

**TOWN OF SUNNYVALE  
TOWN COUNCIL MEETING**

**SEPTEMBER 12, 2011  
7:00 PM**

**Specially Called Meeting  
6:00 PM**



**AGENDA  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SPECIALLY CALLED MEETING  
SEPTEMBER 12, 2011  
6:00 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS WILL CONDUCT A SPECIALLY CALLED MEETING ON SEPTEMBER 12, 2011 AT 6:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTION 551.041 AND GOVERNMENT CODE SECTION 551.071. ITEMS TO BE DISCUSSED:

- **CALL MEETING TO ORDER**
  
- **CONVENE INTO EXECUTIVE SESSION PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.071 - LITIGATION**  
**EXECUTIVE SESSION AGENDA:**
  1. **LITIGATION - DEWS VS TOWN OF SUNNYVALE**
  2. **LITIGATION - VULCAN LANDS LLC VS TOWN OF SUNNYVALE**
  
- **RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE EXECUTIVE SESSION**
  
- **ADJOURN**

*ALL LOCATIONS IDENTIFIED ARE IN THE TOWN OF SUNNYVALE UNLESS OTHERWISE INDICATED. FOR A DETAILED PROPERTY DESCRIPTION, PLEASE CONTACT THE BUILDING OFFICIAL AT TOWN HALL. ALL ITEMS ON THE AGENDA ARE FOR POSSIBLE DISCUSSION AND ACTION. PLEASE TURN OFF ALL TELEPHONES AND HANDHELD COMMUNICATION DEVICES WHILE IN ATTENDANCE AT THIS MEETING.*

*THE SUNNYVALE TOWN COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED ABOVE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATION ABOUT REAL PROPERTY), 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS), 551.074 (PERSONNEL MATTERS), 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES), AND 551.086 (ECONOMIC DEVELOPMENT).*

*THE TOWN OF SUNNYVALE IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA). REASONABLE ACCOMMODATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED TO THOSE WHO PROVIDE NOTICE TO THE DIRECTOR OF COMMUNITY SERVICES AT 972-226-7177 AT LEAST 48 HOURS PRIOR TO THE MEETING.*

**I HEREBY CERTIFY THAT THE FOREGOING NOTICE WAS POSTED ON THIS THE 9TH DAY OF SEPTEMBER 2011 IN THE FOLLOWING LOCATIONS**

**TOWN HALL AT 127 N. COLLINS ROAD                      SUNNYVALE ISD 417 E. TRIPP ROAD  
SUNNYVALE LIBRARY AT 402 TOWER PLACE**

  
\_\_\_\_\_  
**KATHRYN DEWEY, TOWN SECRETARY**



**AGENDA  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
REGULAR MEETING  
SEPTEMBER 12, 2011  
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THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS WILL CONDUCT A REGULAR MEETING ON SEPTEMBER 12, 2011 AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTIONS 551.0411. ITEMS TO BE DISCUSSED:

- **CALL TOWN COUNCIL MEETING TO ORDER**
- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**

**1. CONSENT AGENDA**

(ALL ITEMS ON THE CONSENT AGENDA ARE ROUTINE ITEMS AND MAY BE APPROVED WITH ONE MOTION; SHOULD ANY MEMBER OF THE TOWN COUNCIL OR ANY INDIVIDUAL WISH TO DISCUSS ANY ITEM, SAID ITEM MAY BE REMOVED FROM THE CONSENT AGENDA BY MOTION OF THE TOWN COUNCIL)

- A. APPROVAL OF MINUTES - WORKSHOP SESSION 08-09-11**
- B. APPROVAL OF MINUTES - SPECIAL MEETING 08-11-11**
- C. APPROVAL OF MINUTES - REGULAR MEETING 08-11-11**
- D. APPROVAL OF MINUTES - SPECIAL MEETING 08-22-11**
- E. APPROVAL OF MINUTES - REGULAR MEETING 08-22-11**
- F. APPROVAL OF MINUTES - JOINT MEETING TC-4B 08-25-11**
- G. APPROVAL OF MINUTES - SPECIAL MEETING 08-29-11**
- H. APPROVAL OF MINUTES - JOINT MEETING TC-4A 08-30-11**

• **PUBLIC FORUM**

(CITIZENS MAY SPEAK ON ANY MATTER OTHER THAN PERSONNEL MATTERS OR MATTERS UNDER LITIGATION. NO TOWN COUNCIL ACTIONS OR DISCUSSION WILL BE TAKEN UNTIL SUCH MATTER IS PLACED ON THE AGENDA AND POSTED IN ACCORDANCE WITH LAW.)

• **PUBLIC HEARING**

OPEN OR CONTINUE PUBLIC HEARING, CONSIDER TESTIMONY AND OTHER INFORMATION PROVIDED, CLOSE PUBLIC HEARING, AND TAKE NECESSARY ACTION WITH RESPECT TO THE FOLLOWING:

**2. CONDUCT PUBLIC HEARING REGARDING PROPOSED TAX RATE OF \$.407962 SAME AS CURRENT YEAR AND FY 2011/2012 OPERATING BUDGET FOR ALL FUNDS.**

**THE MEETING AT WHICH THE TOWN COUNCIL WILL VOTE ON THE PROPOSED TAX RATE IS SCHEDULED FOR SEPT. 26, 2011, 7 P.M. TOWN HALL**

• **DISCUSSION/ACTION ITEM**

**3. DISCUSS PROPOSED FY 2012 BUDGET, TAX RATE, AND WATER/SEWER RATES**

• **CONVENE INTO EXECUTIVE SESSION PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.072 - DELIBERATIONS ABOUT REAL PROPERTY**

**EXECUTIVE SESSION AGENDA:**

**1) 551.072 - DELIBERATION REGARDING REAL PROPERTY LOCATED IN THE VICINITY ALONG US HWY 80 BETWEEN SH352 (COLLINS ROAD) AND EAST FORK ROAD.**

• **RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE EXECUTIVE SESSION**

• **COUNCIL REPORTS AND REQUESTS**

• **MAYOR REPORTS AND REQUESTS**

• **ADJOURN**

*ALL LOCATIONS IDENTIFIED ARE IN THE TOWN OF SUNNYVALE UNLESS OTHERWISE INDICATED. FOR A DETAILED PROPERTY DESCRIPTION, PLEASE CONTACT THE BUILDING OFFICIAL AT TOWN HALL. ALL ITEMS ON THE AGENDA ARE FOR POSSIBLE DISCUSSION AND ACTION. PLEASE TURN OFF ALL TELEPHONES AND HANDHELD COMMUNICATION DEVICES WHILE IN ATTENDANCE AT THIS MEETING.*

