

May

2016



City of Bruceville-Eddy



143 Wilcox Drive
Eddy, Texas 76524

254/859-5964
254/859-5779 fax

Notice is hereby given of a 5:30 P.M. Workshop Council Session, May 12th, 2016.

Notice is hereby given that a **WORKSHOP** of the governing body of the City of Bruceville-Eddy will be held on the 12th day of May 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 Pro Tem Gary Lucas
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 May 12th, 2016.

Notice of Public Hearing on 're-adoption' of juvenile curfew ordinances.

Notice of Public Hearing on adoption of Hotel Occupancy Tax

- A. Call to Order: Mayor Pro Tem Lucas.
- B. Prayer by Councilman Dean, 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 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 April, 2016.
- II. Council to consider minutes of the meeting of April, 2016.
- 1) City Engineers: Report/ Considerations. Johnny Tabor.
- 2) Public Works: Report/ Considerations. Consideration for new tractor/shredder, zero turn lawnmower. Consideration of old ones. Councilman Wilcox to open discussion.
- 3) Police Department: Report/ Considerations. Chief McLean.
- 4) Council to hear from the Mayor Pro Tem regarding amending lease agreement of Troy Parker and C-O-B-E for two years vs. one year.
- 5) Council to consider new Waco McLennan County Public Health District Texas Food Establishment Rules.
- 6) Council to consider animal control department and officer.
- 7) Council to consider assignment of street repairs for 2015/2016 budget year.
- 8) Open Public Hearing on readopting any and all juvenile curfew ordinance in place at City of Bruceville-Eddy.
- 9) Close Public Hearing on readopting any and all juvenile curfew ordinances in place at City of Bruceville-Eddy.
- 10) Council to consider "re-adoption" of the Juvenile Curfew Ordinance, which must be "readopted" by a notice of sustainment of Council for any and all City of Bruceville-Eddy juvenile curfew ordinances.
- 11) Open Public Hearing on adopting a 7% Hotel Occupancy Tax in City of Bruceville-Eddy and its ETJ.
- 12) Close Public Hearing on adopting a 7% Hotel Occupancy Tax in City of Bruceville-Eddy and its ETJ.
- 13) Council to consider adoption of a 7% Hotel Occupancy Tax in City of Bruceville-Eddy and its ETJ.

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 citysec@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. Notice was posted on the 6th day of May 2016, at 5:00 p.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

May 12th, 2016 MINUTES REGULAR MEETING AND WORKSHOP OF OF THE GOVERNING BODY OF BRUCEVILLE-EDDY

Council members present were: Mayor ProTem Gary Lucas, Connally Bass, Allen Trigg, Halbert Wilcox, Jason Dean, Chief McLean, and Koni Billings, city administrator, Johnny Tabor, City Engineer.

Mayor ProTem Lucas called the meeting to order at 5:32 pm, and immediately opened an executive workshop. All items on the agenda were discussed, no action was taken. Closed executive session at 6:22.

Mayor Pro Tem Lucas opened the regular council session at 6:35 pm. All officers were present.

Jason Dean offered the prayer and led the group in the Pledge of Allegiance.

Citizens Time: No one asked to speak.

Consent Agenda:

Motion to accept the April accounts payables in both the water department and the general fund and a motion to accept all meeting minutes for the month of April 2016, was tendered Connally Bass and was seconded by Jason Dean. All in Favor.

Item 1: Engineers report: Johnny Tabor asked if there could be a scheduled traveling meeting and a called workshop to take action at, for the first Monday in June, in order to make a decision on waste water plants that may work in the city. It was decided that Monday June 6th, 7:30 a.m. is to be set aside for that. It was also noted that Johnny will be handling negotiated contracts with the vendor and TXDOT for water customer Boyd Williams's line replacement.

Item 2: Public Works: Council heard from Chief on the investigation for a shredder and blade that he had been asked to look into. It was decided that the Kubota was the best deal, model 4200 shredder at \$19,425.00 and a 15' flex arm blade at \$15,600.00. This is not to exceed \$43,000.00. This is for the maintenance department. Hal made the motion to purchase the Kubota and flex arm. Connally Bass seconded. All in Favor. Chief will handle the purchase, and look into a commercial zero turn mower and the cost.

Item 3: Police Report: Chief asked that the Interlocal agreement between the police department and the Waco Communication center be approved so the 800 mhz radios can be added at \$5.00 each per month to the center. Chief asked that the bids for 800 mhz radios which Lorena is working on, be approved to pursue. Chief asked if line item moves can be made to accommodate purchase of the radios from line item 8015 to line item 8010 for \$10k. This should purchase the radios. Jason Dean made the motion to approve line item moves and purchase, second cast by Allen Trigg. All in Favor.

Item 4: Council voted to extend the Troy Parker land lease from one to two years for the land lease at the waste water plant solution. Connally Bass made the motion, Hal made a second motion. All in Favor.

Item 5: Council voted to adopt the new food establishment rules from the State and the McLennan County Waco Public Health District. Connally Bass made a motion which was seconded by Jason Dean to adopt Ordinance 05-12-2016. All in Favor.

Item 6: No motion was made on this item.

Item 7: A recommendation to asphalt Temple Street and Franklin Street between FM 107 and Eagle drive, and to chip seal Horseshoe, Mustang, Pinto, Soules Circle, Washington and Border Streets this next

budget year was considered. The city administrator was asked to turn this street list to the County Commissioners office for an Interlocal for this year's budgeting. No motion was made.

Item 8: Regular session was closed for public hearing at 7:04 p.m.

Public Hearing on the re-adoption of existing curfew Ordinances in C-O-B-E. No comments were made.

Public hearing closed at 7:05. Reopen regular session.

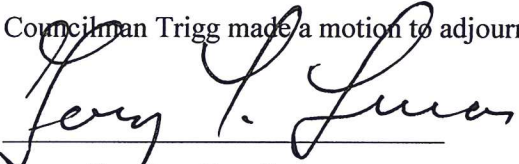
Motion to re-adopt the existing curfew Ordinances was made by Jason Dean, Connally Bass seconded. All in Favor. Close regular session.

Item 9: Public Hearing on adoption of a Hotel Tax in C-O-B-E and ETJ opened at 7:05 p.m. No comments were made.

Public Hearing closed at 7:06 p.m. Reopen regular session.

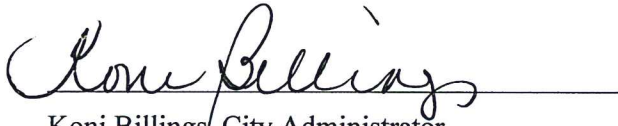
Motion to adopt a 7% Hotel Tax in C-O-B- E and ETJ was made by Connally Bass, seconded by Jason Dean. All in Favor.

Councilman Trigg made a motion to adjourn the meeting at 7:15 p.m.



Mayor Pro Tem Gary L. Lucas
City of Bruceville-Eddy

(seal)



Koni Billings, City Administrator
City of Bruceville-Eddy, Texas

Minutes approved on 6-9-2016 KB

closed
Progressing
for samples!

532 Reg Session
open meeting
533 workshop

~~closed 6:20 closed
open meeting~~

633 Reg Session

a/p Water/gf - 7 minutes

M Connolly Bass 2 Jason
both items. all favor

1 - Labor Meetings on June 6th 2016
water line ReRoute on Hwy 7th

Negotiated bidding contracts with Boyd
Move to have chief engineers negotiate

prices - Connolly M. Ad 2nd all in motion
Recommend traveling workshop - June 6th 7-7:30

Police Dept. Chief. Kubota out of Temple 19,425.00
4200 Front End 24,600 - 15' flex gate 15,600.00

Hal - Motion 19,425 w/ front loader
Connolly - 2nd 15,000 3 p co Equip
oil in favor \$43,000

Police Dept. - 800 mg System on Waco. equipment
6 Hand Held Radio 8015 PV Equip to 8010 equipment

Jason 10K to 8010 M. Allen Trigg second all in favor

Interlocal agreement 5 per Radio per
MAN Jason motion Connolly Bass 2nd
all in favor

upbeat
Temple
Franklin
Chip Seal
Horse
Municipal
Gould
Washburn
Borden?

Parker ban Motion-Connally
2nd Ha All in favor

Food 05-12-2016 Motion Connally
Second Jason all in favor

No motion dog catcher

Streets - Recommendation
Send list to County for cost
of asphalt/chip seal close 704 Reg

Open Public Hearing on 704
curfew - ordinances
Public Hearing closed: 705 Open 705

Motion Jason Sean Connally 2nd
All in favor close 706

Open Public Hearing Open 706
Close Public Hea Clos 713

Open reg session 713
70% Connally Pass - Second Jason

All in favor
Close meeting 7:15 pm

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	913,071.85	1,500,000.00	-586,928.15	60.9%
5010 · Tap Fees	0.00	10,000.00	-10,000.00	0.0%
5030 · Re-connection Fees	13,530.00	25,000.00	-11,470.00	54.1%
5050 · Donations Emergency Services	2,319.09	1,500.00	819.09	154.6%
5060 · Returned Check Fees	4,190.25	3,000.00	1,190.25	139.7%
5070 · Interest Income	3,192.94	5,000.00	-1,807.06	63.9%
5080 · Misc. Income	1,377.49	2,000.00	-622.51	68.9%
5090 · Garbage Revenue	78,381.95	115,000.00	-36,618.05	68.2%
Total 50000 · INCOME	1,016,063.57	1,661,500.00	-645,436.43	61.2%
Total Income	1,016,063.57	1,661,500.00	-645,436.43	61.2%
Gross Profit	1,016,063.57	1,661,500.00	-645,436.43	61.2%
Expense				
60000 · WATER SYSTEM EXPENSES				
6000 · Water Purchases	357,498.00	455,000.00	-97,502.00	78.6%
6010 · Water Sample Expense	2,375.07	4,500.00	-2,124.93	52.8%
6020 · Southern Trinity Conserv. Dist	2,017.98	2,500.00	-482.02	80.7%
6030 · Fittings and Supplies				
6036 · Uniforms	1,140.83	2,200.00	-1,059.17	51.9%
6037 · AMR residential meters	2,412.10	500.00	1,912.10	482.4%
6030 · Fittings and Supplies - Other	19,020.42	30,000.00	-10,979.58	63.4%
Total 6030 · Fittings and Supplies	22,573.35	32,700.00	-10,126.65	69.0%
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	12,864.50	15,000.00	-2,135.50	85.8%
6042 · Building upkeep expenses	116.37	500.00	-383.63	23.3%
6040 · REPAIRS AND MAINTENENCE - Other	7,935.91	15,000.00	-7,064.09	52.9%
Total 6040 · REPAIRS AND MAINTENENCE	20,916.78	30,500.00	-9,583.22	68.6%
6043 · Tank Repairs and Maintenance	0.00	5,000.00	-5,000.00	0.0%
6050 · Gas and Oil	4,479.29	16,000.00	-11,520.71	28.0%
6060 · Repair and Maint. Trucks	4,187.82	5,000.00	-812.18	83.8%
6065 · Back Hoe Repair	71.20	5,000.00	-4,928.80	1.4%
6070 · Chemical Purchases	2,900.84	5,500.00	-2,599.16	52.7%
6710 · Heart o' Texas Utilities	36,165.00	50,000.00	-13,835.00	72.3%
6715 · Direct Energy Business	23,275.69	50,000.00	-26,724.31	46.6%
6760 · Travel/School/Seminars	588.17	1,500.00	-911.83	39.2%
6765 · Fixed Asset Expenditure	0.00	20,000.00	-20,000.00	0.0%
Total 60000 · WATER SYSTEM EXPENSES	477,124.19	690,200.00	-213,075.81	69.1%
61000 · GARBAGE PICK UP EXPENSE	64,052.65	100,000.00	-35,947.35	64.1%
65000 · PERSONNEL AND SUPPORT				
6500 · Salaries and Wages=Water	92,600.68	190,000.00	-97,399.32	48.7%
6510 · Payroll Tax Expense	1,729.53	8,900.00	-7,170.47	19.4%
6520 · TMRS Expense	3,740.18	14,000.00	-10,259.82	26.7%
6540 · TMLIEBP Insurance	14,463.08	32,000.00	-17,536.92	45.2%
6600 · Contract Labor	17,867.53			
Total 65000 · PERSONNEL AND SUPPORT	130,401.00	244,900.00	-114,499.00	53.2%
66000 · PROFESSIONAL TEAM				
6620 · Attorney Fees	9,034.55	12,000.00	-2,965.45	75.3%
6630 · Engineering Fees	1,611.78	25,000.00	-23,388.22	6.4%
6640 · Auditor Fees	9,983.32	12,000.00	-2,016.68	83.2%
6650 · City Insurance Expense	11,843.43	17,000.00	-5,156.57	69.7%
Total 66000 · PROFESSIONAL TEAM	32,473.08	66,000.00	-33,526.92	49.2%
67000 · ADMINISTRATIVE EXPENSES				
6610 · Membership Fees	4,139.65	5,000.00	-860.35	82.8%
6690 · Office Supplies				
6695 · Social Platforms	85.76	1,500.00	-1,414.24	5.7%
6690 · Office Supplies - Other	1,946.96	3,000.00	-1,053.04	64.9%
Total 6690 · Office Supplies	2,032.72	4,500.00	-2,467.28	45.2%
6700 · Office Equipment Lease	1,046.07	3,000.00	-1,953.93	34.9%
6705 · Atmos Gas	198.17	300.00	-101.83	66.1%
6720 · Computer Expenses				
6725 · Annual Software Maintenance	6,628.63	5,900.00	728.63	112.3%

11:56 AM

05/06/16

Accrual Basis

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	1,650.37	6,000.00	-4,349.63	27.5%
Total 6720 · Computer Expenses	8,279.00	11,900.00	-3,621.00	69.6%
6730 · Telephone Expense	3,804.65	6,000.00	-2,195.35	63.4%
6735 · Cell Phone Expense	808.09	3,000.00	-2,191.91	26.9%
6740 · Postage	5,240.57	5,400.00	-159.43	97.0%
6745 · TCEQ Water Letter Postage	50.00	50.00	0.00	100.0%
6750 · Advertising Expense	977.14	250.00	727.14	390.9%
6770 · Misc. Expense	716.53	1,500.00	-783.47	47.8%
6790 · Janitorial/Mats	234.64	500.00	-265.36	46.9%
6800 · Donations - Emergency Services	1,203.43	1,500.00	-296.57	80.2%
Total 67000 · ADMINISTRATIVE EXPENSES	28,730.66	42,900.00	-14,169.34	67.0%
69000 · Debt/Expense Accounts				
6675 · Depreciation Expense	108,191.00	170,000.00	-61,809.00	63.6%
6680 · Interest Expense	66,434.28	170,000.00	-103,565.72	39.1%
Total 69000 · Debt/Expense Accounts	174,625.28	340,000.00	-165,374.72	51.4%
Total Expense	907,406.86	1,484,000.00	-576,593.14	61.1%
Net Ordinary Income	108,656.71	177,500.00	-68,843.29	61.2%
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	10,000.00	101,000.00	-91,000.00	9.9%
60020 · Falls County Improv. Projects	174.70	77,000.00	-76,825.30	0.2%
68000 · COMPREHENSIVE WATER PROJECTS - Other	24,566.34			
Total 68000 · COMPREHENSIVE WATER PROJECTS	34,741.04	178,000.00	-143,258.96	19.5%
Total Other Expense	34,741.04	178,000.00	-143,258.96	19.5%
Net Other Income	15,444.96	-177,500.00	192,944.96	-8.7%
Net Income	124,101.67	0.00	124,101.67	100.0%

11:57 AM

05/06/16

Accrual Basis

Water Department Trial Balance As of April 30, 2016

	Apr 30, 16	
	Debit	Credit
1000 · Moody Bank Checking	332,600.01	
1001 · Moody Unearned Deposit Account	44,809.47	
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	70,519.54	
1008 · 2011 Improve-Int & Sinking Fund	27,466.33	
1009 · 2011 Refnd Rvnu Resv Bond Fund	37,380.45	
1010 · 2011 Int. & Sinking Fund	13,755.22	
1011 · 2011 Utility Improvement Fund	33,263.17	
1012 · 2011 CD Investments Acct. CDAR	0.00	
1013 · 2013 C.D. Investment Acct. CDAR	116,530.64	
1014 · 2013 Utility Improvement Fund	1,044.64	
1015 · 2013 Int & Sinking Fund	58,296.59	
1016-01 · 2013 Impv. Rev Bond Resrv Fund	5,038.22	
1016-02 · impr rev bond 2013 Res Fund ICS	157,663.74	
1017 · 2015 Int & Sinking Fund	7,302.52	
1018 · CITY OF B-E INVESTMENT ACCOUNT	1,506,597.78	
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	333,946.18	
1280 · RVS RECEIVABLES NSF CHECKS	6,482.91	
1290 · RVS TAP FEE RECEIVABLES		4,135.00
1350 · Deferred outflow contributions	3,024.00	
1500 · Due from TXDOT for paid exp	122,502.06	
1550 · Net pension assets	38,408.00	
1600 · Tank Improvements	809,268.82	
1605 · A/D Tank Improvements	0.00	
1610 · Equipment	523,732.74	
1615 · A/D Equipment	0.00	
1620 · Automobiles	16,217.21	
1625 · A/D Automobiles	0.00	
1630 · Office Equipment	52,658.39	
1635 · A/D Office Equipment	0.00	
1640 · System Improvements	1,238,410.38	
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	465,980.19	
1670 · Property Easements	10,281.71	
1680 · Maintenance Building	69,469.37	
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		2,476,171.46
1730 · A/D - Buildings and Improvement		135,579.24
1740 · A/D - Equipment and Furniture		446,825.89
1215 · Deferred Tech Support	0.00	
1220 · Redemption Premium Cast Note	0.00	
1225 · Bond Issue Costs	0.00	
2000 · Accounts Payable	1.00	
2010 · Accounts Payable Adjustment	0.00	
2100 · Payroll Tax Payable	0.00	
21000 · Ordinary Liabilites:2020 · Accrued Liabilities	0.00	

