



The City Of  
**Pampa**

**Regular Meeting/Budget Review of the:**

**Pampa City Commission**

**May 13, 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  
PUBLIC HEARING/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 **REGULAR MEETING** of the City Commission of the City of Pampa, Texas to be held on **TUESDAY, MAY 13, 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**

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**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.

**REPORT:**

- ▶ Pampa EMS Quarterly Update – Alan Price

**AUTHORIZATIONS BY CITY COMMISSION:**

1. Consider approving the minutes of the April 22, 2014 regular City Commission Meeting as presented.
2. Excuse the absence of Commissioners Robert Dixon and Karen McLain from the April 22, 2014 regular City Commission Meeting.
3. Consider appointing Audrey Meaker to fill a vacant position on the Planning & Zoning Commission for a two year term, with term ending September 30, 2015.
4. Consider authorizing the City Manager to entering into an agreement with Efficiency Energy Services for consulting services regarding SPS/Xcel Energy Rebate Incentive Program.

5. EXECUTIVE SESSION: The City Commission may convene into closed session in accordance with Texas Government Code, Subchapter D, Section 551.074

▶ City Manager's Evaluation

RECONVENE – Into open session with or without action.

**BUDGET REVIEW – No action to be taken**

1. Fund 32 – Aquatic Center
2. Fund 39 – Hidden Hills Golf
3. Fund 21 – M.K. Brown Auditorium
4. Fund 25 – Library
5. General Fund

**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, MAY 9, 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: \_\_\_\_\_



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 1

**ITEM/PROJECT:**

MINUTES

**MEETING DATE:**

MAY 13, 2014

**DESCRIPTION:**

Consider approving the minutes of the April 22, 2014 regular City Commission Meeting as presented.

**STAFF CONTACT:**

Karen Price

**FINANCIAL IMPACT:**

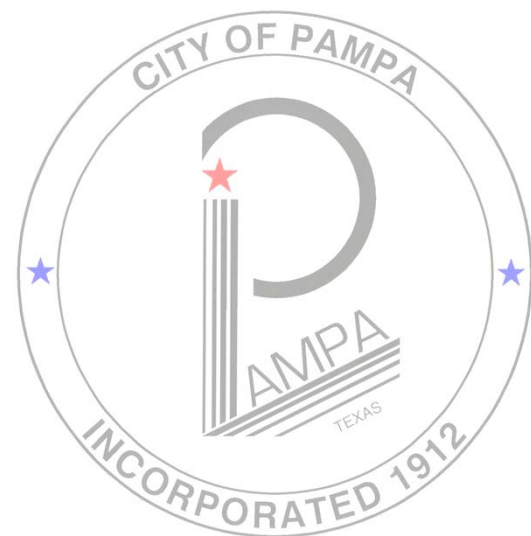
**SOURCE OF FUNDS:**

**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Minutes attached.



**MINUTES OF THE  
CITY COMMISSION OF THE CITY OF PAMPA, TEXAS  
REGULAR MEETING  
TUESDAY, APRIL 22, 2014**

**CALL TO ORDER:** Mayor Brad Pingel at 4:00 p.m.

**PRESENT:** Brad Pingel Mayor  
John Studebaker Commissioner  
Chris Porter Commissioner

**ABSENT:** Robert Dixon Commissioner  
Karen McLain Commissioner

**STAFF:** Richard Morris City Manager  
Leland Waters City Attorney  
Shane Stokes Asst. City Manager  
Karen Price City Secretary  
Robin Bailey Finance Director  
Donny Hooper Public Works Director  
Kelly Rushing Chief of Police  
Kim Powell Fire Chief  
Kevin Webb IT Manager  
Gayla Pickens Asst. Finance Director

**VISITORS:** Lynn Hancock Briarwood Church  
Ed Robinson

**NEWS MEDIA:** Tim Howsare Pampa News  
Mike Erhle KGRO Radio

**INVOCATION:** Lynn Hancock City Commission Chaplin

**PLEDGE OF ALLEGIANCE**

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**PUBLIC COMMENTS: NONE**

**AUTHORIZATIONS BY COMMISSION:**

14-055

1. Consider approving the minutes of the April 8, 2014 regular City Commission Meeting as presented.

A motion was made by Commissioner Porter and Seconded by Commissioner Studebaker to approve the minutes of the April 22, 2014 Regular City Commission Meeting as presented, with each Commission Member voting AYE, the motion carried.

14-056

2. Excuse the absence of Commissioner Robert Dixon from the April 8, 2014 regular City Commission Meeting

A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to excuse the absence of Commissioner Robert Dixon from the April 8, 2014 regular City Commission Meeting, with each Commission Member voting AYE, the motion carried.

