



The City Of
Pampa

Public Hearing/Special Meeting of the:

Pampa City Commission

September 7, 2021

4:00 p.m.

City of Pampa

201 W. Kingsmill

P.O. Box 2499

Pampa, Texas 79066-2499

Phone: 806-669-5750

Fax: 806-669-5767



**CITY OF PAMPA
CITY COMMISSION AGENDA
PUBLIC HEARING/SPECIAL MEETING**

Paul Searl, Commissioner Ward 1
Brian Doughty, Commissioner Ward 2
Jimmy Keough, Commissioner Ward 3
Bryan Fisher, Commissioner Ward 4

Lance DeFever, Mayor

Shane Stokes, City Manager
Karen Price, City Secretary
Bryan J. Guymon, City Attorney

Notice is hereby given of a **PUBLIC HEARING/SPECIAL MEETING** of the City Commission of the City of Pampa, Texas to be held on **TUESDAY, SEPTEMBER 7, 2021, AT 4:00 P.M., CITY HALL – CITY COMMISSION CHAMBER, 3RD FLOOR, 201 W. KINGSMILL, PAMPA, TEXAS**, for the purpose of considering the following agenda items.

All agenda items are subject to action. The City Commission reserves the right to adjourn into Executive Session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

City Commission meetings are broadcast on YouTube. YouTube does provide closed captioning on the recorded video; it is not provided in real time. Live streaming our meetings on www.cityofpampa.org, by clicking the Live Stream Channel link.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

PLEDGE OF ALLEGIANCE TO TEXAS FLAG

PUBLIC COMMENTS:

Citizens who have signed a card to speak to the City Commission will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter of the presentation is on the Agenda, Commission Members and City Staff are prevented from discussing the subject and may respond only with statements of factual information or existing City policy. Citizens are limited to three (3) minutes for their presentation to the City Commission.

PUBLIC HEARING – 2021-2022 PROPOSED TAX RATE:

The City Commission of the City of Pampa will conduct a Public Hearing at 4:00 p.m. at City Hall, 201 W. Kingsmill Street, on the 3rd Floor in the City Commission Chambers on a proposal to increase total tax revenue from properties on the tax roll in the proceeding tax year by 8.04% (percent by which proposed tax rate exceeds lower of the no-new-revenue tax rate and the voter approval tax rate calculated under Chapter 26 of the Tax Code). Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the change in the taxable value of your property in relation to the change in taxable value of all other property and the tax rate that is adopted.

If the governing body adopts the proposed tax rate of \$0.73 per \$100 of taxable value, the amount of taxes imposed this year on a \$100,000 home will be \$730.


AUTHORIZATIONS BY CITY COMMISSION:

1. Consider approving the minutes of the August 23, 2021 Regular Commission Meeting and the August 30, 2021 Public Hearing/Special Commission Meeting as presented.
2. Consider adopting Resolution No. R21-030, a Resolution by the City Commission continuing Executive Order GA-34 and extending to September 27, 2021 the City of Pampa's Declaration of Local Disaster Order.
3. Consider adopting Resolution No. R21-031, a Resolution by the City Commission nominating Kevin Hunt to serve on the Board of Directors of the Gray County Appraisal District for the 2022-2023 term.
4. Consider adopting on second and final reading Ordinance No. 1754, an Ordinance by the City Commission adopting the City of Pampa's 2021-2022 Operating Budget.
5. Consider approving on first reading Ordinance No. 1755, an Ordinance by the City Commission setting a tax rate of \$0.73 per \$100 valuation on taxable property for the 2021-2022 fiscal year and levying an Ad Valorem Tax on all properties subject to taxation within the corporate limits of the City of Pampa.
6. Consider approving Amendment No. 12 to the CH2M HILL OMI Agreement for operations, maintenance, and management services for the City of Pampa's Water/Wastewater Plant, Wells, and Pump Station.

ADJOURN

CERTIFICATION

I certify that the above Agenda was posted on the outside officially designated bulletin board in front of City Hall, facing Kingsmill Street, a place convenient and readily accessible to the public at all times and said Agenda was posted on **FRIDAY, SEPTEMBER 3, 2021, BEFORE 4:00 P.M.** and remained so posted continuously for at least 72 hours proceeding the scheduled time of said meeting.



Karen L. Price, City Secretary

ACCESSABILITY STATEMENT

In compliance with the Americans with Disabilities Act, the City of Pampa will provide for reasonable accommodations for persons attending City Commission meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact Karen Price, City Secretary, at 669-5750. City Hall is wheelchair accessible. Entry is on the West side of the building.

