



AGENDA

CITY COUNCIL MEETING April 19, 2011 @ 6:00 P.M.

Notice is hereby given the City Council for the City of Parker will meet in a Regular Meeting on Tuesday, April 19, 2011 at 6:00 P.M. at Parker City Hall, 5700 E. Parker Road, Parker, Texas 75002.

CALL TO ORDER – Roll Call and Determination of a Quorum

EXECUTIVE SESSION 6:00 – 7:00 P.M.

Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN TEXAS GOVERNMENT CODE SECTION 551:
 - a. REVIEW OF THE CITY ADMINISTRATOR'S AND MAYOR'S POSITION, DUTIES, AND RESPONSIBILITIES. (551.074)
 - b. ACQUISITION OF REAL ESTATE EASEMENTS FOR WATER SYSTEM IMPROVEMENTS IN OR PARALLEL TO BOZEMAN ROAD, AND EXTENDING NORTH TO PARKER ROAD FROM BOZEMAN ROAD. (551.072)
2. RECONVENE REGULAR MEETING.
3. CONSIDERATION AND/OR ANY ACTION REQUIRED AS A RESULT OF THE EXECUTIVE SESSION.

PLEDGE OF ALLEGIANCE

American Pledge: I pledge allegiance to the flag of the United States of America; and to the republic for which it stands, one nation under God, indivisible with liberty and justice for all.

Texas Pledge: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

PUBLIC COMMENTS The City Council invites any person with business before the Council not scheduled on the agenda to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

INDIVIDUAL CONSIDERATION ITEMS

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR APRIL 5, 2011.
5. ALLIED WASTE QUARTERLY REPORT
6. ONCOR TRANSMISSION LINE UPDATE AND REPORT
7. PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AMENDING THE ORDINANCE ON WIND TURBINES/WIND ENERGY GENERATORS.
8. PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON SOLAR PANELS.
9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION APPROVING THE FORM OF ORDINANCE 666 AMENDING ORDINANCE 640 REGARDING BULK TRASH PICKUP.
10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011-328 APPROVING AN INTERLOCAL AGREEMENT WITH THE COLLIN COUNTY DISTRICT ATTORNEY.
11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011-329 AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE.

ROUTINE ITEMS

12. FUTURE AGENDA ITEM REQUESTS.
13. UPDATES
 - a. Dates for Planning and Budget Sessions
 - b. Monthly Reports: Animal Control, Police, Website, Financial and Building
14. ADJOURN

In addition to any specifically identified Executive Sessions, Council may convene into Executive Session at any point during the open meeting to discuss any item posted on this Agenda. The Open Meetings Act provides specific exceptions that require that a meeting be open. Should Council elect to convene into Executive Session, those exceptions will be specifically identified and announced. Any subsequent action, as a result of this Executive Session, will be taken and recorded in open session.

I certify that this Notice of Meeting was posted on April 14, 2011 by 5:00 p.m. at the Parker City Hall, and as a courtesy, this Agenda is also posted to the City of Parker Website at www.parkertexas.us.

Date Notice Removed

Carrie L. Smith, TRMC, CMC
City Secretary

The Parker City Hall is Wheelchair accessible. Sign interpretations or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary's Office at 972 442 6811.



Council Agenda Item

| | | | |
|-------------------------------------|---------------------|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | City Council |
| Fund Balance-before expenditure: | | Prepared by: | Carrie Smith |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1) Proposed Minutes | | |

AGENDA SUBJECT

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR APRIL 5, 2011.

SUMMARY

Please review the proposed minutes for the April 5, 2011 meeting. If you find any errors or would like to recommend a change please contact Dena or me prior to the meeting.

POSSIBLE ACTION

- Move to approve as written.
- Move to approve as amended.

| | | | |
|---------------------|--|-------|--|
| Inter – Office Use | | | |
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |

MINUTES
CITY COUNCIL MEETING
April 5, 2011

CALL TO ORDER – Roll Call and Determination of a Quorum

The Parker City Council met in a regular scheduled meeting on the above date at Parker City Hall, 5700 E. Parker Road, Parker, Texas 75002.

Mayor Cordina called the meeting to order at 6:00 p.m. with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine present. A quorum was present.

Staff Present: City Administrator Dena Daniel, City Attorney James Shepherd, Assistant City Administrator Jeff Flanigan, City Secretary Carrie Smith, Finance/HR Manager Johnna Boyd, Police Chief Tony Fragoso and Fire Chief Mike Sheff.

EXECUTIVE SESSION 6:00 – 7:00 P.M.

Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

Mayor recessed the regular meeting at 6:00 p.m.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN TEXAS GOVERNMENT CODE SECTION 551:
 - a. REVIEW OF THE CITY ADMINISTRATOR'S AND MAYOR'S POSITION, DUTIES, AND RESPONSIBILITIES. (551.074)
 - b. DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit. (Sec. 551.076).
LEGAL ADVICE REGARDING ITEM 1. b REGARDING APPLICATION TO CHAPTER 46 OF THE TEXAS PENAL CODE.
2. RECONVENE REGULAR MEETING.

Mayor Cordina reconvened the regular meeting at 7:35 p.m.

3. CONSIDERATION AND/OR ANY ACTION REQUIRED AS A RESULT OF THE EXECUTIVE SESSION.

No action was taken as a result of the Executive Session.

PLEDGE OF ALLEGIANCE

American Pledge: Jim Threadgill led the pledge.

Texas Pledge: Jim Threadgill led the pledge.

PROCLAMATIONS

PRESENT PROCLAMATION SUPPORTING A HISTORICAL SOCIETY FOR THE CITY OF PARKER.

Mayor Cordina presented Ed Standridge with a proclamation in support of the Historical Society.

PUBLIC COMMENTS The City Council invites any person with business before the Council not scheduled on the agenda to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

Debbie Piziali, 6616 Estados Drive – Encouraged the historical society to remain a private organization without funding or rules set by the City Council.

Andy Piziali, 6616 Estados Drive – Supports the Historical Society and too would like it to remain a private organization without City funding.

INDIVIDUAL CONSIDERATION ITEMS

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR MARCH 15, 2011 and MARCH 22, 2011.

MOTION: Mayor Pro-tem Threadgill moved to approve the minutes of March 15 and March 22 as written. Councilmember Sumrow seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0. (Councilmember Levine abstained from voting on the March 15 minutes due to his absence.)

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011-327 AWARDING THE TRAIL BID.

The Parks and Recreation Commission recommended reducing the length of the trail by approximately 600-feet to reduce the cost and stay within budget. Parks and Recreations Commissioner stated the cut should be the portion of the trail out in front of city hall.

The top two lowest bidders had been disqualified for non-responsive bid. Landscape Architect Al Johnson recommended the Council go with the third lowest bidder, Sunbelt Industrial Services with a base bid of \$ 182,370.00 (see exhibit 5A).

Sunbelt has told staff the project would be complete within 83 calendar days. Staff agreed with Mr. Johnson's recommendation.

Staff had spoke with Sunbelt prior to the meeting and they agreed to amend the plans reducing the trail length.

MOTION: Mayor Pro-tem Threadgill moved to approve Resolution 2011-327 and authorize City Administrator Daniel or designee to approve the change order as long as it remains within budget. Councilmember Evans seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011-328 APPROVING PARKERS PARTICIPATION AND SUPPORT FOR THE "TREE THE TOWN" INITIATIVE.

City is in support of the "Three the Town" initiative and has set a goal to plant 1700 trees in the next ten years. There will be no costs to the city and no penalty if the goal is not reach. Residents will help Parker set their goal by going online and registering any newly planted trees.

MOTION: Councilmember Marshall moved to approve Resolution 2011-328 as written. Councilmember Sumrow seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011 – 329 ACCEPTING AN EIGHT-INCH WATER LINE FROM SOUTHFORK BAPTIST CHURCH.

Assistant City Administrator Jeff Flanigan:

"Currently the church uses a well for facilities and bottled water for drinking. The church is located in the county but with-in our ETJ, water CCN, and on our water master plan. The church is willing to purchase, install, and acquire all easements necessary for this project (estimated 2800 Ft.). The City would require a twenty-foot (20') waterline easement and a thirty- foot (30') future right-of-way along McWhirter Road. If approved the City staff would supervise the construction, installation, disinfection, and acceptance of the water main.

The water department's number one priority is to supply all our customers with the highest quality water possible and with an unknown demand on such a long dead end line we would estimate having to flush this line every week to ten days. This 2800 feet of eight-inch (8") water main holds about 7,500 gallons so staff would expect to flush about 30,000 gallons a month until the line is looped or increased demand.

Property is not in the city limits therefore the City has no zoning control.

