

January
2016



City of Bruceville-Eddy



143 Wilcox Drive
Eddy, Texas 76524

254/859-5964
254/859-5779 fax

NOTICE OF REGULAR MEETINGS OF THE GOVERNING BODY OF BRUCEVILLE-EDDY

Notice is hereby given that a **WORKSHOP** of the governing body of the City of Bruceville-Eddy will be held on the 14th of January 2016, at 5:30 p.m. in the City Hall at 143 Wilcox Drive, Eddy, Texas at which time the following subjects will be discussed, and or approved,

To-wit:

1. Call to Order: Mayor Rick Eaton
2. Discussion of agenda items listed. No action will be taken at this time.

Notice is hereby given of a 6:30 P.M. Regular Council Session January 14th, 2016


- A. Call to Order: Mayor Rick Eaton
- B. Prayer by Mayor Rick Eaton, who will then lead us in the Pledge of Allegiance.
- C. CITIZEN TIME: At this time we would like to listen to members of the audience (*which have turned in a speaker form*) comments or concerns. All comments are limited to a maximum of five minutes for action on any item that has not been posted on the agenda. When your name is called, please come to the podium and state your name and address clearly before making your comments. Thank you.
- D. CONSENT AGENDA:
 - I. Council to consider A/P for General/Water Funds for December, 2015.
 - II. Council to consider minutes of the meeting of December, 2015.
 - 1) City Engineers: Report/Considerations. Johnny Tabor. Council to take under consideration notice in the Waco Tribune Herald by BE-ISD, on a proposed water well project that has gone to bid.
 - 2) Public Works: Report/ Considerations. Consideration and interview of contract employee Johnny Grady. Consideration of employment of Johnny Grady. Council may adjourn into executive session under *TGC 551.074 for this matter.*
 - 3) Police Department: Report/ Considerations.
 - 4) Council to consider request of land owner Laura Ormsby to replace very old mobile home in Shady Shores with a newer style mobile home.
 - 5) Council to consider Ordinance 01-01-2016, establishing a municipal court of record. Council to consider bid for Court recording system by Sonic Clear for Court of Record requirement.
 - 6) Council to hear from Phillip Cotton on second broadband tower on Hudson Lane.
 - 7) Council to take under consideration notice in the Waco Tribune Herald by BE-ISD, on a proposed drilling and water well project that has gone to bid.

All items on the agenda are for discussion and/or action. The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.086 (Economic Development). The City is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the City Secretary at least 48 hours in advance. Please contact the City Secretary at (254) 859-5964 or at the web address of city-sec@bruceville-eddy.org or by fax at (254) 859-5779 for information or assistance.

I, the undersigned authority, **do hereby certify** that the above Notice of Meeting of the governing body of the above named City of Bruceville-Eddy is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the official notice case, at City Hall of City of Bruceville-Eddy, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the 8th day of January 2016, at 11:00 a.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

City of Bruceville-Eddy, Texas

(seal)


By: Koni Billings, City Administrator

City of Bruceville-Eddy

JANUARY 14th, 2016 MINUTES

REGULAR MEETING OF THE GOVERNING BODY OF BRUCEVILLE-EDDY

Council members present were: Mayor Eaton, Hal Wilcox, Allen Trigg, Jason Dean, and Gary Lucas. Johnny Tabor, Andrew Klarmann and Koni Billings were present.

Mayor Eaton called the workshop to order at 5:30 p.m.

Council discussed the agenda items for January 14th, 2016.

Mayor Eaton closed the workshop at 6:20 p.m.

Regular Meeting of the Bruceville-Eddy City Council.

Mayor Eaton called the regular session of Council to order at 6:30 pm.

Mayor Eaton offered the prayer and led the group in the Pledge of Allegiance.

Citizens Time: No one asked to speak.

Consent Agenda:

- a) Motion to accept the payable for G/F and W/F for December 2015 and the minutes of the December meeting was made by Jason Dean and was then seconded by Gary Lucas. All in Favor.

Item 1: City Engineer Report: The city engineer asked that the council adjourn into Executive Session to discuss the issue of the B-E ISD proposing and going to bid on drilling a water well on the B-E ISD campus. Council adjourned into executive session at 6:33 p.m. Council reconvened into regular session at 6:39 p.m. A motion was tendered by Jason Dean to immediately give the attorney firm the authority to hire an attorney who is versed in Texas water law, to represent the City of Bruceville-Eddy's water company interests. A second was tendered by Hal Wilcox. All in Favor.

Item 2: Council moved to hire Johnny Grady, a contract employee, to the City of Bruceville-Eddy Water Company. Gary Lucas made the motion, which was seconded by Allen Trigg. All in Favor.

Item 3: Police Department: Nothing to report.

Item 4: Council heard from Laura Ormsby of 114 Archie Lane, Bruceville, who is asking to move a newer (2001) used model mobile home to a lot property at 1001 Park Lake Drive, in the Shady Shores manufactured home district. It has a 50 year old trailer on it now. She will place siding on the decommissioned trailer that she has just put a metal roof on, (HUD has told her to decommission it) and put the newer one to the side of it. She plans on remodeling it and match new outside panels on both of them. Jason Dean motion to put the newer model home in and was seconded in that motion by Gary Lucas. All in Favor.

Item 5(1): Council approved Ordinance No. 01-01-2016, setting the municipal court aside and adopting a Court of Record. The motion to adopt the ordinance was made by Hal Wilcox, seconded by Jason Dean. All in Favor.

Item 5(2): Council approved the purchase of a court recording system by Soniclear for \$3,055.00. This is to take the place of a court stenographer during trials, as it is approved by the State of Texas for just that. Ms. Billings noted that the funds are available under the Court Technology line item fund. Motion was made by Gary Lucas to approve and second was made by Allen Trigg. All in Favor.

Item 6: Council approved the 2nd contract with Phillip Cotton of Net One Connect to place a broadband antenna on the top of the Ford overhead tank tower at Hudson Lane. The contract would be to offer

security camera systems at the police department, the Ford tower, the West Ridge Tower, and the Friendly Oaks plant. We would also be tagged on the KWTX weather eye camera system. Gary Lucas made the motion to accept the security cameras in lieu of the \$250.00 a month lease income. Allen Trigg seconded (Jason Dean). All in Favor.

Item 7: This item was discussed under the Item 1 agenda line.

Councilman Trigg made a motion to adjourn at 7:24 p.m.

Gary P. Lucas

~~Mayor Rick Eaton, City of Bruceville-Eddy~~

(seal)

Resub = Gary Lucas Mayor Pro Tem

Koni Billings

Minutes approved on 2-11-16

Koni Billings, City Administrator

City of Bruceville-Eddy, Texas

Meeting @ 6:30 -

Everyone is in attendance
Councilor Bass excused
Chief excused

Address here, Johnny Labor.
Mayor opened @ prayer

1 - motion. Accounts / min.
Jason Dean / Gary Sevens
All in favor

2 - adjourned to executive @ 6:33 pm
6:49 pm

3 nothing was given nothing
idea

Motion by Jason Dean

Second by Hal Wilcox

Refer to Water Attorney

All in favor

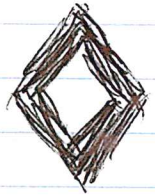
4. Johnny Grady - Andrew
introduced Johnny Grady
full time

Motion to hire - Gary Sevens

Seconded by Allen Fugg
All in favor:

Laura 114 Archie Lane ^{60 days}
Shady Shores single wide
lot & Barroom & Bath

Motioned: Jason May
seconded: Gary Lucas
All in favor



Ordinance - Hal
Secono - Jason
All in favor

Phillip Cotton \$750.00 mn.

~~KWTV~~ } fix camera and
Channel 10 } security at wall

Gary Lucas made motion
Allen Fugg secon-
All in favor - camera security
adourn 7:24 pm. instead of
7:57 -

General Fund
Profit & Loss Budget vs. Actual

October 2015 through September 2016

| | Oct '15 - Sep 16 | Budget | \$ Over Budget | % of Budget |
|---|-------------------|---------------------|--------------------|--------------|
| Ordinary Income/Expense | | | | |
| Income | | | | |
| 50000 · INCOME | | | | |
| 5000 · Property Tax Revenue | 153,829.00 | 312,000.00 | -158,171.00 | 49.3% |
| 5010 · State Sales Tax Revenue | 12,519.83 | 60,000.00 | -47,480.17 | 20.9% |
| 5020 · Franchise Tax Revenue | 9,404.40 | 75,000.00 | -65,595.60 | 12.5% |
| 5040 · Pavillion Rental Income | 200.00 | 500.00 | -300.00 | 40.0% |
| 5045 · LEOSE Police Edu Inc. | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 5050 · Animal Control Income | 375.00 | 500.00 | -125.00 | 75.0% |
| 5070 · Interest Income | 247.20 | 700.00 | -452.80 | 35.3% |
| 5075 · Permit Fees Income | 635.00 | 2,000.00 | -1,365.00 | 31.8% |
| 5080 · Misc /Police Rpt/Acc Rpt Income | | | | |
| 5081 · Income for Council Pay Roll | 0.00 | 100.00 | -100.00 | 0.0% |
| 5080 · Misc /Police Rpt/Acc Rpt Income - Other | 127.80 | 4,000.00 | -3,872.20 | 3.2% |
| Total 5080 · Misc /Police Rpt/Acc Rpt Income | 127.80 | 4,100.00 | -3,972.20 | 3.1% |
| 5090 · Lease Income | 0.00 | 10,300.00 | -10,300.00 | 0.0% |
| 5500 · Fines Income | 99,734.33 | 500,000.00 | -400,265.67 | 19.9% |
| 5501 · MVBA COLLECTIONS INCOME | 35,891.79 | 60,000.00 | -24,108.21 | 59.8% |
| 5505 · P.D. Vehicle Escrow | 5,475.00 | 20,000.00 | -14,525.00 | 27.4% |
| 5510 · Fines Court Tech Fund | 7,943.00 | 20,000.00 | -12,057.00 | 39.7% |
| 5520 · Fines Court Bldg/Security Fund | 5,958.00 | 15,000.00 | -9,042.00 | 39.7% |
| 5525 · Juvenile Case Manager Func | 3,406.19 | 8,000.00 | -4,593.81 | 42.6% |
| 5530 · State Comptroller Fine Expense | 0.00 | 1,200.00 | -1,200.00 | 0.0% |
| 5550 · Fixed Asset Sales Income | 0.00 | 5,000.00 | -5,000.00 | 0.0% |
| Total 50000 · INCOME | 335,746.54 | 1,095,300.00 | -759,553.46 | 30.7% |
| Total Income | 335,746.54 | 1,095,300.00 | -759,553.46 | 30.7% |
| Gross Profit | 335,746.54 | 1,095,300.00 | -759,553.46 | 30.7% |
| Expense | | | | |
| 60000 · ADMINISTRATIVE COSTS | | | | |
| 6010 · Atmos Gas | 75.76 | 350.00 | -274.24 | 21.6% |
| 6015 · Election Expenses | 0.00 | 2,000.00 | -2,000.00 | 0.0% |
| 6020 · Membership Dues | 112.50 | 500.00 | -387.50 | 22.5% |
| 6025 · Tax Appraiser Fees | 1,068.09 | 4,000.00 | -2,931.91 | 26.7% |
| 6030 · Tax Collector Fees | 566.76 | 2,000.00 | -1,433.24 | 28.3% |
| 6050 · Office Equipment Lease | 228.19 | 2,000.00 | -1,771.81 | 11.4% |
| 6065 · Municipal Court Collection Cost | 13,633.27 | 25,000.00 | -11,366.73 | 54.5% |
| 6070 · Court Technology Expense | 0.00 | 3,000.00 | -3,000.00 | 0.0% |
| 6075 · Court Bldg/Security Expense | 0.00 | 1,500.00 | -1,500.00 | 0.0% |
| 6077 · Court Juvenile Case Mngr. | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 6092 · Social Platforms | 423.06 | 1,500.00 | -1,076.94 | 28.2% |
| 6115 · Office Supplies | 938.13 | 3,000.00 | -2,061.87 | 31.3% |
| 6125 · Telephones | 727.65 | 2,700.00 | -1,972.35 | 27.0% |
| 6130 · Postage | 33.04 | 400.00 | -366.96 | 8.3% |
| 6132 · Court Postage | 13.48 | 400.00 | -386.52 | 3.4% |
| 6135 · Cell Phones & I-Pads | 1,427.46 | 5,700.00 | -4,272.54 | 25.0% |
| 6140 · Advertising | 0.00 | 100.00 | -100.00 | 0.0% |
| 6150 · Travel & Conferences | 0.00 | 1,200.00 | -1,200.00 | 0.0% |
| 6155 · Training/Schools/Seminars | 74.18 | 2,000.00 | -1,925.82 | 3.7% |
| 6160 · Misc. Expense | | | | |
| 6161 · Council Annual Payroll | 72.00 | 12.00 | 60.00 | 600.0% |
| 6163 · B-E ISD ad | 0.00 | 125.00 | -125.00 | 0.0% |
| 6160 · Misc. Expense - Other | 173.09 | 2,000.00 | -1,826.91 | 8.7% |
| Total 6160 · Misc. Expense | 245.09 | 2,137.00 | -1,891.91 | 11.5% |
| 6180 · Computer Expenses | 742.18 | 5,000.00 | -4,257.82 | 14.8% |
| 6185 · Janitorial | 72.13 | 1,000.00 | -927.87 | 7.2% |
| Total 60000 · ADMINISTRATIVE COSTS | 20,380.97 | 66,487.00 | -46,106.03 | 30.7% |
| 65000 · ANIMAL CONTROL EXPENSES | | | | |
| 6170 · Animal Control Supplies | 0.00 | 200.00 | -200.00 | 0.0% |
| 6172 · Waco Animal Shelter Contract | 1,236.00 | 7,646.00 | -6,410.00 | 16.2% |
| 6173 · Animal Control Training Expense | 0.00 | 200.00 | -200.00 | 0.0% |
| 65000 · ANIMAL CONTROL EXPENSES - Other | 0.00 | 0.00 | 0.00 | 0.0% |
| Total 65000 · ANIMAL CONTROL EXPENSES | 1,236.00 | 8,046.00 | -6,810.00 | 15.4% |
| 66000 · OFFICE PERSONNEL & SUPPORT | | | | |
| 66065 · Salaries and Wages=General | 3,143.39 | 163,000.00 | -159,856.61 | 1.9% |
| 66070 · Payroll Tax Expense=General | -748.05 | 6,700.00 | -7,448.05 | -11.2% |
| 66075 · TMLIEBP Insurance | 5,114.60 | 43,000.00 | -37,885.40 | 11.9% |
| 66080 · TMRS Expense=General | 1,893.35 | 12,000.00 | -10,106.65 | 15.8% |
| 66090 · Water Co. Wages PassThru Acct | 36,789.80 | | | |
| 66000 · OFFICE PERSONNEL & SUPPORT - Other | 575.00 | 0.00 | 575.00 | 100.0% |

