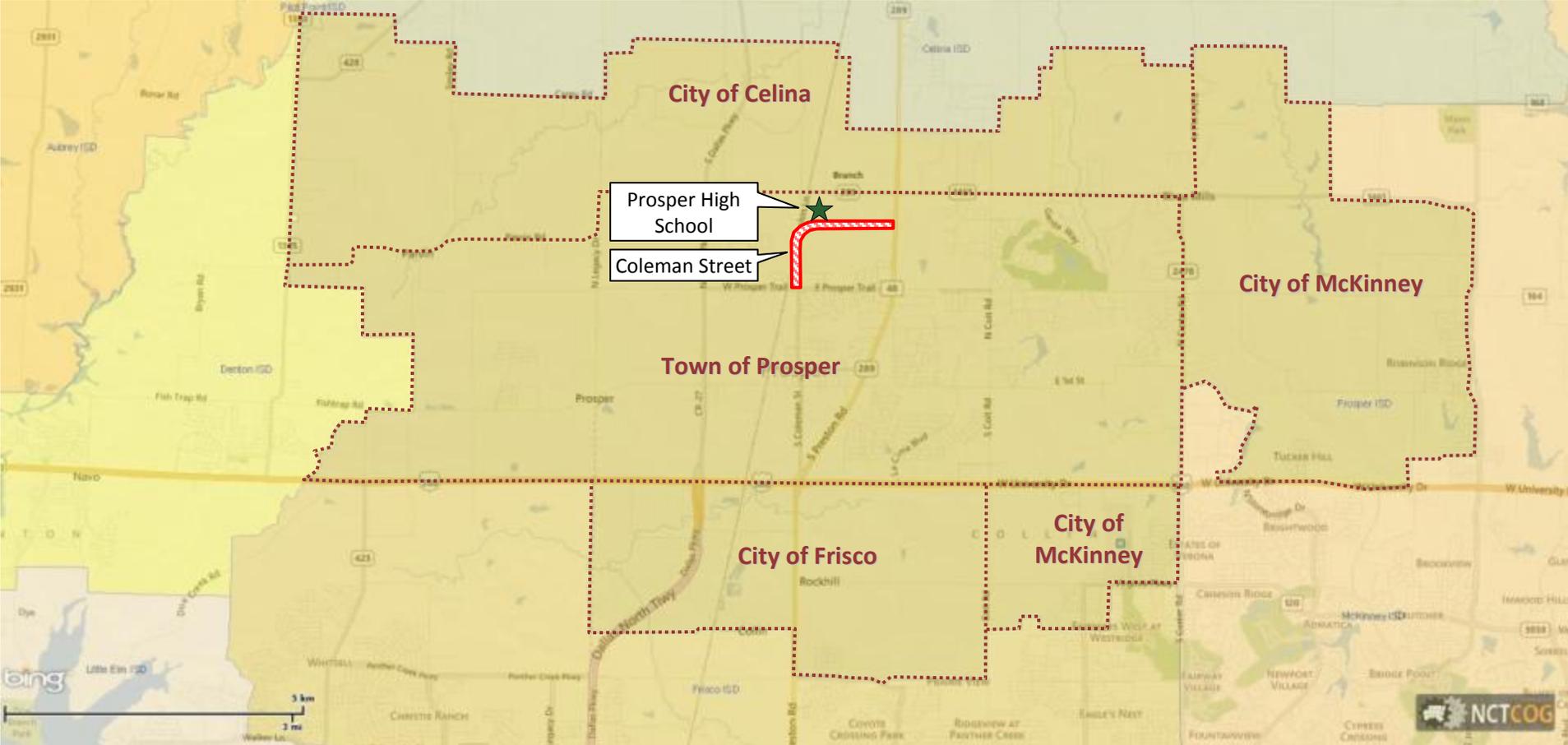
Prosper Thoroughfare Plan
 Source: Town of Prosper, Planning
 Date: December 11, 2013

Annotated Excerpt from Collin County Thoroughfare Plan



Note: Modified alignment of Coleman Street will not impact eligibility for Collin County Transportation Bond Funding.

Annotated Prosper ISD Boundary Map





ENGINEERING

To: Mayor and Town Council

From: Hulon T. Webb, Jr., P.E., Executive Director of Development and Community Services

Through: Harlan Jefferson, Town Manager

Re: Town Council Meeting – January 28, 2014

Agenda Item:

Discussion on street light standards for the Town's thoroughfares and the Downtown Enhancements Project.

Description of Agenda Item:

At the November 12, 2013, Town Council meeting, Town staff received input from the Town Council on possible street light standards and a policy for spacing of street lights along the Town's thoroughfares. Based on the feedback received, Town staff researched decorative street light options to be placed in the medians of the Town's thoroughfares and is providing two standards for Town Council consideration. Also discussed at the meeting was Town staff's recommendation to only place the street lights at the intersections and median openings along the thoroughfares. Further research suggests that the spacing of the selected street lights should be placed in such a manner as to provide consistent illumination of the roadway for the traveling motorists.

Included in the Town's Capital Improvement Plan (CIP) is the Downtown Enhancements Project which includes \$475,000 for the installation of decorative street lights along Broadway, from east of McKinley to Coleman, and Main Street, from First Street to Broadway. Any additional funding remaining after installation of the decorative street lights could be used for other enhancements, like decorative planters and benches. On December 13, 2013, Town staff met with representatives of the Prosper Historical Society to discuss options for downtown decorative street lights. At that meeting, three standards were selected by the representatives of the Prosper Historical Society for consideration by the Town Council. The light standard selected will include banner arms, an electrical outlet and flag pole holders.

Attached Documents:

1. Color Photos of Lighting Standards

Town Staff Recommendation:

Town staff recommends Town Council provide feedback on the proposed street light standards for Town's thoroughfares and the Downtown Enhancements Project.