14-057

3. Consider authorizing the Finance Director to transfer debt from Aquatic Center Fund 37 to General Debt Fund 67.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to amend the motion to authorize the Finance Director to transfer debt by amending the Aquatic Center Fund from 37 to 32, with each Commission Member voting AYE, the motion carried.

14-058

A motion was made by Commissioner Porter and Seconded by Commissioner Studebaker to authorize the Finance Director to transfer debt from Aquatic Center Fund 32 to General Debt Fund 67, with each Commission Member voting AYE, the motion carried.

14-059

4. Consider authorizing the City Manager to negotiate lease agreement with Pampa R.C. Car Club for use of the old M.K. Brown Swimming Pool Facility.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to authorize the City Manager to negotiate lease agreement with Pampa R.C. Car Club for use of the Old M.K. Brown Swimming Pool Facility, with each Commission Member voting AYE, the motion as carried.

14-060

5. Consider approving the List of Disbursements.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to approve the List of Disbursements dated March 31, 2014, with total Disbursements being \$1,332,574.82 and the amount after balance sheet and income accounts being \$711,292.42, with each Commission Member voting AYE, the motion carried.

## **ADJOURNMENT**

There being no further business on the agenda, the meeting was adjourned at 4:12 p.m. by Mayor Brad Pingel.

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Karen L. Price, City Secretary

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Brad Pingel, Mayor



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 2

**ITEM/PROJECT:**

COMMISSION ABSENCE

**MEETING DATE:**

MAY 13, 2014

**DESCRIPTION:**

Excuse the absence of Commissioners Robert Dixon and Karen McLain from the April 22, 2014 regular City Commission Meeting.

**STAFF CONTACT:**

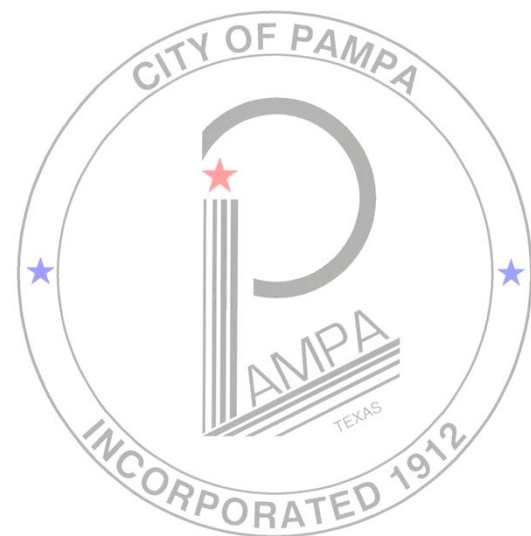
**FINANCIAL IMPACT:**

**SOURCE OF FUNDS:**

**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**







## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 3

**ITEM/PROJECT:**

ADVISORY BOARD APPOINTMENT

**MEETING DATE:**

MAY 13, 2014

**DESCRIPTION:**

Consider appointing Audrey Meaker to fill a vacant position on the Planning & Zoning Commission for a two year term, with term ending September 30, 2015.

**STAFF CONTACT:**

Donny Hooper

**FINANCIAL IMPACT:**

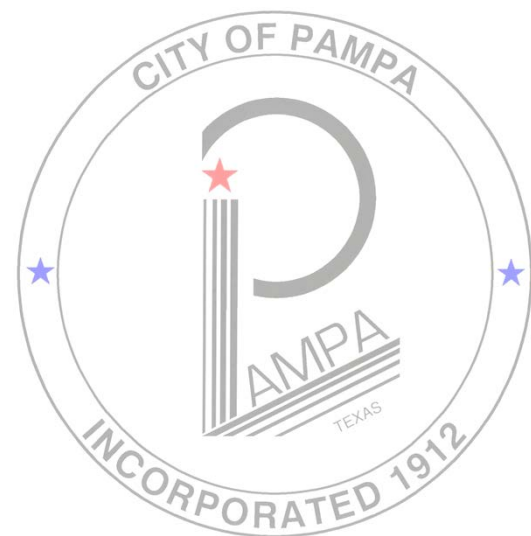
**SOURCE OF FUNDS:**

**START/COMPLETION  
SCHEDULE:**

**RECOMMENDED  
ACTION:**

**BACKGROUND/  
ADDITIONAL  
INFORMATION:**

Application attached.



CITY OF PAMPA  
ADVISORY BOARDS AND COMMISSIONS

APPLICATION

Please place a check mark by the Board or Commission you are interested in serving on. (For persons currently serving on a board and desiring reappointment check the board you are currently on.)