AGENDA REMOVAL NOTICE

This public notice was removed from the official designated bulletin board at 201 W. Kingsmill Street, Pampa, Texas, City Hall on the following date and time:

Date: _____ Time: _____

By: _____



CITY OF PAMPA AGENDA INFORMATION SHEET

PUBLIC HEARING

ITEM/PROJECT: 2021-22 PROPOSED TAX RATE

MEETING DATE: September 7, 2021

DESCRIPTION PUBLIC HEARING – 2021-2022 PROPOSED TAX RATE:

The City Commission of the City of Pampa will conduct a Public Hearing at 4:00 p.m. at City Hall, 201 W. Kingsmill Street, on the 3rd Floor in the City Commission Chambers on a proposal to increase total tax revenue from properties on the tax roll in the proceeding tax year by 8.04% (percent by which proposed tax rate exceeds lower of the no-new-revenue tax rate and the voter approval tax rate calculated under Chapter 26 of the Tax Code). Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the change in the taxable value of your property in relation to the change in taxable value of all other property and the tax rate that is adopted.

If the governing body adopts the proposed tax rate of \$0.73 per \$100 of taxable value, the amount of taxes imposed this year on a \$100,000 home will be \$730.

STAFF CONTACT: Commission Members
Robin Bailey, Finance Director
Shane Stokes, City Manager



**CITY OF PAMPA
AGENDA INFORMATION SHEET**

AGENDA ITEM: 1

ITEM/PROJECT:

MINUTES

MEETING DATE:

September 7, 2021

DESCRIPTION

Consider approving the minutes of the August 23, 2021 Regular Commission Meeting and the August 30, 2021 Public Hearing/Special Commission Meeting as presented.

STAFF CONTACT:

Karen Price, City Secretary

FINANCIAL IMPACT:

N/A

SOURCE OF FUNDS:

N/A

**START/COMPLETION
SCHEDULE:**

Minutes will take effect after Commission approval.

**RECOMMENDED
ACTION:**

Staff recommends Commission approve the minutes of the August 23, 2021 and August 30, 2021 Commission Meetings.

**BACKGROUND/
ADDITIONAL
INFORMATION:**

Copy of August 23rd and August 30th Minutes attached.

**MINUTES OF THE
CITY COMMISSION OF THE CITY OF PAMPA, TEXAS
REGULAR MEETING
MONDAY, AUGUST 23, 2021**

CALL TO ORDER: Mayor Lance DeFever at 4:00 p.m.

PRESENT:	Lance DeFever	Mayor
	Paul Searl	Commissioner
	Brian Doughty	Commissioner
	Jimmy Keough	Commissioner
	Bryan Fisher	Commissioner

ABSENT: None

STAFF:	Shane Stokes	City Manager
	Bryan Guymon	City Attorney
	Karen Price	City Secretary
	Robin Bailey	Finance Director
	Dustin Miller	Community Services Director
	Gary Turley	Director Public Works
	Lance Richburg	Chief of Police
	Greg Lee	Fire Chief
	Brian Massey	Sergeant
	Theresa Daniels	Asst. Finance Director
	Luke Wimmer	Accountant
	Kasey Presson	Asst. Fire Chief

VISITORS:	Andy Epps	Delia Moyer
	Edwin Leon	Dale Garner
	Jeff Andrews	Sharron Andrews
	Judge Chris Porter	

NEWS MEDIA:	John Lee	Pampa News
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INVOCATION:	Byron Williamson	Commission Chaplain
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PUBLIC COMMENTS: None

DISCUSSION ITEMS:

- Freedom Museum Update and 2021-22 Budget Information
Andy Epps, Freedom Museum Curator

AUTHORIZATIONS BY CITY COMMISSION:

21-118

1. Consider approving the minutes of the August 9, 2021 Regular Commission Meeting as presented.

A motion was made by Commissioner Doughty and Seconded by Commissioner Searl to approve the minutes of the August 9, 2021 Regular Commission Meeting as presented, with each Commission Member voting AYE, the motion carried.

21-119

2. Consider allocating Coronavirus Local Fiscal Recovery Fund Funds to Pampa Regional Medical Center for Emergency Staffing.

A motion was made by Commissioner Fisher and Seconded by Commissioner Searl to approve expenditure from the Coronavirus Local Fiscal Recovery Fund to Pampa Regional Medical Center not to exceed \$108,00 for emergency staffing over the next thirty (30) days, with each Commission Member voting AYE, the motion carried.

21-120

3. Consider approving the Pampa Economic Development Corporations Proposed Operating Budget for the 2021-2022 fiscal year, PEDC's budget includes 2021-2022 Proposed Operating Budget for Pampa Energy Center.

A motion was made by Commissioner Keough and Seconded by Commissioner Doughty to approve the Pampa Economic Development Corporations proposed Operating Budget for the 2021-2022 fiscal year, PEDC's budget includes 2021-2022 proposed Operating Budget for Pampa Energy Center, with each Commission Member voting AYE, the motion carried.