Town of Prosper
"a place where everyone matters"

*Thoroughfare Lighting
Standards*

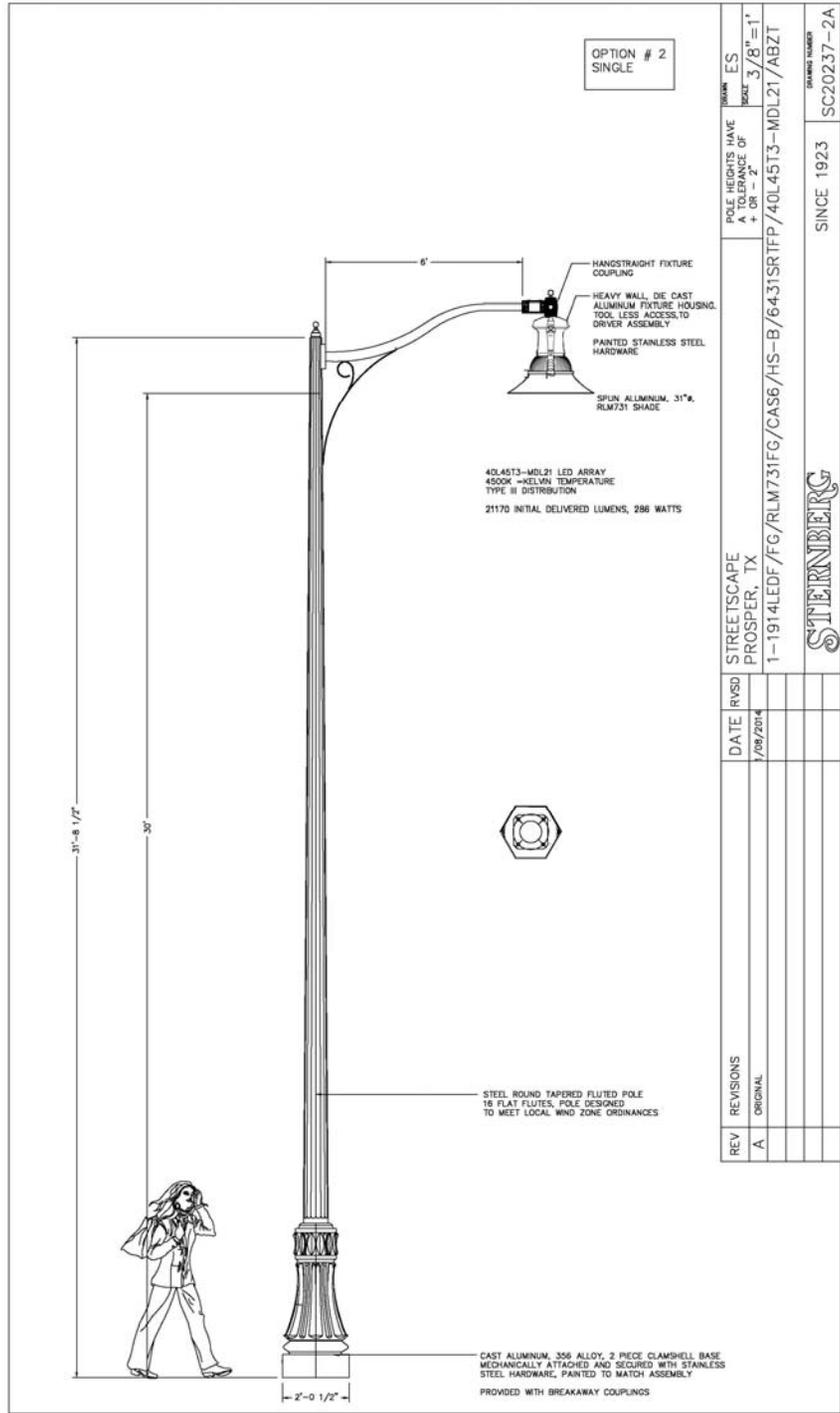


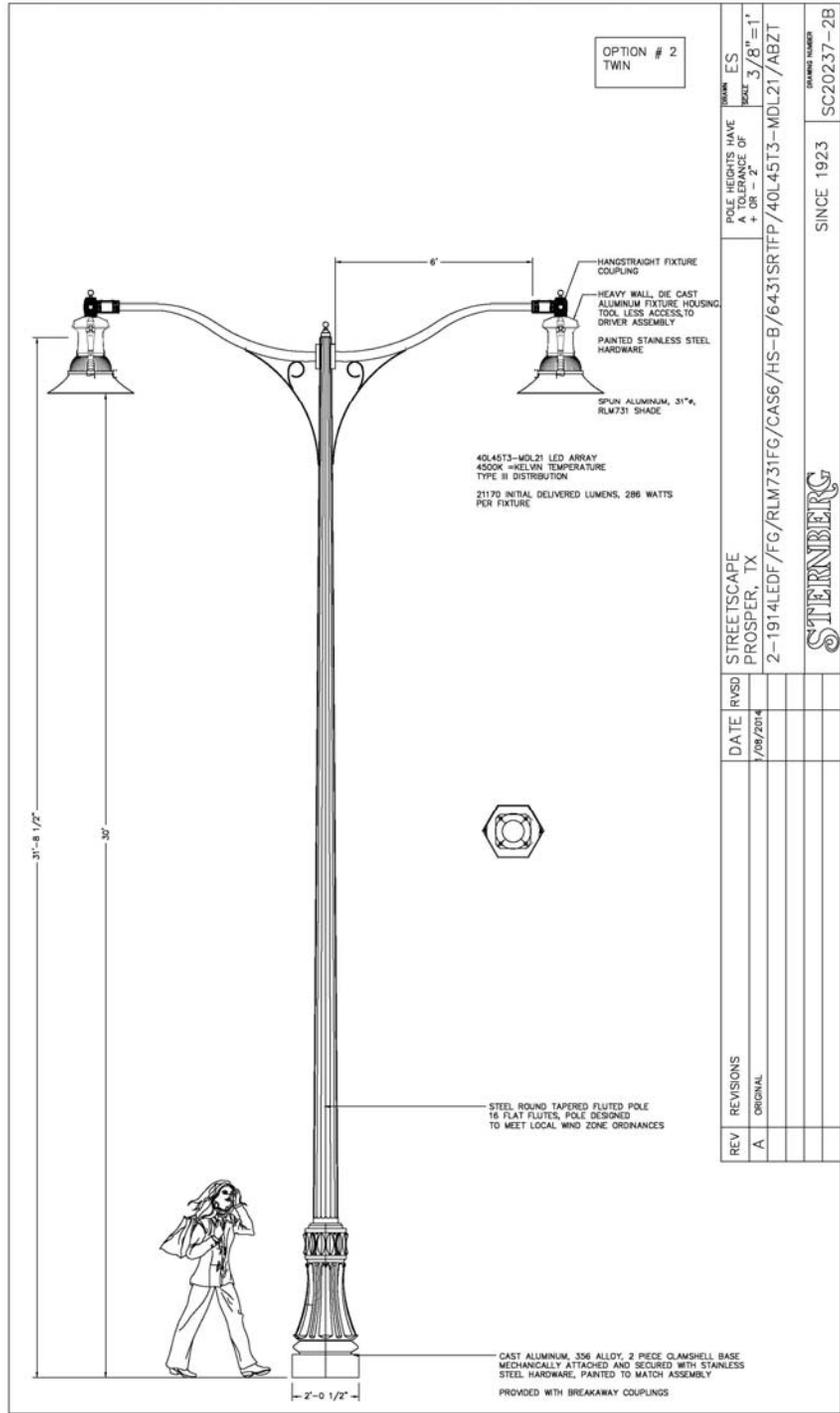
Town of Prosper

"a place where everyone matters"

Libertyville











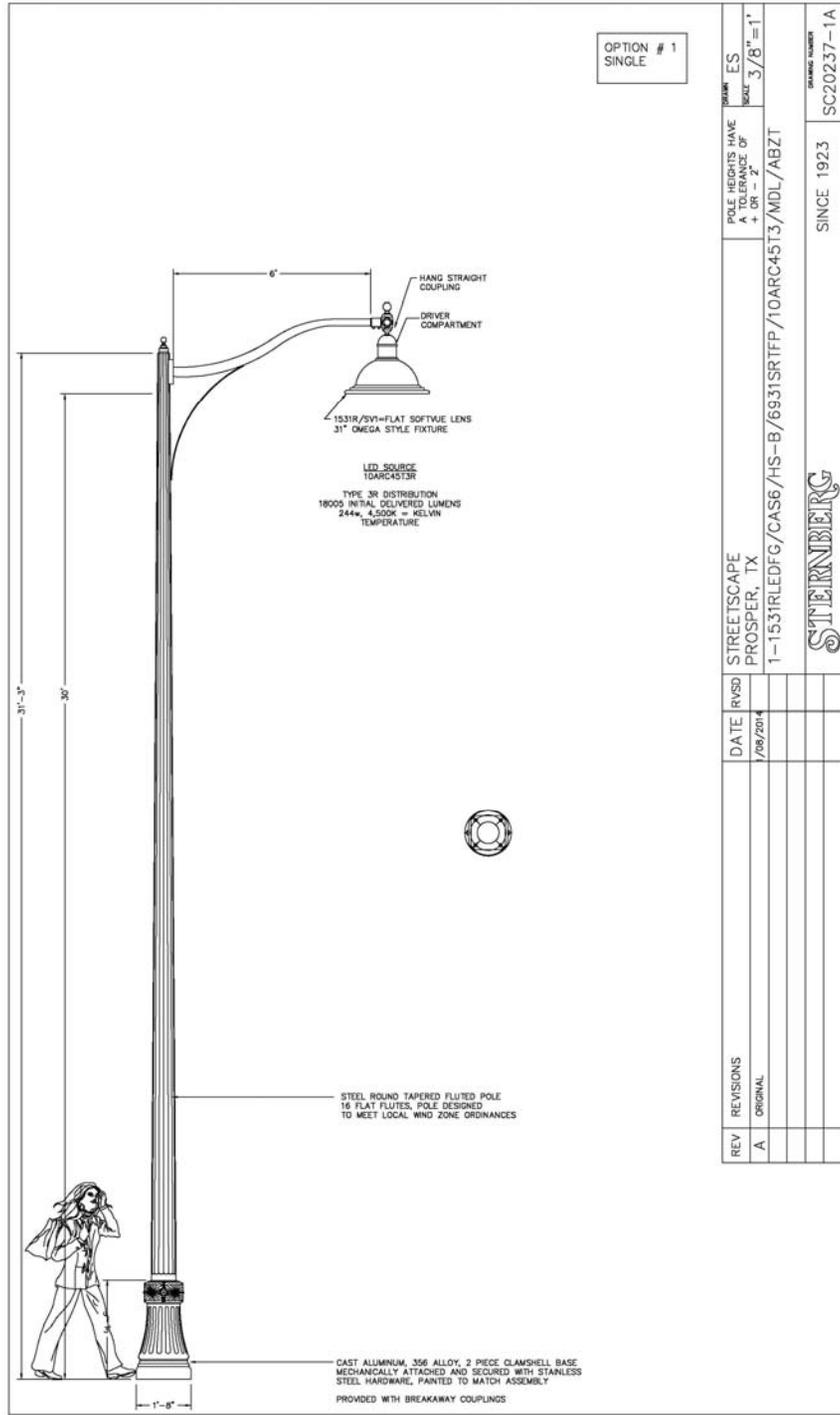


Town of Prosper

"a place where everyone matters"

Omega













Town of Prosper
"a place where everyone matters"

*Downtown Enhancements
Project Lighting Standards*



Town of Prosper

"a place where everyone matters"

Heritage







Town of Prosper
"a place where everyone matters"

Prairie







Town of Prosper

"a place where everyone matters"

Victorian







ADMINISTRATION

To: Mayor and Town Council

From: Robyn Battle, Town Secretary

Through: Harlan Jefferson, Town Manager

Re: Town Council Meeting – January 14, 2014

Agenda Item:

Discussion on Alcohol Permit Fees.