The map of our water system enclosed shows and orange line depicting the church proposed line and the yellow is the planned realignment of water mains along Hogge Drive (FM2551), if funding was available at that time maybe the lines could be looped. (see exhibit 7A)"

It was noted the church can be required to pay for any water used during the line flushing.

Council discussed waiving the \$2000 Water meter cost for the church. Because the church is paying to install the water line, a cost savings to the City of approximately \$20,000 - \$30,000, it was agreed to waive the \$2000 water meter cost.

MOTION: Councilmember Sumrow moved to approve Resolution 2011 – 329 subject to amending the "7th Whereas" to read, "...which would remove the need for waterline flushing" and the "8th Whereas" shall be amended to waive the \$2000 city fee for a two-inch (2") water meter. Councilmember Marshall seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 664 CANCELLING THE MAY 14, 2011 ELECTION.

City Secretary Smith noted there were three seats open for election and three unopposed candidates allowing the City to cancel the general election.

Councilmember Marshall and Sumrow will continue to serve for 2-years. Councilmember Threadgill is retiring and David Leamy will take his seat.

MOTION: Councilmember Levine moved to approve Ordinance 664 as written. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE NO. 665, REGARDING SECURITY AT CITY FACILITIES AND PARKER MUNICIPAL CODE SECTION 130.02."

Council discussed amending the City's current Ordinance 395 to allow a licensed concealed handgun carrier to be allowed to carry their firearm in City Hall for additional security. City Attorney Shepherd stated the first line of defense is Police Chief Fragoso. The Municipal Judge has agreed and signed the necessary order. Carriers would not be allowed in the court room at any time.

Council's discussion included metal detectors, people's right to protect themselves, and for staff to research other security measures.

MOTION: Councilmember Sumrow moved to pass 665 as written. Motioned died due to the lack of a second.

It was discussed to bring this item back at a later date to look at different security measures.

Chief Fragoso does not feel handguns should be allowed in City buildings.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ACCEPTING A GIFT FROM THE PARKER LAKES ESTATES HOME OWNERS ASSOCIATION OF SPLIT RAIL FENCING.

Assistant City Administrator Flanigan was asked to evaluate the fence along Parker Lake Estates, for the possibility of accepting the fence as a gift to the city.

He reported:

- Seventeen (17) stone columns- no value to the city, cost associated with disposal
- Estimated 800+ wooden post- no value, large percentage rotted at ground level, cost associated with disposal
- Estimated 7000 feet of fence rails-cost associated with moving and storing- Park and Recreation Commission have never discussed this much fence or a budget to construct.

Staff recommended denying the gift as it would be a cost to the City.

MOTION: Mayor Pro-tem Threadgill moved to thank them for the offer but to decline acceptance of the fencing. Councilmember Evans seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION AMENDING THE ORDINANCE FOR BULK TRASH PICKUP.

Council discussed amending Ordinance 640 to allow additional time to put landscape bulk out. Other options for residents would be call Allied for a special pickup or take the items to the Melissa landfill. Council did not wish for the Mayor to contact Allied at this time for additional pickups.

MOTION: Councilmember Marshall moved to amend Ordinance 640 by redefining bulky items and landscape items separately; allow 12 days for landscape items to be placed at the curb for pick up; and bring the revised Ordinance back to Council to approve the form of the Ordinance. Councilmember Levine seconded with Councilmember Marshall, Threadgill, Evans and Levine voting for. Sumrow opposed. Motion carried 4-1.

12. EMERGENCY MANAGEMENT PRESENTATION BY CHIEF MIKE SHEFF.

Chief Sheff reviewed the City Emergency Management Plan (see Exhibit 12A.). Should the EOC be activated, the Council would be notified immediately and be

allowed to go the EOC and assist where needed. A line of cession must be identified.

ROUTINE ITEMS

13. FUTURE AGENDA ITEM REQUESTS.

4/19 - Collin County DA Agreement
4/19 - Atmos Cities Steering Committee Membership
4/19 - Ordinance 640, bulk trash pickup
6/14 – 6/15 - Planning Session from 4 – 9 at Southfork
7/20 - 7/21- Budget Session from 4 - 9 at Southfork
TBD - Adoption of Emergency Management Plan

14. UPDATES

- a. Dates for Planning and Budget Sessions
 - i. 6/14 – 6/15 - Planning Session from 4 – 9 at Southfork
 - ii. 7/20 - 7/21- Budget Session from 4 - 9 at Southfork
- b. Update on Ft. Worth Museum Financing
Bonds to be sold giving the City \$10,000 is additional revenue.

15. ADJOURN

Mayor Cordina adjourned the meeting at 9:58 p.m.

APPROVED:

Joe Cordina
Mayor

ATTESTED:

Carrie L. Smith, TRMC, CMC
City Secretary

APPROVED on the 19th day of
April, 2011.

Insert

Exhibit 5A – Johnson's recommendation
Exhibit 7A-Church Waterline
Exhibit 12A – Emergency Management Plan

Al Johnson Landscape Architect

March 18, 2011

Mr. Jeff Flanigan
Assistant City Administrator
5200 East Parker Road
Parker, Texas 75002

Re: Recommendation on Parker Preserve Trail Bid

Dear Mr. Flanigan:

After having time to review the bids and public procurement procedures due to irregularities in some of the bids received, I recommend the following contingent on agreement of legal counsel:

- That the apparent low bidder, Bass Site Solutions be disqualified based on a non-responsive bid. Bass Site Solutions failed to include stabilizer in their bid as required in the Specifications so in fact, Bass Site Solutions did not bid a major item as was specified:

"DECOMPOSED GRANITE TRAIL ...

PART 2 - PRODUCTS

2.1 MATERIALS

- A. *Decomposed Granite: 1/4" minus decomposed granite "Trail Blend", brown-red in color as supplied by Collier Materials, Inc. (phone: 1-877-603-3030) or approved equal.*
- B. *Decomposed Granite Stabilizer: Stabilizer as produced by Stabilizer, Inc. (Contact: Bill Paprocki at 1-404-915-1257, or approved equal. Stabilizer to be pre-mixed into decomposed granite at a rate of 15 lbs. per ton of decomposed granite."*

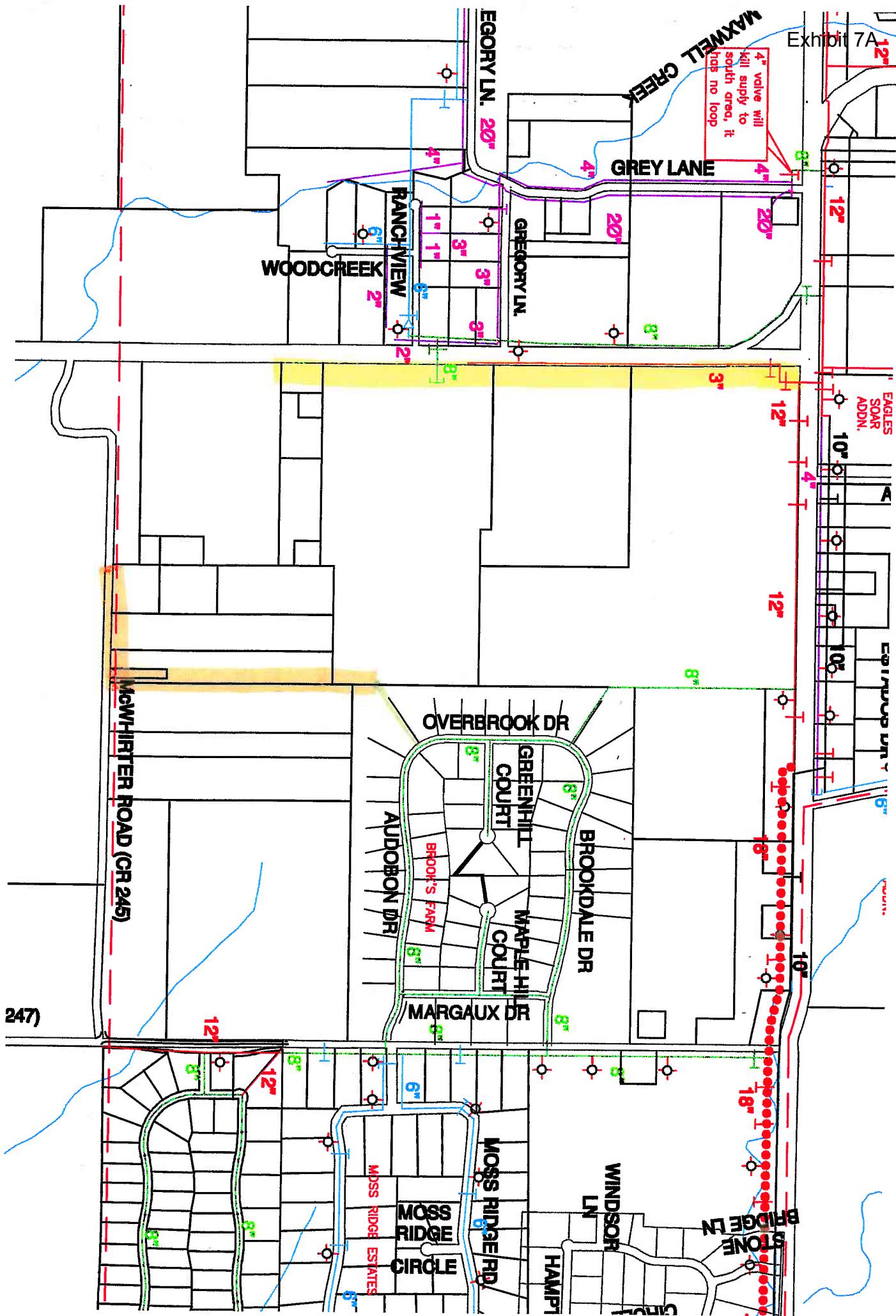
- That the second apparent low bidder be disqualified based on a non-responsive bid. The bid for the "DESCRIPTION AND UNIT PRICE IN WORDS" and the "TOTAL AMOUNT" on bid items requiring unit bids on estimated quantities are the same numbers. This makes the bid ambiguous in determining unit pricing as was required in the bid.
- That the Bid for Parker Preserve Trail be awarded to the low responsive bidder, Sunbelt Industrial Services in the amount of \$182,370 with 83 calendar work days for completion of the project. This bid was properly filled out, all of the items bid were as specified, all three addendums were signed, and the references supplied support that the company is competent and solvent.