General Fund
Profit & Loss Budget vs. Actual

October 2015 through September 2016

| | Oct '15 - Sep 16 | Budget | \$ Over Budget | % of Budget |
|---|------------------|-------------------|--------------------|--------------|
| Total 66000 · OFFICE PERSONNEL & SUPPORT | 46,768.09 | 224,700.00 | -177,931.91 | 20.8% |
| 66900 · Reconciliation Discrepancies | 0.00 | 0.00 | 0.00 | 0.0% |
| 70000 · CITY INFRASTRUCTURE COSTS | | | | |
| 6035 · Repairs & General Maintenance | | | | |
| 6036 · City Hall Building Upkeep | 0.00 | 2,500.00 | -2,500.00 | 0.0% |
| 6037 · Signage/Safety | 0.00 | 2,567.00 | -2,567.00 | 0.0% |
| 6035 · Repairs & General Maintenance - Other | 53.56 | 2,500.00 | -2,446.44 | 2.1% |
| Total 6035 · Repairs & General Maintenance | 53.56 | 7,567.00 | -7,513.44 | 0.7% |
| 6040 · Gas and Oil | 1,339.99 | 8,000.00 | -6,660.01 | 16.7% |
| 6045 · Mowing Expense | 265.55 | 500.00 | -234.45 | 53.1% |
| 6055 · Pavillion Expense Account | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 6090 · Contract Labor | 3,914.75 | | | |
| 6122 · DIRECT ELECTRICITY | 3,083.93 | 25,000.00 | -21,916.07 | 12.3% |
| 6165 · Tools & Equipment | 248.43 | 2,000.00 | -1,751.57 | 12.4% |
| 6166 · Fixed Asset Expenditure | 0.00 | 15,000.00 | -15,000.00 | 0.0% |
| 6175 · Abatement/Code Enforcement | 247.80 | 10,000.00 | -9,752.20 | 2.5% |
| 7001 · H-O-T Street Lighting Expense | 360.00 | 1,200.00 | -840.00 | 30.0% |
| 7010 · Tractor Repair & Expense | 443.76 | 2,000.00 | -1,556.24 | 22.2% |
| 7011 · Mower Repair & Expense | 165.92 | 500.00 | -334.08 | 33.2% |
| 7015 · City Back Hoe & Dump Truck | 949.55 | 1,000.00 | -50.45 | 95.0% |
| 7016 · Truck Repairs and Tires | 1,599.79 | 1,000.00 | 599.79 | 160.0% |
| 7020 · Street Repair Expenses | 6,602.17 | 125,000.00 | -118,397.83 | 5.3% |
| 7021 · Drainage Clean Out Account | 0.00 | 6,000.00 | -6,000.00 | 0.0% |
| 7022 · Bridge Repairs | 0.00 | 10,000.00 | -10,000.00 | 0.0% |
| 7025 · Brush Clean-Up Costs | 0.00 | 0.00 | 0.00 | 0.0% |
| 7030 · Office Fixtures | 0.00 | 100.00 | -100.00 | 0.0% |
| 7035 · Uniforms & Office Shirts | 472.27 | 1,500.00 | -1,027.73 | 31.5% |
| 7050 · Comprehensive Planning Projects | | | | |
| 7051 · Land Planning | 0.00 | 0.00 | 0.00 | 0.0% |
| 7052 · Economic Development Corp. | 0.00 | 0.00 | 0.00 | 0.0% |
| 7050 · Comprehensive Planning Projects - Other | 1,064.92 | 50,000.00 | -48,935.08 | 2.1% |
| Total 7050 · Comprehensive Planning Projects | 1,064.92 | 50,000.00 | -48,935.08 | 2.1% |
| Total 70000 · CITY INFRASTRUCTURE COSTS | 20,812.39 | 267,367.00 | -246,554.61 | 7.8% |
| 80000 · POLICE DEPT. OPERATION EXPENSES | | | | |
| 8004 · Fixed Asset-Police Purchase | 10,000.00 | 12,000.00 | -2,000.00 | 83.3% |
| 8005 · Police Principal Trucks | 0.00 | 20,000.00 | -20,000.00 | 0.0% |
| 8006 · Police Interest Pick ups | 0.00 | 3,000.00 | -3,000.00 | 0.0% |
| 8010 · Police Equipment | 2,035.96 | 7,000.00 | -4,964.04 | 29.1% |
| 8015 · Police Vehicle Equipment | 998.00 | 15,000.00 | -14,002.00 | 6.7% |
| 8016 · K-9 Expenses | 209.58 | 2,000.00 | -1,790.42 | 10.5% |
| 8020 · Police Gas & Oil | 4,492.84 | 30,000.00 | -25,507.16 | 15.0% |
| 8025 · Repair & Maintenance Police Car | 4,436.59 | 8,000.00 | -3,563.41 | 55.5% |
| 8030 · Police Membership Dues | 55.00 | 250.00 | -195.00 | 22.0% |
| 8035 · Police Training | 1,079.73 | 2,500.00 | -1,420.27 | 43.2% |
| 8040 · Police Equipment Maintenance | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 8045 · Police Uniform Purchases | 180.00 | 4,000.00 | -3,820.00 | 4.5% |
| 8050 · Police General Repair & Mainl | | | | |
| 8055 · Police Dept station expense | 132.49 | 500.00 | -367.51 | 26.5% |
| Total 8050 · Police General Repair & Mainl | 132.49 | 500.00 | -367.51 | 26.5% |
| 8060 · Omnibase Expense | 0.00 | 5,000.00 | -5,000.00 | 0.0% |
| 8095 · Computer Exp Police Department | | | | |
| 8096 · Police Cop Sync Account | 0.00 | 5,000.00 | -5,000.00 | 0.0% |
| 8095 · Computer Exp Police Department - Other | 922.44 | 5,000.00 | -4,077.56 | 18.4% |
| Total 8095 · Computer Exp Police Department | 922.44 | 10,000.00 | -9,077.56 | 9.2% |
| 8105 · Police Forms Expense | 105.00 | 500.00 | -395.00 | 21.0% |
| 8110 · Police Office Supplies | 192.83 | 700.00 | -507.17 | 27.5% |
| 8115 · Police Office Equipment Lease | 518.44 | 2,200.00 | -1,681.56 | 23.6% |
| 8120 · Police Telephone Exp | 836.01 | 3,900.00 | -3,063.99 | 21.4% |
| 8125 · Police Postage Exp | 15.70 | 1,000.00 | -984.30 | 1.6% |
| 8130 · Police Cell Phone Ex | 1,787.43 | 7,000.00 | -5,212.57 | 25.5% |
| 8135 · Police Advertising | 0.00 | 50.00 | -50.00 | 0.0% |
| 8150 · Police Travel Exp | 0.00 | 25.00 | -25.00 | 0.0% |
| 8155 · Police Misc. Exp | | | | |
| 8156 · S.A.N.E. advocacy child crimes | 0.00 | 0.00 | 0.00 | 0.0% |
| 8155 · Police Misc. Exp - Other | 37.37 | 125.00 | -87.63 | 29.9% |
| Total 8155 · Police Misc. Exp | 37.37 | 125.00 | -87.63 | 29.9% |
| 8165 · Social Platforms-Police Dept. | 329.59 | 1,500.00 | -1,170.41 | 22.0% |
| 8185 · Janitorial-Police Dept. | 0.00 | 300.00 | -300.00 | 0.0% |

General Fund
Profit & Loss Budget vs. Actual

October 2015 through September 2016

| | Oct '15 - Sep 16 | Budget | \$ Over Budget | % of Budget |
|--|--------------------|---------------------|--------------------|---------------|
| 80000 · POLICE DEPT. OPERATION EXPENSES - Other | 0.00 | 0.00 | 0.00 | 0.0% |
| Total 80000 · POLICE DEPT. OPERATION EXPENSES | 28,365.00 | 137,550.00 | -109,185.00 | 20.6% |
| 82000 · POLICE PERSONNEL & SUPPORT | | | | |
| 82075 · Salaries & Wages Police Dep | | | | |
| 82077 · TFO Payroll Overtime Expense | 0.00 | 0.00 | 0.00 | 0.0% |
| 82075 · Salaries & Wages Police Dept - Other | 57,803.83 | 224,000.00 | -166,196.17 | 25.8% |
| Total 82075 · Salaries & Wages Police Dep | 57,803.83 | 224,000.00 | -166,196.17 | 25.8% |
| 82085 · TMRS Police Department | 2,796.94 | 16,000.00 | -13,203.06 | 17.5% |
| 82145 · TMLIEBP Insurance | 13,273.04 | 36,000.00 | -22,726.96 | 36.9% |
| Total 82000 · POLICE PERSONNEL & SUPPORT | 73,873.81 | 276,000.00 | -202,126.19 | 26.8% |
| 90000 · PROFESSIONAL ADMINISTRATION | | | | |
| 6095 · Engineers | 0.00 | 5,000.00 | -5,000.00 | 0.0% |
| 6100 · Attorneys | 12,128.53 | 50,000.00 | -37,871.47 | 24.3% |
| 6105 · Auditors | 0.00 | 12,000.00 | -12,000.00 | 0.0% |
| 6110 · City Insurance | 8,056.83 | 17,000.00 | -8,943.17 | 47.4% |
| 6116 · Scholarship Fund | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 6117 · School Yearbook Advertising | 0.00 | 150.00 | -150.00 | 0.0% |
| 8070 · Police Department Attorney Fees | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 8090 · Auditor Fee Police Department | 0.00 | 12,000.00 | -12,000.00 | 0.0% |
| 8100 · Police City Insurance | 8,056.83 | 17,000.00 | -8,943.17 | 47.4% |
| Total 90000 · PROFESSIONAL ADMINISTRATION | 28,242.19 | 115,150.00 | -86,907.81 | 24.5% |
| 9990 · BANK TRANSFERS | | | | |
| 9995 · Temporary bank error | 4,131.91 | 0.00 | 4,131.91 | 100.0% |
| 9990 · BANK TRANSFERS - Other | 398,812.09 | 0.00 | 398,812.09 | 100.0% |
| Total 9990 · BANK TRANSFERS | 402,944.00 | 0.00 | 402,944.00 | 100.0% |
| Total Expense | 622,622.45 | 1,095,300.00 | -472,677.55 | 56.8% |
| Net Ordinary Income | -286,875.91 | 0.00 | -286,875.91 | 100.0% |
| Other Income/Expense | | | | |
| Other Income | | | | |
| 57000 · Asset forfeiture seizure func | 0.00 | 0.00 | 0.00 | 0.0% |
| 58000 · IRS Re-Imbursm. Income for TFO | 0.00 | 0.00 | 0.00 | 0.0% |
| Total Other Income | 0.00 | 0.00 | 0.00 | 0.0% |
| Other Expense | | | | |
| 81000 · P.D. Task Force Operations | | | | |
| 81100 · Lodging/Food | 0.00 | 0.00 | 0.00 | 0.0% |
| Total 81000 · P.D. Task Force Operations | 0.00 | 0.00 | 0.00 | 0.0% |
| Total Other Expense | 0.00 | 0.00 | 0.00 | 0.0% |
| Net Other Income | 0.00 | 0.00 | 0.00 | 0.0% |
| Net Income | -286,875.91 | 0.00 | -286,875.91 | 100.0% |

**General Fund
Trial Balance
As of December 31, 2015**

| | Dec 31, 15 | |
|---|------------|--------------|
| | Debit | Credit |
| 1000 · Moody General Checking | 267,211.72 | |
| 1001 · MRLA Savings | 521,669.61 | |
| 1002 · Police Department DAG Account | 0.00 | |
| 1003 · Municipal Tech /Bldg. Checking | 28,864.69 | |
| 1004 · CD INVESTMENT ACCT. FOR MRLA | 0.00 | |
| 1005 · Administrative Account Only | 1.16 | |
| 1006 · MRLA Investment | 644,403.06 | |
| 1007 · Asset Forfeiture Police Dept. | 14,494.62 | |
| 1200 · Property Tax Receivable | 38,766.39 | |
| 1205 · Allowance For Doubtful Accounts | | 29,657.42 |
| 1215 · Restitution Receivable | 0.00 | |
| 1220 · Franchise Tax Receivable | 0.00 | |
| 1230 · Employee Receivables | 225.00 | |
| 12000 · Undeposited Funds | 0.00 | |
| 1500 · Due from TXDOT for paid exp | 0.00 | |
| 1300 · Misc. Receivables | 0.00 | |
| 20000 · Accounts Payable | | 160.99 |
| 20010 · Accounts Payable Adjustment | 0.00 | |
| 2100 · Payroll Taxes Payable | 1,692.00 | |
| 2150 · Accrued Salaries Payable | | 9,088.40 |
| 2160 · TML Insurance Re-lmb for Tower | 0.00 | |
| 2161 · TML Insur Re-lmb for Crown Vic | 0.00 | |
| 2170 · JE Audit | 0.00 | |
| 2180 · Due to Water Dept Fund | 33,037.31 | |
| 2500 · Deferred Lease Income | | 10,712.00 |
| 2600 · Deferred Property Tax Revenue | | 9,108.97 |
| 40000 · Ordinary Liabilities | 0.00 | |
| 40000 · Ordinary Liabilities:2010 · State Comp Fines Payable | | 66,831.95 |
| 40000 · Ordinary Liabilities:2105 · TMRS Payable | | 407.40 |
| 40000 · Ordinary Liabilities:2110 · Pre-Paid Legal | | 140.86 |
| 40000 · Ordinary Liabilities:2115 · AFLAC Payable | | 122.46 |
| 40000 · Ordinary Liabilities:2120 · TMLIEBP Health Ins. | | 1,541.03 |
| 40000 · Ordinary Liabilities:2130 · Employee Equipment Purchase | 0.00 | |
| 40000 · Ordinary Liabilities:2135 · Repayment | 0.00 | |
| 40000 · Ordinary Liabilities:2145 · Child Support Payable | 546.91 | |
| 40000 · Ordinary Liabilities:2155 · Liberty National Life | | 92.27 |
| 40000 · Ordinary Liabilities:24000 · Payroll Liabilities | 4,200.23 | |
| 3000 · Fund Balance General | 0.00 | |
| 3100 · Fund Balance Public Safety | 0.00 | |
| 32000 · Unrestricted Net Assets | | 1,672,954.16 |
| 50000 · INCOME:5000 · Property Tax Revenue | | 153,829.00 |
| 50000 · INCOME:5010 · State Sales Tax Revenue | | 12,519.83 |
| 50000 · INCOME:5020 · Franchise Tax Revenue | | 9,404.40 |
| 50000 · INCOME:5040 · Pavillion Rental Income | | 200.00 |
| 50000 · INCOME:5050 · Animal Control Income | | 375.00 |
| 50000 · INCOME:5070 · Interest Income | | 247.20 |
| 50000 · INCOME:5075 · Permit Fees Income | | 635.00 |
| 50000 · INCOME:5080 · Misc /Police Rpt/Acc Rpt Income | | 127.80 |
| 50000 · INCOME:5500 · Fines Income | | 100,646.28 |
| 50000 · INCOME:5501 · MVBA COLLECTIONS INCOME | | 40,159.99 |
| 50000 · INCOME:5505 · P.D. Vehicle Escrow | | 5,475.00 |
| 50000 · INCOME:5510 · Fines Court Tech Fund | | 7,943.00 |
| 50000 · INCOME:5520 · Fines Court Bldg/Security Fund | | 5,958.00 |
| 50000 · INCOME:5525 · Juvenile Case Manager Fund | | 3,406.19 |
| 60000 · ADMINISTRATIVE COSTS:6010 · Atmos Gas | 75.76 | |
| 60000 · ADMINISTRATIVE COSTS:6020 · Membership Dues | 67.50 | |
| 60000 · ADMINISTRATIVE COSTS:6025 · Tax Appraiser Fees | 1,068.09 | |
| 60000 · ADMINISTRATIVE COSTS:6030 · Tax Collector Fees | 425.07 | |
| 60000 · ADMINISTRATIVE COSTS:6050 · Office Equipment Lease | 228.19 | |
| 60000 · ADMINISTRATIVE COSTS:6065 · Municipal Court Collection Cost | 13,633.27 | |
| 60000 · ADMINISTRATIVE COSTS:6092 · Social Platforms | 423.06 | |
| 60000 · ADMINISTRATIVE COSTS:6115 · Office Supplies | 891.55 | |
| 60000 · ADMINISTRATIVE COSTS:6125 · Telephones | 727.65 | |
| 60000 · ADMINISTRATIVE COSTS:6130 · Postage | 33.04 | |

