

**AGENDA  
CITY OF ALLEN  
CITY COUNCIL REGULAR MEETING  
MAY 10, 2016 – 7:00 P.M.  
COUNCIL CHAMBERS  
ALLEN CITY HALL  
305 CENTURY PARKWAY  
ALLEN, TEXAS 75013**

**Call to Order and Announce a Quorum is Present.**

**Pledge of Allegiance.**

**Public Recognition.**

1. Citizens' Comments. *[The City Council invites citizens to speak to the Council on any topic not on the agenda or not already scheduled for Public Hearing. Prior to the meeting, please complete a "Public Meeting Appearance Card" and present it to the City Secretary. The time limit is three minutes per speaker, not to exceed a total of fifteen minutes for all speakers.]*
2. Presentation of Proclamations by the Office of the Mayor:  
Presentation of a Proclamation to Melissa Baxter, Community Manager with Relay for Life, Proclaiming May 21, 2016, as *"Relay for Life Day."*  
Presentation of a Proclamation to Allison Harper, Animal Control Supervisor with the City of Allen Proclaiming May 15-21, 2016, as *"Bite Prevention Week."*  
Presentation of a Proclamation to Stephen Massey, Director of Community Services with the City of Allen Proclaiming May 15-21, 2016, as *"Public Works Week."*
3. Annual Report by Greg Roemer, President of Community Waste Disposal, Inc. (CWD)

**Consent Agenda.** *[Routine Council business. Consent Agenda is approved by a single majority vote. Items may be removed for open discussion by a request from a Councilmember or member of staff.]*

4. Approve Minutes of the April 26, 2016, Regular Meeting of the Allen City Council.
5. Motion to Reappoint Dr. Joe Farmer to the North Texas Municipal Water District Board as a Representative for the City of Allen for a Two-Year Term Effective June

1, 2016, through May 31, 2018.

6. Adopt an Ordinance Amending the Code of Ordinances, Chapter 9, 'Motor Vehicles and Traffic,' Amending the Maximum Prima Facie Speed Limit on Montgomery Boulevard from Bethany Drive to US 75 to 35 miles per hour.
7. Adopt an Ordinance Amending the Code of Ordinances, Chapter 8 to add Article II 'Alcoholic Beverages,' Prohibiting the Sale of Alcoholic Beverages Near Churches, Schools, and Hospitals.
8. Approve the Recommendation from the Tax Increment Financing (TIF) Reinvestment Zone Number One (Garden District) Board of Directors Relating to Payments to Watters Creek Owner, LLC, from the TIF Fund in the Amount of \$657,994.74 from the City Tax Increment, \$125,318.72 from the County Tax Increment, and a Payment to the City from the TIF Fund in the Amount of \$15,000 for Administrative Support.
9. Receive the Investment Report for the Period Ending March 31, 2016.
10. Receive the Unaudited Financial Report for the Period Ending March 31, 2016.

#### **Regular Agenda.**

11. Conduct a Public Hearing and Adopt an Ordinance for Specific Use Permit SUP No. 147 for an Approximate 5,474 Square Foot Portion of a Building Located at 604 W. Bethany Drive, Suite 200 for a Dance/Martial Arts Studio Use [Plano Dance Theater].

#### **Other Business.**

12. Calendar.
  - May 17 - Canvass of the General, Bond and Special Local Option Elections; City Hall, 3:00 p.m.
  - May 24 - City Council Reception, City Hall, 6:00 p.m.
13. Items of Interest. [*Council announcements regarding local civic and charitable events, meetings, fundraisers, and awards.*]

#### **Executive Session. (As needed)**

Legal, Section 551.071.

*As authorized by Section 551.071(2) of the Texas Government Code, the Workshop Meeting and/or the Regular Agenda may be Convened into Closed Executive Session for the Purpose of Seeking Confidential Legal Advice from the City Attorney on any Agenda Item Listed Herein.*

(Closed to Public as Provided in the Texas Government Code.)

14. Reconvene and Consider Action on Items Discussed During Executive Session.

**Adjournment.**

This notice was posted at Allen City Hall, 305 Century Parkway, Allen, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Friday, May 6, 2016, at 5:00 p.m.

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Shelley B. George, City Secretary

Allen City Hall is wheelchair accessible. Access to the building and special parking are available at the entrance facing Century Parkway. Requests for sign interpreters or special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary at 214.509.4105.

<b>CITY COUNCIL AGENDA COMMUNICATION</b>
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**AGENDA DATE:**

May 10, 2016

**SUBJECT:**

Presentation of Proclamations by the Office of the Mayor:

Presentation of a Proclamation to Melissa Baxter, Community Manager with Relay for Life, Proclaiming May 21, 2016, as *"Relay for Life Day."*

Presentation of a Proclamation to Allison Harper, Animal Control Supervisor with the City of Allen Proclaiming May 15-21, 2016, as *"Bite Prevention Week."*

Presentation of a Proclamations to Stephen Massey, Director of Community Services with the City of Allen Proclaiming May 15-21, 2016, as *"Public Works Week."*

**STAFF RESOURCE:**

Shelley B. George, City Secretary

<b>CITY COUNCIL AGENDA COMMUNICATION</b>
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**AGENDA DATE:**

May 10, 2016

**SUBJECT:**Approve Minutes of the April 26, 2016,  
Regular Meeting of the Allen City Council.**STAFF RESOURCE:**

Shelley B. George, City Secretary

**ATTACHMENT**

Minutes

**ALLEN CITY COUNCIL**

**REGULAR MEETING**

**APRIL 26, 2016**

**Present:**

Stephen Terrell, Mayor

**Councilmembers:**

Gary L. Caplinger, Mayor Pro Tem  
Kurt Kizer  
Ross Obermeyer  
Joey Herald  
Robin L. Sedlacek  
Baine Brooks

**City Staff:**

Peter H. Vargas, City Manager  
Shelli Siemer, Assistant City Manager  
Eric Ellwanger, Assistant City Manager  
Shelley B. George, City Secretary  
Teresa Warren, Director, Public and Media Relations Office  
Rebecca Vice, Assistant to the City Manager  
Pete Smith, City Attorney

**Workshop Session**

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With a quorum of the Councilmembers present, the Workshop Session of the Allen City Council was called to order by Mayor Terrell at 6:29 p.m. on Tuesday, April 26, 2016, in the Council Conference Room of the Allen City Hall, 305 Century Parkway, Allen, Texas.

- Introduction of Gene Autrey, Chairman of the Board of Adjustment/Building & Standards Commission/Sign Control Board
- Update Regarding the Allen Public Art Master Plan
- Committee Updates from City Council Liaisons
- Questions on Current Agenda

With no further discussion, the Workshop Session of the Allen City Council was adjourned at 6:56 p.m. on Tuesday, April 26, 2016.

**Call to Order and Announce a Quorum is Present**

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With a quorum of the Councilmembers present, the Regular Meeting of the Allen City Council was called to order by Mayor Terrell at 7:02 p.m. on Tuesday, April 26, 2016, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

**Pledge of Allegiance**

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**Public Recognition**

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**1. Citizens' Comments.**

Mayor Terrell moved to Agenda Item 3.

**3. Presentation of Reuse-a-Shoe Contest Winners.**

- 1<sup>st</sup> Place: Bolin Elementary with 743 pairs of shoes.
- 2<sup>nd</sup> Place: Evans Elementary with 735 pairs of shoes.
- 3<sup>rd</sup> Place: Boon Elementary with 724 pairs of shoes.
- Individual winner: Maya Bullock, 10<sup>th</sup> Grade, 186 pairs of shoes.

**4. Briefing on the Great American Clean Up Event.**

**2. Presentation of Proclamations by the Office of the Mayor:**

- Presentation of a Proclamation to Wendy Hanna, Executive Director of The Turning Point, Proclaiming April 2016 as "*Sexual Assault Awareness Month*."
- Presentation of a Proclamation to Representatives of Blacksheep Motorcycle Club, Proclaiming May 2016 as "*Motorcycle Safety and Awareness Month*."
- Presentation of a Proclamation to Kurt Kasson, Chief Building Official with the City of Allen Proclaiming May 2016 as "*Building Safety Month*."

**5. Presentation of the Board of Adjustment/Building and Standards Commission/Sign Control Board's Annual Report by Chairperson Gene Autrey.**

**Consent Agenda**

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**MOTION:** Upon a motion made by Councilmember Obermeyer and a second by Councilmember Brooks, the Council voted seven (7) for and none (0) opposed to adopt all items on the Consent Agenda as follows:

**6. Approve Minutes of the April 12, 2016, Regular Meeting of the Allen City Council.**

**7. Adopt a Resolution Authorizing the Creation of the North Central Texas Regional 9-1-1 Emergency Communications District.**

**RESOLUTION NO. 3372-4-16(R):** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AUTHORIZING THE CREATION OF THE NORTH CENTRAL TEXAS, REGIONAL 9-1-1 EMERGENCY COMMUNICATIONS DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE.

**8. Adopt a Resolution to Require Oncor Electric Delivery Company, LLC to Show Cause Why its Transmission and Distribution Rates Should Not Be Reduced.**

**RESOLUTION NO. 3373-4-16(R):** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, DIRECTING ONCOR ELECTRIC DELIVERY COMPANY, LLC, TO FILE CERTAIN INFORMATION WITH THE CITY; SETTING A

PROCEDURAL SCHEDULE FOR THE GATHERING AND REVIEW OF NECESSARY INFORMATION IN CONNECTION THEREWITH; SETTING DATES FOR THE FILING OF THE CITY'S ANALYSIS OF THE COMPANY'S FILING AND THE COMPANY'S REBUTTAL TO SUCH ANALYSIS; RATIFYING THE HIRING OF LEGAL COUNSEL AND CONSULTANTS; RESERVING THE RIGHT TO REQUIRE THE REIMBURSEMENT OF THE CITY'S RATE CASE EXPENSES; SETTING A PUBLIC HEARING FOR THE PURPOSES OF DETERMINING IF THE EXISTING RATES OF ONCOR ELECTRIC DELIVERY COMPANY ARE UNREASONABLE OR IN ANY WAY IN VIOLATION OF ANY PROVISION OF LAW AND THE DETERMINATION BY THE CITY OF ALLEN OF JUST AND REASONABLE RATES TO BE CHARGED BY ONCOR ELECTRIC DELIVERY COMPANY, LLC; AND PROVIDING FOR AN EFFECTIVE DATE.

9. **Authorize the City Manager to Execute a Software Support Agreement with TriTech Software Systems for the Renewal of Software Support for the Computer Aided Dispatch and Records Management System Utilized by Public Safety For an Amount Not to Exceed \$140,846.**
10. **Award Bid and Authorize the City Manager to Execute a Contract for The Courses at Watters Creek Golf Course Green Repairs with Landscapes Unlimited For an Amount Not to Exceed \$155,000.**
11. **Award Bid and Authorize the City Manager to Execute a Contract with Criterion Contractors, Inc. for Interior Renovations to the Allen Animal Shelter For an Amount Not to Exceed \$157,592.20.**
12. **Award Bid and Authorize the City Manager to Execute a Contract with Sigma Solutions for Installation of Wi-Fi at the Allen Event Center For an Amount Not to Exceed \$170,000.**
13. **Award Bid and Authorize the City Manager to Execute a Contract with EEC Enviro Service Co., Inc. to Provide and Install a New Chiller at the Allen Public Library and Replace Three (3) Existing Air Conditioning Units at the Allen Animal Shelter For an Amount Not to Exceed \$267,978.**
14. **Authorize the City Manager to Negotiate and Execute a Second Amendment to the Economic Development Incentive Agreement and Civic Center Agreement with TCH Altera AHCC, LP and Approve Additional Funding of \$1,000,000 for the Hotel and Convention Center Project.**
15. **Receive the Capital Improvement Program (CIP) Status Reports.**
16. **Receive the Summary of Property Tax Collections as of March 2016.**

The motion carried.

#### **Regular Agenda**

17. **Conduct a Public Hearing and Adopt an Ordinance Establishing Standards of Care Necessary for a Day Care Licensing Exemption for Youth Camp Programs Operated by the Allen Parks and Recreation Department.**

Mayor Terrell opened the Public Hearing and asked anyone wishing to speak for or against this item to do so at this time.



With no one speaking, Mayor Terrell closed the public hearing.

**ORDINANCE NO. 3374-4-16:** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ESTABLISHING STANDARDS OF CARE NECESSARY FOR A DAY CARE LICENSING EXEMPTION FOR YOUTH CAMP PROGRAMS OPERATED BY THE CITY OF ALLEN PARKS AND RECREATION DEPARTMENT; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

**MOTION:** Upon a motion made by Councilmember Sedlacek and a second by Councilmember Herald, the Council voted seven (7) for and none (0) opposed to adopt Ordinance No. 3374-4-16, as previously captioned, establishing Standards of Care necessary for a Day Care Licensing exemption for Youth Camp Programs operated by the Allen Parks and Recreation Department. The motion carried.

18. **Conduct a Public Hearing and Adopt an Ordinance Changing the Zoning of 69.07± Acres of Land Generally Located Northeast of the Allen Premium Outlet Mall to Planned Development No. 78 for Corridor Commercial CC, by Amending the Existing Development Regulations, Concept Plan, Building Elevations, and Landscape Plan, and Adopting a Sign Plan, and Carts and Kiosks Site Plan for the Allen Premium Outlet Mall Expansion. [Allen Premium Outlet Mall]**

Mayor Terrell opened the Public Hearing and asked anyone wishing to speak for or against this item to do so at this time.

Perry May, 2728 North Harwood, Dallas, Texas, spoke in support of this item.

With no one else speaking, Mayor Terrell closed the public hearing.

**ORDINANCE NO. 3375-4-16:** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE AND ZONING MAP, AS PREVIOUSLY AMENDED, BY REZONING 22.681± ACRES OF LAND LOCATED IN THE JOSEPH DIXON SURVEY, ABSTRACT NO. 276, CITY OF ALLEN, COLLIN COUNTY, TEXAS, PRESENTLY ZONED AS CORRIDOR COMMERCIAL (“CC”) TO PLANNED DEVELOPMENT NO. 78 (PD 78) FOR CORRIDOR COMMERCIAL (“CC”); AND BY AMENDING IN THEIR ENTIRETY THE USE AND DEVELOPMENT REGULATIONS OF SAID PD 78, INCLUDING ADOPTION OF AN AMENDED CONCEPT PLAN, BUILDING ELEVATIONS; AND LANDSCAPE PLAN, AND A NEW SIGN PLAN AND CARTS AND KIOSKS SITE PLAN; PROVIDING FOR A CONFLICTS RESOLUTION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

**MOTION:** Upon a motion made by Mayor Pro Tem Caplinger and a second by Councilmember Obermeyer, the Council voted seven (7) for and none (0) opposed to adopt Ordinance No. 3375-4-16, as previously captioned, changing the zoning of 69.07± acres of land generally located northeast of the Allen Premium Outlet Mall to Planned Development No. 78 for Corridor Commercial CC, by amending the existing Development Regulations, Concept Plan, Building Elevations, and Landscape Plan, and adopting a Sign Plan, and Carts and Kiosks Site Plan for the Allen Premium Outlet Mall Expansion. The motion carried.

**Other Business**

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**19. Calendar.**

- April 25 – May 3, 2016 – City of Allen General and Special Elections Early Voting Period
- May 7, 2016 – Election Day, 7 a.m. – 7 p.m.

**20. Items of Interest.**

- Council recognized a Boy Scout from Troop #1914 in attendance as a requirement for earning a citizen in community merit badge.
- Council congratulated Councilmember Herald and his wife Charity on their wedding anniversary and Councilmember Herald's daughter, Sara, upon her graduation from college. Council also wished happy birthday to Charity Herald.

**Executive Session**

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The Executive Session was not held.

**Adjournment**

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**MOTION:** Upon a motion made by Councilmember Herald and a second by Councilmember Brooks, the Council voted seven (7) for and none (0) opposed to adjourn the Regular Meeting of the Allen City Council at 8:10 p.m. on Tuesday, April 26, 2016. The motion carried.

These minutes approved on the 10<sup>th</sup> day of May 2016.