Sincerely,



Al Johnson
Landscape Architect #257

Cc: Brian Bristow, Landscape Architect





City of Parker, Texas

City of Parker Emergency Operations Plan

April 2011

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I. Authority

- A. The City of Parker is a signatory to the Collin County Emergency Operations Plan, dated as of April 2006, as amended or modified from time to time.**
- B. Federal, state and local authorities referenced in the Collin County Emergency plan are incorporated, as applicable, in the City of Parker Emergency Operations Plan.**

II. Purpose

- A. The City of Parker Emergency Management Plan outlines our approach to emergency operations and is applicable to the City of Parker. This plan is intended to supplement and not replace the Collin County Emergency Plan. The Collin County Emergency Management Plan shall be the guiding document should the City of Parker Emergency Management Plan conflict with the County plan.**
- B. This plan provides general guidance for emergency management activities specific to the City of Parker. This plan describes the City of Parker's emergency response organization and assigns responsibilities for various emergency tasks. This plan applies to all local officials and departments.**

III. Definitions and Acronyms

- A. Definitions of terms and acronyms as used in the Collin County Emergency Management Plan are incorporated herein by reference.**

IV. Situation and Assumptions

- A. Our City is exposed to many hazards, all of which have the potential for disrupting the community, causing casualties and damaging or destroying public or private property.**

B. The threat assessment and hazard summary as identified by the Collin County Emergency Operations Basic Plan, as updated from time to time, is equally applicable to the City of Parker and is incorporated into this plan by reference. This hazard summary identifies natural, technological and security threats including, but not limited to, drought, tornado, flash flooding, wildfire, winter storm, hazardous materials spill, water system failure, civil disorder, terrorism and other hazards.

C. The City of Parker is served by a Council-Administrator form of government having the following critical components:

- 1. City Council / Mayor / City Administrator / Assistant City Administrator / City Secretary / City Finance Manager**
- 2. Departments: Police / Fire / Public Works / Water / Municipal Court**

D. Utilities

- 1. North Texas Municipal Water District.**
- 2. Verizon Telephone and Cable service / Southwestern Bell (Knolls)**
- 3. Grayson-Collin Electric Cooperative / TXU / FEC**
- 4. Atmos Gas / Co-serv Gas**

E. Assumptions

- 1. The City of Parker will continue to be exposed to and subject to the impact of those hazards described above as well as others that may develop in the future.**
- 2. It is possible for a major disaster to occur at any time and at any place. In many cases, dissemination of warning to the public and implementation of increased readiness measures may be possible. However, some emergency situations occur with little or no warning.**
- 3. Outside assistance will be available in most emergency situations; however, since it takes time to summon external assistance, it is necessary for us to be prepared to carry out initial emergency response on an independent basis.**

V. Concept of Operations

A. Objectives

1. The objective of this plan is to protect public health and safety and to preserve public and private property.

B. General

1. The City has the primary role of identifying and mitigating hazards, preparing for and responding to, and managing the recovery from emergency situations that affect our community.

2. Our citizens have a responsibility to prepare themselves and their families to cope with emergency situations and manage their affairs and property in ways that will aid the City in managing emergencies. We will assist our citizens in carrying out these responsibilities by providing public information and instructions, or by identifying sources for such public information and instructions, prior to and during emergency situations.

3. The City is responsible for organizing, training and equipping its emergency responders and emergency management personnel, providing appropriate emergency facilities, providing suitable warning and communications systems (or identify for its citizens a source for warning and communications), and for contracting for emergency services.

4. This plan is based on an all-hazard approach to emergency planning. It addresses general functions that may need to be performed during any emergency situation and is not a collection of plans for specific types of incidents. City departments are tasked with developing and keeping current standard operating procedures that describe how emergency tasks will be performed, and insuring the training and equipment necessary for an appropriate response are in place to the extent possible.

5. This plan is based upon the concept that the emergency functions that must be performed by many departments generally parallel some of their normal day-to-day functions. To the extent possible, the same personnel and material resources used for day-to-day activities will be used during emergency situations; however, because personnel and resources are limited, some routine functions that do not contribute directly to the emergency may be suspended for the duration of an emergency.

6. The City of Parker has adopted the National Incident Management System. In the event of an incident that exceeds our local capabilities up to and including an Incident of National Significance (as defined in the President's Homeland Security Directive 5) we will integrate all operations with all levels of government, private sector and nongovernmental organizations through the use of the National Response Plan coordinating structures, processes and protocols.

7. We will employ the six components of the National Incident Management System in all operations which will provide a standardized framework that facilitates our operations in all phases of emergency management.

C. Operational Guidance

1. City of Parker emergency responders are likely to be the first on the scene of an emergency situation and will normally take charge and remain in charge of the incident until it is resolved or others who have legal authority to do so assume responsibility.

2. We will implement the Incident Command System in managing the emergency situation. As an emergency situation escalates in scope, size or complexity, a Unified Command structure shall be adopted.

3. We will activate the City Emergency Operations Center (EOC) as and when the situation dictates an EOC be activated.

4. When the incident exceeds the resources of the City of Parker we will first summons mutual aid pursuant to existing mutual assistance agreements to which the City of Parker is a signatory.

5. When the incident exceeds, or is expected to exceed, the resources of the City of Parker and its mutual assistance agencies, we will request additional resources through Collin County.

6. Collin County shall provide assistance pursuant to, and as described in, the Collin County Emergency Operations Plan.

D. Incident Command System (ICS)

1. We intend to employ ICS, as an integrated part of the National Incident Management System, in managing emergencies. ICS is both a strategy and a set of organizational arrangements for directing and controlling field operations. It is designed to effectively integrate resources from different agencies into a temporary emergency organization at an incident site that can expand and contract with the magnitude of the incident and resources on hand.

2. The incident commander is responsible for carrying out the ICS function of command – managing the incident. An incident commander, using response resources from Parker and, if necessary, from automatic or mutual aid departments obtained from within the County, can handle the majority of emergency situations.

3. In emergency situations where several City of Parker departments or other jurisdictions or the state or federal government are providing significant response resources or technical assistance, it is desirable to transition to a Unified Command structure. This arrangement helps to ensure that all participating agencies are involved in developing objectives and strategies to deal with the emergency.

E. Emergency Operations Center

1. The Emergency Operations Center (EOC) for the City of Parker is located in the Fire Station within the City Complex at 5700 East Parker Rd, Parker, TX 75002.

2. When activated, the EOC shall serve as a central control point for supporting operations and directing resources.

a) Whereas the incident commander is generally responsible for field operations specific the incident site, the EOC is generally responsible for providing resource support for the incident command operations. This may include multiple incident sites, each with a separate incident commander or unified command structure, within the City of Parker.

b) Other responsibilities of the EOC include the following: i) Issuing community-wide warning(s); ii) Issuing instructions and providing information to the general public; iii) Organizing and implementing large scale evacuation; iv) Organizing and implementing shelter and mass arrangements for evacuees; v) Coordinating traffic control for large-scale evacuations; vi) Requesting assistance from the County or other external sources.

3. The EOC will be activated when notice has been received of a possible or actual emergency and that the opening of the EOC will facilitate interdepartmental communications and coordination. The EOC may be activated by the Mayor, the Police Chief, the Fire Chief or their respective designees.

