

The City Of  
**Pampa**

**Work Session/Regular Meeting of the:**

**Pampa City Commission**

**August 12, 2014**

**4:00 p.m.**

**City of Pampa**

201 W. Kingsmill St.

P.O. Box 2499

Pampa, Texas 79066-2499

Phone: 806-669-5750

Fax: 806-669-5767



PLEDGE OF ALLEGIANCE  
TO TEXAS FLAG

‘HONOR THE TEXAS FLAG;  
I PLEDGE ALLEGIANCE TO  
THEE; TEXAS, ONE STATE  
UNDER GOD, ONE AND  
INDIVISIBLE.

**CITY OF PAMPA  
CITY COMMISSION AGENDA  
WORK SESSION/REGULAR MEETING**

John Studebaker, Commissioner Ward 1  
Chris Porter, Commissioner Ward 2  
Robert Dixon, Commissioner Ward 3  
Karen McLain, Commissioner Ward 4

Brad Pingel, Mayor

Richard Morris, City Manager  
Karen Price, City Secretary  
Leland Waters, City Attorney  
Shane Stokes, Asst. City Manager

Notice is hereby given of a **WORK SESSION/REGULAR MEETING** of the City Commission of the City of Pampa, Texas to be held on **TUESDAY, AUGUST 12, 2014 at 4:00 p.m.** at City Hall – City Commission Chamber, Third 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.

**CALL TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**PLEDGE 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, the City Staff and City Commission Members 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.

**PRESENTATION:**

- ▶ Freedom Museum – Andy Epps
- ▶ Publicity and Tourism Agreement – Lori Byrne
- ▶ PEDC Budget – Gary Sutherland

**WORK SESSION-BUDGET – No Action to be taken**

**AUTHORIZATIONS BY CITY COMMISSION:**

1. Consider approving the minutes of the July 22, 2014 Regular Meeting and Work Session as presented.

2. Excuse the absence of Mayor Brad Pingel and Commissioner Chris Porter from the July 22, 2014 Regular Meeting and Work Session.
3. Consider approving a contract extension agreement with CH2MHill d/b/a Operations Management International, Inc., for operations, maintenance and management services for the City of Pampa's Water/Wastewater Plants, Wells and Pump Stations.
4. Consider approving on first reading Ordinance No. 1618, an Ordinance of the City of Pampa ordering and providing notice of a Special Election to be held on November 4, 2014 for the purpose of submitting for voter consideration Propositions to amend specific sections of the City of Pampa's Home Rule Charter.
5. Consider approving on first reading Ordinance No. 1619, an Ordinance of the City of Pampa amending the monthly rates to be charged for water within and outside the corporate limits of Pampa, Texas.
6. Consider approving on first reading Ordinance No. 1620, an Ordinance of the City of Pampa amending the monthly rates to be charged for sewer service within and outside the corporate limits of Pampa, Texas.
7. Consider approving on first reading Ordinance No. 1621, an Ordinance of the City of Pampa amending rates for solid waste disposal for residential and other customers within and outside the corporate limits of Pampa, Texas.
8. Consider approving on first reading Ordinance No. 1622, an Ordinance of the City of Pampa amending tonnage fees to be charged at the City's Sanitary Landfill.
9. Consider adopting Resolution No. R14-006, a Resolution to evidence the City Commission's intention to adopt a proposed Tax Rate of \$0.702584 per \$100.00 of valuation on tax property to fund the City of Pampa's proposed budget for the 2014-2015 fiscal year.
10. Consider adopting Resolution No. R14-007, a Resolution setting the dates, times and place of the Public Hearing to be held by the City Commission on the proposed Tax Rate to be levied for the 2014-2015 fiscal year.
11. CONSENT AGENDA – All Consent Agenda items listed are considered to be routine in nature by the City Commission and will be enacted by one motion. There will be no separate discussion on these items unless a Commissioner so request, in which event, that item will be removed from the Consent Agenda and considered in normal sequence on the agenda.
  - a. Consider awarding a bid from Integrity 606 Trust in the amount of \$2,551.00 for delinquent tax property located at Lot 18, Block 1, Hyatt Addition, commonly known as 809 S. Gray.

- b. Consider awarding a bid from Crystal Ann Smith in the amount of \$425.00 for delinquent tax property located at Lot 10, Block 10, Original Town Addition, commonly known as 109 N. Wynne.
- c. Consider awarding a bid from Crystal Ann Smith in the amount of \$550.00 for delinquent tax property located at Lot 4, Block 7, Original Town Addition, commonly known as 115 S. Gillespie.
- d. Consider awarding a bid from Jesus Garcia in the amount of \$600.00 for delinquent tax property located at Lot 18, Block 1, Littleton Addition, commonly known as 324 Tignor.
- e. Consider awarding a bid from Crystal Ann Smith in the amount of \$325.00 for delinquent tax property located at Lots 42 & 43, Block 41, Wilcox Addition, commonly known as 811 Albert.
- f. Consider awarding a bid from Integrity 606 Trust in the amount of \$2,551.00 for delinquent tax property located at Lot 10, Block 3, Broadmoor Addition, commonly known as 332 N. Sumner.
- g. Consider awarding a bid from Malcomb R. and Glenda Jeanne Horton in the amount of \$326.00 for delinquent tax property located at Lot 2, Block 35, Talley Addition, commonly known as 405 N. Davis.
- h. Consider awarding a bid from J.D. Mullen in the amount of \$325.00 for delinquent tax property located at Lots 34 through 36, Block 32, Wilcox Addition, commonly known as Lots on Brunow and 725 Brunow.
- i. Consider awarding a bid from Alfredo Jose Gonzalez in the amount of \$1,500.00 for delinquent tax property located at Lot 8, Block 33, Talley Addition, commonly known as 431 N. Perry.
- j. Consider awarding a bid from J.D. Mullen in the amount of \$405.00 for delinquent tax property located at Lots 20 through 22, Block 42, Wilcox Addition, commonly known as Lots on Malone and 742 Malone.
- k. Consider awarding a bid from Perfecto Martinez in the amount of \$350.00 for delinquent tax property located at Lots 8 through 10, Block 42, Hindman Addition, commonly known as 534 and 536 Maple.
- l. Consider awarding a bid from Lupe Ramirez in the amount of \$656.00 for delinquent tax property located at Lots 43 through 48, Block 6, Keisters Addition, commonly known as Lots on Schneider.

## **ADJOURNMENT**

### 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 general public at all times and said Agenda was posted on **FRIDAY, AUGUST 8, 2014, BEFORE 5:00 P.M.** and remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting.



Karen L. Price, City Secretary

### ASSESSIBILITY 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: \_\_\_\_\_

## **PUBLICITY AND TOURISM AGREEMENT**

THIS AGREEMENT made and entered into by and between the CITY OF PAMPA, TEXAS, a home-rule municipality located in Gray County, Texas (the “City”) and the GREATER PAMPA AREA CHAMBER OF COMMERCE, a Texas non-profit corporation having its office and principal place of business in the City of Pampa, Gray County, Texas (the “Chamber”).

### **WITNESSETH:**

**WHEREAS**, the City by ordinance has imposed a hotel occupancy tax (the “Tax”) upon occupants of hotels within the City as provided under the laws of the State of Texas, i.e., Chapter 351 of the Texas Tax Code; and

**WHEREAS**, the City desires to delegate to the Chamber the management of programs and activities funded with the Tax within the authority and under the restrictions imposed and required under Chapter 351 of the Texas Tax Code; and

**WHEREAS**, the Chamber has agreed to provide necessary services and management of such funds designated by the City of publicity and tourism development.

**NOW, THEREFORE**, in consideration of the premises, and of the provisions, conditions and covenants contained herein, the parties do contract and agree as follows, to-wit:

#### **1. TERM**

- a. The term of this Agreement shall be from October 1, 2014, and end on September 30, 2016, unless sooner terminated as herein provided. At the expiration of the Initial Term, the City will review the revenues generated from the tax and the benefits received under this Agreement. This agreement will not automatically renew unless official action is taken by the City to renew the Agreement.
- b. This Agreement shall automatically terminate upon the occurrence of any one or more of the following events:
  - (i) The termination of the corporate existence of the Chamber;
  - (ii) The insolvency of the Chamber, the filing of a Petition in Bankruptcy, either voluntarily or involuntarily, or an assignment by the Chamber for the benefit of creditors; and/or
  - (iii) The continuation of a breach of any of the terms or conditions of this Agreement by either the City or the Chamber for more than 30 days after written notice of such breach is given to the breaching party by the other party.

**2. FUNDING**

- a. The City agrees to pay to the Chamber up to fifteen percent (15%), but not to exceed \$50,000.00, of the money actually received by the City from the local hotel occupancy tax during the City's fiscal year. Such sum shall be paid as collected by the Finance Department of the City in consideration for the Chamber's management of certain programs and activities funded with the revenue from the Tax directly related to increasing tourism and the convention and hotel industry in the City.
- b. The City shall pay to the Chamber such sum on a reasonable date each quarter after the Finance Department of the City has calculated the revenue from the local hotel occupancy tax.

**3. USE OF SUCH FUNDS**

The Chamber agrees to use the sums paid to it by the City pursuant to the provisions of the Agreement in one or more of the following manners which will directly enhance and promote tourism and the convention and a hotel industry in the City:

- a. Paying administrative cost for facilitating convention registration;
- b. Paying for tourist-related advertising and promotions of the City or its vicinity;
- c. Funding programs which enhance the arts, it being understood that expenditures made for art programs will not exceed a maximum of fifteen percent (15%) of the portion of the Tax transferred to the Chamber;
- d. Funding historical restoration or preservation programs, it being understood that expenditures for historical restoration or preservation projects shall not exceed 50% of the portion of the Tax transferred to the Chamber;
- e. Any other activity which is reasonably connected with any of the above, which is directly related to increasing tourism (which may include certain administrative costs: and/or which directly enhances and promotes tourism in the convention and hotel industry in the City.

**4. PROGRAM DEVELOPMENT**

The Chamber agrees to conduct a continuing program of advertising and/or promotion for the purpose of attracting visitors, tourists, and conventions to the City under the provisions of this Agreement and/or pursuant to applicable law, which may include, and is not necessarily limited to, the following:

- a. Publishing and distributing brochures and community information packets;



- b. Advertising in various appropriate tourist publications and general media publications;
- c. Representing the City at travel shows and other such events;
- d. Participating with State and regional agencies in tourist development programs of benefit to the local area and to the City;
- e. Using all appropriate means to increase the traveling public's awareness of the resort, recreational and/or tourist advantages of the local area and the City.

Upon request, the Chamber may serve in an advisory capacity to the City in matters relating to the enhancement and promotion of tourism and the convention and hotel industry.

**5. SUPPORT STAFF**

The Chamber shall provide sufficient staff and an appropriate structure to carry out the provisions of this Agreement, including, but not necessarily limited to, office space and equipment.

**6. BUDGET**

Chamber shall provide the City, on or before September 1 of each year this Agreement is in effect, a proposed budget allocating the expenditures of the Tax revenue for the City's next fiscal year, that is, October 1 through September 30. The submission of such budget and its approval by the City Commission are conditions precedent for the release of funds by the City to the Chamber.

**7. REPORTS**

- a. The Chamber shall provide to the City Commission, at least quarterly, a report of expenditures of the Tax revenues made pursuant to provisions of this Agreement, which report shall include a list of all such expenditures made by the Chamber.
- b. The Chamber shall also keep complete and accurate financial records of each such expenditure and will make such records available for inspection and review upon request of the City Commission or its designee.
- c. The Chamber shall furnish on a timely basis: minutes of monthly meetings; monthly financial reports from the previous month accompanied by copies of vouchers showing transfers and copies of check ledgers, monthly bank statements; and a comprehensive annual financial report.

**8. SEPARATE ACCOUNT**

Pursuant to the provision of Section 351.101(g) of the Texas Tax Code, as the

City's delegated authority to manage programs funded by the Tax revenue, the Chamber shall maintain such Tax revenue in a separate account established for that purpose. Such revenues will not be commingled with any other monies or maintained in any other account.

**9. ADMINISTRATION EXPENSES**

- a. Pursuant to the provisions of Section 351.101 of the Texas Tax code, the Tax revenue paid to the Chamber may not be spent for travel for a person to attend an event or conduct an activity if the primary purpose of such event or activity is not directly related to the promotion of tourism and the convention and hotel industry in the City or to the performance of such person's job in an efficient and professional manner.
- b. It is understood that a portion of the Tax revenue may be used for day-to-day operational expenses, including, but not necessarily limited to, supplies, salaries, office rental, travel expenses and other administrative costs, so long as such costs are incurred directly in the promotion of tourism and the management of expenditures authorized under applicable law governing the hotel occupancy Tax and its revenues. Any such portion of administrative costs which may be appropriately paid from such Tax revenue may not exceed the percentage of the cost attributable to the activity funded by the Tax revenue and so long as same have been previously approved in the budget. For example, administrators who spend 10% of their time overseeing programs funded by the Tax revenue may seek funding for no more than 10% of their salary or other related overhead costs.
- c. In the event this Agreement is terminated pursuant to the provisions of Paragraph 1 above, the City agrees to reimburse the Chamber for any and all expenses and costs for which the Chamber has become obligated in performance of those activities governed by this Agreement. The City is obligated to reimburse the Chamber for such expenses and costs for the period commencing on the date notice of termination is given and ending on the date of termination. In addition, this obligation, under this paragraph "c," shall be limited to the lesser of actual expenses and costs incurred by the Chamber during the 45-day period preceding termination or the agreed payments otherwise due and payable to the Chamber for such period. No new obligations will be incurred during the 45-day period.
- d. In the event this Agreement is terminated pursuant to Paragraph 1 above, the City agrees to reimburse the Chamber for any and all contractual obligations of the Chamber for which the Chamber has become obligated in performance of those services governed by this Agreement, conditioned upon such contractual obligations having been incurred and entered into in the good faith performance of those services and activities contemplated by this Agreement and further conditioned upon such contractual obligations having a term not exceeding the full term of this Agreement.

**10. INDEPENDENT CONTRACTOR STATUS**

The parties intend that this Agreement create an independent contractor relationship between them. The Chamber and its employees are not agents or employees of the City for any purpose. Nothing herein shall be construed as establishing or creating any employee/employer relationship between the parties. The Chamber shall control the conduct and means of performing its activities under this Agreement and shall have full and complete control of the work and manner in which it is performed.

**11. NOTICES**

- a. All notices required under this Agreement will be sufficient if furnished in writing and shall be effective three business days after being deposited in an official depository of the United States Postal Service, Certified Mail, Return Receipt Requested, or Registered Mail, Postage Prepaid, and addressed as follows:

CITY: City Manager  
City of Pampa  
P. O. Box 2499  
Pampa, Texas 79066-2499

CHAMBER: Executive Director  
Greater Pampa Area Chamber of Commerce  
P. O. Box 1942  
Pampa, Texas 79066-1942

- b. Notice may also be affected by personal delivery to the City Manager of the City of Pampa and/or the Executive Director of the Chamber, as the case may be.
- c. Any change of address or designated recipient of any such notice may be effected in the manner provided in this paragraph.

**12. GENERAL PROVISIONS**

- a. Waiver of Breach of Violation Not Deemed Continuing. The waiver by either party of a breach or violation of any provision of this Agreement shall not operate as or be construed to be a waiver of any subsequent breach of any provision of this Agreement.
- b. Authority. The parties warrant and represent that the persons executing this Agreement on their behalf have full power and authority to execute this Agreement and thereby fully bind the respective parties hereto.
- c. Legal Construction. In case any one or more of the provisions contained

in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision, and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been included in this Agreement.

- d. Governing Law. This Agreement shall be governed by and construed under the laws of the State of Texas. The parties stipulate that this Agreement is performable in Gray County, Texas.
- e. Assignment. This Agreement may not be assigned by the Chamber without the prior written consent of the City or its designee.
- f. Binding on Successors and Assigns. Subject to subparagraph 12e above, this Agreement shall inure to the benefit of and be binding upon the respective parties hereto, their successors and assigns.

EXECUTED in duplicate this the \_\_\_\_\_ day of August, 2014.

CITY OF PAMPA, TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney

GREATER PAMPA AREA  
CHAMBER OF COMMERCE – TOURISM

By: \_\_\_\_\_  
John Curry, Tourism Chairman



106 N. Cuyler  
Pampa, Texas 79065

P.O. Box 2398  
Pampa, Texas 79066

Phone 806-665-0800  
Fax 806-665-3800  
www.pampaedc.com  
pampaedc@sbcglobal.net

August 12, 2014

Honorable Mayor Pingel and City Commissioners  
P. O. Box 2499  
Pampa, Texas 79066  
2014-2015 Pampa EDC Proposed Budget

Dear Sirs and Madam:

Enclosed please find the proposed budget for Pampa EDC, Pampa Energy Center, LLC, and Las Pampas Square, LLC.

If our projections hold true, sales tax revenue will increase by more than 1% this year. Therefore, our projections for sales tax revenue are \$1,400,000.00 in the next fiscal year.

