



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		6/14/2010		
Department:		Budget & Research		
Department Head		Karen Rhodes-Whitley		
Agenda Coordinator (include phone #): Casey Srader, x5152				
CAPTION				
<p>An Ordinance of the City of Plano, Texas, transferring the sum of \$128,440 from the General Fund unappropriated fund balance to the General Fund operating appropriation for fiscal year 2009-10 for the purpose of providing additional funds for State-mandated compliance costs to purchase secondary sanitation systems on all City-owned aquatic facilities that include a public interactive water feature; amending the budget of the City and Ordinance 2009-9-13, Section 1, Item "A" to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.</p>				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input checked="" type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2009-10	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	198,673,823	0	198,673,823
Encumbered/Expended Amount	0	0	0	0
This Item	0	128,440	0	128,440
BALANCE	0	198,802,263	0	198,802,263
FUND(S): GENERAL FUND				
<p>COMMENTS: Supplemental appropriations approved to date for the General Fund, including this item, total \$309,359. The current General Fund balance supports this supplemental appropriation in the amount of \$128,440. There is a companion agenda item in the amount of \$128,440 for Award of Contract through an existing BuyBoard Contract (Sunbelt Pools, Inc.).</p> <p>STRATEGIC PLAN GOAL: Providing additional funding for the purchase of secondary sanitation systems relates to the City's Goal of Safe Large City and Great Neighborhoods - 1st Choice to Live.</p>				
SUMMARY OF ITEM				
Supplemental Appropriation No. 5				
<p>This supplemental appropriation will provide necessary funding to purchase secondary sanitation systems on all City-owned aquatic facilities that include a public interactive water feature. The State of Texas Department of Health Services passed a new bill requiring these sanitation systems effective May 1, 2010. The City of Plano has four locations that will require an ultraviolet sanitation system to comply with this new legislation. These locations are Oak Point Center outdoor pool, Jack Carter activity pool, and the outdoor pools at the Tom Muehlenbeck Center. This Bill was passed to help preserve the health and safety of the citizens of the State of Texas by aiding in the prevention of recreational water illnesses.</p>				



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List of Supporting Documents: Parks & Recreation Department Memo Supplemental Appropriation Log	Other Departments, Boards, Commissions or Agencies

Memo

To: Tom Muehlenbeck, City Manager
From: Amy Fortenberry, Director of Parks and Recreation
Date: 6/1/2010
Re: Supplemental Appropriation – Public Interactive Water Feature Mandate

Effective May 1, 2010, the State of Texas Department of Health Services passed a new bill requiring a secondary sanitation system on any aquatic facility that included a public interactive water feature. The City of Plano has four locations that will require an Ultra Violet (UV) sanitation system to comply with this new legislation. These locations are Oak Point Center outdoor pool, Jack Carter activity pool, and the outdoor pools at the Tom Muehlenbeck Center. This bill was passed to help preserve the health of safety of the citizens of the state of Texas by aiding in the prevention of recreational water illnesses. While in its draft form, aquatic professionals estimated an adequate compliance timeframe; however, the bill was signed April 30, 2010 and went into immediate effect May 1, 2010 with no variance on compliance time.

We did a search for UV Sanitation for Pools under the following cooperatives: HGAC, TXMAS, and TCPN. HGAC had an agreement for waste water only, TXMAS did not have any agreements available, and TCPN had an agreement with Office Depot for janitorial supplies. We went with the BuyBoard agreement which had the agreement in place to cover the correct equipment. The break down by pool is listed below:

Jack Carter activity pool	\$33,031
Oak Point Center outdoor pool	\$33,460
Tom Muehlenbeck Center upper outdoor pool	\$36,121
Tom Muehlenbeck Center lower outdoor pool	\$25,828
Total	\$128,440

The Parks and Recreation Department is seeking approval for a supplemental appropriation in the amount of \$128,440 to purchase and install the required units.

FY 2009-10
SUPPLEMENTAL APPROPRIATIONS

Description	Department	Amount
Supplemental Appropriation for Special Election for City Council Place 3.	City Secretary	79,954
Supplemental Appropriation for Runoff Election for City Council Place 3.	City Secretary	92,349
Supplemental Appropriation for additional costs incurred for Special Election for City Council Place 3.	City Secretary	8,616
Supplemental Appropriation for secondary sanitation systems on all aquatic facilities that include a public interactive water feature. (State-mandated)	Parks & Recreation	128,440
TOTAL GENERAL FUND APPROPRIATIONS		\$ 309,359
TOTAL CATV FUND APPROPRIATIONS		\$ -
TOTAL MUNICIPAL DRAINAGE FUND APPROPRIATIONS		\$ -
TOTAL WATER & SEWER FUND		\$ -
TOTAL SUSTAINABILITY & ENVIRONMENTAL FUND APPROPRIATIONS		\$ -
Supplemental Appropriation for Plano Convention Center market study.	Conv. & Visitors Bureau	49,000
TOTAL CONVENTION & TOURISM FUND APPROPRIATIONS		\$ 49,000
TOTAL PROPERTY/LIABILITY FUND APPROPRIATIONS		\$ -
TOTAL PROPERTY MANAGEMENT FUND APPROPRIATIONS		\$ -
TOTAL GOLF COURSE FUND APPROPRIATIONS		\$ -
TOTAL RECREATION FUND APPROPRIATIONS		\$ -
TOTAL INTERNAL SERVICE FUNDS AND OTHER FUNDS APPROPRIATIONS		\$ -
GRAND TOTAL ALL FUNDS		\$ 358,359

An Ordinance of the City of Plano, Texas, transferring the sum of \$128,440 from the General Fund unappropriated fund balance for Fiscal Year 2009-10 to the General Fund operating appropriation for the purpose of providing additional funding for State-mandated compliance costs to purchase secondary sanitation systems on all City-owned aquatic facilities that include a public interactive water feature; amending the budget of the City and Ordinance 2009-9-13, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.

WHEREAS, The City Council of the City of Plano approved and adopted the budget for the City for Fiscal Year 2009-10 setting the appropriations for the General Fund at \$198,673,823; and

WHEREAS, the State of Texas Department of Health Services passed a new bill requiring these sanitation systems effective May 1, 2010; and

WHEREAS, the City of Plano has four locations that will require an ultraviolet sanitation system to comply with this new legislation; and

WHEREAS, the City Council deems it to be in the best interest of the City of Plano and its citizens to expend public funds to purchase these sanitation systems; and

WHEREAS, such necessary and essential costs cannot be fully met through appropriations in the existing budget; and

WHEREAS, the City Council now finds that additional appropriations to the General Fund Operating Appropriation should be made in order to provide additional funding for the purchase of ultraviolet sanitation systems, and that such action is a public necessity.

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

SECTION I. The estimated sum of ONE HUNDRED TWENTY EIGHT THOUSAND FOUR HUNDRED FORTY DOLLARS (\$128,440) is hereby transferred from the General Fund unappropriated fund balance to the General Fund operating appropriation.

SECTION II. The budget of the City of Plano for Fiscal Year 2009-10 as adopted by Ordinance No. 2009-9-13 is amended to reflect the action taken herein.

SECTION III. The actions taken herein are found and declared to be a case of public necessity.

SECTION IV. This supplemental appropriation Ordinance No. 5 shall become effective immediately from and after the date of its passage.

DULY PASSED AND APPROVED THIS THE 14th DAY OF JUNE, 2010.

Phil Dyer, **MAYOR**

ATTEST:

Diane Zucco, **CITY SECRETARY**

Diane C. Wetherbee, **CITY ATTORNEY**