General Fund Trial Balance

01/08/16

As of December 31, 2015

Accrual Basis

Dec 31, 15

| | Debit | Credit |
|--|-------|--------|
|--|-------|--------|

| | | |
|--|---------------------|---------------------|
| 60000 · ADMINISTRATIVE COSTS:6132 · Court Postage | 13.48 | |
| 60000 · ADMINISTRATIVE COSTS:6135 · Cell Phones & I-Pads | 1,427.46 | |
| 60000 · ADMINISTRATIVE COSTS:6155 · Training/Schools/Seminars | 74.18 | |
| 60000 · ADMINISTRATIVE COSTS:6160 · Misc. Expense | 122.35 | |
| 60000 · ADMINISTRATIVE COSTS:6160 · Misc. Expense:6161 · Council Annual Payroll | 72.00 | |
| 60000 · ADMINISTRATIVE COSTS:6180 · Computer Expenses | 742.18 | |
| 60000 · ADMINISTRATIVE COSTS:6185 · Janitorial | 62.83 | |
| 65000 · ANIMAL CONTROL EXPENSES:6172 · Waco Animal Shelter Contract | 1,236.00 | |
| 66000 · OFFICE PERSONNEL & SUPPORT | 575.00 | |
| 66000 · OFFICE PERSONNEL & SUPPORT:66065 · Salaries and Wages=General | | 3,093.59 |
| 66000 · OFFICE PERSONNEL & SUPPORT:66070 · Payroll Tax Expense=General | | 1,119.66 |
| 66000 · OFFICE PERSONNEL & SUPPORT:66075 · TMLIEBP Insurance | 3,580.22 | |
| 66000 · OFFICE PERSONNEL & SUPPORT:66080 · TMRS Expense=General | 1,480.67 | |
| 66000 · OFFICE PERSONNEL & SUPPORT:66090 · Water Co. Wages PassThru Acct. | 32,870.41 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6035 · Repairs & General Maintenance | 17.73 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6040 · Gas and Oil | 1,339.99 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6045 · Mowing Expense | 265.55 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6090 · Contract Labor | 3,578.75 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6122 · DIRECT ELECTRICITY | 3,083.93 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6165 · Tools & Equipment | 154.48 | |
| 70000 · CITY INFRASTRUCTURE COSTS:6175 · Abatement/Code Enforcement | 247.80 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7001 · H-O-T Street Lighting Expense | 360.00 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7010 · Tractor Repair & Expense | 443.76 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7011 · Mower Repair & Expense | 158.74 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7015 · City Back Hoe & DumpTruck | 949.55 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7016 · Truck Repairs and Tires | 1,599.79 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7020 · Street Repair Expenses | 6,602.17 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7035 · Uniforms & Office Shirts | 329.71 | |
| 70000 · CITY INFRASTRUCTURE COSTS:7050 · Comprehensive Planning Projects | 1,064.92 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8004 · Fixed Asset-Police Purchase | 10,000.00 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8010 · Police Equipment | 2,035.96 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8015 · Police Vehicle Equipment | 998.00 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8016 · K-9 Expenses | 99.58 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8020 · Police Gas & Oil | 4,492.84 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8025 · Repair & Maintenance Police Car | 3,430.94 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8035 · Police Training | 1,079.73 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8045 · Police Uniform Purchases | 180.00 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8050 · Police General Repair & Maint:8055 · Pol... | 132.49 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8095 · Computer Exp Police Department | 922.44 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8105 · Police Forms Expense | 105.00 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8110 · Police Office Supplies | 192.83 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8115 · Police Office Equipment Lease | 518.44 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8120 · Police Telephone Exp | 836.01 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8125 · Police Postage Exp | 15.70 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8130 · Police Cell Phone Ex | 1,787.43 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8155 · Police Misc. Exp | 37.37 | |
| 80000 · POLICE DEPT. OPERATION EXPENSES:8165 · Social Platforms-Police Dept. | 329.59 | |
| 82000 · POLICE PERSONNEL & SUPPORT:82075 · Salaries & Wages Police Dept | 49,546.14 | |
| 82000 · POLICE PERSONNEL & SUPPORT:82075 · Salaries & Wages Police Dept:82077 · TFO P... | 0.00 | |
| 82000 · POLICE PERSONNEL & SUPPORT:82085 · TMRS Police Department | 2,412.96 | |
| 82000 · POLICE PERSONNEL & SUPPORT:82145 · TMLIEBP Insurance | 9,019.18 | |
| 90000 · PROFESSIONAL ADMINISTRATION:6100 · Attorneys | 12,128.53 | |
| 90000 · PROFESSIONAL ADMINISTRATION:6110 · City Insurance | 3,786.58 | |
| 90000 · PROFESSIONAL ADMINISTRATION:8100 · Police City Insurance | 3,786.58 | |
| 9990 · BANK TRANSFERS | 398,812.09 | |
| 9990 · BANK TRANSFERS:9995 · Temporary bank error | 4,131.91 | |
| TOTAL | 2,145,957.85 | 2,145,957.85 |

WATER COMPANY
Profit & Loss Budget vs. Actual
 October 2015 through September 2016

| | Oct '15 - Sep 16 | Budget | \$ Over Budget | % of Budget |
|---|-------------------|---------------------|----------------------|--------------|
| Ordinary Income/Expense | | | | |
| Income | | | | |
| 50000 · INCOME | | | | |
| 5000 · Water Sales | 506,694.38 | 1,500,000.00 | -993,305.62 | 33.8% |
| 5010 · Tap Fees | 0.00 | 10,000.00 | -10,000.00 | 0.0% |
| 5030 · Re-connection Fees | 7,260.00 | 25,000.00 | -17,740.00 | 29.0% |
| 5050 · Donations Emergency Services | 1,118.67 | 1,500.00 | -381.33 | 74.6% |
| 5060 · Returned Check Fees | 3,042.90 | 3,000.00 | 42.90 | 101.4% |
| 5070 · Interest Income | 1,373.64 | 5,000.00 | -3,626.36 | 27.5% |
| 5080 · Misc. Income | 0.00 | 2,000.00 | -2,000.00 | 0.0% |
| 5090 · Garbage Revenue | 39,089.19 | 115,000.00 | -75,910.81 | 34.0% |
| Total 50000 · INCOME | 558,578.78 | 1,661,500.00 | -1,102,921.22 | 33.6% |
| Total Income | 558,578.78 | 1,661,500.00 | -1,102,921.22 | 33.6% |
| Gross Profit | 558,578.78 | 1,661,500.00 | -1,102,921.22 | 33.6% |
| Expense | | | | |
| 60000 · WATER SYSTEM EXPENSES | | | | |
| 6000 · Water Purchases | 161,925.00 | 455,000.00 | -293,075.00 | 35.6% |
| 6010 · Water Sample Expense | 684.01 | 4,500.00 | -3,815.99 | 15.2% |
| 6020 · Southern Trinity Conserv. Dist | 877.08 | 2,500.00 | -1,622.92 | 35.1% |
| 6030 · Fittings and Supplies | | | | |
| 6036 · Uniforms | 378.44 | 2,200.00 | -1,821.56 | 17.2% |
| 6037 · AMR residential meters | 0.00 | 500.00 | -500.00 | 0.0% |
| 6030 · Fittings and Supplies - Other | 11,343.34 | 30,000.00 | -18,656.66 | 37.8% |
| Total 6030 · Fittings and Supplies | 11,721.78 | 32,700.00 | -20,978.22 | 35.8% |
| 6031 · Tank Yearly Inspections | 0.00 | 3,000.00 | -3,000.00 | 0.0% |
| 6032 · Commercial/Large Business Meter | 0.00 | 2,000.00 | -2,000.00 | 0.0% |
| 6033 · Meter Study Expense Only | 75.00 | 1,000.00 | -925.00 | 7.5% |
| 6035 · System Equipment Rental | 0.00 | 1,000.00 | -1,000.00 | 0.0% |
| 6040 · REPAIRS AND MAINTENENCE | | | | |
| 6041 · Repair of Wells and PRV's | 12,714.50 | 20,000.00 | -7,285.50 | 63.6% |
| 6042 · Building upkeep expenses | 106.49 | 500.00 | -393.51 | 21.3% |
| 6040 · REPAIRS AND MAINTENENCE - Other | 1,600.00 | 5,000.00 | -3,400.00 | 32.0% |
| Total 6040 · REPAIRS AND MAINTENENCE | 14,420.99 | 25,500.00 | -11,079.01 | 56.6% |
| 6043 · Tank Repairs and Maintenance | 0.00 | 5,000.00 | -5,000.00 | 0.0% |
| 6050 · Gas and Oil | 1,969.52 | 16,000.00 | -14,030.48 | 12.3% |
| 6060 · Repair and Maint. Trucks | 3,760.99 | 5,000.00 | -1,239.01 | 75.2% |
| 6065 · Back Hoe Repair | 71.20 | 5,000.00 | -4,928.80 | 1.4% |
| 6070 · Chemical Purchases | 1,818.66 | 5,500.00 | -3,681.34 | 33.1% |
| 6710 · Heart o' Texas Utilities | 14,691.00 | 50,000.00 | -35,309.00 | 29.4% |
| 6715 · Direct Energy Business | 10,982.76 | 50,000.00 | -39,017.24 | 22.0% |
| 6760 · Travel/School/Seminars | 0.00 | 1,500.00 | -1,500.00 | 0.0% |
| 6765 · Fixed Asset Expenditure | 0.00 | 20,000.00 | -20,000.00 | 0.0% |
| Total 60000 · WATER SYSTEM EXPENSES | 222,997.99 | 685,200.00 | -462,202.01 | 32.5% |
| 61000 · GARBAGE PICK UP EXPENSE | 27,322.97 | 100,000.00 | -72,677.03 | 27.3% |
| 65000 · PERSONNEL AND SUPPORT | | | | |
| 6500 · Salaries and Wages=Water | 36,789.80 | 190,000.00 | -153,210.20 | 19.4% |
| 6510 · Payroll Tax Expense | 724.84 | 8,900.00 | -8,175.16 | 8.1% |
| 6520 · TMRS Expense | 1,620.86 | 14,000.00 | -12,379.14 | 11.6% |
| 6540 · TMLIEBP Insurance | 5,941.04 | 32,000.00 | -26,058.96 | 18.6% |
| 6600 · Contract Labor | 9,864.56 | | | |
| Total 65000 · PERSONNEL AND SUPPORT | 54,941.10 | 244,900.00 | -189,958.90 | 22.4% |
| 66000 · PROFESSIONAL TEAM | | | | |
| 6620 · Attorney Fees | 1,378.35 | 2,000.00 | -621.65 | 68.9% |
| 6630 · Engineering Fees | 0.00 | 25,000.00 | -25,000.00 | 0.0% |
| 6640 · Auditor Fees | 0.00 | 12,000.00 | -12,000.00 | 0.0% |
| 6650 · City Insurance Expense | 8,056.84 | 17,000.00 | -8,943.16 | 47.4% |
| Total 66000 · PROFESSIONAL TEAM | 9,435.19 | 56,000.00 | -46,564.81 | 16.8% |
| 67000 · ADMINISTRATIVE EXPENSES | | | | |
| 6610 · Membership Fees | 3,939.65 | 5,000.00 | -1,060.35 | 78.8% |
| 6690 · Office Supplies | | | | |
| 6695 · Social Platforms | 18.47 | 1,500.00 | -1,481.53 | 1.2% |
| 6690 · Office Supplies - Other | 312.59 | 3,000.00 | -2,687.41 | 10.4% |
| Total 6690 · Office Supplies | 331.06 | 4,500.00 | -4,168.94 | 7.4% |
| 6700 · Office Equipment Lease | 633.00 | 3,000.00 | -2,367.00 | 21.1% |
| 6705 · Atmos Gas | 75.76 | 300.00 | -224.24 | 25.3% |
| 6720 · Computer Expenses | | | | |
| 6725 · Annual Software Maintenance | 1,349.00 | 5,900.00 | -4,551.00 | 22.9% |

WATER COMPANY

Profit & Loss Budget vs. Actual

October 2015 through September 2016

| | Oct '15 - Sep 16 | Budget | \$ Over Budget | % of Budget |
|---|------------------|--------------|----------------|-------------|
| 6720 · Computer Expenses - Other | 728.05 | 6,000.00 | -5,271.95 | 12.1% |
| Total 6720 · Computer Expenses | 2,077.05 | 11,900.00 | -9,822.95 | 17.5% |
| 6730 · Telephone Expense | 2,321.88 | 6,000.00 | -3,678.12 | 38.7% |
| 6735 · Cell Phone Expense | 384.10 | 3,000.00 | -2,615.90 | 12.8% |
| 6740 · Postage | 2,215.29 | 400.00 | 1,815.29 | 553.8% |
| 6745 · TCEQ Water Letter Postage | 0.00 | 50.00 | -50.00 | 0.0% |
| 6750 · Advertising Expense | 0.00 | 250.00 | -250.00 | 0.0% |
| 6770 · Misc. Expense | 313.82 | 2,500.00 | -2,186.18 | 12.6% |
| 6790 · Janitorial/Mats | 33.67 | 500.00 | -466.33 | 6.7% |
| 6800 · Donations - Emergency Services | 597.01 | 1,500.00 | -902.99 | 39.8% |
| Total 67000 · ADMINISTRATIVE EXPENSES | 12,922.29 | 38,900.00 | -25,977.71 | 33.2% |
| 69000 · Debt/Expense Accounts | | | | |
| 6675 · Depreciation Expense | 14,000.00 | 170,000.00 | -156,000.00 | 8.2% |
| 6680 · Interest Expense | 0.00 | 170,000.00 | -170,000.00 | 0.0% |
| 69000 · Debt/Expense Accounts - Other | 28,000.00 | | | |
| Total 69000 · Debt/Expense Accounts | 42,000.00 | 340,000.00 | -298,000.00 | 12.4% |
| Total Expense | 369,619.54 | 1,465,000.00 | -1,095,380.46 | 25.2% |
| Net Ordinary Income | 188,959.24 | 196,500.00 | -7,540.76 | 96.2% |
| Other Income/Expense | | | | |
| Other Income | | | | |
| 5630 · Fixed Asset Sales Income | 0.00 | 500.00 | -500.00 | 0.0% |
| 7400000 · Payment TXDOT Utility Re-Lo's | | | | |
| 74200 · Payment TXDOT Eng Utility Relc | 50,186.00 | | | |
| Total 7400000 · Payment TXDOT Utility Re-Lo's | 50,186.00 | | | |
| Total Other Income | 50,186.00 | 500.00 | 49,686.00 | 10,037.2% |
| Other Expense | | | | |
| 68000 · COMPREHENSIVE WATER PROJECTS | | | | |
| 60010 · Department Equipment | 0.00 | 120,000.00 | -120,000.00 | 0.0% |
| 60020 · Falls County Improv. Projects | 0.00 | 77,000.00 | -77,000.00 | 0.0% |
| Total 68000 · COMPREHENSIVE WATER PROJECTS | 0.00 | 197,000.00 | -197,000.00 | 0.0% |
| Total Other Expense | 0.00 | 197,000.00 | -197,000.00 | 0.0% |
| Net Other Income | 50,186.00 | -196,500.00 | 246,686.00 | -25.5% |
| Net Income | 239,145.24 | 0.00 | 239,145.24 | 100.0% |