We receive income from four loans;

- Tumbleweed Services \$500.00 per month
- New Life Wellness Center \$1,362.83 per month
- Cinema Four \$2,525.51 per month
- J & M Bagwell Properties, LLC \$2,214.87 per month

For an annual income from the loans of \$79,238.52 this amount combined with our interest earned in checking and CD's of \$3,200.00, and proceeds from sales tax increases our revenue to \$ 1,482,438.00.

PROJECTS & GRANTS IN FISCAL 2014 OVER \$10,000.00				
Date	Company	Project	Approved	Funded
11/2013	City of Pampa/Golf Course	Trails/Sprinklers	\$20,000.00	\$20,000.00
01/2014	PEC	Rail Project	\$1,500,000.00	\$20,800.00
01/2014	PEC	Flogistix remodel	\$250,000.00	\$115,338.00
01/2014	LPS	Capital Improvement	\$670,000.00	\$201,372.00
01/2014	CP Homes	Assisted Living	\$227,515.00	0
02/2014	City of Pampa	Clean up	\$250,000.00	\$250,000.00
<b>Total</b>			<b>\$2,917,515.00</b>	<b>\$607,510.00</b>

As of our June Statement we have \$1,882,317.70 in checking and \$851,324.07 C.D's for a combined total of \$2,733,641.77.



We did not hire a part time employee as planned. We are keeping the funds in our budget this year for that purpose Salaries for three full time employees are as follows:

- Rice to receive a 3% merit increase to \$94,709.00.
- Cota to receive a 3% merit increase to \$64,272.00.
- Winegeart to receive a 3% merit increase to \$33,424.00

Salary for one part time position is \$12.00 per hour, \$12,480.00 annually

We will continue with our agreement with David Dickerson of Paraclete Enterprises to help with accounting and training. David is in the office Fridays. Spencer McElhannon of Leading EDG continues to be a huge asset to our Community. His knowledge of small business development has helped the Pampa EDC to gain knowledge concerning prospective clients, and to put packages together that will be beneficial to both parties .The Leading EDG report is attached.

Since the purchase of Las Pampas Square our strategic plan has changed. In this New Year we will revisit the plan, make changes where needed and continue down a strong economic path for the Pampa community with the help and input of our community leaders.

Sincerely,



Gary Sutherland  
President  
Pampa EDC

**Pampa EDC  
Cash Budget for 2014-2015**

	<b>2014-2015 Budgeted</b>	<b>Description</b>
<b>Income</b>		
Checking account interest	700.00	Estimate
Interest-Savings, CDs	2,500.00	Estimate
Interest Income on Loans	30,000.00	Estimate
Principle Repayments on Loans	49,238.52	Estimate
Local Sales Tax	1,400,000.00	Estimate
<b>Total Income/Cash</b>	<b>1,482,438.52</b>	
<b>Personnel Expenses</b>		
Salaries and Wages	219,885.13	Determined by board on 7/22/14
Car Allowances	15,000.00	Determined by board on 7/22/14
Retirement	10,994.26	Determined by board on 7/22/14
Payroll Taxes	21,988.51	Determined by board on 7/22/14
Health Insurance	15,000.00	Determined by board on 7/22/14
QB Payroll Services Fee	558.00	Estimate based on Actuals
<b>Total Personnel Expenses</b>	<b>283,425.90</b>	
<b>General Expenses</b>		
Advertising	20,000.00	Estimate
Audit fees	20,000.00	Estimate
Communications	20,000.00	Estimate
Consulting Services	49,000.00	Spencer \$39,000 and NIRE \$10,000
Contract Services (Accounting)	50,000.00	David \$49,000 and QB \$1000
Contract Services (Legal)	50,000.00	Estimate from Attorney
Dues and Subscriptions	5,000.00	Estimate
Insurance	17,500.00	Estimate
Office Rent	20,400.00	Estimate
Operating Supplies (Office)	10,000.00	Supplies and one new computers
Postage and Freight	1,500.00	Estimate
Printing Expense	2,000.00	Estimate
Professional Development	5,000.00	IEDC Classes
Projects & Grants < 10,000	30,000.00	Estimate
Projects & Grants > 10,000	810,000.00	Estimate
Trade Shows	10,000.00	Estimate
Travel and Meetings	10,000.00	Estimate
<b>General Expenses &amp; Personnel</b>	<b>1,413,825.90</b>	
<b>Net Income/Cash Available</b>	<b>68,612.62</b>	





PAMPA ECONOMIC DEVELOPMENT CORPORATION  
Board of Directors Meeting  
Minutes from  
July 22, 2014

PRESENT: Bill Roy, Bill Bridges, Cay Warner, Gary Sutherland, Bob Williams and Glennette Goode

ABSENT: Ken May

ALSO PRESENT: Kathy Cota, Vanessa Buzzard and Clay Rice

CALL TO ORDER: President Sutherland called the meeting to order at 4:04 p.m.

Sutherland opened the meeting with prayer.

Minutes

A motion was made by Board Member Goode to approve the minutes of the June 19, 2014 meeting, Bridges seconded, with each Board Member voting AYE, the motion carried.

Citizens Forum

There were no public comments during the meeting.

Report from Clay Rice, Executive Director

Rice reported on these items:

Calendar

NIRE

- NIRE has a new Director, Russell Thomason. They are working on meetings for EDC Executives to meet with Wind Companies at Football games at Texas Tech.

ED Suite

- Discussion was held concerning hiring ED Suite to create a new web site for Pampa EDC

Goode presented the Treasurer's Report

Cota presented the 2014-2015 Budget

Executive Session

The Board of Directors met in closed session at 5:45 p.m., in accordance with Texas Government Code, Subchapter D, Section 551.074 and Section 551.087.

Open Session

President Sutherland reconvened the Board in open session at 7:03 p.m.

A motion was made by Board Member Bridges to give bonuses to staff out of the 2013-2014 Budget as follows;

Rice \$3,000.00

Cota \$4,500.00

Winegeart \$2,500.00

Hoggatt \$3,000.00

Warner seconded, with each Board Member voting AYE the motion carried.

A motion was made by Board Member Bridges to approve the 2014-2015 Budget with minor language changes, Warner seconded, with each Board Member voting AYE, the motion carried.

Date and time of next meeting

The next scheduled meeting for the Pampa EDC will be August 21, 2014 at 4:00 p.m. at 107 E. Foster, Pampa, Texas.

Adjournment

With no further business on the agenda Goode made a motion to adjourn at 7:09 p.m. Bridges seconded, with each Board Member voting AYE the motion carried.

---

Gary Sutherland, President

---

Kathy Cota, Associate Director

Progress Report

To

Pampa EDC

LEADING EDG

Business Development Facilitation Project

July 02, 2014

Period: July 2013 thru June 2014

Contract days for period: 52 days

New Client Engagements: July 2013 - 4

Aug 2013 - 4

Sept 2013 - 7

Oct 2013 - 1

Nov 2014 - 1

Dec 2014 - 0

Jan 2014 - 1

Feb 2014 - 1

Mar 2014 - 0

Apr 2014 - 0

May 2014 - 2

Jun 2014 - 1

Total New Client Engagements: 22

Projected Job Creation Through June 30, 2014:

Of the 22 engagements 7 produced jobs. Of the 7 businesses that produced jobs the breakdown is as follows:

- 4 Business produced 1 job = 4 jobs
  - 2 Business produced 2 jobs = 4 jobs
  - 1 Business produced 3 jobs = 3 jobs
- Total jobs produced = 11 jobs

Average jobs produced per engagement  $11/22 = .50$  jobs/engage.

The business purpose for the 31 engagements breaks out as follows:

- Business ownership transfer - 1 businesses
- New Business Startup - 15 businesses
- Existing Business Assistance - 6 businesses

Total direct consulting hours - 64.5 hours

Ave. hours engaged per contract day - 1.25 hours

Respectfully Submitted,

Spencer McElhannon

Business Development Facilitator

Leading EDG, LLC



Pampa Energy Center  
Proposed Budget  
2014-2015

The proposed budget for 2014-2015 is attached.

Income from activities at the Pampa Energy Center continues to grow. Our tenants at the site are Flogistix, LP, Enbridge Energy Marketing, G2X Energy, Inc., and we are getting ready to announce a new company at the site.

G2X (Pampa Fuels) is in the process of construction on the methanol plant, which should be complete 4<sup>th</sup> quarter of 2014, and go online 1<sup>st</sup> quarter of 2015.

Flogistix has moved into a different building on site while they expand their current location, and has rented another building for storage. Rent has increased from \$11,000.00 to \$15,500.00 per month.

We are working on breaking out the electrical at the site which will reduce our electrical costs greatly and give the tenants their own meters and ability to pay their portion.

Negotiations have been underway for the past 18 months with a company that will sign a 5 year lease with an option to extend the term 7 times increasing the rent each term.

Our income for 9 months of operation this year is \$677,822.00. Our total expenses for the last 9 months are \$581,613.00 for a net operating income of \$96,209.00.

Our proposed income for the coming year budget is \$1,156,785.00 which includes \$25,000.00 from demolition, rents, and \$100,000.00 from an Enbridge escrow account.

Our proposed expenses of \$730,284.00 include property tax that was reduced due to tenants paying their share at the site.

Our net income is estimated at \$426,501.00 with road improvement expenditure our net cash balance is \$246,501.00.

Our Board Members, Ken May, Glennette Goode, Gary Sutherland, Kathy Cota, Clay Rice, and Counsel, Vanessa Buzzard have worked tirelessly with Open Range Operating and Management to bring tenants to the site. We still have a tremendous amount of work to be done, but are very proud of what has been accomplished to date.

**Pampa Energy Center LLC**  
**Cash Budget for 2014-2015**

	Budget 2014-2015	Description
<b>Ordinary Income/Expense</b>		
Income		
Demolition Revenue	25,000	Universal Wrecking
Gas & Oil Royalty	12,000	Estimate based on Actuals
Ag Land	13,785	Estimate based on Actuals
Soon-to-be tenant	400,000	\$400,000 * 1
Flogistix	186,000	\$15,500 * 12
G2X	375,000	\$25,000 * 6 + 37,500 * 6
Water Payments	45,000	Estimate
Enbridge (Escrow)	100,000	Estimate based on Actuals
<b>Total Income/Cash</b>	<b>1,156,785</b>	Sum
Expense		
Accounting Fees	48,000	Estimate
Total Insurance	21,084	Estimate
Legal Fees	42,000	Estimate
Permit for Pipeline	1,800	Estimate
Total Property Tax	15,000	Estimate after allocations
Office/Vehicle Expenses	2,400	Estimate
Operating Expenses	150,000	Estimate
Plant Management Costs	450,000	Estimate
<b>Total Expense</b>	<b>730,284</b>	Sum
<b>Net Ordinary Income/Cash</b>	<b>426,501</b>	Net
<b>Net Income/Cash</b>	<b>426,501</b>	Net
Cash In/(out)		
PEDC Grant	200,000	
Leasehold Improvements	(200,000)	Rail Modification
Leasehold Improvements	(180,000)	Road Improvements
<b>Total Cash In/(out)</b>	<b>(180,000)</b>	
<b>Net Cash Balance</b>	<b>246,501</b>	



Las Pampas Square  
2014-2015  
Proposed Budget

Five Board Members represent the overall management of the Square. They are Ken May, President, Gary Sutherland, Vice President, Glennette Goode, Vice President, Clay Rice, Vice President and Kathy Cota, Secretary/Treasurer.

Fiscal year 2013-2014 has seen many changes at Las Pampas Square.

We worked on renewing leases, and adding tenants. We continue to work on maintenance such as HVAC units, plumbing, roofs and electrical. This year we were able to do some landscaping and pavement repair along with making sure we had proper signage and lighting to help with security at the square.

Verona's opened in their new suite in November; the move has been a tremendous success. We started working on the Plaza renovation in December and should be complete this month. Allison's has a new owner and management. Yum Yum Thai has renovated their suite as well. Dance Academy doubled their space.

A new and beautiful addition to the Square is the Pampa ISD building that the whole community and surrounding area are so proud of, that along with the new McDonalds, Happy State Bank and Cabot, IRI Credit Union has made the Square a very desirable real estate.

In March the Las Pampas Board of Directors took over the management of the Square. We hired Danny Hoggatt as site manager and Pampa EDC office staff is handling operations.

We plan on renovating the pylon sign by November and are currently in the process of obtaining bids.

In May we consolidated our loans by moving them to AIM Bank. The loan amount is \$4,050,000.00, reducing our payment approximately \$10,000.00 per month. This move gave us the breathing room needed to make repairs at the square and make goals for future renovations.

Our proposed income for the coming year budget is \$664,872.00. Our proposed expenses are \$506,492.00 leaving a net income of \$158,380.00, after principal loan payments our net cash balance of \$8,364.00.

Our income for 9 months of operation this year is \$553,920.15. Our total expenses for the last 9 months are \$529,016.51 for a net operating income of \$24,903.64.

**Las Pampas, LLC**  
**Cash Budget for 2014-2015**

	<b>Budget 2014-2015</b>	<b>Description</b>
<b>Income</b>		
Rents/CAM fees	609,900	12 * \$50,825
Tenant Utility Payments	54,972	12 * \$4581
<b>Total Income</b>	<b>664,872</b>	<b>Sum</b>
<b>Expense</b>		
Insurance	81,072	12 * \$6756
Interest expense	146,000	\$4.050 MM @ 4%
Legal Fees	12,000	12 * \$1000
Property Tax	66,000	per discussion with Appraisal district
Operating Expense		
A & T Maintenance	49,200	12 * \$4100
Building & Grounds Maintenance	36,000	12 * \$3000
Fire Alarm monitoring	1,020	12 * \$85
Utilities	82,200	12 * \$6850
Total Operating Expense	168,420	
Mall Management	33,000	\$500/wk + PR Taxes + \$400/mo gas
<b>Total Expense</b>	<b>506,492</b>	<b>Sum</b>
<b>Net Income</b>	<b>158,380</b>	<b>Net</b>
<b>Cash In/(out)</b>		
PEDC Loan (\$670,000)	437,653	Amount yet to be transferred
Loan Principal Payments	(150,016)	Principal portion of \$24,668/mo
Leasehold Improvements	(437,653)	Roofs and Improvements
<b>Total Cash In/(out)</b>	<b>(150,016)</b>	
<b>Net Cash Balance</b>	<b>8,364</b>	





## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 1

**ITEM/PROJECT:**

MINUTES

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

Consider approving the minutes of the July 22, 2014 Regular Meeting and Work Session as presented.

**STAFF CONTACT:**

Karen Price

**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

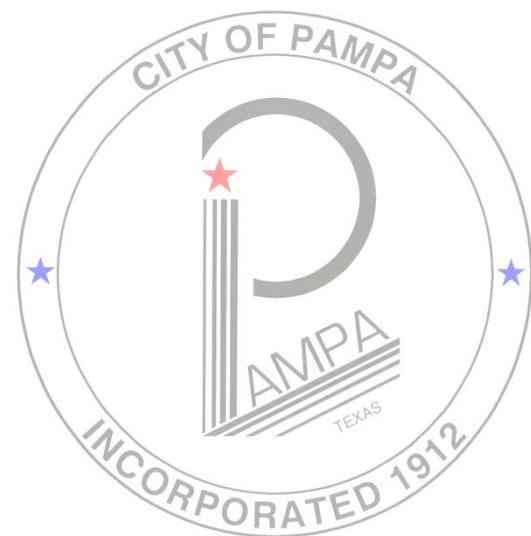
**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

Approve minutes as presented.

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Minutes attached.



**MINUTES OF THE  
CITY COMMISSION OF THE CITY OF PAMPA, TEXAS  
REGULAR MEETING/WORK SESSION  
TUESDAY, JULY 22, 2014**

**CALL TO ORDER:** Mayor Protem Robert Dixon at 4:05 p.m.

**PRESENT:** Robert Dixon Mayor Protem  
John Studebaker Commissioner  
Karen McLain Commissioner

**ABSENT:** Brad Pingel Mayor  
Chris Porter Commissioner

**STAFF:** Richard Morris City Manager  
Leland Waters City Attorney  
Karen Price City Secretary  
Robin Bailey Finance Director  
Donny Hooper Public Works Director  
Kelly Rushing Chief of Police  
Kevin Webb IT Manager  
Gayla Pickens Asst. Finance Director  
Gary Turley OMI  
Cary Rushing Building Official  
Wayne Terry Asst. Public Works Director  
Dean Bliss Streets/Parks Superintendent  
Ricky Rivera Landfill/Sanitation Superintendent

**See Attached List of Other Employees in Attendance**

**VISITORS:** Matt Green Briarwood Church  
Jane Steele Pampa EMC  
Alan Price Pampa EMC

**NEWS MEDIA:** John Lee Pampa News  
Mike Erhle KGRO Radio

**INVOCATION:** Matt Green Briarwood Church

**PLEDGE OF ALLEGIANCE**

**PLEDGE ALLEGIANCE TO TEXAS FLAG**

**PUBLIC COMMENTS:** NONE

**SPOTLIGHT:**

- ▶ Spotlight on Sanitation Public Works/Administration Departments by Donny Hooper, Public Works Director for the work they did after the June windstorm.