4. When activated, the EOC shall be staffed by those individuals designated by the Mayor, the Police Chief and the Fire Chief. During major emergencies the following individuals (or their designees) shall assemble and operate out of the EOC: The Mayor, City Administrator, Public Works Director, Police Chief, Fire Chief and others as needed and requested by the Incident Commander.

5. All other city personnel will report to their regular work stations upon notification of an emergency. If the work area is inaccessible, employees shall be directed to alternate locations by their supervisors or by the EOC.

F. Activities by Phases of Management

1. This plan addresses emergency actions that are conducted during all four phases of emergency management.

2. Mitigation

a) The City of Parker will conduct mitigation activities as an integral part of our emergency management program. Mitigation is intended to eliminate hazards, reduce the probability of hazards causing a emergency situation, or lessen the consequences of unavoidable hazards. Mitigation should be a pre-disaster activity, although mitigation may also occur in the aftermath of an emergency situation with the intent of avoiding repetition of the situation.

b) Examples of mitigation include establishment of building and fire codes, flood plain management and public education.

3. Preparedness

a) The City of Parker will conduct preparedness activities to develop the response capabilities needed in the event of an emergency. Among the preparedness activities included in our emergency management program are: providing emergency equipment and facilities, emergency planning, developing and maintaining appropriate Standard Operating Procedures, training for emergency responders and conducting periodic drills and exercises to test our plans and training.

4. Response

a) The City of Parker will respond to emergency situations effectively and efficiently. The focus of most of this plan and that of the Collin County Emergency Operations Plan is on planning for the response to emergencies. Response activities include warning, emergency medical services, firefighting, law enforcement operations, evacuation, shelter and mass care, emergency public information, search and rescue as well as other associated functions.

5. Recovery

a) Recovery programs involve both short term and long term efforts. Short term efforts seek to restore vital services to the community and provide for the basic needs of the public. Long term recovery focuses on restoring the community to its normal state. The federal government, pursuant to the Stafford Act, provides the vast majority of disaster recovery assistance. Assistance from Collin County is outlined in the Collin County Emergency Operations Plan. Examples of recovery programs include temporary housing, restoration of government services, debris removal, the restoration of utilities, reconstruction of damaged roads and bridges and the like.

VI. Organization and Assignment of Responsibilities

A. General

1. During emergency situations, our normal organizational arrangements are modified to facilitate emergency operations. Most of the departments within the City of Parker have emergency functions in addition to their normal duties. Each department is responsible for developing and maintaining their own emergency management procedures.

2. Organization

a) *The City of Parker governmental organization for emergencies includes a City Executive Group, an Emergency Services Group and Emergency Support Services.*

(1) The Executive Group consists of the Mayor, City Administrator and Assistant City Administrator, and the designated Emergency Management Coordinator.

(2) The Emergency Services Group consists of the Police Department and Fire Department.

(3) Emergency Support Services included departments and outside agencies that support and sustain emergency responders and also coordinate emergency assistance provided by organized non-governmental volunteer organizations, certain businesses and industry and other services.

B. Assignment of Responsibilities

1. General

a) *Successful operations require a coordinated effort from a number of departments, agencies and groups. To facilitate a coordinated effort, generally, primary responsibility for an emergency function will be assigned to an individual from the department that has legal responsibility for that function or possesses the most appropriate knowledge and skills.*

b) Generally, emergency management primary and support responsibilities for City of Parker officials and personnel shall follow those depicted in the Collin County Emergency Operations Basic Plan including Annexes A through V, as such responsibilities are applicable to the City of Parker in terms of local resources and capabilities.

2. Executive Group responsibilities

a) The Mayor is primarily responsible for:

- (1) With the assistance of the City attorney, declaring a local state of disaster and/or, through designated channels, requesting the County Judge and/or Governor declare a state of emergency.
- (2) Implementing the emergency powers of local government, as applicable.
- (3) Requesting assistance from other local governments exclusive of standing protocols contained in existing mutual assistance agreements where the City of Parker is a signatory.
- (4) Monitoring the emergency response during disaster situations and providing direction where appropriate.
- (5) With the assistance of a designated Public Information Officer (whose responsibilities shall follow those promulgated by NIMS), keeping the public informed during emergency situations.
- (6) Making emergency policy decisions.
- (7) Directing activation of the City of Parker EOC.

b) The City Administrator is primarily responsible for:

- (1) Directing the overall preparedness program for the City of Parker.
- (2) Making emergency policy decisions in the absence of the Mayor or his/her legal designee.
- (3) Assuring that all City departments participate in emergency planning, training and exercise activities.

- (4) Implementing the policies and decisions of the City Council.
- (5) Making emergency policy decisions in the absence of the Mayor.
- (6) Directing activation of the City of Parker EOC in the absence of the Mayor.
- (7) Providing the City Council with periodic situation reports during emergency operations.

c) *The Emergency Management Coordinator shall have those general responsibilities more particularly described in the Collin County Emergency Operations Plan including but not limited to:*

- (1) Serving as the staff advisor to the Mayor on emergency management matters.
- (2) Coordinating local planning and preparedness activities and the maintenance of the City of Parker Emergency Operations Plan.
- (3) Activating the EOC upon direction from the Mayor or City Administrator or Chiefs of Police or Fire or, in their absence, directing activation of the EOC.

3. Emergency Services Group responsibilities

a) *Common responsibilities of the Police Chief and Fire Chief are:*

- (1) Coordinating the planning and general preparedness activities of the City of Parker Emergency Operations Plan.
- (2) Developing and maintaining standard operating procedures for emergency tasks specific to their areas of responsibility.
- (3) Providing trained personnel to staff the EOC.
- (4) Conducting emergency operations.
- (5) Maintaining liaison with organized emergency volunteer groups and private agencies.

(6) Initiating and monitoring increased readiness actions among City services when disaster threatens.

(7) Maintaining a current resource inventory list and providing such information to the Emergency Management Coordinator.

b) *Emergency Services responsibilities*

(1) Emergency service responsibilities shall generally follow the responsibilities defined within the Collin County Emergency Operations Basic Plan, as further detailed in the Collin County Emergency Operations Plan Annexes A through V (as applicable to the resources and capabilities of the City of Parker).

(2) Generally, the Police Department shall be responsible for:

(a) Maintaining law and order during emergency situations.

(b) Planning, directing and controlling evacuations.

(c) Providing security for key facilities including the EOC.

(d) Protecting property in evacuated areas.

(e) Providing access control to damaged areas.

(f) Carrying out traffic control when and where needed.

(g) Providing crowd control when needed.

(h) Managing the local warning system and warning the public when needed.

(i) Managing the local emergency communications network. Conducting counter-terrorism and anti-terrorist operations.

(j) Supporting search and rescue operations.

- (k) Assisting in hazardous materials incidents.
- (l) Supporting other emergency functions as necessary.
- (m) Developing and maintaining City capabilities with respect to Annexes A, B, E and G of the Collin County Emergency Operations Plan
- (n) Explosive identification and response.
- (o) Determining basic information with respect to the number of fatalities and injuries.
- (p) Determining post-incident damage assessment and reporting in coordination with City Public Works and Code Enforcement personnel.

(3) Generally, the Fire Department shall be responsible for:

- (a) Fire suppression.
- (b) Emergency medical services.
- (c) Search and rescue.
- (d) Evacuation support.
- (e) Fire prevention.
- (f) Fire safety inspection of temporary shelters.
- (g) Hazardous materials response and mitigation.
- (h) Decontamination.
- (i) Radiological monitoring.
- (j) Developing and maintaining City capabilities with respect to Annexes D, F, H, J, Q and R to the Collin County Emergency Operations Plan.
- (k) Emergency inoculations for the prevention of disease.
- (l) Health advisement to emergency response personnel, city staff and the public.

(m) Activating emergency shelter(s) for the public and providing emergency medical services to the shelters.

c) Emergency Support Group

(1) Emergency Support Group responsibilities shall generally follow the responsibilities as defined within the Collin County Emergency Operations Basic Plan, as further detailed in Annexes A through V (as applicable to the capabilities and resources of the City of Parker).

(2) Generally, the Public Works Department and/or the Water Department and/or Code Enforcement shall be responsible for the following emergency tasks:

(a) Barricading hazardous or dangerous areas of the City.

(b) Assessing damage to streets, bridges, traffic control devices and other public facilities within the City of Parker and its ETJ.

(c) Prioritizing removal of debris and restoration of streets and bridges in coordination with the needs of the Emergency Services Group.

(d) Providing specialized equipment in support of emergency operations.

(e) Removal of debris or arranging for such removal with private firms or other local governments.

(f) Protection and/or restoration of the water distribution system.