**Water Department
Trial Balance
As of December 31, 2015**

| | Dec 31, 15 | |
|--|--------------|--------------|
| | Debit | Credit |
| 1000 · Moody Bank Checking | 334,990.78 | |
| 1001 · Moody Unearned Deposit Account | 64,214.45 | |
| 1003 · Reserve Fund Moody Bank | 0.00 | |
| 1004 · Sinking fund Moody Bank | 0.00 | |
| 1005 · Cash Drawer | 300.00 | |
| 1006 · Petty Cash | 200.00 | |
| 1006 · Petty Cash:1100 · Donations | 200.00 | |
| 1007 · 2011 Imprv Revn Bond Resrv Fund | 70,484.38 | |
| 1008 · 2011 Improve-Int & Sinking Fund | 18,818.28 | |
| 1009 · 2011 Refnd Rvnu Resv Bond Fund | 37,361.81 | |
| 1010 · 2011 Int. & Sinking Fund | 9,421.90 | |
| 1011 · 2011 Utility Improvement Fund | 33,263.17 | |
| 1012 · 2011 CD Investments Acct. CDAR | 0.00 | |
| 1013 · 2013 C.D. Investment Acct. CDAR | 115,856.68 | |
| 1014 · 2013 Utility Improvement Fund | 1,044.48 | |
| 1015 · 2013 Int & Sinking Fund | 44,143.25 | |
| 1016-01 · 2013 Impv. Rev Bond Resrv Fund | 5,035.70 | |
| 1016-02 · impr rev bond 2013 Res Fund ICS | 157,376.58 | |
| 1017 · 2015 Int & Sinking Fund | 7,416.73 | |
| 1018 · CITY OF B-E INVESTMENT ACCOUNT | 1,505,848.95 | |
| 1200 · Water Accounts Receivable | 0.00 | |
| 1201 · Tap Fee Receivables | 0.00 | |
| 1202 · Accounts Receivables NSF Checks | 1,549.81 | |
| 1206 · IH35 Contractor Repair Bill Due | 0.00 | |
| 1218 · Employee Receivables | 0.00 | |
| 1230 · Fire Hydrant Mishap | 0.00 | |
| 1250 · Due from General Fund | | 33,037.11 |
| 1260 · Prepaid Expenses | 0.00 | |
| 1270 · RVS WATER RECEIVABLES | 326,580.52 | |
| 1280 · RVS RECEIVABLES NSF CHECKS | 5,685.56 | |
| 1290 · RVS TAP FEE RECEIVABLES | | 1,500.00 |
| 1500 · Due from TXDOT for paid exp | 57,412.06 | |
| 1600 · Tank Improvements | 809,268.82 | |
| 1605 · A/D Tank Improvements | 0.00 | |
| 1610 · Equipment | 509,951.98 | |
| 1615 · A/D Equipment | 0.00 | |
| 1620 · Automobiles | 16,217.21 | |
| 1625 · A/D Automobiles | 0.00 | |
| 1630 · Office Equipment | 52,935.35 | |
| 1635 · A/D Office Equipment | 0.00 | |
| 1640 · System Improvements | 1,217,984.38 | |
| 1645 · A/D System Improvements | 0.00 | |
| 1650 · Construction In Progress | 0.00 | |
| 1650 · Construction In Progress:1652 · CIP Bethany Plant | 0.00 | |
| 1660 · Land | 75,190.10 | |
| 1670 · Property Easements | 10,281.71 | |
| 1680 · Maintenance Building | 69,506.87 | |
| 1685 · A/D Maintenance Building | 0.00 | |
| 1690 · Municipal Building | 62,268.89 | |
| 1695 · A/D Municipal Building | 0.00 | |
| 1700 · Water System | 3,091,424.14 | |
| 1705 · A/D Water System | 0.00 | |
| 1720 · A/D - Water Facilities | | 2,422,961.48 |
| 1730 · A/D - Buildings and Improvement | | 120,118.68 |
| 1740 · A/D - Equipment and Furniture | | 406,582.19 |
| 1215 · Deferred Tech Support | 0.00 | |
| 1220 · Redemption Premium Cast Note | 0.00 | |
| 1225 · Bond Issue Costs | 0.00 | |
| 2000 · Accounts Payable | | 9,643.60 |
| 2010 · Accounts Payable Adjustment | 0.00 | |
| 2100 · Payroll Tax Payable | 0.00 | |
| 21000 · Ordinary Liabilites:2020 · Accrued Liabilities | 0.00 | |
| 21000 · Ordinary Liabilites:2105 · TMRS Payable | 0.00 | |
| 21000 · Ordinary Liabilites:2110 · Pre-Paid Legal | | 97.91 |

Water Department
Trial Balance
As of December 31, 2015

| | Dec 31, 15 | |
|--|------------|--------------|
| | Debit | Credit |
| 21000 · Ordinary Liabilites:2115 · Aflac Payable | 0.00 | |
| 21000 · Ordinary Liabilites:2118 · Employee Purchases | 0.00 | |
| 21000 · Ordinary Liabilites:2120 · S&W Ins Payable (TMLIEBP Now) | 41.48 | |
| 21000 · Ordinary Liabilites:2125 · Child Support Payable | 0.00 | |
| 21000 · Ordinary Liabilites:2130 · Vacation Payable | | 2,356.50 |
| 21000 · Ordinary Liabilites:2140 · Fire hydrant damages due | 0.00 | |
| 21000 · Ordinary Liabilites:2150 · Payroll Liabilities | | 23.24 |
| 21000 · Ordinary Liabilites:3000 · Due to Tabor Engineering | | 2,225.00 |
| 2160 · Accrued Payroll | | 3,307.00 |
| 2300 · Unearned Deposits | | 39,168.92 |
| 2500 · Series 2001 Revenue Bond | 0.00 | |
| 2501 · Serie 2001 Revenue Bond-due | 0.00 | |
| 2520 · Rev Refunding Bonds Series 2011 | | 274,000.00 |
| 2521 · Rev Refunding Bonds-Current Due | | 20,000.00 |
| 2540 · Revenue Bonds Series 2011 | | 550,000.00 |
| 2541 · Rev Bond Series 2011-CurrentDue | | 40,000.00 |
| 2543 · 2013 Improve Bond Current Due | | 81,000.00 |
| 2546 · 2013 Improvement Bond | | 1,723,000.00 |
| 30000 · Opening Balance Equity | 0.00 | |
| 32000 · Unrestricted Net Assets | | 2,821,067.17 |
| 3900 · Fund Balance | 0.00 | |
| 3950 · Contributed Capital | 679.60 | |
| 50000 · INCOME:5000 · Water Sales | | 395,704.78 |
| 50000 · INCOME:5030 · Re-connection Fees | | 5,460.00 |
| 50000 · INCOME:5050 · Donations Emergency Services | | 910.67 |
| 50000 · INCOME:5060 · Returned Check Fees | | 2,324.50 |
| 50000 · INCOME:5070 · Interest Income | | 1,373.64 |
| 50000 · INCOME:5090 · Garbage Revenue | | 29,466.65 |
| 60000 · WATER SYSTEM EXPENSES:6000 · Water Purchases | 122,559.00 | |
| 60000 · WATER SYSTEM EXPENSES:6010 · Water Sample Expense | 684.01 | |
| 60000 · WATER SYSTEM EXPENSES:6020 · Southern Trinity Conserv. Dist | 701.61 | |
| 60000 · WATER SYSTEM EXPENSES:6030 · Fittings and Supplies | 10,953.29 | |
| 60000 · WATER SYSTEM EXPENSES:6030 · Fittings and Supplies:6036 · Uniforms | 354.85 | |
| 60000 · WATER SYSTEM EXPENSES:6033 · Meter Study Expense Only | 75.00 | |
| 60000 · WATER SYSTEM EXPENSES:6040 · REPAIRS AND MAINTENENCE | 1,600.00 | |
| 60000 · WATER SYSTEM EXPENSES:6040 · REPAIRS AND MAINTENENCE:6041 · Repair of Well... | 12,714.50 | |
| 60000 · WATER SYSTEM EXPENSES:6040 · REPAIRS AND MAINTENENCE:6042 · Building upke... | 106.49 | |
| 60000 · WATER SYSTEM EXPENSES:6050 · Gas and Oil | 1,969.52 | |
| 60000 · WATER SYSTEM EXPENSES:6060 · Repair and Maint. Trucks | 3,638.58 | |
| 60000 · WATER SYSTEM EXPENSES:6065 · Back Hoe Repair | 71.20 | |
| 60000 · WATER SYSTEM EXPENSES:6070 · Chemical Purchases | 1,818.66 | |
| 60000 · WATER SYSTEM EXPENSES:6710 · Heart o' Texas Utilities | 14,691.00 | |
| 60000 · WATER SYSTEM EXPENSES:6715 · Direct Energy Business | 10,982.76 | |
| 61000 · GARBAGE PICK UP EXPENSE | 27,322.97 | |
| 65000 · PERSONNEL AND SUPPORT:6500 · Salaries and Wages=Water | 36,789.80 | |
| 65000 · PERSONNEL AND SUPPORT:6510 · Payroll Tax Expense | 724.84 | |
| 65000 · PERSONNEL AND SUPPORT:6520 · TMRS Expense | 1,620.86 | |
| 65000 · PERSONNEL AND SUPPORT:6540 · TMLIEBP Insurance | 3,871.50 | |
| 65000 · PERSONNEL AND SUPPORT:6600 · Contract Labor | 9,528.56 | |
| 66000 · PROFESSIONAL TEAM:6620 · Attorney Fees | 1,378.35 | |
| 66000 · PROFESSIONAL TEAM:6650 · City Insurance Expense | 3,786.59 | |
| 67000 · ADMINISTRATIVE EXPENSES:6610 · Membership Fees | 3,939.65 | |
| 67000 · ADMINISTRATIVE EXPENSES:6690 · Office Supplies | 282.60 | |
| 67000 · ADMINISTRATIVE EXPENSES:6690 · Office Supplies:6695 · Social Platforms | 18.47 | |
| 67000 · ADMINISTRATIVE EXPENSES:6700 · Office Equipment Lease | 533.05 | |
| 67000 · ADMINISTRATIVE EXPENSES:6705 · Atmos Gas | 75.76 | |
| 67000 · ADMINISTRATIVE EXPENSES:6720 · Computer Expenses | 728.05 | |
| 67000 · ADMINISTRATIVE EXPENSES:6720 · Computer Expenses:6725 · Annual Software Maint... | 1,349.00 | |
| 67000 · ADMINISTRATIVE EXPENSES:6730 · Telephone Expense | 2,321.88 | |
| 67000 · ADMINISTRATIVE EXPENSES:6735 · Cell Phone Expense | 384.10 | |
| 67000 · ADMINISTRATIVE EXPENSES:6740 · Postage | 2,215.29 | |
| 67000 · ADMINISTRATIVE EXPENSES:6770 · Misc. Expense | 283.27 | |
| 67000 · ADMINISTRATIVE EXPENSES:6790 · Janitorial/Mats | 33.67 | |
| 67000 · ADMINISTRATIVE EXPENSES:6800 · Donations - Emergency Services | 450.69 | |

5:12 PM
01/08/16
Accrual Basis

**Water Department
Trial Balance
As of December 31, 2015**

| | Dec 31, 15 | |
|--|---------------------|---------------------|
| | Debit | Credit |
| 69000 · Debt/Expense Accounts | 28,000.00 | |
| 69000 · Debt/Expense Accounts:6675 · Depreciation Expense | 14,000.00 | |
| 7400000 · Payment TXDOT Utility Re-Lo's:74200 · Payment TXDOT Eng Utility Relo | | 50,186.00 |
| TOTAL | 9,035,515.04 | 9,035,515.04 |

Considerations to

hire Johnny Grady.

Good performer,

conscientious,

quiet. Has not missed

a day nor been late.

I recommend you hire

him for water dept.

City of Bruceville-Eddy

143 Wilcox Drive
Telephone
Eddy, Texas 76524

(254) 859-5964

(254) 859-5779

DECEMBER 10th, 2015 MINUTES REGULAR MEETING AND WORK SHOP

OF THE GOVERNING BODY OF BRUCEVILLE-EDDY

Workshop convened at 6:00 p.m. In attendance Connally Bass, Mayor Eaton, Gary Lucas, Jason Dean, Hal Wilcox, Johnny Tabor, city engineer, Koni Billings, city administrator.

Items on the agenda discussed, but not acted on.

City Engineer: Discussion started with updates from the city engineer who noted that the sewer system project is still moving forward. He has contracted with an archeologist to report on the antiquities investigation on the land, which has been purchased for the wastewater solution. The bids for the repair work at the West Ridge well were considered. The bid from Jorgensen Pump has come in at the lowest amount for the work to be performed. Johnny has noted that the council may want to consider one of the bids and get the project started as we need to get the well back on line.

Update on road under Public Works consideration: Mayor Eaton discussed the Eagle Drive project, and where the rebuild is to date. The road has the two coats of oil on it to hold it until the next Tuesday, when weather permitting, the chip seal can be put onto the road and finished. Council adjourned the workshop at 6:30 p.m. and took a short break before regular session begins.

Regular Session of the City of Bruceville-Eddy Council Meeting convened at 6:33 p.m.

Members in attendance: Mayor ProTem Lucas, Councilman Bass, Councilman Wilcox, Councilman Jason Dean, Mayor Rick Eaton, City Administrator K. Billings. Councilman Trigg was excused.

Mayor Eaton offered the prayer and led the group in the Pledge of Allegiance.

Citizens Time: Michael Johansen, Brown Drive, Eddy stated that he is disappointed in the police department and their actions. He stated that they do not project the image of truthful, law-abiding servants of the public. He complained about the lack of a police report that he was told would be readied and it was lost. He was told that a business that was robbed of goods owned by him was to be contacted and was never contacted, yet he was told by the police that they had. He stated that he would no longer be investing in the city or spending money here in the city. He wants the department looked into.

Consent Agenda:

- a) Motion to accept the November 2015 payables were offered by Connally Bass. Hal Wilcox tendered a second. All in Favor.
- b) Motion to accept all the minutes of the November 2015 meetings was made by Connally Bass, seconded by Councilman Hal Wilcox. All in Favor.