**APPROVED:**

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**Stephen Terrell, MAYOR**

**ATTEST:**

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**Shelley B. George, TRMC, CITY SECRETARY**

## CITY COUNCIL AGENDA COMMUNICATION

**AGENDA DATE:** May 10, 2016

**SUBJECT:** Motion to Reappoint Dr. Joe Farmer to the North Texas Municipal Water District Board as a Representative for the City of Allen for a Two-Year Term Effective June 1, 2016, through May 31, 2018.

**STAFF RESOURCE:** Peter H. Vargas, City Manager  
Shelley B. George, City Secretary

**PREVIOUS COUNCIL ACTION:** Appointed November 15, 1998, and reappointed in 2000, 2002, 2004, 2006, 2008, 2010, 2012 and 2014.

**ACTION PROPOSED:** Motion to Reappoint Dr. Joe Farmer to the North Texas Municipal Water District Board as a Representative for the City of Allen for a Two-Year Term Effective June 1, 2016, through May 31, 2018.

### **BACKGROUND**

Dr. Joe Farmer and Mr. James Kerr serve as the appointed NTMWD Board Members representing the City of Allen. Each member serves a two-year term and terms are staggered.

Dr. Farmer's term expires May 31, 2016. The City Council, by a majority vote, should reappoint Dr. Farmer or appoint another Director to serve a term from June 1, 2016, to May 31, 2018.

In accordance with the statute creating the District (Article 8280-141), the qualifications of a Director include the following: "No person shall be appointed a Director unless he resides in the city from which he is appointed. No member of a governing body of a city and no employee of a city shall be appointed as a Director." Under other state law, no other government official that receives compensation could be appointed.

Attached is a letter from Dr. Farmer expressing his interest in continuing to serve on the Board if the City Council is so inclined.

### **STAFF RECOMMENDATION**

Staff recommends reappointing Dr. Farmer to the NTMWD Board as a representative for the

City of Allen.

**MOTION**

***I make a motion to reappoint Dr. Joe Farmer to the NTMWD Board as a representative for the City of Allen for a two-year term effective June 1, 2016.***

**ATTACHMENT**

Farmer\_NTMWD Interest Letter

NTMWD\_Appointment Letter

*JOE & JUDY FARMER  
915 PEBBLEBROOK DRIVE  
ALLEN, TEXAS 75002*

March 18, 2016

Mayor Steve Terrell  
City of Allen  
305 Century Pkwy.  
Allen, TX 75013-8042

Dear Mayor Terrell:

My term on the NTMWD Board of Directors expires May 31, 2016. My service on the NTMWD Board is challenging, enjoyable, and I trust meaningful to Citizens of Allen and other communities. As a member of the Board, I have served on several committees and held several officer positions. Currently, I am serving as Chair of the Legislative Committee, and am on the Solid Waste, Personnel, and Policy Committees. Also, I am on the John Bunker Sands Wetland Center Board, and the Special Purpose Committee.

Please accept this communiqué as my statement of interest and request to continue service on the Board. I will be happy to respond to any questions or concerns you or the Allen Council might have regarding this matter. In addition, my periodic meetings with Mr. Vargas and staff members regarding NTMWD and City of Allen matters are informative and meaningful.

Thank you for your consideration. Please contact me via phone (972-727-5020-home), [REDACTED] cell) or e-mail [REDACTED] at your discretion.

Sincerely,



Joe Farmer

cc: Peter Vargas, City Manager  
Tom Kula, Ex. Director, NTMWD



Received by City of Allen

MAR 29 2016

City Manager's Office

**NORTH TEXAS MUNICIPAL  
WATER DISTRICT***Regional Service Through Unity*

March 23, 2016

Mr. Peter Vargas, City Manager  
City of Allen  
305 Century Parkway  
Allen, Texas 75013

RE: NTMWD BOARD MEMBER APPOINTMENT

Dear Mr. Vargas:

The current term of office for some of the Directors of the North Texas Municipal Water District (NTMWD) Board will end in May. Please accept this as your official notification that Dr. Joe Farmer's current term as an NTMWD Board Director will expire on May 31, 2016. The City Council has the option to either reappoint Dr. Farmer or appoint a new Director to serve the term from June 1, 2016 to May 31, 2018.

The NTMWD appreciates the service Dr. Farmer has provided to the NTMWD. He was appointed by the City of Allen in 1998 and has been a leader on the Board serving as President, Vice President, and Secretary. Dr. Farmer currently serves as the Chairman of the Legislative Committee and also serves on the Solid Waste, Personnel, and Policy Committees.

In accordance with the statute creating the District (Article 8280-141), the qualifications of a Director include the following: "No person shall be appointed a Director unless he resides in and owns taxable property in the city from which he is appointed. No member of a governing body of a city, and no employee of a city, shall be appointed as a Director." Under other state law, no other public official that receives compensation could be appointed. A list of roles and responsibilities of an NTMWD Board member is enclosed for reference.

Please notify my office in writing once the City Council has appointed a Director for the new term. Should you have any questions or need additional information, please do not hesitate to contact my office.

Sincerely,

  
THOMAS W. KULA  
Executive Director

TWK/mcf

Enclosure

cc: Dr. Joe Farmer  
Ms. Shelley George, City Secretary



## **NTMWD BOARD OF DIRECTORS ROLES AND RESPONSIBILITIES**

The North Texas Municipal Water District (NTMWD) Board of Directors serves as the governing body of NTMWD. The Board of Directors guides the NTMWD towards a sustainable future by adopting sound governance and financial management policies and ensuring adequate resources to meet the region's needs. The Board has a responsibility to provide guidance to management and staff and ensure operations run smoothly and in accordance with the law. Some specific responsibilities of the Board of Directors include:

- Establish and support the NTMWD mission and purpose
- Select and evaluate the Executive Director/General Manager
- Set policies and ensure effective planning
- Ensure adequate financial resources
- Monitor and strengthen essential programs and services
- Protect assets and provide proper financial oversight
- Ensure legal and ethical integrity
- Enhance the organization's public standing

The Board of Directors meets monthly – generally on the 4<sup>th</sup> Thursday of each month. This schedule may be adjusted due to holidays. The Board of Directors also meets in Special Workshops semi-annually for long-term planning as well as on an as-needed basis for other purposes.

Each Board member serves on at least two standing Committees, such as:

- Water
- Wastewater
- Solid Waste
- Finance/Audit
- Personnel
- Insurance

Directors may also serve on the Legislative Committee, Special Purposes Committees as needed, and the Chairman of each Committee serves on the Policy Committee.

## **CITY COUNCIL AGENDA COMMUNICATION**

**AGENDA DATE:**

May 10, 2016

**SUBJECT:**

Adopt an Ordinance Amending the Code of Ordinances, Chapter 9, 'Motor Vehicles and Traffic,' Amending the Maximum Prima Facie Speed Limit on Montgomery Boulevard from Bethany Drive to US 75 to 35 miles per hour.

**STAFF RESOURCE:**

Chris Flanigan, Director of Engineering

**ACTION PROPOSED:**

Adopt an Ordinance Amending the Code of Ordinances, Chapter 9, 'Motor Vehicles and Traffic,' Amending the Maximum Prima Facie Speed Limit on Montgomery Boulevard from Bethany Drive to US 75 to 35 miles per hour.

### **BACKGROUND**

Montgomery Boulevard was recently constructed as a 4-lane divided roadway to provide access between Bethany Drive and US 75. The roadway will serve as a collector primarily for the traffic generated by the development along the corridor. The zoning for surrounding property intends uses with a high level of pedestrian activity along Montgomery Boulevard. Furthermore, a roundabout is located along this roadway to calm traffic. Due to these factors, the roadway was designed and constructed with a design speed of 35 mph. Staff recommends a speed limit of 35 mph based on the roadway classification, geometry, and characteristics.

### **BUDGETARY IMPACT**

Staff anticipates no budgetary impact. The speed limit signs were installed as part of the construction of the roadway.

### **STAFF RECOMMENDATION**

Staff recommends that Council adopt an Ordinance amending the Code of Ordinances, Chapter 9, 'Motor Vehicles and Traffic,' amending the maximum prima facie speed limit on Montgomery Boulevard from Bethany Drive to US 75 to 35 miles per hour.

### **MOTION**



***I make a motion to adopt Ordinance No. \_\_\_\_\_ amending the Code of Ordinances, Chapter 9, 'Motor Vehicles and Traffic,' amending the maximum prima facie speed limit on Montgomery Boulevard from Bethany Drive to US 75 to 35 miles per hour.***

**ATTACHMENT**

Ordinance

Location Map

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE CODE OF ORDINANCES, BY AMENDING CHAPTER 9, "MOTOR VEHICLES AND TRAFFIC," ARTICLE V, "OPERATION OF VEHICLES," DIVISION 2, "SPEED REGULATIONS," SECTION 9-135(a), TO AMEND THE MAXIMUM PRIMA FACIE SPEED LIMIT FOR MONTGOMERY BOULEVARD FROM BETHANY DRIVE TO US 75 WITHIN THE CORPORATE LIMITS OF THE CITY OF ALLEN; PROVIDING FOR A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200) FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 545.356 of the Transportation Code, provides that whenever the governing body of the City shall determine upon the basis of an engineering and traffic investigation that any prima facie speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the pavement and other circumstances on such portion of said street or highway, as well as the usual traffic thereon, said governing body may determine and declare a reasonable and safe prima facie speed limit thereat or thereon by the passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway; and,

**WHEREAS**, the City Council of the City of Allen, Texas, upon the basis of an engineering and traffic investigation finds it necessary to alter prima facie maximum speed limits established by Section 545.356 of the Transportation Code, the following prima facie speed limits hereafter indicated for vehicles are hereby determined and declared to be reasonable and safe; and such speed limits are hereby fixed at the rate of speed indicated for vehicles traveling upon the named streets and highways, or parts thereof.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, THAT:**

**SECTION 1.** The Code of Ordinances of the City of Allen, Texas, be and the same is hereby amended by amending Chapter 9, "Motor Vehicles and Traffic," Article V, "Operation of Vehicles," Division 2, "Speed Regulations," Section 9-135(a) in part to establish the maximum prima facie speed limit upon Montgomery Boulevard from Bethany Drive to US 75 to read as follows:

**"Sec. 9-135. Streets other than expressways and freeways.**

(a) . . . . .

Street	Extent	Speed Limit (miles per hour)
<b>ADD</b>		
Montgomery Boulevard	Between Bethany Drive and US 75	35

”

**SECTION 2.** The Director of Engineering or designee shall erect appropriate signals, signage, and markings giving notice of the maximum prima facie speed limit established herein.

**SECTION 3.** All ordinances of the City of Allen in conflict with the provisions of this ordinance shall be, and the same are hereby, repealed; provided, however, that all other provisions of said ordinances not in conflict herewith shall remain in full force and effect.

**SECTION 4.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

**SECTION 5.** An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinances, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

**SECTION 6.** Any person, firm or corporation violating any of the provisions or terms of this ordinance or of the Code of Ordinances as amended hereby, shall be subject to the same penalty as provided for in the Code of Ordinances of the City of Allen, as previously amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Hundred Dollars (\$200) for each offense.

**SECTION 7.** This ordinance shall take effect immediately from and after its passage and publication as required by law, however, the maximum prima facie speed limits established herein shall not take effect until the Director of Engineering or his designee has erected appropriate signage giving notice of the maximum prima facie speed limits therefore and it is accordingly so ordained.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS THE 10<sup>TH</sup> DAY OF MAY 2016.**

**APPROVED:**

\_\_\_\_\_  
Stephen Terrell, MAYOR

**APPROVED AS TO FORM:**

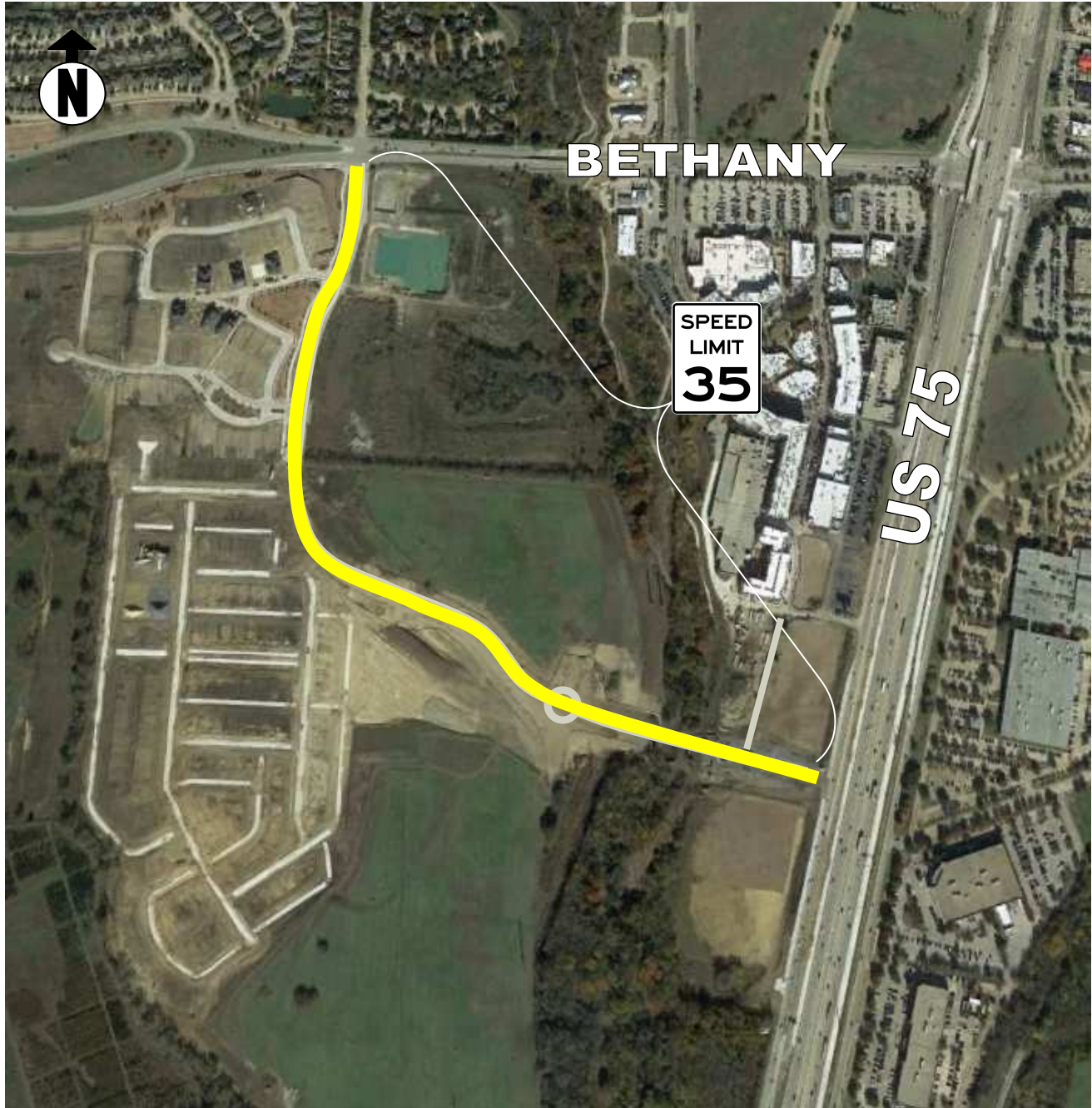
**ATTEST:**

\_\_\_\_\_  
Peter G. Smith, CITY ATTORNEY

\_\_\_\_\_  
Shelley B. George, CITY SECRETARY

## LOCATION MAP

Speed Limit – Montgomery Boulevard (Bethany – US 75)  
(May 10, 2016)



Item # 7

<b>CITY COUNCIL AGENDA COMMUNICATION</b>
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**AGENDA DATE:** May 10, 2016

**SUBJECT:** Adopt an Ordinance Amending the Code of Ordinances, Chapter 8 to add Article II 'Alcoholic Beverages,' Prohibiting the Sale of Alcoholic Beverages Near Churches, Schools, and Hospitals.

**STAFF RESOURCE:** Ogden "Bo" Bass, Director of Community Development

**ACTION PROPOSED:** Adopt an Ordinance Amending the Code of Ordinances, Chapter 8 to add Article II 'Alcoholic Beverages,' Prohibiting the Sale of Alcoholic Beverages Near Churches, Schools, and Hospitals.