21-121

4. Consider authorizing the City Manager to negotiate and enter into a Service Agreement with Beau-Ty Fire LLC, for development of a Community Wildland Protection Plan for Gray County.

City Commission postponed action on this item to a later Agenda.

21-122

5. Consider authorizing the City Manager to enter into a Professional Services Agreement with Jacobs Engineering Group, Inc., for Red Deer Creek Bank Stabilization.

A motion was made by Commissioner Doughty and Seconded by Commissioner Keough to authorize the City Manager to enter into a Professional Services Agreement with Jacobs Engineering Group, Inc., for engineering services on the Red Deer Creek Bank Stabilization Project, with each Commission Member voting AYE, the motion carried.

21-123

6. Consider adopting Resolution No. R21-029, a Resolution by the City Commission to evident the City Commission's intention to adopt a Tax Rate of \$0.73 per \$100.00 of valuation on taxable property to fund the Proposed Budget for the 2021-2022 fiscal year and set the date, time and place of the Tax Rate Public Hearing.

RESOLUTION NO. R21-029

A RESOLUTION TO EVIDENCE THE CITY COMMISSION'S INTENTION TO ADOPT A TAX RATE OF \$0.73 PER \$100.00 OF VALUATION ON TAXABLE PROPERTY TO FUND THE PROPOSED BUDGET FOR THE 2021-2022 FISCAL YEAR; AND SETTING THE DATE, TIME AND PLACE OF THE PUBLIC HEARING TO BE HELD BY THE CITY COMMISSION ON THE PROPOSED TAX RATE.

A motion was made by Commissioner Keough and Seconded by Commissioner Searl to adopt Resolution No. R21-029, a Resolution by the City Commission to evident the City Commission's intention to adopt a Tax Rate of \$0.73 per \$100.00 of valuation on taxable property to fund the Proposed Budget for the 2021-2022 fiscal year and set the Public Hearing for the tax rate for Tuesday, September 7, 2021, at 4:00 p.m. at City Hall, 3rd Floor, 201 W. Kingsmill, Pampa, Texas, with each Commission Member voting AYE, the motion carried.

21-124

7. Consider approving the List of Disbursements dated July 2021.

A motion was made by Commissioner Searl and Seconded by Commissioner Doughty to approve the List of Disbursements dated July 2021, with total Disbursements being \$4,844,508.68 and the amount after balance sheet and income accounts being \$666,659.54, with each Commission Member voting AYE, the motion carried.

21-125

8. EXECUTIVE SESSION: The City Commission convened into closed session at 4:52 p.m. in accordance with Texas Government Code, Subchapter D, Section 551.072 – Deliberations about Real Property to discuss:

- Real Property located a 200 N. Ballard St., Pampa, Texas

RECONVENE: The City Commission reconvene into open session at 5:16 p.m. with the following action taken:

A motion was made by Commissioner Keough and Seconded by Commissioner Doughty to authorize the City Manager and City Attorney to negotiate the transfer of ownership of the property located at 200 N. Ballard to the Pampa Economic Development Corporation, with each Commission Member voting AYE, the motion carried.

ADJOURNED:

There being no further business on the agenda, the meeting was adjourned at 5:17 p.m. by Mayor Lance DeFever.

Karen L. Price, City Secretary

Lance DeFever, Mayor

**MINUTES OF THE
CITY COMMISSION OF THE CITY OF PAMPA, TEXAS
PUBLIC HEARING/SPECIAL MEETING
MONDAY, AUGUST 30, 2021**

CALL TO ORDER: Mayor Lance DeFever at 4:00 p.m.

PRESENT: Lance DeFever Mayor
Paul Searl Commissioner
Brian Doughty Commissioner
Jimmy Keough Commissioner
Bryan Fisher Commissioner

ABSENT: None

STAFF: Shane Stokes City Manager
Bryan Guymon City Attorney
Karen Price City Secretary
Robin Bailey Finance Director
Gary Turley Director Public Works
Lance Richburg Chief of Police
Brian Massey Sergeant
Theresa Daniels Asst. Finance Director
Cary Rushing Asst. Public Works Director

VISITORS: None

NEWS MEDIA: None

INVOCATION: Lance DeFever Mayor

PUBLIC COMMENTS: None

PUBLIC HEARING – 2021-2022 OPERATING BUDGET: The City Commission of the City of Pampa will conduct a Public Hearing at 4:00 p.m. at City Hall, 201 W. Kingsmill Street, on the 3rd Floor in the City Commission Chambers. This will be a Public Hearing for the purpose of receiving public comments concerning the City’s proposed Operating Budget for the 2021-2022 fiscal year.

This budget will raise more total property taxes than last year’s budget by \$77,094 or 1.66% and of that amount \$13,885 is tax revenue to be raised from new property added to the tax roll this year.

