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

PRESENT: Brad Pingel Mayor
John Studebaker Commissioner
Chris Porter Commissioner
Robert Dixon Commissioner

ABSENT: 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
Kim Powell Fire Chief
Kelly Rushing Chief of Police
Gayla Pickens Asst. Finance Director
Kevin Webb IT Managers
Misty Guy Librarian

VISITORS: Lynn Hancock Briarwood Church

NEWS MEDIA: Tim Howsare Pampa News
Mike Ehrle KGRO Radio

INVOCATION: Lynn Hancock City Commission Chaplain

PLEDGE OF ALLEGIANCE

PLEDGE OF ALLEGIANCE TO TEXAS FLAG

PUBLIC COMMENTS: NONE

AUTHORIZATIONS BY COMMISSION:

13-134

1. Consider approving the minutes of the September 10, 2013 Public Hearings/Regular City Commission Meeting as presented.

A motion was made by Commissioner Dixon and Seconded by Commissioner Studebaker to approve the minutes of the September 10, 2013 Public Hearings/Regular City Commission Meeting as presented, with each Commission Member voting AYE, the motion carried.

13-135


A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to excuse the absence of Commissioner Robert Dixon from the September 10, 2013 Public Hearings/Regular City Commission Meeting with each Commission Member voting AYE, the motion carried.
3. Consider adopting on second and final reading Ordinance No. 1602, an Ordinance of the City of Pampa amending the monthly rates to be charged for water within and outside the corporate limits of the City of Pampa.

ORDINANCE NO. 1602

AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF PAMPA, TEXAS, 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.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to adopt on second and final reading Ordinance No. 1602, an Ordinance of the City of Pampa amending the monthly rates to be charged for water within and outside the corporate limits of the City of Pampa, with each Commission Member voting AYE, the motion carried.

4. Consider adopting on second and final reading Ordinance No. 1603, an Ordinance of the City of Pampa amending the monthly rates to be charged for sewer service within and outside the corporate limits of the City of Pampa.

ORDINANCE NO. 1603

AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF PAMPA, TEXAS, 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.

A motion was made by Commissioner Dixon and Seconded by Commissioner Studebaker to adopt on second and final reading Ordinance No. 1603, an Ordinance of the City of Pampa amending the monthly rates to be charged for sewer service within and outside the corporate limits of the City of Pampa, with each Commission Member voting AYE, the motion carried.

5. Consider adopting on second and final reading Ordinance No. 1604, 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 the City of Pampa.

ORDINANCE NO. 1604

AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF PAMPA, TEXAS, 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.
A motion was made by Commissioner Porter and Seconded by Commissioner Studebaker to adopt on second and final reading Ordinance No. 1604, 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 the City of Pampa, with each Commission Member voting AYE, the motion carried.

13-139

6. Consider adopting on second and final reading Ordinance No. 1605, an Ordinance of the City of Pampa amending tonnage fees to be charged at the City’s Sanitary Landfill.

ORDINANCE NO. 1605

AN ORDINANCE OF THE CITY OF PAMPA, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF PAMPA, TEXAS, 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.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Dixon to adopt on second and final reading Ordinance No. 1605, an Ordinance of the City of Pampa amending tonnage fees to be charged at the City’s Sanitary Landfill, with each Commission Member voting AYE, the motion carried.

13-140

7. Consider adopting on second and final reading Ordinance No. 1606, an Ordinance of the City of Pampa adopting the 2013-2014 Operating Budget.

ORDINANCE NO. 1606

AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF PAMPA FISCAL YEAR BEGINNING OCTOBER 1, 2013, AND ENDING SEPTEMBER 30, 2014, APPROPRIATING MONEY TO A SINKING FUND TO PAY INTEREST AND PRINCIPAL DUE ON THE CITY’S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF PAMPA FOR THE 2013-2014 FISCAL YEAR.

A motion was made by Commissioner Porter and Seconded by Commissioner Studebaker to adopt on second and final reading Ordinance No. 1606, an Ordinance of the City of Pampa adopting the 2013-2014 Operating Budget, with each Commission Member voting AYE, the motion carried.