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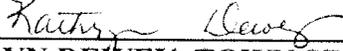
*THE TOWN OF SUNNYVALE IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA). REASONABLE ACCOMMODATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED TO THOSE WHO PROVIDE NOTICE TO THE DIRECTOR OF COMMUNITY SERVICES AT 972-226-7177 AT LEAST 48 HOURS PRIOR TO THE MEETING.*

I HEREBY CERTIFY THAT THE FOREGOING NOTICE WAS POSTED ON THIS THE 9TH DAY OF SEPTEMBER 2011 IN THE FOLLOWING LOCATIONS:

TOWN HALL AT 127 N. COLLINS ROAD

SUNNYVALE ISD 417 E. TRIPP ROAD

SUNNYVALE LIBRARY AT 402 TOWER PLACE



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KATHRYN DEWEY, TOWN SECRETARY



## AGENDA ITEM SUMMARY

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TO: Town Council

FROM: Scott Campbell, Town Manager *SC*

RE: **ITEM 1:** Consent Items: Minutes

DATE: September 9, 2011

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Consent Items include consideration of the following minutes:

- A. APPROVAL OF MINUTES - WORKSHOP SESSION 08-09-11**
- B. APPROVAL OF MINUTES - SPECIAL MEETING 08-11-11**
- C. APPROVAL OF MINUTES - REGULAR MEETING 08-11-11**
- D. APPROVAL OF MINUTES - SPECIAL MEETING 08-22-11**
- E. APPROVAL OF MINUTES - REGULAR MEETING 08-22-11**
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- G. APPROVAL OF MINUTES - SPECIAL MEETING 08-29-11**
- H. APPROVAL OF MINUTES - JOINT MEETING TC-4A 08-30-11**



**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SPECIAL WORKSHOP SESSION  
AUGUST 9, 2011  
7:00 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS CONDUCTED A SPECIALLY CALLED MEETING ON AUGUST 9, 2011 AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTION 551.041. THOSE PRESENT WERE:

MAYOR	JIM PHAUP
MAYOR PRO-TEM	KAREN HILL
COUNCILMEMBER	PAULA YATES
COUNCILMEMBER	SAJI GEORGE
COUNCILMEMBER	RONNIE HENDERSON, JR
COUNCILMEMBER	PAT WILEY

- **CALL TOWN COUNCIL MEETING TO ORDER**

Mayor Phaup called the meeting to order at 7:05 p.m.

- **SPECIAL WORKSHOP SESSION TO HEAR AN ALTERNATIVE CONCEPT FOR STONEY CREEK ADDITION PHASE 5C FROM JIM DOUGLAS AT STONEY CREEK PROPERTIES AND ORDINANCE 463 AND TO RECEIVE COUNCIL FEEDBACK.**

Jim Douglas, representing Stoney Creek Properties, was present to discuss the concept plan for tracks 5 and 6 of Stoney Creek located south of Nance Rd, north of Tripp Rd. and east of the Sunnyvale schools. Mr. Douglas proposed an age targeted subdivision for persons over 55 years of age. He explained this age bracket would have minimal impact on the schools and minimize conflict with school traffic. Deed restrictions would be put in place to avoid problems with the grandparent rule at Sunnyvale ISD. Subdivision tax base should remain constant with surrounding area.

Discussion followed regarding homeowner's association responsibilities, amenities, open space, lot size, home sizes, demographics, home prices, builders, berm areas, fencing and traffic concerns.

- **ADJOURN**

Mayor Phaup adjourned the meeting at 8:00 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

A TAPE RECORDING OF THIS MEETING IS ON FILE AT TOWN HALL. THESE MINUTES ARE CONDENSED THEREFROM



**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SPECIALLY CALLED MEETING  
AUGUST 11, 2011  
6:00 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS CONDUCTED A SPECIALLY CALLED MEETING ON AUGUST 11, 2011 AT 6:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTION 551.041 AND GOVERNMENT CODE SECTION 551.071. THOSE PRESENT WERE:

MAYOR	JIM PHAUP
MAYOR PRO-TEM	KAREN HILL
COUNCILMEMBER	PAULA YATES
COUNCILMEMBER	SAJI GEORGE
COUNCILMEMBER	RONNIE HENDERSON, JR
COUNCILMEMBER	PAT WILEY

- **CALL MEETING TO ORDER** - Mayor Phaup called the meeting to order at 6:15 p.m.
- **CONVENE INTO EXECUTIVE SESSION PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.071 - LITIGATION**  
**EXECUTIVE SESSION AGENDA:**
  1. **LITIGATION - DEWS VS TOWN OF SUNNYVALE**
  2. **LITIGATION - VULCAN LANDS LLC VS TOWN OF SUNNYVALE**

Motion was made by Councilmember Henderson to adjourn into executive session. Motion seconded by Councilmember Hill. Motion carried unanimously.

Mayor Phaup adjourned into executive session at 6:15 p.m.

Mayor Phaup reconvened into open session at 7:05 p.m.

- **RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE EXECUTIVE SESSION**

No action taken.

- **ADJOURN** - Mayor Phaup adjourned the meeting at 7:05 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

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**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SPECIAL MEETING  
AUGUST 11, 2011  
7:00 P.M.**

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MAYOR	JIM PHAUP
MAYOR PRO-TEM	KAREN HILL
COUNCILMEMBER	PAULA YATES
COUNCILMEMBER	SAJI GEORGE
COUNCILMEMBER	RONNIE HENDERSON, JR
COUNCILMEMBER	PAT WILEY

• **CALL TOWN COUNCIL MEETING TO ORDER**

Mayor Phaup called the meeting to order at 7:06 p.m.

• **INVOCATION**

Mayor Pro-Tem gave the invocation.

• **PLEDGE OF ALLEGIANCE**

Mayor Phaup led the pledge of allegiance.