A copy of the proposed budget is on file in the office of the City Secretary and on the City’s website at www.cityofpampa.org for public review. Citizens are encouraged to attend this Public Hearing and express their views.

Mayor DeFever opened the Public Hearing for the 2021-2022 Operating Budget at 4:01 p.m. Mayor DeFever asked if there was anyone who wanted to speak concerning the 2021-2022 Budget. There was not one that wanted to speak concerning the Proposed Budget.

21-126

Mayor DeFever called for a motion to close the Public Hearing for the 2021-2022 Proposed Operating Budget, a motion was made by Commissioner Keough and Seconded by Commissioner Searl to close the Public Hearing at 4:02 p.m., with each Commission Member voting AYE the motion carried.

AUTHORIZATIONS BY CITY COMMISSION:

21-127

5. Consider approving on first reading Ordinance No. 1754, an Ordinance by the City Commission adopting the City of Pampa's 2021-2022 Operating Budget.

ORDINANCE NO. 1754

AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF PAMPA FISCAL YEAR BEGINNING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, APPROPRIATING MONEY TO A SINKING FUND TO PAY INTEREST AND PRINCIPAL DUE ON THE CITY'S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF PAMPA FOR THE 2021-2022 FISCAL YEAR.

A motion was made by Commissioner Searl and Seconded by Commissioner Doughty to approve on first reading Ordinance No. 1754, an Ordinance by the City Commission adopting the City of Pampa's 2021-2022 Operating Budget for the 2021-2022 fiscal year, with Mayor DeFever and Commissioners Searl, Doughty, Keough and Fisher voting AYE in a Roll Call Vote, the motion carried.

ADJOURNMENT

There being no further business on the agenda, the meeting was adjourned at 4:04 p.m. by Mayor Lance DeFever.

Karen L. Price, City Secretary

Lance DeFever, Mayor



**CITY OF PAMPA
AGENDA INFORMATION SHEET**

AGENDA ITEM: 2

ITEM/PROJECT:	RESOLUTION NO. R21-030 – EXTENDING PAMPA’S DECLARATION OF LOCAL DISASTER ORDER
MEETING DATE:	September 7, 2021
DESCRIPTION	Consider adopting Resolution No. R21-030, a Resolution by the City Commission continuing Executive Order GA-34 and extending to September 27, 2021 the City of Pampa’s Declaration of Local Disaster Order
STAFF CONTACT:	Shane Stokes, City Manager Bryan Guymon, City Attorney
FINANCIAL IMPACT:	N/A
SOURCE OF FUNDS:	N/A
START/COMPLETION SCHEDULE:	Resolution No. R21-030 will take effect after Commission adopts.
RECOMMENDED ACTION:	Staff recommends Commission adopt Resolution No. R21-030 continuing Executive Order GA-34 and extending the City’s Declaration of Local Disaster Order to September 27, 2021.
BACKGROUND/ ADDITIONAL INFORMATION:	Copy of Resolution No. R21-030 attached.

RESOLUTION NO. R21-030

CITY OF PAMPA, TEXAS
EXTENSION OF DECLARATION OF LOCAL DISASTER

WHEREAS, a novel coronavirus (COVID-19) has been recognized globally as a contagious respiratory virus; and

WHEREAS, on March 17, 2020, the Mayor of the City of Pampa, Brad Pingel, declared a local state of disaster for public health emergency pursuant to Section 418.108(a) of the Texas Government Code, based upon the need for extraordinary measures to contain COVID-19 and to prevent its spread throughout the City of Pampa with such declaration being extended by Resolutions of the City Commission of the City of Pampa; and

WHEREAS, on March 2, 2021, the Governor of the State of Texas issued Executive Order GA-34, superseding Executive Order GA-32, further expanding the reopening of businesses, activities, nursing homes and related facilities, and services throughout most of Texas; and

WHEREAS, the Governor of the State of Texas has stated that there has been a steady decline in hospitalizations and the rate of new COVID-19 cases due to the millions of Texans who have voluntarily been vaccinated, including many within the City of Pampa, the natural immunity of many within the community, improved medical treatments for COVID-19 patients, abundant supplies of testing and personal protective equipment, and Texans' adherence to safe practices like social distancing, hand sanitizing, and use of face coverings; and

WHEREAS, the Texas Department of State Health Services has notified the counties that comprise Trauma Service Area A, which includes Gray County, that the hospitalization rate has been consistently below five percent (5%) over the past week; and

WHEREAS, effective March 10, 2021, Executive Order GA-34 opened all businesses in trauma service regions that are not considered areas of high hospitalization to 100% capacity and removes any mandatory mask wearing; and

WHEREAS, the Declaration of Local Disaster extended in the latest Resolution of the City Commission is set to expire at 11:59 p.m. on September 7, 2021; and

WHEREAS, due to the improving and evolving circumstances and the desire of the City of Pampa to continue to safely re-open businesses in the City of Pampa, improve local economic conditions while still maintaining the ability to protect against COVID-19 and pursuant to Texas Government Code §418.108, the City Commission believes it to be in the best interest of the City and its citizens, in order to protect and preserve the public health, safety and welfare, to continue the extension of the Declaration of Local Disaster, and adopt the measures outlined herein;

NOW THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COMMISSION OF THE CITY OF PAMPA, TEXAS, THAT:

SECTION 1. The recitals set forth above are true and correct and are incorporated as if fully set forth herein.