11:57 AM

05/06/16

Accrual Basis

Water Department Trial Balance As of April 30, 2016

	Apr 30, 16	
	Debit	Credit
21000 · Ordinary Liabilites:2105 · TMRS Payable	0.00	
21000 · Ordinary Liabilites:2110 · Pre-Paid Legal		97.91
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		44,486.54
2500 · Series 2001 Revenue Bond	0.00	
2501 · Serie 2001 Revenue Bond-due	0.00	
2520 · Rev Refunding Bonds Series 2011		253,000.00
2521 · Rev Refunding Bonds-Current Due		21,000.00
2540 · Revenue Bonds Series 2011		508,000.00
2541 · Rev Bond Series 2011-CurrentDue		42,000.00
2543 · 2013 Improve Bond Current Due		84,000.00
2546 · 2013 Improvement Bond		1,639,000.00
2550 · 2015 Revenue Bond		395,000.00
30000 · Opening Balance Equity	0.00	
32000 · Unrestricted Net Assets		3,100,474.23
3900 · Fund Balance	0.00	
50000 · INCOME:5000 · Water Sales		807,448.05
50000 · INCOME:5030 · Re-connection Fees		12,180.00
50000 · INCOME:5050 · Donations Emergency Services		2,129.09
50000 · INCOME:5060 · Returned Check Fees		3,950.25
50000 · INCOME:5070 · Interest Income		3,192.94
50000 · INCOME:5080 · Misc. Income		1,377.49
50000 · INCOME:5090 · Garbage Revenue		68,456.81
60000 · WATER SYSTEM EXPENSES:6000 · Water Purchases	319,593.00	
60000 · WATER SYSTEM EXPENSES:6010 · Water Sample Expense	2,240.07	
60000 · WATER SYSTEM EXPENSES:6020 · Southern Trinity Conserv. Dist	1,653.06	
60000 · WATER SYSTEM EXPENSES:6030 · Fittings and Supplies	18,253.50	
60000 · WATER SYSTEM EXPENSES:6030 · Fittings and Supplies:6036 · Uniforms	1,073.60	
60000 · WATER SYSTEM EXPENSES:6030 · Fittings and Supplies:6037 · AMR residential meters	2,412.10	
60000 · WATER SYSTEM EXPENSES:6033 · Meter Study Expense Only	75.00	
60000 · WATER SYSTEM EXPENSES:6040 · REPAIRS AND MAINTENENCE	7,935.91	
60000 · WATER SYSTEM EXPENSES:6040 · REPAIRS AND MAINTENENCE:6041 · Repair of Well...	12,864.50	
60000 · WATER SYSTEM EXPENSES:6040 · REPAIRS AND MAINTENENCE:6042 · Building upke...	116.37	
60000 · WATER SYSTEM EXPENSES:6050 · Gas and Oil	4,226.70	
60000 · WATER SYSTEM EXPENSES:6060 · Repair and Maint. Trucks	4,005.58	
60000 · WATER SYSTEM EXPENSES:6065 · Back Hoe Repair	71.20	
60000 · WATER SYSTEM EXPENSES:6070 · Chemical Purchases	2,683.69	
60000 · WATER SYSTEM EXPENSES:6710 · Heart o' Texas Utilities	36,165.00	
60000 · WATER SYSTEM EXPENSES:6715 · Direct Energy Business	23,275.69	
60000 · WATER SYSTEM EXPENSES:6760 · Travel/School/Seminars	563.47	
61000 · GARBAGE PICK UP EXPENSE	54,827.80	
65000 · PERSONNEL AND SUPPORT:6500 · Salaries and Wages=Water	84,482.99	
65000 · PERSONNEL AND SUPPORT:6510 · Payroll Tax Expense	1,581.15	
65000 · PERSONNEL AND SUPPORT:6520 · TMRS Expense	3,387.07	
65000 · PERSONNEL AND SUPPORT:6540 · TMLIEBP Insurance	12,149.66	
65000 · PERSONNEL AND SUPPORT:6600 · Contract Labor	17,867.53	
66000 · PROFESSIONAL TEAM:6620 · Attorney Fees	9,034.55	
66000 · PROFESSIONAL TEAM:6630 · Engineering Fees	1,611.78	
66000 · PROFESSIONAL TEAM:6640 · Auditor Fees	9,983.32	
66000 · PROFESSIONAL TEAM:6650 · City Insurance Expense	11,843.43	
67000 · ADMINISTRATIVE EXPENSES:6610 · Membership Fees	4,139.65	
67000 · ADMINISTRATIVE EXPENSES:6690 · Office Supplies	1,946.96	
67000 · ADMINISTRATIVE EXPENSES:6690 · Office Supplies:6695 · Social Platforms	85.76	
67000 · ADMINISTRATIVE EXPENSES:6700 · Office Equipment Lease	1,046.07	
67000 · ADMINISTRATIVE EXPENSES:6705 · Atmos Gas	176.11	
67000 · ADMINISTRATIVE EXPENSES:6720 · Computer Expenses	1,650.37	

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05/06/16
Accrual Basis

Water Department
Trial Balance
As of April 30, 2016

	Apr 30, 16	
	Debit	Credit
67000 · ADMINISTRATIVE EXPENSES:6720 · Computer Expenses:6725 · Annual Software Maint...	6,628.63	
67000 · ADMINISTRATIVE EXPENSES:6730 · Telephone Expense	3,804.65	
67000 · ADMINISTRATIVE EXPENSES:6735 · Cell Phone Expense	808.09	
67000 · ADMINISTRATIVE EXPENSES:6740 · Postage	5,233.83	
67000 · ADMINISTRATIVE EXPENSES:6745 · TCEQ Water Letter Postage	50.00	
67000 · ADMINISTRATIVE EXPENSES:6750 · Advertising Expense	122.80	
67000 · ADMINISTRATIVE EXPENSES:6770 · Misc. Expense	691.80	
67000 · ADMINISTRATIVE EXPENSES:6790 · Janitorial/Mats	218.48	
67000 · ADMINISTRATIVE EXPENSES:6800 · Donations - Emergency Services	1,056.91	
69000 · Debt/Expense Accounts:6675 · Depreciation Expense	108,191.00	
69000 · Debt/Expense Accounts:6680 · Interest Expense	66,434.28	
7400000 · Payment TXDOT Utility Re-Lo's:74200 · Payment TXDOT Eng Utility Relo		50,186.00
68000 · COMPREHENSIVE WATER PROJECTS	24,566.34	
68000 · COMPREHENSIVE WATER PROJECTS:60010 · Department Equipment	10,000.00	
68000 · COMPREHENSIVE WATER PROJECTS:60020 · Falls County Improv. Projects	174.70	
TOTAL	<u>10,139,639.75</u>	<u>10,139,639.75</u>

**General Fund
Trial Balance
As of April 30, 2016**

	Apr 30, 16	
	Debit	Credit
1000 · Moody General Checking	317,908.98	
1001 · MRLA Savings	222,538.23	
1002 · Police Department DAG Account	0.00	
1003 · Municipal Tech /Bldg. Checking	34,618.47	
1004 · CD INVESTMENT ACCT. FOR MRLA	0.00	
1005 · Administrative Account Only	1.16	
1006 · MRLA Investment	1,019,805.46	
1007 · Asset Forfeiture Police Dept.	14,499.38	
1200 · Property Tax Receivable	47,890.24	
1205 · Allowance For Doubtful Accounts		35,003.36
1215 · Restitution Receivable	0.00	
1220 · Franchise Tax Receivable	0.00	
1230 · Employee Receivables	0.00	
12000 · Undeposited Funds	0.00	
1500 · Due from TXDOT for paid exp	0.00	
1300 · Misc. Receivables	1,420.79	
20000 · Accounts Payable		1,037.06
20010 · Accounts Payable Adjustment	0.00	
2100 · Payroll Taxes Payable	0.00	
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	0.00	
2600 · Deferred Property Tax Revenue		12,886.88
40000 · Ordinary Liabilities	0.00	
40000 · Ordinary Liabilities:2010 · State Comp Fines Payable		32,617.89
40000 · Ordinary Liabilities:2105 · TMRS Payable		407.40
40000 · Ordinary Liabilities:2110 · Pre-Paid Legal		174.18
40000 · Ordinary Liabilities:2115 · AFLAC Payable		122.46
40000 · Ordinary Liabilities:2120 · TMLIEBP Health Ins.		2,248.40
40000 · Ordinary Liabilities:2130 · Employee Equipment Purchase	0.00	
40000 · Ordinary Liabilities:2135 · Repayment	0.00	
40000 · Ordinary Liabilities:2145 · Child Support Payable	0.00	
40000 · Ordinary Liabilities:2155 · Liberty National Life		102.57
40000 · Ordinary Liabilities:24000 · Payroll Liabilities	2,841.93	
3000 · Fund Balance General	0.00	
3100 · Fund Balance Public Safety	0.00	
32000 · Unrestricted Net Assets		1,685,086.95
50000 · INCOME:5000 · Property Tax Revenue		299,697.62
50000 · INCOME:5010 · State Sales Tax Revenue		33,435.81
50000 · INCOME:5020 · Franchise Tax Revenue		16,343.32
50000 · INCOME:5040 · Pavillion Rental Income		980.55
50000 · INCOME:5045 · LEOSE Police Edu Inc.		1,032.08
50000 · INCOME:5050 · Animal Control Income		450.00
50000 · INCOME:5070 · Interest Income		654.36
50000 · INCOME:5075 · Permit Fees Income		965.00
50000 · INCOME:5080 · Misc /Police Rpt/Acc Rpt Income		898.94
50000 · INCOME:5090 · Lease Income		11,712.00
50000 · INCOME:5500 · Fines Income		309,537.64
50000 · INCOME:5501 · MVBA COLLECTIONS INCOME		152,042.29
50000 · INCOME:5505 · P.D. Vehicle Escrow		5,475.00
50000 · INCOME:5510 · Fines Court Tech Fund		22,360.00
50000 · INCOME:5520 · Fines Court Bldg/Security Fund		16,772.00
50000 · INCOME:5525 · Juvenile Case Manager Fund		9,776.34
50000 · INCOME:5550 · Fixed Asset Sales Income		3,812.00
60000 · ADMINISTRATIVE COSTS:6010 · Atmos Gas	176.11	
60000 · ADMINISTRATIVE COSTS:6020 · Membership Dues	348.50	
60000 · ADMINISTRATIVE COSTS:6025 · Tax Appraiser Fees	1,273.26	
60000 · ADMINISTRATIVE COSTS:6030 · Tax Collector Fees	1,831.33	
60000 · ADMINISTRATIVE COSTS:6050 · Office Equipment Lease	228.19	
60000 · ADMINISTRATIVE COSTS:6065 · Municipal Court Collection Cost	45,754.29	
60000 · ADMINISTRATIVE COSTS:6075 · Court Bldg/Security Expense	9.50	

**General Fund
Trial Balance
As of April 30, 2016**

	Apr 30, 16	
	Debit	Credit
60000 · ADMINISTRATIVE COSTS:6077 · Court Juvenile Case Mngr.	150.00	
60000 · ADMINISTRATIVE COSTS:6092 · Social Platforms	490.35	
60000 · ADMINISTRATIVE COSTS:6115 · Office Supplies	2,451.24	
60000 · ADMINISTRATIVE COSTS:6125 · Telephones	1,699.82	
60000 · ADMINISTRATIVE COSTS:6130 · Postage	1,215.93	
60000 · ADMINISTRATIVE COSTS:6132 · Court Postage	13.48	
60000 · ADMINISTRATIVE COSTS:6135 · Cell Phones & I-Pads	2,645.40	
60000 · ADMINISTRATIVE COSTS:6140 · Advertising	228.16	
60000 · ADMINISTRATIVE COSTS:6150 · Travel & Conferences	46.58	
60000 · ADMINISTRATIVE COSTS:6155 · Training/Schools/Seminars	94.18	
60000 · ADMINISTRATIVE COSTS:6160 · Misc. Expense	2,359.79	
60000 · ADMINISTRATIVE COSTS:6160 · Misc. Expense:6161 · Council Annual Payroll	72.00	
60000 · ADMINISTRATIVE COSTS:6180 · Computer Expenses	4,819.49	
60000 · ADMINISTRATIVE COSTS:6185 · Janitorial	562.48	
65000 · ANIMAL CONTROL EXPENSES:6172 · Waco Animal Shelter Contract	3,708.00	
66000 · OFFICE PERSONNEL & SUPPORT	1,225.60	
66000 · OFFICE PERSONNEL & SUPPORT:66065 · Salaries and Wages=General	12,257.85	
66000 · OFFICE PERSONNEL & SUPPORT:66070 · Payroll Tax Expense=General	1,735.70	
66000 · OFFICE PERSONNEL & SUPPORT:66075 · TMLIEBP Insurance	9,376.65	
66000 · OFFICE PERSONNEL & SUPPORT:66080 · TMRS Expense=General	4,335.97	
66000 · OFFICE PERSONNEL & SUPPORT:66090 · Water Co. Wages PassThru Acct.	79,994.99	
70000 · CITY INFRASTRUCTURE COSTS:6035 · Repairs & General Maintenance	89.54	
70000 · CITY INFRASTRUCTURE COSTS:6035 · Repairs & General Maintenance:6036 · City Hall ...	50.92	
70000 · CITY INFRASTRUCTURE COSTS:6040 · Gas and Oil	2,854.11	
70000 · CITY INFRASTRUCTURE COSTS:6045 · Mowing Expense	373.20	
70000 · CITY INFRASTRUCTURE COSTS:6090 · Contract Labor	6,994.75	
70000 · CITY INFRASTRUCTURE COSTS:6122 · DIRECT ELECTRICITY	7,922.01	
70000 · CITY INFRASTRUCTURE COSTS:6165 · Tools & Equipment	284.90	
70000 · CITY INFRASTRUCTURE COSTS:6175 · CODE ENFORCEMENT / ABATEMENT	280.78	
70000 · CITY INFRASTRUCTURE COSTS:7001 · H-O-T Street Lighting Expense	693.00	
70000 · CITY INFRASTRUCTURE COSTS:7010 · Tractor Repair & Expense	628.52	
70000 · CITY INFRASTRUCTURE COSTS:7011 · Mower Repair & Expense	411.60	
70000 · CITY INFRASTRUCTURE COSTS:7015 · City Back Hoe & DumpTruck	2,418.55	
70000 · CITY INFRASTRUCTURE COSTS:7016 · Truck Repairs and Tires	1,599.79	
70000 · CITY INFRASTRUCTURE COSTS:7020 · Street Repair Expenses	24,216.03	
70000 · CITY INFRASTRUCTURE COSTS:7025 · Brush Clean-Up Costs	53.00	
70000 · CITY INFRASTRUCTURE COSTS:7035 · Uniforms & Office Shirts	977.21	
70000 · CITY INFRASTRUCTURE COSTS:7050 · Comprehensive Planning Projects	12,479.95	
80000 · POLICE DEPT. OPERATION EXPENSES:8004 · Fixed Asset-Police Purchase	10,000.00	
80000 · POLICE DEPT. OPERATION EXPENSES:8005 · Police Principal Trucks	22,213.65	
80000 · POLICE DEPT. OPERATION EXPENSES:8006 · Police Interest Pick ups	2,806.43	
80000 · POLICE DEPT. OPERATION EXPENSES:8010 · Police Equipment	4,340.54	
80000 · POLICE DEPT. OPERATION EXPENSES:8015 · Police Vehicle Equipment	1,969.24	
80000 · POLICE DEPT. OPERATION EXPENSES:8016 · K-9 Expenses	494.58	
80000 · POLICE DEPT. OPERATION EXPENSES:8020 · Police Gas & Oil	9,161.24	
80000 · POLICE DEPT. OPERATION EXPENSES:8025 · Repair & Maintenance Police Car	7,929.38	
80000 · POLICE DEPT. OPERATION EXPENSES:8030 · Police Membership Dues	80.00	
80000 · POLICE DEPT. OPERATION EXPENSES:8035 · Police Training	1,079.73	
80000 · POLICE DEPT. OPERATION EXPENSES:8040 · Police Equipment Maintenance	202.55	
80000 · POLICE DEPT. OPERATION EXPENSES:8045 · Police Uniform Purchases	677.04	
80000 · POLICE DEPT. OPERATION EXPENSES:8050 · Police General Repair & Maint:8055 · Pol...	132.49	
80000 · POLICE DEPT. OPERATION EXPENSES:8060 · Omnibase Expense	2,352.00	
80000 · POLICE DEPT. OPERATION EXPENSES:8095 · Computer Exp Police Department	4,039.71	
80000 · POLICE DEPT. OPERATION EXPENSES:8095 · Computer Exp Police Department:8096 · ...	4,494.25	
80000 · POLICE DEPT. OPERATION EXPENSES:8105 · Police Forms Expense	286.00	
80000 · POLICE DEPT. OPERATION EXPENSES:8110 · Police Office Supplies	287.36	
80000 · POLICE DEPT. OPERATION EXPENSES:8115 · Police Office Equipment Lease	992.61	
80000 · POLICE DEPT. OPERATION EXPENSES:8120 · Police Telephone Exp	1,952.68	
80000 · POLICE DEPT. OPERATION EXPENSES:8125 · Police Postage Exp	258.01	
80000 · POLICE DEPT. OPERATION EXPENSES:8130 · Police Cell Phone Ex	4,022.84	
80000 · POLICE DEPT. OPERATION EXPENSES:8150 · Police Travel Exp	28.12	
80000 · POLICE DEPT. OPERATION EXPENSES:8155 · Police Misc. Exp	147.74	
80000 · POLICE DEPT. OPERATION EXPENSES:8165 · Social Platforms-Police Dept.	396.87	
80000 · POLICE DEPT. OPERATION EXPENSES:8185 · Janitorial-Police Dept.	44.67	