**PRESENTATION:**

- ▶ Pampa EMS Budget – Jane Steele and Alan Price

**AUTHORIZATIONS BY COMMISSION:**

14-080

1. Consider approving the minutes of the July 8, 2014 Public Hearing, Regular, Work Session as presented.

A motion was made by Commissioner Studebaker and Seconded by Commissioner McLain to approve the minutes of the July 8, 2014 Regular City Commission Meeting/Work Session as presented, with each Commission Member voting AYE, the motion carried.

14-081

2. Excuse the absence of Commissioner John Studebaker from the July 8, 2014 Public Hearing, Regular Meeting and Work Session.

A motion was made by Commissioner McLain and Seconded by Mayor Protem Dixon to excuse the absence of Commissioner John Studebaker from the July 8, 2014 Public Hearing, Regular Meeting and Work Session, with each Commission Member voting AYE, the motion carried.

14-082

3. Consider appointing Ty Stubblefield to the Planning and Zoning Commission to fill an unexpired term, with term ending September 30, 2014.

A motion was made by Commissioner Studebaker and Seconded by Commissioner McLain to appoint Ty Stubblefield to the Planning and Zoning Commission to fill an unexpired term, with term ending September 30, 2014, with each Commission Member voting AYE, the motion carried.

14-083

4. Consider appointing Rachel Schmidt to the Planning and Zoning Commission to fill an unexpired term, with term ending September 30, 2015.

A motion was made by Commissioner Studebaker and Seconded by Commissioner McLain to appoint Rachel Schmidt to the Planning and Zoning Commission to fill an unexpired term, with term ending September 30, 2015, with each Commission Member voting AYE, the motion carried.

14-084

5. Consider approving wording of Charter Amendment Propositions for the November 4, 2014 Special Election and approve certain Propositions fiscal impact on City's budget as required by Section 9.004(c) (2) of the Local Government Code.

A motion was made by Commissioner Studebaker and Seconded by Commissioner McLain to approve the draft propositions and estimate of fiscal impact certain Propositions will have on City's Budget and to direct the City Attorney and City Secretary to finalize the Election order by August 12, 2014 in English and Spanish so that the Election may be called for November 4, 2014, with each Commission Member voting AYE, the motion carried.

14-085

6. Consider entering into a contract with Gray County, Texas acting through and by the Gray County Elections Administrator for Election Services for all Joint Elections held in 2014/2015 calendar years.

A motion was made by Commissioner McLain and Seconded by Commission Studebaker to enter into a contract with Gray County, Texas acting through and by the Gray County Elections Administrator for elections Services for all Joint Elections held in 2014/2015 calendar years, with each Commission Member voting AYE, the motion carried.

- 7. Consider awarding a bid for “Advance Metering Infrastructure (AMI) System, Bid No. 14.02.C” for automated water meters, installation and hosting.

**Kirk Barnett with Western Industrial Supply answered questions for Commission.**

A motion was made by Commissioner Stuebaker and Seconded by Commissioner McLain to award a bid in the amount of \$1,804,370.00 to Western Industrial Supply of Amarillo, Texas for Advance Metering Infrastructure (AMI) System for water project which includes water meters, installation, training and software hosting, with each Commission Member voting AYE, the motion carried.

- 8. Consider approving the List of Disbursements dated June 2014.

A motion was made by Commissioner Stuebaker and Seconded by Commissioner McLain to approve the List of Disbursements dated June 2014, with total Disbursements being \$1,466,994.30 and amount after balance sheet and income accounts being \$781,656.42, with each Commission Member voting AYE, the motion carried.

**ADJOURNMENT**

There being no further business on the agenda, the meeting was adjourned at 4:53 p.m. by Mayor Protem Robert Dixon.

\_\_\_\_\_  
Karen L. Price, City Secretary

\_\_\_\_\_  
Robert Dixon, Mayor Protem

**WORK SESSION-(No Action to be taken)-Commission began Work Session at 5:06 p.m.**

General Fund Discussion – Robin Bailey

**ADJOURNMENT** – Work Session was adjourned at 5:38 p.m. by Mayor Protem Robert Dixon.

\_\_\_\_\_  
Karen L. Price, City Secretary

\_\_\_\_\_  
Robert Dixon, Mayor Protem

**Public Works Employees Attending July 22, 2014 – SPOTLIGHT**

**STREETS/PARKS DEPARTMENT**

Josie Braddock  
Cameron Brown  
Terry Brown  
Carl Connell  
Mollie Crossman  
Zephyr Ellis  
Tony Hughes  
Freddie Hunnicutt  
Billy Matthews  
Manuel Navarrette  
David Perkins  
Jose Ponce  
George Shay  
Geno Shuck  
Koby Starnes  
Nat Stawarski  
Chris Wagner  
Jay Weeden

**WASTEWATER COLLECTIONS**

Juan Correa Camacho  
Duglaus Johnson  
Tim Smith  
Tracy Stroud

**CODE ENFORCEMENT**

Donna Darling  
Daly Mendoza  
Jackie Harper

**WATER DISTRIBUTION**

Johnny Berry  
Tracy Berry  
Jamey Cook  
Christopher Garcia  
Joe Palma  
Ben Rodriguez  
Duane Waldrop  
Brandy Wallin

**LANDFILL/SANITATION**

Regina Alexander  
Ronald Schmidt  
Denzail Smith  
Jared Hoover  
Laura Munoz  
Harold Presley  
Joe Rodriguez



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 2

**ITEM/PROJECT:**

EXCUSE MAYOR/COMMISSION ABSENCE

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

Excuse the absence of Mayor Brad Pingel and Commissioner Chris Porter from the July 22, 2014 Regular Meeting and Work Session.

**STAFF CONTACT:**

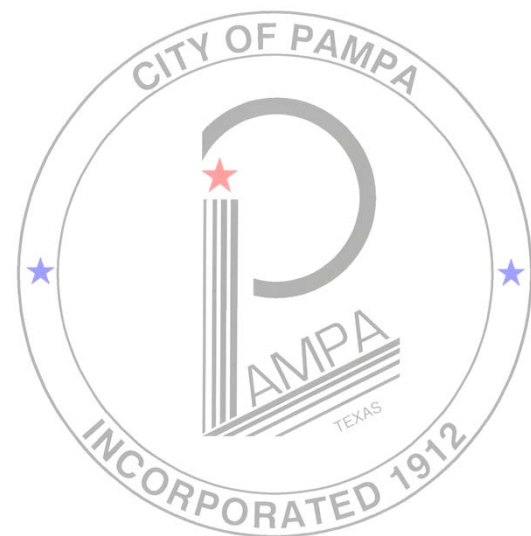
**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

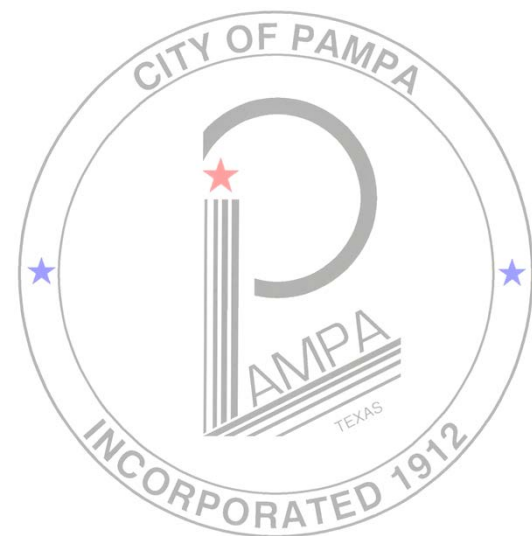




## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 3

<b>ITEM/PROJECT:</b>	CONTRACT EXTENSION WITH CH2M HILL
<b>MEETING DATE:</b>	August 12, 2014
<b>DESCRIPTION:</b>	Consider approving a contract extension agreement with CH2M Hill d/b/a Operations Management International, Inc., for operations, maintenance and management services for the City of Pampa's Water/Wastewater Plants, Wells and Pump Stations.
<b>STAFF CONTACT:</b>	Donny Hooper
<b>FINANCIAL IMPACT:</b>	
<b>SOURCE OF FUNDS:</b>	Budgeted
<b>START/COMPLETION SCHEDULE:</b>	Contract is amendment No. 5 to original contract and is for a period of five (5) years beginning in September of 2015.
<b>RECOMMENDED ACTION:</b>	Approve Amendment No. 5 to the agreement for maintenance and management services between the City of Pampa and CH2M Hill/OMI
<b>BACKGROUND/ ADDITIONAL INFORMATION:</b>	In exchange for an early extension to their contract OMI has agreed to provide the engineering study, evaluating the wastewater plant and proposing recommended capital improvements at no cost. The estimated value of the engineering services provided for the improvements engineering study is \$75,000.00.



**AMENDMENT NO. 5**  
**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 \_\_\_\_\_, 2014, by the City of Pampa, Texas, (hereinafter "Owner"), and Operations Management International, Inc. (hereinafter "CH2M HILL OMI"). This is Amendment No. 5 to the Agreement dated the 1<sup>st</sup> 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 Thirty-Four Thousand Six Hundred Eighty-Nine Dollars (\$1,034,689) during the agreement period from October 1, 2014 through September 30, 2015. Changes in the Base Fee shall be negotiated annually, three (3) 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. The annual Base Fee percentage does not include the capped costs for repairs as described in Appendix B, subsection B.1.17.

2. Article 6.1 is hereby deleted in its entirety and replaced with the following:

6.1 The initial term of this Agreement shall be for a period of five (5) years commencing on October 1, 2010 and concluding on September 30, 2015. Upon conclusion of the initial term, this Agreement shall automatically renew for a five (5) year renewal term, commencing on October 1, 2015. Thereafter, the agreement shall automatically renew for successive five (5) year terms, unless either party gives notice to the other of its intent to not renew the agreement, no less than 120 days prior to the conclusion of the then-effective term.

3. Section B.1.20 is deleted in its entirety and replaced with the following:

B.1.20 Pay all costs incurred in normal project operations as defined by this agreement. Owner and CH2M HILL OMI have discussed and mutually agree that capped amounts for repairs have been established to meet the Owners budget request for the agreement period set forth in Appendix 4.1. Actual amounts for those items may be higher than the capped values.



At the end of each contract year, CH2M HILL OMI will reconcile capped and rebateable accounts and provide the City within sixty (60) calendar days either a check for any applicable rebates or an invoice for costs in excess of the caps plus a markup of 15%. Capped and rebateable accounts will be increased or decreased each year if the actual costs differ from the estimate by more than 5%.

4. Section B.1.24 is hereby added to Appendix B of the Agreement:

B.1.24 Provide an engineering study evaluating the Plant and proposing recommended capital improvements to improve the Plant's operational performance. Such work shall be performed by an affiliated entity of CH2M HILL OMI.

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:

Authorized Signature:

\_\_\_\_\_  
Name: Scott Neelley  
Title: Vice President

\_\_\_\_\_  
Name: Brad Pingel  
Title: Mayor

OPERATIONS MANAGEMENT  
INTERNATIONAL, INC.

CITY OF PAMPA, TEXAS

Date: \_\_\_\_\_

Date: \_\_\_\_\_



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 4

**ITEM/PROJECT:** ELECTION ORDER – NOVEMBER 4, 2014  
SPECIAL ELECTION

**MEETING DATE:** August 12, 2014

**DESCRIPTION:** Consider approving on first reading Ordinance No. 1618, an Ordinance of the City of Pampa ordering and providing notice of a Special Election to be held on November 4, 2014 for the purpose of submitting for voter consideration Propositions to amend specific sections of the City of Pampa's Home Rule Charter.

**STAFF CONTACT:** Leland Waters  
Karen Price

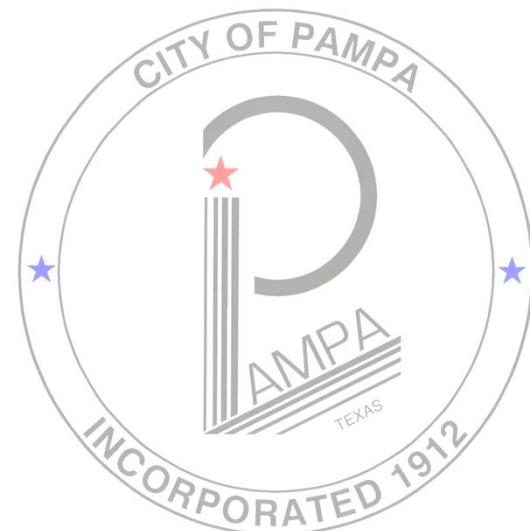
**FINANCIAL IMPACT:** \$5,000.00 Estimated Election Cost

**SOURCE OF FUNDS:** Operating Budget

**START/COMPLETION SCHEDULE:** Election will be officially ordered on second reading of Ordinance No. 1618. Election will be held on November 4, 2014 (Joint Election w/Gray County)

**RECOMMENDED ACTION:** Approve Ordinance No. 1618 on first reading.

**BACKGROUND/ ADDITIONAL INFORMATION:** Ordinance No. 1618 attached.



**CITY OF PAMPA, TEXAS  
ORDINANCE NO. 1618**

**AN ORDINANCE ORDERING AND PROVIDING NOTICE OF SPECIAL ELECTION FOR THE CITY OF PAMPA, TEXAS, TO BE HELD ON THE 4th DAY OF NOVEMBER, 2014, FOR THE PURPOSE OF VOTER CONSIDERATION OF AMENDMENT OF SPECIFIC SECTIONS OF THE HOME RULE CHARTER; DECLARING BALLOT LANGUAGE FOR SUCH PROPOSITIONS FOR AMENDMENT; PROVIDING THE LANGUAGE OF THE CHARTER FOR EACH PROPOSITION THAT IS APPROVED BY THE VOTERS; PROVIDING FOR EARLY VOTING BY PERSONAL APPEARANCE; PROVIDING FOR THE ESTABLISHMENT OF POLLING PLACES; PROVIDING FOR A CONTRACT FOR ELECTION SERVICES WITH GRAY COUNTY; PROVIDING FOR CERTAIN JOINT ELECTION ARRANGMENTS; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS, SEVERABILITY, PROPER NOTICE AND MEETING, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of Pampa (Commission) seeks to proceed with the ordering of a special election for Tuesday, November 4, 2014, the next uniform election date, and appointing election officials required for the conduct of the election, and has deemed it advisable to call the election hereinafter ordered; and

**WHEREAS**, the City of Pampa, Texas, ("City") is a home rule municipality with a Charter that was approved by the voters in 1927 and which may be amended by majority vote of the qualified voters of the City; and

**WHEREAS**, it has been more than two (2) years since the Charter was last amended; and

**WHEREAS**, the Commission hereby finds and determines that it is in the public interest to call a special election ("Election") to place proposed amendments to the City Charter at the earliest practicable date to allow the voters to decide whether to authorize the amendments; and

**WHEREAS**, state law, in Section 9.004 (d), Texas Local Government Code, provides that an amendment may not contain more than one subject; and

**WHEREAS**, should the qualified voters of the City of Pampa approve the amendments of the Charter as proposed, it shall require and result in the modification of multiple sections of the Charter in order to accomplish the single purposes and subjects of the amendments, all of which are more fully described herein; and

**WHEREAS**, the Commission has determined that an election on November 4, 2014, the next uniform election date authorized by state law, will constitute an appropriate date for such an Election; and,

**WHEREAS**, the Commission has authority pursuant to Chapter 31, Texas Election Code, to enter into an election services contract with the Gray County Election Officer to obtain certain election services; and

**WHEREAS**, the Commission has made provision to contract with Gray County to conduct the City Special Election; and

**WHEREAS**, the Commission has authority pursuant to Chapter 271, Texas Election Code, to enter into joint election agreements with other political subdivisions holding elections on the same day in all or part of the same territory;

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

**SECTION 1.** All of the above premises are hereby found to be true and correct legislative and factual findings of the Commission and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

**SECTION 2.** There is hereby called a Special Election to be participated in by the qualified voters of the City of Pampa, Texas, to be held on the Tuesday following the first Monday in November, being the 4<sup>th</sup> day of November, 2014, between the hours of 7:00 AM and 7:00 PM (the "Election"), and at the election, for the purpose of amending the Home Rule Charter of the City of Pampa, and the following propositions shall be added to the ballot and submitted:

**Proposition 1: Shall Section 3 of Article I of the Charter be amended to authorize the City to annex property in any manner allowed by state law for any type of lawfully incorporated municipality?**

**For**

**Against**

In the event that Proposition 1 is approved by the voters on November 4, 2014, Section 3 of Article I of the Pampa Charter shall thereafter read as follows:

**Sec. 3. Extension of boundaries.**

**The city commission shall have the power by ordinance to fix the boundary limits of the City of Pampa, Texas; and to provide for the alteration and extension of said boundary limits and the annexation of additional territory lying adjacent to said city with the limits as provided by applicable state law. Also, the limits of the said corporation may be hereafter extended by adding additional territory to the same whenever the majority of the qualified electors of said territory shall indicate a desire to be included within the limits of said corporation in any manner provided in Chapter 43, Texas Local Government Code, as amended, available to a home rule or general law municipality.**

**Proposition 2: Shall Section 4 of Article I of the Charter be amended to provide that when the City approves a subdivision plat, the plat shall show all public improvements that are being dedicated to the City and the City's acceptance of the public improvements will not occur until the City does so by actual appropriation, entry, use, or improvement of the dedicated property?**

For

Against

In the event that Proposition 2 is approved by the voters on November 4, 2014, Section 4 of Article I of the Pampa Charter shall thereafter read as follows:

**Sec. 4. Platting of property.**

Should any property lying within or adjacent to the city limits, as established by this charter or by subsequent annexation or other addition, be hereafter platted into blocks and lots, the owners of said property shall plat and lay the same off to conform to the streets and alleys abutting on same, and shall file with the city secretary a correct map thereof, provided, that in no case shall the City of Pampa be required to pay for any of said streets or alleys, or other public improvements at whatever date opened, but when opened by reason of platting of said property, at whatever date platted, they shall become, by such act, dedicated to the use of public and shall be, upon acceptance by the City, be considered the property of the City of Pampa, for use as public highways or other public purposes. The approval of a plat is not considered an acceptance of any proposed dedication and does not impose on the City of Pampa any duty regarding the maintenance or improvement of any dedicated parts until the appropriate municipal authorities make an actual appropriation of the dedicated parts by entry, use, or improvement. The disapproval of a plat is considered a refusal by the City of Pampa of the offered dedication indicated on the plat.