SECTION 2. All terms and conditions of Governor's Executive Order GA-34 are hereby

adopted, and the Mayoral Declaration of Local Disaster initially signed and executed by the Mayor on March 17, 2020 and extended by the City Commission is renewed and extended to the extent it does not directly conflict with this resolution.

SECTION 3. Pursuant to §418.108(c) of the Texas Government Code, this Resolution shall be given prompt and general publicity and shall be filed promptly with the City Secretary of the City of Pampa.

SECTION 4. That all individuals are strongly encouraged to wear face coverings over the nose and mouth wherever it is not feasible to maintain six feet of social distancing from another person not in the same household and businesses or other establishments may, but are not ordered, to require employees or customers to follow additional hygiene measures, including the wearing of a face covering.

SECTION 5. This Resolution shall go into effect immediately upon approval and continue until 11:59 p.m., Monday, September 27, 2021, unless renewed, extended, amended or cancelled by the Mayor or City Commission of the City of Pampa.

SECTION 6. This resolution and order authorizes the Mayor, pursuant to applicable provisions of Texas Government Code Chapter 418 and Texas Health and Safety Code § 122.006, on behalf of the City of Pampa, to take any actions necessary to promote health and suppress the COVID-19 virus, including enforcing applicable orders issued by the Gray County Judge, the Governor of the State of Texas or the Texas Department of State Health Services related to suppressing the COVID-19 virus, and insuring compliance for those who do not comply with the City's rules and directives.

SECTION 7. To the extent permitted by law, any local ordinance or administrative rule prescribing the procedures for conduct of City business or any local ordinance or administrative rule that would in any way prevent, hinder, or delay necessary action in coping with this disaster, including any local ordinance or administrative rule regarding contracting or procurement which would impede the City's emergency response necessary to cope with this declared disaster, are hereby suspended, but only for the duration of this declared local disaster and only for that limited purpose.

SECTION 8. That to the extent this resolution conflicts with the Governor's Executive Order GA-34, GA-34 controls and the Mayor may comport and amend this resolution and order and any subsequent order to be consistent with Executive Order GA-34, or any applicable executive order that may be issued by the Governor of the State of Texas.

SECTION 9. That the Mayor is authorized to use all available resources of the City of Pampa reasonably necessary to comply with this resolution.

READ, APPROVED AND ADOPTED by the City Commission this the 7th day of September 2021.

CITY OF PAMPA

By: _____
Lance DeFever, Mayor

ATTEST:

Karen L. Price, City Secretary

APPROVED AS TO FORM:

Bryan J. Guymon, City Attorney



**CITY OF PAMPA
AGENDA INFORMATION SHEET**

AGENDA ITEM: 3

ITEM/PROJECT:	RESOLUTION NO. R21-031 – NOMINATING KEVIN HUNT TO THE GrayCAD APPRAISAL DISTRICT BOARD OF DIRECTORS
MEETING DATE:	September 7, 2021
DESCRIPTION	Consider adopting Resolution No. R21-031, a Resolution by the City Commission nominating Kevin Hunt to serve on the Board of Directors of the Gray County Appraisal District for the 2022-2023 term.
STAFF CONTACT:	Shane Stokes, City Manager
FINANCIAL IMPACT:	N/A
SOURCE OF FUNDS:	N/A
START/COMPLETION SCHEDULE:	Resolution No. R21-031 will take effect after Commission adopts.
RECOMMENDED ACTION:	Staff recommends Commission adopt Resolution No. R21-031 as presented.
BACKGROUND/ ADDITIONAL INFORMATION:	Copy of Resolution R21-031 attached.

RESOLUTION NO. R21-031

A RESOLUTION SUBMITTING A NOMINATION FOR CANDIDATE FOR ELECTION OF THE BOARD OF DIRECTORS FOR GRAY COUNTY APPRAISAL DISTRICT FOR 2022- 2023

WHEREAS, Section 6.03(g) of the Texas Tax Code provides, “each taxing unit other than a Conservation and Reclamation District that is entitled to vote may nominate by Resolution adopted by its governing body one candidate for each position to be filled on the Board of Directors. The presiding officer of the governing body of the unit shall submit the name(s) of the unit’s nominee(s) to the Chief Appraiser before October 15, 2021.”