**1. CONSENT AGENDA**

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**A. APPROVAL OF MINUTES - REGULAR MEETING 07-11-11**

**B. APPROVAL OF MINUTES - REGULAR MEETING 07-25-11**

**C. APPROVAL OF MINUTES - SPECIAL MEETING 07-25-11**

**D. APPROVAL OF MINUTES - BUDGET WORKSHOP 08-02-11**

Motion was made by Councilmember Yates to approve the consent agenda as presented. Motion seconded by Councilmember Wiley. Motion carried 5/0.

• **PUBLIC FORUM**

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No public comments.

• **DISCUSSION/ACTION ITEM**

**2. CONSIDER ORDINANCE NO. 540: WATER RATIONING AND DROUGHT CONTINGENCY PLAN**

Scott Campbell, Town Manager, explained Ordinance No. 540, an update of water conservation regulations based on requirements and requests from North Texas Municipal Water District.

Marc Bentley, Town Engineer, said the previous plan contained five (5) stages, but the new North Texas plan changes the stages to four (4). He explained the restrictions and changes from the old plan.

Mayor Phaup opened the public hearing.

Public Comments:

**1) Cindy Bornowski**, 106 Big Bend Circle, spoke about waivers of homeowner association watering due to time constraints. She also asked for consideration of watering times for elderly residents.

There were no other public comments. Mayor Phaup closed the public hearing.

Motion was made by Councilmember Hill to approve Ordinance No. 540 with the following changes:

- Page 3 bottom paragraph
  - 1) Add a period after days.
  - 2) Delete the words between the hours of 12:00 o'clock midnight and 6:00 o'clock am and between 3:00 o'clock pm and 6:00 o'clock pm.
- Page 5 third bullet point
  - 1) Add a period after watering days
  - 2) Delete the words between the hours of 12:00 o'clock midnight and 6:00 o'clock am and between 3:00 o'clock pm and 6:00 o'clock pm.

Motion seconded by Councilmember Yates. Motion carried 5/0.

**3. CONSIDER COUNCIL APPOINTMENTS TO THE PLANNING AND ZONING COMMISSION, HWY 190 AND HOME RULE COMMITTEES**

No action taken on Hwy 190 and Home Rule Committees.

**4. TAKE RECORD VOTE TO SET PUBLIC HEARING DATES OF AUG. 22, 2011 AND SEPT. 12, 2011 TO CONSIDER A PROPOSED TAX RATE FOR FINAL ADOPTION ON SEPT. 26, 2011**

Motion was made by Councilmember Hill to set public hearing dates of August 22, 2011 and September 12, 2011 to consider a proposed tax rate for final adoption on Sept. 26, 2011. Motion seconded by Councilmember Yates. Motion carried 5/0.

**5. DISCUSSION PROPOSED 2011-2012 BUDGET - ALL FUNDS**

Scott Campbell provided budget updates for the continued discussion on proposed 2011-2012 budget. Sgt. Russell Jacks discussed public safety staffing and needs for the town. Chief Joe Plumlee provided information on response times, staffing and needs of the fire department for Fire and EMS coverage.

**3. CONSIDER COUNCIL APPOINTMENTS TO THE PLANNING AND ZONING COMMISSION, HWY 190 AND HOME RULE COMMITTEES (OUT OF ORDER)**

Motion was made by Councilmember George to reappoint Diane Turner for 2 years (2013) to the Planning and Zoning Commission. Motion seconded by Councilmember Henderson. Motion carried 5/0.

Motion was made by Councilmember Henderson to reappoint Jack Kirkland for 2 years (2013) to the Planning and Zoning Commission. Motion seconded by Councilmember George. Motion carried 5/0.

Motion was made by Councilmember Henderson to appoint Ken Wilson to a 2 year term as a regular member (2013) for the Planning and Zoning Commission. Motion seconded by Councilmember George. Motion carried 5/0.

Motion was made by Councilmember George to appoint Jos Joseph to a 2 year term as a regular member (2013) for the Planning and Zoning Commission. Motion seconded by Councilmember Henderson. Motion carried 4/1 with Councilmember Yates voting opposed.

Motion was made by Councilmember Henderson to appoint Anthony Okofor to a 2 year term as an alternate member (2013) to the Planning and Zoning Commission. Motion seconded by Councilmember Hill. Motion carried 5/0.

Motion was made by Councilmember Yates to appoint Thomas Barone to a 1 year term as an alternate member (2012) to the Planning and Zoning Commission. Motion died for lack of a second.

Motion was made by Councilmember Henderson to appoint Ken Demko to a 1 year term as an alternate member (2012) to the Planning and Zoning Commission. Motion seconded by Councilmember Wiley. Motion carried 4/1 with Councilmember Yates voting opposed.

Motion was made by Councilmember Henderson to table the nominations for the Hwy 190 and Home Rule Committees until the next regularly scheduled town council meeting August 22, 2011. Motion seconded by Councilmember Yates. Motion carried 5/0.

Scott Campbell advised training and recommendations for new board members was being scheduled.

• **COUNCIL REPORTS AND REQUESTS**

Mayor Phaup advised discussions with Mr. Douglas would continue on August 22, 2011.  
Councilmember Hill asked to have version clarifications added to spreadsheets.  
Councilmember Yates asked about receiving bids for carpet in the council room.  
Mayor Phaup asked for consideration of low-noise tile as well.

• **MAYOR REPORTS AND REQUESTS**

Mayor Phaup explained that workshops were being planned with 4B on 8/25/11 and 4A on 8/30/11.  
Tax workshop was also scheduled for 8/29/11.

• **ADJOURN**

Mayor Phaup adjourned the meeting at 8:42 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

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**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SPECIALLY CALLED MEETING  
AUGUST 22, 2011  
6:00 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS CONDUCTED A SPECIALLY CALLED MEETING ON AUGUST 22, 2011 AT 6:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTION 551.041, 551.071 AND GOVERNMENT CODE SECTION 551.074. THOSE PRESENT WERE:

	MAYOR	JIM PHAUP
	MAYOR PRO-TEM	KAREN HILL
	COUNCILMEMBER	PAULA YATES
ABSENT	COUNCILMEMBER	SAJI GEORGE
	COUNCILMEMBER	RONNIE HENDERSON, JR
	COUNCILMEMBER	PAT WILEY

- **CALL MEETING TO ORDER**

Mayor Phaup called the meeting to order at 6:04 p.m. and announced Councilmember George would not be attending the evening's meetings.