Description of Agenda Item:

The Texas Alcoholic Beverage Commission (TABC) gives municipalities the option to collect a fee not to exceed one-half of the state fee for each permit issued for the sale of alcohol in permitted areas within the Town. The Town's local option elections held in 2004 and 2006 allow for the sale of beer and wine for off-premise consumption, and mixed beverages in restaurants by food and beverage certificate holders. Recent legislation would also allow an applicant to apply for a wine and beer retailer's permit without a local option election, as long as the applicant holds a food and beverage certificate.

The purpose of this discussion item is to update the Town Council on the changes in the TABC fees and procedures, and to get direction on amending the Town's alcohol permit fee ordinance. The current Town ordinance authorizing a local alcohol permit fee was adopted in 2006. Since that time, the TABC permit process has changed, and it now issues permits every two years, rather than every year. Additionally, some of the fees in the current ordinance are outdated and do not reflect the current TABC fees; therefore, if the Town Council chooses to continue charging this permit fee, it is necessary to update the Town's ordinance to bring it into compliance with the TABC fees.

The chart below outlines the fees a typical establishment in the Town of Prosper would pay for alcohol permits under the current TABC fee schedule:

Permit Applicant	Type of Permit	Operating Year	Fees Due to TABC	Fees Due to Town of Prosper
Convenience Store, Grocery Store	BQ – Wine and Beer Retailer's Off-Premise Permit	Original and Renewals (every two years)	\$120	\$60
Restaurant serving Mixed Beverages	RM – Mixed Beverage Restaurant Permit with FB (Food and Beverage Certificate)	Original (first 2 years)	\$6,000	\$0
		1 st Renewal (2 years)	\$4,500	\$1,125 (half of first renewal)
		2 nd Renewal (2 years)	\$3,000	\$1,500

		3 rd and Subsequent Renewals (2 years each)	\$1,500	\$750
Restaurant serving Beer & Wine	BG – Wine and Beer Retailer's Permit (must have Food and Beverage Certificate)	Original and Renewals (every two years)	\$350	\$175

Since 2006, TABC alcohol permit fees have increased significantly. In 2006, the TABC fee for an original mixed beverage permit was \$3,000. That same permit in 2013 is now \$6,000. In order to defray some of the costs to applicants for mixed beverage permits, TABC stipulates that the fee for a mixed beverage permit cannot be collected by a city or town until three years after the issuance of the permit; therefore, The Town's fee for a mixed beverage permit would begin halfway through the first renewal, which calculates to one-half of one-half of the state fee. The Town fee then decreases to \$750 every two years once the establishment reaches its third renewal.

The permit fee for off-premise and retail wine and beer sales remains the same for the original permit and each renewal.

A survey was performed of several surrounding municipalities to determine if permit fees are being charged. The chart below outlines the results of this survey:

Local Permit Fee:

Celina
Colleyville
Frisco
Little Elm
McKinney
Plano
Southlake
The Colony
University Park

No Local Permit Fee:

Addison
Allen
Carrollton
Coppell
Richardson

The benefits of charging a local fee include additional revenue to the Town, and there may be an advantage to having more regulation and oversight at the local level; however, of the cities that do not charge a local fee, some of them responded that their town felt it was more "business-friendly" not to charge a fee on top of what TABC already charges.

TABC applications require certification by the Town Secretary, whether or not a local fee is charged. The Town Secretary works closely with the Development Services Department to ensure that all applications meet eligibility requirements established by the local option elections, as well as zoning and distance requirements established in the Town's Zoning Ordinance. When a local fee is charged, additional staff time is required for tracking, processing permits and payments, and enforcement.

If the Town Council chooses to continue charging a local permit fee, Town staff recommends amending the ordinance to allow the Town to collect one-half of the current TABC permit fees, rather than setting specific fees for each type of permit. TABC typically updates its fees every two years, so the ordinance would always reflect the current TABC fees at any given time. The proposed ordinance would also allow the Town to collect fees every two years, rather than annually, to reflect the TABC schedule. This would make tracking renewals more efficient.

Attached Documents:

1. TABC Two-Year Fee Chart
2. Current Ordinance

Town Staff Recommendation:

Town staff recommends the Town Council provide staff with direction on an ordinance to amend permit fees for permitted alcohol sales within the Town limits.

Two-Year Fee Chart: Effective 10/24/2013

Surcharges are subject to annual change.