WHEREAS, the board qualifications provide that to be eligible to serve on the Board of Directors, an individual other than a County Assessor-Collector serving as a non-voting director must be a resident of the district and must have resided in the district for at least two years immediately preceding the date the individual takes office. An individual who is otherwise eligible to serve on the board is not eligible because of membership on the governing body of a taxing unit. An employee of a taxing unit that participates in the district is not eligible to serve on the board unless the individual is also a member of a governing body or an elected official of a taxing unit that participates in the district.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PAMPA, TEXAS, THAT:

The City of Pampa submits the nomination for candidate(s) for election of the Board of Directors for Gray County Appraisal District for 2022 - 2023.

NOMINATION(S): Kevin Hunt

READ, APPROVED AND ADOPTED by the City Commission of the City of Pampa, Texas at second reading on the 7th day of September 2021.

CITY OF PAMPA

By: _____
Lance DeFever, Mayor

ATTEST:

Karen L. Price, City Secretary

APPROVED AS TO FORM:

Bryan J. Guymon, City Attorney



CITY OF PAMPA AGENDA INFORMATION SHEET

AGENDA ITEM: 4

ITEM/PROJECT:	ORDINANCE NO. 1754 – ADOPTING CITY OF PAMPA 2021-2022 OPERATING BUDGET
MEETING DATE:	September 7, 2021
DESCRIPTION	Consider adopting on second and final reading Ordinance No. 1754, an Ordinance by the City Commission adopting the City of Pampa’s 2021-2022 Operating Budget.
STAFF CONTACT:	Robin Bailey, Finance Director Shane Stokes, City Manager
FINANCIAL IMPACT:	\$14,253,633.00
SOURCE OF FUNDS:	Various Funding Sources
START/COMPLETION SCHEDULE:	Budget will take effective on October 1, 2021.
RECOMMENDED ACTION:	Staff recommends Commission adopt on second and final reading Ordinance No. 1754, an Ordinance adopting the 2021-2022 City of Pampa Operating Budget as presented.
BACKGROUND/ ADDITIONAL INFORMATION:	Copy of Budget provided to Commission Members and is available on city website at www.cityofpampa.org.

ORDINANCE NO. 1754

AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF PAMPA FISCAL YEAR BEGINNING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, APPROPRIATING MONEY TO A SINKING FUND TO PAY INTEREST AND PRINCIPAL DUE ON THE CITY'S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF PAMPA FOR THE 2021-2022 FISCAL YEAR.

WHEREAS, the budget, for the fiscal year beginning October 1, 2021, and ending September 30, 2022, was duly filed with the City Secretary Office on August 12, 2021 and presented to the City Commission by the City Manager and a public hearing was caused to be given by the City Commission;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PAMPA, TEXAS:

Section 1

That the appropriations for the fiscal year beginning October 1, 2021, and ending September 30, 2022, for the support of the general government of the City of Pampa, Texas, be fixed and determined for said terms in accordance with the expenditures as now shown in the City's fiscal year 2021-2022 budget.

Section 2

That the budget is hereby approved in all respects and adopted as the City's budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022.

Section 3

That there is hereby appropriated the amount shown in said budget necessary to provide for a sinking fund for the payment of the principal and interest and the retirement of the bonded indebtedness of said City.

PASSED AND APPROVED on first reading this 30th day of August 2021, upon a voice roll call vote as follows:

Mayor Lance DeFever	AYE
Commissioner Ward 1 Paul Searl	AYE
Commissioner Ward 2 Brian Doughty	AYE
Commissioner Ward 3 Jimmy Keough	AYE
Commissioner Ward 4 Bryan Fisher	AYE

PASSED, APPROVED AND ADOPTED on second and final reading this 7th day of September 2021, upon a voice roll call vote as follows:

Mayor Lance DeFever	_____
Commissioner Ward 1 Paul Searl	_____
Commissioner Ward 2 Brian Doughty	_____
Commissioner Ward 3 Jimmy Keough	_____
Commissioner Ward 4 Bryan Fisher	_____

CITY OF PAMPA, TEXAS

By: _____
Lance DeFever, Mayor

ATTEST:

Karen L. Price, City Secretary

APPROVED AS TO FORM:

Bryan J. Guymon, City Attorney



**CITY OF PAMPA
AGENDA INFORMATION SHEET**

AGENDA ITEM: 5

ITEM/PROJECT:	ORDINANCE NO. 1755 – ADOPTING 2021-2022 TAX RATE (AD VALOREM TAX)
MEETING DATE:	September 7, 2021
DESCRIPTION	Consider approving on first reading Ordinance No. 1755, an Ordinance by the City Commission setting a tax rate of \$0.73 per \$100 valuation on taxable property for the 2021-2022 fiscal year and levying an Ad Valorem Tax on all properties subject to taxation within the corporate limits of the City of Pampa.
STAFF CONTACT:	Commission Members Robin Bailey, Finance Director Shane Stokes, City Manager
FINANCIAL IMPACT:	Information provided during meeting.
SOURCE OF FUNDS:	Property Tax
START/COMPLETION SCHEDULE:	Ordinance No. 1755 will be effective upon its adoption and shall be enforceable ten (10) days after its publication as provided by law.
RECOMMENDED ACTION:	Staff recommends Commission approve on first reading Ordinance No. 1755 setting a tax rate for the 2021-2022 fiscal year.
BACKGROUND/ ADDITIONAL INFORMATION:	Copy of Ordinance No. 1755 attached.

ORDINANCE NO. 1755

AN ORDINANCE SETTING A TAX RATE OF \$0.73 ON EACH \$100.00 VALUATION OF PROPERTY AND LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF PAMPA FOR THE FISCAL YEAR OF 2021-2022; PROVIDING FOR APPORTIONING OF EACH LEVY FOR SPECIFIC PURPOSES; PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SUCH TAXES SHALL BECOME DELINQUENT IF NOT PAID AND FOR PENALTY AND INTEREST; PROVIDING FOR SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Commission of the City of Pampa approved its budget for the fiscal year beginning October 1, 2021, through September 30, 2022, under Ordinance No. 1754, adopted on its second and final reading on September 7, 2021; and

WHEREAS, the City Commission of the City of Pampa FINDS that a tax in the amount of \$0.73 on each \$100.00 valuation of property based upon the tax roll provided by the chief appraiser of the Gray County Appraisal District must be levied to provide the required revenue for the budget as approved; and

WHEREAS, notices and public hearings and all other statutory and constitutional requirements for the levying and assessing of ad valorem taxes by a home-rule municipality have been completed within the time required;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PAMPA, TEXAS:

Section 1.

Findings

The findings made above are hereby adopted and incorporated into the body of this Ordinance as if set forth in full.

Section 2.

Tax Rate and Levy

There is hereby fixed and levied, and there shall be collected, for the use and support of the municipal government of the City of Pampa and to provide an Interest and Sinking Fund for the 2021-2022 fiscal year, upon all property, real, personal and mixed, within the corporate limits of the City of Pampa, subject to taxation, a tax of \$0.73 on each \$100.00 valuation of property, said tax being so levied and apportioned to the specific purposes as follows:

- (1) For the maintenance and operation of the general government ("General Fund"), \$0.511662 on each \$100.00 valuation of property; and

- (2) For the maintenance and support of the Lovett Memorial Library (“Special Revenue Fund”), \$0.03 on each \$100.00 valuation of property, and
- (3) For the Interest and Sinking Funds, \$0.188338 on each \$100.00 of valuation of property.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR’S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 8.04 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$3.52.

**Section 3.
Due Date and Delinquency**

The taxes assessed and levied under this Ordinance are payable any time after the final reading and approval and publication and not later than January 31 of the year following the year in which the taxes are assessed. Penalty and interest as hereinafter provided shall accrue after January 31 of the year following the year in which the taxes are assessed if not paid in full by said date.

**Section 4.
Penalty and Interest**

4.1. The tax levied and assessed hereunder paid after January 31 are delinquent and shall incur the maximum penalty and interest authorized under Section 33.01 of the Texas Property Tax Code, to-wit:

(a) a penalty of six percent (6%) of the amount of the tax for the first calendar month the tax is delinquent plus one percent (1%) for each additional month or portion of a month the tax remains unpaid prior to July 1st of the year in which it becomes delinquent; and

(b) a tax that is delinquent on July 1st of the year in which it becomes delinquent shall incur a total penalty of twelve percent (12%) of the amount of the delinquent tax without regard to the number of months the tax has been delinquent. A delinquent tax shall also accrue interest at a rate of one percent (1%) for each month or portion of a month the tax remains unpaid; and

4.2. Taxes that remain delinquent on July 1st of each year in which they become delinquent shall incur an additional penalty of twenty percent (20%) of the amount of taxes, penalty and interest due which additional penalty is to defray the costs of collection as authorized by Section 6.30 of the Texas Property Tax Code.

Section 5.
Place of Payment

Taxes are payable at the offices of the Gray County Tax Assessor-Collector, Room 100 of the Gray County Court House, 205 N. Russell Street, Pampa, Gray County, Texas.

Section 6.
Lien and Collection

All taxes shall become a lien upon the property against which assessed, and the Gray County Tax Assessor and Collector, acting on behalf of the City of Pampa under an interlocal agreement, is hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and Laws of the State of Texas and Ordinances of the City of Pampa and, by virtue of the tax rolls, to fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be apportioned to the General Fund of the City of Pampa.