**Proposition 3: Shall Section 2 of Article II of the Charter be amended to clarify that the City's authority to protect the health, safety, and welfare of the public shall be consistent with the laws and constitution of the United States as well as the State of Texas?**

For

Against

In the event that Proposition 3 is approved by the voters on November 4, 2014, Section 2 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 2. Powers of ordinance.**

The City of Pampa shall have the power to enact and enforce all ordinances necessary to protect health, life, safety, welfare, and property, and to prevent and summarily abate and remove all nuisances and to preserve and enforce good government, order and security of the city and its inhabitants, and to enact and enforce ordinances on any and all subjects, provided that no ordinance shall be enacted inconsistent with the provisions of this charter, or the general laws, or the constitution of the State of Texas or the United States.

**Proposition 4: Shall Section 8 of Article II of the Charter be amended to replace the current language regarding notices of claims against the City with language that has been upheld by Courts to be effective?**

For

Against

In the event that Proposition 4 is approved by the voters on November 4, 2014, Section 8 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 8. Exemption from liability for damages.**

**Before the City of Pampa shall be liable for damages for personal injuries of any kind, or for injuries to or destruction of property of any kind, the person injured, or the owner of the property injured or destroyed, or someone in his or her behalf, shall give the Mayor and City Commission notice in writing of such injury or destruction, duly verified, within ninety (90) days after the same has been sustained, stating in such written notice when, where and how the injury or destruction occurred, and the apparent extent thereof, the amount of damage sustained, the amount for which claimant will settle, the actual residence of the claimant by street and number at the date the claim is presented, and the actual residence of such claimant for six (6) months immediately preceding the occurrence of such injuries or destruction, and the names and addresses of the witnesses upon whom he or she relies to establish his or her claim, and a failure to so notify the Mayor and City Commission within the time and manner specified herein shall exonerate, excuse and exempt the City from any liability whatsoever. The notice of claim requirement established herein shall not be required if the City has received actual notice that death has occurred, that the claimant has received some injury, or the claimant's property has been damaged.**

**The City of Pampa shall not be liable to any person for damages caused from streets, ways, crossings, bridges, culverts, sewers or sidewalks being out of repair from negligence of said municipality, unless the same shall have remained so for ten (10) days after special notice in writing given to the Mayor or City Commission.**

**Proposition 5: Shall the last sentence of Section 19 of Article II of the Charter be amended to provide that in the event that the utility facilities of a utility or retail public utility must be relocated in order to accommodate the construction or modification of a public improvement that the cost of such relocation shall be borne by the utility or retail public utility that owns the facilities?**

For

Against

In the event that Proposition 5 is approved by the voters on November 4, 2014, the last sentence of Section 19 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec.19. Public works improvements.**

**In the event that, as a result of such public improvement or proposed public improvement, the city commission determines that facilities owned by a public utility or retail public utility must be removed or relocated, the owner of such facilities shall, after reasonable notice from the city, remove or relocate such facilities at the sole cost of such owner.**

**Proposition 6: Shall Section 20 of Article II of the Charter be amended to provide that in the event that there is an obstruction, encroachment, or encumbrance of a city street, that the City shall have the authority to remove the same at the sole cost of the party responsible for the obstruction, encroachment, or encumbrance?**

For

Against

In the event that Proposition 6 is approved by the voters on November 4, 2014, Section 20 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 20. Altering streets, obstructions, encroachments, etc.**

**Said city shall have the power to control, regulate and remove or require the removal of all obstructions, encroachments and encumbrances on any public street, avenue, or alley at the sole expense of the person owning or responsible for such obstruction, encroachment or encumbrance, and to narrow, alter, widen, straighten, vacate, abandon, or close same; to provide for sprinkling and cleaning same, and to regulate and control the moving of buildings, and structures of every kind and character upon and along same.**

**Proposition 7: Shall Section 22 of Article II of the Charter be amended to provide that the City shall have the right to construct and improve streets and to charge assessments for such construction and improvement to the full extent allowed by state law?**

For

Against

In the event that Proposition 7 is approved by the voters on November 4, 2014, Section 22 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 22. Cities, town and villages; assessments for street widening and opening payable in installments.**

**The city shall have the power to construct and improve streets and street facilities and to charge and collect assessments to pay the cost of such construction or improvement, to the full extent and in the manner authorized by state law, the Texas Transportation Code, and the Common Law.**

**Proposition 8: Shall Section 1 of Article VI of the Charter be amended to replace the current language regarding the issuance of bonds, funding and refunding bonds, incurring and discharging debt, and requiring an election of the voters of the City to approve the issuance of bonds be replaced with updated language regarding the same that is consistent with current state law?**

For

Against

In the event that Proposition 8 is approved by the voters on November 4, 2014, Section 1 of Article VI of the Pampa Charter shall thereafter read as follows:

**Sec. 1. Bonds and Other Indebtedness.**

**The City shall have the right and power to borrow money on the credit of the City for public purposes by whatever method it may deem to be in the public interest. The City shall further have the power to borrow money on the credit of the City and to issue general obligation bonds and other evidences of indebtedness for permanent public improvements or for any other public purpose not prohibited by the Constitution and laws of the state of Texas and to issue refunding bonds to refund outstanding bonds and other evidences of indebtedness of the City previously issued. All such bonds shall be issued in conformity with the laws of the state of Texas. The City shall further have the power to borrow money for the purpose of constructing, acquiring, improving, extending, or repairing of public utilities, recreational facilities or any other self-liquidating municipal functions not prohibited by the Constitution and laws of the state of Texas, and to issue revenue bonds to evidence the obligations created thereby. Such bonds shall be a charge upon and payable from the properties, or interest therein pledged, or the income therefrom, or both. The holders of the revenue bonds of the City shall never have the right to demand payment thereof out of monies raised or to be raised by taxation. All such bonds shall be issued in conformity with the laws of the state of Texas. The City shall have the power to borrow money for public improvements or any public purpose in any other manner provided by law, including tax anticipation notes, time warrants, certificates of obligation, or by any other municipal financing method allowed by law. All bonds and evidences of indebtedness of the City having been approved by the Attorney General and registered by the Comptroller of Public Accounts shall thereafter be incontestable in any court or other forum for any reason, and shall be valid and binding obligations of the City in accordance with their terms for all purposes.**

**Proposition 9: Shall Section 4 of Article VII of the Charter be amended to provide that neither the Mayor nor any Commissioner may be delinquent in taxes owed the City, rather than prohibiting any officer or employee from being indebted to the City?**

For

Against

In the event that Proposition 9 is approved by the voters on November 4, 2014, the second sentence of Section 4 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 4. Qualifications.**

**Neither the mayor nor any commissioner shall be delinquent in taxes owed to the city.**



**Proposition 10: Shall Section 4 of Article VII of the Charter be amended to update the prohibitions against dual office holding and conflicts of interest by replacing the prohibitions therein with references to current state law prohibiting the same?**

For

Against

In the event that Proposition 10 is approved by the voters on November 4, 2014, the portion of Section 4 of Article VII following the second sentence of the Pampa Charter shall thereafter read as follows:

**Sec. 4. Qualifications.**

**No officer or employee of the city shall become guilty of a violation of Chapter 171, Local Government Code regulating conflicts of interest, or of violation of any penal code provision regulating the acceptance of gifts or abuse of official capacity, and each shall comply fully with Chapter 176, Local Government Code regarding disclosure of business and financial relationships with persons doing business with the City.**

**Proposition 11: Shall Section 5 of Article VII of the Charter be amended to replace the original boundaries of the four wards of the City with boundaries described by ordinance that take into consideration annexations and changes in the corporate limits of the City since the City was incorporated, and which evenly divides the population of the City to the extent practicable?**

For

Against

In the event that Proposition 11 is approved by the voters on November 4, 2014, Section 5 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 5. Elections.**

**The elective officials of the city shall consist of a mayor and the four (4) commissioners (the commissioners, other than the mayor, to be designated as commissioner No. 1, commissioner No. 2, commissioner No. 3, and commissioner No. 4), each of whom shall be elected to the office for which he or she is a candidate by a majority of the qualified voters of the city at large.**

**For the purpose of the election of commissioners, the city shall consist of four (4) election wards, and the city is hereby divided into four (4) election wards, numbered wards 1, 2, 3 and 4. The boundaries of each ward shall be established by ordinance and shall divide the City evenly by population to the extent practicable. Such boundaries shall be adjusted as needed to maintain such even division, but shall not be subject to decennial re-districting so long as all Commission Members are elected at-large. The boundaries of each ward shall be as the same existed on the date of incorporation of the City as thereafter amended from time to time by annexations or other adjustments to the corporate limits and as the boundaries are hereafter amended by the City Commission.**

**In addition to the other qualifications provided by this charter, commissioner No. 1 shall reside in ward No. 1, commissioner No. 2 shall reside in ward No. 2, commissioner No. 3 shall reside in ward No. 3, and commissioner No. 4 shall reside in ward No. 4. If any commissioner ceases to reside in the ward from which elected, but continues to reside within the corporate limits of the City of Pampa, he or she shall serve the balance of the term to which elected.**

**The commission shall be the judge of the election and qualification of its members.**

**Proposition 12: Shall Section 13 of Article VII of the Charter be amended to delete the compensation of ten dollars per meeting for the Mayor and Commissioners and to replace it with compensation set by ordinance?**

**For**

**Against**

In the event that Proposition 12 is approved by the voters on November 4, 2014, Section 13 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 13. Compensation and attendance.**

**The compensation of the mayor and commissioner shall be set by ordinance adopted by the commission, provided, however, that no compensation shall be paid to the mayor or any commissioner if absent from any regular meeting of the commission, unless such absence be unavoidable, the reason therefore be presented in writing, and the same being considered sufficient by the other members of the commission and such reasons and excuses spread upon the minutes of the proceedings.**

**Proposition 13: Shall the first paragraph of Section 14 of Article VII of the Charter be amended to clarify that the number of votes of the commissioners required to adopt or repeal any ordinance or resolution shall be a majority of those present and voting as opposed to a majority of all members of the commission?**

**For**

**Against**

In the event that Proposition 13 is approved by the voters on November 4, 2014, the first paragraph of Section 14 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 14. Legislative procedure.**

**Any three (3) members of the commission shall constitute a quorum for the transaction of any business, and the affirmative vote of a majority of the members of the commission present and voting shall be sufficient and necessary to adopt or repeal any ordinance or resolution. The vote upon the passage or repeal of any ordinance or resolution shall be taken by “yea” and “nay” vote and entered upon the journal. All members of the commission shall vote upon every question, ordinance or resolution, unless required by law to abstain, provided that not more than one (1) member of the commission may be excused from voting by a majority vote of the other**

members present and voting, which shall be entered upon the journal. Any commissioner refusing to vote unless so excused shall be entered on the journal as voting in the affirmative.

**Proposition 14:** Shall the last paragraph of Section 14 of Article VII of the Charter be amended to provide that ordinances and resolutions must be signed and sealed within two days of passages or as soon thereafter as practicable in order to eliminate doubt about the effectiveness of any ordinance or resolution that is not signed or sealed within two days?

For

Against

In the event that Proposition 14 is approved by the voters on November 4, 2014, the last paragraph of Section 14 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 14. Legislative procedure.**

Every ordinance or resolution passed by the city commission shall be signed by the mayor and attested by the person acting as city secretary, and the seal of the city impressed thereon within two (2) days after its passage or as soon thereafter as is practicable.

**Proposition 15:** Shall Sections 15 and 16 of Article VII of the Charter be amended to provide that the requirement for two readings of ordinances, except emergency measures, be deleted and replaced with a requirement for only one reading for all such ordinances (except when state law requires more than one reading) and to delete the definition of a emergency measure?

For

Against

In the event that Proposition 15 is approved by the voters on November 4, 2014, Section 16 of the Charter shall be deleted and Section 15 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 15. Ordinance enactment.**

Each proposed ordinance or resolution shall be introduced in writing or printed form, shall not contain more than one (1) subject, which shall be clearly stated in the title, but a general appropriation ordinance may contain the various subjects and accounts for which moneys are to be appropriated. Each commissioner and the mayor shall be provided a complete and full written copy of said ordinance prior to its being introduced for passage, and each ordinance shall become effective on the day of its approval by a majority of the Commission except those ordinances or resolutions that are required by specific state law to be voted on more than once.

**Proposition 16:** Shall Section 17 of Article VII of the Charter be amended to provide that ordinances become effective when adopted and the current requirement for publication of ordinances containing a penalty shall be once instead of once a week for two weeks?

For

Against

In the event that Proposition 16 is approved by the voters on November 4, 2014, Section 17 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 17. Publication of ordinances.**

**All ordinances shall become effective upon adoption unless stated otherwise in the ordinance and each ordinance carrying a penalty shall be published once in a newspaper published in the City of Pampa or of general circulation in the City.**

**Proposition 17: Shall Section 22 of Article VII of the Charter be amended to provide that the City Commission may enter into contracts for personal services with the City Manager and such other City Officials for which the Commission considers a contract to be in the best interest of the City?**

For

Against

In the event that Proposition 17 is approved by the voters on November 4, 2014, Section 22 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 22. Contracts for personal services.**

**No contract shall ever be made which binds the city to pay for personal services to be rendered for any stated period of time, except that the city commission may enter into such a contract with the city manager or such other officer of the city, other than the mayor and commissioners, when the commission determines that such a contract is in the best interests of the city.**

**Proposition 18: Shall Section 29 of Article VII of the Charter be amended to replace the procedure specified therein for the award of contracts for goods and services with a requirement that the contracts be awarded in the manner authorized by state law?**

For

Against

In the event that Proposition 18 is approved by the voters on November 4, 2014, Section 29 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 29. Contracts [generally].**

**No contract for public improvements and public works of every kind and character and for the purchase of supplies, services, equipment, or other goods for use in any department of the city calling for or requiring the expenditure or payment in an amount exceeding the sum specified by state law shall be made without first submitting such proposed contract to competitive bids or proposals in the manner provided by state law. The city shall have the right to reject any and all bids.**

**Proposition 19: Shall Section 1 of Article VIII of the Charter be amended to provide that the City of Pampa shall be vested with all the powers and authority of general law cities as well as home rule cities under the laws of the state?**

For

Against

In the event that Proposition 19 is approved by the voters on November 4, 2014, Section 1 of Article VIII of the Pampa Charter shall thereafter read as follows:

**Sec. 1. Construction.**

**All powers vested in home rule or general law cities are hereby retained and are cumulative of the powers vested by this charter of the City of Pampa, and the enumeration of the powers made in this charter shall never be construed to preclude by implication or otherwise, the city from exercising all powers incident to the enjoyment of local self-government and from doing any and all things not inhibited by the constitution and laws of the State of Texas.**

**Proposition 20: Shall Section 2 of Article VIII of the Charter be amended to provide that all ordinances and resolutions in effect at the time of these or other amendments shall continue in effect?**

For

Against

In the event that Proposition 20 is approved by the voters on November 4, 2014, Section 2 of Article VIII of the Pampa Charter shall thereafter read as follows:

**Sec. 2. Ratification of ordinances.**

**All ordinances and resolutions in force at the time of the taking effect of this charter or any amendment thereto, not inconsistent with its provisions, shall continue in force until amended or repealed.**

**Proposition 21: Shall Section 4 of Article II of the Charter be amended to clarify that the City has authority to sell, exchange, convey or otherwise dispose of real estate it owns in a manner authorized by state law?**

For

Against

In the event that Proposition 21 is approved by the voters on November 4, 2014, Section 4 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 4. Property rights of city.**

**All real estate owned or hereafter acquired in fee simple title, or held by lease, sufferance, easement, or otherwise, and all public buildings, fire stations, parks, streets, avenues and alleys, and all property, whether real or personal of whatever kind, character, or description now owned or controlled by the City of Pampa shall vest in, inure to, remain and be the**

property of said City of Pampa until such time, if ever, that such property is sold, conveyed or otherwise disposed of in a manner provided by law.