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Accrual Basis

**General Fund
Trial Balance
As of April 30, 2016**

	Apr 30, 16	
	Debit	Credit
82000 · POLICE PERSONNEL & SUPPORT:82075 · Salaries & Wages Police Dept	123,865.35	
82000 · POLICE PERSONNEL & SUPPORT:82075 · Salaries & Wages Police Dept:82077 · TFO P...	0.00	
82000 · POLICE PERSONNEL & SUPPORT:82085 · TMRS Police Department	5,868.78	
82000 · POLICE PERSONNEL & SUPPORT:82145 · TMLIEBP Insurance	22,372.51	
90000 · PROFESSIONAL ADMINISTRATION:6100 · Attorneys	35,411.68	
90000 · PROFESSIONAL ADMINISTRATION:6105 · Auditors	9,983.34	
90000 · PROFESSIONAL ADMINISTRATION:6110 · City Insurance	11,843.41	
90000 · PROFESSIONAL ADMINISTRATION:8070 · Police Department Attorney Fees	70.80	
90000 · PROFESSIONAL ADMINISTRATION:8090 · Auditor Fee Police Department	9,983.34	
90000 · PROFESSIONAL ADMINISTRATION:8100 · Police City Insurance	11,843.41	
9990 · BANK TRANSFERS	412,961.59	
9990 · BANK TRANSFERS:9995 · Temporary bank error	4,131.91	
TOTAL	<u>2,664,720.50</u>	<u>2,664,720.50</u>

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Accrual Basis

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	300,693.65	312,000.00	-11,306.35	96.4%
5010 · State Sales Tax Revenue	33,435.81	60,000.00	-26,564.19	55.7%
5020 · Franchise Tax Revenue	16,343.32	75,000.00	-58,656.68	21.8%
5040 · Pavillion Rental Income	930.55	500.00	430.55	186.1%
5045 · LEOSE Police Edu Inc.	1,032.08	1,000.00	32.08	103.2%
5050 · Animal Control Income	450.00	500.00	-50.00	90.0%
5070 · Interest Income	654.36	700.00	-45.64	93.5%
5075 · Permit Fees Income	965.00	2,000.00	-1,035.00	48.3%
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	898.94	4,000.00	-3,101.06	22.5%
Total 5080 · Misc /Police Rpt/Acc Rpt Income	898.94	4,100.00	-3,201.06	21.9%
5090 · Lease Income	11,712.00	10,300.00	1,412.00	113.7%
5500 · Fines Income	318,233.64	500,000.00	-181,766.36	63.6%
5501 · MVBA COLLECTIONS INCOME	154,705.68	60,000.00	94,705.68	257.8%
5505 · P.D. Vehicle Escrow	5,475.00	20,000.00	-14,525.00	27.4%
5510 · Fines Court Tech Fund	22,360.00	20,000.00	2,360.00	111.8%
5520 · Fines Court Bldg/Security Fund	16,772.00	15,000.00	1,772.00	111.8%
5525 · Juvenile Case Manager Func	9,776.34	8,000.00	1,776.34	122.2%
5530 · State Comptroller Fine Expense	0.00	1,200.00	-1,200.00	0.0%
5550 · Fixed Asset Sales Income	3,812.00	5,000.00	-1,188.00	76.2%
Total 50000 · INCOME	898,250.37	1,095,300.00	-197,049.63	82.0%
Total Income	898,250.37	1,095,300.00	-197,049.63	82.0%
Gross Profit	898,250.37	1,095,300.00	-197,049.63	82.0%
Expense				
60000 · ADMINISTRATIVE COSTS				
6010 · Atmos Gas	198.18	350.00	-151.82	56.6%
6015 · Election Expenses	0.00	2,000.00	-2,000.00	0.0%
6020 · Membership Dues	348.50	500.00	-151.50	69.7%
6025 · Tax Appraiser Fees	1,273.26	4,000.00	-2,726.74	31.8%
6030 · Tax Collector Fees	1,973.02	2,000.00	-26.98	98.7%
6050 · Office Equipment Lease	228.19	2,000.00	-1,771.81	11.4%
6065 · Municipal Court Collection Cost	45,754.29	40,000.00	5,754.29	114.4%
6070 · Court Technology Expense	0.00	3,000.00	-3,000.00	0.0%
6075 · Court Bldg/Security Expense	9.50	1,500.00	-1,490.50	0.6%
6077 · Court Juvenile Case Mngr.	150.00	1,000.00	-850.00	15.0%
6092 · Social Platforms	490.35	1,500.00	-1,009.65	32.7%
6115 · Office Supplies	2,451.24	3,000.00	-548.76	81.7%
6125 · Telephones	1,699.82	2,700.00	-1,000.18	63.0%
6130 · Postage	1,216.42	1,400.00	-183.58	86.9%
6132 · Court Postage	13.48	400.00	-386.52	3.4%
6135 · Cell Phones & I-Pads	2,645.40	5,700.00	-3,054.60	46.4%
6140 · Advertising	228.16	100.00	128.16	228.2%
6150 · Travel & Conferences	46.58	1,100.00	-1,053.42	4.2%
6155 · Training/Schools/Seminars	94.18	2,000.00	-1,905.82	4.7%
6160 · Misc. Expense				
6161 · Council Annual Payroll	72.00	112.00	-40.00	64.3%
6163 · B-E ISD ad	0.00	125.00	-125.00	0.0%
6160 · Misc. Expense - Other	2,384.51	3,000.00	-615.49	79.5%
Total 6160 · Misc. Expense	2,456.51	3,237.00	-780.49	75.9%
6180 · Computer Expenses	4,819.49	5,000.00	-180.51	96.4%
6185 · Janitorial	574.08	1,000.00	-425.92	57.4%
Total 60000 · ADMINISTRATIVE COSTS	66,670.65	83,487.00	-16,816.35	79.9%
65000 · ANIMAL CONTROL EXPENSES				
6170 · Animal Control Supplies	0.00	200.00	-200.00	0.0%
6172 · Waco Animal Shelter Contract	3,708.00	7,646.00	-3,938.00	48.5%
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	3,708.00	8,046.00	-4,338.00	46.1%
66000 · OFFICE PERSONNEL & SUPPORT				
66065 · Salaries and Wages=Genera	10,367.53	163,000.00	-152,632.47	6.4%
66070 · Payroll Tax Expense=Genera	2,105.92	6,700.00	-4,594.08	31.4%
66075 · TMLIEBP Insurance	10,911.03	43,000.00	-32,088.97	25.4%
66080 · TMRS Expense=General	4,680.06	12,000.00	-7,319.94	39.0%
66090 · Water Co. Wages PassThru Acct	88,112.68			
66000 · OFFICE PERSONNEL & SUPPORT - Other	1,318.75	0.00	1,318.75	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	117,495.97	224,700.00	-107,204.03	52.3%
66900 · Reconciliation Discrepancies	0.00	0.00	0.00	0.0%
70000 · CITY INFRASTRUCTURE COSTS				
6035 · Repairs & General Maintenance				
6036 · City Hall Building Upkeep	50.92	2,500.00	-2,449.08	2.0%
6037 · Signage/Safety	0.00	2,567.00	-2,567.00	0.0%
6035 · Repairs & General Maintenance - Other	89.54	2,500.00	-2,410.46	3.6%
Total 6035 · Repairs & General Maintenance	140.46	7,567.00	-7,426.54	1.9%
6040 · Gas and Oil	2,933.95	8,000.00	-5,066.05	36.7%
6045 · Mowing Expense	373.20	500.00	-126.80	74.6%
6055 · Pavillion Expense Account	0.00	1,000.00	-1,000.00	0.0%
6090 · Contract Labor	6,994.75			
6122 · DIRECT ELECTRICITY	7,922.01	25,000.00	-17,077.99	31.7%
6165 · Tools & Equipment	324.11	2,000.00	-1,675.89	16.2%
6166 · Fixed Asset Expenditure	0.00	15,000.00	-15,000.00	0.0%
6175 · CODE ENFORCEMENT / ABATEMENT	280.78	6,000.00	-5,719.22	4.7%
7001 · H-O-T Street Lighting Expense	693.00	1,200.00	-507.00	57.8%
7010 · Tractor Repair & Expense	628.52	2,000.00	-1,371.48	31.4%
7011 · Mower Repair & Expense	411.60	500.00	-88.40	82.3%
7015 · City Back Hoe & Dump Truck	2,418.55	3,000.00	-581.45	80.6%
7016 · Truck Repairs and Tires	1,673.45	3,000.00	-1,326.55	55.8%
7020 · Street Repair Expenses	24,216.03	125,000.00	-100,783.97	19.4%
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	53.00	0.00	53.00	100.0%
7030 · Office Fixtures	0.00	100.00	-100.00	0.0%
7035 · Uniforms & Office Shirts	993.05	1,500.00	-506.95	66.2%
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	12,479.95	33,000.00	-20,520.05	37.8%
Total 7050 · Comprehensive Planning Projects	12,479.95	33,000.00	-20,520.05	37.8%
Total 70000 · CITY INFRASTRUCTURE COSTS	62,536.41	250,367.00	-187,830.59	25.0%
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	22,213.65	20,000.00	2,213.65	111.1%
8006 · Police Interest Pick ups	2,806.43	3,000.00	-193.57	93.5%
8010 · Police Equipment	4,340.54	7,000.00	-2,659.46	62.0%
8015 · Police Vehicle Equipment	1,969.24	15,000.00	-13,030.76	13.1%
8016 · K-9 Expenses	494.58	2,000.00	-1,505.42	24.7%
8020 · Police Gas & Oil	9,397.67	30,000.00	-20,602.33	31.3%
8025 · Repair & Maintenance Police Car	8,005.63	8,000.00	5.63	100.1%
8030 · Police Membership Dues	80.00	250.00	-170.00	32.0%
8035 · Police Training	1,079.73	2,500.00	-1,420.27	43.2%
8040 · Police Equipment Maintenance	202.55	1,000.00	-797.45	20.3%
8045 · Police Uniform Purchases	693.29	4,000.00	-3,306.71	17.3%
8050 · Police General Repair & Maint				
8055 · Police Dept station expense	162.96	500.00	-337.04	32.6%
Total 8050 · Police General Repair & Maint	162.96	500.00	-337.04	32.6%
8060 · Omnibase Expense	2,352.00	5,000.00	-2,648.00	47.0%
8095 · Computer Exp Police Department				
8096 · Police Cop Sync Account	4,494.25	5,000.00	-505.75	89.9%
8095 · Computer Exp Police Department - Other	4,039.71	5,000.00	-960.29	80.8%
Total 8095 · Computer Exp Police Department	8,533.96	10,000.00	-1,466.04	85.3%
8105 · Police Forms Expense	286.00	500.00	-214.00	57.2%
8110 · Police Office Supplies	287.36	700.00	-412.64	41.1%
8115 · Police Office Equipment Lease	992.61	2,200.00	-1,207.39	45.1%
8120 · Police Telephone Exp	1,952.68	3,900.00	-1,947.32	50.1%
8125 · Police Postage Exp	258.01	1,000.00	-741.99	25.8%
8130 · Police Cell Phone Exp	4,022.84	7,000.00	-2,977.16	57.5%
8135 · Police Advertising	0.00	50.00	-50.00	0.0%
8150 · Police Travel Exp	28.12	25.00	3.12	112.5%
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	147.74	125.00	22.74	118.2%
Total 8155 · Police Misc. Exp	147.74	125.00	22.74	118.2%
8165 · Social Platforms-Police Dept.	396.87	1,500.00	-1,103.13	26.5%
8185 · Janitorial-Police Dept.	44.67	300.00	-255.33	14.9%

	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	80,749.13	137,550.00	-56,800.87	58.7%
82000 · POLICE PERSONNEL & SUPPORT				
82075 · Salaries & Wages Police Dep	0.00	0.00	0.00	0.0%
82077 · TFO Payroll Overtime Expense	136,238.45	224,000.00	-87,761.55	60.8%
82075 · Salaries & Wages Police Dept - Other				
Total 82075 · Salaries & Wages Police Dep	136,238.45	224,000.00	-87,761.55	60.8%
82085 · TMRS Police Department	6,395.84	16,000.00	-9,604.16	40.0%
82145 · TMLIEBP Insurance	26,249.20	36,000.00	-9,750.80	72.9%
Total 82000 · POLICE PERSONNEL & SUPPORT	168,883.49	276,000.00	-107,116.51	61.2%
90000 · PROFESSIONAL ADMINISTRATION				
6095 · Engineers	0.00	5,000.00	-5,000.00	0.0%
6100 · Attorneys	35,411.68	50,000.00	-14,588.32	70.8%
6105 · Auditors	9,983.34	12,000.00	-2,016.66	83.2%
6110 · City Insurance	11,843.41	17,000.00	-5,156.59	69.7%
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	70.80	1,000.00	-929.20	7.1%
8090 · Auditor Fee Police Department	9,983.34	12,000.00	-2,016.66	83.2%
8100 · Police City Insurance	11,843.41	17,000.00	-5,156.59	69.7%
Total 90000 · PROFESSIONAL ADMINISTRATION	79,135.98	115,150.00	-36,014.02	68.7%
9990 · BANK TRANSFERS				
9995 · Temporary bank error	4,131.91	0.00	4,131.91	100.0%
9990 · BANK TRANSFERS - Other	412,961.59	0.00	412,961.59	100.0%
Total 9990 · BANK TRANSFERS	417,093.50	0.00	417,093.50	100.0%
Total Expense	996,273.13	1,095,300.00	-99,026.87	91.0%
Net Ordinary Income	-98,022.76	0.00	-98,022.76	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	-98,022.76	0.00	-98,022.76	100.0%

11:58 AM

05/06/16

Accrual Basis

General Fund
Profit & Loss Budget vs. Actual

October 2015 through September 2016

CITY of BRUCEVILLE-EDDY

ENGINEER'S REPORT ON PROJECTS – 9/3/15 (updated 5-12-16)

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.

3-10-16 Update: Easement has been received from Eloy Zapata for placement of the water line on the north side of Highway 7. We will coordinate with the City staff to survey the TxDOT crossing permit after the staff gets utility locates and pot holing.

4-14-16 Update: I met Boyd Williams at his property on March 23rd and staked the new location for his meter. He agreed to extend his existing service line to the new meter at his cost. We contacted Breton Backhoe Services to get the utility locations marked for Boyd Williams service line which will now cross State Highway 7. Breton Backhoe Service will be on site this week to pothole the utilities so we can survey and submit a TxDOT crossing permit.

5-12-16 Update: Construction plans are complete and TxDOT permit is approved. Cost will be less than \$50,000; therefore, Council needs to approve to either negotiate or bid project in Called Meeting.

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.

3-10-16 Update: We are still waiting for the results of the Income Survey (USDA RD requires 38% response). Bill Moore, Archeologist, has reported that the Texas Historical Commission

has approved the site, but we are waiting on their official review letter. The official review letter is required to continue the work on the Environmental Report and Preliminary Engineering Report.