Code	Description of Permits/Licenses	Authorizing Statute TABC Code	Fees	Surcharge	Total Due		
LIQUOR PERMITS							
AW	Agent's Manufacturing Warehousing Permit	Ch 55	\$1,500	\$651	\$2,151		
A	Agent's Permit	Ch 35	\$20	\$94	\$114		
AB	Airline Beverage Permit	Ch 34	\$4,400	\$327	\$4,727		
PE	Beverage Cartage Permit	Ch 44	\$40	\$151	\$191		
J	Bonded Warehouse Permit	Ch 46	\$300	\$136	\$436		
JD	Bonded Warehouse Permit (Dry Area)	Ch 46	\$300	\$136	\$436		
B	Brewer's Permit	Ch 12	\$3,000	\$576	\$3,576		
DA	Brewer's Self-Distribution Permit	Ch 12A	\$500	\$250	\$750		
C	Carrier's Permit	Ch 41	\$60	\$252	\$312		
CB	Caterer's Permit	Ch 31	\$1,000	\$278	\$1,278		
TB	Daily Temporary Mixed Beverage Permit (Per Day)	Ch 30	\$50	\$201	\$251		
TN	Daily Temporary Private Club Registration Permit	Ch 33	\$50	\$226	\$276		
DS	Direct Shipper's Permit	Ch 54	\$150	\$376	\$526		
D	Distiller's & Rectifier's Permit	Ch 14	\$3,000	\$350	\$3,350		
DK	Distiller's Agent's Permit	Ch 15	\$20	\$94	\$114		
FB	Food and Beverage Certificate	Ch 25	\$200	\$576	\$776		
BP	Brewpub License	Ch 74	\$1,000	\$426	\$1,426		
FC	Forwarding Center Authority	Rule 35.6	\$2,000	\$278	\$2,278		
I	Industrial Permit	Ch 38	\$120	\$261	\$381		
E	Local Cartage Permit	Ch 43	\$60	\$202	\$262		
ET	Local Cartage Transfer Permit	Ch 42	\$60	\$202	\$262		
LP	Local Distributor's Permit	Ch 23	\$200	\$452	\$652		
LI	Local Industrial Alcohol Manufacturer's Permit	Ch 47	\$200	\$327	\$527		
T	Manufacturer's Agent's Permit	Ch 36	\$20	\$94	\$114		
MR	Market Research Packager's Permit	Ch 49	\$200	\$127	\$327		
MI	Minibar Permit	Original	Ch 51	\$4,000	\$350	\$4,350	
				1st Renewal	\$3,000	\$350	\$3,350
				2nd Renewal	\$2,000	\$350	\$2,350
				3rd and All Subsequent Renewals	\$1,500	\$350	\$1,850
MB	Mixed Beverage Permit	Original	Ch 28	\$6,000	\$602	\$6,602	
				1st Renewal	\$4,500	\$602	\$5,102
				2nd Renewal	\$3,000	\$602	\$3,602
				3rd and All Subsequent Renewals	\$1,500	\$602	\$2,102
RM	Mixed Beverage Permit with FB	Original	Ch 28	\$6,000	\$602	\$6,602	
				1st Renewal	\$4,500	\$602	\$5,102
				2nd Renewal	\$3,000	\$602	\$3,602
				3rd and All Subsequent Renewals	\$1,500	\$602	\$2,102
LB	Mixed Beverage Late Hours	Ch 29	\$300	\$327	\$627		
U	Nonresident Brewer's Permit	Ch 13	\$3,000	\$376	\$3,376		
S	Nonresident Seller's Permit	Ch 37	\$300	\$376	\$676		
P	Package Store Permit	Ch 22	\$1,000	\$501	\$1,501		
PS	Package Store Tasting Permit	Ch 52	\$50	\$176	\$226		
Q	Wine Only Package Store	Ch 24	\$150	\$553	\$703		
PT	Passenger Train Beverage Permit	Ch 48	\$1,000	\$602	\$1,602		
O	Private Carrier's Permit	Ch 42	\$60	\$252	\$312		
NE	Private Club Exemption Certificate Permit	Ch 32	\$0	\$0	\$0		
N	Private Club Registration Permit-Option 1	2 year permit 0 to 250 Members	Ch 32	\$1,500	\$901	\$2,401	
				251 to 450 Members	\$2,700	\$901	\$3,601
				451 to 650 Members	\$3,900	\$901	\$4,801
				651 to 850 Members	\$5,100	\$901	\$6,001
				851 to 1000 Members	\$6,000	\$901	\$6,901
				Over 1000 Members	\$6 Per Member	\$901	Varies

Effective: 10/24/2013

Two-Year Fee Chart: Effective 10/24/2013

Surcharges are subject to annual change.