**BACKGROUND**

This ordinance amendment establishes requirements ensuring that the legal sale of all alcoholic beverages for off-premise consumption only, that may be permitted in the future, are subject to the same distance separation criteria that currently apply to beer and wine package sales in the City of Allen. Currently the Allen Land Development Codes establishes a distance separation criteria of three hundred feet (300') between such sales and churches, schools and hospitals.

**STAFF RECOMMENDATION**

Staff recommends the City Council adopt an Ordinance amending the Code of Ordinances, Chapter 8 to add Article II 'Alcoholic Beverages,' Prohibiting the Sale of Alcoholic Beverages Near Churches, Schools, and Hospitals.

**MOTION**

*I make a motion to adopt Ordinance No. \_\_\_\_\_ amending the Code of Ordinances, Chapter 8 to add Article II 'Alcoholic Beverages,' prohibiting the sale of alcoholic beverages near churches, schools, and hospitals.*

**ATTACHMENT**

Ordinance

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES OF THE CITY OF ALLEN, TEXAS, BY ADDING ARTICLE II, "ALCOHOLIC BEVERAGES"; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, THAT:**

**SECTION 1.** Chapter 8 of the Code of Ordinances of the City of Allen, Texas, is amended by adding Article II, "Alcoholic Beverages," to read as follows:

**"ARTICLE II. ALCOHOLIC BEVERAGES**

**Sec. 8-16. – Sale of alcoholic beverages from a package liquor store prohibited near churches, schools and hospitals.**

- (a) No person may sell alcoholic beverages if the place of business is a package liquor store and is within:
  - (1) three hundred feet of a church, public or private school or public hospital;
  - (2) one thousand feet of a public school, if the city council by resolution approves a request from the board of trustees of a school district under Texas Education Code § 38.007 to establish such limitation; or
  - (3) one thousand feet of a private school, if the city council by resolution approves a request from the governing body of the private school to establish such limitation.
- (b) The measurement of the distance between the package liquor store where alcoholic beverages are sold and the church or public hospital shall be along the property lines of the street fronts and from front door to front door, and in direct line across intersections. The measurement of the distance between the package liquor store where alcoholic beverages are sold and the public or private school shall be:
  - (1) in a direct line from the property line of the public or private school to the property line of the place of business, and in a direct line across intersections; or
  - (2) if the package liquor store is located on or above the fifth story of a multistory building, in a direct line from the property line of the public or private school to the property line of the place of business, in a direct line across intersections, and vertically up the building at the property line to the base of the floor on which the package liquor store is located.
- (c) For purposes of this section, the phrase "private school" shall have the meaning assigned to it by Section 109.33 of the Texas Alcoholic Beverage Code, as amended.

- (d) For purposes of this section, the phrase “package liquor store” shall mean a premises which holds a package store permit issued by the Texas Alcoholic Beverage Commission pursuant to Chapter 22 of the Texas Alcoholic Beverage Code, as amended.
- (e) This Section shall not be applicable to a package liquor store if:
- (1) The package liquor store is a hotel that holds a package store permit issued by the Texas Alcoholic Beverage Commission and the sale of liquor pursuant to such permit is solely made to bona fide guests of the hotel in their rooms for consumption in their rooms; or
  - (2) The package liquor store is a premises that holds a package store permit issued by the Texas Alcoholic Beverage Commission and the sole activity performed at the premises pursuant to such permit is the sale of liquor to holders of airline beverage permits as provided in Section 34.05 of the Texas Alcoholic Beverage Code, as amended.”

**SECTION 2.** All ordinances of the City in conflict with the provisions of this ordinance shall be, and the same are hereby, repealed; provided, however, that all other provisions of said ordinances not in conflict herewith shall remain in full force and effect.

**SECTION 3.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

**SECTION 4.** An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinances, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

**SECTION 5.** Any person, firm or corporation violating any of the provisions or terms of this ordinance or of the Code of Ordinances as amended hereby, shall be subject to the same penalty as provided for in the Code of Ordinances of the City of Allen, as previously amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000) for each offense.

**SECTION 6.** This ordinance shall take effect immediately from and after its passage and publication of the caption as the law and charter may require.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS THE 10<sup>TH</sup> DAY OF MAY 2016.**

**APPROVED:**

\_\_\_\_\_  
**Stephen Terrell, MAYOR**

**APPROVED AS TO FORM:**

**ATTEST:**

\_\_\_\_\_  
**Peter G. Smith, CITY ATTORNEY**  
(PGS:5-4-16:TM 76762)

\_\_\_\_\_  
**Shelley B. George, TRMC, CITY SECRETARY**

## CITY COUNCIL AGENDA COMMUNICATION

**AGENDA DATE:**

May 10, 2016

**SUBJECT:**

Approve the Recommendation from the Tax Increment Financing (TIF) Reinvestment Zone Number One (Garden District) Board of Directors Relating to Payments to Watters Creek Owner, LLC, from the TIF Fund in the Amount of \$657,994.74 from the City Tax Increment, \$125,318.72 from the County Tax Increment, and a Payment to the City from the TIF Fund in the Amount of \$15,000 for Administrative Support.

**STAFF RESOURCE:**

Peter H. Vargas, City Manager  
Eric Cannon, Chief Financial Officer  
Chris Landrum, Budget Manager

**PREVIOUS COUNCIL ACTION:**

On December 13, 2005, the City Council held a public hearing and passed Ordinance No. 2471-12-05 that created Reinvestment Zone No. 1 (Garden District).

On November 27, 2007, the City Council approved the Final Project and Financing Plan for Reinvestment Zone No. 1.

On an annual basis, the City Council considers a recommendation from the TIF Board of Directors to approve TIF funds allocated based on the Development Agreement.

**BOARD/COMMISSION ACTION:**

On May 2, 2016, the TIF No. 1 Board recommended that the City Council approve a TIF payment in the amount of \$783,313.46 to Watters Creek Owner, LLC, and \$15,000 to the City for City administrative support.

**ACTION PROPOSED:**

Approve the recommendation from the Tax Increment Financing (TIF) Reinvestment Zone Number One (Garden District) Board of Directors relating to payments in the amount of \$783,313.46 to Watters Creek Owner, LLC, and \$15,000 to the City for City administrative support.



## **BACKGROUND**

On September 1, 2005, the City received a TIF petition from Emerson Partners, Inc. for the redevelopment of the Montgomery Farm Garden District area through the use of Tax Increment Financing (TIF). The overall Tax Increment Financing Reinvestment Zone encompasses approximately 113 acres at the southwest corner of Bethany Drive and US 75.

The City created the TIF Zone at the December 13, 2005 City Council meeting. In 2007, the City, Montgomery Farms Garden District Ltd., and Coventry II DDR/Trademark Montgomery Farms (Trademark) entered into an Amended and Restated Development Agreement (Agreement) that addressed issues related to the inclusion of Trademark in the TIF development.

In 2013, the City entered into a Supplemental Agreement to the Amended and Restated Development Agreement with Watters Creek Owner, LLC (WCO) successor to Trademark. In the Supplemental Agreement, the term was extended by five (5) years and the percentage of reimbursement was decreased from 50% to 45% for years 11-12 and from 45% to 40% for years 13 through the end of the term for property tax. Sales tax receipts commencing on January 1, 2016 are reduced to 45% and will be further reduced on January 1, 2018 to 40%. The FY2014 reimbursement was still at the 50% rate pursuant to the Supplemental Agreement.

In January 2015, the TIF No. 1 Board approved the Second Supplemental Agreement that was concerned with additional terms and conditions related to Watters Creek Owner's obligations with respect to the construction and payment for the Montgomery Boulevard extension and the Watters Branch bridge. The Second Supplemental Agreement indicates in Section 2.4 that upon occupancy of Building V, the percentage of reimbursement will be adjusted to 50% for both the property and sales tax.

Building V received a temporary Certificate of Occupancy on March 1, 2016. The reimbursement for sales tax for the months of January and February of 2016 are calculated at 45% in accordance with the supplemental agreements. For all prior months of sales tax the reimbursement percentage is calculated using 50% for the recommended payment in the Spring of 2016.

Attachment 1 reflects the current status of the TIF Fund with proposed deductions for the City's \$15,000 administration cost and the proposed developer reimbursement of \$783,313 to Watters Creek Owner, LLC.

Attachment 2 reflects the proposed developer reimbursement being appropriated between the City and County participation. The County participation is initially restricted to the priority projects such as the ramp reversal and traffic signalization. Therefore, the proposed \$783,313.46 payment to Watters Creek Owner, LLC would be allocated as \$657,994.74 towards parking spaces and \$125,318.72 towards the ramp reversals and traffic signalization.

A proposed payment to the City in the amount of \$15,000.00 is for the City's administrative costs.

## **BUDGETARY IMPACT**

The TIF Fund has adequate funds available for the payments and will result in \$50,000 remaining as a fund balance pursuant to the Amended and Restated Development Agreement.

## **STAFF RECOMMENDATION**

Staff recommends the City Council approve the recommendation of the Tax Increment Financing Reinvestment Zone Number One Board of Directors relating to payments to Watters Creek Owner, LLC, from the TIF Fund in the amount of \$657,994.74 from the City tax increment, \$125,318.72 from the County tax increment, and a payment to the City from the TIF Fund in the amount of \$15,000 for administrative support.

## **MOTION**

*I make a motion to approve the recommendation of the Tax Increment Financing Reinvestment Zone Number One (Garden District) Board of Directors relating to payments to Watters Creek Owner, LLC, from the TIF Fund in the amount of \$657,994.74 from the City tax increment, \$125,318.72 from the County tax increment, and a payment to the City from the TIF Fund in the amount of \$15,000 for administrative support.*

## **ATTACHMENT**

Attachment 1 Revenues and Expenses TIF 1

Attachment 2 Allocation of City and County Reimbursements

TIF1 Board Meeting Minutes

# ATTACHMENT 1

## TIF #1 Watters Creek/Montgomery Farms

April 25, 2016

	FY2008	FY2009	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	YTD FY2016	Project to Date
Beginning Balance	\$ -	\$ 160,430	\$ 114,027	\$ 251,301	\$ 215,005	\$ 279,891	\$ 277,719	\$ 272,969	\$ 277,894	\$ -
<b>REVENUES</b>										
Sales Tax - City Increment	99,942	260,446	294,138	320,230	336,437	364,954	363,826	379,381	149,905	2,569,259
Property Tax - City Increment	41,801	181,213	315,189	319,996	356,638	315,420	293,574	289,246	295,195	2,408,272
Property Tax - County Increment	18,385	79,036	137,718	138,626	154,783	137,131	126,771	125,876	125,319	1,043,643
Project Savings	-	-	-	-	6,679	-	-	-	-	6,679
Investment Earnings	490	1,884	4,340	2,474	1,608	897	1,369	2,177	-	15,239
Total Revenues	<b>160,618</b>	<b>522,579</b>	<b>751,385</b>	<b>781,326</b>	<b>856,145</b>	<b>818,402</b>	<b>785,539</b>	<b>796,680</b>	<b>570,419</b>	<b>6,043,093</b>
<b>EXPENDITURES</b>										
Developers Reimbursements	-	516,714	596,991	767,622	776,219	802,102	775,048	774,844	783,313	5,792,853
Administration Expenses FY08	-	15,000	-	-	-	-	-	-	-	15,000
Administration Expenses	-	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	120,000
Legal Expenses	188	22,268	2,120	-	40	3,472	240	1,913	-	30,241
Drainage Improvement	-	-	-	35,000	-	-	-	-	-	35,000
Total Expenditures	<b>188</b>	<b>568,982</b>	<b>614,111</b>	<b>817,622</b>	<b>791,259</b>	<b>820,574</b>	<b>790,288</b>	<b>791,756</b>	<b>798,313</b>	<b>5,993,093</b>
Revenues Over/(Under) Expenditures	<b>160,430</b>	<b>(46,403)</b>	<b>137,274</b>	<b>(36,296)</b>	<b>64,886</b>	<b>(2,172)</b>	<b>(4,749)</b>	<b>4,923</b>	<b>(227,894)</b>	<b>50,000</b>
Ending Balance	<b>\$ 160,430</b>	<b>\$ 114,027</b>	<b>\$ 251,301</b>	<b>\$ 215,005</b>	<b>\$ 279,891</b>	<b>\$ 277,719</b>	<b>\$ 272,969</b>	<b>\$ 277,894</b>	<b>\$ 50,000</b>	<b>\$ 50,000</b>

\*Sales tax through February 2016; collected in April 2016 tax distribution

## Watters Creek/Montgomery Farms

## Exhibit D

## City Reimbursements - TIF

Date	Description	Parking Spaces	\$ per Space	Due	Balance
1/17/2008	Garage G	199	\$ 11,440.81	\$ 2,276,721.19	\$ 2,276,721.19
4/29/2008	Garage M	408	\$ 11,440.81	\$ 4,667,850.48	\$ 6,944,571.67
9/26/2008	Garage P	803	\$ 11,440.81	\$ 9,186,970.43	\$ 16,131,542.10
<b>Total Parking Space</b>		<b>1410</b>			
9/25/2009		-36.65	\$ 11,440.81	\$ (419,293.00)	\$ 15,712,249.10
4/20/2010		-40.14	\$ 11,440.81	\$ (459,273.00)	\$ 15,252,976.10
6/16/2011		-54.98	\$ 11,440.81	\$ (628,996.02)	\$ 14,623,980.08
5/8/2012		-54.32	\$ 11,440.81	\$ (621,436.30)	\$ 14,002,543.78
5/17/2013		-58.12	\$ 11,440.81	\$ (664,971.22)	\$ 13,337,572.56
5/30/2014		-56.66	\$ 11,440.81	\$ (648,277.41)	\$ 12,689,295.15
4/13/2015		-56.72	\$ 11,440.81	\$ (648,968.10)	\$ 12,040,327.05
<i>Proposed April 2016</i>		-57.51	\$ 11,440.81	\$ (657,994.74)	\$ 11,382,332.31
<b>Parking Space Balance</b>		<b>994.89</b>			

## County Reimbursement - TIF

Priority Projects	Project Cost
Ramp Reversals	\$ 802,052.00
TXDOT Reimbursement	\$ (116,676.56)
Montgomery Blvd and Bridge*	\$ 2,208,701.00
Traffic signalization for Bethany Dr (2 Sets)	\$ 352,454.00
deceleration lanes for Bethany and 75	\$ 340,267.00
Total project costs	\$ 3,586,797.44
9/25/2009	\$ (97,421.00)
4/14/2010	\$ (137,717.77)
6/16/2011	\$ (138,626.47)
5/8/2012	\$ (154,782.59)
5/17/2013	\$ (137,130.55)
5/30/2014	\$ (126,770.50)
4/13/2015	\$ (125,875.62)
<i>Proposed - April 2016</i>	\$ (125,318.72)
Total reimbursements	\$ (1,043,643.22)
<b>Project Balance</b>	<b>\$ 2,543,154.22</b>

\* Project is not completed

**CITY OF ALLEN**  
**TAX INCREMENT FINANCING ZONE NO. 1**  
**BOARD OF DIRECTORS**  
**CALLED MEETING**

**MAY 2, 2016**

**Present:**

Peter Vargas, Chairman  
Bo Bass, Vice-Chairman (absent)  
Van Taylor, Director (absent)  
Debbie Stout, Director  
Chris Hill, Director (absent)  
Eric Cannon, Director (absent)  
Dan Bowman, Director  
Cornell Holmes, Director  
Philip Williams, Director

**City Staff:**

Shelley B. George, City Secretary  
Chris Landrum, Budget Officer

**Call to Order and Announce a Quorum is Present.**

With a quorum of the Board of Directors present, the Called Meeting of the Allen Tax Increment Financing Zone No. 1 Board of Directors was called to order by Chairman Vargas at 8:10 a.m. on Monday, May 2, 2016, in the Third Floor Conference Room of Allen City Hall located at 305 Century Parkway, Allen, Texas.

**1. Approval of Minutes of the May 7, 2015, Meeting.**

**MOTION:** Upon a motion made by Director Stout and a second by Director Williams, the Board of Directors voted five (5) for and none (0) opposed to approve the minutes from the May 7, 2015, meeting. The motion carried.

**2. Consider a Recommendation to the Allen City Council to Approve Payments from the TIF fund pursuant to the Second Supplemental Agreement to the Amended and Restated Development Agreement Relating to the Tax Increment Financing Zone No. 1.**

Mr. Landrum reviewed the current status of the TIF Fund with proposed deductions for City administration costs and the proposed developer reimbursement to Watters Creek Owner, LLC.