Item 1: Council considered the bids for the repair at the West Ridge well. Hal Wilcox made a motion to accept the bid from Jurgensen Pump at \$20K and change. A second was then tendered by Gary Lucas to get the well up and running. It was decided that the well house would be considered at the February meeting in order to have the small pump fixed. This would require 4" lines to be installed. The council will accept the 4" rather than the 3" line bid as it will be cheaper to operate. The electrical On-Demand

charges will not be as great with a four-inch line feeding the well house to the overhead storage. All in Favor of the motion made.

Item 2: Council requested that a formal thank you be announced to Mayor Rick Eaton and all involved in getting Eagle Drive rebuilt. The council is considerate of the low cost to the city to have this road rebuilt and resurfaced. The Councilmen and the Mayor ProTem, Gary Lucas, issued a formal thank you.

Item 3: Council reconsidered the \$10K requested by the Police Department to buy a vehicle to replace the Ford Exhibition, as there have been numerous problems as it ages, and costly repairs. Connally Bass made a motion to re-approve the funds for the police department. Jason Dean seconded the request. All in Favor.

Item 4: Waco McLennan County Rural Transportation presented the figures for riders here in the city. The numbers of riders are low and the representatives have asked if there could be more press and communication here in the city to attract new riders and keep the city on a designated pick up route. The council elected to motion for two new banners to be created, with updated information and to have them placed at the triangle at Eagle Drive and FM 107. The lot needs to be cleaned up, and the banner placed at that location, with a second location being at the start of the city approaching from Moody. Jason Dean made a motion to purchase banners, with a second being tendered by Hal Wilcox. All in Favor.

Item 5: Laura Ormsby cancelled, will appear at January meeting.

Item 6: Council did not vote nor make any motions to accept the donation of the house at 303 West 3rd street in Eddy, as payment toward the liens for cleanup. They did not want the burden of 9 years of back taxes at @ \$25k, nor the lien amount of \$3k. Ms. Billings was asked to check with attorney if the city can give the executor information out to people interested in buying the property.

Motion to adjourn was made by Mayor Pro Tem Lucas at 7:27 p.m.

Seal

Rick Eaton, Mayor, City of Bruceville-Eddy

Minutes approved January 14, 2016

Koni Billings, City Administrator

CITY of BRUCEVILLE-EDDY

ENGINEER'S REPORT ON PROJECTS – 9/3/15 (updated 1-14-16)

*Contact Representative on Survey lead 2nd Notice
Rep. on Survey cut check or
the
sewer line!
6/20*

State Highway 7 / Boyd Williams Water Line:

10-6-15 – New Project: We are waiting on City Staff to get new easements for the line to be placed on the north side of Highway 7. We are waiting on City Staff to get utility locates and pot-holing so we can survey the crossing and submit a TxDOT permit for the TxDOT right-of-way crossing for Boyd Williams meter connection.

- 11-12-15 Update: No Change
- 12-10-15 Update: No Change
- 1-14-16 Update: No Change

*Mr. Purvis Jan 21st
Jan 20th
Jan 19th*

USDA-RD New Sewer System:

The project is waiting on income survey results and response from agencies about environmental issues and impact. Collection system is 70% designed but requires environmental letters from all agencies to continue. Every City street was identified to have a sewer line installed to avoid future environmental clearance issues if routes had to be changed. Sewage treatment alternatives are 50% complete, but requires environmental letters from all agencies to continue. Response letters have been received from 5 of 15 agencies. The agencies will get two requests and we must wait until early October to proceed without a response. The Texas Historical Commission has responded and will require an archeologist investigation and report (see attached THC letter). I will contact Archeologists to get proposals.

10-6-15 Update: Response letters have been received from 7 of 15 agencies. We are waiting on Archeologists proposals.

11-12-15 Update: Jay Tyler with Hillsboro USDA said he might be able to eliminate the Archeologist work with help from their John Powell. I contacted Mr. Powell and have not heard from him since 10-21-15. Jay Tyler called me today and it might be several weeks or months before we could get help from the Archeologists in USDA Washington DC office. To save time, I am proceeding with the required Archeological survey through a private practice Archeologist from College Station.

12-10-15 Update: Bill Moore has been hired by Tabor & Associates, Inc. to do the Archeological Investigation, but State Law requires he get an Antiquities Permit from the Texas Historical Commission before he can dig. Permit should be issued this week or next.

1-14-16 Update: Bill Moore, Archeologist, was on-site at the property this week to get final samples, etc. Report should be received by early February. Still waiting for the results of the Income Survey.

TEXAS WATER DEV. BOARD New Sewer System: An Intended Use Plan (pre-application) was submitted in March 2015 to TWDB for funding the city's new sewer system under the Clean Water State Revolving Fund. The City ranked 36 out of over 200 applicants (see attached). TWDB will fund the top 10 with some loan forgiveness (grant) money. They will offer low interest loans to the rest beginning in October 2015 provided a complete application is submitted. There is an option to resubmit the Intended Use Plan (pre-application) in March 2016 to see if the City's ranking was better. If both USDA and TWDB complete applications are prepared the cost of engineering will increase by at least \$15,000 to complete state requirements, extra paper work and engineering analysis.

10-6-15 Update: TWDB will open second round low interest loans at the end of October or maybe early November.

11-12-15 Update: No Change

12-10-15 Update: No Change

1-14-16 Update: No Change

Temporary Water Meter Moratorium:

The total water supply will serve over 2207 standard meters within compliance of TCEQ 85% rule. Current meter count is approx. 2070 meters. The City's meter count will be reduced as meters are vacated (remove meter, box & cutoffs back to the main). There are still numerous water mains that have too many meters for TCEQ compliance (see attached engineers report Exhibit H from 2012).

10-6-15 Update: I do not recommend that the moratorium be lifted until the water system mapping and hydraulic analysis is complete.

11-12-15 Update: No Change

12-10-15 Update: Waiting on marked-up system maps from City Staff showing correct locations of lines, valves, and meters.

1-14-16 Update: No Change

Water System Mapping & Hydraulic Analysis:

We are waiting on marked-up maps from city staff showing correct location of lines, valves and meters.

10-6-15 Update: No change.

11-12-15 Update: No Change

12-10-15 Update: No Change

1-14-16 Update: No Change

Water Loss:

City staff is repairing and looking for leaks. Water main metering for leak detection can resume when summer flows go down. Water main meters can then be installed to measure low flow (night time) conditions to identify the direction/location of high flows from large leaks or other usage.

10-6-15 Update: No change

11-12-15 Update: Water usage has probably dropped off and temporary water main meters should now be effective to check and follow high night time flows. High night flows typically indicate a significant water loss.

12-10-15 Update: No Change

1-14-16 Update: No Change

Old Blevins Rd New 4" Water Line:

This project is ready to be approved by the Council for bidding. All but 2 of the updated (new) easements have been secured. The new 4" water main will be placed in the existing water line easement where new easements are not granted.

10-6-15 Update: No change.

11-12-15 Update: No Change

12-10-15 Update: No Change

1-14-16 Update: No Change

Old Moody Rd New Water line:

This project is ready to be approved by the Council for bidding.

10-6-15 Update: No change.

11-12-15 Update: No Change

12-10-15 Update: No Change

1-14-16 Update: No Change

Ford Plant New 6” Fill Line & Conversion of Existing 8” to Distribution:

Right of Way (easements) must be verified by City. New easements may be necessary.

10-6-15 Update: No change.

11-12-15 Update: No Change

12-10-15 Update: No Change

1-14-16 Update: No Change

Friendly Oaks Tank Repair:

Existing ground tanks require repair and painting to comply with TCEQ. Council should authorize the Engineer to prepare bid documents, advertise and get bids for the work. Engineer will present bids to Council for review and action.

10-6-15 Update: No change.

11-12-15 Update: The Engineer is waiting on Council authorization to prepare Bid Documents.

12-10-15 Update: No Change

1-14-16 Update: No Change

TxDOT I35 Water Line Relocation:

This project is 90% complete. We are waiting on TxDOT's water line contractors to remobilize to remove the old water lines and identify any old lines that they must cut and capped.

10-6-15 Update: No change.

11-12-15 Update: TxDOT contractor TTG Utilities Inc. is on-site connecting water mains near FM 1239 and also in the vicinity of Grider Street.

12-10-15 Update: TxDOT/TTG Utilities Inc. contractor has completed water line connections near FM 1239 and also near Grider Street. The last part of the TxDOT work will be removing the old lines which may result in leaks if the old lines are still connected to the system at unknown locations.

1-14-16 Update: No Change

Westridge Well Repair:

12-10-15 Update: Well has been cleaned, videoed, and sonar jetted to clean the screen/slots. Based on the video, the well casing appears to be in good condition, except for plugged slots which were cleaned with the sonar jet. I recommend approval of the proposal by Jurgensen Pump (12-1-15 for \$20,955.50) to get the well back in service.

1-14-16 Update: The well pump installation completed by Jurgensen Pump Co. in mid-December. City Staff is working on getting bac-T samples.

City of Bruceville-Eddy

143 Wilcox Drive
Eddy, Texas 76524

254-859-5964 ph.
254-859-5779 Fax

I, the undersigned authority, do hereby request to be placed on the agenda

of: City of Bruceville - Eddy, 2015 to discuss the following:

I have a parcel in Shady Shores with

a very old mobile residence. I would
like to replace the residence with a newer
Dated this 18th day of November 2015. home.

Signed: [Signature]

Phone Number for contact: Home: 512-994-8046 Cell: 512-994-8041

Address: 404 Benton Bruceville, TX 76630

MUST BE APPROVED BY MAYOR Mayor Eaton _____

Moved to next agenda of regular council session for approval: _____

City of Bruceville-Eddy

143 Wilcox Drive
Eddy, Texas 76524

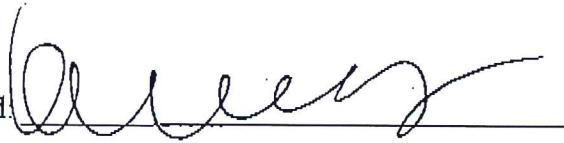
254-859-5964 ph.
254.859.5779 Fax

I, the undersigned authority, do hereby request to be placed on the agenda of: **January 14, 2016** to discuss the following:

I own the property located at 1001 Park Lake Dr. When I purchased it there was (and still is) a 1950's mobile home on the property that has been destroyed inside by past tenants. The bathrooms and kitchen are gone and the ceiling has fallen in from water leaks. I replaced the roof with a metal roof to prevent any additional leaks. I wanted to fix it up to live in it but the amounts I have been quoted make it unwise to do so. It has been suggested to me that I decommission it with the Manufactured Home department of HUD and use it for storage. I own a much newer (2001) single wide manufactured home that I would like to move onto the property to live in and use the other for storage. I plan to put siding on to match them to each other and this will enhance the curb appeal of the property.

Dated this 10th day of December 2015.

Signed: _____



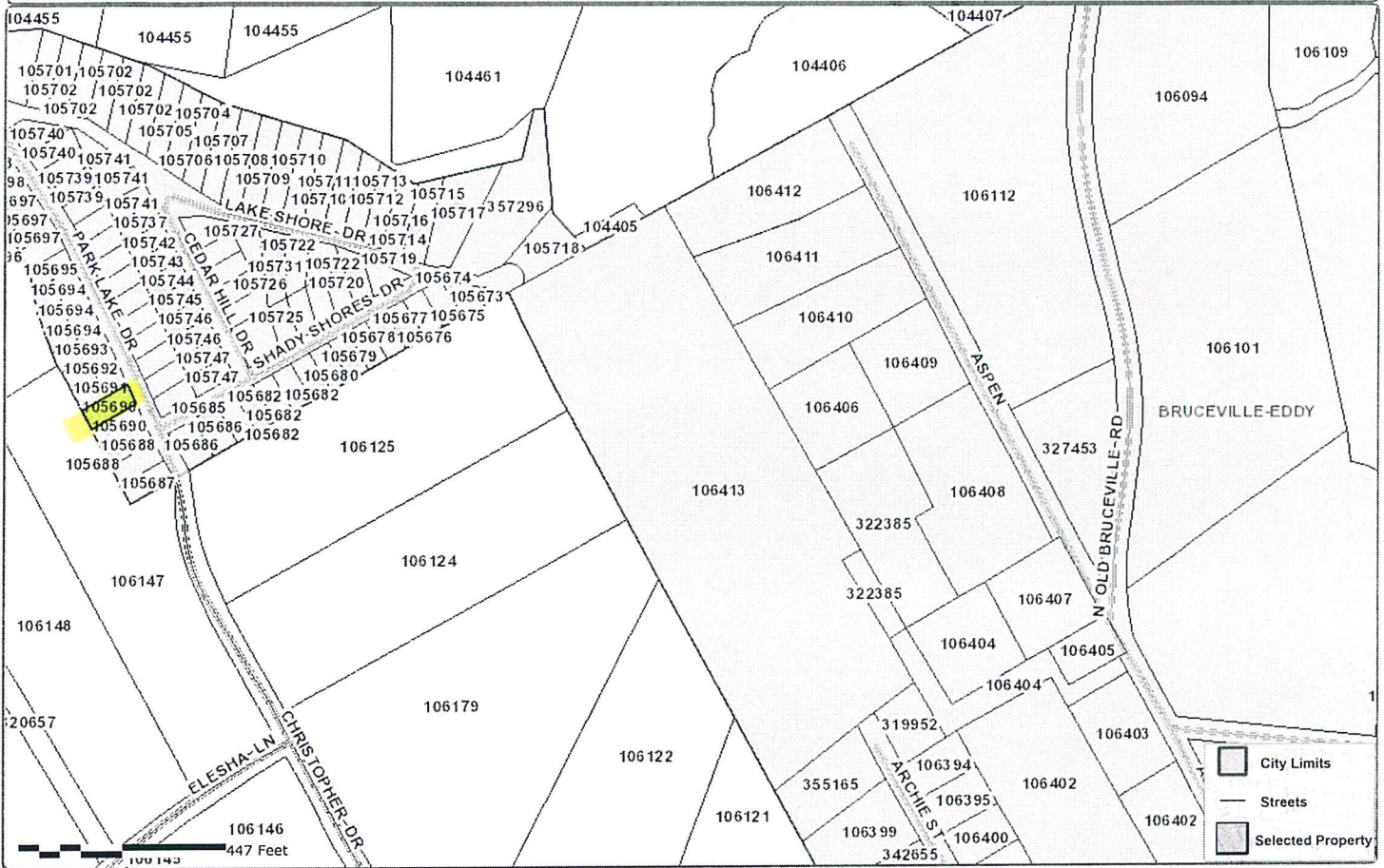
Phone Number for contact: Cell: 512-994-8041

Address: 1001 Park Lake Dr. Eddy Texas 76524

MUST BE APPROVED BY MAYOR Mayor Eaton _____

Moved to next agenda of regular council session for approval: _____

McLennan CAD - Map of Property ID 105690 for Year 2016



Property Details

Account

Property ID: 105690

Geo ID: 160490000017007

Type: Real

Legal Description: SHADY SHORES EST Tract 19 20 Acres 0.2789, Label# NO LABEL#

Location

Situs Address: 1001 PARK LAKE DR TX

Neighborhood: SHADY SHORES EST

Mapsco: 417

Jurisdictions: 16, 56, 86, 00, 08, CAD

Owner

Owner Name: ORMSBY LAURA & KAITLYN ORMSBY

Mailing Address: , 1011 PARK LAKE DR, EDDY, TX 76524-2559

Property

Appraised Value: N/A

<https://propaccess.trueautomation.com/Map/View/Map/20/105690/2016>

powered by:
PropertyACCESS
www.trueautomation.com

Map Disclaimer: This product is for informational purposes only and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries. The McLennan County Appraisal District expressly disclaims any and all liability in connection herewith.