- Planning and Zoning Commission                       Board of Adjustments  
 Construction Board of Appeals                       Lovett Memorial Library Board  
 Hidden Hills Golf Course Advisory Board                       Working for Progress Board  
 Parks, Recreation and Auditorium Advisory Board

Name: Audrey Meaker                      Age (optional): 65

Home Address: 2124 N. Faulkner Pampa TX 79065

Home Phone: 806 6654407                      Business Phone: \_\_\_\_\_

Business Address: \_\_\_\_\_

Resident of City for 52 Years.                      Voter Registrations No.: \_\_\_\_\_

Occupation: \_\_\_\_\_

Other Information (Civic Activities, Volunteer Work, etc.) \_\_\_\_\_

PAWS- Board Member and Treasurer

I have attended one or more meetings of the board or commission for which I have applied:  Yes                       No

Date: 4-16-2014                      Signature: Audrey Meaker

Return completed form to the City Secretary's office: 201 W. Kingsmill, Room 205 or P. O. Box 2499, Pampa, Texas 79065. For further information call 669-5750 or e-mail at [kprice@cityofpampa.org](mailto:kprice@cityofpampa.org). Completed form may be faxed to 669-5767.

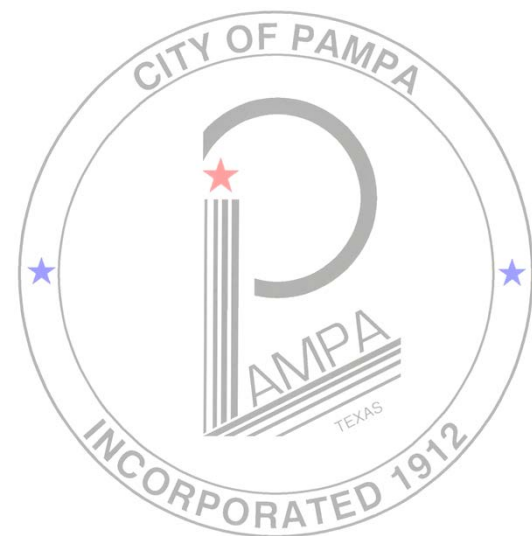
This application will be kept on file in the Office of the City Secretary for one year.



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 4

<b>ITEM/PROJECT:</b>	ENERGY AGREEMENT
<b>MEETING DATE:</b>	MAY 13, 2014
<b>DESCRIPTION:</b>	Consider authorizing the City Manager to enter into an agreement with Efficiency Energy Services for consulting services regarding SPS/Xcel Energy Rebate Incentive Program.
<b>STAFF CONTACT:</b>	Shane Stokes
<b>FINANCIAL IMPACT:</b>	N/A
<b>SOURCE OF FUNDS:</b>	N/A
<b>START/COMPLETION SCHEDULE:</b>	
<b>RECOMMENDED ACTION:</b>	Authorize City Manager to enter into Agreement with Efficiency Energy Services to Serve as the sponsor the City of Pampa in the SPS/Xcel Energy Rebate Incentive Program.
<b>BACKGROUND/ ADDITIONAL INFORMATION:</b>	Agreement will allow Efficiency Energy Services to act as the sponsor for the City in the Rebate Program for a percentage of the incentive. E.E.S. will be responsible for all inspections, reports, etc. for the duration of the ten year program.



**XCEL ENERGY - SOUTHWESTERN PUBLIC SERVICE COMPANY  
LARGE COMMERCIAL AND INDUSTRIAL STANDARD OFFER PROGRAM**

**PROJECT SPONSOR AND CUSTOMER AGREEMENT**

I hereby declare that all of the following information is true to the best of my knowledge:

**I. CUSTOMER INFORMATION**

Customer Name	<u>CITY OF PAMPA</u>
Project Site Name	<u>VARIOUS</u>
Site Address (attach sheet for multiple addresses)	<u>SEE ATTACHMENT</u>
City & Zip Code	<u>PAMPA, TX. 79065</u>

**II. CUSTOMER ACKNOWLEDGEMENTS**

I hereby acknowledge the following (check appropriate box and complete):

I have entered or intend to enter into a contract with EFFICIENCY ENERGY SERVICES (the "Project Sponsor") for the installation of Energy Efficiency Measures (the "Project") at the Project Site. The Project Sponsor intends to enter into a Standard Contract with Xcel Energy under its Large Commercial and Industrial Standard Offer Program (hereinafter "C&I Standard Offer Program") for delivery of energy and demand savings resulting from the Project.