Code	Description of Permits/Licenses	Authorizing Statute TABC Code	Fees	Surcharge	Total Due
N	Private Club Registration Permit-Option 2 Original	Ch 32	\$7,000	\$901	\$7,901
	1st Renewal		\$5,500	\$901	\$6,401
	2nd and All Subsequent Renewals		\$4,000	\$901	\$4,901
NB	Private Club Beer and Wine Permit	Ch 32	\$3,000	\$901	\$3,901
NL	Private Club Late Hours Permit	Ch 33	\$1,500	\$350	\$1,850
L	Private Storage Permit	Ch 45	\$200	\$202	\$402
PR	Promotional Permit	Ch 50	\$600	\$376	\$976
K	Public Storage Permit	Ch 45	\$200	\$202	\$402
W	Wholesaler's Permit	Ch 19	\$3,750	\$701	\$4,451
X	General Class B Wholesaler's Permit	Ch 20	\$600	\$651	\$1,251
LX	Local Class B Wholesaler's Permit	Ch 21	\$150	\$651	\$801
V	Wine and Beer Retailer's Permit Excursion Boat	Ch 25	\$260	\$553	\$813
Y	Wine and Beer Retailer's Permit Railway Car (Fee - Per Car)	Ch 25	\$60	\$553	\$613
Z	Wine Bottler's Permit	Ch 18	\$450	\$602	\$1,052
G	Winery Permit	Ch 16	\$150	\$701	\$851
GF	Winery Festival Permit	Ch 17	\$100	\$278	\$378
GS	Winery Storage Permit	Ch 45	\$200	\$202	\$402
BEER LICENSES					
BK	Agent's Beer License	Ch 73	\$20	\$94	\$114
BC	Branch Distributor's License	Ch 66	\$150	\$701	\$851
BB	General Distributor's License	Ch 64	\$600	\$701	\$1,301
BI	Importer's License	Ch 67	\$40	\$278	\$318
BJ	Importer's Carrier's License	Ch 68	\$40	\$202	\$242
BD	Local Distributor's License	Ch 65	\$150	\$701	\$851
BA	Manufacturer's License 1st Establishment	Ch 62	\$1,500	\$651	\$2,151
	2nd Establishment		\$3,000	\$651	\$3,651
	3rd, 4th, & 5th Establishments		\$8,550	\$651	\$9,201
	Excess of 5 Establishments		\$16,800	\$651	\$17,451
DB	Manufacturer's Self-Distribution License	Ch 62A	\$500	\$250	\$750
MW	Manufacturer's Warehouse License	Ch 62	\$600	\$553	\$1,153
BS	Nonresident Manufacturer's License	Ch 63	\$1,500	\$576	\$2,076
FB	Food and Beverage Certificate	Ch 25	\$200	\$576	\$776
BP	Brewpub License	Ch 74	\$1,000	\$426	\$1,426
BF	Beer Retailer's Off Premise License	Ch 71	\$120	\$553	\$673
BE	Beer Retailer's On Premise License (Excluding BEXAR, DALLAS, HARRIS, TARRANT Counties)	Ch 69	\$300	\$553	\$853
BE	Beer Retailer's On Premise License Original	Ch 69	\$2,000	\$553	\$2,553
	(BEXAR, DALLAS, HARRIS, TARRANT Counties) Renewal		\$1,500	\$553	\$2,053
BL	Retail Dealer's On Premise Late Hours License	Ch 70	\$500	\$327	\$827
SL	Storage License	Ch 75	\$400	\$202	\$602
BH	Temporary License	Ch 72	\$30	\$201	\$231
CA	Temporary Charitable Auction Permit	Ch 53	\$25	\$201	\$226
BG	Wine and Beer Retailer's Permit (Excluding BEXAR, DALLAS, HARRIS, TARRANT Counties)	Ch 25	\$350	\$553	\$903
BG	Wine and Beer Retailer's Permit Original	Ch 25	\$2,000	\$553	\$2,553
	(BEXAR, DALLAS, HARRIS, TARRANT Counties) Renewal		\$1,500	\$553	\$2,053
BQ	Wine and Beer Retailer's Off Premise Permit	Ch 26	\$120	\$553	\$673

Effective: 10/24/2013

TOWN OF PROSPER, TEXAS

ORDINANCE NO. 06 - 102

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS (“TOWN”), REPEALING ORDINANCE NO. 04-57 AND ESTABLISHING THAT ANNUAL PERMIT AND LICENSES ARE REQUIRED AND ESTABLISHING FEES FOR APPLICATIONS FOR PERMITS AND LICENSES UNDER THE TEXAS ALCOHOLIC BEVERAGE CODE; ESTABLISHING PROCESSING PROCEDURES FOR APPLICATIONS FOR PERMITS AND LICENSES UNDER THE TEXAS ALCOHOLIC BEVERAGE CODE; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR A PENALTY.

WHEREAS, the Town Council of the Town of Prosper, Texas (“Town Council”) has canvassed the results of the local option election held May 13, 2006 and found that proposition 1 in said election was duly passed by the voters;

WHEREAS, most applications for permits and licenses processed by the Texas Alcoholic Beverage Commission (“TABC”) under the Alcoholic Beverage Code (“ABC”) (“Applications”) must be submitted to the Town Secretary for approval and signature;

WHEREAS, before the Town Secretary can sign the Applications, they must be processed by appropriate Town departments to ensure that all local ordinances and regulations are complied with and that the property is in a wet area;

WHEREAS, the ABC authorizes the Town to collect local fees for permits and licenses equal to one-half of the State of Texas fee for the permit or license (“Permit Fee”);

WHEREAS, the Town Council has investigated and determined that it would be advantageous and beneficial to the citizens of Prosper to repeal Ordinance No. 04-57 and to pass this Ordinance to regulate said matters.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS:

SECTION 1: Findings Incorporated. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2: Repeal of Prosper Ordinance No. 04-57. Prosper Ordinance No. 04-57 is repealed in its entirety and replaced by this Ordinance for the purpose of updating the fees relating to permits and licenses for alcoholic beverages. The effective date of the repeal discussed in this Section shall not occur until the effective date of this Ordinance at which time Ordinance No. 04-57 shall be repealed. Such repeal shall not abate any pending prosecution and/or lawsuit or prevent any prosecution and/or lawsuit from being commenced for any violation of Ordinance No. 04-57 occurring before the effective date of this Ordinance.

SECTION 3: Permit Required and Annual Permit Fee Established. It shall be unlawful for any person to manufacture, distill, brew, import, transport, store for purposes of sale, distribute or sell any beer, wine or other alcoholic beverage within the Town without having first obtained a Town permit and paid an annual Town Permit Fee equal to the amount set forth below or one-half of the State of Texas fee required by the ABC of every person that may be issued any permit or license or renew such permit or license by the State for the manufacture, distilling, brewing, importing, transporting, storing, distributing or sale of any beer or wine, whichever amount is greater:

TYPE OF PERMIT/LICENSE	ANNUAL FEE
Caterer's Permit	\$288.00
Mixed Beverage Permit	Original, 1 st & 2 nd renewal – No Charge 3 rd & subsequent renewals - \$455.00
Wine and Beer Retailer's Off Premise Permit	\$53.50
Beer Retailer's Off Premise License	\$53.50
All others authorized to be issued in Prosper	One-half (1/2) of the "Total Due" Reflected on Exhibit "A"

Such Permit Fee shall be paid to the Town Secretary annually, except that the fee for a Mixed Beverage Permit shall be waived for the initial application and the first two (2) annual renewals. Exhibit "A" is incorporated as if fully set forth herein. The Town Secretary shall issue a receipt for the Permit Fee and keep a record of the same in the Town Secretary's office. All receipts issued for the payment of Permit Fees under the terms of this section shall terminate at midnight on the day before the anniversary date of their issuance, and no receipt shall be issued covering a longer term than one (1) year.