Koni Billings <city-admin@bruceville-eddy.org>

RE: Ordinance Court of Record

1 message

Mon, Dec 7, 2015 at 1:06 PM

Ignacio Perez <ignacio@texasmunicipallawyers.com>

To: "Kevin R. Madison" <kevin@kevinmadison.com>, Koni Billings <city-admin@bruceville-eddy.org>

Cc: Esther Moreno <city-sec@bruceville-eddy.org>, "Heather M. Spivey" <court@bruceville-eddy.org>, Alan Bojorquez <alan@texasmunicipallawyers.com>

Yes, Judge, City Council should formally consider and take action.. The statute does not require a public hearing, though.

Ignacio Pérez

Senior Associate

Bojorquez Law Firm, PC

12325 Hymeadow Dr., Ste. 2-100

Austin, Texas 78750

Phone: (512) 250-0411

Fax: (512) 250-0749

Email: ignacio@texasmunicipallawyers.com

Web: www.texasmunicipallawyers.com

 BLF 2 PC Color Logo for E-mail and Letterhead_11-20-12

*January
Agenda
Item*

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From: Kevin R. Madison [mailto:kevin@kevinmadison.com]

Sent: Monday, December 07, 2015 12:10 PM

To: Ignacio Perez <ignacio@texasmunicipallawyers.com>; 'Koni Billings' <city-admin@bruceville-eddy.org>
Cc: 'Esther Moreno' <city-sec@bruceville-eddy.org>; 'Heather M. Spivey' <court@bruceville-eddy.org>; Alan Bojorquez
 an@texasmunicipallawyers.com>
Subject: RE: Ordinance Court of Record

So, Ignacio, what you are saying is that the council does need to go through all the formalities of posting and hearing and passing this ordinance in a formal city council session, correct?

Judge Madison

Judge Kevin R. Madison

Presiding Judge

Bruceville-Eddy Municipal Court

Cell: (512) 784-5237

Fax: (512) 402-5505

 Re size
Kevin in
Suit

From: Ignacio Perez [<mailto:ignacio@texasmunicipallawyers.com>]
Sent: Monday, December 07, 2015 12:07 PM
To: 'Kevin R. Madison'; 'Koni Billings'
Cc: 'Esther Moreno'; 'Heather M. Spivey'; Alan Bojorquez
Subject: RE: Ordinance Court of Record

Government Code Sec. 30.00003 authorizes the City Council to, by ordinance, create a municipal court of record if it determines that its creation is necessary to provide a more efficient disposition of the cases arising in the City. It is my understanding that City Council, by voice motion, approved moving ahead with establishing a court of record. However, there were no findings of necessity made and there was no written ordinance for them to consider, review and approve.

Ignacio Pérez

Senior Associate

Bojorquez Law Firm, PC

12325 Hymeadow Dr., Ste. 2-100

Austin, Texas 78750

Phone: (512) 250-0411

Fax: (512) 250-0749

Email: ignacio@texasmunicipallawyers.com

Web: www.texasmunicipallawyers.com



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From: Kevin R. Madison [<mailto:kevin@kevinmadison.com>]
Sent: Monday, December 07, 2015 11:55 AM
To: 'Koni Billings' <city-admin@bruceville-eddy.org>
Cc: Ignacio Perez <ignacio@texasmunicipallawyers.com>; 'Esther Moreno' <city-sec@bruceville-eddy.org>; 'Heather M. Spivey' <court@bruceville-eddy.org>; Alan Bojorquez <alan@texasmunicipallawyers.com>
Subject: RE: Ordinance Court of Record

Koni,

That is a legal question – but in order to pass an ordinance you must go through all the hoops to pass an ordinance is my understanding.

Kevin

Judge Kevin R. Madison

Presiding Judge

Bruceville-Eddy Municipal Court

Cell: (512) 784-5237

Fax: (512) 402-5505



Re size
Kevin in
Suit

From: Koni Billings [<mailto:city-admin@bruceville-eddy.org>]
Sent: Monday, December 07, 2015 11:49 AM
To: Kevin R. Madison
Cc: Ignacio Perez; Esther Moreno; Heather M. Spivey; Alan Bojorquez
Subject: Re: Ordinance Court of Record

Judge, my only question I have is, if we have already approved, with a super majority, all in favor vote to be a court of record, albeit without the actual ordinance device in front of us, would this not be already approved and need only the Mayor and myself to sign off the ordinance, after your changes are addressed? It technically was approved at the September meeting. Are we okay to publish the final and order all the necessary regalia for the new designated Court of Record? Thanks for the Falls County input.

koni

On Sun, Dec 6, 2015 at 9:22 PM, Kevin R. Madison <kevin@kevinmadison.com> wrote:

I made a couple of changes and notes – all are highlighted in yellow. I thought some of the city was located within Falls County, so if a case occurred in Falls County, wouldn't the appeal for that case be in Falls County, rather than McClennan County?

Nice job, Ignacio! By the way, my judicial email should be sent to: judgekevinmadison@gmail.com.

Thanks,

Judge Madison

kJudge Kevin R. Madison

Presiding Judge

Bruceville-Eddy Municipal Court

Cell: (512) 784-5237

Fax: (512) 402-5505



Re size
Kevin in
Suit

From: Ignacio Perez [mailto:ignacio@texasmunicipallawyers.com]
Sent: Sunday, December 06, 2015 8:30 PM
To: 'Koni Billings'; Esther Moreno; Kevin Madison (kevin@kevinmadison.com); Heather M. Spivey
Cc: Alan Bojorquez
Subject: Ordinance Court of Record

Please find attached hereto Draft "A" of the ordinance establishing a court of record for the City, for review and comment.

[Ignacio Pérez](#)

Senior Associate

Bojorquez Law Firm, PC

12325 Hymeadow Dr., Ste. 2-100

Austin, Texas 78750

Phone: [\(512\) 250-0411](tel:(512)250-0411)

Fax: [\(512\) 250-0749](tel:(512)250-0749)

Email: ignacio@texasmunicipallawyers.com

Web: www.texasmunicipallawyers.com



BLF 2 PC Color Logo for E-mail and
Letterhead_11-20-12

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CITY OF BRUCEVILLE-EDDY, TEXAS

ORDINANCE NO. 01-01-2016

ESTABLISHING A MUNICIPAL COURT OF RECORD

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRUCEVILLE-EDDY, TEXAS ESTABLISHING A MUNICIPAL COURT OF RECORD; MAKING FINDINGS OF FACT; PROVIDING FOR PURPOSE, JURISDICTION AND DEFINITIONS; PROVIDING FOR THE APPOINTMENT OF A MUNICIPAL COURT JUDGE, ESTABLISHING THE TERM AND SALARY OF THE MUNICIPAL COURT JUDGE; JURISDICTION OF THE MUNICIPAL COURT; POWERS AND RULES OF THE COURT; APPOINTMENT OF COURT CLERK; PROVIDING FOR RELATION TO OTHER ORDINANCES; PROVIDING FOR REPEALER, SEVERABILITY, AND EFFECTIVE DATE; AND FINDING PROPER NOTICE AND MEETING.

WHEREAS, pursuant to Texas Government Code Sec. 29.002 a Municipal Court was created in and for the City of Bruceville-Eddy ("City") by operation of law upon its incorporation; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City Council City of Bruceville-Eddy ("City") has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, pursuant to Government Code Sec. 30.00003 the City Council may by ordinance create a municipal court of record if it determines that the creation of such a court is necessary to provide a more efficient disposition of the cases arising in the municipality; and

WHEREAS, the City Council of the City of Bruceville-Eddy finds that the creation of such a court of record is necessary to provide a more efficient disposition of the cases arising in the City; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Bruceville-Eddy, Texas:

I. INTRODUCTION

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

A. Findings of Fact

All of the above recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein

B. Purpose

This ordinance is adopted by the City Council to promote the public health, safety, morals and general welfare within the City and, where applicable, within its extra-territorial jurisdiction, as prescribed by State law, through the enforcement of such State laws over which it has jurisdiction, and of the City's ordinances, and for the efficient disposition of such cases appearing before the City's municipal court.

C. Jurisdiction

The provisions of this ordinance shall apply within the City Limits and, as may be prescribed or allowed by State law, within the City's extra-territorial jurisdiction (ETJ).

II. ESTABLISHMENT OF COURT OF RECORD

A. Creation of Municipal Court of Record; Pending Cases, New Cases

There is hereby established one (1) Municipal Court of Record ("Court") within the City, with the numerical designation of "Bruceville-Eddy Municipal Court of Record No. 1." The municipal court that is operating on the date that this Ordinance becomes shall complete its pending cases and thereafter shall be abolished. All cases arising from alleged actions or inactions occurring after the effective date of this Ordinance shall be filed within the Bruceville-Eddy Municipal Court of Record No. 1, hereby created, for disposition.

B. Jurisdictional Limits of Court

- (1) The Court has all such jurisdiction as is provided to municipal courts by Section 29.003, Texas Government Code.
- (2) The Court has civil jurisdiction for the purpose of enforcing municipal ordinances enacted under Subchapter A, Chapter 214, Local Government Code (Dangerous Structures), or Subchapter E, Chapter 683, Transportation Code (Junked Vehicles).

- (3) The Court has concurrent jurisdiction with a district court or a county court at law under Subchapter B, Chapter 54, Local Government Code, within the municipality's territorial limits and property owned by the municipality located in the municipality's extraterritorial jurisdiction for the purpose of enforcing health and safety and nuisance abatement ordinances.
- (4) The Court has authority to issue:
 - (a) search warrants for the purpose of investigating a health and safety or nuisance abatement ordinance violation; and
 - (b) seizure warrants for the purpose of securing, removing, or demolishing the offending property and removing the debris from the premises.

D. Judges of Court

- (1) The Court shall be presided over by a judge, who shall be known as the "municipal judge." The judge shall be appointed by ordinance for a term of two (2) years and shall be entitled to a salary set by the City Council. The amount of the judge's salary may not be diminished during the judge's term of office. The salary may not be based directly or indirectly on fines, fees, or costs collected by the court.
- (2) The judge must:
 - (a) be a citizen of the United States;
 - (b) be a resident of this state;
 - (c) be a licensed attorney in good standing; and
 - (d) have two (2) or more years of experience in the practice of law in this state.
- (3) A person may not serve as a municipal judge if the person is otherwise employed by the municipality. A municipal judge who accepts other employment with the municipality vacates the judicial office.
- (4) If a vacancy occurs in the office of municipal judge, the City Council shall adopt an ordinance appointing a qualified person to fill the office for the remainder of the unexpired term.
- (5) There may also be as many as three (3) alternate judges appointed by the City Council, subject to the same qualifications, who shall have all the powers and shall discharge all the duties of a municipal judge while serving as municipal judge. In the event of the appointment of any such alternate judge, the regular municipal judge shall be titled and known as known "presiding judge." Each

alternate judge shall be appointed for a term of two (2) years. If the presiding judge is temporarily absent due to illness, family death, continuing legal or judicial education programs, or any other reason, he/she shall select one of the alternate judge(s) to serve during his/her absence.

- (6) The municipal judges may exchange benches and act for each other in any proceeding pending in the court. An act performed by any of the judges is binding on all parties to the proceeding.
- (7) The municipal judge(s) shall take judicial notice of state law and the ordinances and corporate limits of the municipality.
- (8) The judge(s) of the municipal Court may grant writs of mandamus, injunction, attachment, and other writs necessary to the enforcement of the Court's jurisdiction and may issue writs of habeas corpus in cases in which the offense charged is within the jurisdiction of the Court.
- (9) A municipal judge is a magistrate and may issue administrative search warrants.
- (10) A municipal judge may be removed from office by the City Council:
 - (a) as provided by Section 1-a, Article V, Texas Constitution; or
 - (b) for the reasons and by the procedure provided in Subchapter B, Chapter 21, Local Government Code.

E. Court Rules

Except as modified by this Subchapter A, Chapter 30, Government Code, the Code of Criminal Procedure and the Texas Rules of Appellate Procedure govern the trial of cases before the Court. The Court may make and enforce all rules of practice and procedure, not inconsistent with law, necessary to expedite the trial of cases before the Court.

F. Clerk of Court

The City Council the city shall appoint a clerk of the Court, and other Court personnel, including at least one bailiff, as necessary for the proper operation of the Court. The clerk shall keep the Court records, issue process, and generally perform the duties for the Court that a clerk of the county court at law exercising criminal jurisdiction is required by law to perform for that court. In addition, the clerk shall maintain an index of all court judgments in the same manner as county clerks are required by law to prepare for criminal cases arising in county courts. The clerk shall perform the duties in accordance with statutes and City ordinances.

G. Preserving Court Record

For the purpose of recording the proceedings and preserving a record in all cases tried before the Court, a good quality electronic recording device shall be used. When the recording device is used, a court reporter need not be present at the trial to certify the reporter's record. Proceedings of the Court that are appealed shall be transcribed from the recording by an official court reporter. The recording shall be kept and stored for a 20-day period beginning the day after a final order has been entered in the proceeding, upon completion of the trial, or after the denial of motion for a new trial, whichever occurs last.

H. Court Facilities and Seal

- (1) The City Council shall provide courtrooms, jury rooms, offices, office furniture, libraries, law books, and other facilities and supplies that the City Council determines necessary for the proper operation of the Court.
- (2) The City Council shall provide the Court with a seal that contains the phrase "Municipal Court of Record - City of Bruceville-Eddy, Texas." The seal's appearance and use must substantially conform to Article 45.012, Code of Criminal Procedure.

I. Complaints and Pleadings

Complaints and pleadings must substantially conform to the relevant provisions of Chapters 27 and 45, Code of Criminal Procedure.

J. Prosecution

Prosecution in the Court shall be conducted by the city attorney or another lawyer designated as Municipal Prosecutor/Deputy City Attorney.

K. Jury

- (1) A person who is brought before the Court and who is charged with an offense is entitled to be tried by a jury of six (6) persons. Trial by jury, including the summoning of jurors, must substantially conform to Chapter 45, Code of Criminal Procedure.
- (2) The court clerk shall supervise the selection of persons for jury service.

L. Appeal from Judgment of Conviction

- (1) A defendant has the right of appeal from a judgment or conviction. The State of Texas has the right to appeal as provided by Article 44.01, Code of Criminal Procedure. The McLennan County and Falls County Criminal Courts have judicial jurisdiction over appeals from the Court for cases arising within their respective territorial jurisdiction.