- **CONVENE INTO EXECUTIVE SESSION PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.071 - LITIGATION AND 551.074 PERSONNEL EXECUTIVE SESSION AGENDA:**

1. **LITIGATION - DEWS VS TOWN OF SUNNYVALE**
2. **LITIGATION - VULCAN LANDS LLC VS TOWN OF SUNNYVALE**
3. **PERSONNEL - TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE**
  - A. **BOARD/COMMISSION APPOINTMENTS**
  - B. **FIRE CHIEF**
  - C. **FINANCE DIRECTOR**
  - D. **TOWN SECRETARY**

Motion was made by Councilmember Yates to adjourn into executive session. Motion seconded by Councilmember Wiley. Motion carried unanimously.

Mayor Phaup adjourned into executive session at 6:05 p.m.

Mayor Phaup recessed into open session at 7:30 p.m.

Mayor Phaup reconvened into executive session at 8:45 p.m.

Mayor Phaup reconvened into open session at 9:04 p.m.

- **RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE EXECUTIVE SESSION**

Motion was made by Councilmember Hill to appoint the following slate of members to the

Minutes  
Town Council Special Meeting  
August 22, 2011  
Page 2

**Home Rule Community Committee**

Shaji Daniel  
Don Griffin  
Carroll Brown  
Christi Daughenbaugh  
Ashlee Yates  
Linda Gooch  
Cynthia Worley  
David Byrd  
Pat Wiley

Motion seconded by Councilmember Henderson. Motion carried unanimously.

Motion was made by Councilmember Yates to appoint the following slate of members to the

**SH 190 Community Committee**

Santhosh Pillai  
Bryan Stevens  
Brian Mayes  
Michael Moore  
Jim Wade  
Bragg Smith  
Rachel Doyle  
Kara Ranta  
Ryan Finch  
Anthony Okafor  
Brad Cravens  
Terry Reid  
Karen Hill

Motion seconded by Councilmember Henderson. Motion carried unanimously.

• **ADJOURN**

Mayor Phaup adjourned the meeting at 9:07 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

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TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
REGULAR MEETING  
AUGUST 22, 2011  
7:00 P.M.**

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	MAYOR PRO-TEM	KAREN HILL
	COUNCILMEMBER	PAULA YATES
ABSENT	COUNCILMEMBER	SAJI GEORGE
	COUNCILMEMBER	RONNIE HENDERSON, JR
	COUNCILMEMBER	PAT WILEY

• **CALL TOWN COUNCIL MEETING TO ORDER**

Mayor Phaup called the meeting to order at 7:30 p.m. and welcomed Texas State Representative, Cindy Burkett.

• **INVOCATION**

Mayor Pro-Tem Hill gave the invocation.

• **PLEDGE OF ALLEGIANCE**

Mayor Phaup led the pledge of allegiance.

• **PUBLIC FORUM**

(CITIZENS MAY SPEAK ON ANY MATTER OTHER THAN PERSONNEL MATTERS OR MATTERS UNDER LITIGATION. NO TOWN COUNCIL ACTIONS OR DISCUSSION WILL BE TAKEN UNTIL SUCH MATTER IS PLACED ON THE AGENDA AND POSTED IN ACCORDANCE WITH LAW.)

Public Comments:

1) **Deborah Franklin**, 629 Pecan Creek Dr, asked about notification for resident for fires.

There were no other public comments.

• **PUBLIC HEARING**

OPEN OR CONTINUE PUBLIC HEARING, CONSIDER TESTIMONY AND OTHER INFORMATION PROVIDED, CLOSE PUBLIC HEARING, AND TAKE NECESSARY ACTION WITH RESPECT TO THE FOLLOWING:

**1. FINAL PUBLIC HEARING FOR THE 2007 TEXAS CAPITAL FUND INFRASTRUCTURE GRANT PROJECT BENEFITING MARAZZI TILE. THE GENERAL PUBLIC IS INVITED TO ATTEND AND PARTICIPATE.**

Shelley Green, grant administrator, was present to give a history of the grant benefiting Marazzi Tile. She explained the entire project completed under budget.

Mayor Phaup opened the public hearing. There were no public comments. Mayor Phaup closed the public hearing.

No action needed.

**2. CONDUCT PUBLIC HEARING REGARDING PROPOSED TAX RATE OF \$.407962 SAME AS CURRENT YEAR AND FY 2011/2012 OPERATING BUDGET FOR ALL FUNDS.**

**THE SECOND PUBLIC HEARING REGARDING THE PROPOSED TAX RATE AND BUDGET FOR 2011/2012 WILL BE SEPT. 12, 2011, 7 P.M. TOWN HALL**

**THE MEETING AT WHICH THE TOWN COUNCIL WILL VOTE ON THE PROPOSED TAX RATE IS SCHEDULED FOR SEPT. 26, 2011, 7 P.M. TOWN HALL**

Mayor Phaup read item #2 into the record. Scott Campbell, Town Manager presented the proposed 2011-2012 budget. David Cranford, Finance Director, advised that the Town would have approximately 127 days of operating capital under the presented budget with no increase in tax rate.

Mayor Phaup opened the public hearing. There were no public comments. Mayor Phaup closed the public hearing.

Mayor Phaup reminded those present of the second public hearing scheduled for Sept. 12, 2011 and the meeting to set the tax rate on Sept. 26, 2011.

**• DISCUSSION/ACTION ITEM**

**3. DISCUSS PROPOSAL FROM DOUGLAS PROPERTIES TO REQUEST A ZONING CHANGE FOR STONEY CREEK PHASES 5E-5J REGARDING +55 AND OLDER SENIOR LIVING SUBDIVISION WITH RESTRICTIONS**

Mayor Phaup gave a history of Mr. Douglas' proposal for a zoning change to the Stoney Creek Phases 5E-5J.

Jim Douglas, representing Douglas Properties, was present to answer any questions.

Councilmember Yates asked for consideration of Mr. Douglas to provide reconstruction of Nance Road. She also confirmed the price range of the homes at \$250,000-\$300,000 with similar square footage as currently being built in the other phases of Stoney Creek.

Mayor Phaup opened the public hearing.