4-14-16 Update: We received the official review letter from Texas Historical Commission stating no significant impact. We anticipate being complete with the Preliminary Engineering Report and Environmental Report for presentation to the Council at the May 12th meeting. I would like to schedule a four hour daytime field trip with the City Council and City Staff to look at some of the alternative type treatment plants that will be included in the Preliminary Engineering Report. I will coordinate this with the City Administrator.

We are still waiting for the results of the Income Survey (USDA RD requires 38% response).

5-12-16 Update: Council needs to schedule traveling work session to look at wastewater treatment plants and the income survey needs to be completed before the Environmental Report and Preliminary Engineering Report are completed and submitted.

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.

3-10-16 Update: In accordance with the Council directive on 2-11-16, the TWDB Project Information Form was completed and submitted on 3-3-16 to TWDB and included the Disadvantaged Community Income Survey showing a median household income of \$37,000.

4-14-16 Update: TWDB should release the priority list of applicants in early June.

5-12-16 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

2-9-16 Update: No Change

3-10-16 Update: No Change

4-14-16 Update: We received marked up maps from the City in mid-March and are updating the maps and hydraulic modeling software. I will have a presentation for the May 12th Council Meeting for the Council to determine the status of the water meter moratorium.

5-12-16 Update: Council needs to have a Called Meeting to discuss the details of new meters, water system capacities, and lifting moratorium. The City has vacated 28 meters since April 29th and about 37 remain to be vacated.

Water System Mapping & Hydraulic Analysis:

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

3-10-16 Update: No Change

4-14-16 Update: We received marked up maps from the City in mid-March and are updating the maps and hydraulic modeling software. I will have a presentation for the May 12th Council Meeting for the Council to determine the status of the water meter moratorium.

5-12-16 Update: Maps are updated with the latest meter count and location, and preliminary hydraulic results are complete. Council needs to meet in Called Meeting to discuss required improvement projects.

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

2-9-16 Update: No Change

3-10-16 Update: No Change

4-14-16 Update: No Change

5-12-16 Update: City Staff installed a new valve at the small Friendly Oaks Well to prevent backflow down the well. The City's RVS billing software is being revised to include all Master Meters. New water loss data needs to be reviewed and discussed at a Called Meeting after the next billing cycle on or about May 25th.

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.

3-10-16 Update: This project is ready to be approved by Council for bidding.

4-14-16 Update: No Change

5-12-16 Update: The budget for this project needs to be discussed at a Called Meeting.

Old Moody Rd New Water line:

3-10-16 Update: This project was included in Texas Department of Agriculture under the Community Development Block Grant program which was submitted in February 2015 and it

appears that this project will be awarded and funded in the next few months under that program. This funding program provides not less than 85% grant money.

4-14-16 Update: According to Grant Works Inc., this 2016 contract is likely to be awarded by Texas Department of Agriculture under the Community Development Block Grant program in late summer with a TDA contract presented to the City this fall.

5-12-16 Update: No Change

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

3-10-16 Update: This project was included in Texas Department of Agriculture under the Community Development Block Grant program which was submitted in February 2015 and it appears that this project will be awarded and funded in the next few months under that program. This funding program provides not less than 85% grant money.

4-14-16 Update: According to Grant Works Inc., this 2016 contract is likely to be awarded by Texas Department of Agriculture under the Community Development Block Grant program in late summer with a TDA contract presented to the City this fall.

5-12-16 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

2-9-16 Update: No Change

3-10-16 Update: No Change

4-14-16 Update: No Change

5-12-16 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.

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.

4-14-16 Update: No Change

5-12-16 Update: No Change

Old Bethany Road Bridge Replacement:

McLennan County will replace the bridge at Old Bethany Road and South Fork Cow Bayou. The City's existing 8" water line which was placed on the bridge must be removed within the next 2 to 3 months. The Council needs to schedule a Called Meeting to discuss the best plan and budget for relocating the existing 8" water line.

MINI TRACTOR PERFORMANCE MATCHED IMPLEMENT




Land Pride

Consistently Leading the Way...

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: May 2nd, 2016 to discuss the following:

Amended Lease agreement for
2 year instead of one yr Troy Parker

Dated this _____ day of _____ 2016

Signed: K. Billings

Phone Number for contact: Home: _____ Cell: _____

Address: _____

MUST BE APPROVED BY MAYOR Mayor Eaton _____

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

original

GRAZING LEASE AGREEMENT

STATE OF TEXAS §

COUNTY OF MCLENNAN §

This Grazing Lease (this "Lease") is made and entered this day of *May 2nd*, 2016, by and between Parties, the City of Bruceville-Eddy, Texas, a Texas Municipal Corporation ("Lessor") and Troy W Parker, a resident of Lorena, Texas, ("Lessee").

In consideration of the mutual covenants and agreements set forth in this Lease, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Lessor and Lessee, Lessor does hereby lease to Lessee, and Lessee does hereby lease from Lessor, that certain tract of land situated in the City of Bruceville-Eddy, McLennan County, Texas, containing approximately 101 acres located off Old Bruceville Lane and more particularly described as WILLIAMS H B -B/VILLE Acres 101.115, and further described on "Exhibit A" attached hereto and made a part of hereof for all purposes ("the Premises").

1. TERM. This lease shall be for a **one (1) year term** beginning on May 1st, 2016, and ending on April 30th, 2017, and may be renewed for one (1) additional year term.
2. RENT. Lessor agrees to lease the Premises for and in consideration of Lessee's maintaining the property so the grass/vegetation does not grow above the height of 24 inches and Lessee's compliance with the provisions established in this Grazing Lease Agreement.
3. FENCING. Lessee shall repair and keep maintained a fence around the Premises. No electric fence shall be constructed around the Premises without the express written permission of the Council of the City of Bruceville-Eddy, Texas. Lessee shall

GRAZING LEASE AGREEMENT

STATE OF TEXAS §

COUNTY OF MCLENNAN §

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In consideration of the mutual covenants and agreements set forth in this Lease, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Lessor and Lessee, Lessor does hereby lease to Lessee, and Lessee does hereby lease from Lessor, that certain tract of land situated in the City of Bruceville-Eddy, McLennan County, Texas, containing approximately 101 acres located off Old Bruceville Lane and more particularly described as WILLIAMS H B -B/VILLE Acres 101.115, and further described on "Exhibit A" attached hereto and made a part of hereof for all purposes ("the Premises").

1. TERM. This lease shall be for a two (2) year term beginning on May 1st, 2016, and ending on April 30th, 2017, and may be renewed for one (1) additional year term.
2. RENT. Lessor agrees to lease the Premises for and in consideration of Lessee's maintaining the property so the grass/vegetation does not grow above the height of 24 inches and Lessee's compliance with the provisions established in this Grazing Lease Agreement.
3. FENCING. Lessee shall repair and keep maintained a fence around the Premises. No electric fence shall be constructed around the Premises without the express written permission of the Council of the City of Bruceville-Eddy, Texas. Lessee shall

Comments

TAC chapter 228 (Retail Food). It is recommended that this be revised to correctly reference these rules.

For
Codification
manual

- 36. Sec. 6.03.014, Suspension or revocation of permit. Should "city manager" be changed to "city administrator"?

**CHAPTER 7
MUNICIPAL COURT**

Re Adopt
EVERY 3
Years

- 37. Should "corporation court" be revised to refer to the "municipal court"?

- 38. Sec. 7.01.002, Court clerk. Does the city secretary still serve as the clerk of court? A job description for the municipal court clerk was adopted on 12/16/13.

Process

**CHAPTER 8
OFFENSES AND NUISANCES**

- ① open public hearing -
- ② comments for vs against
- ③ close public hearing
- ④ adopt ordinance + (2006-4-13) all subsections.

- 39. Article 8.02, Division 2, Curfew. According to state law, juvenile curfew ordinances are to be reviewed and essentially "readopted" every three (3) years. (See V.T.C.A., Local Government Code, section 370.002.) Have these regulations been renewed since the last noted review in February 2010?

- 40. Sec. 8.04.002, Definition. As of September 1, 2011, the state law definition of "junked vehicle" has been amended. It is recommended that this be revised to be consistent with state law.

⑤ into manual before it goes to final print.

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: ~~May or June~~, 2016 to discuss the following:

Hotel Tax Adoption at proposed
7% tax rate in COBE & its E.T.J.

Dated this 2nd day of May 2016

Signed: C. Bass / kb

Phone Number for contact: Home: 859-5322 Cell: _____

Address: _____

	Room	
	100.00	= 7 \$
example of 7%	75.00	= 5.25 \$
	50.00	= 3.50 \$
	150.00	= 10.50 \$

MUST BE APPROVED BY MAYOR Pro Tem Lucas

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

Local Tax Code Title 3 Chapter 35,
Sub(A)

ORDINANCE NO. 2016-05

AN ORDINANCE OF THE CITY OF BRUCEVILLE-EDDY, TEXAS, AMENDING THE CITY OF BRUCEVILLE-EDDY CODE OF ORDINANCES CHAPTER 4, BUSINESS REGULATIONS; TO ADOPT A NEW ARTICLE 4.08 TO BE ENTITLED HOTEL OCCUPANCY TAX REGARDING THE COLLECTION OF HOTEL MOTEL TAXES WITHIN THE CITY AND ITS EXTRATERRITORIAL JURISDICTION; PROVIDING FOR A FINE OR PENALTY OF THIS ORDINANCE AS A MISDEMEANOR NOT TO EXCEED \$500.00 FOR EACH OFFENSE, EXCEPT HOWEVER, WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW FOR SUCH OFFENSE, IN WHICH EVENT THE PENALTY SHALL BE FIXED BY STATE LAW AND IF DEEMED A VIOLATION OF ANY PROVISIONAL LAW THAT GOVERNS FIRE SAFETY, ZONING, OR PUBLIC HEALTH AND SANITATION, THE PENALTY SHALL NOT EXCEED THE SUM OF \$2,000.00 FOR EACH OFFENSE; PROVIDING A REPEALER, SEVERABILITY, AND EFFECTIVE DATE CLAUSES.

WHEREAS, the City of Bruceville-Eddy, Texas, (herein the "City"), desires to collect hotel and motel taxes within the City and the City Extraterritorial Jurisdiction under the provisions provided in this Ordinance;

WHEREAS, Chapter 351, Texas Tax Code, authorized cities to collect a hotel occupancy tax for certain specified purposes and uses; and

WHEREAS, the City Council held discussion and invited public comment on the proposed tax and its uses in a public hearing; and

WHEREAS, the City Council finds that it is in the best interests of the citizens of City of Bruceville-Eddy, Texas, to adopt the proposed amendment;

WHEREAS, the hotel motel tax is authorized for collection by the City and in the best interest of the citizens the tax be collected and used as allowed by law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRUCEVILLE-EDDY, TEXAS, THAT:

Section 1. Finding of Fact.

The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Amendment of the Code of Ordinances

Chapter 4, Business Regulations, of the Code of Ordinances of the City of Bruceville-Eddy is hereby amended by the addition of a new Article 4.08, to be entitled "Hotel Occupancy Tax, which shall read as detailed in Exhibit "A".

Section 3. Conflicting Ordinances.

All prior ordinances of the City dealing with or applicable to this Ordinance are hereby amended to the extent of any conflict herewith, and all ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 4. Penalties.

Any person, firm or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subjected to a fine not to exceed the sum of Five Hundred Dollars (\$500.00) for each offense, except where a different penalty has been established by state law for such offense in which event the penalty shall be fixed by state law and if deemed a violation of any provision which governs fire safety, zoning or public health or sanitation shall be punished by a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation is continued shall be deemed to constitute a separate offense.

Section 5. Severability.

Should any section or part of this Ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness

of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this Ordinance are declared to be severable.

Section 6. Effective Date.

This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the *Texas Local Government Code*.

Section 7. Publication.

The City Administrator is hereby authorized and directed to publish the caption of this Ordinance, together with the penalty provision contained therein, in the manner and for the length of time prescribed by law.

PASSED, APPROVED and ADOPTED on this the _____ day of _____, 2016.

Gary Lucas, Mayor Pro Tem

ATTEST:

Koni Billings, City Administrator

EXHIBIT "A"

Article 4.08 HOTEL OCCUPANCY TAX

Section 4.08.001. Definitions.

The following words, terms and phrases, for the purpose of this article, except where the context clearly indicates another meaning, are defined as follows:

Consideration. The cost of the room in such hotel only if the room is one ordinarily used for *sleeping*, and shall not include the cost of any food served or personal services rendered to the occupant of such room not related to the cleaning and readying of such room for occupancy.

Finance Director. The city administrator or duly appointed Finance Director of the city or his/her designee.

Hotel. Any building in which members of the public obtain sleeping accommodations for consideration. The term includes hotel, motel, tourist home, tourist house, tourist court, lodging house, inn, rooming house, or bed and breakfast. The term does not include:

(1) A hospital, sanitarium, or nursing home; or

(2) A dormitory or other housing facility owned or leased and operated by an institution of higher education or a private or independent institution of higher education as those terms are defined by section 61.003, Education Code, used by the institution for the purpose of providing sleeping accommodations for persons engaged in an educational program or activity at the institution.

Occupancy. The use or possession, or the right to the use or possession, of any room in a hotel if the room is one ordinarily used for sleeping and if the occupant's use, possession, or right to use or possess extends for a period of less than thirty (30) days.

Occupant. Anyone who, for a consideration, uses, possesses, or has a right to use or possess any room in a hotel if the room is one ordinarily used for sleeping.

Permanent resident. Any individual or group of individuals who has or shall have the right to occupancy of any room or rooms in a hotel or other facility as hereinabove defined for at least thirty (30) consecutive days during the current calendar year or preceding year.

Person. Any individual, company, corporation, or association owning,

operating, managing or controlling any hotel.

Quarterly period. The regular calendar quarters of the year, the first quarter being composed of the months of January, February and March; the second quarter being composed of the months of April, May and June; the third quarter being composed of the months of July, August and September; and the fourth quarter being composed of the months of October, November and December.

Section 4.08.002. Levy; rate; exceptions.

(a) There is hereby levied a tax on a person who, under a lease, concession, permit, right of access, license, contract, or agreement, pays for the use or possession or for the right to the use or possession of a room that is in a hotel, costs two dollars (\$2.00) or more each day, and is ordinarily used for sleeping, such tax to be equal to seven (7) percent of the price paid for the room (exclusive of other occupancy taxes imposed (by other governmental agencies)).

(b) No tax shall be imposed upon a permanent resident as hereinafter defined. If a hotel customer enters into an agreement to reside for thirty (30) days or more (and pays for the right to the use of the room for the entire thirty (30) days or more), then such thirty (30) days is nontaxable. However, if there is no indication that the customer will reside more than thirty (30) days at check-in, then he/she must pay tax on the first thirty (30) days. The thirty-day exemption is not retroactive if the customer did not state he/she was staying over thirty (30) days at the actual check-in.

Section 4.08.003. Use of revenue.

The revenues from said hotel occupancy tax shall be used for any of the purposes enumerated in chapter 351 of the Texas Tax Code and shall also be subject to the limitations stated in this article.

Section 4.08.004. Collection.

Every person owning, operating, managing or controlling any hotel or motel or other facility as defined hereinabove within the city shall collect the tax imposed in Section 4.08.002 hereof for the city.

Section 4.08.005. Reports and payment.

(a) On the last day of the month following each quarterly period, every person required in Section 4.08.004 hereof to collect the

tax imposed herein shall file a report with the billing and collection department of the city, showing the gross consideration paid for hotel rooms as defined herein, in the preceding quarter, as well as the amount of tax collected on such occupancies, and the total tax-exempt receipts. Such person shall deliver to the department the tax due on such occupancies at the time of filing such report.

Section 4.08.006. Administrative regulations; access to records; audits.

(a) The Finance Director is authorized to adopt such procedures, rules and regulations as are reasonably necessary to effectively collect the tax levied herein and provide the appropriate documentation for tax-exempt sales, and shall, upon request of any person owning, operating, managing or controlling any hotel or other facility as hereinabove defined, furnish a copy of such procedures, rules and regulations for the guidance of such person and to facilitate the collection of such tax as such collection is required herein. Such procedures, rules and regulations shall be in writing, and a copy thereof shall be placed on file with the City Secretary.

(b) The Finance Director shall designate those city officials who shall have authority to access the books and records of all persons who are required to collect such tax pursuant to Section 4.08.002 hereinabove during reasonable business hours as shall be necessary to enable the city to determine the correctness of any report filed as required by this article, and to determine the correctness of the amount due under the provisions of this article, or to determine whether or not a report should have been filed and the amount of taxes due.

(c) The city officials designated by the Finance Director shall have authority to use sampling techniques and project assessments in the same manner as is provided in section 111.0042 of the Tax Code.

Section 4.08.007. Penalties.

If any person shall fail to collect the tax imposed herein, or shall fail to file a report as required herein, or shall fail to pay to the city the tax as imposed herein, when said report or payment is due, or shall file a false report, then such person shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine or penalty not to exceed five hundred dollars (\$500.00) for each offense, except however, where a different penalty has been established by state law for such offense, in which event the penalty shall be fixed by state law and if deemed a violation of any provisional law that governs fire safety, zoning, or public health

and sanitation, the penalty shall not exceed the sum of two thousand dollars (\$2,000.00) for each offense. In addition, such person who fails to remit the tax or violates the reporting provisions imposed by this article within the time required is liable to the entitling the city to all rights, remedies, audits, injunctions, penalties, reasonable attorney fees, interest and any other relief allowed under Chapter 351, Texas Tax Code and by other law or equity.