**Proposition 22:** Shall Section 7 of Article II of the Charter be amended to clarify that the wages of city employees may be garnished only when such garnishment is required and authorized by law?

For

Against

In the event that Proposition 22 is approved by the voters on November 4, 2014, Section 7 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 7. City funds not subject to garnishment.**

**No funds of the city shall be subject to garnishment, and the city shall never be required to answer in any garnishment proceedings except when garnishment of employee wages is required and authorized by law.**

**Proposition 23:** Shall Section 9 of Article II of the Charter be amended to add purposes for which the City may exercise the power of eminent domain to include additional reasons now authorized by law, particularly cable television, the Internet, and solid waste services for the benefit of the citizens of the City, while deleting obsolete purposes such as calaboose, sanitariums, reformatories, abattoir, telegraph, and pest houses?

For

Against

In the event that Proposition 23 is approved by the voters on November 4, 2014, Section 9 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 9. Right of eminent domain.**

**The city shall have the right of eminent domain and the power to appropriate private property for public purposes whenever the governing authority deems it necessary; and to take any private property, within or without the city limits, for any of the following purposes, to wit: City halls, fire stations, police stations, jails, fire alarm systems, libraries, hospitals, auditoriums, market houses, streets, avenues, alleys, parks, highways, playgrounds, sewer systems, storm sewers, sewage disposal plants, filtering beds and emptying grounds for sewer systems, drainage, water supply sources, wells, water and electric light and power systems, streetcars systems, telephone, Internet, and cable television systems, gas plants or gas systems, solid waste collection, transportation or disposal facilities, cemeteries, crematories, and for any other municipal purpose that may be deemed advisable. The power herein granted for the purpose of acquiring private property shall include the power of improvement and enlargement of waterworks, including water supply riparian rights, standpipes, watersheds and the construction of supply reservoirs. In all cases wherein the city exercises the power of eminent domain, it shall be controlled as nearly as practicable by state law governing the condemnation of property by a political subdivision vested with the power of eminent domain. The power of eminent domain hereby conferred**

shall include the right of the governing authority, when so expressed, to take the fee in the land so condemned, and such power and authority shall include the right to condemn public property for such purposes.

**Proposition 24:** Shall Section 10 of Article II of the Charter be amended to add types of utilities the City shall have authority to own and operate, such as cable television, Internet, solid waste services, and retail public utilities for the benefit of the citizens of the City, and to repeal obsolete types such as telegraph and abattoirs?

For

Against

In the event that Proposition 24 is approved by the voters on November 4, 2014, Section 10 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 10. Ownership of public utilities.**

Said city shall have the power to buy, own or construct, and to maintain and operate within or without the city limits, complete water system or systems, gas or electric lighting power plant or plants, telephone, Internet or cable television systems, street railways, sewer systems, sewage plants, fertilizing plants, solid waste collection, transportation and disposal facilities, municipal railway terminals, or any other public service utility or retail public utility, and to demand and receive compensation for services furnished by the city for private purposes or otherwise, and to have the power to regulate, by ordinance, the collection of compensation for such services. Said city shall have the power to acquire by lease, purchase or condemnation, the property of any person, firm or corporation now or hereafter conducting any such business, for the purpose of operating such public utility or utilities and for the purpose of distributing such service within or without the city, or any portion thereof.

**Proposition 25:** Shall Section 11 of Article II of the Charter be amended to add “retail public utility” to the type of utility for which the City may obtain funds or issue debt for the purpose of acquiring for the benefit of the citizens of the City?

For

Against

In the event that Proposition 25 is approved by the voters on November 4, 2014, Section 11 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 11. Funds for acquisition of any public utility, security for same, etc.**

Should the city determine to acquire any public utility or retail public utility by purchase, condemnation or otherwise, as herein provided, said city shall have the power to obtain funds for the purpose of acquiring said public utility and paying the compensation therefore, by issuing bonds or notes, or other evidence of indebtedness and may secure the same by fixing a lien upon the property constituting the public utility or retail public utility so acquired, and said security shall apply alone to said property so acquired.

**Proposition 26: Shall Section 13 of Article II of the Charter be amended to add Internet system, cable television system, solid waste services and facilities and retail public utility to the type of utilities which the City shall have exclusive authority to operate and maintain for the benefit of the citizens of the City?**

For

Against

In the event that Proposition 26 is approved by the voters on November 4, 2014, Section 13 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 13. Right to operate and maintain public utility acquired.**

**In the event said city shall acquire by purchase, gift, devise, deed, condemnation or otherwise, any waterworks system, electric light or power system, gas system, street railway system, telephone system, Internet system, cable television system, solid waste collection, transportation or disposal facilities, or any other public service utility or retail public utility to operate and maintain for the purpose of serving the inhabitants of said city, the right to operate and maintain such public service utility, so acquired, shall be exclusive.**

**Proposition 27: Shall Section 14 and 18 of Article II of the Charter be amended to make the City's authority to franchise utilities and to exercise rate setting and review authority consistent with the manners currently authorized by law and with no conflict with any provision of law whereby the Texas Legislature has preempted City authority?**

For

Against

In the event that Proposition 27 is approved by the voters on November 4, 2014, Sections 14 and 18 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 14. Right to regulate charges of holder of franchise or privilege.**

**Except to the extent preempted by State law, the city shall have the power to determine, fix, and regulate charges, fares and rates of any person, firm or corporation now exercising, or that may hereafter exercise, any right of franchise or public privilege in said city, or who is required to obtain such franchise or public privilege, and to prescribe the kind of service to be furnished and the equipment to be used, and the manner in which the service shall be rendered, and to change such regulations from time to time. In order to ascertain all of the facts necessary for a proper understanding of what is or should be a reasonable rate or regulation, the governing authority shall have full power to inspect the books and other records of such persons, firm or corporation, hire consultants to review rates and proposed rates, conduct hearings, and compel the attendance of witnesses for such purpose; provided that in adopting such regulations and in fixing or changing such compensations, no stocks or bonds authorized or issued by any person, firm or corporation exercising such franchise or privilege shall be considered unless proof be made that the same have been actually issued by such person,**



firm or corporation for money, or its equivalent, paid and used for the purchase and development of the property under investigation.

**Sec. 18. Franchises for use of streets.**

Said city shall have the power and authority to grant franchises for the use and occupancy of streets, avenues, alleys and any and all public grounds belonging to or under the control of the city. No cable television, telephone, electric light or power, street railway, interurban railway, steam railway, gas company, waterworks, water systems, or any other character of public utility or retail public utility shall be granted any franchise or permitted the use of any street, avenue, alley, highway, or grounds of the city without first making application to, and obtaining the consent of, the governing authority thereto, expressed by ordinance, and before such ordinance proposing to make any grant or franchise or privilege to any applicant to use or occupy any street, avenue, alley, except and unless the extent to which such franchise or privilege is governed by state law

No franchise shall ever be granted by the commission other than an indeterminate franchise for a period of years not exceeding forty (40) years.

**Proposition 28:** Shall Section 15 of Article II of the Charter be amended to make the City's authority over its streets consistent with current state law in that such authority, control and jurisdiction is exclusive and in compliance with the Texas Transportation Code and the Common Law?

For

Against

In the event that Proposition 28 is approved by the voters on November 4, 2014, Section 15 of Article II of the Pampa Charter shall thereafter read as follow:

**Sec. 15. Street powers.**

The city shall have exclusive dominion, control, and jurisdiction over and under the public streets within its corporate limits as contained in state law, the Texas Transportation Code, as amended, and the Common Law.

**Proposition 29:** Shall Section 19 of Article II of the Charter be amended to clarify that assessments levied against landowners for improving streets shall be governed by state law and that the interest rate on deferred payment of such assessments may bear interest at the highest rate allowed by law?

For

Against

In the event that Proposition 29 is approved by the voters on November 4, 2014, all of Section 19 of Article II except the last sentence of the Pampa Charter shall thereafter read as follows:

**Sec. 19. Public works improvements.**

Said city shall have the power to open, extend, straighten, or widen any public street, avenue or alley and for such purpose to acquire the necessary land by purchase or condemnation, and to provide that the cost of improving any such street, avenue, or alley by opening, extending, straightening or widening the same shall be paid by the owner of property lying in the territory of such improvement and which is specially benefitted thereby, and, except as otherwise governed by state law, to provide that the cost shall be charged by special assessment against such owner and made a lien against his said property for the amount due by him or her, and three (3) special commissioners shall be appointed by the county judge of Gray County, Texas, for the purpose of condemning said land and apportioning said cost, and such apportionment shall be specially assessed by the governing authority of said city against owners and their property lying in the territory so found by said special commissioners to be specially benefitted in enhanced value, and said city may issue assignable certificates for the payment of any such cost against such property owner and his property, and may provide for the payment thereof in deferred payments, which deferred payments may bear interest at the highest rate allowed by law. Said city shall pay such proportion of such cost as may be determined by said special commissioners to be due by it; provided the cost to be paid by the city shall never exceed one-third of the cost of such improvements.

**Proposition 30:** Shall Section 21 of Article II of the Charter be amended to provide that the exclusive authority of the City over city parks, playgrounds and recreational facilities includes the right to remove or require the removal of any obstructions to those public facilities at the sole cost of the person owning or responsible for the obstruction?

For

Against

In the event that Proposition 30 is approved by the voters on November 4, 2014, Section 21 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 21. Parks, playgrounds, etc.**

The city shall have exclusive control over all city parks, municipal playgrounds, and other publicly-owned recreational facilities, located within the corporate boundaries of the city and the right to control, regulate and remove or require the removal of all obstructions at the sole expense of the person owning or responsible for such obstruction, and prevent all encroachments thereupon; and to provide for raising, grading, filling, terracing, landscape gardening, erecting buildings, providing amusements therein, for establishing walks and paving driveways around, in and through said parks, playgrounds, and other public grounds.

**Proposition 31:** Shall Section 24 of Article II of the Charter be amended to provide that the City shall have all of the authority granted home rule cities by state law to exercise its police powers for the protection of the health, safety and welfare of the public and to

**identify, define and abate any public nuisance existing or threatening to exist within the jurisdiction of the City?**

**For**

**Against**

In the event that Proposition 31 is approved by the voters on November 4, 2014, Section 24 of Article II of the Pampa Charter shall thereafter read as follows:

**Sec. 24. Peace and good order.**

**The City shall have all of the authority granted home rule cities by state law as well as all authority not prohibited by state law to exercise its police powers for the protection of the health, safety and welfare of the public and to identify, define, abate and punish any public nuisance existing or threatening to exist within the jurisdiction of the City.**

**Proposition 32: Shall Subsection (7) of Section 2 of Article IV of the Charter be amended to replace an unenforceable provision requiring the county judge of Gray County to perform the duties of the City Commission if the Commission fails to do so in regard to recall of one of its members, and to replace that provision to permit the judge to do so voluntarily or to issue a writ of mandamus requiring the Commission to act?**

**For**

**Against**

In the event that Proposition 32 is approved by the voters on November 4, 2014, Section 2(7) of Article IV of the Pampa Charter shall thereafter read as follows:

**(7) In case the city commission shall fail or refuse to receive the recall petition, order such recall election or discharge any other duties with reference to such recall, then the County Judge of Gray County, Texas, may discharge any of such duties herein provided to be discharged by the governing authority of said city, or the failure or refusal of the city commission to act may be the subject of a writ for mandamus or other appropriate action allowed by law in a court of competent jurisdiction.**

**Proposition 33: Shall Subsection (8) of Section 2 of Article IV of the Charter be amended to provide that, in the event that recall of members of the Commission results in there being less than a quorum of the Commission in office, that the remaining members shall have authority to call a special election to fill the vacancies on the Commission and to discharge the duties of the Commission for which a quorum is normally required until the vacancies are filled by an election for that purpose?**

**For**

**Against**

In the event that Proposition 33 is approved by the voters on November 4, 2014, Section 2(8) of Article IV of the Pampa Charter shall thereafter read as follows:

**(8) In the event that recall of members of the Commission results in there being less than a quorum of the Commission in office, the remaining members shall have authority to call a special election to fill the vacancies on**

the Commission and to discharge the duties of the Commission for which a quorum is normally required until the vacancies are filled by an election for that purpose.

**Proposition 34: Shall Subsection (c) Section 1 of Article V of the Charter be amended to delete the requirement that no license issued by the City be for a period of longer than one year, and replace it with a period of time established by ordinance?**

For

Against

In the event that Proposition 34 is approved by the voters on November 4, 2014, Section 1(c) of Article V of the Pampa Charter shall thereafter read as follows:

**(c) Said city shall authorize the granting and issuance of licenses and shall direct the manner of issuing and registering the same, shall fix the fees therefore, and shall provide the period of duration of each type of license by ordinance.**

**Proposition 35: Shall Subsection (d) of Section 1 of Article V of the Charter be amended to provide that the compensation due the City for use of public rights-of-way by utilities, retail public utilities, and others shall be based on the value of such use, separate and apart from the amount of ad valorem taxes that may be due the City from such users of the public rights-of-way?**

For

Against

In the event that Proposition 35 is approved by the voters on November 4, 2014, Section 1(d) of Article V of the Pampa Charter shall thereafter read as follows:

**(d) Said city shall have the power annually, to levy and collect value-based compensation for the use and occupancy of any and all public streets, alleys, rights-of-way or grounds of the city by a public utility, retail public utility, corporation, association, person or other entity, separately from the tangible property of such entity, and to levy and collect, annually an ad valorem tax upon the property of corporations, companies and corporate institutions not exempt from taxation by state law, as the same are now or may be assessed by the state laws, and shall have full power to enforce the collection of such taxes.**

**Proposition 36: Shall Subsection (f) of Section 1 of Article V of the Charter be amended to provide that the amount of interest the City may collect on delinquent taxes owed the City shall be the highest rate allowed by law instead of six percent?**

For

Against

In the event that Proposition 36 is approved by the voters on November 4, 2014, Section 1(f) of Article V of the Pampa Charter shall thereafter read as follows:

**(f) Said city shall have the power to provide for the rendition of unrendered property for taxation and levy and assess taxes thereon annually, and to**

**provide for the rendition, levy and assessment of taxes for previous years on property omitted from taxation and to provide interest at the rate at the highest rate per annum allowed by law upon such unrendered or omitted property and to change and provide for correction and reassessment of property erroneously assessed.**

**Proposition 37: Shall Subsection (i) of Section 1 of Article V of the Charter be amended to provide that the City shall levy and collect annual ad valorem taxes at the time and deadlines allowed or required by state law?**

**For**

**Against**

In the event that Proposition 37 is approved by the voters on November 4, 2014, Section 1(i) of Article V of the Pampa Charter shall thereafter read as follows:

**(i) The governing authority of the city, at the time provided by state law, shall levy the annual ad valorem tax for such year, but special taxes or assessments allowed by state law may be levied, assessed and collected at such time as the governing authority may provide; provided that should the governing authority fail or neglect to levy the annual tax herein provided for any one (1) year the annual tax levy for the preceding year last made by said governing authority shall and will be considered in force and effective as the tax levy for the year for which no annual tax was made.**

**Proposition 38: Shall Subsection (m) of Section 1 of Article V of the Charter be amended to provide that funds arising from the collection of taxes shall be divided into a general fund, a debt service fund, and such other funds as may be required or convenient for efficient operation of the City?**

**For**

**Against**

In the event that Proposition 38 is approved by the voters on November 4, 2014, Section 1(m) of Article V of the Pampa Charter shall thereafter read as follows:

**(m) All monies arising from the collection of taxes by the city shall be divided into a “general fund,” a “debt service fund,” and such other funds as may be required or convenient for the efficient operation of the city.”**

**Proposition 39: Shall Subsection (o) of Section 1 of Article V of the Charter be amended to provide that the City Commission “may,” instead of “shall” create a board of equalization to equalize the values of properties rendered for taxation in the City?**

**For**

**Against**

In the event that Proposition 39 is approved by the voters on November 4, 2014, Section 1(o) of Article V of the Pampa Charter shall thereafter read as follows:

**(o) The governing authority of the city may create a board of equalization, whose duties shall be to equalize the values of all property rendered for taxation in the City of Pampa, prescribe the qualifications, compensation and**

number necessary to constitute said board, and enact all ordinances necessary to regulate and control the equalization of values by such board.

**Proposition 40:** Shall Section 10 of Article VII of the Charter be amended to provide that the Mayor shall not be required to vote as a member of the Commission if he or she is required by law to abstain from voting?

For

Against

In the event that Proposition 40 is approved by the voters on November 4, 2014, Section 10 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 10. Duties of the mayor.**

The mayor of the city shall be the presiding officer of the commission. He or she shall vote as a member of the commission on all matters coming before the body unless required by law to abstain, sign all bonds, warrants and other official documents, be the official head of the city, and exercise all powers and perform all duties imposed upon him or her by this charter and by the ordinances of the city, resolutions of the commission and state law.