SECTION 4: Processing Procedures Established. Before the Town Secretary shall sign any Application for a permit or license under the ABC, or any annual renewal, such Application shall be submitted to the appropriate Town departments, as determined by the Town Administrator/Manager, to ensure that the Application complies with all ordinances and regulations and are for establishments located in a wet area.

SECTION 5: Savings/Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 6: Severability. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Prosper hereby declares that it would have passed this Ordinance, and each

section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

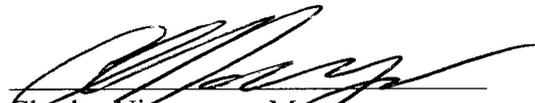
SECTION 7: Penalty Provision. Any person, firm, corporation or entity violating this Ordinance as it exists or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined a sum not exceeding Five Hundred Dollars (\$500.00). Each continuing days violation under this Ordinance shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude Prosper from filing suit to enjoin the violation. Prosper retains all legal rights and remedies available to it pursuant to local, state and federal law.

SECTION 8: Effective Date. This Ordinance shall become effective following its passage and publication as required by law.

DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, on this 12th day of September, 2006.

ATTEST TO:


Matthew D. Denton, Town Secretary


Charles Niwanger, Mayor

DATE OF PUBLICATION: SEPTEMBER 17th, 2006, Dallas Morning News -- Collin County Addition



**EXHIBIT “A”
(2 pages attached)**

EFFECTIVE 10/01/05		Authorizing Statute	Fees	Subject to Annual Change	Total Due	
Code	Description of Fee	Texas Alcoholic Beverage Code		Surcharge		
LIQUOR PERMITS						
A	Agent's Permit	Chapter 35	\$10.00	\$40.00	\$50.00	
AB	Airline Beverage Permit	Chapter 34	\$2,200.00	\$139.00	\$2,339.00	
PE	Beverage Cartage Permit	Chapter 44	\$20.00	\$64.00	\$84.00	
J	Bonded Warehouse Permit	Chapter 46	\$150.00	\$58.00	\$208.00	
JD	Bonded Warehouse Permit (Dry Area)	Chapter 46	\$150.00	\$58.00	\$208.00	
B	Brewer's Permit	Chapter 12	\$1,500.00	\$245.00	\$1,745.00	
C	Carrier's Permit	Chapter 41	\$30.00	\$107.00	\$137.00	
CB	Caterer's Permit	Chapter 31	\$500.00	\$118.00	\$618.00	
TB	Daily Temporary Mixed Beverage Permit (Per Day)	Chapter 30	\$50.00	\$171.00	\$221.00	
TN	Daily Temporary Private Club Registration Permit	Chapter 33	\$50.00	\$192.00	\$242.00	
DS	Direct Shipper's Permit	Chapter 54	\$75.00	\$0.00	\$75.00	
D	Distiller's & Rectifier's Permit	Chapter 14	\$1,500.00	\$149.00	\$1,649.00	
FB	Food and Beverage Certificate	Chapter 25	\$100.00	\$245.00	\$345.00	
FC	Forwarding Center Authority	Rule 35.6	\$1,000.00	\$118.00	\$1,118.00	
I	Industrial Permit	Chapter 38	\$60.00	\$111.00	\$171.00	
E	Local Cartage Permit	Chapter 43	\$30.00	\$86.00	\$116.00	
LP	Local Distributor's Permit	Chapter 23	\$100.00	\$192.00	\$292.00	
LI	Local Industrial Alcohol Manufacturer's Permit	Chapter 47	\$100.00	\$139.00	\$239.00	
T	Manufacturer's Agent's Permit	Chapter 36	\$10.00	\$40.00	\$50.00	
MR	Market Research Packager's Permit	Chapter 49	\$100.00	\$54.00	\$154.00	
MI	Minibar Permit	Original	Chapter 51	\$2,000.00	\$149.00	\$2,149.00
		1st Renewal		\$1,500.00	\$149.00	\$1,649.00
		2nd Renewal		\$1,000.00	\$149.00	\$1,149.00
		3rd Renewal		\$750.00	\$149.00	\$899.00
MB	Mixed Beverage Permit	Original	Chapter 28	\$3,000.00	\$256.00	\$3,256.00
		1st Renewal		\$2,250.00	\$256.00	\$2,506.00
		2nd Renewal		\$1,500.00	\$256.00	\$1,756.00
		3rd Renewal		\$750.00	\$256.00	\$1,006.00
RM	Mixed Beverage Restaurant Permit with FB	Original	Chapter 28	\$3,000.00	\$256.00	\$3,256.00
		1st Renewal		\$2,250.00	\$256.00	\$2,506.00
		2nd Renewal		\$1,500.00	\$256.00	\$1,756.00
		3rd Renewal		\$750.00	\$256.00	\$1,006.00
LB	Mixed Beverage Late Hours Permit	Chapter 29	\$150.00	\$139.00	\$289.00	
U	Nonresident Brewer's Permit	Chapter 13	\$1,500.00	\$160.00	\$1,660.00	
S	Nonresident Seller's Permit	Chapter 37	\$150.00	\$160.00	\$310.00	
P	Package Store Permit	Chapter 22	\$500.00	\$213.00	\$713.00	
PS	Package Store Tasting Permit	Chapter 52	\$25.00	\$75.00	\$100.00	
Q	Wine Only Package Store Permit	Chapter 24	\$75.00	\$235.00	\$310.00	
PT	Passenger Train Beverage Permit	Chapter 48	\$500.00	\$256.00	\$756.00	
O	Private Carrier's Permit	Chapter 42	\$30.00	\$107.00	\$137.00	

PLEASE NOTE THE NEW SURCHARGES, EFFECTIVE 10/01/05. IF YOUR ISSUE DATE IS ON OR AFTER 10/01/05, PAY THE NEW SURCHARGE.