Section 4.08.008. Exemptions; refunds.

(a) Exemptions. This article does not impose a tax on those persons for whom an exemption has been provided by state or federal law.

(b) Refunds to state agencies. A state agency, as defined herein, shall pay the tax but is entitled to a refund as provided by state law.

(c) Definitions.

Federal government. Any department, board, bureau, agency, corporation or commission created or wholly owned by the United States government.

State agency. An agency, institution, board or commission of the state other than an institution of higher education as defined in Education Code, section 61.003.

(d) Refund rules.

(1) A state agency may request a refund for each calendar quarter for the municipal hotel tax paid directly to a hotel or the amount of municipal hotel tax reimbursed to a state employee on a state travel voucher.

(2) The city shall not compel any person to collect the hotel tax from the U.S. government or its employees when traveling on official business; however, in any case in which the tax has been erroneously imposed and collected, a refund may be obtained by the U.S. government as described herein.

(e) Time limitation for refunds. A person or agency may apply for a refund of a municipal hotel tax no later than the end of the first calendar quarter after the calendar year in which the travel occurred.

(f) Documentation required for refunds. Documentation must be maintained and submitted to the city to substantiate the claim, including a copy of the hotel folio, billing statement invoice, or other document that contains the following information:

- (1) Name of the hotel;
- (2) Location address of the hotel;
- (3) Name of the city where the hotel is located;
- (4) Name of the county where the hotel is located;
- (5) Date(s) of lodging;
- (6) Amount of state, municipal, and county hotel tax paid, separately stated;
- (7) Method of payment (travel voucher reimbursement, state credit card, state purchase order, direct billing, other);
and
- (8) Name of the employee, if tax is reimbursed on a travel voucher.

(g) Refund claim form. Each claim for refund for municipal hotel occupancy tax must be filed on a form furnished by the city billing and collection department, with the required documentation attached.

**ORDINANCE FOR CITY OF BRUCVILLE-EDDY
ADOPTION OF 2015 TEXAS FOOD ESTABLISHMENT RULES**

No. 05-12-2016

CITY OF BRUCEVILLE-EDDY, TEXAS

WHEREAS, the Texas Department of State Health Services recently repealed and replaced the Texas Food Establishment Rules; and

WHEREAS, the City Council wishes to adopt the new Texas Food Establishment Rules and to clarify and supplement such rules,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRUCEVILLE-EDDY, TEXAS:

Section 1. That Article ___, entitled "Food Establishment Code of the Waco-McLennan County Public Health District" of Chapter ____ of the Code of Ordinances of the City of Bruceville-Eddy Texas, shall be and is hereby amended to read as follows:

ARTICLE ___. [TITLE OF ARTICLE]

GENERALLY

Sec. ____ - Definitions.

In addition to the definitions found in the Texas Food Establishment Rules, the following words and terms, when used in this article, shall have the following meanings unless the context clearly indicates otherwise:

DSHS—Texas Department of State Health Services.

Food establishment—In addition to the definition found in the Texas Food Establishment Rules, a food establishment includes an establishment that contains more than 100 square feet of display space of commercially prepackaged food products; or childcare centers that care for seven or more children and which prepare food for consumption by the children other than ready to eat food for snacks and drinks.

Frozen food—Food kept in a solid frozen state in cooling equipment that maintains an air temperature of zero degrees Fahrenheit or below, except for defrost cycles and brief periods of loading or unloading from the cooling equipment when the food temperature shall not exceed 41 degrees Fahrenheit.

Nonprofit organization—an organization with a 501(c)(3) exemption or an exemption as a "church" in section 170(b)(1)(A)(I) of the Internal Revenue Code.

Regulatory authority—The Waco-McLennan County Public Health District.

TCS—Time/Temperature Controlled for Safety Food as defined in the Texas Food Establishment Rules (formerly Potentially Hazardous Food).

FOOD ESTABLISHMENTS

Sec. _____. - Adoption of Texas Food Establishment Rules.

For the purpose of regulating retail food service and retail food service establishments, the Texas Food Establishment Rules as currently promulgated by DSHS or as hereinafter amended, copies of which are on file with the office of the City Secretary, are hereby adopted and made a part of the Code as if fully set out herein, and the provisions thereof shall govern all matters covered therein within the city, except those provisions which may be in conflict with other provisions of this Code or state law. If any provision of this ordinance conflicts with another provision of this Code, the more stringent provision shall apply.

Sec. _____. - Restrictions, not proper facilities.

Food service establishments that do not have facilities for the proper cleaning and sanitizing of utensils and food equipment shall not be allowed to prepare, package or dispense any type of unpackaged food (other than raw and uncut fruits and vegetables) or any TCS food or beverage.

Sec. _____. - Food transportation.

All food transported or delivered from a food establishment to another place shall be protected from contamination by the use of packaging or covered containers with lids except for raw, uncut fruits and vegetables. All food and food equipment being transported shall meet the applicable requirements of the food establishment rules relating to food protection, food storage, and food temperatures. Food and food equipment may not be transported exposed or open to the elements. The compartment or area inside the vehicle that the food and food equipment is being transported in shall be kept clean, free of accumulation of dust, dirt, food particles, and any other debris. All surfaces of the compartment are to be smooth, durable, nonporous, and easily cleanable. Articles not associated with the food and food equipment being transported are not to be stored in the same compartment containing the food and food equipment.

Sec. _____. - Customer restroom facilities.

Restroom facilities, if provided for customers, or required to be provided by law, must meet all of the provisions of the food establishment rules for restroom, toilet, and hand wash facilities. Customers may not enter food preparation, food storage, ware washing, and security sensitive areas of the food establishment to gain access to restroom facilities.

Sec. _____. - Hand wash facilities.

Hand wash signs shall be posted and maintained to be easily readable at all hand wash sinks and restroom facilities used by employees of a food establishment. When hand wash facilities are not available at a bulk food display and self service area, customers, upon request, are permitted access to hand washing facilities located in employee rest rooms, provided that access to employee rest rooms do not allow customers into unauthorized areas such as food preparation, ware washing, and security sensitive areas.

Sec. _____. - Mobile food establishments and roadside vendors.

In addition to the requirements set forth in the Texas Food Establishment Rules, vehicles used for and as a mobile food establishment or roadside vendor shall comply with the following:

- (a) *Identification.* Each vehicle permitted as a mobile food establishment or roadside vendor shall have printed on each side of the vehicle the name of the owner or assumed name under which the owner operates, together with the owner's telephone number. That lettering shall be not less than two inches in height and not less than 5/16 stroke in width. The lettering must be maintained and legible at all times. The lettering shall be made in a permanent and durable material or manner. If faded or chipped, the lettering shall be replaced or repaired.
- (b) *Food establishment permit; availability and visibility.* A valid food establishment permit is required for each vehicle or mobile unit. The permit must be visible to customers and inspectors at all times. If a mobile food establishment operates its own central preparation facility, the central preparation facility must be permitted separately.
- (c) *Vehicle cleanliness.* All vehicles shall be reasonably free of dirt or rubbish and maintained in a clean and sanitary condition. The compartment(s) of the vehicle carrying food and food equipment and the food contact surfaces and non-food contact surfaces of the food equipment used in and with the vehicle shall be maintained and cleaned in accordance with the Texas Food Establishment Rules.
- (d) *Driver, assistant with driver; food safety certification.* Drivers and assistants with the drivers are to adhere to the same requirements as a food employee and have in their possession a valid food handler certificate. The driver is responsible for maintaining the cleanliness of the vehicle and food equipment as often as is necessary while on duty.
- (e) *Food equipment; design and temperature criteria.* Food equipment shall meet same design criteria and temperature criteria as a regular food establishment. The vehicle shall be equipped with a permanent power supply for the food equipment used for heating, cooking, cooling, refrigeration, freezing and holding of hot and cold foods. Plug in adapters to cigarette lighters are not allowed.
- (f) *Other requirements regarding mobile food establishments and roadside vendors.* Mobile food establishments and roadside vendors including snow cone stands that prepare food on the vehicle or on location must also:
 - (1) Comply with all requirements of a food establishment including hand wash and dishwashing sinks, cleaning operations, hot water and pest control.
 - (2) Must have a letter of permission from the owner of the property upon which the sales are to take place to operate from that location.
 - (3) Must have a letter of permission from the owner of that property or immediately adjacent to the property for use of restroom facilities.
 - (4) Comply with employee food education requirements for food handlers and food managers as appropriate.

Sec. ____ - Exemptions for temporary food establishments.

- (a) Provided it is operated in full compliance with the provisions of this article and the Texas Food Establishment Rules, a temporary food establishment permit is not required for events or celebrations that meet one of the following conditions:
 - (1) The event is held exclusively for specific identified participants of a specific group or membership and not open to the general public; or

- (2) The event is operated on the physical property of a permitted food establishment by the permitted food establishment with support facilities for food services operations for use within the permitted food establishment; or
- (3) A fund raiser for nonprofit organizations that is supervised by a certified food manager or by a minimum of two individuals with food handler's certification who must be in charge and have authority and responsibility to correct problems or violations; or
- (4) The event provides only commercially prepackaged foods and beverages or dispensed beverages and no TCS foods or beverages; or
- (5) The meeting, function, event, or celebration is catered from a permitted food establishment and does not require further food preparation on site; or
- (6) A bake sale is conducted for a nonprofit organization consisting of only non-perishable foods, such as cakes and cookies, but not including pies; or
- (7) The event provides only whole, uncut, fresh fruits and vegetables; or
- (8) The food and beverages are provided by a mobile vendor permitted by the Regulatory Authority.

Sec. _____. - Reinspection fees.

If an establishment requires a reinspection for (i) failure of the establishment to provide immediate correction of inspection report items or imminent health hazards; (ii) failure to correct specific violations identified from any previous inspection; or (iii) when the total cumulative demerit values of an inspection report exceeds 30 demerits; a reinspection fee will be charged in the amount set out in the fee schedule. Failure to pay the fee to the Regulatory Authority office before the reinspection is due or within five calendar days if the reinspection is for imminent health hazard or priority item violations, is a violation of this article.

Sec. _____. - Employee food education.

(a) *Food establishment employees.*

- (1) A food handler certificate must be obtained by any person employed in a food establishment or child care center with duties that require the individual:
 - a. To receive, handle, prepare, cook, display, serve, dispense or store food or drink, whether the food or drink is packaged or unpackaged, TCS or non TCS; or
 - b. To handle, store, or clean food equipment and rooms that contain food used in the food establishment.
- (2) Any person required to obtain a food handler certificate must do so within 30 calendar days of employment. The permit holder or person in charge of a food establishment is responsible to ensure that an individual has obtained the food handler certificate within the required time period.
- (3) Persons not required to obtain a food handler certificate are persons whose only duty is to:
 - a. Cashier;
 - b. Assist customers in carry out of food items;
 - c. Provide direct delivery of a food order;
 - d. Assist children and infants with their foods or meals at a childcare center;

- e. Volunteer at a temporary event or temporary fund raiser; or
 - f. Volunteer for a particular event or project no more than once a month.
- (4) Persons possessing a food manager certification accredited by DSHS or the American National Standards Institute ("ANSI") are not required to obtain a food handler certificate.
 - (5) Food establishments selling only prepackaged foods and that do not dispense foods and beverages are not required to have employees with food manager or food handler certificates.
 - (6) To receive a food handler certificate, a person must pay a fee and successfully complete the training class either over the Internet or in an instructor conducted class. The primary purpose of the class is to orient the individual to food establishment operations, sanitation, and employee practices. It is not a substitute for extensive training which is the responsibility of each food establishment's permit holder, manager, or supervisor.
 - (7) If a person holding a food handler certificate does not demonstrate acceptable personal hygiene, food handling, or food safety practices to the satisfaction of the Regulatory Authority, the person may be required to retake the class within seven calendar days.
 - (8) Food handler certificates must be on display in a conspicuous location at the food establishment or readily available for review by the health inspector.
 - (9) Food handler certificates are valid for two years. Renewal requirements are the same as that for the original certification.
- (b) *Food managers.*
- (1) All permanent and mobile food establishments that prepare, cook, serve, or hold TCS foods, packaged or unpackaged, shall have an individual that possesses a valid food manager certification on duty at the food establishment during the hours that the foods are handled, prepared, cooked, or served. The certified food manager shall have authority to oversee and implement procedures, requirements, instructions and other measures to provide for the safe storage, handling, preparation, and serving of all food products and food equipment.
 - (2) A person employed to serve as a food manager who does not possess a food manager certificate must acquire the certificate within 30 calendar days of employment. The food establishment permit holder or person in charge of the food establishment is responsible to ensure that the person has obtained the required certificate within that required time.
 - (3) If a person holding a food manager certificate does not demonstrate acceptable personal hygiene, food handling, or food safety practices to the satisfaction of the Regulatory Authority, the person may be required to retake the class.
 - (4) Certification and re-certification shall meet the criteria established by the Texas Health and Safety Code, Chapter 438, Subchapter G, and requirements established by DSHS.
 - (5) A person who possesses a valid food manager certification is not required to obtain a food handler certificate.
 - (6) Food establishments that provide only commercially prepackaged foods (including limited heating, dispensing, and preparing by the consumer) are not required to have a certified food manager.
 - (7) A child care center is not required to have a certified food manager.

Sec. ____ - Jurisdictions outside of the Regulatory Authority.

Food from food establishments outside the Regulatory Authority may be sold or served within the jurisdiction of the Regulatory Authority, if such food establishments conform to the provisions of this food code and the Texas Food Establishment Rules including permitting and transportation requirements. A valid food establishment permit from the regulatory authorities in other jurisdictions where such food establishment is located must be presented to the Regulatory Authority.

Sec. ____ - Food establishment permit requirements (including mobile, temporary, and other).

- (a) Any person desiring to operate a food establishment must make a written application for a permit on forms provided by the Regulatory Authority. Applications will remain valid for six months. If no permit is issued within six months, a new application and applicable fee must be submitted.
- (1) The application must contain:
- a. The applicant's full name;
 - b. An indication of whether such applicant is an individual, business, or a corporation;
 - c. The location and type of the proposed food establishment;
 - d. The applicable fee and the signature of the applicant.
- (2) If the application is for a temporary food establishment, it shall also include the inclusive dates and times of the proposed operation.
- (3) Failure to provide all information requested by the Regulatory Authority or providing false information may result in denial or revocation of the permit. An incomplete application will not be accepted.
- (b) Renewals of permits are required on an annual basis, except for temporary establishments.
- (1) It is the responsibility of the applicant, owner, permit holder or person in charge of each food establishment to renew the permit before the expiration date of the permit.
- (2) The renewal must include any information that has changed from that provided on the original application.
- (3) Any owner, permit holder or person in charge may be required to cease operations or temporarily close, if found operating without a valid permit.
- (c) Prior to the approval of an initial permit or the renewal of an existing permit, the Regulatory Authority shall inspect the food establishment to determine compliance with these regulations. A permit cannot be issued or renewed if the food establishment has priority item or priority foundation item violations, imminent health hazards, or previously identified violations not corrected. A permit will not be issued, renewed or reissued if required permit fees have not been paid or if any late or delinquency fees have not been paid.
- (d) Before issuing a permit, the Regulatory Authority may require an applicant to provide plans of the food establishment prior to construction, extensive remodeling or conversion of an existing structure. The plans must indicate the proposed layout, equipment arrangement, mechanical plans, construction of materials of work areas, and the type and model of proposed fixed equipment and facilities.
- (e) The Regulatory Authority may charge and collect a fee for permits and permit renewals at the time of application in accordance with the approved fee schedule.

- (1) Failure to submit an application with the required fee for a temporary food establishment at least five working days prior to the event or celebration will result in the assessment of a late fee double the amount of the normal fee amount.
- (2) Food establishment application permit fees are non-transferrable and non-refundable and shall be due as follows:
 - a. Temporary Food Establishments: upon receipt;
 - b. All other Food Establishments: upon commencement of the onsite inspection.
- (f) A food establishment, except for a temporary food establishment, is not required to obtain more than one permit for each location. Food establishments operating at one location with different management or ownership or franchise are required to obtain separate permits. Permits are required for each temporary establishment at each location.
- (g) A permit shall be for a specific food establishment at a specific location. Permits are not transferable from person to person. Permits are not transferable from location to location, except for mobile and roadside food establishments.
- (h) If an application for a permit is denied, the Regulatory Authority shall send written notice to the permit applicant of the reasons for such denial. The denial may be appealed in accordance with this Article.

Sec. ____ - Suspension or revocation of permit.