Director Holmes provided an update on the status of development at Watters Creek.

**MOTION:** Upon a motion made by Director Williams and a second by Director Stout, the Board of Directors voted five (5) for and none (0) opposed to recommend to the City Council the approval of a payment to Watters Creek Owner, LLC from the TIF Fund in the amount of

**ALLEN TAX INCREMENT FINANCING ZONE NO. 1  
BOARD OF DIRECTORS  
CALLED MEETING  
MAY 2, 2016**

**PAGE 2**

\$657,994.74 from the City tax increment, \$125,318.72 from the County tax increment, and a payment to the City from the TIF Fund in the amount of \$15,000.00 for administrative support. The motion carried.

**Adjournment**

Chairman Vargas adjourned the Called Meeting of the Allen Tax Increment Financing Zone No. 1 Board of Directors at 8:23 a.m. on Monday, May 2, 2016. The motion carried.

These minutes approved on the \_\_\_\_ day of May 2017.

**APPROVED:**

\_\_\_\_\_  
**Peter Vargas, CHAIRMAN**

**ATTEST:**

\_\_\_\_\_  
**Shelley B. George, CITY SECRETARY**

## **CITY COUNCIL AGENDA COMMUNICATION**

**AGENDA DATE:** May 10, 2016

**SUBJECT:** Receive the Investment Report for the Period  
Ending March 31, 2016.

**STAFF RESOURCE:** Eric Cannon, Chief Financial Officer  
Dana Thornhill, Controller

### **BACKGROUND**

Under the Public Funds Investment Act (the Act) the investment officer of an entity must prepare and submit to the governing body a written report of investment transactions for all funds covered by this chapter for the preceding reporting period. The report must be submitted quarterly. The attached report, for the period ending March 31, 2016, meets that requirement of the Act.

The Act requires that the following information be presented in the report: beginning market value, ending market value for the period, book value at the beginning and end of the reporting period, the fund type invested and the maturity date.

The Act also requires that the report be prepared and signed by an authorized investment officer verifying that the information presented is accurate.

The investment report summarizes all investment types and provides a summary of total investments by fund group. Government investments are listed separately and show changes in book and market value during this period. A list of definitions of terms used in the report is also included.

### **STAFF RECOMMENDATION**

This report should be placed on the Council agenda as an information item. No action is necessary.

### **ATTACHMENT**

Investment Report for the Period Ending March 31, 2016  
Certify Investment Report  
Definition of Terms

**CITY OF ALLEN**  
**Investment Report**  
**January 1, 2016 to March 31, 2016**

**Summary of Investments by Type**

Type	Value of all Investments 12/31/15		Value of all Investments 3/31/16	
	Book	Market	Book	Market
Government Agencies	\$ 42,532,384	\$ 42,270,263	\$ 53,625,271	\$ 53,560,360
TexPool	\$ 76,185,344	\$ 76,185,344	82,024,186	82,024,186
Certificates of Deposit	\$ 33,360,001	\$ 33,360,001	33,441,604	33,441,604
Municipal Bonds	\$ 1,946,792	\$ 1,933,948	1,541,239	1,538,016
<b>TOTAL</b>	<b>\$ 154,024,520</b>	<b>\$ 153,749,554</b>	<b>\$ 170,632,300</b>	<b>\$ 170,564,166</b>

**Summary of Total Investment Book Value by Fund Group**

	<u>12/31/15</u>	<u>3/31/16</u>
General Fund	\$ 25,624,445	\$ 43,320,150
Enterprise Funds	32,421,557	26,426,968
Capital Projects Funds	39,592,381	37,110,495
Debt Service Funds	6,159,039	11,616,610
Special Revenue Funds	34,572,536	36,242,927
Internal Service Funds	14,300,930	14,310,010
Trust and Agency Funds	1,353,632	1,605,139
<b>TOTAL</b>	<b>\$ 154,024,520</b>	<b>\$ 170,632,300</b>

Note: Addition differences due to rounding.



City of Allen  
Government Agencies, Commercial Paper, and Certificates of Deposit

Maturity Date	Purchase Date	Type	Broker	CUSIP	Value at 12/31/15		Value at 3/31/16	
					Book	Market	Book	Market
01/11/16	01/09/14	CD	COB	3851-11575564	\$ 3,032,772	\$ 3,032,772	\$ -	\$ -
02/15/16	10/02/12	Muni Bonds	COM	133303ZNO	\$ 50,414	\$ 50,058	\$ -	\$ -
03/01/16	09/20/12	Muni Bonds	COM	779721QL6	\$ 352,747	\$ 350,742	\$ -	\$ -
04/04/16	04/02/14	CD	COB	3851-11575960	\$ 1,009,478	\$ 1,009,478	\$ 1,010,834	\$ 1,010,834
08/15/16	05/21/13	Muni Bonds	COM	7987643P9	\$ 253,663	\$ 252,113	\$ 251,660	\$ 251,240
12/28/16	02/21/14	FHLB	FES	3130ADC65	\$ 999,896	\$ 997,808	\$ 1,001,437	\$ 1,000,872
01/09/17	01/09/14	CD	ANB	9625880	\$ 3,043,890	\$ 3,043,890	\$ 3,049,438	\$ 3,049,438
01/17/17	01/18/13	FFCB	COM	3133ECCY8	\$ 1,002,685	\$ 997,357	\$ 1,001,037	\$ 999,330
01/20/17	01/20/15	CD	TSB	11974	\$ 3,102,773	\$ 3,102,773	\$ 3,109,601	\$ 3,109,601
01/30/17	10/30/14	FFCB	GS	3133EEAE0	\$ 1,002,610	\$ 997,333	\$ 1,000,905	\$ 999,821
02/15/17	10/02/12	Muni Bonds	COM	133303ZP5	\$ 304,703	\$ 303,075	\$ 302,607	\$ 302,436
04/03/17	04/02/14	CD	COB	3851-11575978	\$ 1,524,557	\$ 1,524,557	\$ 1,528,071	\$ 1,528,071
04/09/17	04/09/15	CD	TSB	11999	\$ 2,010,767	\$ 2,010,767	\$ 2,014,466	\$ 2,014,466
07/30/17	07/30/14	CD	ANB	3134G7GW5	\$ 1,517,815	\$ 1,517,815	\$ 1,520,959	\$ 1,520,959
08/09/17	05/09/13	FFCB	FES	3133ECP24	\$ 1,002,487	\$ 993,845	\$ 1,000,711	\$ 997,873
08/14/17	08/13/15	CD	COB	3851-11577974	\$ 2,507,751	\$ 2,507,751	\$ 2,512,805	\$ 2,512,805
09/29/17	02/10/14	FHLMC	GS	3137EADL0	\$ 1,002,250	\$ 997,246	\$ 999,723	\$ 1,003,635
10/09/17	07/08/15	CD	COB	3851-11577560	\$ 2,509,953	\$ 2,509,953	\$ 2,515,132	\$ 2,515,132
10/26/17	10/26/15	FHLB	COM	3130A6LZ8	\$ 1,001,129	\$ 991,053	\$ 1,002,668	\$ 998,038
11/13/17	08/13/15	CD	COB	3851-11578014	\$ 2,508,885	\$ 2,508,885	\$ 2,514,679	\$ 2,514,679
11/28/17	05/28/13	FNMA	CS	3136G1M55	\$ 1,000,418	\$ 997,867	\$ 1,002,388	\$ 997,858
02/15/18	11/18/15	Muni Bonds	COM	463813ZV0	\$ 985,265	\$ 977,960	\$ 988,972	\$ 984,340
02/28/18	02/28/13	FNMA	GS	3135G0UN1	\$ 1,003,113	\$ 997,395	\$ 1,000,219	\$ 1,000,397
03/09/18	11/04/15	FHLB	CS	313378A439	\$ 986,411	\$ 1,003,141	\$ 1,011,900	\$ 1,010,980
03/14/18	01/29/16	FFCB	CS	3133EFSG3	\$ -	\$ -	\$ 1,505,811	\$ 1,507,002
03/29/18	03/29/16	FHLB	CS	3130A7MB8	\$ -	\$ -	\$ 1,500,082	\$ 1,500,345
04/09/18	07/08/15	CD	COB	3851-11577552	\$ 2,512,797	\$ 2,512,797	\$ 2,519,455	\$ 2,519,455
05/11/18	05/11/15	CD	COB	3851-11473455	\$ 3,054,365	\$ 3,054,365	\$ 3,063,335	\$ 3,063,335
05/25/18	05/29/13	FHLB-called	CS	313383J8	\$ 1,008,913	\$ 998,587	\$ -	\$ -
05/29/18	05/29/13	FNMA	COM	3136G1LV9	\$ 1,010,189	\$ 1,000,690	\$ 1,012,113	\$ 1,001,056
06/06/18	08/07/15	FNMA	COM	3136G06F3	\$ 999,666	\$ 989,235	\$ 1,002,408	\$ 997,737
08/15/18	09/15/15	FHLMC-called	GS	3134G7TS0	\$ 1,000,504	\$ 997,630	\$ -	\$ -
06/29/18	07/01/15	FHLB	CS	3130A5RE1	\$ 999,990	\$ 1,000,602	\$ 1,002,878	\$ 1,001,243
07/26/18	07/26/13	FHLB	FES	313383SG7	\$ 1,006,731	\$ 1,003,075	\$ 1,002,421	\$ 1,003,364
07/27/18	07/27/15	FHLMC-called	GS	3134G7GW5	\$ 1,005,269	\$ 1,000,253	\$ -	\$ -
07/27/18	11/04/15	FHLMC	CS	3134G73Q2	\$ 1,000,768	\$ 991,025	\$ 1,000,753	\$ 1,000,092
08/13/18	08/13/15	CD	COB	3851-11578008	\$ 5,024,197	\$ 5,024,197	\$ 5,039,978	\$ 5,039,978
08/27/18	08/27/15	FHLMC	WF	3134G7UM1	\$ 1,004,231	\$ 995,695	\$ 1,001,156	\$ 1,000,494
09/21/18	09/21/15	FFCB	CS	3133EFD1	\$ 2,006,679	\$ 2,000,408	\$ 2,000,490	\$ 2,005,474
09/24/18	09/24/15	FHLMC	GS	3134G7UK5	\$ 1,003,452	\$ 1,001,269	\$ 1,000,154	\$ 1,002,764
10/26/18	10/29/15	FNMA	CS	3136G2RD1	\$ 1,001,731	\$ 992,790	\$ 1,004,244	\$ 1,001,618
10/29/18	10/29/15	FFCB	CS	3133EFLY1	\$ 1,001,578	\$ 988,731	\$ 1,003,869	\$ 997,957
10/29/18	10/29/15	FNMA	WF	3136G2P92	\$ 1,003,801	\$ 984,486	\$ 1,006,342	\$ 1,000,270
11/02/18	11/02/15	FFCB	COM	3133EFMA2	\$ 1,001,647	\$ 989,295	\$ 1,004,160	\$ 1,000,960
11/27/18	05/27/15	FHLMC-called	CS	3134G6ZP1	\$ 2,002,342	\$ 2,002,386	\$ -	\$ -
01/11/19	01/11/16	CD	COB	3851-11575564	\$ -	\$ -	\$ 3,042,851	\$ 3,042,851
02/22/19	02/22/16	FFCB	CS	3133EFSY0	\$ -	\$ -	\$ 1,001,228	\$ 1,001,266
02/27/19	01/29/16	FNMA	CS	3136FTP37	\$ -	\$ -	\$ 1,018,601	\$ 1,020,449
03/29/19	03/29/16	FFCB	CS	3133EFV38	\$ -	\$ -	\$ 2,000,137	\$ 2,000,096
03/29/19	03/29/16	FHLMC	WF	3134G8TV1	\$ -	\$ -	\$ 1,000,067	\$ 1,000,476
04/02/19	01/29/16	FFCB	CS	3133ECKP8	\$ -	\$ -	\$ 1,005,247	\$ 1,002,420
04/15/19	03/24/16	FHLMC	COM	3137EADZ9	\$ -	\$ -	\$ 1,000,309	\$ 1,003,926
04/22/19	04/22/15	FFCB	COM	3133EEZA1	\$ 1,002,690	\$ 998,033	\$ 1,008,336	\$ 1,000,246
04/22/19	04/22/15	FFCB	CS	3133EEZA1	\$ 1,002,690	\$ 998,033	\$ 1,008,336	\$ 1,000,246
05/20/19	05/20/15	FNMA-called	AAM	3136G2J40	\$ 1,001,076	\$ 1,001,226	\$ -	\$ -
05/24/19	05/29/15	FNMA	GS	3136G2JV0	\$ 2,002,829	\$ 2,002,522	\$ 2,010,220	\$ 2,002,594
06/14/19	02/01/16	FHLB	COM	31337REE5	\$ -	\$ -	\$ 2,041,929	\$ 2,039,766
08/01/19	11/04/15	FHLMC	CS	3137EADK2	\$ 1,500,987	\$ 1,483,317	\$ 1,496,553	\$ 1,512,173
08/26/19	02/26/16	FNMA	CS	3136G2YB7	\$ -	\$ -	\$ 1,001,266	\$ 1,000,481
08/26/19	02/26/16	FNMA	WF	3136G2YB7	\$ -	\$ -	\$ 1,001,266	\$ 1,000,481
09/09/19	09/11/15	FFCB	WF	3133EFCG0	\$ 1,004,761	\$ 1,002,030	\$ 1,000,835	\$ 1,003,987
09/25/19	10/14/15	FHLB	CS	3130A6GD3	\$ 1,515,159	\$ 1,484,448	\$ 1,508,844	\$ 1,506,104
10/15/19	10/15/15	FNMA	CS	3136G2NA1	\$ 1,003,121	\$ 999,160	\$ 1,008,817	\$ 1,000,228
10/22/19	10/22/15	FFCB	COM	3133EFLA3	\$ 1,002,343	\$ 985,518	\$ 1,005,398	\$ 1,003,408
11/25/19	11/25/15	FNMA	CS	3136G2SU2	\$ 926,368	\$ 917,101	\$ 929,786	\$ 927,001
02/03/20	02/03/16	FFCB	CS	3133EFXM4	\$ -	\$ -	\$ 1,503,621	\$ 1,503,684
02/24/20	02/24/16	FFCB	COM	3133EFZT7	\$ -	\$ -	\$ 1,000,000	\$ 998,831
03/02/20	09/02/15	FFCB-called	WF	3133EFBV8	\$ 1,507,811	\$ 1,495,818	\$ -	\$ -
03/30/20	03/30/16	FFCB	COM	3133EFV20	\$ -	\$ -	\$ 1,000,000	\$ 1,000,099
03/30/20	03/30/16	FFCB	WF	3133EFV20	\$ -	\$ -	\$ 1,000,000	\$ 1,000,099
03/27/20	05/27/15	FNMA	WF	3136G2JX6	\$ 1,001,499	\$ 1,002,381	\$ 1,005,809	\$ 1,001,870
11/09/20	11/09/15	FFCB	CS	3133EFNM5	\$ 1,002,562	\$ 991,476	\$ 1,006,995	\$ 1,001,250
					\$ 77,839,177	\$ 77,564,211	\$ 68,608,114	\$ 68,538,960

Agencies	\$ 42,532,384	\$ 42,270,263	\$ 53,625,271	\$ 53,560,360
Municipal Bonds	\$ 1,946,792	\$ 1,933,948	\$ 1,541,239	\$ 1,538,016
Certificates of Deposit	\$ 33,360,001	\$ 33,360,001	\$ 33,441,604	\$ 33,441,604

ANB	American National Bank	FP	First Public
BC	Benchmark Securities	GS	Glford Securities
BOA	Bank of America	LB	Legacy Bank
CB	Cahay Bank	SWS	Southwest Securities
CS	Coastal Securities	TSB	Texa Security Bank
COB	Comerica Bank	VP	View Point Bank
COM	Comerica Securities	WF	Wells Fargo
FES	First Empire Securities	ZB	Zions Nat Bank

Note: Addition differences due to rounding.

CITY OF ALLEN

Quarterly Investment Report

January 1, 2016 through March 31, 2016

We certify that the information presented in the attached quarterly investment report for the period ending March 31, 2016 is correct to the best of our knowledge. We further certify that the investments are in compliance with (a) the investment strategy contained in the City's investment policy and (b) the relevant provisions in the Public Funds Investment Act.