Public Comments:

- 1) **Andy Cummins**, 588 N. Collins, asked about group housing in this concept. Mayor Phaup said it would not be allowed with this concept, but was possible in other areas of town.
- 2) **Cindy Bornowski**, 106 Big Bend Circle, spoke concerned about additional traffic in the school area, front entry garages and buffers. Mrs. Bornowski said she saw no advantage to the downsized proposed homes.
- 3) **Ted Meredith**, 304 Parkview Dr, asked if the homes would be zero lot lines, 2-story or garden homes. Mr. Meredith was concerned about increased density in such a small area, but said it was a worthwhile project to continue to review.
- 4) **Bubba Titsworth**, 402 E. Tripp Rd, spoke in favor of keeping Nance Road and having Mr. Douglas improve it to keep it for original Sunnyvale residents.
- 5) **Deborah Franklin**, 629 Pecan Creek, asked the nature of the subdivision. She asked about "Smart Homes" for senior citizens being allowed in the subdivision.
- 6) **Allyn Giacomazzi**, 217 Brazos Lane, asked how the zoning change would impact the PRO. Mayor Phaup advised an ordinance would be created for the E-J tracks specific to this request.

In summary, Jim Douglas advised that the subdivision would be only single family homes with one family per home. The open space on west side was not solely owned by Douglas Properties and he was not at liberty to make commitments. Last, there were no plans to change Nance Road's name.

Councilmember Wiley spoke in favor of the concept and asked for extensive communication with the current Stoney Creek residents.

Councilmember Yates asked for community input to approve a density of more than the 90 homes previously approved. She spoke concerned about impact to Sunnyvale schools.

Councilmember Hill spoke in favor of creating a concept to allow ways for current Sunnyvale residents to downsize and be able to stay in Sunnyvale. She asked for further information on deed restrictions pertaining to grandparents.

Councilmember Henderson spoke in favor of having a senior subdivision in Sunnyvale. He asked for further options and opportunities for the project. Councilmember Henderson agreed with Councilmember Wiley on getting honest and direct feedback from the Stoney Creek HOA.

Mayor Phaup reminded Mr. Douglas of Sunnyvale's high expectations regarding the school district and deed restrictions. He also spoke regarding the possible impacts on the value growth of existing homes.

Mayor Phaup told Mr. Douglas that if he decided to make application for the zoning change, the Town would hold joint workshops with the Town Council and Planning and Zoning Commission.

**4. CONSIDER COUNCIL APPOINTMENTS TO THE PLANNING AND ZONING COMMISSION, HWY 190 AND HOME RULE COMMITTEES**

No action taken.

• **COUNCIL REPORTS AND REQUESTS**

Mayor Pro-Tem Hill asked if it was possible to enforce multi-family living abuses in town. Scott Campbell advised it was possible, but not easily done.

Mayor Pro-Tem Hill asked Mr. Campbell if people living at the trailer campground were informed that although their water was provided from Sunnyvale; they were not Sunnyvale citizens. David Cranford advised that only a master water bill was sent to the main house and should not be usable for having children accepted by the school district.

• **MAYOR REPORTS AND REQUESTS**

Mayor Phaup advised that if the town had to go to Stage 3 water conservation, a town hall meeting would be held.

• **ADJOURN**

Mayor Phaup adjourned the meeting at 8:44 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

A TAPE RECORDING OF THIS MEETING IS ON FILE AT TOWN HALL. THESE MINUTES ARE CONDENSED THEREFROM



**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SUNNYVALE 4B DEVELOPMENT CORPORATION  
SPECIALLY CALLED JOINT MEETING  
AUGUST 25, 2011  
7:00 P.M.**

THE TOWN COUNCIL AND 4B DEVELOPMENT CORPORATION OF THE TOWN OF SUNNYVALE, TEXAS CONDUCTED A SPECIALLY CALLED JOINT MEETING ON AUGUST 25, 2011 AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTION 551.041. THOSE PRESENT WERE:

TOWN COUNCIL MEMBERS:

MAYOR	JIM PHAUP
MAYOR PRO-TEM	KAREN HILL
COUNCILMEMBER	PAULA YATES
COUNCILMEMBER	SAJI GEORGE
COUNCILMEMBER	RONNIE HENDERSON, JR
COUNCILMEMBER	PAT WILEY

SUNNYVALE 4B DEVELOPMENT CORPORATION MEMBERS:

	PRESIDENT	MARK DEWITT
	MEMBER	MICHAEL GIORDANO
	TREASURER	KARA RANTA
	SECRETARY	DEBI LOCKHART
	MEMBER	ELIZABETH MITCHELL
ABSENT	MEMBER	WARREN KAMPMEIER
ABSENT	MEMBER	JOHN BAILEY

**• CALL MEETING TO ORDER**

Mayor Phaup called the Town Council meeting to order at 7:00 p.m.  
President DeWitt called the 4B Development Corporation to order at 7:00 p.m.

**• UPDATE AND DISCUSSION ON CURRENT 4B PROJECTS AND INITIATIVES**

Mayor Phaup and President DeWitt explained the joint meeting had been called for clear communication between the council and board. Discussion followed regarding 4B projects, the need to expand playing fields for children and the all-age utilizations accomplished for the town parks.

Direction was given to:

- 1) Obtain firm updated quotes on the bridge project costs and grant options prior to the end of September budget considerations. Decision was made to put the item on the 4B September agenda.

Minutes

Joint Meeting of Town Council and Sunnyvale 4B Development Corporation

August 25, 2011

Page 2

- 2) Obtain information for wildflower seeds to re-seed the areas where new water lines were installed by the North Texas Municipal Water District.
- 3) Streamline the 4B incentive application practice. Joint committee will be formed to facilitate the process for all town boards working in conjunction. Current 4B application to be uploaded to website during the interim.
- 4) Town Hall landscaping to be reviewed and updated.
- 5) Website to be updated with Master Trail Plan.

- **4B/TOWN COUNCIL GOALS AND INITIATIVES FOR FISCAL YEAR 2012**

Decision was made to discuss budget in joint session at further date.

- **4B/TOWN COUNCIL GOALS AND INITIATIVES FOR NEXT 5 YEARS**

No discussion held.

- **ADJOURN**

President DeWitt adjourned the Sunnyvale 4B Development Corporation meeting at 8:16 p.m.