- (2) The appellate court shall determine each appeal from a Court conviction and each appeal from the state on the basis of the errors that are set forth in the appellant's motion for new trial and that are presented in the clerk's record and reporter's record prepared from the proceedings leading to the conviction or appeal. An appeal from the Court may not be by trial de novo.
- (3) To perfect an appeal, the appellant must file a motion for new trial not later than the 10th day after the date on which the judgment and sentence are rendered. The motion must be in writing and must be filed with the clerk of the Court. The motion must set forth the points of error of which the appellant complains. The motion or an amended motion may be amended by leave of court at any time before action on the motion is taken, but not later than the 20th day after the date on which the original or amended motion is filed. The Court may for good cause extend the time for filing or amending, but the extension may not exceed ninety (90) days from the original filing deadline. If the Court does not act on the motion before the expiration of the thirty (30) days allowed for determination of the motion, the original or amended motion is overruled by operation of law.
- (4) To perfect an appeal, the appellant must also give notice of the appeal. If the appellant requests a hearing on the motion for new trial, the appellant may give the notice of appeal orally in open court on the overruling of the motion. If there is no hearing, the appellant must give a written notice of appeal and must file the notice with the Court no later than the 10th day after the date on which the motion is overruled. The Court may for good cause extend that time period, but the extension may not exceed ninety (90) days from the original filing deadline.
- (5) The fee for the preparation of the clerk's record, which does not include the fee the defendant must pay for an actual transcript of the proceedings, is \$25.00. The clerk shall note the payment of the fee on the Court's docket. If the case is reversed on appeal, the fee shall be refunded to the defendant.

M. Appeal Bond and Record on Appeal

- (1) If the defendant is not in custody, the defendant may not take an appeal until the defendant files an appeal bond with the Court. The bond must be approved by the Court and must be filed not later than the 10th day after the date on which the motion for new trial is overruled. If the defendant is in custody, the defendant shall be committed to jail unless the defendant posts the appeal bond.

- (2) The appeal bond must be in the amount of \$100.00 or double the amount of fines and costs adjudged against the defendant, whichever is greater.
- (3) The bond must:
 - (a) state that the defendant was convicted in the case and has appealed;
 - (b) be conditioned on the defendant's immediate and daily personal appearance in the court to which the appeal is taken; and
 - (c) be in the form of either a cash bond, or surety bond naming two or more good and sufficient sureties as approved by the clerk of the court.

N. Record on Appeal

The record on appeal must substantially conform to the provisions relating to the preparation of a transcript in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.

O. Clerk's Record

The clerk's record must substantially conform to the provisions relating to the preparation of a clerk's record in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.

P. Statement of Facts.

- (1) A reporter's record included in the record on appeal must substantially conform to the provisions relating to the preparation of a reporter's record in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.
- (2) The appellant shall pay for the reporter's record.

Q. Bills of Exception.

Bills of exception must substantially conform to the provisions relating to the preparation of bills of exception in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.

R. Transfer of Record.

- (1) Not later than the 60th day after the date on which the notice of appeal is given or filed, the parties must file the following with the clerk of the Court:
 - (a) the reporter's record;
 - (b) a written description of material to be included in the clerk's record in addition to the required material; and

- (c) any material to be included in the clerk's record that is not in the custody of the clerk.
- (2) On completion of the record, the municipal judge shall approve the record in the manner provided for record completion, approval, and notification in the court of appeals.
- (3) After the court approves the record, the clerk shall promptly forward the record to the appellate court clerk.

S. New Trial

- (1) An appellant's brief on appeal must present points of error in the manner required by law for a brief on appeal to the county criminal court. Each party, on filing the party's brief on appeal with the appellate court clerk, shall deliver a copy of the brief to the municipal judge.
- (2) The Court shall decide from the briefs of the parties whether the appellant should be permitted to withdraw the notice of appeal and be granted a new trial by the court. The court may grant a new trial at any time before the record is filed with the appellate court.
- (3) If the county criminal court awards a new trial to the appellant, the case stands as if a new trial had been granted by the Court.

T. Certificate of Appellate Proceedings.

- (1) Upon receipt of the certificate of appellate proceedings from the clerk of the county criminal court, the clerk of the Court shall file the certificate with the papers in the case and note the certificate on the case docket.
- (2) If the Court judgment is affirmed, to enforce the judgment the Court may:
 - (a) forfeit the bond of the defendant;
 - (b) issue a *Writ of Capias* for the defendant;
 - (c) issue an execution against the defendant's property;
 - (d) order a refund for the defendant's costs; or
 - (e) conduct an indigency hearing at the Court's discretion.

III. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

IV. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

V. PUBLICATION

After adoption by the City Council the City Secretary is hereby directed to submit the same to the Mayor for approval, and have the caption of this Ordinance published, as may be provided by applicable City ordinances and as directed by Chapter 52 of the Texas Local Government Code.

VI. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication.

VII. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

PASSED & APPROVED this ___ day of _____, 20__ by a vote of ___ (ayes) to ___ (nays) to ___ (abstentions) of the City Council of the City of Bruceville-Eddy, Texas.

CITY OF BRUCEVILLE-EDDY, TEXAS:

by: _____
Rick Eaton, Mayor

ATTEST:

Koni Billings, City Administrator



MUNICIPAL COURT OF RECORD NO. 1

CITY OF BRUCEVILLE-EDDY, TEXAS

ORDINANCE NO. 01-01-2016

ESTABLISHING A MUNICIPAL COURT OF RECORD

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRUCEVILLE-EDDY, TEXAS ESTABLISHING A MUNICIPAL COURT OF RECORD; MAKING FINDINGS OF FACT; PROVIDING FOR PURPOSE, JURISDICTION AND DEFINITIONS; PROVIDING FOR THE APPOINTMENT OF A MUNICIPAL COURT JUDGE, ESTABLISHING THE TERM AND SALARY OF THE MUNICIPAL COURT JUDGE; JURISDICTION OF THE MUNICIPAL COURT; POWERS AND RULES OF THE COURT; APPOINTMENT OF COURT CLERK; PROVIDING FOR RELATION TO OTHER ORDINANCES; PROVIDING FOR REPEALER, SEVERABILITY, AND EFFECTIVE DATE; AND FINDING PROPER NOTICE AND MEETING.

WHEREAS, pursuant to Texas Government Code Sec. 29.002 a Municipal Court was created in and for the City of Bruceville-Eddy ("City") by operation of law upon its incorporation; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City Council City of Bruceville-Eddy ("City") has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, pursuant to Government Code Sec. 30.00003 the City Council may by ordinance create a municipal court of record if it determines that the creation of such a court is necessary to provide a more efficient disposition of the cases arising in the municipality; and

WHEREAS, the City Council of the City of Bruceville-Eddy finds that the creation of such a court of record is necessary to provide a more efficient disposition of the cases arising in the City; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Bruceville-Eddy, Texas:

I. INTRODUCTION

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

A. Findings of Fact

All of the above recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein

B. Purpose

This ordinance is adopted by the City Council to promote the public health, safety, morals and general welfare within the City and, where applicable, within its extra-territorial jurisdiction, as prescribed by State law, through the enforcement of such State laws over which it has jurisdiction, and of the City's ordinances, and for the efficient disposition of such cases appearing before the City's municipal court.

C. Jurisdiction

The provisions of this ordinance shall apply within the City Limits and, as may be prescribed or allowed by State law, within the City's extra-territorial jurisdiction (ETJ).

II. ESTABLISHMENT OF COURT OF RECORD

A. Creation of Municipal Court of Record; Pending Cases, New Cases

There is hereby established one (1) Municipal Court of Record ("Court") within the City, with the numerical designation of "Bruceville-Eddy Municipal Court of Record No. 1." The municipal court that is operating on the date that this Ordinance becomes shall complete its pending cases and thereafter shall be abolished. All cases arising from alleged actions or inactions occurring after the effective date of this Ordinance shall be filed within the Bruceville-Eddy Municipal Court of Record No. 1, hereby created, for disposition.

B. Jurisdictional Limits of Court

- (1) The Court has all such jurisdiction as is provided to municipal courts by Section 29.003, Texas Government Code.
- (2) The Court has civil jurisdiction for the purpose of enforcing municipal ordinances enacted under Subchapter A, Chapter 214, Local Government Code (Dangerous Structures), or Subchapter E, Chapter 683, Transportation Code (Junked Vehicles).

- (3) The Court has concurrent jurisdiction with a district court or a county court at law under Subchapter B, Chapter 54, Local Government Code, within the municipality's territorial limits and property owned by the municipality located in the municipality's extraterritorial jurisdiction for the purpose of enforcing health and safety and nuisance abatement ordinances.
- (4) The Court has authority to issue:
 - (a) search warrants for the purpose of investigating a health and safety or nuisance abatement ordinance violation; and
 - (b) seizure warrants for the purpose of securing, removing, or demolishing the offending property and removing the debris from the premises.

D. Judges of Court

- (1) The Court shall be presided over by a judge, who shall be known as the "municipal judge." The judge shall be appointed by ordinance for a term of two (2) years and shall be entitled to a salary set by the City Council. The amount of the judge's salary may not be diminished during the judge's term of office. The salary may not be based directly or indirectly on fines, fees, or costs collected by the court.
- (2) The judge must:
 - (a) be a citizen of the United States;
 - (b) be a resident of this state;
 - (c) be a licensed attorney in good standing; and
 - (d) have two (2) or more years of experience in the practice of law in this state.
- (3) A person may not serve as a municipal judge if the person is otherwise employed by the municipality. A municipal judge who accepts other employment with the municipality vacates the judicial office.
- (4) If a vacancy occurs in the office of municipal judge, the City Council shall adopt an ordinance appointing a qualified person to fill the office for the remainder of the unexpired term.
- (5) There may also be as many as three (3) alternate judges appointed by the City Council, subject to the same qualifications, who shall have all the powers and shall discharge all the duties of a municipal judge while serving as municipal judge. In the event of the appointment of any such alternate judge, the regular municipal judge shall be titled and known as known "presiding

judge.” Each alternate judge shall be appointed for a term of two (2) years. If the presiding judge is temporarily absent due to illness, family death, continuing legal or judicial education programs, or any other reason, he/she shall select one of the alternate judge(s) to serve during his/her absence.

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- (8) The judge(s) of the municipal Court may grant writs of mandamus, injunction, attachment, and other writs necessary to the enforcement of the Court’s jurisdiction and may issue writs of habeas corpus in cases in which the offense charged is within the jurisdiction of the Court.
- (9) A municipal judge is a magistrate and may issue administrative search warrants.
- (10) A municipal judge may be removed from office by the City Council:
 - (a) as provided by Section 1-a, Article V, Texas Constitution; or
 - (b) for the reasons and by the procedure provided in Subchapter B, Chapter 21, Local Government Code.

E. Court Rules

Except as modified by this Subchapter A, Chapter 30, Government Code, the Code of Criminal Procedure and the Texas Rules of Appellate Procedure govern the trial of cases before the Court. The Court may make and enforce all rules of practice and procedure, not inconsistent with law, necessary to expedite the trial of cases before the Court.

F. Clerk of Court

The City Council the city shall appoint a clerk of the Court, and other Court personnel, including at least one bailiff, as necessary for the proper operation of the Court. The clerk shall keep the Court records, issue process, and generally perform the duties for the Court that a clerk of the county court at law exercising criminal jurisdiction is required by law to perform for that court. In addition, the clerk shall maintain an index of all court judgments in the same manner as county clerks are required by law to prepare for criminal cases arising in county courts. The clerk shall perform the duties in accordance with statutes and City ordinances.

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For the purpose of recording the proceedings and preserving a record in all cases tried before the Court, a good quality electronic recording device shall be used. When the recording device is used, a court reporter need not be present at the trial to certify the reporter's record. Proceedings of the Court that are appealed shall be transcribed from the recording by an official court reporter. The recording shall be kept and stored for a 20-day period beginning the day after a final order has been entered in the proceeding, upon completion of the trial, or after the denial of motion for a new trial, whichever occurs last.

H. Court Facilities and Seal

- (1) The City Council shall provide courtrooms, jury rooms, offices, office furniture, libraries, law books, and other facilities and supplies that the City Council determines necessary for the proper operation of the Court.
- (2) The City Council shall provide the Court with a seal that contains the phrase "Municipal Court of Record - City of Bruceville-Eddy, Texas." The seal's appearance and use must substantially conform to Article 45.012, Code of Criminal Procedure.

I. Complaints and Pleadings

Complaints and pleadings must substantially conform to the relevant provisions of Chapters 27 and 45, Code of Criminal Procedure.

J. Prosecution

Prosecution in the Court shall be conducted by the city attorney or another lawyer designated as Municipal Prosecutor/Deputy City Attorney.

K. Jury

- (1) A person who is brought before the Court and who is charged with an offense is entitled to be tried by a jury of six (6) persons. Trial by jury, including the summoning of jurors, must substantially conform to Chapter 45, Code of Criminal Procedure.
- (2) The court clerk shall supervise the selection of persons for jury service.

L. Appeal from Judgment of Conviction

- (1) A defendant has the right of appeal from a judgment or conviction. The State of Texas has the right to appeal as provided by Article 44.01, Code of Criminal Procedure. The McLennan County and Falls County Criminal Courts have judicial

jurisdiction over appeals from the Court for cases arising within their respective territorial jurisdiction.

- (2) The appellate court shall determine each appeal from a Court conviction and each appeal from the state on the basis of the errors that are set forth in the appellant's motion for new trial and that are presented in the clerk's record and reporter's record prepared from the proceedings leading to the conviction or appeal. An appeal from the Court may not be by trial de novo.
- (3) To perfect an appeal, the appellant must file a motion for new trial not later than the 10th day after the date on which the judgment and sentence are rendered. The motion must be in writing and must be filed with the clerk of the Court. The motion must set forth the points of error of which the appellant complains. The motion or an amended motion may be amended by leave of court at any time before action on the motion is taken, but not later than the 20th day after the date on which the original or amended motion is filed. The Court may for good cause extend the time for filing or amending, but the extension may not exceed ninety (90) days from the original filing deadline. If the Court does not act on the motion before the expiration of the thirty (30) days allowed for determination of the motion, the original or amended motion is overruled by operation of law.
- (4) To perfect an appeal, the appellant must also give notice of the appeal. If the appellant requests a hearing on the motion for new trial, the appellant may give the notice of appeal orally in open court on the overruling of the motion. If there is no hearing, the appellant must give a written notice of appeal and must file the notice with the Court no later than the 10th day after the date on which the motion is overruled. The Court may for good cause extend that time period, but the extension may not exceed ninety (90) days from the original filing deadline.
- (5) The fee for the preparation of the clerk's record, which does not include the fee the defendant must pay for an actual transcript of the proceedings, is \$25.00. The clerk shall note the payment of the fee on the Court's docket. If the case is reversed on appeal, the fee shall be refunded to the defendant.

M. Appeal Bond and Record on Appeal

- (1) If the defendant is not in custody, the defendant may not take an appeal until the defendant files an appeal bond with the Court. The bond must be approved by the Court and must be filed not later than the 10th day after the date on which the motion for new trial is overruled. If the defendant is in custody, the defendant

shall be committed to jail unless the defendant posts the appeal bond.

- (2) The appeal bond must be in the amount of \$100.00 or double the amount of fines and costs adjudged against the defendant, whichever is greater.
- (3) The bond must:
 - (a) state that the defendant was convicted in the case and has appealed;
 - (b) be conditioned on the defendant's immediate and daily personal appearance in the court to which the appeal is taken; and
 - (c) be in the form of either a cash bond, or surety bond naming two or more good and sufficient sureties as approved by the clerk of the court.

N. Record on Appeal

The record on appeal must substantially conform to the provisions relating to the preparation of a transcript in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.

O. Clerk's Record

The clerk's record must substantially conform to the provisions relating to the preparation of a clerk's record in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.