(g) Protection and/or restoration of the waste water collection system.

(h) Prioritizing/restoring utility service to vital City and other facilities.

(i) Directing temporary repairs to vital facilities.

(j) General damage assessment support.

(k) *Building inspection.*

(l) *Developing and maintaining City of Parker capabilities with respect to Annex K and L of the Collin County Emergency Operations Plan.*

d) *Assignment of City department responsibilities with respect the Annexes A through V of the Collin County Emergency Management Plan are*

- (1) Annex A – Warning is assigned to Police
- (2) Annex B – Communications is assigned to Police
- (3) Annex C – Shelter/Mass Care is assigned to Fire
- (4) Annex D – Radiological Protection is assigned to Fire
- (5) Annex E – Evacuation is assigned to Police
- (6) Annex F – Firefighting is assigned to Fire
- (7) Annex G – Law Enforcement is assigned to Police
- (8) Annex H – Health and Medical Services is assigned to Fire
- (9) Annex I – Public Information is assigned to the Emergency Management Coordinator
- (10) Annex J – Recovery is jointly assigned to Code Enforcement/Public Works
- (11) Annex K – Public Works and Engineering is assigned to Public Works
- (12) Annex L – Utilities is assigned to Public Works
- (13) Annex M – Resource Management is jointly assigned to the City Administrator/Emergency Management Coordinator/Police/Fire/Public Works
- (14) Annex N – Direction and Control is jointly assigned to Police/Fire
- (15) Annex O – Human Services is assigned to Police

- (16) Annex P – Hazard Mitigation is jointly assigned to Police/Fire/Public Works
- (17) Annex Q – Hazardous Materials and Oil Spill Response is assigned to Fire
- (18) Annex R – Search and Rescue is assigned to Fire
- (19) Annex S – Transportation is assigned jointly to Police and Fire
- (20) Annex T – Donation Management is assigned to the City Administrator
- (21) Annex U – Legal is assigned to the City Administrator in coordination with the City Attorney
- (22) Annex V – Terrorist Incident Response is assigned to Police

VII. Direction and Control

A. General

- 1. The Mayor, as Emergency Management Director, is responsible for assuring that coordinated and effective emergency response and recovery systems are developed and maintained, all in compliance with NIMS.**
- 2. The Chiefs of Police and Fire will establish a unified command to jointly manage the City of Parker's Emergency Operations Center.**
- 3. Routine law enforcement, fire suppression and emergency medical service operations may continue during some emergency situations. Direction and control of such operations will be by those that normally direct and control the day-to-day operations.**
- 4. During emergency operations, department heads retain administrative and policy control over their staff and equipment. However, staff and equipment will carry out mission assignments directed by the incident commander.**

5. Each department is responsible for having its own operating procedures to be followed during response operations, but interagency procedures, such as common communications protocols, may be adopted to facilitate coordinated effort.

6. If City of Parker resources are insufficient or inappropriate to deal with an emergency situation, we may request assistance from other jurisdictions, organized volunteer groups or the County. The process and forms for requesting County (as well as State or federal assistance by the County) are covered in the Collin County Emergency Operations Plan. External agencies are expected to conform to the general guidance provided by Unified Command and carry out mission assignments directed by the EOC or the local incident commander. However, organized response units will normally work under the immediate control of their own supervisor.

B. Line of Succession:

1. The line of succession for the Mayor, other elected officials and other senior City officials of the Executive Group shall be in accordance with existing rule of law.

2. The line of succession for the Police Department is the Chief of Police followed by the Police Sergeant and thereafter the senior police department officer present.

3. The line of succession for the Fire Department is the Fire Chief followed by the Assistant Fire Chief, the Operations Division Chief, the EMS Division Chief and, thereafter, the senior fire department officer present.

4. The line of succession for resources within the Support Group is the Department Head and, thereafter, the senior department representative.

C. Emergency Facilities

1. Incident Command Post.

a) An incident command post(s) will be established in the vicinity of the incident site(s) in compliance with the Incident Command System which is a component of NIMS.

2. Emergency Operations Center

a) When major emergencies and disasters have occurred or appear imminent, we will activate our Emergency Operations Center.

b) Activation of the EOC may be authorized by the Mayor, the Police Chief or the Fire Chief.

c) The general responsibilities of the EOC are to:

(1) Assemble accurate information on the emergency situation and current resource data to allow local officials to make informed decisions on courses of action.

(2) Working with representatives of emergency services, determine and prioritize required response actions and coordinate their implementation.

(3) Provide resource support for emergency operations.

(4) Suspend or curtail local government services, recommend closure of businesses and or schools (as applicable to the City of Parker) and cancellation of public events.

(5) Organize and activate large-scale evacuation and mass care operations.

(6) Provide emergency information to the public.

d) Representatives from those departments assigned emergency functions in this Plan will staff the EOC. EOC operations shall generally follow those depicted in the Collin County Emergency Operations Plan and its Annexes.

VIII. Readiness Levels

A. General

1. Many emergencies follow some recognizable build-up period during which actions can be taken to achieve a gradually increasing state of readiness.

2. Collin County has adopted a four-tier system of readiness levels. The City of Parker follows these readiness levels of the County.

3. General actions to be taken at each readiness level will be consistent with those actions outlined in the Annexes to the Collin County Emergency Operations Plan, as applicable to the capabilities and resources of the City of Parker, with specific actions detailed in each City department's standard operating procedures.

B. Readiness levels are used as a means of increasing the City's readiness posture. Readiness levels and possible actions are described in detail in the Collin County Emergency Operations Plan and its Annexes.

1. Level IV – normal conditions.
2. Level III – Increased readiness, refers to potential threats that pose no immediate threat to life and/or property. Examples include tornado or flash flood watches, a wildfire threat or a mass gathering.
3. Level II – High readiness, refers to a situation with a significant potential and probability of causing loss of life and/or property. Examples include tornado or flash flood warnings and a winter storm warning.
4. Level I – Maximum readiness, refers to situations where hazardous conditions are imminent. Examples include a tornado that has been sited close to Parker or flooding occurring at specific locations.

IX. Administration and Support

A. Agreements and contracts

1. Should our local resources prove inadequate during an emergency, the City is signatory to various mutual assistance contracts with other local jurisdictions within Collin County.
2. The City's resources are identified and are a part of the Texas Regional Response Network.
3. Requests for assistance from the State or federal levels shall be made through the appropriate reporting channels.

B. Reports

1. City departments will follow the reporting requirements generally required by governmental agencies as the emergency incident or situation warrants, and will report as required for hazardous materials spill reporting or as required under NIMS.

C. Records

1. The City will follow the guidelines for record keeping generally similar to those contained in the Collin County Emergency Operations Plan and as further described in Exhibit B to this plan.

X. Attachments:

A. Emergency Contact Numbers

B. Record Keeping for Emergency Operations



Council Agenda Item

| | | | |
|-------------------------------------|--|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | Per contract |
| Fund Balance-before expenditure: | | Prepared by: | Brenda LaLonde |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1) Quarterly Report 2) Report Requirements per contract | | |

AGENDA SUBJECT

ALLIED WASTE QUARTERLY REPORT

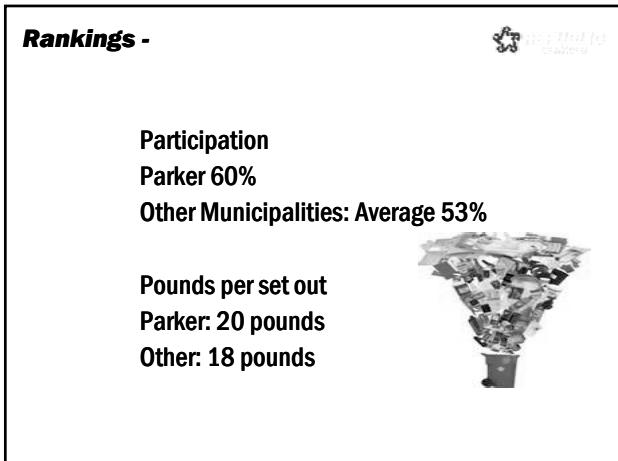
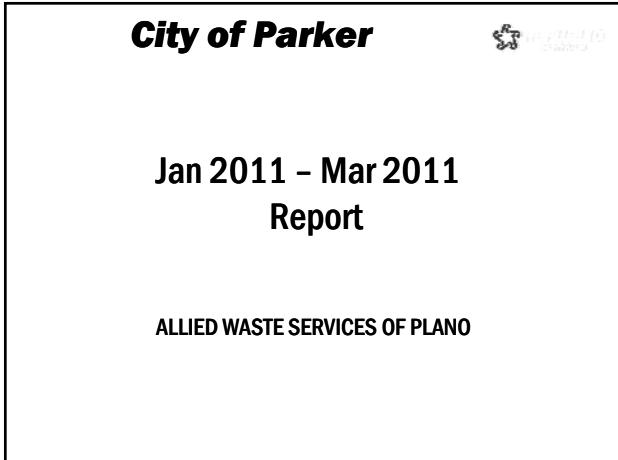
SUMMARY

Allied Waste Representative Brenda LaLonde will be present to provide the Council with the quarterly report.