13-141

8. Consider approving on first reading Ordinance No. 1607, an Ordinance of the City of Pampa setting a tax rate of $0.621027 on each $100.00 valuation of property and levying an Ad Valorem Tax.

ORDINANCE NO. 1607

AN ORDINANCE SETTING A TAX RATE OF $0.621027 ON EACH $100.00 VALUATION OF PROPERTY AND LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF PAMPA FOR THE FISCAL YEAR OF 2013-2014; PROVIDING FOR APPORTIONING OF EACH LEVY FOR SPECIFIC PURPOSES; PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SUCH TAXES SHALL BECOME DELINQUENT IF NOT PAID AND FOR PENALTY AND INTEREST;
A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to approve on first reading Ordinance No. 1607, an Ordinance of the City of Pampa setting a tax rate of $0.621027 on each $100.00 valuation of property and levying an Ad Valorem Tax, with Mayor Pingel, Commission Porter and Commissioner Studebaker voting AYE, and Commissioner Dixon voting NAY, the motion carried.

9. Consider authorizing the City Manager to enter into an amended Solid Waste Disposal contract with the following cities and companies: Allied Waste, City of Canadian, City of Clarendon, City of Higgins, City of Lefors, City of McLean, City of Skellytown, City of Wheeler, City of White Deer, Hemphill County, Texas Trash Can, Waste Wranglers, Inc. and Wasteco, Inc.

A motion was made by Commissioner Dixon and Seconded by Commissioner Studebaker to authorize the City Manager to enter into an amended Solid Waste Disposal contract with the following cities and companies: Allied Waste, City of Canadian, City of Clarendon, City of Higgins, City of Lefors, City of McLean, City of Skellytown, City of Wheeler, City of White Deer, Hemphill County, Texas Trash Can, Waste Wranglers, Inc. and Wasteco, Inc., with each Commission Member voting AYE, the motion carried.

10. Consider reappointing Carl Novian, Tim Roberts, Bobby Burns and Kevin Redding to the Construction Board of Adjustments and Appeals for a two year term with term beginning October 1, 2013.

A motion was made by Commissioner Dixon and Seconded by Commissioner Porter to reappoint Carl Novian, Tim Roberts, Bobby Burns and Kevin Redding to the Construction Board of Adjustments and Appeals for a two year term with term beginning October 1, 2013, with each Commission Member voting AYE, the motion carried.


A motion was made by Commissioner Porter and Seconded by Commissioner Dixon to reappoint Janie Shed and Harold Price to the Planning & Zoning Commission for a two year term with term beginning October 1, 2013, with each Commission Member voting AYE, the motion carried.

12. Consider declaring the attached list of City property as surplus and authorizing each department to sell, auction or destroy listed property.

A motion was made by Commissioner Dixon and Seconded by Commissioner Porter to declare the attached list of City Property as surplus and authorize each department to sell, auction or destroy listed property, with each Commission Member voting AYE, the motion carried.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Porter to adopt Resolution No. R13-014, a Resolution of the City of Pampa amending the Circulation Policy for the Lovett Memorial Library, with each Commission Member voting AYE, the motion carried.

14. EXECUTIVE SESSION: The City Commission convened into closed session at 4:22 p.m. according to Texas Government Code Subchapter D, Section 551.071 – CONSULTATION WITH ATTORNEY to discuss:

► Pending or Contemplated Litigation

RECONVENE: The City Commission reconvened into open session at 5:21 p.m. with the following action taken:

A motion was made by Commissioner Studebaker and Seconded by Commissioner Dixon to authorize the City Attorney to negotiate a settlement with the attorneys for Layne Christensen Company of Layne’s claims, subject to Commission approval, with Mayor Pingel, Commissioner Studebaker and Commissioner Dixon voting AYE, and Commissioner Porter voting NAY, the motion carried.

A motion was made by Commissioner Studebaker and Seconded by Commissioner Dixon to authorize the City Attorney to retain defense attorneys to defend the Layne Christensen Company’s claims, subject to Commission approval, with each Commission Member voting AYE, the motion carried.

ADJOURNMENT

There being no further business on the agenda, the meeting was adjourned at 5:23 p.m. by Mayor Pingel.

Karen L. Price, City Secretary                          Brad Pingel, Mayor