**Proposition 41:** Shall Section 12 of Article VII of the Charter be amended to replace the word “declared” with regard to the official determination of the results of an election with the word “canvassed”?

For

Against

In the event that Proposition 41 is approved by the voters on November 4, 2014, Section 12 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 12. Meeting of the commission.**

On the first Tuesday after the election of the commission has been canvassed the commission shall meet in the Commission chamber of the city hall, at which time the commissioners shall qualify and assume the duties of their offices. Thereafter the commissioners shall meet at such times as may be prescribed by ordinance or resolution, but they shall meet at least twice each month on days as selected by the city commission. The mayor or other two (2) commissioners may call special meetings of the commission at any time deemed advisable. The commission shall determine its own rules and order of business, and shall keep a journal of its proceedings in a permanently bound book and any citizen shall have access to the minutes and records thereof at any reasonable time.

**Proposition 42:** Shall Section 19 of Article VII of the Charter be amended to provide that the fine for refusal to appear or to produce records in response to an order of the City Commission during an investigation of financial transaction or other conduct of a city official or employee shall be \$500 instead of \$100?

For

Against

In the event that Proposition 42 is approved by the voters on November 4, 2014, Section 19 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 19. Investigations by commission.**

The commission may investigate the financial transactions of any office or department of the city government, and the acts and conduct of any official or employee. In conducting such investigation the commission may compel the attendance of witnesses, the production of books and papers and other evidence, and for that purpose may issue subpoenas or attachments which shall be signed by the mayor, and which may be served and executed by any officer authorized by law to serve subpoenas or other process, or any peace officer of the city. If any witness shall refuse to appear or testify to any facts within his knowledge, or to produce any papers or books in his possession or under his control, relating to the matter under investigation before the commission, the commission shall have the power to cause the witness to be punished as for contempt, by not to exceed a fine of five hundred dollars (\$500.00) and three (3) days confinement in jail. No witness shall be excused from testifying regarding his or her knowledge of the matter under investigation in any such inquiry, but such testimony shall not be used against him or her in any criminal prosecution except for perjury committed upon such inquiry.

**Proposition 43:** Shall Section 24 of Article VII of the Charter, which authorizes the Commission to appoint a “board of city development” with 15 members and to appropriate two mills per each dollar of taxable property in the city for the board’s work be deleted?

For

Against

In the event that Proposition 43 is approved by the voters on November 4, 2014, Section 24 of Article VII of the Pampa Charter shall be deleted from the Charter.

**Proposition 44:** Shall Section 28 of Article VII of the Charter be amended to replace the current procedure for the annual audit of the City’s finances with a requirement that the annual be conducted in the manner specified by state law?

For

Against

In the event that Proposition 44 is approved by the voters on November 4, 2014, Section 28 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 28. Audit and examination.**

The commission shall cause an audit of the books of account, and of all records and transactions of the administration of the affairs of the city to be made annually in compliance with the requirements of state law stated in Chapter 103, Local Government Code, as amended.

**Proposition 45: Shall Section 30 of Article VII of the Charter be amended to provide that the prohibitions against nepotism in regard to the appointment or employment in any office or position of the City be consistent with the requirements of state law?**

For

Against

In the event that Proposition 45 is approved by the voters on November 4, 2014, Section 30 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 30. Nepotism.**

Consistent with and as provided in Chapter 573, Government Code, no person related within the second degree by affinity or within the third degree by consanguinity, to the mayor, or to any commissioner, or to the city manager, shall be appointed to any office, position, clerkship, or service of the city

**Proposition 46: Shall Section 31 of Article VII of the Charter be amended to provide that the City Commission may, as opposed to shall, require bonds of all municipal officers and employees who receive or disburse city funds?**

For

Against

In the event that Proposition 46 is approved by the voters on November 4, 2014, Section 31 of Article VII of the Pampa Charter shall thereafter read as follows:

**Sec. 31. Official bonds.**

The city commission may require bonds of all municipal officers and employees who receive or disburse any funds of the city and such other municipal officers and employees as the commission may require. The amount of such bonds shall be determined by the city commission and the cost thereof shall be paid by the city. All of said bonds shall be approved by the commission and filed and recorded with the city secretary of the city.

**Proposition 47: Shall the Charter be amended to replace gender specific references (he, him, his) with gender neutral references (he/she, him/her, his/her)?**

For

Against

In the event that Proposition 47 is approved by the voters on November 4, 2014, all references to in the Charter to “he” shall be changed to “he or she,” all reference to “him” shall be changed to “him or her,” and all references to “his” shall be changed to “his or her.”

**Proposition 48: Shall the Charter be amended to replace the metes and bounds description of the boundaries of the City as they existed when the City adopted its home rule charter in 1927, with a statement that the boundaries of the City shall consist of those same boundaries together with all changes resulting from annexations, disannexations, or other legal modifications of the boundaries, and which current boundaries shall be reflected on an official map of the City that is maintained at City Hall.**



For

Against

In the event that Proposition 48 is approved by the voters on November 4, 2014, Section 2 of Article I of the Pampa Charter shall thereafter read as follows:

**Sec. 2. Boundaries.**

The boundary and limits of said municipal corporation shall be the boundaries existing at the time the City adopted this Charter in 1927 together with all changes resulting from annexations, disannexations, or other legal modifications of the boundaries, and which current boundaries shall be reflected on an official map of the City that is maintained at City Hall.

**Proposition 49:** Shall the Charter be amended in a non-substantive manner to replace references to statutes, laws, or legal procedures that are no longer in effect or which have been re-numbered or recodified since 1927 with references to the current, applicable statutes and laws or a reference to the type of law or language currently in effect if reference to a specific statute or law is inapplicable?

For

Against

In the event that Proposition 49 is approved by the voters on November 4, 2014, the following sections of the Pampa Charter shall be amended to read as follows:

**Article II, Sec. 3. Style of ordinances.**

The style of all ordinances of the City of Pampa shall be: "Be it ordained by the City Commission of the City of Pampa"; but the same may be omitted when published in book or pamphlet form under authority or by direction of the governing authority of the City of Pampa.

**Article II, Sec. 23. City zoning law; authorizing cities and incorporated village to pass zoning regulations.**

The city shall have the power to regulate the use of land located within the corporate boundaries of the city to the fullest extent allowed by law, including the authority to pass zoning regulations, provide for the creation of districts, provide for a planning commission, provide for a zoning commission, provide for a board of adjustment, specify and provide for the powers and duties of such commissions and board, provide certain methods of enforcement and remedies, provide certain variances and exemptions, provide methods to be followed in case of conflict with other laws, provide for the validity for all parts of the law not declared unconstitutional, all as contained in state law, the Texas Local Government Code and the Common Law.

**Article III, Sec. 1. Municipal.**

**It shall be the duty of the city to provide for a court for the trial of misdemeanor offenses known as the “municipal court,” with such powers and duties as are defined and prescribed by state law.**

**Article III, Sec. 2. Municipal Judge.**

**It shall be the duty of the city commission to appoint a suitable person for the position of judge of the municipal court, who shall discharge the duties of said office under the terms and provisions of the state law creating said court, and subject to the provisions of this charter.**

**Article III, Sec. 3. Costs; fines.**

**All costs and fines imposed and collected by the said court shall be paid into the city treasury for the use and benefit of the city and in satisfaction of such requirements and fees payable to the state or into accounts for the benefit of the court as provided by state law.**

**Article III, Sec. 4. State laws adopted.**

**The court shall have such authorities relating to jury and witness fees, enforcing the attendance of witnesses upon said court and authority of the court to punish for contempt, service of process, execution and issuance of writs, and proceedings in relation to peace bonds, as are allowed under state law, and the same are hereby adopted as a part of this charter.**

**Article III, Sec. 5. Salaries; employment of attorney.**

**The city commission shall prescribe the salary of the judge of said court, payable monthly or as the commission and judge may agree, and the governing authority of the city may employ any licensed attorney, or firm of attorneys to act for the city, both before said municipal court and in all matters in which the city may be interested and shall fix the compensation therefore.**

**Article IV, Sec. 1(c). Initiative and referendum.**

**(c) Before any such ordinance or resolution may be submitted to the commission for adoption or repeal, it shall be necessary that a petition signed by not less than twenty-five (25) percent of the number of qualified voters within the City of Pampa voting at the last regular municipal election shall be presented to the commission, initiating or referring such ordinance or resolution and requesting its adoption or repeal, as the case may be. All such petitions circulated for signatures shall be uniform in character and shall each have attached to the same an exact written or printed copy of the proposed ordinance or resolution sought to be adopted or repealed, and shall be filed with the person discharging the duties of city secretary within sixty (60) days from the filing of the statement hereinabove referred to.**

**Article IV, Sec. 1 (d), Initiative and referendum.**

**(d) Each signer of a petition shall sign his name in ink or indelible pencil, in his own handwriting, and shall place the same, following his name, his street number or place of residence, within the city in the manner required for petitions by the Texas Election Code. The signatures to any such petition need not all be attached in the same paper, but to each such paper there shall be attached an affidavit by the circulator thereof, stating the number of signers to such part of the petition, and that each signature is genuine and that of the person whose name it purports to be and that it was made in the presence of the affiant.**

**Article IV, Sec. 2(3), Recall.**

**(3) Each signer of a recall petition shall sign his name thereto in ink or indelible pencil, and shall write thereon, after his name, his street number of place of residence within the city in the manner required for petitions by the Texas Election Code. To each of said petitions there shall be attached an affidavit of the circulator thereof, stating the number of signers to such part of the petition and that each signature to the same is genuine, was made in his or her presence, and is that of the person whose name it purports to be.**

**Article V, Sec. 1 (b), Taxation.**

**(b) Said city shall in addition be authorized to levy and collect such taxes as may be required for the payment of interest and creation of sinking fund on any bonded indebtedness existing or created by said city under authority of law and this charter, provided that the total of all taxes levied in any one (1) year shall not exceed two and one-half (2-1/2) percent of the taxable value of the property in said city as prescribed by state law.**

**Article V, Sec. 1 (g), Taxation.**

**(g) All real, personal or mixed property held, owned or situated in the City of Pampa shall be liable for all municipal taxes, due by the owner thereof, including taxes on real estate, personal and mixed property, and all other municipal taxes authorized by law. Such municipal taxes are hereby declared to be a lien, charge and encumbrance upon the property, so that taxes and special assessments shall be a prior lien to all other claims, sales, assignments, transfers, gifts and judicial writs. Said liens shall exist from the first day of January of each year until such taxes have been paid and against any real estate which, for any cause, has failed to be assessed for one (1) or more years, and such lien shall be good and effective for every year for which assessment has so failed.**

**Article V, Sec. 1(h), Taxation.**

**(h) Personal property of all persons, firms or corporations owing any taxes to the City of Pampa, is hereby made liable for all such taxes whether the same be upon personal or real property or upon both to the extent allowed by law.**

**Article VII, Sec. 6. Election returns.**

**The commission shall on the next regular meeting day of said commission and in any event within the period established by state law after each regular and special election canvass the return and declare the result of such election.**

**Article VII, Sec. 8. Elections; laws controlling.**

**All elections provided for in this charter except the regular election shall be called Special Elections, and all such elections shall be conducted and results canvassed and announced by the authorities as prescribed by state law.**

**Proposition 50: Shall the Charter be amended in a non-substantive manner to delete or replace language or authorities that have become obsolete, meaningless, unnecessary or inappropriate since 1927?**

**For**

**Against**

In the event that Proposition 50 is approved by the voters on November 4, 2014, the following sections of the Pampa Charter shall be amended to read as follows:

**Article III, Sec. 6, entitled “Punishment” which reads as follows, shall be repealed and deleted:**

**Sec. 6. Punishment.**

**To enforce the judgments of said court the governing authority of said city may establish, maintain and regulate the city prison, workhouse and other means of punishment for vagrants, city convicts and disorderly persons, and such hospitals, orphanages and charitable institutions as may be deemed expedient by the governing authority.**

**Article VII, Sec. 4, second paragraph, which reads as follows, shall be repealed and deleted:**

**The commission may require, however, by ordinance, all streetcar companies, operating within the city limits to provide free transportation to policemen and firemen in uniform or wearing a badge and may require all proprietors of theatres, moving picture shows and other places of public amusement, to admit without charge all policemen in the employ of the city.**

**Article VIII, Sec. 5. Vote on proposed charter and amendments.**

**This charter was submitted to the qualified voters of the City of Pampa and adopted on the second Tuesday in November, 1927 and may be amended as provided by state law no more often than once every two years thereafter.**

**Proposition 51: Shall the Charter be amended to delete or replace legal authorities or procedures that have become preempted or repealed since 1927 and which are no longer effective or accurate for the City to exercise under current law?**

In the event that Proposition 51 is approved by the voters on November 4, 2014, the following sections of the Pampa Charter shall be amended to read as follows:

**Article IV, Sec. 1(i), Initiative and referendum.**

**(i) After receipt of such certificate and the certified copy of the proposed ordinance or resolution, the person exercising the duties of the city secretary shall present such certificates and certified copy of the proposed ordinance or resolution to the commission at its next regular meeting, and the commission shall call an election on such proposed ordinance or resolution to be held on the date of the next available uniform election date allowed by state law.**

**Article IV, Sec. 2 (4) Recall.**

**(4) All papers comprising a recall petition shall be returned and filed with the person exercising the duties of the city secretary, within thirty (30) days after the filing of the affidavit hereinbefore provided for. The person exercising the duties of city secretary, upon the return of such petition, shall at once submit the same to the city commission, and shall notify the officer or officers where removal is sought of such action. If the officer or officers whose removal is sought does not resign within five (5) days after such notice is given the commission shall call an election on the recall of the officer or officers to be held on the date of the next available uniform election date allowed by state law.**

**Article IV, Sec. 2 (9) Recall.**

**(9) If at any recall election it is not proposed and submitted to recall all of the elective officers, but only one (1) or more, fewer than all, and such election shall result in favor of the recall of one (1) or more of such officers proposed to be recalled, then it shall be the duty of such officer or officers not recalled and constituting the governing authority of the city, within the period provided by state law for doing so after such election is held, to meet, canvass the returns, declare the result of the election and on the same day order an election to fill such vacancy or vacancies, which election shall be on the next available election date allowed by law after the same shall have been ordered.**

**Art. VIII, Sec. 3, Amendments to Charter.**

**This charter, after adoption, may be amended in accordance with the provisions of Chapter 9, Texas Local Government Code, as amended.**

**SECTION 3.** The City Commission estimates that the anticipated fiscal impact of the proposed amendments, if approved will be as follows:

**Proposition 12: negative \$3,000.00 per year**

**Proposition 17: negative \$62,000.00 per year**

**SECTION 4.** Following the election and canvas the City Commission shall revise the Charter to implement all amendments approved by the voters and in doing so shall have authority to (a) re-number or re-designate all article, section, subsection, or other numbers, titles, subtitles, or designations that are modified or should be modified as a result of the amendments, in order that all such numbers, designations, titles or subtitles are in proper, complete, and understandable order; and (b) correct or modify any unintentional typographical, spelling, grammatical, or scrivener's error or errors that have no substantive effect if modified or which will cause confusion or misunderstanding if not corrected or modified.

**SECTION 5.** The official ballot for the Charter election shall be prepared in accordance with the Texas Election Code and the Local Government Code and all applicable laws so as to permit the electors to vote "FOR" or "AGAINST" the proposition.

**SECTION 6.** On Election Day, the polls shall be open from 7:00 AM to 7:00 PM. The polling places and voting precincts for the Election shall be:

***ELECTION PRECINCTS & LOCATIONS***

<b><u>PRECINCT</u></b>	<b><u>LOCATION</u></b>
<b>2</b>	<b>Lovett Memorial Library 111 N. Houston - Pampa, TX 806-669-5780</b>
<b>5</b>	<b>First Christian Church 1633 N. Nelson - Pampa, TX 806-669-3225</b>
<b>6</b>	<b>Zion Lutheran Church 1200 Duncan - Pampa, TX 806-669-2774</b>
<b>7</b>	<b>M.K. Brown Auditorium 1000 N Sumner - Pampa, TX 806-669-5790</b>

**SECTION 7.** EARLY VOTING BY PERSONAL APPEARANCE will be conducted at Gray County Courthouse, located at 205 N. Russell Street, First Floor, Non-Jury Court Room, Pampa, Texas during the following times:

Monday, October 20, 2014 through Friday, October 31, 2014, 8:30 a.m. to 5:00 p.m.

Pursuant to Texas Election Code, Section 85.005, Subsection (d), Early Voting by personal appearance at the main early voting polling place shall be conducted for at least 12 hours; between the hours of 7:00 a.m. and 7:00 p.m. on Tuesday, October 28, 2014 and again on Wednesday, October 29, 2014.

APPLICATIONS FOR BALLOT BY MAIL shall be mailed to:

Karen Goodman  
Election Administrator  
Gray County  
P.O. Box 2493  
Pampa, Texas 79066-2493

Applications for ballot by mail must be received no later than 5:00 PM on Friday, October 24, 2014.