POSSIBLE ACTION

There is no action on this item.

| Inter – Office Use | | | |
|---------------------|--|-------|--|
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |



Customer Satisfaction



City of Parker
Sustainable

Jan – Mar 2011 7 call in's

Customer Service Representatives

Supervisor: Doug Smith

Direct contact with City Staff

City of Parker - Sustainable



2009 tons

- Solid Waste: 1550
- Recycle: 389
- Bulk: 383

2010 tons

- Solid Waste: 1467
- Recycle: 410
- Bulk: 171

Republic Services Sustainability Efforts



- Being “green” is not just a philosophy at Republic Services, Inc. We've been doing it for years. From our landfills to our state-of-the-art recycling facilities—we've been dedicated to this great planet of ours from the beginning.



WHAT'S TO COME?



CAMPAIN FOR RECYCLING



Thank You “PARKER”



TWO INDUSTRY INNOVATORS ARE NOW ONE ENVIRONMENTAL LEADER.

E. Any proposed increase will be documented by the Contractor, considered by the City, and subject to the City Council approval. Contractor will provide to the City, on a quarterly schedule, information including the following:

1. Collection weight of materials for waste, and for recycling.
2. Total number of households served by the Contractor and the number of recycling and waste containers in service in the city for that quarter.
3. Fuel costs and disposal fees for the quarter.

F. Approval Required: Except as provided above, the City Council shall be the final authority in granting any and all rate increases and adjustments.

G. Customer Billing: City agrees to bill all residential Customers serviced by Contractor in the City limits of Parker, Texas.

H. Payment to Contractor: City shall bill the Customers, and shall pay Contractor such remittance to be received by Contractor within 30 days of the city's receipt of the invoice.

SECTION 5.

SPILLAGE

Contractor shall not be responsible for scattered Refuse unless the same has been caused by Contractor's acts or those of any of Contractor's employees, in which case all scattered Refuse shall be picked up promptly by the Contractor. Contractor will not be required to clean up or collect loose Refuse or spillage not caused by the acts of its employees, but shall report the location of such conditions to the Utility Department of the City so that proper notice can be given to the Customer at the premises to properly contain Refuse.

SECTION 6.

NON-COLLECTION

Should a dispute arise between City, Contractor, and/or a Customer as to whether the Contractor actually failed to make a collection (whether the Contractor missed a pickup), the decision of the City Administrator of City on such matter shall be final and City and Contractor agree to abide by said decision. However, it is understood and agreed by and between City and Contractor that if any Customer fails to timely place Brush, Permanent Containers or Disposable Containers out, maintains improper or inadequate containers for the nature, volume or weight of Garbage and Trash to be removed from one's premises, or places improper Bundles or volumes of Brush or Trash for collection, Contractor may refrain from collecting all or a portion of such Brush, Garbage and Trash and shall notify City of the reason for such non-collection. Contractor shall also provide notice to the Customer of the reason for such non-collection (unless such non-collection is



Council Agenda Item

| | | | |
|-------------------------------------|-----|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | Mayor Cordina |
| Fund Balance-before expenditure: | | Prepared by: | C. Smith |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | | | |
| | | | |

AGENDA SUBJECT

ONCOR TRANSMISSION LINE UPDATE AND REPORT

SUMMARY

Oncor Representative Gerald Perrin will give the Council a report on the transmission lines.

POSSIBLE ACTION

There is no action on this item.

| Inter – Office Use | | | |
|---------------------|--|-------|--|
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |



Council Agenda Item

| | | | |
|-------------------------------------|---|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | Council |
| Fund Balance-before expenditure: | | Prepared by: | Jeff Flanigan |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1) Proposed Changes 2) P&Z 2/24/2011 Minutes 3) P&Z 1/27/2011 Minutes 4) Council 12/7/2010 Minutes | | |

AGENDA SUBJECT

PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AMENDING THE ORDINANCE ON WIND TURBINES/WIND ENERGY GENERATORS.

SUMMARY

4) December 7, 2010 – Council Minutes

Chairperson Wright gave the Council a review and update on the proposed Wind Energy Generator Ordinance. (See Exhibit 1)

After discussion with Council, the following items are to be addressed:

- 1) SUP requirements
- 2) Define purpose of use
- 3) Color Specifications
- 4) Exact placement allowed. Can it be placed in a pasture that is located in the front of the property?
- 5) House must be on the property

POSSIBLE ACTION

- Open and Close Public Hearing
- Approve the proposed amendments and have Jim Shepherd bring back the final Ordinance for approval to form.
- Deny any amendments to the current Ordinance.

| Inter – Office Use | | | |
|---------------------|--|-------|--|
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |

Exhibit 4 - 3

EXHIBIT 2
DECEMBER 7, 2010
CITY COUNCIL MEETING

The following is the recommendation from P&Z, with questions and comments inserted in red after discussions with the Chairman and Mr. Standridge.

Jim

151.21 WIND ENERGY GENERATORS.

The first issue is whether or not the council feels each tower proposed must go through the special use permit process the current ordinance requires. If so, the SUP process will add significant time and expense to the process for the homeowner, and require a close look by P&Z and council. You could decide this is a good procedure for the first year, just to be sure the fine points of the process and the practical side of the addition of a number of towers in the city is working out in an acceptable manner. IF you feel you do not need that process, then we can delete (A) below, and any related language to the SUP. Without the SUP, any tower that fits the specifications below may be built on payment of a building permit and inspection fee, and successful inspections.

(A) *Special use permit.* An applicant may prepare and file an application for a special use permit for the construction and installation of a wind energy generator. The application shall include the information required in (B), and shall be supplemented by additional information, if any, as requested or required by the Planning and Zoning Commission during its review of the special use permit, or the City Council, prior to or during its deliberations. Wind energy generators have a unique nature as a result of their movement, size, public safety, and noise. The City Council may deny the application for a wind energy generator which may meet the technical requirements set forth below if the wind energy generator is proposed to be located in an area of the city which will unreasonably encroach upon the rights of the homeowners and landowners in the area.

(B) *Application requirements.* An application for a wind energy generator shall include the following:

(1) Detailed construction plans, with elevation drawings to scale, showing the proposed location of the wind energy generator. Drawings shall show all structures existing and proposed on the tract of land, together with all structures on neighboring tracts within an area 2.5 times the total height (mast plus rotor) of the proposed tower;

(2) The applicant's engineer's statement of the engineering standards applied to the installation, construction and operation of the wind energy generator. The plans will be engineered and bear the professional engineer's seal. The plans will include copies of:

(a) all manufacturer's statements and warranties of the proposed wind energy generator

(b) the engineer's analysis of the proposed wind energy generator's safety and performance with respect to extreme weather conditions experienced in the north Texas area, including ice storms, high winds, lightning, and similar conditions;

(3) Plans and specifications for any necessary related equipment, buildings, wiring, or other construction necessary or ancillary to the proposed wind energy generator;

In the event of no SUP being required, the provision below in 4 can be deleted, or changed to an application fee, to pay the costs of engineering or other review for the specifications required in (B) above.

(4) A Special Use Permit fee of \$500.00. The applicant is also to pay all legal, engineering, and building inspection fees incurred in the review and construction of the wind energy generator. If the Special Use Permit is approved, the applicant pays applicable building and inspection fees.

(C) *Minimum and maximum requirements for generators.* A wind energy generator shall comply with the following requirements:

(6) The maximum mast height is 60 feet above grade (ground level);

(7) If it is a roof mounted wind energy generator, the maximum mast height shall not exceed 60 feet above grade;

(8) The rotors may not extend lower than 20 feet above ground level when operating;

The provision in (4) below would allow multiple towers on larger properties.