- (a) *Suspension of permits.* A permit may be suspended temporarily by the Regulatory Authority for failure of the permit holder or person in charge of the food establishment to comply with the requirements of these regulations.
 - (1) Whenever a permit holder or person in charge of a food establishment has failed to comply with any notice issued under the provisions of these regulations, the permit holder or person in charge of the food establishment shall be notified in writing that the permit is, immediately suspended upon service of the notice and that all food service operations of the affected food establishment must immediately cease.
 - (2) Whenever the Regulatory Authority determines in its sole judgment that conditions in the operation of a food establishment constitute a substantial or imminent health hazard, the Regulatory Authority may issue a written notice to the permit holder or person in charge of the food establishment citing such conditions, specifying the corrective actions to be taken, and, if deemed necessary, stating that the permit is suspended and that all food service operations of the affected food establishment must immediately cease.
 - (3) Any permit holder or person in charge of a food establishment to whom a suspension notice is issued shall comply immediately therewith.
 - (4) The holder of a suspended permit will be provided with an opportunity for a hearing if a written request for a hearing is filed with the Regulatory Authority no later than the fifth calendar day after receipt of notice of the suspension. A request for a hearing does not relieve the permit holder of the duty to comply with the suspension fully and continuously until the date of the hearing. If a hearing is not requested as provided herein, the permit holder shall fully and continuously comply with the suspension order until the permit is reinstated.

- (b) *Reinstatement of suspended permits.* Any permit holder or person in charge of a food establishment for which the permit has been suspended, after making all corrections, may request a reinspection to be performed during normal business hours of the Regulatory Authority, for the purpose of determining if the permit shall be reinstated.
- (1) A reinspection fee in accordance with the approved fee schedule must be paid to the office of the Regulatory Authority before the reinspection will be performed.
 - (2) The Regulatory Authority will arrange a time with the permit holder or person in charge of the food establishment to perform the reinspection.
 - (3) If the permit holder or person in charge of the food establishment is found to have complied with the requirements of these regulations, the permit shall be reinstated.
- (c) *Revocation of permits.* For serious or repeated health hazards and violations of any of the requirements of these regulations, or for interference with the Regulatory Authority in the performance of its duties, the permit may be revoked.
- (1) Prior to revocation, the Regulatory Authority shall notify the permit holder in writing, stating the reasons for which the permit is subject to revocation and advising that the permit shall be revoked on the fifth calendar day after service of such notice, unless a written request for a hearing is filed with the Regulatory Authority by the permit holder no later than the fifth calendar day after receipt of the notice.
 - (2) A permit may be suspended pending its revocation or revocation hearing.

Sec. ____ - Appeal of Denial, Suspension or Revocation of Permit.

(a) *Notice of Appeal.*

- (1) The initial decision and notice by an inspector to suspend or revoke a permit may be appealed to the supervisor over the inspector by giving written notice to the supervisor no later than the fifth calendar day after receipt of the written notice of the decision. The supervisor may uphold, reverse, or modify the decision of the inspector. If an appeal is not filed as provided herein, the decision of the inspector is final and no further appeal will be considered.
- (2) The initial denial of a permit, or the decision of the supervisor over the inspector following an appeal of the inspector's decision to suspend or revoke a permit as provided in (1) above, may be appealed to the Director of the Regulatory Authority by filing a written notice of appeal with the Director no later than the fifth day after receipt of written notice of the initial or appeal decision. The Director of the Regulatory Authority may uphold, reverse, or modify the decision to deny, suspend or revoke the permit. If an appeal is not filed as provided herein, the initial or appeal decision is final and no further appeal will be considered.
- (3) The decision of the Director may be appealed to the City of Bruceville-Eddy by filing notice of the appeal with the City of Bruceville-Eddy no later than the fifth calendar day after receipt of written notice of the Director's decision. The City of Bruceville-Eddy may uphold, reverse, or modify the decision of the Director. If an appeal is not filed as provided herein, the decision of the Director is final and no further appeal will be considered.
- (4) The decision of the City of Bruceville-Eddy is final.

(b) *Hearings.*

- (1) A hearing provided for in this section shall be conducted at a time and place designated by the party conducting the hearing. A hearing shall be conducted as soon as possible after a written request for a hearing.
 - (2) Based upon the record and information and evidence presented during the hearing and these regulations, the party conducting the hearing shall make a finding and shall uphold, reverse or modify the prior decision to deny, suspend or revoke the permit.
 - (3) Written notice of the hearing decision shall be furnished to the permit holder.
 - (4) If the decision results in revocation of the permit, the permit holder may not apply for a new permit for one calendar year from the date of the decision at any location within the city.
- (c) *Counting days.* When counting the calendar day time period specified in this section, if the final day is a Saturday, Sunday, or holiday for the Regulatory Authority, then the time period ends on the next day that is not a Saturday, Sunday, or holiday for the Regulatory Authority. In determining a date that occurs after a certain event, the first day to be counted is the calendar day after the day of the event.

Section 2. Conflict with other ordinances.

That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed, and all other provisions of the ordinances of the City of Bruceville-Eddy not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 3. Severability.

That the terms and provisions of this ordinance shall be deemed to be severable and that if any section, subsection, sentence, clause, or phrase of this ordinance shall be declared to be invalid or unconstitutional, the same shall not affect the validity of any other section, subsection, sentence, clause, or phrase of this ordinance and the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof.

Section 4. Savings Clause.

That nothing in this ordinance shall be constructed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or prior ordinance; nor shall any legal right or remedy of any character be lost, impaired, or affected by this ordinance.

Section 5. Inclusion in the Code.

That it is the intention of the City Council and is hereby ordained that the provisions of this ordinance shall become and be part of the Code of Ordinances of the City of Bruceville-Eddy, Texas, and that sections of this ordinance be renumbered or re-lettered to accomplish such intention.

Section 6. Compliance with the Texas Open Meetings Act.

That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public, and that public notice of the time, place and purpose of said meeting was given as required by law.

Section 7. Penalty.

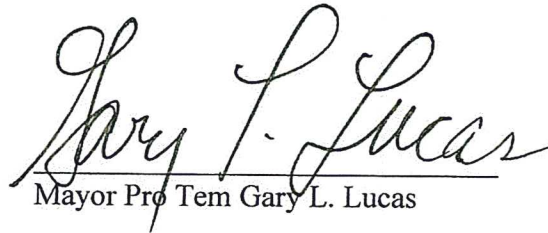
That a violation of this ordinance shall be a Class C misdemeanor and the penalty for violating this ordinance shall be a fine of not less than one dollar (\$1.00) and no more than two thousand dollars (\$2,000.00), and each day a violation exists shall be a separate offense.

Section 8. Effective Date.

That this ordinance shall take effect upon passage and publication in accordance with the City Charter.

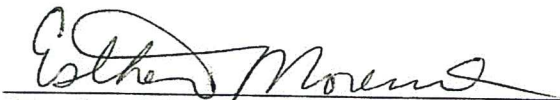
PASSED AND APPROVED:

First Reading: the 12th day of May, 2016.



Mayor Pro Tem Gary L. Lucas

ATTEST:



City Secretary, Esther Moreno

year 5 days 2 abstains 2

In addition to the requirements set forth in the Texas Food Establishment Rules, vehicles used for and as a mobile food establishment or roadside vendor shall comply with the following:

- (a) *Identification.* Each vehicle permitted as a mobile food establishment or roadside vendor shall have printed on each side of the vehicle the name of the owner or assumed name under which the owner operates, together with the owner's telephone number. That lettering shall be not less than two inches in height and not less than 5/16 stroke in width. The lettering must be maintained and legible at all times. The lettering shall be made in a permanent and durable material or manner. If faded or chipped, the lettering shall be replaced or repaired.
- (b) *Food establishment permit; availability and visibility.* A valid food establishment permit is required for each vehicle or mobile unit. The permit must be visible to customers and inspectors at all times. If a mobile food establishment operates its own central preparation facility, the central preparation facility must be permitted separately.
- (c) *Vehicle cleanliness.* All vehicles shall be reasonably free of dirt or rubbish and maintained in a clean and sanitary condition. The compartment(s) of the vehicle carrying food and food equipment and the food contact surfaces and non-food contact surfaces of the food equipment used in and with the vehicle shall be maintained and cleaned in accordance with the Texas Food Establishment Rules.
- (d) *Driver, assistant with driver; food safety certification.* Drivers and assistants with the drivers are to adhere to the same requirements as a food employee and have in their possession a valid food handler certificate. The driver is responsible for maintaining the cleanliness of the vehicle and food equipment as often as is necessary while on duty.
- (e) *Food equipment; design and temperature criteria.* Food equipment shall meet same design criteria and temperature criteria as a regular food establishment. The vehicle shall be equipped with a permanent power supply for the food equipment used for heating, cooking, cooling, refrigeration, freezing and holding of hot and cold foods. Plug in adapters to cigarette lighters are not allowed.
- (f) *Other requirements regarding mobile food establishments and roadside vendors.* Mobile food establishments and roadside vendors including snow cone stands that prepare food on the vehicle or on location must also:
 - (1) Comply with all requirements of a food establishment including hand wash and dishwashing sinks, cleaning operations, hot water and pest control.
 - (2) Must have a letter of permission from the owner of the property upon which the sales are to take place to operate from that location.
 - (3) Must have a letter of permission from the owner of that property or immediately adjacent to the property for use of restroom facilities.
 - (4) Comply with employee food education requirements for food handlers and food managers as appropriate.

Sec. ____ - Exemptions for temporary food establishments.

- (a) Provided it is operated in full compliance with the provisions of this article and the Texas Food Establishment Rules, a temporary food establishment permit is not required for events or celebrations that meet one of the following conditions:
 - (1) The event is held exclusively for specific identified participants of a specific group or membership and not open to the general public; or

- (2) The event is operated on the physical property of a permitted food establishment by the permitted food establishment with support facilities for food services operations for use within the permitted food establishment; or
- (3) A fund raiser for nonprofit organizations that is supervised by a certified food manager or by a minimum of two individuals with food handler's certification who must be in charge and have authority and responsibility to correct problems or violations; or
- (4) The event provides only commercially prepackaged foods and beverages or dispensed beverages and no TCS foods or beverages; or
- (5) The meeting, function, event, or celebration is catered from a permitted food establishment and does not require further food preparation on site; or
- (6) A bake sale is conducted for a nonprofit organization consisting of only non-perishable foods, such as cakes and cookies, but not including pies; or
- (7) The event provides only whole, uncut, fresh fruits and vegetables; or
- (8) The food and beverages are provided by a mobile vendor permitted by the Regulatory Authority.

Sec. _____. - Reinspection fees.

If an establishment requires a reinspection for (i) failure of the establishment to provide immediate correction of inspection report items or imminent health hazards; (ii) failure to correct specific violations identified from any previous inspection; or (iii) when the total cumulative demerit values of an inspection report exceeds 30 demerits; a reinspection fee will be charged in the amount set out in the fee schedule. Failure to pay the fee to the Regulatory Authority office before the reinspection is due or within five calendar days if the reinspection is for imminent health hazard or priority item violations, is a violation of this article.

Sec. _____. - Employee food education.

(a) *Food establishment employees.*

- (1) A food handler certificate must be obtained by any person employed in a food establishment or child care center with duties that require the individual:
 - a. To receive, handle, prepare, cook, display, serve, dispense or store food or drink, whether the food or drink is packaged or unpackaged, TCS or non TCS; or
 - b. To handle, store, or clean food equipment and rooms that contain food used in the food establishment.
- (2) Any person required to obtain a food handler certificate must do so within 30 calendar days of employment. The permit holder or person in charge of a food establishment is responsible to ensure that an individual has obtained the food handler certificate within the required time period.
- (3) Persons not required to obtain a food handler certificate are persons whose only duty is to:
 - a. Cashier;
 - b. Assist customers in carry out of food items;
 - c. Provide direct delivery of a food order;
 - d. Assist children and infants with their foods or meals at a childcare center;

- e. Volunteer at a temporary event or temporary fund raiser; or
 - f. Volunteer for a particular event or project no more than once a month.
- (4) Persons possessing a food manager certification accredited by DSHS or the American National Standards Institute (“ANSI”) are not required to obtain a food handler certificate.
 - (5) Food establishments selling only prepackaged foods and that do not dispense foods and beverages are not required to have employees with food manager or food handler certificates.
 - (6) To receive a food handler certificate, a person must pay a fee and successfully complete the training class either over the Internet or in an instructor conducted class. The primary purpose of the class is to orient the individual to food establishment operations, sanitation, and employee practices. It is not a substitute for extensive training which is the responsibility of each food establishment's permit holder, manager, or supervisor.
 - (7) If a person holding a food handler certificate does not demonstrate acceptable personal hygiene, food handling, or food safety practices to the satisfaction of the Regulatory Authority, the person may be required to retake the class within seven calendar days.
 - (8) Food handler certificates must be on display in a conspicuous location at the food establishment or readily available for review by the health inspector.
 - (9) Food handler certificates are valid for two years. Renewal requirements are the same as that for the original certification.
- (b) *Food managers.*
- (1) All permanent and mobile food establishments that prepare, cook, serve, or hold TCS foods, packaged or unpackaged, shall have an individual that possesses a valid food manager certification on duty at the food establishment during the hours that the foods are handled, prepared, cooked, or served. The certified food manager shall have authority to oversee and implement procedures, requirements, instructions and other measures to provide for the safe storage, handling, preparation, and serving of all food products and food equipment.
 - (2) A person employed to serve as a food manager who does not possess a food manager certificate must acquire the certificate within 30 calendar days of employment. The food establishment permit holder or person in charge of the food establishment is responsible to ensure that the person has obtained the required certificate within that required time.
 - (3) If a person holding a food manager certificate does not demonstrate acceptable personal hygiene, food handling, or food safety practices to the satisfaction of the Regulatory Authority, the person may be required to retake the class.
 - (4) Certification and re-certification shall meet the criteria established by the Texas Health and Safety Code, Chapter 438, Subchapter G, and requirements established by DSHS.
 - (5) A person who possesses a valid food manager certification is not required to obtain a food handler certificate.
 - (6) Food establishments that provide only commercially prepackaged foods (including limited heating, dispensing, and preparing by the consumer) are not required to have a certified food manager.
 - (7) A child care center is not required to have a certified food manager.

Sec. ____ - Jurisdictions outside of the Regulatory Authority.

Food from food establishments outside the Regulatory Authority may be sold or served within the jurisdiction of the Regulatory Authority, if such food establishments conform to the provisions of this food code and the Texas Food Establishment Rules including permitting and transportation requirements. A valid food establishment permit from the regulatory authorities in other jurisdictions where such food establishment is located must be presented to the Regulatory Authority.

Sec. ____ - Food establishment permit requirements (including mobile, temporary, and other).

- (a) Any person desiring to operate a food establishment must make a written application for a permit on forms provided by the Regulatory Authority. Applications will remain valid for six months. If no permit is issued within six months, a new application and applicable fee must be submitted.
 - (1) The application must contain:
 - a. The applicant's full name;
 - b. An indication of whether such applicant is an individual, business, or a corporation;
 - c. The location and type of the proposed food establishment;
 - d. The applicable fee and the signature of the applicant.
 - (2) If the application is for a temporary food establishment, it shall also include the inclusive dates and times of the proposed operation.
 - (3) Failure to provide all information requested by the Regulatory Authority or providing false information may result in denial or revocation of the permit. An incomplete application will not be accepted.
- (b) Renewals of permits are required on an annual basis, except for temporary establishments.
 - (1) It is the responsibility of the applicant, owner, permit holder or person in charge of each food establishment to renew the permit before the expiration date of the permit.
 - (2) The renewal must include any information that has changed from that provided on the original application.
 - (3) Any owner, permit holder or person in charge may be required to cease operations or temporarily close, if found operating without a valid permit.
- (c) Prior to the approval of an initial permit or the renewal of an existing permit, the Regulatory Authority shall inspect the food establishment to determine compliance with these regulations. A permit cannot be issued or renewed if the food establishment has priority item or priority foundation item violations, imminent health hazards, or previously identified violations not corrected. A permit will not be issued, renewed or reissued if required permit fees have not been paid or if any late or delinquency fees have not been paid.
- (d) Before issuing a permit, the Regulatory Authority may require an applicant to provide plans of the food establishment prior to construction, extensive remodeling or conversion of an existing structure. The plans must indicate the proposed layout, equipment arrangement, mechanical plans, construction of materials of work areas, and the type and model of proposed fixed equipment and facilities.
- (e) The Regulatory Authority may charge and collect a fee for permits and permit renewals at the time of application in accordance with the approved fee schedule.

- (1) Failure to submit an application with the required fee for a temporary food establishment at least five working days prior to the event or celebration will result in the assessment of a late fee double the amount of the normal fee amount.
- (2) Food establishment application permit fees are non-transferrable and non-refundable and shall be due as follows:
 - a. Temporary Food Establishments: upon receipt;
 - b. All other Food Establishments: upon commencement of the onsite inspection.
- (f) A food establishment, except for a temporary food establishment, is not required to obtain more than one permit for each location. Food establishments operating at one location with different management or ownership or franchise are required to obtain separate permits. Permits are required for each temporary establishment at each location.
- (g) A permit shall be for a specific food establishment at a specific location. Permits are not transferable from person to person. Permits are not transferable from location to location, except for mobile and roadside food establishments.
- (h) If an application for a permit is denied, the Regulatory Authority shall send written notice to the permit applicant of the reasons for such denial. The denial may be appealed in accordance with this Article.