Mayor Phaup adjourned the Town Council meeting at 8:16 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

\_\_\_\_\_  
President Mark DeWitt

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

A TAPE RECORDING OF THIS MEETING IS ON FILE AT TOWN HALL. THESE MINUTES ARE CONDENSED THEREFROM



**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SPECIAL CALLED MEETING  
AUGUST 29, 2011  
6:30 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS CONDUCTED A SPECIAL CALLED MEETING ON AUGUST 29, 2011 AT 6:30 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTIONS 551.0411. THOSE PRESENT WERE:

	MAYOR	JIM PHAUP
	MAYOR PRO-TEM	KAREN HILL
	COUNCILMEMBER	PAULA YATES
ABSENT	COUNCILMEMBER	SAJI GEORGE
	COUNCILMEMBER	RONNIE HENDERSON, JR
	COUNCILMEMBER	PAT WILEY

• **CALL MEETING TO ORDER**

Mayor Pro-Tem Hill called the meeting to order at 6:43 p.m.

• **DISCUSSION OF SOLID WASTE SERVICES CONTRACT**

Scott Campbell, Town Manager, asked for direction from the town council on the solid waste services contract due to expire in April 2012. He asked if curb-side recycling was an interest, the frequency of collection and the method of collection. Decision was made to create a bid request for weekly and bi-weekly recycling.

• **DISCUSSION OF PROPOSED 2011 TAX RATE AND FISCAL YEAR 2011-2012 BUDGET - ALL FUNDS**

General fund supplemental budget requests were presented. Discussion followed regarding B-Road reconstruction to include the following areas: 1) Tripp Rd (from East Fork to Rebecca); 2) Larkin Road (from the Barry intersection, east 2000'); 3) Tripp Rd (from entrance to Town Center Park to The Falls entrance); and 4) East Fork (intersection of Gloria, north 1000'). Decision was made to leave B-Roads as existing with review at mid-year. Non-B Roads to be prioritized now.

Water fund supplemental request sheet was presented. Scott Campbell said that without changing rates, the utility fund was very close to proposed budget. He asked for consideration on new equipment and a vehicle replacement program. Discussion of water/sewer rates and sewer contracts were discussed.

Staff planning was presented to the Town Council for review. Staff restructure was discussed for the current changes and needs of the town.

Minutes  
Town Council Meeting  
August 29, 2011  
Page 2

General fund supplemental budget requests will be ranked by council members and presented to the Mayor for review.

• **ADJOURN**

Mayor Phaup adjourned the meeting at 8:43 p.m.

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

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**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
SUNNYVALE 4A DEVELOPMENT CORPORATION  
SPECIALLY CALLED JOINT MEETING  
AUGUST 30, 2011  
7:00 P.M.**

THE TOWN COUNCIL AND 4A DEVELOPMENT CORPORATION OF THE TOWN OF SUNNYVALE, TEXAS WILL CONDUCT A SPECIALLY CALLED JOINT MEETING ON AUGUST 30, 2011 AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTION 551.041. THOSE PRESENT WERE:

**TOWN COUNCIL:**

	MAYOR	JIM PHAUP
	MAYOR PRO-TEM	KAREN HILL
	COUNCILMEMBER	PAULA YATES
	COUNCILMEMBER	SAJI GEORGE
ABSENT	COUNCILMEMBER	RONNIE HENDERSON, JR
	COUNCILMEMBER	PAT WILEY

**SUNNYVALE 4A DEVELOPMENT CORPORATION:**

VICE PRESIDENT	RACHEL DOYLE
SECRETARY	TERRI SHATTER
TREASURER	DAVID CARLILE
DIRECTOR	HARI PILLAI
DIRECTOR	BILL METZGER

**• CALL MEETING TO ORDER**

Mayor Phaup called Town Council to order at 7:00 p.m. Vice-President Doyle called the Sunnyvale 4A Development Corporation to order at 7:00 p.m.

- UPDATE AND DISCUSSION ON CURRENT 4A PROJECTS AND INITIATIVES**
- 4A/TOWN COUNCIL GOALS AND INITIATIVES FOR FISCAL YEAR 2012**
- 4A/TOWN COUNCIL GOALS AND INITIATIVES FOR NEXT 5 YEARS**

Vice-President Doyle and Pam Mundo, Economic Development Consultant updated those present on the 4A efforts to be a Film-Friendly Community, area demographics, retail sites for restaurants, proposed tax increment reinvestment zones (TIRZ), proposed hotel feasibility study, advertising, shopping Sunnyvale, Hwy 190 and Hwy 80 highway corridor. Vice-President Doyle advised that the 4A would like to meet with the council 3-4 times during the year.

Treasurer, David Carlile presented a draft budget for review. Discussion followed.

**• ADJOURN**

Vice-President Doyle adjourned the Sunnyvale 4A Development Corporation meeting at 8:55 p.m. Mayor Phaup adjourned the Town Council meeting at 8:55 p.m.

Minutes  
Town Council/Sunnyvale 4A Development Corporation  
August 30, 2011  
Page 2

*The undersigned presiding officer certifies that this is a true and correct record of the proceedings.*

\_\_\_\_\_  
Mayor Jim Phaup

\_\_\_\_\_  
Vice-President Doyle

ATTEST:

\_\_\_\_\_  
Kathryn Dewey, Town Secretary

A TAPE RECORDING OF THIS MEETING IS ON FILE AT TOWN HALL. THESE MINUTES ARE CONDENSED THEREFROM



## AGENDA ITEM SUMMARY

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TO: Town Council

FROM: Scott Campbell, Town Manager *SC*

RE: **ITEM 2:** Public Hearing – Proposed 2011-2012 General Fund Budget

DATE: September 9, 2011

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This is the second of the two required public hearings on the proposed tax rate and budget. Similar to the first public hearing, we will summarize the proposed tax rate, general fund expenditures/revenues, and supplemental requests, and receive any public input/comments.

We have also posted an agenda item to finalize the General Fund Budget and discuss new scenarios for utility rates. Attached is a new supplemental page for the water fund that reflects the change in priority rankings for the back-flow prevention consultant work discussed at the last meeting.





## AGENDA ITEM SUMMARY

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TO: Town Council

FROM: Scott Campbell, Town Manager *SC*

RE: *Budget Discussion*  
~~ITEM 3: Public Hearing – Proposed 2011-2012 General Fund Budget~~

DATE: September 9, 2011

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This item is to continue discussion on the proposed 2012 budget. At this meeting we would like to finalize the supplemental requests for the general fund budget; and discuss a few different scenarios regarding water and sewer rates. Attached please find information to facilitate the discussion on the utility rates.