(4) There may not be more than one wind energy generator per acre of land;

(5) The setback is not less than 1.25 times the height of the generating structure and rotor at its highest point from all boundary lines or easements on the property. The wind energy generator may not be located in the front yard (between the front building line and the front property line) of any lot;

(6) Not create noise (as measured on the dB(A) scale) at the boundary lines of the tract, at any wind velocity, that would violate the nuisance ordinance;

(7) Not have lights, reflective features, or paint that is not expressly required by FAA regulations for warning or notice to air traffic. Those features which are required, if any, shall meet the minimum FAA requirements only. Subject to FAA regulations, strobe lights, reflective paint, and "warning" paint schemes, such as red and white stripes, are prohibited. Subject to receiving a permit from the city for another color, all wind energy generator masts and rotors shall be dull gray or dull green in color; **(need specific colors, or range of colors for compliance)**

(8) Be secured and protected to prohibit access or climbing by unauthorized persons;

(9) Be in compliance with all state and federal law, including those regulations of the State Public Utility Commission, Federal Aviation Administration, and the Federal Communications Commission. It must also be in compliance with the Building and Electrical Codes, and local ordinances and construction codes, adopted by the City of Parker;

(10) Be for the purpose of generation of electrical power for use on the tract on which the wind energy generator is constructed only. Transmission of electrical power across the property lines of the tract shall constitute commercial use, requiring additional permits or zoning changes; and

(11) Comply with those additional requirements in the Special Use Permit as may be required by the City Council as necessary to preserve and protect the health, safety, and welfare of the citizens of the city.

MINUTES
PLANNING AND ZONING COMMISSION MEETING
February 24, 2011

Call to order

The Parker Planning and Zoning Commission met on the above date. Chairman Russell Wright called the meeting to order at 7:03 P.M.

Roll Call

Commissioners Present:

| | |
|---|--|
| <input checked="" type="checkbox"/> Chairperson Wright <input checked="" type="checkbox"/> Vice Chairperson Standridge <input checked="" type="checkbox"/> Secretary Pettle <input checked="" type="checkbox"/> Commissioner Stanislav | <input checked="" type="checkbox"/> Commissioner Stone (arrived after appointment of Joe Lozano as voting member) <input checked="" type="checkbox"/> Alternate Leamy <input checked="" type="checkbox"/> Alternate Lozano <input type="checkbox"/> Alternate Schroeder |
|---|--|

Staff Present

Assistant City Administrator Jeff Flanigan
 Other: none

Pledge of Allegiance

Commissioner Standridge led the Pledge of Allegiance and the Texas Pledge.

Announcements by Commission Members

Pettle announced she received the comments from Keith Mantey after the Public Hearing on 1-27-2011.

Appointment of Alternates

Joe Lozano was appointed as a voting member

Consideration and Action on Previous Meeting Minutes

Motion was made to accept the Meeting Minutes from January 27, 2011 with the attachment of letter received 1-28-2011 from Keith Mantey.

| | |
|----------------------|---|
| Motioned | Leonard Stanislav |
| Seconded | Joe Lozano |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

Consideration and Action on Wind Energy Generators (AKA Wind Turbines)

Motion was made to recommend ordinance to Council without any Special Use Permit language and recommending neutral color.

| | |
|----------------------|---|
| Motioned | Lee Pettle |
| Seconded | Leonard Stanislav |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

Consideration and Action on Regulations for Solar Panels

Motion was made to recommend to Council that no ordinance be created and existing city codes be relied upon for necessary regulation of solar panels.

| | |
|----------------------|--|
| Motioned | Ed Standridge |
| Seconded | Leonad Stanislav |
| Voted For | Russel Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |
| | |

Citizen Comments

None

Attachments

Emails From:
Keith Mantey

STAFF COMMENTS

None.

Future Agenda Items

None

Adjourn

Adjourned at 7:50 p.m.

Minutes Approved:

Russell Wright, Chairman

Attest:

Lee Pettle, Secretary

MINUTES
PLANNING AND ZONING COMMISSION MEETING
January 27, 2011

Call to order

The Parker Planning and Zoning Commission met on the above date. Chairman Russell Wright called the meeting to order at 7:04 P.M.

Roll Call

Commissioners Present:

| | |
|-------------------------------|-----------------------|
| X Chairperson Wright | X Commissioner Stone |
| X Vice Chairperson Standridge | X Alternate Leamy |
| X Secretary Pettle | X Alternate Lozano |
| X Commissioner Stanislav | X Alternate Schroeder |

Staff Present

| | |
|---|--|
| X Assistant City Administrator Jeff Flanigan, City Administrator Dena Daniel, City Secretary Carrie Smith, City Attorney Jim Shepherd | X Other(s): Mayor Joe Cordina, Mayor Pro Tem Jim Threadgill, Councilmembers Z Marshall, Eleanor Evans and Allison Sumrow |
| 12 others estimated in the Audience | |

Pledge of Allegiance

Commissioner Lozano led the Pledge of Allegiance and the Texas Pledge.

Announcements by Commission Members

None

Appointment of Alternates

None

Consideration and Action on Previous Meeting Minutes

Motion was made to accept the Meeting Minutes from November 11, 2010

| | |
|----------------------|--|
| Motioned | Tom Stone |
| Seconded | Leonard Stanislav |
| Voted For | Russell Wright, Ed Standridge, Tom Stone, Leonard Stanislav and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

Motion was made to accept the Meeting Minutes from January 13, 2011

| | |
|----------------------|---|
| Motioned | Leonard Stanislav |
| Seconded | Ed Standridge |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav and Lee Pettle |
| Voted Against | None |
| Abstained | Tom Stone |
| | |

PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON WIND TURBINES (AKA: WIND ENERGY GENERATORS) and PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON REGULATIONS FOR SOLAR PANELS.

Citizen Comments

Phil Reinkemeyer
4300 Pecan Orchard Drive
Parker TX 75002

Mr. Reinkemeyer is the owner of a company that specializes in solar panels and also does some wind turbines. He indicated that most cities' permitting process is sufficient to cover installations of solar panels and that additional regulations are unnecessary. As to wind turbines, there needs to be a minimum land size to accommodate such structures and notes that these are not efficient in North Texas.

Seven Emails accepted as a part of Record (Provided by Secretary Pettle to Chair Wright)
These emails support allowing usage of alternative forms of energy in Parker, however there is some concern over creating a noise or visual eyesore or unnecessary regulations.

Attachments

Emails From:

Ling Shurtz
4004 Dublin Road
Parker TX 75002

Terry K. Lowrey
4206 Glen Meadow
Parker TX

Ann Stormer McCook
2900 Dublin
Parker TX 75002

Tom Brennan
6002 Tamsworth Court
Parker TX

Debbie Piziali
6616 Estados Drive
Parker TX

Andrew Piziali
6616 Estados Drive
Parker TX

Cindy Meyer and Chuck Molyneaux
6618 Estados Drive
Parker TX

STAFF COMMENTS

Jeff Flanigan noted that installation regulations must follow the currently adopted Building and Electrical codes.

Future Agenda Items

None

Adjourn

Adjourned at 7:31 p.m.

Minutes Approved:

Russell Wright, Chairman

Attest:

Lee Pettle, Secretary

Subj: RE: Solar panel energy, wind energy
Date: 1/24/2011 11:51:44 A.M. Central Standard Time
From: csmith@parkertexas.us
To: l.shurtz@gmail.com
CC: LPettle@aol.com

Thank you for your comments, they will be forwarded to the Planning and Zoning Secretary.

Sincerely,

Carrie L. Smith, TRMC, CMC
City Secretary
City of Parker, Texas
5700 E. Parker Road
Parker, Texas 75002
972-442-6811 x 235
972-442-2894 fax
www.parkertexas.us
csmith@parkertexas.us

"The City Secretary believes in being responsive to our citizens with professional knowledge, courtesy and timely service."

ATTENTION PUBLIC OFFICIALS!

A "Reply to All" of this e-mail could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

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-----Original Message-----

From: Ling Shurtz [mailto:l.shurtz@gmail.com]
Sent: Monday, January 24, 2011 11:45 AM
To: Carrie Smith
Subject: Solar panel energy, wind energy

Yes, Parker should allow Solar Panel and wind energy in Parker. I know one house on parker road has all kinds of solar panel on the roof, it is a 1.3 million house. You cannot see from the street, it is done very professional and very nicely!

Sincerely
L Shurtz
4004 Dublin Rd

Subj: **RE: Wind Turbines & Solar Panels**
Date: 1/25/2011 9:28:37 A.M. Central Standard Time
From: csmith@parkertexas.us
To: tkl@creststonedevelopment.com
CC: LPettle@aol.com

Thank you for your comments. I will forward to the P&Z Secretary for the official record.

Sincerely,
Carrie

From: Terry Lowrey [mailto:tkl@creststonedevelopment.com]

Sent: Tuesday, January 25, 2011 9:27 AM

To: Carrie Smith

Subject: Wind Turbines & Solar Panels

1-25-2011

Carrie – I am unable to attend the P&Z meeting this Thursday night but wanted to give you my thoughts on this subject.

Wind Turbines

1. I think that wind turbines should be allowed with several restrictions; height restrictions, area restrictions (not allowed on lots less than 1 acre) and setbacks from property lines.
2. A Maximum Decibel levels at the property line for protection of neighboring property. Some make a maddening whine so the DB level should be VERY LOW! I think that it would be appropriate that there should be a permit required to install one and that a DB reading should be taken by the inspector at some percentage of capacity or wind speed, prior to acceptance.
3. Not located in the front or side yards.