**SECTION 8.** The Commission hereby appoints Karen Goodman as the Regular Early Voting Clerk, and appoints Nita Clark as the Joint Early Voting Clerk.

**SECTION 9.** Karen Price, City Secretary, shall maintain an office open for election duties for at least three hours each day, during regular office hours, on regular business days beginning not later than the 50<sup>th</sup> day before the date of the Election and ending not earlier than the 40<sup>th</sup> day after the date of the Election. The City Secretary shall accept and maintain documents filed under Title 15 of the Election Code and maintain and receive any other documents as required by the Election Code.

**SECTION 10.** Chapter 31 of the Texas Election Code authorizes county election officers to contract with the governing body of a political subdivision situated wholly or partly in the county served by the officer to perform certain election services. Pursuant to Chapter 31 of the Texas Election Code, the Commission is expressly providing the Election shall be conducted in accordance with the terms and conditions of the Joint Election Services Contract which shall be approved by a separate act of Commission.

Chapter 271 of the Texas Election Code provides that the authorities of two or more political subdivision that have ordered elections for the same day in all or part of the same territory, may enter into an agreement to hold the elections jointly in election precincts that can be served by common polling places, and the Commission is expressly authorizing this action, as set out and described in the Joint Election Services Contract which shall be approved by a separate act of the Commission.

**SECTION 11.** Notice of the Election shall be published two times in the English and Spanish languages, in a newspaper published in the territory that is covered by the Election and is in the jurisdiction of the City. The notice shall include a substantial copy of the proposed amendments, shall include an estimate of the anticipated fiscal impact to the city if the amendment is approved at the election, and shall be published on the same day in each of two successive weeks, with the first publication occurring before the 14<sup>th</sup> day before the election. Notice of the Election shall also be posted on the bulletin board on which the Commission posts

notices of its meetings not later than the 21<sup>st</sup> day before the Election. The contents of the Notice of Election shall comply with the requirements of the Election Code. The Notice of Election shall be delivered to the Gray County Clerk not later than the 60<sup>th</sup> day before the Election.

**SECTION 12.** The recitals contained in the preamble hereof are hereby found to be true and correct, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Commission.

**SECTION 13.** All ordinances or parts of ordinances in force when the provisions of this Ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of such conflict.

**SECTION 14.** Should any part, sentence or phrase of this Ordinance be determined to be unlawful, void or unenforceable, the validity of the remaining portions of this Ordinance shall not be adversely affected. No portion of this Ordinance shall fail or become inoperative by reason of the invalidity of any other part. All provisions of this Ordinance are declared to be severable.

**SECTION 15.** It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION 16.** This Ordinance is effective immediately upon its passage and approval.

**INTRODUCED, PASSED AND APPROVED** on its first reading this the 12<sup>th</sup> day of August, 2014.

**READ, APPROVED AND ADOPTED** on its second and final reading this the \_\_\_\_\_ day of August, 2014.

**CITY OF PAMPA**

By: \_\_\_\_\_  
Brad Pingel, Mayor

**ATTEST:**

\_\_\_\_\_  
Karen L. Price, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leland W. Waters, City Attorney





## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 5

**ITEM/PROJECT:** ORDINANCE NO. 1619 – AMENDING WATER RATES

**MEETING DATE:** August 12, 2014

**DESCRIPTION:** Consider approving on first reading Ordinance No. 1619, an Ordinance of the City of Pampa amending the monthly rates to be charged for water within and outside the corporate limits of Pampa, Texas.

**STAFF CONTACT:** Richard Morris

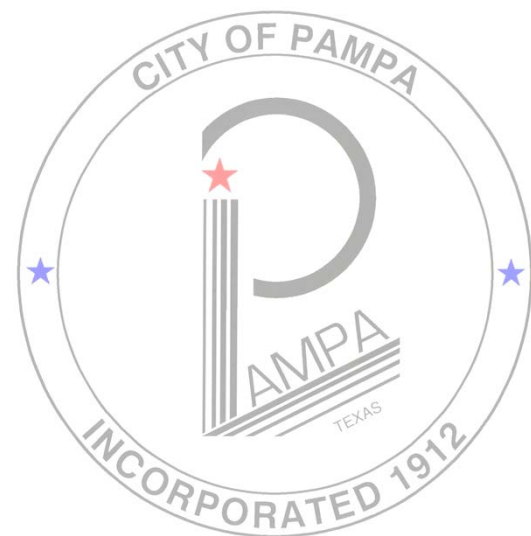
**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

**START/COMPLETION SCHEDULE:**

**RECOMMENDED ACTION:** Approve Ordinance No. 1619 on first reading.

**BACKGROUND/ ADDITIONAL INFORMATION:** Ordinance No. 1619 attached.



**ORDINANCE NO. 1619**

**AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES BE AMENDED BY REVISING CHAPTER 13, SECTIONS 13.02.038 AND 13.02.039 OF SAID CODE PROVIDING FOR THE MONTHLY RATES TO BE CHARGED FOR WATER WITHIN AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF PAMPA, TEXAS, RESPECTIVELY, AND PROVIDING FOR AN EFFECTIVE DATE.**

---

**BE IT ORDAINED BY THE CITY OF PAMPA, TEXAS:**

**Section 1.**

That Section 13.02.038 of the Code of Ordinances of the City of Pampa be amended so that such section shall read as follows:

(a) The monthly rates to be charged and collected from customers utilizing water in the city limits are hereby fixed as follows, except (1) for multiple living units and multiple business units as provided in subsection (b), (2) as provided in Section 13.02.040, or (3) under individual contracts:

<i>Water meter (inches)</i>	<i>Rate</i>
(Minimum bill-1,000 gallons)	
5/8 .....	\$23.34
1 .....	26.58
1 ½ .....	31.96
2 .....	38.42
2 ½ .....	38.42
3 .....	38.42
4 .....	38.42
6 .....	38.42
8 .....	38.42

Volume charge, per 1,000 or more gallons over minimum,

1,000 to 4,999 gallons or part thereof .....	\$3.68
5,000 to 9,999 gallons or part thereof .....	3.76
10,000 to 29,999 gallons or part thereof .....	3.81
30,000 to 49,999 gallons or part thereof.....	3.91
50,000 gallons and over or part thereof.....	4.17

**Section 2.**

That Section 13.02.039 of the Code of Ordinances of the City of Pampa be amended so that such section shall read as follows:

(a) The water rates to be charged and collected from all state correctional institutions located outside the corporate limits of the city obtaining service from the system shall be and are fixed as follows: Two and 67/100ths Dollars (\$2.67) per one thousand (1,000) gallons or part thereof.

(b) The water rates per month to be charged and collected from all other customers outside the corporate limits of the city, except as provided (1) in paragraph (a) above, (2) in Section 13.02.040, or (3) under individual contracts, obtaining services from the system shall be and are fixed as follows:

<i>Water meter (inches)</i>	<i>Rates</i>
(minimum bill-1,000 gallons)	
5/8 .....	\$35.01
1 .....	39.87
1 ½ .....	47.95
2 .....	57.63
2 ½ .....	57.63
3 .....	57.63
4 .....	57.63
6 .....	57.63
8 .....	57.63

Volume charge, per 1,000 or more gallons over minimum,

1,000 to 4,999 gallons or part thereof .....	\$5.52
5,000 to 9,999 gallons or part thereof .....	5.64
10,000 to 29,999 gallons or part thereof .....	5.72
30,000 to 49,999 gallons or part thereof .....	5.87
50,000 gallons and over or part thereof .....	6.26

**Section 3.**

The rates provided for under this Ordinance shall become effective on the first billing date after September 30, 2014. Nothing in this Ordinance, however, shall be construed to repeal or affect the rates currently in effect to the effective date of this Ordinance for charges which will be billed on the billing date as hereinabove provided. Further, nothing in this Ordinance shall affect the City's rights and remedies to enforce any rates in effect prior to the passage of this Ordinance.

**Section 4.**

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

PASSED AND APPROVED on its first reading this 12<sup>th</sup> day of August, 2014.

PASSED, APPROVED AND ADOPTED on its second and final reading this \_\_\_\_ day of August, 2014.

CITY OF PAMPA TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 6

**ITEM/PROJECT:**

ORDINANCE NO. 1620 –AMENDING SEWER RATES

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

Consider approving on first reading Ordinance No. 1620, an Ordinance of the City of Pampa amending the monthly rates to be charged for sewer service within and outside the corporate limits of Pampa, Texas.

**STAFF CONTACT:**

Richard Morris

**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

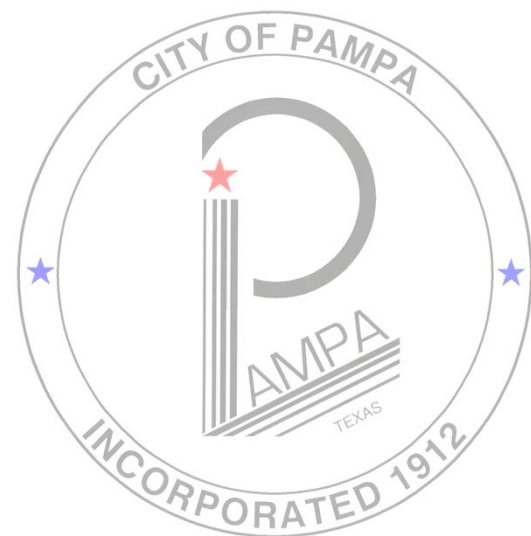
**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

Approve Ordinance No. 1620 on first reading.

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Ordinance No. 1620 attached.



**ORDINANCE NO. 1620**

**AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES BE AMENDED BY REVISING SECTION 13.03.002 OF SAID CODE PROVIDING FOR THE MONTHLY RATES TO BE CHARGED FOR SEWER SERVICE WITHIN AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF PAMPA, TEXAS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY OF PAMPA, TEXAS:**

**Section 1.**

That Sec. 13.03.002. Rates. be amended so that said Section shall read as follows:

“(a) The sewer rates per month to be charged and collected within the corporate limits of the city from all customers obtaining service from such system shall be and are fixed as set forth below:

*Sewer Rates*

- (1) Residential (Minimum bill)—1,000 gallons ..... \$13.51  
Each 1,000 gallons or part thereof over 1,000 to 8,000 gallon cap at the volume charge hereinafter set forth  
(\$0.10 of said minimum shall be allocated to fund household hazardous waste projects.)
- (2) Commercial (minimum bill) – 1,000 gallons..... \$13.51  
Each 1,000 gallons or part thereof over 1,000 gallons at the volume charge hereinafter set forth
- (3) Volume charge, per 1,000 or more gallons over minimum,  
1,000 gallons to 2,999 gallons or part thereof (residential only)..... \$1.85  
3,000 gallons and over or part thereof (residential only)..... \$1.90  
1,000 gallons and over or part thereof (commercial only) ..... \$1.90

“In addition, a Surcharge of \$5.00 per month will be charged to each customer for Treatment Plant improvements”.

“All multifamily units located within any zone of the city other than a single family-one, single family-two, or single family-three, as provided under Ordinance No. 690 (Appendix A to said Code), as amended, shall be classified and charged under commercial rates”.

“(b) The sewer rates per month to be charged and collected from all customers outside the corporate limits of the city, except as provided in paragraph (c) below, obtaining service from such system shall be and are fixed as set forth below:

*Sewer Rates*

- (1) Residential (Minimum bill)—1,000 gallons ..... \$20.27  
Each 1,000 gallon or part thereof over 1,000 to 8,000 gallon cap at the volume charge hereinafter set forth  
(\$0.10 of said minimum shall be allocated to fund household hazardous waste projects.)
- (2) Commercial (minimum bill) – 1,000 gallons..... \$20.27

Each 1,000 gallons or part thereof over 1,000 gallons at the volume charge hereinafter set forth

- (3) Volume charge, per 1,000 or more gallons over minimum,
  - 1,000 gallons to 2,999 gallons or part thereof (Residential Only).....\$2.77
  - 3,000 gallons and over or part thereof (Residential Only).....\$2.85
  - 1,000 gallons and over or part thereof (Commercial Only) .....\$2.85

“In addition a Surcharge of \$5.00 per meter, per month will be charged to each customer for Treatment Plant improvements”.

“(c) The sewer rates to be charged and collected from all state correctional institutions located outside the corporate limits of the city obtaining service from the system shall be and are fixed as follows: One and 28/100ths Dollars (\$1.28) per one thousand (1,000) gallons or part thereof.”

**Section 2.**

The rates provided for under this Ordinance shall become effective on the first billing date after September 30, 2013. Nothing in this Ordinance, however, shall be construed to repeal or affect the rates currently in effect to the effective date of this Ordinance for charges which will be billed on the billing date as hereinabove provided. Further, nothing in this Ordinance shall affect the City’s rights and remedies to enforce any rates in effect prior to the passage of this Ordinance.

**Section 3.**

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

PASSED AND APPROVED on its first reading this 12<sup>th</sup> day of August 2014..

PASSED AND APPROVED on its second and final reading this \_\_\_\_\_ day of August, 2014.

CITY OF PAMPA TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 7

**ITEM/PROJECT:**

ORDINANCE NO. 1621 - AMENDING SOLID  
WASTE DISPOSAL RATES

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

Consider approving on first reading Ordinance No. 1621, an Ordinance of the City of Pampa amending rates for solid waste disposal for residential and other customers within and outside the corporate limits of Pampa, Texas.

**STAFF CONTACT:**

Donny Hooper

**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

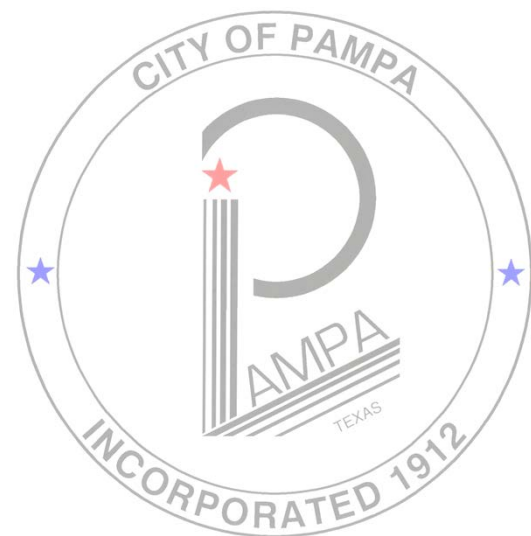
**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

Approve Ordinance No. 1621 on first reading.

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Ordinance No. 1621 attached.





## ORDINANCE NO. 1621

**AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES, BE AMENDED BY REVISING CHAPTER 6, SECTIONS 6.05.010(a), 6.05.010(b), AND 6.05.010(d), PROVIDING FOR RATES FOR SOLID WASTE DISPOSAL FOR RESIDENTIAL AND OTHER CUSTOMERS WITHIN AND OUTSIDE THE CORPORATE LIMITS OF THE CITY OF PAMPA, TEXAS, RESPECTIVELY, AND PROVIDING FOR AN EFFECTIVE DATE.**

---

**BE IT ORDAINED BY THE CITY OF PAMPA, TEXAS:**

### **Section 1.**

That Section 6.05.010(a) of the Code of Ordinances of the City of Pampa, Texas, be amended so that such section shall hereafter read as follows:

“(a) *Rates within the corporate limits.* The monthly rate to be charged and collected for solid waste removal services for each single-family dwelling is fixed at the rate of Twenty Two and 70/100ths Dollars (\$22.70) per month per single-family dwelling, whether any dumpster is shared by one (1) or more residential, single-family dwellings or a combination of residential and commercial customers. Residential collections and removals shall be made only once a week. The rate is hereby fixed at Twenty Two and 70/100ths Dollars (\$22.70) per container for each pickup over and above the number of pickups for which a customer ordering said pickup is being charged.”

### **Section 2.**

That Section 6.05.010(b) of the Code of Ordinances of the City of Pampa, Texas, be amended so that such section shall hereafter read as follows:

“(b) *Rates outside the corporate limits.* The monthly rate to be charged and collected for solid waste removal services for each single-family dwelling is fixed at the rate of Thirty Four and 05/100ths Dollars (\$34.05) per month per single-family dwelling, whether any dumpster is shared by one (1) or more residential, single-family dwellings or a combination of residential and commercial customers. Residential collections and removals shall be made only once a week. The rate is hereby fixed at Thirty Four and 05/100ths Dollars (\$34.05) per container for each pickup over and above the number of pickups for which a customer ordering said pickup is being charged.

“Residential services outside the corporate limits of Pampa shall be subject to the approval of the director of public works or his designated agent. In the event the director of public works or his designated agent should determine what such residential service requires excessive mileage or tonnage, the fee to be charged will be negotiated on an individual contract basis.”