Sec. ____ . - Suspension or revocation of permit.

- (a) *Suspension of permits.* A permit may be suspended temporarily by the Regulatory Authority for failure of the permit holder or person in charge of the food establishment to comply with the requirements of these regulations.
 - (1) Whenever a permit holder or person in charge of a food establishment has failed to comply with any notice issued under the provisions of these regulations, the permit holder or person in charge of the food establishment shall be notified in writing that the permit is, immediately suspended upon service of the notice and that all food service operations of the affected food establishment must immediately cease.
 - (2) Whenever the Regulatory Authority determines in its sole judgment that conditions in the operation of a food establishment constitute a substantial or imminent health hazard, the Regulatory Authority may issue a written notice to the permit holder or person in charge of the food establishment citing such conditions, specifying the corrective actions to be taken, and, if deemed necessary, stating that the permit is suspended and that all food service operations of the affected food establishment must immediately cease.
 - (3) Any permit holder or person in charge of a food establishment to whom a suspension notice is issued shall comply immediately therewith.
 - (4) The holder of a suspended permit will be provided with an opportunity for a hearing if a written request for a hearing is filed with the Regulatory Authority no later than the fifth calendar day after receipt of notice of the suspension. A request for a hearing does not relieve the permit holder of the duty to comply with the suspension fully and continuously until the date of the hearing. If a hearing is not requested as provided herein, the permit holder shall fully and continuously comply with the suspension order until the permit is reinstated.

- (b) *Reinstatement of suspended permits.* Any permit holder or person in charge of a food establishment for which the permit has been suspended, after making all corrections, may request a reinspection to be performed during normal business hours of the Regulatory Authority, for the purpose of determining if the permit shall be reinstated.
- (1) A reinspection fee in accordance with the approved fee schedule must be paid to the office of the Regulatory Authority before the reinspection will be performed.
 - (2) The Regulatory Authority will arrange a time with the permit holder or person in charge of the food establishment to perform the reinspection.
 - (3) If the permit holder or person in charge of the food establishment is found to have complied with the requirements of these regulations, the permit shall be reinstated.
- (c) *Revocation of permits.* For serious or repeated health hazards and violations of any of the requirements of these regulations, or for interference with the Regulatory Authority in the performance of its duties, the permit may be revoked.
- (1) Prior to revocation, the Regulatory Authority shall notify the permit holder in writing, stating the reasons for which the permit is subject to revocation and advising that the permit shall be revoked on the fifth calendar day after service of such notice, unless a written request for a hearing is filed with the Regulatory Authority by the permit holder no later than the fifth calendar day after receipt of the notice.
 - (2) A permit may be suspended pending its revocation or revocation hearing.

Sec. ____ - Appeal of Denial, Suspension or Revocation of Permit.

(a) *Notice of Appeal.*

- (1) The initial decision and notice by an inspector to suspend or revoke a permit may be appealed to the supervisor over the inspector by giving written notice to the supervisor no later than the fifth calendar day after receipt of the written notice of the decision. The supervisor may uphold, reverse, or modify the decision of the inspector. If an appeal is not filed as provided herein, the decision of the inspector is final and no further appeal will be considered.
- (2) The initial denial of a permit, or the decision of the supervisor over the inspector following an appeal of the inspector's decision to suspend or revoke a permit as provided in (1) above, may be appealed to the Director of the Regulatory Authority by filing a written notice of appeal with the Director no later than the fifth day after receipt of written notice of the initial or appeal decision. The Director of the Regulatory Authority may uphold, reverse, or modify the decision to deny, suspend or revoke the permit. If an appeal is not filed as provided herein, the initial or appeal decision is final and no further appeal will be considered.
- (3) The decision of the Director may be appealed to the City of Bruceville-Eddy by filing notice of the appeal with the City of Bruceville-Eddy no later than the fifth calendar day after receipt of written notice of the Director's decision. The City of Bruceville-Eddy may uphold, reverse, or modify the decision of the Director. If an appeal is not filed as provided herein, the decision of the Director is final and no further appeal will be considered.
- (4) The decision of the City of Bruceville-Eddy is final.

(b) *Hearings.*

- (1) A hearing provided for in this section shall be conducted at a time and place designated by the party conducting the hearing. A hearing shall be conducted as soon as possible after a written request for a hearing.
 - (2) Based upon the record and information and evidence presented during the hearing and these regulations, the party conducting the hearing shall make a finding and shall uphold, reverse or modify the prior decision to deny, suspend or revoke the permit.
 - (3) Written notice of the hearing decision shall be furnished to the permit holder.
 - (4) If the decision results in revocation of the permit, the permit holder may not apply for a new permit for one calendar year from the date of the decision at any location within the city.
- (c) *Counting days.* When counting the calendar day time period specified in this section, if the final day is a Saturday, Sunday, or holiday for the Regulatory Authority, then the time period ends on the next day that is not a Saturday, Sunday, or holiday for the Regulatory Authority. In determining a date that occurs after a certain event, the first day to be counted is the calendar day after the day of the event.

Section 2. Conflict with other ordinances.

That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed, and all other provisions of the ordinances of the City of Bruceville-Eddy not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 3. Severability.

That the terms and provisions of this ordinance shall be deemed to be severable and that if any section, subsection, sentence, clause, or phrase of this ordinance shall be declared to be invalid or unconstitutional, the same shall not affect the validity of any other section, subsection, sentence, clause, or phrase of this ordinance and the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof.

Section 4. Savings Clause.

That nothing in this ordinance shall be constructed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or prior ordinance; nor shall any legal right or remedy of any character be lost, impaired, or affected by this ordinance.

Section 5. Inclusion in the Code.

That it is the intention of the City Council and is hereby ordained that the provisions of this ordinance shall become and be part of the Code of Ordinances of the City of Bruceville-Eddy, Texas, and that sections of this ordinance be renumbered or re-lettered to accomplish such intention.

Section 6. Compliance with the Texas Open Meetings Act.

That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public, and that public notice of the time, place and purpose of said meeting was given as required by law.

Subchapter G. Poisonous or Toxic Materials.

§228.206 Chemicals.

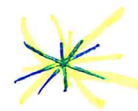
- Chemicals used to wash or peel raw, whole vegetables must be approved additive and now include Ozone as an approved antimicrobial agent.

§228.210 First aid supplies. Availability.

- Added section requiring a first aid kit in food establishments.

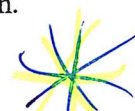
Subchapter H. Requirements Applicable to Certain Establishments.

§228.221. Mobile Food Units, Requirements



- Added a paragraph requiring Mobile Food Units (MFU) to demonstrate they are readily moveable at license renewal.
- During the initial permitting of a mobile food establishment they must provide documentation of a Certified Food Protection Manager Certification, an approved central preparation facility, if needed, a copy of the last central preparation facility inspection report, a servicing area authorization, and a menu.
- MFU's must demonstrate equipment for cooling and heating food, and holding cold and hot food are sufficient in number and capacity to provide food temperatures.
- Mobile food establishment outlet tanks must now be labeled as "Waste Water".
- Toilet rooms shall be conveniently located and accessible to employees during all hours of operation.
- Removed requirement for a signed letter of authorization to "may" require, allowing the regulatory authority the ability to require signed letters of authorization.

§228.222. Temporary Food Establishments.



- Foods that are not prepared on site or that require extensive preparation or cooking must be prepared at a licensed food establishment.
- Temporary establishments may be required by the regulatory authority to have at least one person on site that has an accredited food handler certification.
- Added "tarps" as an example of suitable materials.

§228.223. Bed and Breakfast.

- Title of Section changed from Bed and Breakfast Extended Establishments to Bed and Breakfast.
- Added a Certified Food Manager requirement for Bed and Breakfast Limited Establishments.

§228.225 Micro Markets. - New Section Name change to Self Service Food Market

- New section added for Self-Service Food Markets (Micro Markets) and Requirements.
- Added requirement for providing video surveillance tapes for a period of fourteen (14) calendar days.

Subchapter I. Compliance

§228.244. Facility and Operating Plans

- Added new paragraphs that deal with plan review and the context of plans and specifications. The wording in these sections were changed from shall to may.

§228.249 Inspection Frequency performance-based and risk-based.

- Added new language changing to risk based inspection intervals to allow a risk-based inspection interval other than every 6 months as long as specific provisions are met.
- New language requiring the regulatory authority to periodically inspect temporary food establishments.

§228.251 Report of Findings.

- Critical items changed to “critical violations/priority items, priority foundation and /core/ non-critical items.” Updated to use of priority items, priority foundation items and core items by removing “critical violations and non-critical items”.

§228.253 Priority Item/Priority Foundation Item/Critical violations, time frame for correction.

- New requirement for permit holder to correct violations within 72 hours for priority items. Language changed to reflect three (3) days instead of 72 hours to be consistent throughout the document.

- New requirement for permit holder to correct violations within 10 days for priority foundation items.

§228.254 Core Items violations, time frame for correction.

- New requirement for permit holder to correct violation within 90 days or the next inspections (whichever comes first).

§229.173. Heimlich maneuver Poster. - Section Removed. (TFER 2006)

Subchapter J. Private Water Systems - New Subchapter provisions about Private Water Wells.

- The Texas Food Establishment rules contain no provisions to ensure safe drinking water systems at Food Establishments utilizing private, non-regulated water wells.
- Food Establishments with private water wells not regulated by the Texas Commission on Environmental Quality may need to upgrade their systems to meet new water supply regulations. This may include installing an automatic chlorinator and periodically testing the water quality (every months bacteriological testing estimated to be \$10/month/operating month and \$100/every three years for a chemical analysis).

SUMMARY OF CHANGES TO TFER PURPOSE & DEFINITIONS

General:

- Changed Chapter citations from §229 to §228.
- Changed format of definitions to reflect current rulemaking standards
- Updated agency information
- Updated definitions required by State statutes
- As per FDA, eliminated references to PHFs and included Time/Temp Control for Safety (TCS) food where applicable.
- Transition to Priority Item Violation and Priority Foundation Violation from Critical Violation. All terms will appear together.
- Transition from Non-Critical Violation to Core Item Violation. All terms will appear together

Subchapter A. General Provisions

§228.1 Purpose.

Changed purpose to include reference to State statutes and FDA.

§228.2 Definitions.

- (1) Added FDA definition of "Accredited program"
- (5) Added definition of "Asymptomatic"
- (7) Added definition of "Balut"
- (8) Added definition of "Bare hand contact"
- (9), (10) & (11) Separated definitions of different Bed and Breakfast types.
- (15) Added Definition "Central Preparation Facility"

Eliminated definition of "child care center".

(18) Added definition of "Clostridium botulinum".

Deleted definition of "Cottage food".

(20) Added definition of "Color Additive".

(24) Added definition of "Conditional Employee".

(27) Added definition of "Controlled atmosphere packaging".

(28) Added definition of "Cook chill packaging".

(29) Added definition for "Core Items".

(31) Added definition of "Counter-mounted equipment".

(34) Changed definition of "Cut leafy greens" to include "this does not include the harvest cut. See (75) – definition of "Leafy greens".

As per FDA deleted definition of "Enterohemorrhagic Escherichia col".

(43) Added definition of "Egg product".

(47) Changed the definition of Event to include the terms: civic, political, public or educational and changed wording to include "would" grant permission to clarify the term events.

Eliminated the definition "farmer's market".

(52) Amended the definition of food establishment to include micro-markets. (See definition (149) referring to vending machines.)

(53) Added definition of "Food Additive".

(57)(a) Changed definitions of food establishment to include terms: location, machine, micro-Market

(59) Added definition of "Food Protection Manager Certification".

(65) Changed the definition of "Handwashing sink" to limit use for handwashing only.

(67) Added definition of "Health Practitioner".

(75) Added definition of "leafy greens".

(76) Added definition for "License".

- (77) Added definition for "License holder".
- (79) Added definition for "Listeria monocytogenes".
- (81) Added definition of "Major Food Allergen".
- (82) Changed definition of "Meat" to remove reference to "wild game animals and to include reference to definition of "game animals".
- (83) Added definition of "Mechanically tenderized".
- (85) Added definition for "Mobile Food Unit"
- (86) Added definition of "Modified atmosphere packaging".
- (87) Added definition of "Molluscan shellfish".
- (88) Added definition of "Non-continuous cooking".
- (89) Included definition of Non-Time/Temperature control for safety food (NTCS)
- (95) Added PIC to definition of "Person in charge".
- (99) Added definition of "Plumbing code"
- Eliminated definition of "Potentially hazardous foods".
- (106) Added definition of "Priority item"
- (107) Added definition for "Priority Foundation Item"
- (109) Added a definition of "Psychrotrophic organisms".
- (111) Added "is readily movable by one or two people and this type of mobile unit requires the support of central preparation facility" for "pushcart".
- (112) Added definition for "ratite".
- (118) Added Definition for "Re-Service"
- (123) Included roadside food vendor as a mobile food establishment.
- (128) Changed definition of "Service animal" to ADA definition.
- (133) Added acronym "STEC"

- (139) Added a definition of “Sous vide packaging”.
- (140) Added a definition of “Specialized processing method”.
- (144) Added Definition of Time/ Temperature control.
- (147) Added definition of “Vacuum packaging”.
- (149) Changed definition of “Vending machine” and exclude vending machines with NTCS and pre-packaged NTCS foods.

Subchapter B - Management and Personnel

§228.33 Certified Food Protection Manager and Food Handler Requirements

- Added new requirements for Certified Food Protection Manager that requires a CFM on site for each licensed establishment.
- Added a new requirement that all food employees shall successfully complete a food handler training course, accredited by the department, within 60 days of employment. Takes effect on September 1, 2016.
- Added requirements for the “original” certified food protection manager certificate being posted conspicuous to customer’s location.
- Added requirement for food handler certificates to be located on site.

§228.35 Responsibilities and Reporting Symptoms and Diagnosis

- This section was significantly revised to reflect the requirements for Conditions of Exclusions and Restrictions in accordance with the 2013 FDA Model Food Code by grouping together responsibilities and requirements.
- Responsibility of Permit Holder, Person in Charge, and Conditional Employees now in 6 diagnosed illnesses. Norovirus, Hepatitis A, Shigella, STEC, and Salmonella typhi, now includes nontyphoidal Salmonella.

§228.36 Conditions of Exclusions and Restrictions

- This section was significantly revised to reflect the requirements for Conditions of Exclusions and Restrictions in accordance with the 2013 FDA Model Food Code.

§228.37 Managing Exclusions and Restrictions

- This section was significantly revised to reflect the requirements for Managing Exclusions and Restrictions in accordance with the 2013 FDA Model Food Code.

§228.38 Hands and Arms

- Provision added for the use of a disposable paper towel or similar clean barrier when touching surfaces such as manually operated faucets.
- Inclusion of “surrogate prosthetic devices” for hands and arms.
- Hand antiseptics must now meet specific requirement for use.
- Inclusion of using a “clean barrier” to touch surfaces after proper handwashing.

§228.45 Contamination Events

- Added new Section “Contaminations Events” for the clean-up of vomit and diarrheal events in a food establishment.

Subchapter C - Food

§228.62 Approved Sources

- Inclusion of “wild mushrooms” for sale or service by a food establishment.

§228.63 Specifications for Receiving

- Examples of evidence of previous temperature abuse provided.

§228.64 Molluscan Shellfish, Original Container and Records

- Shellstock tags must now be labeled with date the last shellstock from the container was served and maintain 90 days from that date.

§228.65 Preventing contamination by employees

- Added the requirement that the permit holder must obtain prior approval from the regulatory authority before conducting bare hand contact activities with ready-to-eat foods.

§228.66 Preventing food and ingredient contamination

- Frozen, commercially processed and packaged raw animal foods may now be stored or displayed with or above frozen, commercially processed and packaged ready-to-eat food.

§228.68 Preventing contamination from equipment, utensils, and linens.

- Single use disposable sanitizer wipes may now be used if done in accordance with EPA approved manufacturer's label use instructions. These may not be used in lieu of wash, rinse, and sanitizing.
- Take-home food establishment containers may now be reused if they are constructed for reuse, provided by the food establishment, returned to the food establishment after use, visually inspected by the food establishment before reuse and properly washed, rinsed, and sanitized before refilling.
- Take home containers for beverages may be refilled if it is a non-TCS food, the container is durable for cleaning at home or in food establishment, and is filled by the owner only if a system exists that allows a contamination free refill.

§228.71 Cooking

- Non-continuous cooking now only requires a re-heat, not to 165°F as previously required for all reheats, but only to the required cooking temperature for that particular food.