P. Statement of Facts.

- (1) A reporter's record included in the record on appeal must substantially conform to the provisions relating to the preparation of a reporter's record in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.
- (2) The appellant shall pay for the reporter's record.

Q. Bills of Exception.

Bills of exception must substantially conform to the provisions relating to the preparation of bills of exception in the Texas Rules of Appellate Procedure and the Code of Criminal Procedure.

R. Transfer of Record.

- (1) Not later than the 60th day after the date on which the notice of appeal is given or filed, the parties must file the following with the clerk of the Court:
 - (a) the reporter's record;

- (b) a written description of material to be included in the clerk's record in addition to the required material; and
 - (c) any material to be included in the clerk's record that is not in the custody of the clerk.
- (2) On completion of the record, the municipal judge shall approve the record in the manner provided for record completion, approval, and notification in the court of appeals.
 - (3) After the court approves the record, the clerk shall promptly forward the record to the appellate court clerk.

S. New Trial

- (1) An appellant's brief on appeal must present points of error in the manner required by law for a brief on appeal to the county criminal court. Each party, on filing the party's brief on appeal with the appellate court clerk, shall deliver a copy of the brief to the municipal judge.
- (2) The Court shall decide from the briefs of the parties whether the appellant should be permitted to withdraw the notice of appeal and be granted a new trial by the court. The court may grant a new trial at any time before the record is filed with the appellate court.
- (3) If the county criminal court awards a new trial to the appellant, the case stands as if a new trial had been granted by the Court.

T. Certificate of Appellate Proceedings.

- (1) Upon receipt of the certificate of appellate proceedings from the clerk of the county criminal court, the clerk of the Court shall file the certificate with the papers in the case and note the certificate on the case docket.
- (2) If the Court judgment is affirmed, to enforce the judgment the Court may:
 - (a) forfeit the bond of the defendant;
 - (b) issue a *Writ of Capias* for the defendant;
 - (c) issue an execution against the defendant's property;
 - (d) order a refund for the defendant's costs; or
 - (e) conduct an indigency hearing at the Court's discretion.

III. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

IV. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

V. PUBLICATION

After adoption by the City Council the City Secretary is hereby directed to submit the same to the Mayor for approval, and have the caption of this Ordinance published, as may be provided by applicable City ordinances and as directed by Chapter 52 of the Texas Local Government Code.

VI. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication.

VII. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

PASSED & APPROVED this ____ day of _____, 20____
by a vote of ____ (*ayes*) to ____ (*nays*) to ____ (*abstentions*) of the City
Council of the City of Bruceville-Eddy, Texas.

CITY OF BRUCEVILLE-EDDY, TEXAS:

by: _____
Rick Eaton, Mayor

ATTEST:


Koni Billings, City Administrator



SONICLEAR

Trio Systems LLC
 4 E. Holly St. Suite 211
 Pasadena, CA 91103
 Phone: 626/584-9706
 Fax: 626/584-0364

Price Quote

| Date | Quote # |
|------------|---------|
| 12/10/2015 | 6439 |

| |
|---|
| Ship To |
| Muni Court of the City of Bruceville-Eddy Kevin Madison Bruceville-Eddy, TX |

| Terms | Ship Via | Rep |
|--------|------------|-----|
| Net 30 | UPS GROUND | JMR |

| Quantity | Item Code | Description | Price Each | Total |
|--------------|---------------|---|------------|------------|
| 1 | CR9FLB | SoniClear Court Recorder 9 - One License and one backup license | 1,495.00 | 1,495.00T |
| 1 | MOTU 8Pre | Motu 8Pre USB Audio Interface w/ 8 microphone/line input channels | 900.00 | 900.00T |
| 4 | ATPro44 | Audio Technica Pro 44 Conference Mic | 150.00 | 600.00T |
| 4 | Audio Hard... | Microphone XLR Cables: (3) 25' and (1) 10' | 15.00 | 60.00T |
| | | ***FREE UPS GROUND SHIPPING INCLUDED*** | | |
| | | ***Quote expires 1/10/16*** | | |
| | | Out-of-state sale, exempt from sales tax | 0.00% | 0.00 |
| Total | | | | \$3,055.00 |



Koni Billings <city-admin@bruceville-eddy.org>

Re: SoniClear Quote

1 message

Kevin Madison <judgekevinmadison@gmail.com>
To: Jim Reynolds <jim@sonicclear.com>
Cc: Koni Billings <city-admin@bruceville-eddy.org>

Mon, Dec 14, 2015 at 9:13 AM

Thank you, I would appreciate 3 referrals - court reporters and or cities using Sonic Clear - names and cell phone numbers.

Judge Madison

On Fri, Dec 11, 2015 at 3:28 PM, Jim Reynolds <jim@sonicclear.com> wrote:

Hi Judge Madison -

I would be glad to send those for you but I apologize, I'm out of the office today so I will send these Monday for you.

Thanks!

Jim Reynolds
SoniClear Sales Manager
4 East Holly Street, Suite 211
Pasadena, CA 91103
Ph: 626/584-9706
FAX: 626/584-0364
Skype: sonicclear
jim@sonicclear.com
www.sonicclear.com

On Thu, Dec 10, 2015 at 7:17 PM, Kevin Madison <judgekevinmadison@gmail.com> wrote:

If you can just give me the names and phone numbers for a couple of the Texas Court Reporters. If they like it...that says a lot!

Judge Madison

On Thu, Dec 10, 2015 at 4:47 PM, Jim Reynolds <jim@sonicclear.com> wrote:

Hi Judge Madison -

Thanks for taking the time to chat with me today about SoniClear. I think you will find it a good fit in your courtroom. I have attached a new quote for you.

After some research through our database, I was mistaken, it would appear our primary court customers in TX are court reporters, not courtrooms. We have plenty of other small and large courtrooms installations outside of TX who I believe would be OK with allowing me to refer them to you. Would you like to talk to them about how they use the software?

Please let me know if you have questions, I would be happy to chat more about your options over the phone tomorrow or soon.

Kind regards,

Jim

Jim Reynolds
SoniClear Sales Manager
4 East Holly Street, Suite 211
Pasadena, CA 91103
ph: [626/584-9706](tel:6265849706)
FAX: [626/584-0364](tel:6265840364)
Skype: soniclear
jim@soniclear.com
www.soniclear.com

On Thu, Dec 10, 2015 at 5:21 AM, Kevin Madison <judgekevinmadison@gmail.com> wrote:

I will give this to my City Manager to review. Looks good. Does this system I asked for a quote on work well in small courtrooms?

Judge Madison

On Wed, Dec 9, 2015 at 2:25 PM, Jim Reynolds <jim@soniclear.com> wrote:

Hi Judge Madison -

Attached is your quote for SoniClear and a Voice Tracker 1 USB microphone kit. If you have questions, please don't hesitate to give me a call. If you are ready to order, we accept credit cards over the phone, PO's and you can also simply mail a check. Please let me know how else I can assist your process along.

Kind regards,

Jim

Jim Reynolds
SoniClear Sales Manager
4 East Holly Street, Suite 211
Pasadena, CA 91103
ph: [626/584-9706](tel:6265849706)
FAX: [626/584-0364](tel:6265840364)
Skype: soniclear
jim@soniclear.com
www.soniclear.com

Presiding Judge Kevin R. Madison

Email: judgekevinmadison@gmail.com

Presiding Judge Kevin R. Madison

Email: judgekevinmadison@gmail.com

Presiding Judge Kevin R. Madison

Email: judgekevinmadison@gmail.com



Kevin Madison <judgekevinmadison@gmail.com>

SoniClear Quote

2 messages

Jim Reynolds <jim@soniclear.com>

Wed, Dec 9, 2015 at 2:25 PM

To: judgekevinmadison@gmail.com

Hi Judge Madison -

Attached is your quote for SoniClear and a Voice Tracker 1 USB microphone kit. If you have questions, please don't hesitate to give me a call. If you are ready to order, we accept credit cards over the phone, PO's and you can also simply mail a check. Please let me know how else I can assist your process along.

Kind regards,

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FAX: 626/584-0364
Skype: soniclear
jim@soniclear.com
www.soniclear.com



KM_MCCityofBrucevilleEddy_SoniClear_Quote_12915.pdf

94K

Kevin Madison <judgekevinmadison@gmail.com>

Wed, Dec 9, 2015 at 2:34 PM

To: Kevin Madison <kevin@kevinmadison.com>

[Quoted text hidden]

--

Presiding Judge Kevin R. Madison

Email: judgekevinmadison@gmail.com

local provider
~~lose~~ lose wireless
next month

Philip Cotton
Net One Connect
512 Ave E
Moody, TX

254-624-8329

FVS SOFTWARE TO F88ORDER CALL 1-866-787-2455

WARNING: THIS DOCUMENT HAS SECURITY FEATURES IN THE PAPER



Net One Connect
512 Ave. E Moody, TX 76557
(254) 624-8329

First National Bank of Moody
101 7th St, Moody, TX 76557
(254) 853-2115

No. 49

Date 1/4/2016

Pay To The Order Of City of Bruceville-Eddy

Two Hundred Fifty and 00/100

\$ **250.00

Dollars

City of Bruceville-Eddy
143 Wilcox Dr. # A
Bruceville-Eddy, Texas 76524

Memo: Tank Lease 1759 Theresa Ln

Security Features

Jack H. M. Ferguson
President
Cell: 254.663.7073
Office: 254.836.5238
Office: 254.236.2600
10324 China Spring Rd. STE B 130
Waco, TX 76708

AIR NET
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"We Got Your Net!"
jack@airnetllc.com

0000000049 11190734816893988

Monday
11-30-15

HAIR EXTENSIONS - Are you
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Legal Notices

ADVERTISEMENT FOR COMPETITIVE SEALED PROPOSALS

Competitive Sealed Proposals for Drilling and Completion of Water Well Project at Bruceville-Eddy Independent School District will be received at the District's administrative offices, #1 Eagle Drive, Eddy, Texas 76524 until 2:00 P.M. December 8, 2015. Proposals shall be addressed to Mr. Richard Kilgore, Superintendent of Schools. Proposals received after 2:00 P.M. CST will not be accepted. Proposals will be opened publicly and read aloud.

Proposers may obtain copies of proposal documents at the administrative offices. Interested parties may contact Bruceville-Eddy Independent School District at 254-859-5525 (phone) or 254-859-4023 (fax) to request a copy of proposal documents.

Please note that the Bruceville-Eddy ISD administrative offices will be closed for the Thanksgiving holidays during the week of November 23-27, 2015.

Bruceville-Eddy Independent School District reserves the right to accept or reject any and all proposals, to waive any formalities and irregularities in the proposals received, and will accept the proposal determined to be in the best interest of the District.

Attention Legal Advertisers!
For your convenience, you may e-mail your advertisement to us at the following address:

legals@wacotrib.com
If you have any questions, please call 757-5757.
This excludes liquor permits and some other types of legal ads.
Call for details

PUBLIC NOTICE

Notice is hereby given by the U-Haul Company of Austin of a public auction to satisfy a landlord's lien against delinquent tenants goods, for sale of household and miscellaneous items such as Mattresses, Box Springs, Appliances, Tables, Chairs, Sofas, Loveseats, Garden Tools, Office Furniture, Wall Hangings, Automotive Parts, Clothes, Bikes, Books and Boxes. Terms for sale are on debit or cash basis only and **no one under the age of 16 allowed.** All items must be removed within 48 hours. Luther Davis, License Number 8325, with Davis Auctions will be holding the Auction for U-Haul. **Payment methods are cash or debit cards only.** The following are hereby notified of the sale being held on December 18, 2015 at the following locations:

U-Haul Moving and Storage at Waco Dr., 4216 W. Waco Dr, Waco 76710 at 9 am
Dameon Slaughter
Tarasa Speight
Joshua Smith
Jose Perez
Brian Benton
Latika Randolph
Jacob ODonnell
Eulisca Moffett
Sheronda Davis

The McLennan County has recently been awarded a Hazard Mitigation Grant Program grant for the benefit of West ISD, for the construction of a safe room at the West ISD Elementary School. Accordingly, the West ISD is seeking to contract with a qualified architect/architecture firm registered to practice in the State of Texas to administer the contract, prepare all preliminary and final design plans and specifications, and to conduct all necessary interim and final inspections.

The Request for Qualifications may be obtained from the West ISD Administration Offices located at 801 North Reagan Street, West, Texas 76691.

Please submit your response of services and a statement of qualifications for the proposed services to the address below:

West Independent School District
801 North Reagan Street
West, Texas 76691

Submissions must be received by the District no later than 2:00 PM on the 18th day of December, 2015 to be considered. The official deadline time for receipt of responses will be determined in accordance with the clock located in the District's Administration Building. The District reserves the right to negotiate with any and all individuals, architects or firms that submit responses, as per the Texas Professional Services Procurement Act and the Uniform Grant and Contract Management Standards.

The WISD has designated an evaluation committee to evaluate all offerors' qualifications. The evaluation committee has been appointed by the WISD Board of Trustees and consists of Leigh Crawshaw (Board Member), Larry Sparks (Board Member), Robin Waters (Board Member), David Truitt (Superintendent) and Charles Mikeska (Assistant Superintendent for Finance and Operations). The evaluation committee has established the criteria to be used for selection and rating of competing respondents and will evaluate the offerors in accordance with the evaluation criteria and may hold discussions with up to the top three (3) most highly qualified firms. The evaluation committee will then prepare a report for the selection authority that summarizes the evaluations and provides recommendations to the Board of Trustees.

The West Independent School District is an Affirmative Action/Equal Opportunity Employer.



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wacotrib.com

MANAGER

The Circulation Department of the V currently has an opening
District Manager

This is an excellent career opportunity for the right individual. The position offers a variety of benefits within the Waco Tribune

Primary responsibilities include ensuring quality delivery of newspapers to subscribers by working with independent contractor route delivery as necessary and administrative duties including recruiting independent contractors as carriers, retaining subscribers, managing customer accounts, providing

qualifications will be accepted the City of Waco, Operation Center, 1415 N. 4th Street Conference Room, Waco, TX until 2:00 PM, December 21, 2015 for the Program Management Services. Submittals will be opened publicly at 2:01 PM. Documents are available at www.waco-texas.com/bids.asp. A non-mandatory pre-submittal meeting is scheduled for Thursday, December 10, 2015 at 10:00 AM in the Conference Room, located at 1415 N. 4th Street, Waco, TX. For questions please contact Bryan Gray, (bryang@wacotx.gov) 254-750-6640.

NOTICE OF PUBLIC MEETING TO DISCUSS WACO INDEPENDENT SCHOOL DISTRICT'S STATE FINANCIAL ACCOUNTABILITY RATING

Waco ISD will hold a public meeting on Thursday, December 17, 2015, at 7:00 p.m. in the Waco ISD Conference Center located at 115 S. 5th Street, Waco, Texas. The purpose of this meeting is to discuss Waco ISD's rating on the State's financial accountability system. This meeting will be held in conjunction with the scheduled Waco ISD Board of Trustees Meeting.

new news



as it happens, if something changes, we bring you that, too. 24/7 pick it up, click it up.
wacotrib.com

EMPLOYMENT

Automotive

MECHANIC - Southwest International Trucks hiring Diesel Mechanic: Waco location. 817-938-