# Memo

**To:** Scott Campbell, Town Manager  
**From:** David Cranford  
**Date:** 09/09/2011  
**Re:** Utility Rate Analysis

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## BACKGROUND INFORMATION

- The 2011-12 Proposed Budget (summarized below page 2), was developed based on 2009-10's water use as the year approximated an average rain fall year. You will notice expenses exceed revenues by \$52,193 when excluding depreciation.
  - The biggest expense category, Contract Services (\$1,870,718) includes purchases of water from North Texas municipal Water District and sewer from the City of Garland and Mesquite. Historically, these cost increase almost every year.
    - Water purchased from North Texas Municipal Water District at \$1.55 per 1,000 gal.
    - Mesquite sewer charges are \$10.20 1<sup>st</sup> 1K water use, \$5.72/K for 2K >, residential capped @ \$55.
    - Garland sewer charges 80% of water use at \$2.43 per 1000 gal.
    - Trash Services is pretty much a wash as costs have in past been passed on to residents and businesses.
- As of August 2011, we have 1,924 water accounts (1,738 residential and 186 commercial). Monthly average residential use per household is 15,100 gal.
- 70% of residents (see chart page 2), on average, use less than 12,200 gal of water a month.
- As of August 2011, we have 1,389 sewer accounts (751 Mesquite and 638 Garland). Of the 1,389 sewer accounts, 98 are commercial, which neither Mesquite nor Garland cap. 73% of residents and commercial have sewer, 75% of residents have sewer.
- Sunnyvale's combine water and sewer rate is close to the average for surrounding cities and the TML survey for similar sized cities for 5,000 gal of water use (see following rate schedule page 3). For water use of 10,000, 15,000, & 30,000, Sunnyvale's total resident utility bill is well below the average of surrounding cities – page 3.
- It is apparent that Sunnyvale's residential water bill is significantly lower and the sewer bill is higher than the average of surrounding cities - page 3.
- The Town's residential sewer rate is capped at \$70/mo and Garland's sewer charge is not. \$70 cap would provide for 36,000 gal of sewer billing during the month, thus those residents on the Garland sewer line using more than 36,000 of water in a given month are being subsidized. During an average rain fall year the total dollar amount of Garland sewer costs above related collections will be around \$65,000.

# Utility Fund

11-12  
Prps'd BDGT

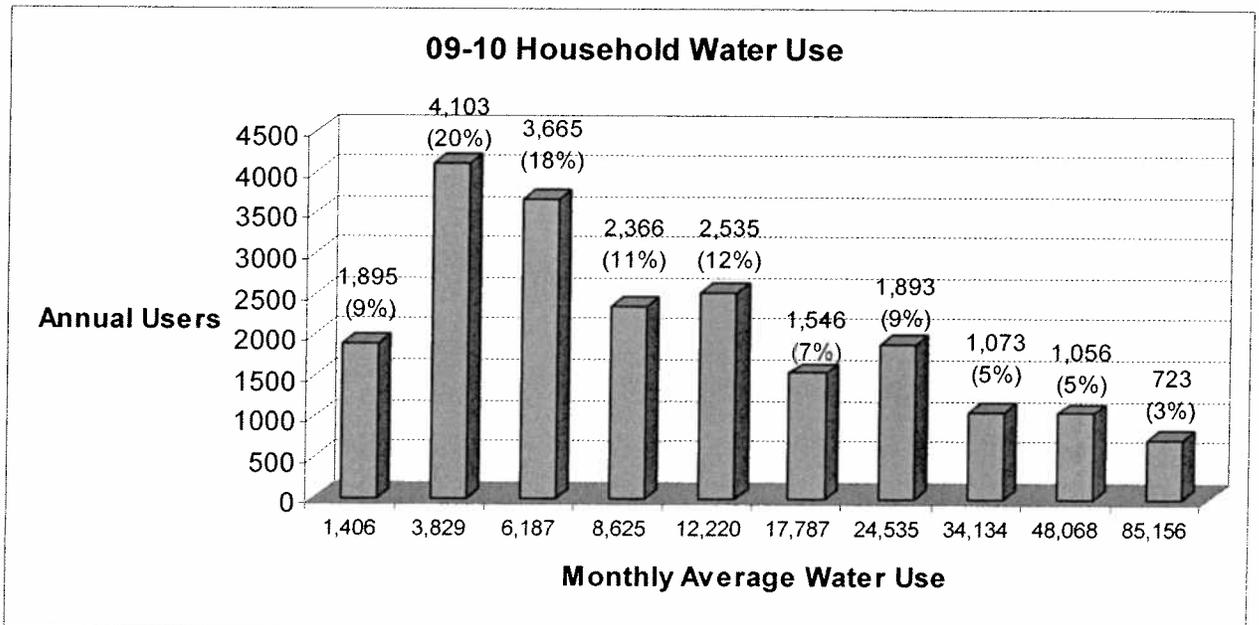
## OPERATING REVENUES:

Water sales	\$1,640,000
Sewer charges	\$831,000
Solid Waste Fees	\$191,000
Miscellaneous	\$62,875
<b>TOTAL REVENUES</b>	<b>\$2,706,875</b>

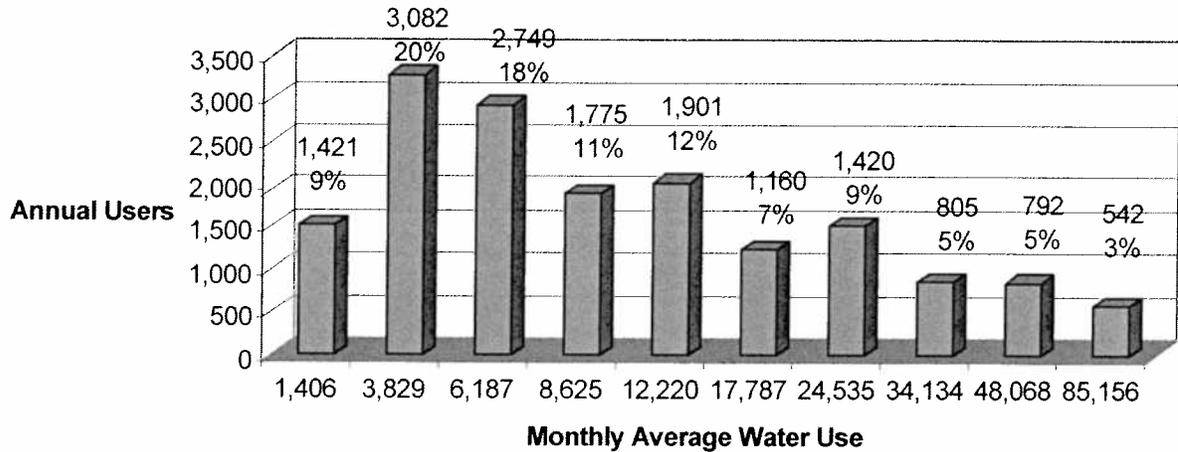
## EXPENDITURES:

Personnel Cost	\$401,305
Supplies/Maint/Trans/Cont	\$315,220
Contract Services	\$1,870,718
Debt Service Obligations	\$171,825
<b>TOTAL EXPENDITURES</b>	<b>\$2,759,068</b>

<b>Net Income/(Loss)</b>	<b>(\$52,193)</b>
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### 09-10 Household Sewer Use



### UTILITY BILL COMPARISON WITH OTHER MUNICIPALITIES

#### WATER

MUNICIPALITY	5K WTR USE	10K WTR USE	15K WTR USE	30K WTR USE
SUNNYVALE	\$23.50	\$31.00	\$38.50	\$63.50
TML SURVEY	\$28.81	\$45.71	NONE	NONE
GARLAND	\$26.63	\$44.28	\$61.93	\$143.98
MESQUITE	\$22.25	\$44.25	\$66.25	\$132.25
FORNEY	\$22.20	\$40.45	\$58.70	\$127.70
HEATH	\$36.49	\$55.69	\$75.59	\$149.19
ROCKWALL	\$15.90	\$27.40	\$44.06	\$104.36
<b>AVG NON SUNNYVALE</b>	<b>\$25.38</b>	<b>\$45.96</b>	<b>\$61.31</b>	<b>\$131.50</b>

#### SEWER

MUNICIPALITY	5K WTR USE	10K WTR USE	15K WTR USE	30K WTR USE
SUNNYVALE (MAX \$70)	\$31.25	\$40.00	\$48.75	\$57.50
TML SURVEY	\$23.92	\$34.29	NONE	NONE
GARLAND(winter avg)	\$27.55	\$49.10	\$49.10	\$49.10
MESQUITE(MAX \$55)	\$22.04	\$33.47	\$33.47	\$33.47
FORNEY (winter avg)	\$21.50	\$39.00	\$39.00	\$39.00
HEATH(flat fee)	\$62.70	\$62.70	\$62.70	\$62.70
ROCKWALL(winter avg)	\$18.70	\$27.40	\$27.40	\$27.40
<b>AVG NON SUNNYVALE</b>	<b>\$29.40</b>	<b>\$41.02</b>	<b>\$42.33</b>	<b>\$42.33</b>

#### TOTALS

MUNICIPALITY	5K WTR USE	10K WTR USE	15K WTR USE	30K WTR USE
SUNNYVALE	\$54.75	\$71.00	\$87.25	\$121.00
TML SURVEY	\$52.73	\$80.00	NONE	NONE
GARLAND	\$54.18	\$93.38	\$111.03	\$193.08
MESQUITE	\$44.29	\$77.72	\$99.72	\$165.72
FORNEY	\$43.70	\$79.45	\$97.70	\$166.70
HEATH	\$99.19	\$118.39	\$138.29	\$211.89
ROCKWALL	\$34.60	\$54.80	\$71.46	\$131.76
<b>AVG NON SUNNYVALE</b>	<b>\$54.78</b>	<b>\$83.99</b>	<b>\$103.64</b>	<b>\$173.83</b>

**Proposed Water and Sewer rates:**

- 1) Winter averaging for sewer. Increase the 1<sup>st</sup> level of water rates to \$2.45 from \$1.50/1000 gal for water use up to 20,000 gal and the 2<sup>nd</sup> level to \$2.65 from \$1.75 for the next 10,000 of water usage.
- 2) 80% of water use for sewer use. Increase the 1<sup>st</sup> level of water rates to \$1.75 from \$1.50/1000 gal. Cap remains at \$70 for residential.
- 3) Lower cap on residential sewer from \$70 to \$55. Increase the 1<sup>st</sup> level of water rates to \$1.75 from \$1.50/1000 gal. Cap remains at \$70 for residential.

**Proposed Rate Amendments:**

MUNICIPALITY	WATER			
	5K WTR USE	10K WTR USE	15K WTR USE	30K WTR USE
SUNNYVALE	\$23.50	\$31.00	\$38.50	\$63.50
AVG NON SUNNYVALE	\$25.38	\$42.96	\$61.31	\$131.50
1) SWR winter avg WTR \$2.45 18K; \$2.65 next 10K	\$25.45	\$38.60	\$50.85	\$89.60
2) SWR 80% wtr WTR \$1.75 1st 18K; \$2.65 next 10K	\$24.25	\$33.00	\$41.75	\$68.00
3) SWR resident capped \$55 WTR \$1.75 1st 18k	\$24.25	\$33.00	\$41.75	\$68.00

MUNICIPALITY	SEWER			
	5K WTR USE	10K WTR USE	15K WTR USE	30K WTR USE
SUNNYVALE (MAX \$70)	\$31.25	\$40.00	\$48.75	\$70.00
AVG NON SUNNYVALE	\$29.40	\$40.99	\$42.33	\$42.33
1) SWR winter avg WTR \$2.45 18K; \$2.65 next 10K	\$29.50	\$36.50	\$40.00	\$40.00
2) SWR 80% wtr WTR \$1.75 1st 18K; \$2.65 next 10K	\$29.50	\$36.50	\$43.50	\$64.50
3) SWR resident capped \$55 WTR \$1.75 1st 18K	\$31.25	\$40.00	\$48.75	\$55.00

MUNICIPALITY	TOTALS			
	5K WTR USE	10K WTR USE	15K WTR USE	30K WTR USE
SUNNYVALE	\$54.75	\$71.00	\$87.25	\$133.50
AVG NON SUNNYVALE	\$54.78	\$83.96	\$103.64	\$173.83
1) SWR winter avg WTR \$2.45 18K; \$2.65 next 10K	\$54.95	\$75.10	\$90.85	\$129.60
2) SWR 80% wtr WTR \$1.75 1st 18K; \$2.65 next 10K	\$53.75	\$69.50	\$85.25	\$132.50
3) SWR resident capped \$55 WTR \$1.75 1st 18K	\$55.50	\$73.00	\$90.50	\$123.00