§228.72 Freezing

- Freezing for parasite destruction includes a new provision allowing storage for destruction at -20°F or below for a minimum of 24 hours.
- If specific fish, listed in (a)(2)(C) of this section, are raised and fed for service or sold as raw, raw-marinated, partially cooked, or marinated-partially cooked fish in ready-to-eat form, a written agreement or statement from the supplier or aquaculturist shall be provided and maintained for 90 days.

§228.75 Temperature and time control

- More requirements were added for "time as a public health control" for cold foods. Cold foods may now be held without temperature control for up to 6 hours or up to 70°F if removed from refrigeration at 41°F, documented and monitored.

§228.77 Clostridium botulinum and Listeria monocytogenes controls

- This section was significantly revised to reflect the requirements for Clostridium botulinum and Listeria monocytogenes control in accordance with the 2013 FDA Model Food Code
- Reduced oxygen packaging (ROP) previously had one category (double barrier) and is now divided into three categories; double barrier, single barrier (cook-chill and sous vide)

and 48 hour ROP. All categories would have previously required a HACCP plan but now 48 hour ROP does not.

§228.79 Labeling

- Added new requirements for food labeling for major food allergens to be in the ingredients unless stated in the common name.

Subchapter D. Equipment, Utensils, and Linens

§228.105 Accuracy of temperature measuring devices, food.

- Pressure measuring devices for mechanical warewashing equipment are now required to register in the range indicated on the manufacturer's data plate instead of previous being required to register in a range of 15-25.

§228.111 Equipment, maintenance and operation.

- Added requirements for sanitizing chemicals, constituted on site at the food establishment, meeting the concentration requirements of this section.

§228.112 Utensils and temperature and pressure measuring devices.

- Food temperature measuring devices now must calibrated in accordance with manufacturer's specifications.

§228.125 Preventing Contamination

- Exposed, unused tableware must now be changed between customers or washed, rinsed and sanitized if used.
- Added language for usage of chemically treated towelettes: "If approved by the regulatory authority, when no food exposure exists and handwashing sinks are not conveniently available, such as in some Mobile Food Units or temporary food establishments or at some vending machine locations, employees may use chemically treated towelettes for handwashing."

Subchapter E. Water, Plumbing, and Waste.

§228.146. Plumbing design, construction, and installation.

- Changed the requirement for plumbing systems from according to law to according to the plumbing code (see definitions section).

§228.147. Plumbing, numbers and capacities.

- Added a restriction that states toilets, urinals, and showers cannot be used as a service sink.

§228.149 Plumbing operations and maintenance.

- Mobile food establishment inlet tanks must now be labeled as "Potable Water".

Subchapter F. Physical Facilities.

§228.173 Floors, walls and ceilings.

- Added words "anti-slip floor coverings" requirements in food establishments.

§228.174. Functionality.

- Added section for toilet room exceptions that do not require a tight-fitting and self-closing door if located outside a food establishment or such as a shopping mall.
- Outdoor servicing areas will now require overhead protection.

§228.175. Handwashing sinks.

- New provisions allowing for automatic hand washing facilities if approved by the regulatory authority.
- For mobile food operations and temporary food operations, if approved by the regulatory authority, when food exposure is limited, employees may use chemically treated towelettes for handwashing.
- Hand drying device that employs an air-knife system that delivers high velocity, pressurized air at ambient temperatures are now allowed.

§228.177 Lighting, intensity.

- Minimum light intensity requirements were changed for walk-in refrigeration units, dry storage areas, buffets, salad bars, reach-in and under counter refrigerators, area for ware washing, equipment storage and toilet rooms.

§228.186 Premises, building, systems, room, fixtures, equipment, devices, and materials.

- New language requiring plumbing fixtures such as handwashing sinks, toilets, and urinals to be cleaned as often as necessary to keep them clean.
- New language requiring the presence of insects, rodents, and other pests be controlled to eliminate their presence

**MODEL ORDINANCE FOR WACO MCLENNAN COUNTY PUBLIC HEALTH DISTRICT
ADOPTION OF 2015 TEXAS FOOD ESTABLISHMENT RULES**

No. 05-12-2016

[INSERT LOCAL JURISDICTION CAPTION]

WHEREAS, the Texas Department of State Health Services recently repealed and replaced the Texas Food Establishment Rules; and

WHEREAS, the City Council wishes to adopt the new Texas Food Establishment Rules and to clarify and supplement such rules,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRUCEVILLE-Eddy , TEXAS:

Section 1. That Article ____, entitled "Food Establishment Code of the Waco-McLennan County Public Health District" of Chapter ____ of the Code of Ordinances of the City of Bruceville-Eddy Texas, shall be and is hereby amended to read as follows:

ARTICLE __. [TITLE OF ARTICLE]

GENERALLY

Sec. ____ - Definitions.

In addition to the definitions found in the Texas Food Establishment Rules, the following words and terms, when used in this article, shall have the following meanings unless the context clearly indicates otherwise:

DSHS—Texas Department of State Health Services.

Food establishment—In addition to the definition found in the Texas Food Establishment Rules, a food establishment includes an establishment that contains more than 100 square feet of display space of commercially prepackaged food products; or childcare centers that care for seven or more children and which prepare food for consumption by the children other than ready to eat food for snacks and drinks.

Frozen food—Food kept in a solid frozen state in cooling equipment that maintains an air temperature of zero degrees Fahrenheit or below, except for defrost cycles and brief periods of loading or unloading from the cooling equipment when the food temperature shall not exceed 41 degrees Fahrenheit.

Nonprofit organization—an organization with a 501(c)(3) exemption or an exemption as a "church" in section 170(b)(1)(A)(I) of the Internal Revenue Code.

Regulatory authority—The Waco-McLennan County Public Health District.

TCS—Time/Temperature Controlled for Safety Food as defined in the Texas Food Establishment Rules (formerly Potentially Hazardous Food).

FOOD ESTABLISHMENTS

Sec. ____ . - Adoption of Texas Food Establishment Rules.

For the purpose of regulating retail food service and retail food service establishments, the Texas Food Establishment Rules as currently promulgated by DSHS or as hereinafter amended, copies of which are on file with the office of the City Secretary, are hereby adopted and made a part of the Code as if fully set out herein, and the provisions thereof shall govern all matters covered therein within the city, except those provisions which may be in conflict with other provisions of this Code or state law. If any provision of this ordinance conflicts with another provision of this Code, the more stringent provision shall apply.

Sec. ____ . - Restrictions, not proper facilities.

Food service establishments that do not have facilities for the proper cleaning and sanitizing of utensils and food equipment shall not be allowed to prepare, package or dispense any type of unpackaged food (other than raw and uncut fruits and vegetables) or any TCS food or beverage.

Sec. ____ . - Food transportation.

All food transported or delivered from a food establishment to another place shall be protected from contamination by the use of packaging or covered containers with lids except for raw, uncut fruits and vegetables. All food and food equipment being transported shall meet the applicable requirements of the food establishment rules relating to food protection, food storage, and food temperatures. Food and food equipment may not be transported exposed or open to the elements. The compartment or area inside the vehicle that the food and food equipment is being transported in shall be kept clean, free of accumulation of dust, dirt, food particles, and any other debris. All surfaces of the compartment are to be smooth, durable, nonporous, and easily cleanable. Articles not associated with the food and food equipment being transported are not to be stored in the same compartment containing the food and food equipment.

Sec. ____ . - Customer restroom facilities.

Restroom facilities, if provided for customers, or required to be provided by law, must meet all of the provisions of the food establishment rules for restroom, toilet, and hand wash facilities. Customers may not enter food preparation, food storage, ware washing, and security sensitive areas of the food establishment to gain access to restroom facilities.

Sec. ____ . - Hand wash facilities.

Hand wash signs shall be posted and maintained to be easily readable at all hand wash sinks and restroom facilities used by employees of a food establishment. When hand wash facilities are not available at a bulk food display and self service area, customers, upon request, are permitted access to hand washing facilities located in employee rest rooms, provided that access to employee rest rooms do not allow customers into unauthorized areas such as food preparation, ware washing, and security sensitive areas.

Sec. ____ . - Mobile food establishments and roadside vendors.

Meters Vacated – April 29th 2016

506 W 3rd st
550 Hudson Ln
120 4th st
508 4th St
200 Market St
311 Franklin
208 Hungry Hill
210 Hungry Hill
213 Hungry Hill
217 Melissa St
1325 Hodge Rd

3:40:39PM

METER LIST

City of Bruceville Eddy Water

METER #	ACCT #	RATE	NAME	SERVICE ADDRESS	SEQ
21369766	2,231	17	550 HWY 7	550 HWY 7	,300,830
4075-7945	1,512	17	MARCEE, THOMAS	1376 N AGNES WILLS RD	,301,370
TO INSTALL	1,136	17	17796 SIH 35	17796 SIH 35	,000,000
21368768	1,029	17	CONSTRUCTION LAND &	2063 THERESA LN	,203,810
21368933	2,235	17	182 DALREX RD	182 DALREX RD	,208,351
21369432	2,296	17	15086 SIH 35	15086 SIH 35	,210,920
E52-6034	534	17	176 SOULES CR	176 SOULES CR	,300,500
919-7733	571	17	18552 SIH 35	18552 SIH 35	,300,550
910-2114	805	17	18455 SIH 35	18455 SIH 35	,300,630
21369809	840	17	302 ASPEN	302 ASPEN	,300,640
21368997	971	17	113 PLUM ST	113 PLUM ST	,300,660
9643-2424	990	17	102 CHURCH ST	102 CHURCH ST	,300,710
9451-6707	2,230	17	300 BRUCE ST	300 BRUCE ST	,300,721
PULLED	1,072	17	503 BENTON ST	503 BENTON ST	,300,740
114-9539	136	17	RALPH PHILLIPS PLACE	RALPH PHILLIPS PLACE	,300,800
846-4620	227	17	570 HWY 7	570 HWY 7	,300,840
4340-7105	634	17	1135 COUNTY RD 452	1135 COUNTY RD 452	,300,860
4281-4520	1,971	17	1581 FM 1239	1581 FM 1239	,300,870
114-6326	649	17	1415 FM 1239	1415 FM 1239	,300,880
E54-8377	675	17	1738 EDDY-GATESVILLE PKWY	1738 EDDY-GATESVILLE PKWY	,300,910
9623-1782	681	17	2514 EDDY-GATESVILLE PKWY	2514 EDDY-GATESVILLE PKWY	,300,940
9537-2800	2,209	17	410 KENNEDY	410 KENNEDY LN	,301,001
21369083	732	17	409 KENNEDY LN	409 KENNEDY LN	,301,010
9915-1185	885	17	422 THERESA LN	422 THERESA LN	,301,080
21368733	898	17	153 SUZANNE DR	153 SUZANNE DR	,301,090
9254-6432	908	17	385 SUZANNE DR	385 SUZANNE DR	,301,100
910-2108	1,044	17	2629 THERESA LN	2629 THERESA LN	,301,140
METER PULLED	2,135	17	2715 THERESA LN	2715 THERESA LN	,301,150
1180-4063	1,073	17	167 WESTRIDGE DR	167 WESTRIDGE DR	,301,160
21368618	1,082	17	2407 TOWER DR	2407 TOWER DR	,301,170
21370446	1,339	17	1316 N OLD BRUCEVILLE	1316 N OLD BRUCEVILLE RD	,301,290
9653-0286	1,373	17	4473 BOX RANCH RD	4473 BOX RANCH RD	,301,320
1859-4774	1,535	17	1062 S AGNES WILLS RD	1062 S AGNES WILLS RD	,301,410
908-1466	1,540	17	1024 S AGNES WILLS RD	1024 S AGNES WILLS RD	,301,420
21369373	1,565	17	667 PEABODY RD	667 PEABODY RD	,301,480
9915-1324	1,571	17	254 DALREX RD	254 DALREX RD	,301,490
99999	1,646	17	1816 OLD BETHANY RD	1816 OLD BETHANY RD	,301,510
1075-2697	1,655	17	1745 OLD BETHANY RD	1745 OLD BETHANY RD	,301,520
3962-5005	1,716	17	1531 OLD BETHANY RD	1531 OLD BETHANY RD	,301,540
21369359	2,215	17	199 OLD BETHANY RD	199 OLD BETHANY RD	,301,570
9102-132	1,841	17	15024 SIH 35	15024 SIH 35	,301,600
9832-4948	1,842	17	15122 SIH 35	15122 SIH 35	,301,610
21369844	1,850	17	15580 SIH 35	15580 SIH 35	,301,620
21369870	1,854	17	15996 SIH 35	15996 SIH 35	,301,630
9762-9272	1,857	17	16164 SIH 35	16164 SIH 35	,301,650
9915-1176	1,863	17	16414 SIH 35	16414 SIH 35	,301,660
	1,867	17	16554 SIH 35	16554 SIH 35	,301,680
9468-0380	1,925	17	CRESCENT CREEK LANE	CRESCENT CREEK LANE	,301,720
117-807	1,933	17	17216 SIH 35	17216 SIH 35	,301,730

3:40:39PM

METER LIST

City of Bruceville Eddy Water

METER #	ACCT #	RATE	NAME	SERVICE ADDRESS	SEQ
21370171	1,967	17	1786 N OLD BRUCEVILLE	1786 N OLD BRUCEVILLE	,301,770
21368743	2,136	17	2016 THERESA LN	2016 THERESA LN	,333,300
21369110	2,324	17	211 GRIDER	211 GRIDER	,105,280
21368685	2,327	17	450 ESTA LN	450 ESTA LN	,203,600
21368772	2,323	17	1759 THERESA LN	1759 THERESA LN	,203,676

54 Accounts listed

Rate Code = 17

Bruceville-Eddy Water Supply Corp.



City of Bruceville-Eddy



143 Wilcox Drive
Eddy, Texas 76524

254/859-5964
254/859-5779 fax

**Notice is hereby given of a 4:30 P.M. Special Called Meeting of the
Bruceville-Eddy City Council, on May 19th, 2016.**

- A. Call to Order: Mayor Pro Tem Lucas.
- B. Council to discuss ongoing expansion of the IH-35 TXDOT project with leaders from Texas Department of Transportation, and from the contractors that are handling the North Troy/Eddy expansion locale. Council will discuss delays, construction progress, real property, and changes that have been implemented.
- C. Council may adjourn into Executive Session under TGC§551.072.
- D. Council to adjourn.

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. Notice was posted on the 16th day of May 2016, at 8:00 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

MAY 19TH, 2016 MINUTES Special Called Meeting/Workshop

Council member present at hearing included Councilmen Allen Trigg, Hal Wilcox and Connally Bass. City Administrator Billings was also in attendance.

Connally Bass opened the meeting at 4:45 p.m.

Item 1: Council heard from TXDOT and Texas A&M traffic systems coordinator . A power point presentation was made by John Habermann from Texas A&M which allowed for new time tables of work completed and for information regarding the bridges from Temple, through Troy Eddy and North Bruceville, into Lorena. Council heard when the final bridge that will be removed and replaced, the State Highway 7 bridge, will be done. The information was passed to us that until both the Blevins Road bridge and the new Bruceville underpasses are completed, Big Elm over pass and the new Eddy underpass won't be opened or completed. There needs to be access to both sides of the service lanes and the bridges are replaced only every other one until they are done. The time frame looks for both our projects to not be finished until late 2017. The Highway 7 bridge will be longer. There is Railroad permission and permits and paperwork that will take some time to get completed before it will be considered. Also, the spur of FM 1239 and the Texas turn arounds will need to be completed before the bridge is worked on.

Jodi Wheatley announced the new Twitter feed that the Waco TXDOT now updates daily, along with the text feeds and website updates.

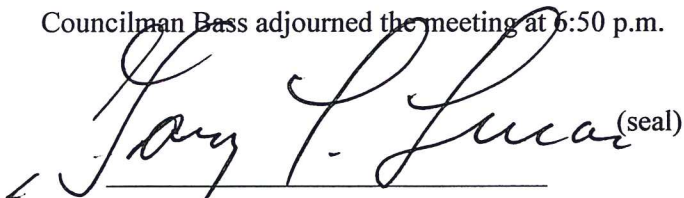
The new project manager from PSC was introduced to us. He is Allen Keiser, and will be the manager that will be covering from Lorena south to Temple 363 loop. Josh Voiles is the Engineer for the Temple /North Troy project. He is new and was also introduced. He works out of the Belton office.

Also in attendance was Clayton Zacha. He is the TXDOT Project manager over the Lorena to Temple project.

There was much discussion as to the projected date of the east service lanes being set to north bound only. Currently from Highway 107 to Troy it is two way. TXDOT looks to be changing that to only northbound only by summer only.

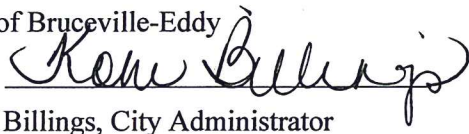
Jodi Wheatley has left handouts for the public and has delivered a state of TXDOT report for this year.

Councilman Bass adjourned the meeting at 6:50 p.m.



Mayor Pro Tem Gary L. Lucas

City of Bruceville-Eddy



Koni Billings, City Administrator

Minutes approved on June 9th, 2016