(signature on executed copy)  
Eric Cannon, Chief Financial Officer

(signature on executed copy)  
Joanne Stoehr, Assistant Chief Financial Officer

(signature on executed copy)  
Dana Thornhill, Controller

(signature on executed copy)  
Tru Nguyen, Senior Accountant II

## DEFINITION OF TERMS

**Treasury Bill** - A short-term, non-interest-bearing promissory note sold to investors at a discount by the U.S. government to finance its debt.

**Treasury Bond Strip** - Treasury bond which has been stripped of its coupons. It pays interest only at maturity.

**Federal Agricultural Mortgage** (Farmer Mac) – Created by Congress to improve the availability of mortgage credit to America's farmers, ranchers and rural homeowners, businesses and communities.

**Federal Home Loan Mortgage** (Freddie Mac) - A shareholder owned government sponsored enterprise established by Congress to provide a continuous flow of funds to mortgage lenders through the purchase of mortgage loans. To finance its mortgage purchase activities, Freddie Mac offers and sells its securities to investors directly and through selected dealers, underwriters and underwriting syndicates.

**Federal National Mortgage Assoc.** (Fannie Mae) - A shareholder owned corporation that is now regulated by an office within the Department of Housing and Urban Development. Fannie Mae purchases residential mortgage loans from primary lenders, thereby replenishing those institutions' supply of mortgage funds. To finance its loan purchases, Fannie Mae issues securities which are sold through select dealers and dealer banks.

**Federal Home Loan Bank** - Is comprised of the 12 Federal Home Loan Banks and the Office of Finance under the supervision of the Federal Housing Finance Board, an independent agency in the executive branch of the U.S. Government. The primary function of the Bank System is to serve the public with the purpose of enhancing the availability of residential mortgage credit by providing a readily available, low cost source of funds to its member institutions.

**Farm Credit** - Is a nationwide system of lending institutions which provides credit and related services to farmers, ranchers, producers and harvesters of aquatic products, rural homeowners, certain farm-related businesses, agricultural and aquatic cooperatives, rural utilities and to certain foreign or domestic entities in connection with international transactions.

**Purchase Price** - The amount paid for an investment.

**Par Amount** - The face value of an investment or the amount that will be paid if the investment is held to maturity.

**Book Value** - The purchase price of an investment plus interest which has accrued to a certain point in time.

**Market Value** - The face or par value of an investment multiplied by the premium or discount quoted on the valuation date.

## CITY COUNCIL AGENDA COMMUNICATION

**AGENDA DATE:**

May 10, 2016

**SUBJECT:**

Receive the Unaudited Financial Report for the Period Ending March 31, 2016

**STAFF RESOURCE:**

Eric Cannon, Chief Financial Officer  
Chris Landrum, Budget Manager  
Casey Bennett, Financial Analyst

**BACKGROUND**

Financial reports are prepared each quarter for the General Fund, Water and Sewer Fund and other funds for which annual budgets are prepared.

Attached are copies of the unaudited reports for the period ending March 31, 2016. Total revenues were \$108,579,647 (57.8%) and total expenditures were \$76,116,076 (38.2%). This report includes the second quarter for FY2016. Prior year FY2015 actual amounts have been provided for comparison purposes.

**ATTACHMENT**

Memorandum for the Financial Reports for Period Ending March 31, 2016  
Unaudited Financial Reports for the Period Ending March 31, 2016



# MEMO

**TO:** Honorable Mayor Stephen Terrell  
Allen City Council  
Peter H. Vargas, City Manager  
Department Heads

**FROM:** Eric Cannon, Chief Financial Officer  
Chris Landrum, Budget Manager  
Casey Bennett, Financial Analyst

**SUBJECT:** FY2016 – 2<sup>nd</sup> Quarter Financial Report

**DATE:** May 10, 2016

Attached is the report of revenues collected and expenditures spent for the second quarter of Fiscal Year 2016. This activity has taken place between January 1, 2016 and March 31, 2016.

## GENERAL FUND

- Revenues collected for the 2<sup>nd</sup> Quarter are just shy of \$62 Million, which is \$5 Million more than the 2<sup>nd</sup> Quarter of FY2015. Revenue increases are due in large part to an increase of over \$4.6 Million in Ad Valorem property taxes collected and a \$376 thousand increase in Reimbursement revenues.
- Fines collected are primarily generated by citations issued by the Police Department.
- Expenditures in the Service Center are down, primarily due to the low commodity price of fuel versus last year. After 6 months, there has been a considerable savings to this line item, which accounts for nearly 80% of the total budget of this business unit.
- Expenditures from the Internal Services Fund increased by just under \$1 Million versus the same period in FY2015. Amounts that were held in fund balance for the purpose of maintaining aging facilities were transferred to the newly created Facility Maintenance Fund.

## DEBT SERVICE FUND

- The total budgeted revenue decrease is approximately \$600 thousand. Principal payments are expected to be made in August and September. Interest payments are made during Q2 and Q4.

## HOTEL OCCUPANCY FUND

- Hotel Occupancy Tax Grant recipients are paid once requests are submitted, therefore making this category difficult to compare from year to year. Recipients must request funds prior to the end of the fiscal year.

## **TAX INCREMENT FINANCING (TIF) FUND**

- Economic Grant Expenses are typically paid after April 1<sup>st</sup> of each fiscal year. These expenses are anticipated in May 2016.

## **GRANT FUND**

- Expenses in the Grant Fund for the Planning Department will be affected this year due to the discontinuation of services provided by Texoma Area Paratransit Services (TAPS). TAPS received payment for one month worth of service prior to the termination of our agreement in November 2015.

## **REPLACEMENT FUND**

- Revenues in the replacement fund are generated by transfers from the General Fund and Enterprise Funds (excluding the Golf Course). Revenue figures are re-calculated on an annual basis for accuracy based on the remaining useful life of current assets.
- Expenditures for the various departments are being purchased on schedule.

## **FACILITY MAINTENANCE FUND**

- This fund was created to account for the maintenance of aging facilities throughout the City. It became operational in January 2016.

## **RISK FUND**

- Actual revenues collected in the Risk fund have decreased by approximately \$100 thousand. The City of Allen now has a 3<sup>rd</sup> party pay the stop-loss overages directly versus the City paying the overages and being reimbursed.
- Premiums in the Property & Liability Insurance and Worker's Comp categories are typically paid at the beginning of the fiscal year, lasting for the duration of the year.
- Worker's Comp has an element of paying claim costs throughout the year until the deductible is met.

## **WATER & SEWER FUND**

- Connections revenue is on target with budgeted figures. Previous year Connections outpaced anticipated revenues.
- Service charges are up as there has been a large amount of penalties collected from residents who are late with their payments, as well as inspection fees collected from developers.
- 2<sup>nd</sup> Quarter losses are anticipated as less water is sold during the Fall and Winter months. These anticipated losses will be made up during the Spring and Summer months.
- Capital expenses are generally large one-time purchases and are dependent on timing of purchase.

## **SOLID WASTE FUND**

- Commercial Garbage revenues are typically collected two months after service. Only four months of collections have taken place in the 2<sup>nd</sup> Quarter of FY2016. Recycling Revenues are collected with large portions received on a quarterly basis. FY2015 revenues include a payment delayed from the 1<sup>st</sup> Quarter.
- Supplies were purchased slowly in FY2015, however have been purchased on-schedule during FY2016.

## **DRAINAGE FUND**

- Inspection Fee revenues are collected as new developments are being built throughout the City. These fees primarily correspond with recent developments at Montgomery Ridge - Phase 2, Malone Meadows and Glendover Gardens.
- Major expenses in the Maintenance category include infrastructure repairs. During the first half of FY2016 a sinkhole developed in the City's Right-of-Way.

## **GOLF COURSE FUND**

- Class Fees at the Golf Course have been the highlight of the fiscal year. New contracts working directly with the Golf Instructors have led to increased revenues.
- Professional Service expenditures have also increased, which correspond directly to the amount of revenue that is generated by the Golf Instructors.
- The Maintenance category has experienced some higher than normal spending as a rainstorm from November 2015 caused significant damage to the Golf Course. As a result, two greens were completely washed away and the staff has had to create temporary greens for the players to use until new greens can be established this summer.

## **ECONOMIC DEVELOPMENT CORPORATION**

- Sales Tax revenues are received two months behind the actual month incurred. Actuals collected only account for purchases made through January 2016.
- Economic Grant Expenses are only paid out for those entities that are meeting the stipulations of their agreements. The total \$6.5 Million represents all possible economic grants.

## **COMMUNITY DEVELOPMENT CORPORATION**

- Sales Tax revenues are received two months behind the actual month incurred. Actuals collected only account for purchases made through January 2016.
- The largest portions of expenditures in this fund are related to CIP projects and one time purchases for park development.

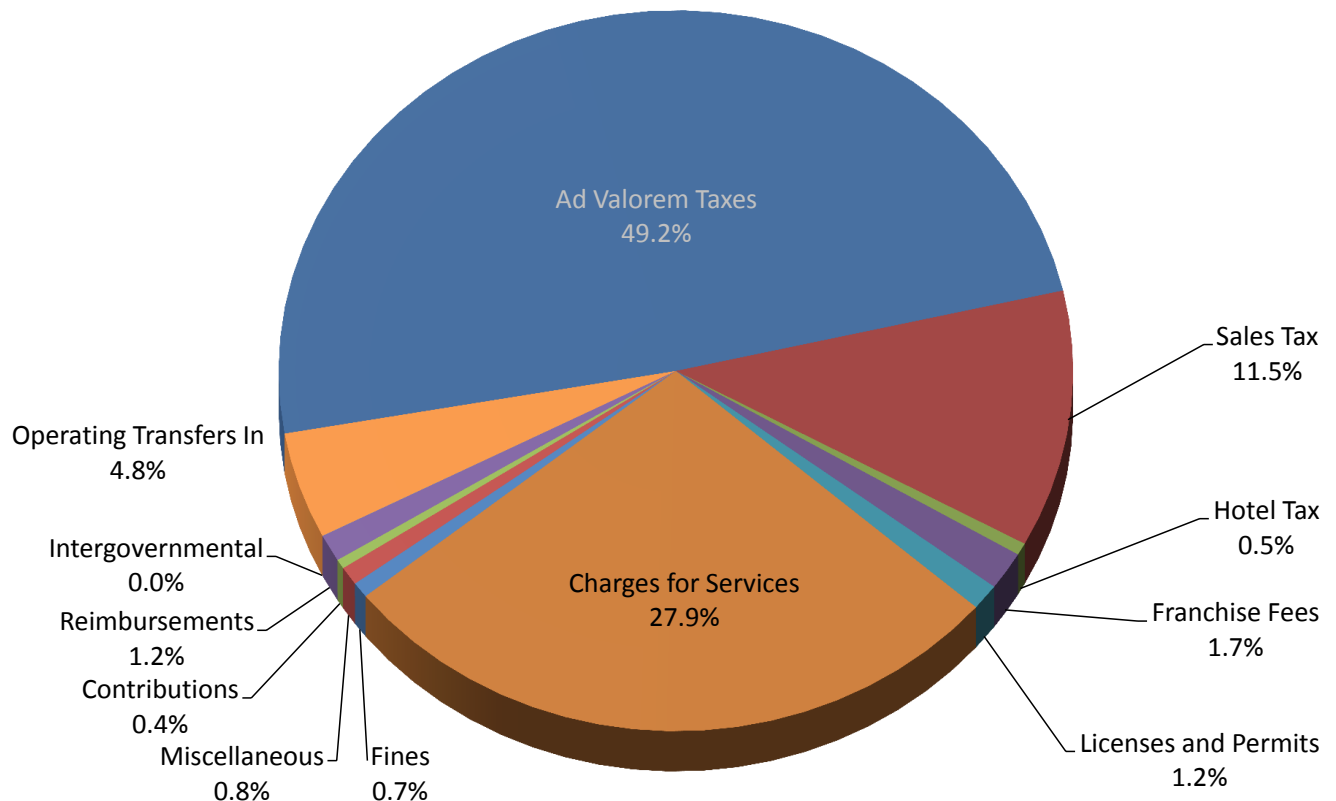
**CITY OF ALLEN**  
**FINANCIAL REPORT**  
**For the Period Ending**  
**March 31, 2016**  
(Unaudited)



**CITY OF ALLEN**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**FOR FISCAL YEAR 2015-2016**  
**2ND QUARTER FINANCIAL REPORT**

				Enterprise Funds			
	General Fund	Debt Service	TIF Fund	Water & Sewer	Solid Waste	Drainage Utility	Golf Course
<b>REVENUES</b>							
Ad Valorem Taxes	40,948,943	12,466,454	-	-	-	-	-
Sales Tax	6,177,797	-	130,951	-	-	-	-
Hotel Tax	-	-	-	-	-	-	-
Franchise Fees	1,863,020	-	-	-	-	-	-
Licenses and Permits	1,259,971	-	-	-	-	-	-
Charges for Services	6,127,056	-	-	12,828,113	3,252,388	771,749	1,050,885
Fines	759,884	-	-	-	-	-	-
Miscellaneous	375,307	27,604	5,275	37,355	43,848	2,364	49,739
Contributions	461,010	-	-	-	-	-	-
Reimbursements	1,127,991	-	-	79,860	-	1,163	16,668
Intergovernmental	5,913	-	-	-	-	-	-
Operating Transfers In	2,768,552	250,000	-	771,210	-	-	226,000
TOTAL REVENUES	61,875,445	12,744,058	136,226	13,716,537	3,296,236	775,275	1,343,292
<b>EXPENDITURES</b>							
Salaries	17,995,482	-	-	1,430,691	180,061	160,047	458,180
Benefits	7,240,015	-	-	727,243	69,408	93,037	220,316
Operating Costs	5,820,937	-	-	11,365,591	1,317,131	42,642	174,616
Supplies	671,504	-	-	82,055	16,226	6,849	52,045
Maintenance	716,066	-	-	149,532	1,603	94,910	39,298
Professional Services	3,579,259	-	30,000	240,583	1,171,255	62,846	349,527
Debt Service	-	1,834,460	-	100,538	-	-	-
Other Financing Uses	1,372,302	-	-	4,220,682	859,737	199,188	-
Capital	182,674	-	-	507,053	-	134,735	-
Depreciation	-	-	-	-	-	-	-
TOTAL EXPENDITURES	37,578,238	1,834,460	30,000	18,823,967	3,615,421	794,255	1,293,982

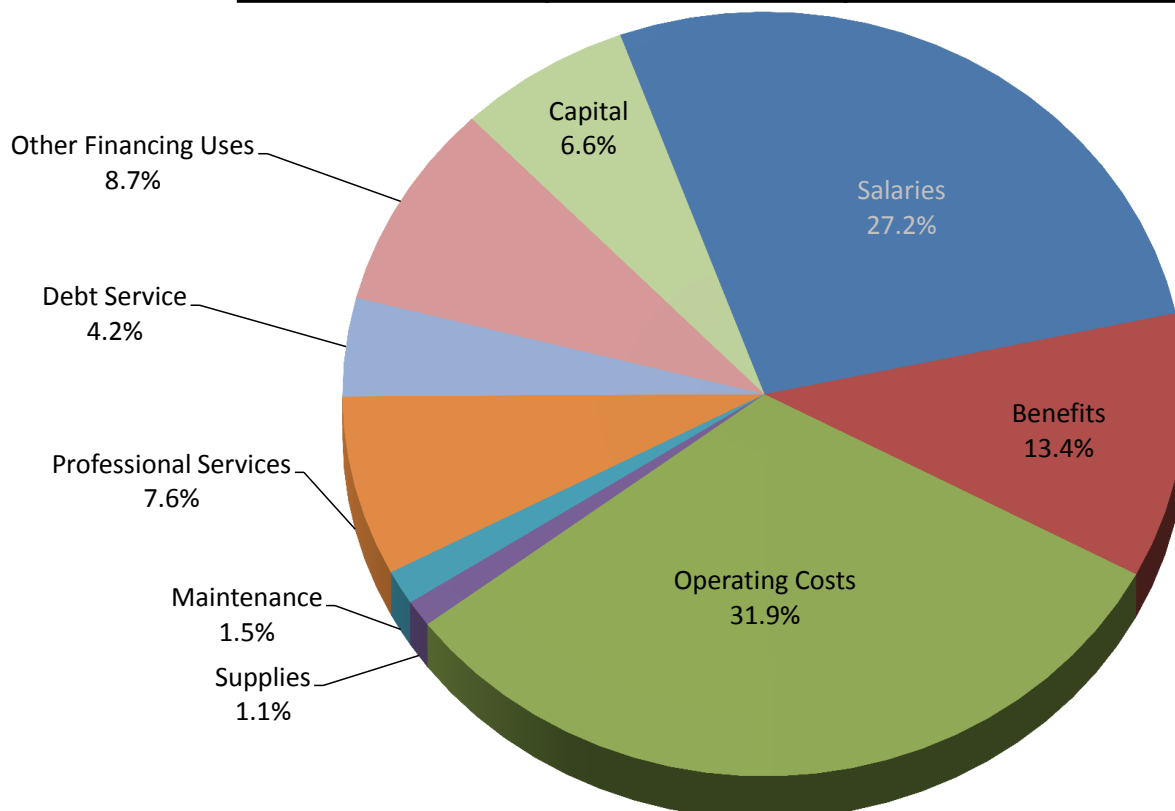
**Breakdown of Q2 Revenue Actuals by Character - All Funds**