### **Section 3.**

That Section 6.05.010(d) of the Code of Ordinances of the City of Pampa, Texas, be amended so that such section shall hereafter read as follows:

“(d) *Rates for other customers.* Except as provided in subsections (a), (b) and (c) above, the monthly charge for solid waste services within the corporate limits is fixed as follows and shall be computed on the following formula:

Number of Dumpsters x Number of pickups per week x \$40.00 = Monthly Charge\*

“\*If more than one (1) customer uses a dumpster (or dumpsters), the monthly charge shall be divided by the number of customers using said dumpster (or dumpsters); provided, however, that in no event shall the minimum monthly charge per customer be less than Twenty Two and 70/100ths Dollars (\$22.70) per month per customer.

“The monthly charge for solid waste services outside the corporate limits are hereby fixed at one and one-half (1.5) times the rate which would be charged under the above schedule and computation for a customer within the City’s corporate limits.

Number of Dumpsters x Number of pickups per week x \$60.00 = Monthly Charge\*

“\*If more than one (1) customer uses a dumpster (or dumpsters), the monthly charge shall be divided by the number of customers using said dumpster (or dumpsters); provided, however, that in no event shall the minimum monthly charge per customer be less than Thirty Four and 05/100ths Dollars (\$34.05) per month per customer.

“Services to such other customers, as provided above, who are outside the corporate limits of Pampa, shall be subject to the approval of the director of public works or his designated agent. In the event the director of public works or his designated agent should determine that such service requires excessive mileage or tonnage, the fee to be charged will be negotiated on an individual contract basis.”

### **Section 4.**

The rates provided for under this Ordinance shall become effective on the first billing date after September 30, 2014. Nothing in this Ordinance, however, shall be construed to repeal or affect the rates currently in effect to the effective date of this Ordinance for charges which will be billed on the billing date as hereinabove provided. Further, nothing in this Ordinance shall affect the City’s rights and remedies to enforce any rates in effect prior to the passage of this Ordinance.

**Section 5.**

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

PASSED AND APPROVED on its first reading this 12<sup>th</sup> day of August, 2014.

PASSED, APPROVED AND ADOPTED on its second and final reading this \_\_\_\_ day of August, 2014.

CITY OF PAMPA, TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 8

**ITEM/PROJECT:** ORDINANCE NO. 1622 – AMENDING LANDFILL TONNAGE FEES

**MEETING DATE:** August 12, 2014

**DESCRIPTION:** Consider approving on first reading Ordinance No. 1622, an Ordinance of the City of Pampa amending tonnage fees to be charged at the City’s Sanitary Landfill.

**STAFF CONTACT:** Donny Hooper

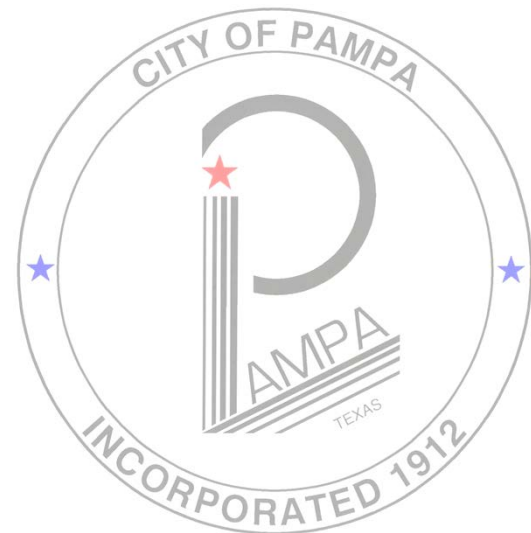
**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

**START/COMPLETION SCHEDULE:**

**RECOMMENDED ACTION:** Approve Ordinance No. 1622 on first reading.

**BACKGROUND/ ADDITIONAL INFORMATION:** Ordinance No. 1622 attached.



**ORDINANCE NO. 1622**

**AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES, BE AMENDED BY REVISING SECTION 6.06.004 OF SAID CODE PROVIDING FOR FEES TO BE CHARGED AT THE CITY'S SANITARY LANDFILL; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY OF PAMPA, TEXAS:**

**Section 1.**

Section 6.06.004 of the Code of Ordinances of the City of Pampa; be amended so that such section shall read as follows:

“Sec. 6.06.004. Fees.

“(a) There shall be paid and collected from the owner or driver of any vehicle for the use of the sanitary landfill for the disposal of solid waste and rubbish a fee of \$38.50 per ton, except as follows:

(1) Any resident of the City, upon providing proof with current water bill of such residency and for non-commercial disposal only:

All vehicles:	Up to 1000 pounds per month:	No Charge
	1000 pounds and over per month:	\$38.50 per ton

(2) For any non-resident of the City and for non-commercial disposal only:

All vehicles:	\$38.50 per ton
---------------	-----------------

(3) Soils: \$38.50 per ton

(4) Sewer sludge: \$38.50 per ton

(5) Trees/Tree Limbs: \$38.50 per ton

(6) Business located within corporate limits disposing of locally generated grease trap slurry, car wash grit and septic tank contents: \$ 8.60 per hundred gallons

(7) Business located outside corporate limits disposing of grease trap slurry, car wash grit, and septic tank contents: \$12.15 per hundred gallons

(8) Small animals (e.g., dogs, cats): \$38.50 per ton with a \$25.00 minimum

- (9) Concrete: \$38.50 per ton
- (10) Metal: \$38.50 per ton
- (11) Any item which may require special handling and not otherwise described herein: As quoted by the landfill superintendent
- (12) Any specific Solid Waste Disposal Agreement approved by the City providing for other fees or providing for other waste or rubbish.

“(b) All fees required hereunder shall be paid in cash upon entry into the landfill and prior to the use thereof, unless other method of payment has been made by prior written agreement with the City.”

**Section 2.**

All rates set under Section 1 above shall be effective October 1, 2014.

PASSED AND APPROVED on its first reading this \_\_\_\_ day of August, 2014.

PASSED AND ADOPTED on its second and final reading this \_\_\_\_ day of August, 2014.

CITY OF PAMPA, TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 9

**ITEM/PROJECT:**

RESOLUTION NO. R14-006 – PROPOSED 2014-2015 TAX RATE

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

Consider adopting Resolution No. R14-006, a Resolution to evidence the City Commission's intention to adopt a proposed Tax Rate of \$0.702584 per \$100.00 of valuation on tax property to fund the City of Pampa's proposed budget for the 2014-2015 fiscal year.

**STAFF CONTACT:**

Robin Bailey

**FINANCIAL IMPACT:**

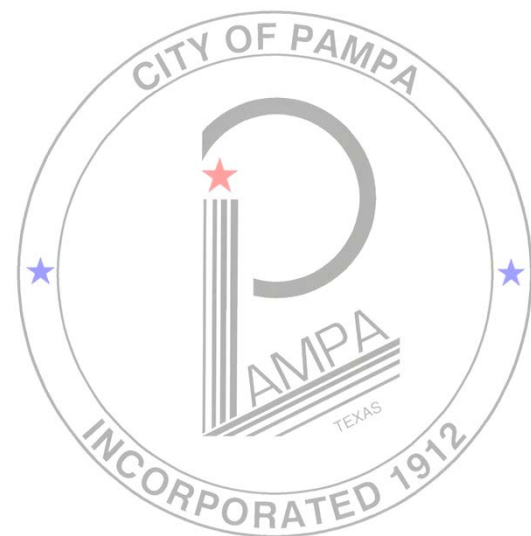
**SOURCE OF FUNDS:**

**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Resolution No. R14-006 attached.



**RESOLUTION NO. R14-006**

**A RESOLUTION TO EVIDENCE THE CITY COMMISSION'S INTENTION TO ADOPT A TAX RATE OF \$0.702584 PER \$100.00 OF VALUATION ON TAXABLE PROPERTY TO FUND THE PROPOSED BUDGET FOR THE 2014-2015 FISCAL YEAR.**

---

**WHEREAS**, it is the intention of the City Commission of the City of Pampa ("City") to adopt subsequently an ordinance to set a tax rate of \$0.702584 per \$100.00 of valuation on taxable property to fund the budget for the City's fiscal year beginning October 1, 2014, through September 30, 2015.

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

That it is the intention of the Commission to set the tax rate for the City's fiscal year beginning October 1, 2014, through September 30, 2015, at \$0.702584 on each \$100.00 of valuation on all taxable property (subject to any applicable statutory exemption).

INTRODUCED, READ AND ADOPTED on this the 12<sup>th</sup> day of August, 2014.

CITY OF PAMPA, TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney





## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 10

**ITEM/PROJECT:**

RESOLUTION NO. R14-007 – TAX RATE PUBLIC HEARINGS

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

Consider adopting Resolution No. R14-007, a Resolution setting the dates, times and place of the Public Hearing to be held by the City Commission on the proposed Tax Rate to be levied for the 2014-2015 fiscal year.

**STAFF CONTACT:**

Robin Bailey

**FINANCIAL IMPACT:**

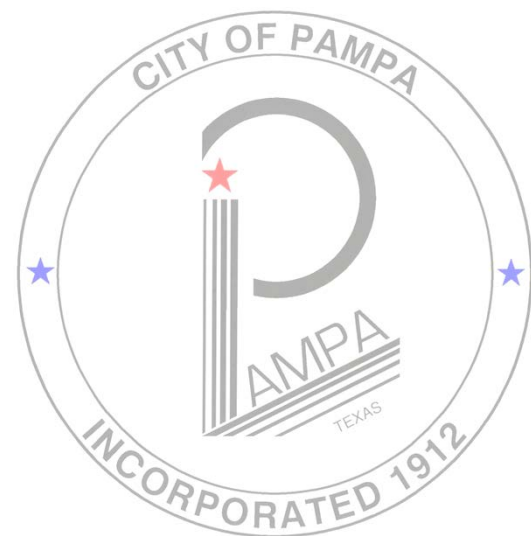
**SOURCE OF FUNDS:**

**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Resolution No. R14-007 attached.



**RESOLUTION NO. R14-007**

**A RESOLUTION SETTING THE DATES, TIMES AND PLACE OF PUBLIC HEARINGS TO BE HELD BY THE CITY COMMISSION ON THE PROPOSED TAX RATE TO BE LEVIED FOR THE 2014-2015 FISCAL YEAR.**

---

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PAMPA, TEXAS,**

**Section 1.**

That two (2) public hearings on the proposed tax rate of \$0.702584 per \$100.00 of assessed valuation on taxable property (subject to any exemptions allowed by law) for funding the proposed budget of the City of Pampa, Texas for the fiscal year 2014-2015 shall be as follows:

Tuesday, September 9, 2014 at 4:00 o'clock p.m. in the City Commission Room, City Hall, 200 West Foster, Pampa, Texas; and

Tuesday, September 16, 2014 at 4:00 o'clock p.m. in the City Commission Room, City Hall, 200 West Foster, Pampa, Texas.

**Section 2.**

That notice of these public hearings shall be printed in *The Pampa News* as required by law.

INTRODUCED, READ and APPROVED on this the 12<sup>th</sup> day of August, 2014.

CITY OF PAMPA, TEXAS

By: \_\_\_\_\_  
Brad Pingel, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Price, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Leland W. Waters, City Attorney



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 11

**ITEM/PROJECT:**

CONSENT AGENDA – DELINQUENT TAX  
PROPERTY

**MEETING DATE:**

August 12, 2014

**DESCRIPTION:**

CONSENT AGENDA – All Consent Agenda items listed are considered to be routine in nature by the City Commission and will be enacted by one motion. There will be no separate discussion on these items unless a Commissioner so request, in which event, that item will be removed from the Consent Agenda and considered in normal sequence on the agenda.

**STAFF CONTACT:**

Donny Hooper  
Cary Rushing

**FINANCIAL IMPACT:**

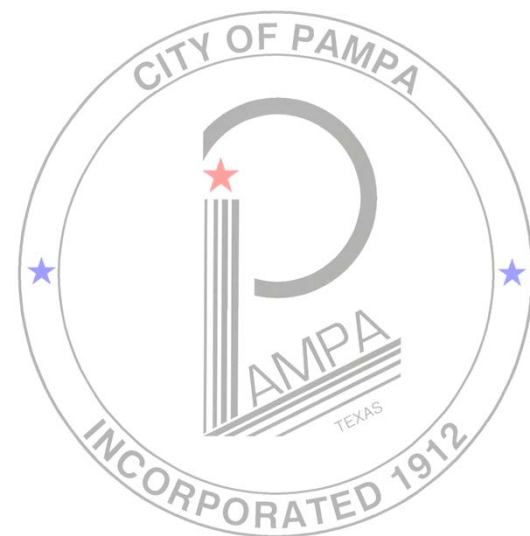
**SOURCE OF FUNDS:**

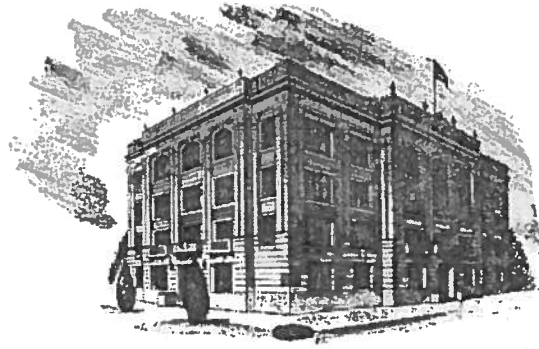
**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Delinquent Tax Property list from Gray County attached.





PAMPA, TEXAS 79066-0382

**GAYE WHITEHEAD,**  
TAX ASSESSOR-COLLECTOR  
P. O. BOX 382  
PAMPA, TEXAS 79066-0382  
PHONE (806) 669-8018  
669-8019  
669-8020  
FAX (806) 669-8051

July 17, 2014

City of Pampa  
Attn: Karen Price  
P.O. BOX 2499  
Pampa, Texas 79066-2499

Dear Ms. Price:

On behalf of Gray County, City of Pampa and the Pampa Independent School District, our office has received a bid for the following tax properties described below:

Property Address: 809 Gray  
Legal Description: Lot 18 Blk 1 Hyatt  
Taxes Due: 3,574  
Appraisal Value: 3,440  
Name of Bidder: Integrity 606 Trust  
**Amount of Bid: 2,551.00**

Property Address: 109 N Wynne  
Legal Description: Lot 10 Blk 10 Original Town  
Taxes Due: 4,466  
Appraisal Value: 11,010  
Name of Bidder: Crystal Ann Smith  
**Amount of Bid: 425.00**

Property Address: 115 S Gillespie  
Legal Description: Lot 4 Blk 7 Original Town  
Taxes Due: 1,990  
Appraisal Value: 5,000  
Name of Bidder: Crystal Ann Smith  
**Amount of Bid: 550.00**

Property Address: 324 Tignor  
Legal Description: Lot 18 Blk 1 Littleton  
Taxes Due: 1,395  
Appraisal Value: 1,450  
Name of Bidder: Jesus Garcia  
**Amount of Bid: 600.00**

Property Address: 811 Albert  
Legal Description: Lots 42 – 43 Blk 41 Wilcox  
Taxes Due: 1,979  
Appraisal Value: 3,720  
Name of Bidder: Crystal Ann Smith  
**Amount of Bid: 325.00**

Property Address: 332 N Sumner  
Legal Description: Lot 10 Blk 3 Broadmoor  
Taxes Due: 1,235  
Appraisal Value: 2,000  
Name of Bidder: Integrity 606 Trust  
**Amount of Bid: 2,551.00**

Property Address: 405 N Davis  
Legal Description: Lot 2 Blk 35 Talley  
Taxes Due: 870  
Appraisal Value: 4,280  
Name of Bidder: Malcomb R. & Glenda Jeanne Horton  
**Amount of Bid: 326.00**

Property Address: Lot on Brunow & 725 Brunow  
Legal Description: Lots 34 – 36 Blk 32 Wilcox  
Taxes Due: 192  
Appraisal Value: 1,130  
Name of Bidder: J. D. Mullen  
**Amount of Bid: 325.00**

Property Address: 431 N Perry  
Legal Description: Lot 8 Blk 33 Talley  
Taxes Due: 1,822  
Appraisal Value: 7,630  
Name of Bidder: Alfredo Jose Gonzalez  
**Amount of Bid: 1,500.00**

Property Address: Lot on Malone & 742 Malone  
Legal Description: Lots 20 – 22 Blk 42 Wilcox  
Taxes Due: 1,172  
Appraisal Value: 4,280  
Name of Bidder: J. D. Mullen  
**Amount of Bid: 405.00**

Property Address: 534 Maple & 536 Maple  
Legal Description: Lots 8 – 10 Blk 1 Hindman  
Taxes Due: 1,161  
Appraisal Value: 1,500  
Name of Bidder: Perfecto Martinez  
**Amount of Bid: 350.00**

Property Address: Lot on Schneider  
Legal Description: Lots 43 – 48 Blk 6 Keisters  
Taxes Due: 482  
Appraisal Value: 750  
Name of Bidder: Lupe Ramirez  
**Amount of Bid: 656.00**

Please notify us in writing of the acceptance of the above bids. The letter can be mailed to the above address or e-mailed to [garnet.faires@graycch.com](mailto:garnet.faires@graycch.com). We will await action by all of the participating entities before proceeding with the sale of this property. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,  
Garnet Faires, Deputy  
cc: City of Pampa; Cary Rushing