I am acting as my own Project Sponsor ("Self-Sponsor") and intend to enter into a Standard Contract with Xcel Energy under its C&I Standard Offer Program for delivery of energy and demand savings resulting from the Project. I assume the responsibilities and the risks of Project Sponsor.

**III. CUSTOMER AGREEMENTS**

Customer agrees to provide Xcel Energy or their representative, upon three (3) days' prior oral notice by Project Sponsor (or Xcel Energy if Customer is Self-Sponsor), full and complete access to the Project Site for any purpose related to the C&I Standard Offer Program. Customer agrees that said access shall be provided during the Customer's normal business hours and in compliance with the Customer's reasonable access requirements.

Customer acknowledges that any view, inspection, or acceptance by Xcel Energy of the Project Site or of the design, construction, installation, operation or maintenance of the measures is solely for the information of Xcel Energy and that, in performing any such inspection or review or in accepting the measures, Xcel Energy makes no representations or warranty whatsoever as to the economic or technical feasibility, capability, safety or reliability of the measures, their installation by the Project Sponsor, including Self-Sponsor, or their compatibility with the Customer's facilities.

Customer acknowledges that the Project Sponsor, including Self-Sponsor, is an independent contractor with respect to Xcel Energy and the C&I Standard Offer Program, and that the Project Sponsor, including Self-Sponsor, is not authorized to make representations or incur obligations on behalf of Xcel Energy.

Customer acknowledges that Xcel Energy is not a party to this Project Sponsor and Customer Agreement and that the Project Sponsor, including Self-Sponsor, is solely responsible for performance thereunder.

Customer acknowledges that Xcel Energy makes no warranty or representation regarding the qualifications of the Project Sponsor, including Self-Sponsor, and that the Customer is solely responsible for the selection of the Project Sponsor.

Customer acknowledges that the Customer may file a complaint with the Public Utility Commission of Texas concerning the Project Sponsor, but that Xcel Energy will play no role in resolving any disputes that arise between the Customer and the Project Sponsor.

Customer agrees to release Xcel Energy from any and all claims, demands, losses, damages, costs, and legal liability including, but not limited to 1) injury or death of persons, 2) damage to natural resources, 3) violation of any local, state, or federal law or regulation including, but not limited to, environmental and health and safety laws or regulations, 4) strict liability imposed by any law or regulation, 5) equipment malfunctions, or 6) energy savings shortfalls arising out of, related to, or in any way connected with the Project, regardless of any strict liability or negligence of Xcel Energy, whether active or passive, excepting only such claims, demands, losses, damages, costs, expenses, liability, or violation of law or regulation as may be caused by the gross negligence or willful misconduct of Xcel Energy, and resulting from its acceptance of the Project for participation in the Standard Offer Program.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives.

Project Sponsor (if different from Customer)		Customer	
Signature:	<u>Daniel S. Purcell</u>	Signature:	<u>Richard E. Morris</u>
Name:	<u>Daniel S. Purcell</u>	Name:	<u>RICHARD E. MORRIS</u>
Title:	<u>Owner/Manager</u>	Title:	<u>CITY MANAGER</u>
Company:	<u>Efficiency Energy Services</u>	Company:	<u>CITY OF PAMPA</u>
Date:	<u></u>	Date:	<u>5-7-14</u>

XCEL ENERGY – SOUTHWESTERN PUBLIC SERVICE COMPANY  
LARGE COMMERCIAL AND INDUSTRIAL STANDARD OFFER PROGRAM

LIST OF PROJECT SITES:

City Hall  
200 W. Foster Ave.  
Pampa, TX 79065

Fire Station #1  
203 W. Foster Ave.  
Pampa, TX 79065

Fire Station #2  
321 E. 17<sup>th</sup>  
Pampa, TX 79065

Lovett Memorial Library  
111 N. Houston St.  
Pampa, TX 79065

City of Pampa Recreation Center (formally National Guard Armory)  
12065 E. Frederic  
Pampa, TX 79065

City of Pampa Animal Services Facility  
811 South Hobart  
Pampa, TX 79065



## CITY OF PAMPA AGENDA INFORMATION SHEET

### AGENDA ITEM NO. 5

**ITEM/PROJECT:**

EXECUTIVE SESSION

**MEETING DATE:**

MAY 13, 2014

**DESCRIPTION:**

**EXECUTIVE SESSION:** The City Commission may convene into closed session in accordance with Texas Government Code, Subchapter D, Section 551.074 to discuss: City Manager Evaluation

**RECONVENE** – Into open session with or without action.