**CITY OF ALLEN**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**FOR FISCAL YEAR 2015-2016**  
**2ND QUARTER FINANCIAL REPORT**

Special Revenue			Internal Service Funds			Component Units		YTD	Total	
Asset Forfeiture	Hotel Occup. Tax	Grant Fund	Replacement Fund	Facility Maintenance	Risk Management	Economic Development	Community Development	FY2016 Actual	FY2016 Budget	Percent of Budget
-	-	-	-	-	-	-	-	53,415,397	54,370,483	98.2%
-	-	-	-	-	-	3,106,900	3,106,900	12,522,548	37,668,010	33.2%
-	593,127	-	-	-	-	-	-	593,127	1,788,243	33.2%
-	-	-	-	-	-	-	-	1,863,020	7,439,910	25.0%
-	-	-	-	-	-	-	-	1,259,971	1,952,700	64.5%
-	-	-	1,233,071	-	5,015,264	-	-	30,278,526	71,592,408	42.3%
-	-	-	-	-	-	-	-	759,884	1,868,382	40.7%
52,680	10,280	145,174	32,034	-	16,102	75,170	31,288	904,220	2,339,315	38.7%
-	-	-	-	-	-	-	-	461,010	617,306	74.7%
-	-	-	16,400	-	83,562	23	-	1,325,665	1,681,887	78.8%
-	-	-	-	-	-	-	-	5,913	138,069	4.3%
-	-	-	-	914,805	259,798	-	-	5,190,365	6,344,012	81.8%
52,680	603,407	145,174	1,281,505	914,805	5,374,725	3,182,093	3,138,188	108,579,647	187,800,725	57.8%
-	79,845	48,071	-	-	109,307	204,813	-	20,666,496	46,969,267	44.0%
-	32,780	23,252	-	-	41,160	81,150	-	8,528,363	18,025,748	47.3%
-	257,295	25,759	-	-	4,641,272	252,201	400,358	24,297,802	67,643,042	35.9%
-	1,978	-	12,388	-	128	6,380	-	849,552	2,624,048	32.4%
-	-	-	-	36,526	-	-	70,751	1,108,687	3,718,731	29.8%
8,883	32,559	113,319	39,938	66,998	46,416	41,665	8,526	5,791,775	13,378,931	43.3%
-	-	-	-	-	-	347,313	880,228	3,162,538	18,525,506	17.1%
-	-	-	-	-	-	-	-	6,651,909	7,888,363	84.3%
-	26,019	-	1,898,107	-	-	-	2,310,369	5,058,956	20,484,443	24.7%
-	-	-	-	-	-	-	-	-	126,187	0.0%
8,883	430,476	210,401	1,950,433	103,524	4,838,283	933,522	3,670,231	76,116,076	199,384,266	38.2%

**Breakdown of Q2 Expenditure Actuals by Character - All Funds**



**CITY OF ALLEN**  
**General Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Revenue Source						
Property Taxes	\$ 41,239,370	\$ 17,778,463	\$ 40,948,943	99.3%	\$ 36,320,776	99.8%
Sales Tax	18,552,221	4,855,989	6,177,797	33.3%	5,961,395	33.2%
Franchise Fees	7,439,910	1,791,021	1,863,020	25.0%	1,920,595	26.6%
Licenses & Permits	1,952,700	584,649	1,259,971	64.5%	1,488,502	60.4%
Charges for Services	11,275,767	3,172,492	6,127,056	54.3%	5,859,534	53.2%
Fines	1,868,382	411,007	759,884	40.7%	894,985	49.0%
Miscellaneous	729,060	221,307	375,307	51.5%	283,879	43.5%
Contributions	600,306	458,257	461,010	76.8%	437,264	71.4%
Reimbursements	1,257,087	906,968	1,127,991	89.7%	751,125	65.8%
Intergovernmental	11,826	-	5,913	50.0%	5,913	50.0%
Transfers In	4,556,699	2,503,403	2,768,552	60.8%	2,802,752	52.4%
<b>TOTAL Revenue</b>	<b>\$ 89,483,328</b>	<b>\$ 32,683,555</b>	<b>\$ 61,875,445</b>	<b>69.1%</b>	<b>\$ 56,726,720</b>	<b>67.0%</b>

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Function - Department						
<i>General Government</i>						
City Administration	\$ 842,427	\$ 187,368	\$ 381,470	45.3%	\$ 372,621	45.7%
City Secretary	436,038	107,060	197,878	45.4%	180,626	43.5%
Public & Media Relations	789,248	150,859	304,307	38.6%	335,230	38.4%
Information Technology	3,817,064	729,046	1,698,089	44.5%	1,642,413	42.8%
Human Resources	817,354	160,961	296,624	36.3%	269,636	38.1%
Internal Services	13,143,501	3,685,639	5,361,971	40.8%	4,385,508	29.7%
Finance	2,070,305	492,753	936,370	45.2%	891,874	46.2%
Municipal Court	810,954	156,067	277,546	34.2%	357,589	44.1%
Building Maintenance	1,081,507	276,987	488,275	45.1%	433,370	43.0%
Service Center	803,580	113,045	194,938	24.3%	246,247	36.1%
<i>Public Safety</i>						
Fire	14,107,430	3,187,813	6,358,216	45.1%	6,181,239	46.4%
Police	18,482,418	4,296,050	8,735,787	47.3%	8,150,217	46.7%
<i>Public Works</i>						
Community Services Admin	452,995	96,080	206,577	45.6%	198,056	45.8%
Streets	1,110,776	202,451	396,170	35.7%	409,360	37.1%
Engineering	2,611,348	364,754	777,947	29.8%	759,357	30.8%
<i>Culture &amp; Recreation</i>						
Library	2,809,394	651,041	1,208,720	43.0%	1,220,092	46.8%
Parks & Recreation	11,924,262	2,148,403	4,261,894	35.7%	4,268,780	39.1%
Event Center	8,634,543	2,143,662	4,389,784	50.8%	4,240,015	50.4%
<i>Community Development</i>						
Community Development	2,565,586	544,292	1,105,676	43.1%	1,006,065	44.1%
<b>TOTAL Expenditures</b>	<b>\$ 87,310,730</b>	<b>\$ 19,694,332</b>	<b>\$ 37,578,238</b>	<b>43.0%</b>	<b>\$ 35,548,295</b>	<b>41.9%</b>

Revenues Over (Under) Expenditures    \$ 24,297,207

\$ 21,178,425

**CITY OF ALLEN**  
**Debt Service Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
***With Comparative Information from Prior Fiscal Year***

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Property Taxes	\$ 12,567,803	\$ 5,410,380	\$ 12,466,454	99.2%	\$ 12,904,439	99.8%
Interest Earnings	36,500	14,484	27,604	75.6%	8,714	23.9%
Other Financing Sources	250,000	250,000	250,000	100.0%	500,000	77.7%
<b>TOTAL Revenues</b>	<b>\$ 12,854,303</b>	<b>\$ 5,674,864</b>	<b>\$ 12,744,058</b>	<b>99.1%</b>	<b>\$ 13,413,153</b>	<b>32.2%</b>

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Principal	\$ 9,135,000	\$ -	\$ -		\$ -	
Interest & Fees	3,666,457	1,833,210	1,833,210	50.0%	2,000,064	54.8%
Misc Debt Service Expenses	9,750	500	1,250	12.8%	1,250	13.9%
<b>TOTAL Expenditures</b>	<b>\$ 12,811,207</b>	<b>\$ 1,833,710</b>	<b>\$ 1,834,460</b>	<b>14.3%</b>	<b>\$ 2,001,314</b>	<b>15.4%</b>

Revenues Over (Under) Expenditures      \$ 10,909,597                      \$ 11,411,839

**CITY OF ALLEN**  
**Hotel Occupancy Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	<b>Original FY2016 Budget</b>	<b>2nd Quarter FY2016 Actual</b>	<b>YTD Actual as of 3/31/16</b>	<b>Percent of Budget</b>	<b>2nd Quarter FY2015 Actual</b>	<b>Percent of Budget</b>
Hotel Occupancy Tax	\$ 1,788,243	\$ 351,135	\$ 593,127	33.2%	\$ 577,156	36.8%
Interest on Investments	17,000	4,974	10,280	60.5%	6,794	40.0%
<b>TOTAL Revenues</b>	<b>\$ 1,805,243</b>	<b>\$ 356,110</b>	<b>\$ 603,407</b>	<b>33.4%</b>	<b>\$ 583,950</b>	<b>36.9%</b>

<b>EXPENDITURES</b>	<b>Original FY2016 Budget</b>	<b>2nd Quarter FY2016 Actual</b>	<b>YTD Actual as of 3/31/16</b>	<b>Percent of Budget</b>	<b>2nd Quarter FY2015 Actual</b>	<b>Percent of Budget</b>
<i>Org - Character</i>						
<i>Hotel Tax Admin</i>						
Hotel Tax Grants*	\$ 388,300	\$ 60,105	\$ 225,198	58.0%	\$ 272,632	69.9%
Advertising	270	-	-		-	
Professional Services	2,000	348	348	17.4%	-	
Other Financing Sources	-	-	-		25,000	100.0%
<i>Convention/Visitor Bureau</i>						
Salaries	209,668	41,851	79,845	38.1%	84,572	46.4%
Benefits	76,099	17,806	32,780	43.1%	35,547	48.3%
Operating Costs	302,158	23,848	32,097	10.6%	87,499	35.8%
Supplies	3,945	1,790	1,978	50.1%	475	19.0%
Professional Services	286,060	27,891	32,211	11.3%	182,370	57.6%
Capital	28,000	26,019	26,019	92.9%	-	
<b>TOTAL Expenditures</b>	<b>\$ 1,296,500</b>	<b>\$ 199,657</b>	<b>\$ 430,476</b>	<b>33.2%</b>	<b>\$ 688,095</b>	<b>55.6%</b>

Revenues Over (Under) Expenditures      \$    172,931                      \$    (104,145)

<b>HOTEL TAX GRANTS*</b>	<b>Original FY2016 Budget</b>	<b>2nd Quarter FY2016 Actual</b>	<b>YTD Actual as of 3/31/16</b>	<b>Percent of Budget</b>	<b>2nd Quarter FY2015 Actual</b>	<b>Percent of Budget</b>
<i>Grant Organizations</i>						
Allen-Fairview Chamber	\$ 1,600	\$ -	\$ -		\$ 1,599	50.0%
Allen Arts Alliance	4,000	-	-		-	
Allen Civic Ballet	10,000	10,000	10,000	100.0%	10,000	100.0%
Allen Heritage Guild	2,500	-	-		-	
Allen Philharmonic Orchestra	30,000	4,105	5,615	18.7%	13,301	44.3%
Allen's Community Theatre	2,200	-	-		-	
City of Allen - Parks & Recreation	95,000	11,000	14,500	15.3%	43,340	45.6%
City of Allen - Event Center	235,000	35,000	195,083	83.0%	201,393	85.7%
Connemara Conservancy	3,000	-	-		3,000	100.0%
Friends of the Library	5,000	-	-		-	
<b>TOTAL Grant Amounts</b>	<b>\$ 388,300</b>	<b>\$ 60,105</b>	<b>\$ 225,198</b>	<b>58.0%</b>	<b>\$ 272,632</b>	<b>69.9%</b>

**CITY OF ALLEN**  
**Asset Forfeiture Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
***With Comparative Information from Prior Fiscal Year***

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
State Forfeiture	\$ 40,000	\$ 7,856	\$ 28,498	71.2%	\$ 25,804	39.7%
Federal Forfeiture	175,000	3,292	23,617	13.5%	182,211	72.9%
Miscellaneous	-	-	(10)		-	
Auction Revenue	-	-	-		2,499	100.0%
Interest on Investments	550	351	576	104.7%	219	62.6%
<b>TOTAL Revenues</b>	<b>\$ 215,550</b>	<b>\$ 11,498</b>	<b>\$ 52,680</b>	<b>24.4%</b>	<b>\$ 210,733</b>	<b>66.8%</b>

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Supplies	\$ 110,785	\$ -	\$ -		\$ -	
Professional Services	-	3,896	8,883		6,829	19%
<b>TOTAL Expenditures</b>	<b>\$ 110,785</b>	<b>\$ 3,896</b>	<b>\$ 8,883</b>	<b>8.0%</b>	<b>\$ 6,829</b>	<b>2.0%</b>

Revenues Over (Under) Expenditures      \$      43,797                      \$      203,904

**CITY OF ALLEN**  
**Tax Increment Financing (TIF) Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	Original	2nd Quarter	YTD Actual		2nd Quarter	
<i>Org - Object</i>	FY2016	FY2016	as of	Percent of	FY2015	Percent of
	Budget	Actual	3/31/16	Budget	Actual	Budget
<i>TIF#1 - Montgomery Farms</i>						
Property Taxes	\$ 290,091	\$ -	\$ -		\$ -	
Sales Tax	400,171	104,845	130,951	32.7%	108,129	27.2%
Intergovernmental	126,243	-	-		-	
<i>TIF#2 - Central Business District</i>						
Property Taxes	273,219	-	-		-	
Sales Tax	62,486	-	-		-	
<i>Non-Operating Revenues</i>						
Interest on Investments	8,200	2,526	5,275	64.3%	3,329	40.6%
<b>TOTAL Revenues</b>	<b>\$ 1,160,410</b>	<b>\$ 107,371</b>	<b>\$ 136,226</b>	<b>11.7%</b>	<b>\$ 111,458</b>	<b>9.8%</b>

<b>EXPENDITURES</b>	Original	2nd Quarter	YTD Actual		2nd Quarter	
<i>Org - Object</i>	Budget	Actual	3/31/16	Budget	Actual	Budget
<i>TIF#1 - Montgomery Farms</i>						
Economic Grant Expenses	\$ 800,250	\$ -	\$ -		\$ -	
Professional Services	17,000	15,000	15,000	88.2%	15,000	88.2%
<i>TIF#2 - Central Business District</i>						
Professional Services	17,000	15,000	15,000	88.2%	15,000	88.2%
<b>TOTAL Expenditures</b>	<b>\$ 834,250</b>	<b>\$ 30,000</b>	<b>\$ 30,000</b>	<b>3.6%</b>	<b>\$ 30,000</b>	<b>3.7%</b>

Revenues Over (Under) Expenditures      \$    106,226                      \$    81,458

**CITY OF ALLEN**  
**Grant Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Org - Object</i>						
<i>Grant Revenue</i>						
CDBG	\$ 393,250	\$ 37,199	\$ 37,199	9.5%	\$ -	
Police	122,556	34,561	34,561	28.2%	18,363	15.2%
Parks	-	0	0		2,904	1.6%
Library	56,525	35,462	37,391	66.1%	14,806	29.3%
Fire	785	849	849	108.1%	785	50.2%
Planning	204,200	34,313	34,313	16.8%	-	
Subtotal	\$ 777,316	\$ 142,385	\$ 144,314	18.6%	36,858	3.9%
<i>Non-Operating Revenues</i>						
Interest	\$ 1,300	\$ 483	\$ 861	66.2%	595	45.8%
Reimbursements	10,800	-	-		-	
Operating Transfers	79,573	-	-		-	
Subtotal	\$ 91,673	\$ 483	\$ 861	0.9%	595	0.2%
<b>TOTAL Revenues</b>	<b>\$ 868,989</b>	<b>\$ 142,867</b>	<b>\$ 145,174</b>	<b>16.7%</b>	<b>37,453</b>	<b>3.0%</b>

