

AN ORDINANCE OF THE TOWN OF PROSPER, TEXAS, AMENDING ORDINANCE NO. 2021-55 (FY 2021-2022 BUDGET) TO FUND INCREASED EXPENDITURES OF \$140,000; INCREASED EXPENDITURES OF \$450,606 IN THE CRIME CONTROL AND PREVENTION DISTRICT FUND BUDGET; INCREASED EXPENDITURES OF \$406,381 IN THE FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT FUND BUDGET; INCREASED EXPENDITURES OF \$2,853,566 IN THE TIRZ #1 FUND BUDGET; INCREASED EXPENDITURES OF \$22,121 IN THE TIRZ #2 FUND BUDGET; INCREASED EXPENDITURES OF \$590,743 IN THE WASTEWATER IMPACT FEE FUND; INCREASED EXPENDITURES OF \$383,197 IN THE STORMWATER DRAINAGE FUND; INCREASED EXPENDITURES OF \$3,790,135 IN THE WEST THOROUGHFARE IMPACT FEE FUND; INCREASED EXPENDITURES OF \$715,166 IN THE HEALTH FUND; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

**WHEREAS**, the Town Council of the Town of Prosper, Texas ("Town Council"), has investigated and determined that it will be beneficial and advantageous to the residents of the Town of Prosper, Texas ("Prosper"), to amend Ordinance No. 2021-55 (FY 2021-2022 Budget) for the purposes listed in Exhibit "A," attached hereto and incorporated herein by reference; and

**WHEREAS**, the changes will result in budgeted funds being allocated.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, THAT:**

#### **SECTION 1**

Findings Incorporated. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

#### **SECTION 2**

Amendment to Ordinance No. 2021-55 (FY 2021-2022 Budget). Ordinance No. 2020-55 (FY 2021-2022 Budget) is hereby amended to allow for increases to appropriations as shown in Exhibit "A," attached hereto and incorporated herein by reference.

#### **SECTION 3**

Savings/Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed, but such repeal shall not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent prosecution from being commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of conflicting ordinances shall remain in full force and effect.

#### **SECTION 4**

Severability. Should any section, subsection, sentence, clause, or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Prosper hereby declares that it would have passed this Ordinance, and each section,

subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

**SECTION 5**

Effective Date. This Ordinance shall become effective immediately upon its passage.

**DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS 13TH DAY OF DECEMBER, 2022.**

**TOWN OF PROSPER, TEXAS**

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**David F. Bristol, Mayor**

**ATTEST TO:**

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**Michelle Lewis Sirianni, Town Secretary**

**APPROVED AS TO FORM AND LEGALITY:**

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**Terrence S. Welch, Town Attorney**

EXHIBIT "A"  
BUDGET AMENDMENT  
FISCAL YEAR 2021-2022  
December 13,2022

FUND	CATEGORY	DESCRIPTION	AMENDMENT
<b>GENERAL FUND</b>			
	<b>EXPENDITURES</b>		
	Transfers	To Stormwater Drainage to support fund balance	140,000
		<b>TOTAL EXPENDITURES</b>	<b>140,000</b>
		<b>NET CHANGE IN GENERAL FUND BALANCE</b>	<b>(140,000)</b>
<b>TIRZ #1 FUND</b>			
	<b>REVENUES</b>		
	Impact Fee Revenue	Increased to match actual revenue	2,584,379
		<b>TOTAL REVENUES</b>	<b>2,584,379</b>
	<b>EXPENDITURES</b>		
	Developer Reimbursement	Increase in Impact Revenue increased reimbursement	2,853,566
		<b>TOTAL EXPENDITURES</b>	<b>2,853,566</b>
		<b>NET CHANGE IN TIRZ #1 FUND BALANCE</b>	<b>(269,187)</b>
<b>TIRZ #2 FUND</b>			
	<b>REVENUES</b>		
	Property Tax - Town	Increased to match actual revenue	22,195
		<b>TOTAL REVENUES</b>	<b>22,195</b>
	<b>EXPENDITURES</b>		
	Developer Reimbursement	Increase in Property Tax increased reimbursement	22,121
		<b>TOTAL EXPENDITURES</b>	<b>22,121</b>
		<b>NET CHANGE IN TIRZ #2 FUND BALANCE</b>	<b>74</b>
<b>CRIME CONTROL AND PREVENTION SPECIAL PURPOSE DISTRICT</b>			
	<b>REVENUES</b>		
	Sales Tax	Increased to match Sales Tax Revenue	443,206
		<b>TOTAL REVENUES</b>	<b>443,206</b>
	<b>EXPENDITURES</b>		
	Personnel	Increased to comply with cash balance policy	430,217
	Other	Increased to match actuals	20,389
			<b>450,606</b>
		<b>NET CHANGE IN CRIME SPD</b>	<b>(7,400)</b>
<b>FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES SPECIAL PURPOSE DISTRICT</b>			
	<b>REVENUES</b>		
	Sales Tax	Increased to match Sales Tax Revenue	438,473
		<b>TOTAL REVENUES</b>	<b>438,473</b>
	<b>EXPENDITURES</b>		
	Personnel	Increased to comply with cash balance policy	386,000
	Other	Increased to match actuals	20,381
			<b>406,381</b>
		<b>NET CHANGE IN FIRE SPD</b>	<b>32,092</b>

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BUDGET AMENDMENT  
FISCAL YEAR 2021-2022  
December 13,2022

**WASTEWATER IMPACT FEE FUND**

**REVENUES**

Impact Fees	Increased to match actuals	151,000
Equity Fees	Increased to match actuals	<u>128,000</u>
		279,000

**EXPENDITURES**

Operations-Developer Reimb.		<u>590,743</u>
		590,743

**NET CHANGE IN WASTEWATER IMPACT FEE FUND** (311,743)

**STORMWATER DRAINAGE FUND**

**REVENUES**

Transfers In	From General Fund	<u>140,000</u>
		140,000

**EXPENDITURES**

Capital		<u>383,197</u>
		383,197

**NET CHANGE IN STORMWATER DRAINAGE FUND** (243,197)

**WEST THOROUGHFARE IMPACT FEE FUND**

**EXPENDITURES**

Operations-Developer Reimb.		<u>3,790,135</u>
		3,790,135

**NET CHANGE IN WEST THOROUGHFARE IMPACT FEE FUND** (3,790,135)

**HEALTH FUND**

**REVENUES**

Other Income		<u>628,068</u>
		628,068

**EXPENDITURES**

Operating Expenses		65,966
Claims		<u>649,200</u>
		715,166

**NET CHANGE IN HEALTH FUND** (87,098)