Section 7.
Age and Disability Exemption

There is hereby granted to an individual who is disabled or is 65 years or older an exemption from taxation of \$15,000.00 of the appraised value of his/her residence homestead, as defined by Section 11.13(j) of the Texas Property Tax Code. Joint or community property owners may not each receive an exemption in the same year. An eligible disabled person who is 65 years of age or older may not receive both a disabled and an elderly residence homestead exemption but may choose either exemption. "Disabled" means a person under a disability for purposes of payment of Disability Insurance Benefits under Federal Old-Age, Survivors, and Disability Insurance.

Section 8.
Savings/Repealing Provision

All provisions of any Ordinance in conflict with this Ordinance are hereby repealed; provided, however, 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 9.
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. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or

phrase hereof notwithstanding the fact that any one or more sections, subsections, clauses, or phrases be declared unconstitutional or invalid.

Section 10.
Effective Date

This Ordinance shall be effective upon its final passage and enforceable ten (10) days after its publication.

INTRODUCED, PASSED AND APPROVED on its first reading this the 7th day of September 2021, upon a voice roll call vote as follows:

Mayor Lance DeFever	_____
Commissioner Ward 1 Paul Searl	_____
Commissioner Ward 2 Brian Doughty	_____
Commissioner Ward 3 Jimmy Keough	_____
Commissioner Ward 4 Bryan Fisher	_____

PASSED, APPROVED, ADOPTED AND ORDERED PUBLISHED on its second and final reading this the _____ day of September 2021, upon a voice roll call vote as follows:

Mayor Lance DeFever	_____
Commissioner Ward 1 Paul Searl	_____
Commissioner Ward 2 Brian Doughty	_____
Commissioner Ward 3 Jimmy Keough	_____
Commissioner Ward 4 Bryan Fisher	_____

CITY OF PAMPA, TEXAS

By: _____
Lance DeFever, Mayor

ATTEST:

Karen L. Price, City Secretary

APPROVED AS TO FORM:

Bryan J. Guymon, City Attorney



**CITY OF PAMPA
AGENDA INFORMATION SHEET**

AGENDA ITEM: 6

ITEM/PROJECT: ADMENDMENT TO CH2M HILL OMI AGREEMENT

MEETING DATE: September 7, 2021

DESCRIPTION Consider approving Amendment No. 12 to the CH2M HILL OMI Agreement for operations, maintenance, and management services for the City of Pampa's Water/Wastewater Plant, Wells and Pump Station.

STAFF CONTACT: Gary Turley, Director Public Works

FINANCIAL IMPACT: \$1,152,418.00

SOURCE OF FUNDS: Enterprise Fund

START/COMPLETION SCHEDULE: Amendment No. 12 will be effective October 1, 2021.

RECOMMENDED ACTION: Staff recommends Commission approve Amendment 12 to the CH2M HILL OMI Agreement as presented.

BACKGROUND/ ADDITIONAL INFORMATION: Copy of Amendment 12 attached.

AMENDMENT NO. 12
To the
AGREEMENT
For
OPERATIONS, MAINTENANCE AND MANAGEMENT SERVICES
For the
CITY OF PAMPA, TEXAS

This Amendment is made and entered into this ____ day of _____, 2021, by the City of Pampa, Texas, (hereinafter "Owner"), and Operations Management International, Inc. (hereinafter "CH2M HILL OMI"). This is Amendment No. 12 to the Agreement dated the 1st day of October 2002, between the Owner and CH2M HILL OMI.

NOW, THEREFORE, Owner and CH2M HILL OMI agree to amend the agreement as follows:

1. Article 4.1 is hereby deleted in its entirety and replaced with the following:

4.1 Owner shall pay to CH2M HILL OMI as compensation for services performed under this Agreement an annual Base Fee of One Million One Hundred Fifty-Two Thousand Four Hundred Eighteen Dollars (\$1,152,418) during the agreement period from October 1, 2021 through September 30, 2022. Changes in the Base Fee shall be negotiated annually, four (4) months prior to anniversary of the effective date hereof.

The Base Fee shall be determined by the application of the Base Fee adjustment formula shown in Article 4.2. For purposes of applying the formula set forth in Article 4.2, the annual Base Fee percentage shall not include the capped costs for repairs as described in Appendix B, subsection B.1.17.

All other terms and conditions remain in effect in accordance with the Agreement referenced in this Amendment.

Both parties indicate their approval of this agreement by their signatures below.

Authorized Signature:



Name: Andy Appleton
Title: Vice President

OPERATIONS MANAGEMENT
INTERNATIONAL, INC.

Date: 8/23/2021

Authorized Signature:

Name:
Title:

CITY OF PAMPA, TEXAS

Date: _____