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Org - Object</i>						
<i>Fire Department</i>						
Operating Costs	\$ 1,564	\$ 1,559	\$ 1,559	99.6%	\$ -	
<i>Parks Department</i>						
Capital	\$ -	\$ 0	0		\$ 904	0.5%
<i>Police Department</i>						
Salaries	144,822	26,669	48,071	33.2%	\$ 37,825	28.2%
Benefits	35,358	12,256	23,252	65.8%	17,488	49.3%
Operating Costs	23,261	2,920	2,920	12.6%	2,852	13.9%
<i>Library</i>						
Salaries	6,088	-	-		\$ -	
Operating Costs	38,500	11,909	20,341	52.8%	16,565	44.8%
Supplies	13,000	-	-		-	
Professional Services	4,937	-	-		1,770	38.6%
<i>Planning</i>						
Professional Services	430,000	-	35,833	8.3%	\$ 179,167	41.7%
<i>CDBG Grants</i>						
Operating Costs	10,000	940	940	9.4%	\$ 2,509	25.1%
Professional Services	383,250	74,285	77,485	20.2%	22,881	6.0%
<i>Solid Waste</i>						
Capital	-	-	-		6,545	53.4%
<b>TOTAL Expenditures</b>	<b>\$ 1,090,780</b>	<b>\$ 130,538</b>	<b>\$ 210,401</b>	<b>19.3%</b>	<b>\$ 288,506</b>	<b>22.9%</b>

Revenues Over (Under) Expenditures      \$      (65,227)                      \$      (251,053)



**CITY OF ALLEN**  
**Replacement Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

REVENUE	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Charges for Services</i>						
General Fund	\$ 1,767,780	\$ 605,660	\$ 1,047,605	59.3%	\$ 832,188	50.0%
Water & Sewer Fund	271,725	90,576	158,508	58.3%	133,872	50.0%
Solid Waste Fund	17,464	5,820	10,185	58.3%	12,066	50.0%
Drainage Fund	56,863	18,956	33,173	58.3%	21,684	50.0%
Subtotal	\$ 2,113,832	\$ 721,012	\$ 1,249,471	59.1%	\$ 999,810	50.0%
<i>Non-Operating Revenues</i>						
Interest	\$ 57,500	\$ 14,382	\$ 32,034	55.7%	\$ 23,372	53.5%
Auction Revenue	83,500	-	-		64,459	89.5%
Subtotal	\$ 141,000	\$ 14,382	\$ 32,034	22.7%	\$ 87,831	75.9%
TOTAL Revenues	\$ 2,254,832	\$ 735,394	\$ 1,281,505	56.8%	\$ 1,087,641	51.4%

EXPENDITURES	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>By Department</i>						
IT Master Plan	\$ -	\$ 47,560	\$ 191,026		\$ 408,763	16.7%
Information Technology	121,500	-	10,905	9.0%	-	
Municipal Court	16,743	-	-		-	
Fire	1,406,400	26,154	1,063,383	75.6%	271,072	86.9%
Police	515,033	3,139	3,139	0.6%	196,074	63.9%
Parks & Recreation	268,810	205,741	205,741	76.5%	45,355	23.4%
Community Development	100,487	83,220	83,220	82.8%		
Community Services	-	-	-		58,737	36.0%
Engineering	47,712	42,864	42,864	89.8%		
Water & Sewer	164,300	144,333	144,333	87.8%	89,878	46.0%
Solid Waste	-	-	-		21,067	85.3%
Drainage	124,000	205,821	205,821	166.0%	350,611	72.6%
TOTAL Expenditures	\$ 2,764,985	\$ 758,834	\$ 1,950,433	70.5%	\$ 1,441,557	34.1%

Revenues Over (Under) Expenditures      \$    (668,928)                      \$    (353,916)

**CITY OF ALLEN**  
**Facility Maintenance Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
***With Comparative Information from Prior Fiscal Year***

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Other Financing Sources		914,805	914,805		-	
<b>TOTAL Revenues</b>	<b>\$ -</b>	<b>\$ 914,805</b>	<b>\$ 914,805</b>		<b>\$ -</b>	

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Maintenance		\$ 36,526	\$ 36,526		\$ -	
Professional Services		66,998	66,998		-	
<b>TOTAL Expenditures</b>	<b>\$ -</b>	<b>\$ 103,524</b>	<b>\$ 103,524</b>		<b>\$ -</b>	

Revenues Over (Under) Expenditures      \$      811,281                      \$      -

**CITY OF ALLEN**  
**Risk Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	<b>Original FY2016 Budget</b>	<b>2nd Quarter FY2016 Actual</b>	<b>YTD Actual as of 3/31/16</b>	<b>Percent of Budget</b>	<b>2nd Quarter FY2015 Actual</b>	<b>Percent of Budget</b>
<i>Operating Revenues:</i>						
Charges for:						
Medical & Dental	\$ 10,192,878	\$ 2,392,218	\$ 4,765,405	46.8%	\$ 4,589,419	45.7%
Workers Comp.	532,539	124,244	249,859	46.9%	251,399	98.3%
Post Employmt Funding	217,450	-	-		-	
Property/Liability	611,078	-	-		-	
Subtotal	\$ 11,553,945	\$ 2,516,461	\$ 5,015,264	43.4%	\$ 4,840,818	43.6%
<i>Non-Operating Revenues</i>						
Interest	\$ 29,000	\$ 7,059	\$ 16,102	55.5%	\$ 11,325	39.1%
Reimbursements	174,500	36,366	83,562	47.9%	375,174	21.6%
Operating Transfer In	445,375	259,798	259,798	58.3%	244,920	50.0%
Subtotal	\$ 648,875	\$ 303,223	\$ 359,462	55.4%	\$ 631,419	28.0%
<b>TOTAL Revenues</b>	<b>\$ 12,202,820</b>	<b>\$ 2,819,684</b>	<b>\$ 5,374,725</b>	<b>44.0%</b>	<b>\$ 5,472,237</b>	<b>40.9%</b>

<b>EXPENDITURES</b>	<b>Original FY2016 Budget</b>	<b>2nd Quarter FY2016 Actual</b>	<b>YTD Actual as of 3/31/16</b>	<b>Percent of Budget</b>	<b>2nd Quarter FY2015 Actual</b>	<b>Percent of Budget</b>
Administration	\$ 442,766	\$ 85,616	\$ 196,908	44.5%	\$ 185,918	42.4%
Health & Dental Insurance	9,095,587	2,038,117	3,726,160	41.0%	3,333,332	31.7%
Workers Comp Insurance	423,261	56,892	259,110	61.2%	242,820	57.1%
Post Employment Expenses	590,000	83,624	120,120	20.4%	94,699	16.1%
Property & Liability Insurance	611,081	48,126	535,985	87.7%	440,706	72.0%
<b>TOTAL Expenditures</b>	<b>\$ 11,162,695</b>	<b>\$ 2,312,375</b>	<b>\$ 4,838,283</b>	<b>43.3%</b>	<b>\$ 4,297,475</b>	<b>34.2%</b>

Revenues Over (Under) Expenditures      \$    536,442                      \$    1,174,762

**CITY OF ALLEN**  
**Water & Sewer Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Operating Revenues</i>						
Water Sales	\$ 21,000,000	\$ 3,289,074	\$ 6,835,480	32.5%	\$ 5,605,589	32.0%
Sewer Charges	14,244,453	3,255,868	5,610,009	39.4%	5,286,466	39.0%
Connections	130,000	36,469	76,444	58.8%	55,559	79.4%
Service Charges	477,500	114,896	306,179	64.1%	262,774	47.2%
Subtotal	\$ 35,851,953	\$ 6,696,307	\$ 12,828,113	35.8%	\$ 11,210,388	35.4%
<i>Org - Character - Object</i>						
<i>Operating Expenditures</i>						
<i>W&amp;S Debt Service</i>						
Debt Service	\$ 1,166,747	\$ 500	\$ 100,538	8.6%	\$ 40,227	2.7%
<i>W&amp;S Operations</i>						
Personnel	4,351,057	938,103	1,972,690	45.3%	1,968,256	47.4%
Operating Costs	1,483,916	313,880	589,219	39.7%	572,989	41.5%
NTMWD - Water/Pre-Treatment	21,255,049	5,525,430	10,723,423	50.5%	9,119,348	46.8%
Supplies	86,468	60,349	79,845	92.3%	51,417	40.4%
Maintenance	382,605	90,883	149,532	39.1%	164,011	54.9%
Professional Services	184,058	21,771	43,861	23.8%	61,251	29.7%
<i>Utility Billing/Collections</i>						
Personnel	426,890	95,946	185,244	43.4%	171,767	36.5%
Operating Costs	220,052	25,016	52,949	24.1%	71,658	32.7%
Supplies	9,131	1,660	2,210	24.2%	2,402	34.7%
Maintenance	800	-	-		-	
Professional Services	359,686	112,381	196,722	54.7%	144,574	42.2%
Subtotal	\$ 29,926,459	\$ 7,185,919	\$ 14,096,233	47.1%	\$ 12,367,900	43.9%
Operating Income/(Loss) [excluding depreciation]			\$ (1,268,120)		\$ (1,157,512)	
<i>Non-Operating Revenues</i>						
Interest	\$ 47,400	\$ 19,075	\$ 33,496	70.7%	\$ 21,383	50.7%
Miscellaneous	262,000	26,772	83,719	32.0%	63,949	29.3%
Operating Transfer In	786,365	21,210	771,210	98.1%	769,122	97.6%
Subtotal	\$ 1,095,765	\$ 67,057	\$ 888,425	81.1%	\$ 854,454	81.5%
<i>Non-Operating Expenditures</i>						
Other Financing Uses	5,885,953	3,825,682	4,220,682	71.7%	2,594,290	51.3%
Capital	857,500	271,008	507,053	59.1%	432,278	75.7%
Subtotal	\$ 6,743,453	\$ 4,096,690	\$ 4,727,735	70.1%	\$ 3,026,568	53.8%
TOTAL Net Income/(Loss)			\$ (5,107,430)		\$ (3,329,626)	

**CITY OF ALLEN**  
**Solid Waste Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Operating Revenues</i>						
Garbage Fees	\$ 5,159,440	\$ 1,278,650	\$ 2,658,839	51.5%	\$ 2,627,934	51.5%
Commercial Garbage	1,100,000	367,696	452,220	41.1%	424,391	40.4%
Recycling Revenues	69,500	18,183	23,633	34.0%	8,105	11.8%
Household Haz Waste	190,000	46,411	96,498	50.8%	95,270	51.5%
Composting Revenue	58,000	18,408	21,199	36.5%	20,231	35.5%
Subtotal	\$ 6,576,940	\$ 1,729,348	\$ 3,252,388	49.5%	\$ 3,175,931	49.2%
<i>Operating Expenditures</i>						
Salaries	\$ 415,462	\$ 92,673	\$ 180,061	43.3%	\$ 160,058	45.2%
Benefits	143,856	34,475	69,408	48.2%	62,205	47.1%
Operating Costs	71,758	18,551	33,824	47.1%	29,740	42.8%
Solid Waste Services	2,284,671	549,822	1,283,306	56.2%	1,245,680	57.0%
Supplies	37,855	4,794	16,226	42.9%	1,742	28.2%
Maintenance	2,750	1,109	1,603	58.3%	2,129	98.8%
Professional Services	3,065,193	726,916	1,171,255	38.2%	1,162,054	38.9%
Subtotal	\$ 6,021,545	\$ 1,428,340	\$ 2,755,684	45.8%	\$ 2,663,608	46.4%
Operating Income/(Loss) [excluding depreciation]			\$ 496,705		\$ 512,323	
<i>Non-Operating Revenues</i>						
Interest	\$ 15,600	\$ 3,918	\$ 8,848	56.7%	\$ 6,306	40.4%
Miscellaneous	47,000	35,000	35,000	74.5%	7,916	16.8%
Subtotal	\$ 62,600	\$ 38,918	\$ 43,848	70.0%	\$ 14,222	22.7%
<i>Non-Operating Expenditures</i>						
Other Financing Uses	\$ 953,476	\$ 859,737	\$ 859,737	90.2%	\$ 743,762	88.8%
Capital	150,000	-	-		6,245	89.2%
Subtotal	\$ 1,103,476	\$ 859,737	\$ 859,737	77.9%	\$ 750,007	88.8%
TOTAL Net Income/(Loss)			\$ (319,184)		\$ (223,462)	

**CITY OF ALLEN**  
**Drainage Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Operating Revenues</i>						
Inspection Fees	\$ 40,000	\$ 6,638	\$ 30,227	75.6%	\$ 20,245	57.8%
Drainage Fees	1,480,000	364,538	741,522	50.1%	694,257	50.4%
Subtotal	\$ 1,520,000	\$ 371,176	\$ 771,749	50.8%	\$ 714,502	50.6%
<i>Operating Expenditures</i>						
Personnel	\$ 580,672	\$ 128,475	\$ 253,084	43.6%	\$ 244,087	48.9%
Operating Costs	114,986	24,587	42,642	37.1%	31,964	38.5%
Supplies	45,866	4,615	6,849	14.9%	5,082	15.4%
Maintenance	129,900	39,945	94,910	73.1%	73,193	58.1%
Professional Services	285,493	51,228	62,846	22.0%	23,772	8.9%
Subtotal	\$ 1,156,917	\$ 248,851	\$ 460,331	39.8%	\$ 378,098	37.5%
Operating Income/(Loss) [excluding depreciation]			\$ 311,418		\$ 336,404	
<i>Non-Operating Revenues</i>						
Interest	\$ 3,600	\$ 1,234	\$ 2,364	65.7%	\$ 1,479	41.1%
Miscellaneous	1,500	363	1,163	77.5%	-	
Subtotal	\$ 5,100	\$ 1,597	\$ 3,526	69.1%	\$ 1,479	27.4%
<i>Non-Operating Expenditures</i>						
Other Financing Uses	\$ 346,508	\$ 199,188	\$ 199,188	57.5%	\$ 478,136	78.3%
Capital	81,500	134,735	134,735	165.3%	14,989	58.8%
Subtotal	\$ 428,008	\$ 333,922	\$ 333,922	78.0%	\$ 493,125	77.6%
TOTAL Net Income/(Loss)			\$ (18,979)		\$ (155,242)	

**CITY OF ALLEN**  
**Golf Course Fund**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
<i>Operating Revenues</i>						
Retail Pro Shop	\$ 140,989	\$ 24,003	\$ 49,739	35.3%	\$ 43,370	27.7%
Alcohol/Beer Sales	202,827	27,612	62,298	30.7%	59,316	27.3%
Concession Sales	215,194	36,520	87,677	40.7%	70,072	32.3%
Class Fees	12,750	82,082	148,142	1161.9%	2,710	10.1%
Facility Rental	11,200	-	350	3.1%	3,500	24.3%
Green Fees	2,258,000	353,961	752,418	33.3%	684,923	28.8%
Subtotal	\$ 2,840,960	\$ 524,177	\$ 1,100,624	38.7%	\$ 863,891	28.7%
<i>Operating Expenditures</i>						
Salaries	\$ 1,067,189	\$ 224,998	\$ 458,180	42.9%	\$ 382,503	36.4%
Benefits	510,241	110,972	220,316	43.2%	189,755	41.9%
Operating Costs	599,078	90,503	174,616	29.1%	293,936	37.7%
Supplies	156,730	31,225	52,045	33.2%	98,077	39.0%
Maintenance	53,923	20,265	39,298	72.9%	30,782	44.1%
Professional Service*	572,008	194,202	349,527	61.1%	186,678	28.7%
Subtotal	\$ 2,959,169	\$ 672,165	\$ 1,293,982	43.7%	\$ 1,181,731	36.3%
Operating Income/(Loss) [excluding depreciation]			\$ (193,358)		\$ (317,840)	
<i>Non-Operating Revenues</i>						
Other Reimbursements	\$ 4,000	\$ 15,377	\$ 16,668	416.7%	\$ 2,180	54.5%
Operating Transfer In	226,000	226,000	226,000	100.0%	326,578	100.0%
Subtotal	\$ 230,000	\$ 241,377	\$ 242,668	105.5%	\$ 328,758	99.4%
<i>Non-Operating Expenditures</i>						
Depreciation	\$ 126,187	\$ -	\$ -		\$ -	
Subtotal	\$ 126,187	\$ -	\$ -		\$ -	
TOTAL Net Income/(Loss)			\$ 49,310		\$ 10,918	