Code	EFFECTIVE 10/01/05 Description of Fee	Authorizing Statute Texas Alcoholic Beverage Code	Fees	Subject to Annual Change	
				Surcharge	Total Due
NE	Private Club Exemption Certificate Permit	Chapter 32	\$0.00	\$0.00	\$0.00
N	Private Club Registration Permit - OPTION 1	Chapter 32	\$750.00	\$383.00	\$1,133.00
	0 to 250 Members				
	251 to 450 Members		\$1,350.00	\$383.00	\$1,733.00
	451 to 650 Members		\$1,950.00	\$383.00	\$2,333.00
	651 to 850 Members		\$2,550.00	\$383.00	\$2,933.00
	851 to 1,000 Members		\$3,000.00	\$383.00	\$3,383.00
	Over 1,000 Members		\$3 Per Member	\$383.00	VARIES
N	Private Club Registration Permit - OPTION 2		\$3,500.00	\$383.00	\$3,883.00
	Original				
	1st Renewal		\$2,750.00	\$383.00	\$3,133.00
	2nd Renewal and All Subsequent Renewals		\$2,000.00	\$383.00	\$2,383.00
NB	Private Club Beer and Wine Permit	Chapter 32	\$1,500.00	\$383.00	\$1,883.00
NL	Private Club Late Hours Permit	Chapter 33	\$750.00	\$149.00	\$899.00
L	Private Storage Permit	Chapter 45	\$100.00	\$86.00	\$186.00
PR	Promotional Permit	Chapter 54	\$300.00	\$0.00	\$300.00
K	Public Storage Permit	Chapter 45	\$100.00	\$86.00	\$186.00
W	Wholesaler's Permit	Chapter 19	\$1,875.00	\$298.00	\$2,173.00
X	General Class B Wholesaler's Permit	Chapter 20	\$300.00	\$277.00	\$577.00
LX	Local Class B Wholesaler's Permit	Chapter 21	\$75.00	\$277.00	\$352.00
V	Wine and Beer Retailer's Permit Excursion Boat	Chapter 25	\$130.00	\$235.00	\$365.00
Y	Wine and Beer Retailer's Permit Railway Car (Fee - Per Car)	Chapter 25	\$30.00	\$235.00	\$265.00
Z	Wine Bottler's Permit	Chapter 18	\$225.00	\$256.00	\$481.00
G	Winery Permit	Chapter 16	\$75.00	\$298.00	\$373.00
GS	Winery Storage Permit	Chapter 45	\$100.00	\$86.00	\$186.00
BEER LICENSES					
BK	Agent's Beer License	Chapter 73	\$10.00	\$40.00	\$50.00
BC	Branch Distributor's License	Chapter 66	\$75.00	\$298.00	\$373.00
BB	General Distributor's License	Chapter 64	\$300.00	\$298.00	\$598.00
BI	Importer's License	Chapter 67	\$20.00	\$118.00	\$138.00
BJ	Importer's Carrier's License	Chapter 68	\$20.00	\$86.00	\$106.00
BD	Local Distributor's License	Chapter 65	\$75.00	\$298.00	\$373.00
BA	Manufacturer's License	Chapter 62	\$750.00	\$277.00	\$1,027.00
	1st Establishment				
	2nd Establishment		\$1,500.00	\$277.00	\$1,777.00
	3rd, 4th & 5th Establishments		\$4,275.00	\$277.00	\$4,552.00
	Excess of 5 Establishments		\$8,400.00	\$277.00	\$8,677.00
MW	Manufacturer's Warehouse License	Chapter 62	\$300.00	\$235.00	\$535.00
BS	Nonresident Manufacturer's License	Chapter 63	\$750.00	\$245.00	\$995.00
BP	Brewpub License	Chapter 74	\$500.00	\$181.00	\$681.00
BF	Beer Retailer's Off Premise License	Chapter 71	\$60.00	\$235.00	\$295.00
BE	Beer Retailer's On Premise License (Excluding DALLAS, HARRIS, TARRANT Counties)	Chapter 69	\$150.00	\$235.00	\$385.00
BE	Beer Retailer's On Premise License (DALLAS, HARRIS, TARRANT Counties) Original	Chapter 69	\$1,000.00	\$235.00	\$1,235.00
	Renewal		\$750.00	\$235.00	\$985.00
BL	Retail Dealer's On Premise Late Hours License	Chapter 70	\$250.00	\$139.00	\$389.00
SL	Storage License	Chapter 75	\$200.00	\$86.00	\$286.00
BH	Temporary License	Chapter 72	\$30.00	\$171.00	\$201.00
CA	Temporary Charitable Auction Permit	Chapter 53	\$25.00	\$171.00	\$196.00
BG	Wine and Beer Retailer's Permit (Excluding DALLAS, HARRIS, TARRANT Counties)	Chapter 25	\$175.00	\$235.00	\$410.00
BG	Wine and Beer Retailer's Permit (DALLAS, HARRIS, TARRANT Counties) Original	Chapter 25	\$1,000.00	\$235.00	\$1,235.00
	Renewal		\$750.00	\$235.00	\$985.00
BQ	Wine and Beer Retailer's Off Premise Permit	Chapter 26	\$60.00	\$235.00	\$295.00

PLEASE NOTE THE NEW SURCHARGES, EFFECTIVE 10/01/05. IF YOUR ISSUE DATE IS ON OR AFTER 10/01/05, PAY THE NEW SURCHARGE.