\*Professional Services show a corollated increase based on instructor revenues booked as "Class Fees"

**CITY OF ALLEN**  
**Economic Development Corporation**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Revenue Source						
Sales Tax	\$ 9,326,566	\$ 2,432,942	\$ 3,106,900	33.3%	\$ 2,994,648	33.2%
Interest on Investments	75,800	24,828	50,170	66.2%	29,199	38.5%
Reimbursements	-	-	23		250	
Sale of Land	-	-	25,000		1,060,792	100.0%
Other Financing Sources	-	-	-			
<b>TOTAL Revenues</b>	<b>\$ 9,402,366</b>	<b>\$ 2,457,771</b>	<b>\$ 3,182,093</b>	<b>33.8%</b>	<b>\$ 4,084,889</b>	<b>28.0%</b>

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Org - Character						
Debt Service	\$ 1,594,625	\$ 347,623	\$ 347,623	21.8%	\$ 361,953	22.7%
<i>EDC Administration</i>						
Salaries	\$ 462,015	\$ 103,944	\$ 204,813	44.3%	\$ 171,646	41.6%
Benefits	190,058	40,885	81,150	42.7%	64,644	42.4%
Operating Costs	546,600	143,209	218,586	40.0%	115,980	24.7%
<i>Economic Grant Expense</i>	6,527,095	25,000	33,615	0.5%	187,138	7.4%
Supplies	23,500	2,957	6,380	27.1%	4,326	13.5%
Professional Services	255,790	9,909	41,355	16.2%	109,427	39.8%
Capital	679,853	-	-		50,000	0.8%
<b>TOTAL Expenditures</b>	<b>\$ 10,279,536</b>	<b>\$ 673,525</b>	<b>\$ 933,522</b>	<b>9.1%</b>	<b>\$ 1,065,114</b>	<b>9.3%</b>

Revenues Over (Under) Expenditures      \$ 2,248,570                      \$ 3,019,775



**CITY OF ALLEN**  
**Community Development Corporation**  
**FY 2016 Quarterly Statement of Revenues & Expenditures Compared to Budget**  
**With Comparative Information from Prior Fiscal Year**

<b>REVENUE</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Actual	Percent of Budget
Revenue Source						
Sales Tax	\$ 9,326,566	\$ 2,432,942	\$ 3,106,900	33.3%	\$ 2,994,648	33.2%
Interest on Investments	43,000	15,616	31,288	72.8%	17,608	40.9%
	<b>\$ 9,369,566</b>	<b>\$ 2,448,558</b>	<b>\$ 3,138,188</b>	<b>33.5%</b>	<b>\$ 3,012,256</b>	<b>33.2%</b>

<b>EXPENDITURES</b>	Original FY2016 Budget	2nd Quarter FY2016 Actual	YTD Actual as of 3/31/16	Percent of Budget	2nd Quarter FY2015 Budget	Percent of Budget
<i>Org - Character</i>						
<i>CDC Administration</i>						
Operating Costs	\$ 4,845,524	\$ 387,858	\$ 400,358	8.3%	\$ 395,967	22.9%
Professional Services	8,922	7,446	7,446	83.5%	9,006	107.2%
<i>CDC - Capital Improvement Fund</i>						
Construction in Progress	\$ 4,190,026	\$ 1,573,923	\$ 2,035,784	48.6%	\$ 912,265	24.2%
Debt Service Reserve	854,548	-	-		-	
<i>CDC - Debt Service</i>						
Professional Services	\$ 2,400	\$ 1,080	\$ 1,080	45.0%	\$ -	
Debt Service	2,952,927	880,228	880,228	29.8%	908,183	30.7%
<b>TOTAL Expenditures</b>	<b>\$ 12,854,347</b>	<b>\$ 2,850,535</b>	<b>\$ 3,324,896</b>	<b>25.9%</b>	<b>\$ 2,225,421</b>	<b>23.9%</b>
Revenues Over (Under) Expenditures			\$ (186,707)		\$ 786,835	

## CITY COUNCIL AGENDA COMMUNICATION

<b>AGENDA DATE:</b>	May 10, 2016
<b>SUBJECT:</b>	Conduct a Public Hearing and Adopt an Ordinance for Specific Use Permit SUP No. 147 for an Approximate 5,474 Square Foot Portion of a Building Located at 604 W. Bethany Drive, Suite 200 for a Dance/Martial Arts Studio Use [Plano Dance Theater].
<b>STAFF RESOURCE:</b>	Madhuri Kulkarni, Planner
<b>PREVIOUS COUNCIL ACTION:</b>	The City Council Approved Planned Development PD No. 68 for Corridor Commercial CC in July, 1998.
<b>BOARD/COMMISSION ACTION:</b>	On April 19, 2016, the Planning and Zoning Commission recommended approval (four in favor: Commissioners Cocking, Platt Jr., Mangrum and Ogrizovich; and zero opposed) of the request for Specific Use Permit No. 147.
<b>ACTION PROPOSED:</b>	Conduct a Public Hearing and Adopt an Ordinance for Specific Use Permit SUP No. 147 for an Approximate 5,474 Square Foot Portion of a Building Located at 604 W. Bethany Drive, Suite 200 for a Dance/Martial Arts Studio Use [Plano Dance Theater].

### **BACKGROUND**

The property is generally located north of Bethany Drive and east of US Highway 75, and commonly known as 604 W. Bethany Drive, Suite 200). The property to the north is zoned Planned Development No. 68 Corridor Commercial and Light Industrial. The property to the west is zoned Planned Development No. 68 Corridor Commercial. The properties to the south (across Bethany Drive) and to the east are zoned Light Industrial.

The applicant is proposing to tenant a 5,474 square foot suite space in an existing building for a performing arts educational facility. Staff categorizes this type of use as a Dance/Martial Arts Studio use.

The property is zoned Planned Development No. 68 with Corridor Commercial as the base zoning. The Allen Land Development Code requires a Specific Use Permit (SUP) for a Dance/Martial Arts Studio use within the CC zoning district.

The following is a business summary of the Plano Dance Theater:

Approximately 75 students

Classes are held Monday-Thursday, 3:30 p.m. to 9:30 p.m. and Saturday 8:00 a.m. to 1:00 p.m.

Recitals for younger kids are held onsite, but competitions are offsite.

Staff believes the amount of parking on site is adequate for the proposed use.

There are no proposed changes to the exterior of the building.

On April 19, 2016, the Planning and Zoning Commission recommended approval of the request.

### **LEGAL NOTICES**

Public Hearing Sign - April 5, 2016

Public Hearing Notices - April 8, 2016

Newspaper Notice - April 21, 2016

### **STAFF RECOMMENDATION**

Staff recommends approval of the request.

### **MOTION**

*I make a motion to Adopt Ordinance No. \_\_\_\_\_ for Specific Use Permit SUP No. 147 for a Dance/Martial Arts Studio use for the property located at 604 W. Bethany Drive, Suite 200, for the Plano Dance Theater.*

### **ATTACHMENT**

Ordinance

Property Notification Map

Draft Minutes from the April 19, 2016 P&Z Meeting

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE AND ZONING MAP, AS PREVIOUSLY AMENDED, BY GRANTING SPECIFIC USE PERMIT NO. 147 TO ALLOW A 5,474± SQUARE FOOT PORTION OF THE BUILDING LOCATED ON LOT 3, BLOCK 1, ALLEN TECH CENTER ADDITION, CITY OF ALLEN, TEXAS (ALSO KNOWN AS 604 W. BETHANY DRIVE, SUITE 200) PRESENTLY ZONED PLANNED DEVELOPMENT NO. 68 FOR CORRIDOR COMMERCIAL “CC” TO BE USED FOR A DANCE/MARTIAL ARTS STUDIO USE; PROVIDING A CONFLICTS RESOLUTION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Planning and Zoning Commission and the governing body of the City of Allen, Texas, in compliance with the laws of the State of Texas and the ordinances of the City of Allen, Texas, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally and to all persons interested and situated in the affected area, and in the vicinity thereof, and in the exercise of its legislative discretion, have concluded that Allen Land Development Code Zoning Regulations and Zoning Map of the City of Allen, Texas, as previously amended, should be amended.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, THAT:**

**SECTION 1.** The Allen Land Development Code Zoning Regulations and the Zoning Map of the City of Allen, Collin County, Texas, be amended by granting Specific Use Permit No. 147 for a 5,474± square foot portion of the building depicted on Exhibit “A,” attached hereto and incorporated herein by reference, located on Lot 3, Block 1, Allen Tech Center Addition, City of Allen, Collin County, Texas (also known as 604 W. Bethany Drive, Suite 200) (the “Property”), which is presently zoned Planned Development No. 68 Corridor Commercial “CC,” to be used for a Dance/Martial Arts Studio use.

**SECTION 2.** The Property shall be used only in the manner and for the purposes provided for in the Allen Land Development Code Zoning Regulations, as heretofore amended, and as amended herein, subject to the following special conditions:

- A. The Specific Use Permit granted hereby is expressly limited to the area of the Property shown on Exhibit “A” hereto.
- B. Only The Plano Dance Theatre, LLC is authorized by this Ordinance to use the Property for a Dance/Martial Arts Studio.
- C. The use of the Property for Dance/Martial Arts Studio shall not include the holding of tournaments, show cases, or other events that would result in the number of vehicles parked by attendees of the event to exceed the off-street parking available on the Property.

**SECTION 3.** To the extent of any irreconcilable conflict with the provisions of this ordinance and other ordinances of the City of Allen governing the use and development of the Property and which are not expressly amended by this ordinance, the provisions of this ordinance shall be controlling.

ITEM # 1117/attachment  
**SECTION 4.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, or of the Allen Land Development Code Zoning Regulations, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Allen Land Development Code Zoning Regulations, as amended hereby, which shall remain in full force and effect.

**SECTION 5.** An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Allen Land Development Code Zoning Regulations, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

**SECTION 6.** Any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in Allen Land Development Code Zoning Regulations of the City of Allen, as previously amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000) for each offense.

**SECTION 7.** This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Allen, and it is accordingly so ordained.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS 10<sup>TH</sup> DAY OF MAY 2016.**

**APPROVED:**

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**Stephen Terrell, MAYOR**

**APPROVED AS TO FORM:**

**ATTEST:**

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**Peter G. Smith, CITY ATTORNEY**  
(kbl:4/29/16:76702)

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**Shelley B. George, TRMC, CITY SECRETARY**

EXHIBIT "A"  
SUITE FLOOR PLAN

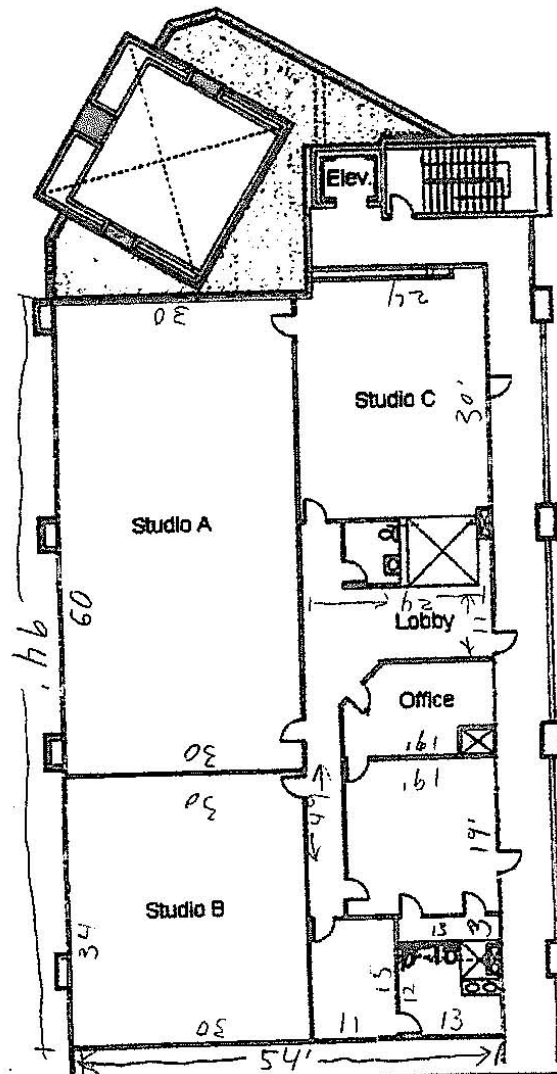


NOW LEASING  
LOCAL. FOCUSED. EFFECTIVE

Anthony D. McNeff - Office  
546.441.9200 ext. 100

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Suite #200 - 5,474 SF



McNeff Commercial Real Estate  
1727 Analog Drive | Richardson, Texas 75081

The information contained herein was obtained from sources believed to be reliable. However, McNeff Commercial Real Estate makes no guarantee, warranties or representations as to the completeness or accuracy thereof. The presentation of this property is submitted subject to errors, omissions, change of price or conditions, prior sale or lease, or withdrawal without notice.

CONTACT  
Greg Failor - greg@mcneff.com  
972-437-4777






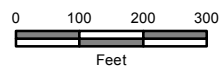


Property Ownership Notification

**Plano Dance Theatre**  
**604 W. Bethany Dr. #200**

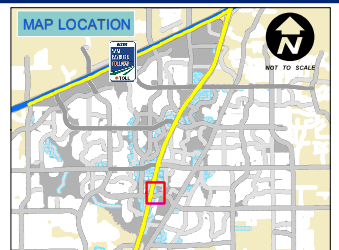
### Map Legend

-  200' Notification Buffer
-  CollinCAD Parcels
-  Rezone



Planning & Development - GIS  
Date: 4/4/2016

NOTE: This map is only for illustration purpose only, please contact the City of Allen Planning & Development Department for specific rules and regulations.





## April 19, 2016 Planning and Zoning Commission Meeting Minutes

Public Hearing – Conduct a Public Hearing and consider a request for an SUP on an approximately 5,474 square foot portion of a building located on Lot 3, Block 1, Allen Tech Center Addition, City of Allen, Collin County, Texas; generally located north of Bethany Drive and east of US Highway 75, and commonly known as 604 W. Bethany Drive, Suite 200. (SUP-3/29/16-26 [Plano Dance Theater])

Ms. Madhuri Kulkarni, Planner, presented the item to the Commission. She stated that the item is a Specific Use Permit for Plano Dance Theater.

The property is generally located north of Bethany Drive and east of US Highway 75, and commonly known as 604 W. Bethany Drive, Suite 200). The property to the north is zoned Planned Development PD No. 68 Corridor Commercial and Light Industrial LI. The property to the west is zoned Planned Development PD No. 68 Corridor Commercial. The properties to the south (across Bethany Drive) and to the east are zoned Light Industrial LI.

Ms. Kulkarni stated that the applicant is proposing to tenant a 5,474 square foot suite space in an existing building for a new performing arts educational facility. Staff categorizes this type of use as a Dance/Martial Arts Studio use.

The property is zoned Planned Development No. 68 with Corridor Commercial as the base zoning. The Allen Land Development Code requires a Specific Use Permit (SUP) for a Dance/Martial Arts Studio use within the CC zoning district.

Ms. Kulkarni stated that staff has reviewed the business summary and believes that the amount of parking is adequate for the proposed use. There are also no proposed changes to the exterior of the building.

Chairman Cocking opened the public hearing.

Chairman Cocking closed the public hearing.

Chairman Cocking said that one letter was received, in support of the request:  
Pat McNeff, 604 W. Bethany – Support

**Motion:**      **Upon a motion by 2<sup>nd</sup> Vice-Chair Platt and a second by Commissioner Mangrum, the Commission voted 4 IN FAVOR, and 0 OPPOSED to recommend approval of the Specific Use Permit request for a Dance/Martial Arts Studio use for the property located at 604 W. Bethany Drive, Suite 200, for the Plano Dance Theater.**

**The motion carried.**