Solar Panels

1. Must be in/on the rear of the house
2. Not visible from the street
3. IF ground mounted must be 100%screened from neighboring property lines at time of installation

I think that once public input has been received, that a set of the P&Z recommendations should be available to the public (30 days notice) for review prior to voting on the issue. My biggest fear is the turbine noise.

Thanks for your consideration.

Terry K. Lowrey
4206 Glen Meadows Dr.
Phone (972) 241-5959
Fax (972) 241-5540
Cell (214) 728-7878

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Subj: RE: Comments for next city meeting to discuss alternative energy solutions...solar & wind
Date: 1/25/2011 10:13:28 A.M. Central Standard Time
From: csmith@parkertexas.us
To: ann.stormermccook@us.fujitsu.com
CC: LPettle@aol.com

Thank you for your comments. I will forward them to the P&Z Secretary for the official record.

Carrie

From: Stormer, Ann [mailto:ann.stormermccook@us.fujitsu.com]
Sent: Tuesday, January 25, 2011 10:12 AM
To: Carrie Smith
Subject: Comments for next city meeting to discuss alternative energy solutions...solar & wind
Importance: High

Hi Carrie,

We will not be able to attend the meeting Thursday, but I have the following comments I'd like to share:

As long as these things are not an eyesore, I don't have a problem with them. The only solar things I know of are typically mounted on the roof of a structure, or on the ground. So, these would not be an eyesore. If there are other ways they're mounted up on poles looming over houses, etc, well, that's an entirely different thing.

On the subject of wind energy, I would be very concerned about two things: 1. Eyesore, 2. Noise factor. I have seen wind fields & while it's kind of neat to see out in the middle of nowhere, WE are not in the middle of nowhere! These structures are usually very tall, taller than a 2 story house & I believe they can make considerable noise.

My concern is to protect the beauty & tranquility of our precious little town!

Thanks for your time,

Ann Stormer McCook

2900 Dublin Road.

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Subj: **RE: Zoning commission letter**
Date: 1/25/2011 10:15:46 A.M. Central Standard Time
From: csmith@parkertexas.us
To: texantom@verizon.net
CC: LPettle@aol.com

Thank you for your comments. I will forward to the P&Z Secretary for the official record.

Carrie

From: texantom@verizon.net [mailto:texantom@verizon.net]
Sent: Tuesday, January 25, 2011 10:14 AM
To: Carrie Smith
Subject: Zoning commision letter

Dear City Council,

Please do not put significant restrictions on our residential freedoms for solar or wind power.

I believe local Parker HOA's have restrictions of their own.

Kind Regards,
Tom Brennan
6002 Tamsworth Ct

Subj: RE: Parker P & Z meeting
Date: 1/25/2011 10:16:36 A.M. Central Standard Time
From: csmith@parkertexas.us
To: debbie@piziali.dv.org
CC: L_Pettle@aol.com

Thank you for your comments. I will forward them to the P&Z Secretary for the official record.

Carrie

-----Original Message-----

From: Debbie Piziali [mailto:debbie@piziali.dv.org]
Sent: Tuesday, January 25, 2011 9:34 AM
To: Carrie Smith
Subject: Parker P & Z meeting

Hi Carrie,

I will not be able to attend this city meeting for this Thursday on regulating alternative energy. I am totally against the city imposing regulations on what property owners what to do on their own property. Give people the ability to make and take care of their own place without city interference.

Thanks,
Debbie Piziali

Subj: **FW: Jan. 27 P&Z Public Input Comments**
Date: 1/27/2011 12:52:17 P.M. Central Standard Time
From: csmith@parkertexas.us
To: LPettle@aol.com

-----Original Message-----

From: Carrie Smith
Sent: Thursday, January 27, 2011 9:35 AM
To: 'Andrew Piziali'
Cc: Keith Mantey; Debbie Piziali; J Cordina; Z Marshall; A Sumrow; J Threadgill; E Evans; S Levine
Subject: RE: Jan. 27 P&Z Public Input Comments

Thank you for contacting us. I will forward your email to the P&Z secretary for the official record.

Carrie

-----Original Message-----

From: Andrew Piziali [mailto:andy@piziali.dv.org]
Sent: Thursday, January 27, 2011 9:34 AM
To: Carrie Smith
Cc: Keith Mantey; Debbie Piziali; J Cordina; Z Marshall; A Sumrow; J Threadgill; E Evans; S Levine
Subject: Jan. 27 P&Z Public Input Comments

Carrie,

Please pass along my following comments regarding January 27 P&Z agenda items four and five (regulating wind turbines and solar panels).

=====

From: Andrew Piziali
To: Parker Planning and Zoning Commission
Date: January 27, 2010
Subject: Regulating Residential Wind Turbines and Solar Panels

Ladies and Gentlemen of the Commission,

Thank you for giving me the opportunity to address January 27, 2010 P&Z agenda items four and five, consideration of regulation of residential wind turbines and solar panels in Parker.

Parker is a semi-rural city with neighbors who generally not only know one another, but have long-lasting relationships over several generations. For example, in our neighborhood of Poco Estados most residents have lived in their homes for over twenty years, such as my neighbor Chuck Molyneaux and I. In Poco Estados we rejected homeowner associations because we believe in settling disputes among ourselves rather than delegating that authority to a quasi-governmental agency. Newer neighborhoods, such as those of Springhill Estates and Parker Lake Estates inherited homeowner associations with the purchase of their homes. The homeowner associations, of course, regulate activities within their respective jurisdictions. Why then consider city-wide regulation of alternative energy solutions?

We value our freedoms in both environments and, moreover, the local relationships and jurisdiction that allow us to negotiate agreeable solutions among ourselves. We have no need nor desire to further empower city government to regulate what we may and may not build on our properties. Whether my neighbor is considering installation of a wind turbine or a solar panel array, we know we are responsible for discussing such decisions with one another as a matter of courtesy, if

nothing else. The resurgence of residential alternative energy solutions in Parker will be another feather in our cap, while facilitating further resilience and redundancy during power outages.

Leave your Parker neighbors free to innovate energy solutions that meet their local needs and continue to build relationships with their fellow homeowners that allow peaceful co-existence. With each additional regulation passed by city government, the freedom of Parker residents is further reduced. To borrow an idiom from the World War I: "Live and let live."

Thank you for volunteering your time to serve on P&Z and hear (and read) input from your Parker neighbors.

--
Andy@Piziali.dv.org

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To: The Parker P&Z Commission

From: Cindy Meyer & Chuck Molyneaux,
6618 Estados Dr, Parker

Re: Citizen Input on Wind/Solar Energy Generation

We are unable to attend the meeting but would like to submit our input. We have lived in Parker for 25 years. The primary reason we built our home in Parker was to have a larger lot size for our personal use.

The Planning and Zoning Commission must first consider the rights of the citizens which will be affected by their recommendations. Personal property owned by the Parker citizens should be first governed by its rightful owner, not by a council, or some ruling body. Homeowners who live under the auspices of a homeowner's association must abide by the rulings of their HOA. Those that live outside of a homeowner's association must abide by the rules imposed by their city government. Ordinances should be suggested or enacted while keeping in mind a clear definition of infringement -- imposing the least infringement possible on the homeowner. If one homeowner does not infringe on their neighbor's rights, there should not be any restrictions regarding wind or solar power generation. Where excessive noise is created or visual impairment occurs, limitations should be imposed. If neither occurs, no ordinance should be placed upon a homeowner and they should be free to use their property as they see fit.

The Planning and Zoning Commission is facing a very fundamental and constitutional question regarding property rights, in limiting how a property owner can use their most important asset. Focus your efforts on defining infringement and construct the wording of your suggestions to prevent infringement from one neighbor to another.

Those on the commission who live outside the confines of a HOA should create the recommendations. To alleviate bias, commission members that live within an HOA should remove themselves until the wording has been finalized. Each HOA has been granted privileges which allow it to restrict the rights of property owners, and therefore has no need for city government involvement.

Thank you.

MINUTES

CITY COUNCIL MEETING

December 7, 2010

CALL TO ORDER – Roll Call and Determination of a Quorum

The Parker City Council met in a regularly scheduled meeting on the above date at Parker City Hall, 5700 E. Parker Road, Parker, Texas 75002.

Mayor Cordina called the meeting to order at 5:00 p.m. with Councilmembers Marshall, Sumrow, Threadgill, Levine and Evans present. A quorum was present.

Staff present: City Administrator Dena Daniel, City Attorney Jim Shepherd, Assistant City Administrator Jeff Flanigan, City Secretary Carrie Smith, Police Chief Tony Fragoso and Police Sergeant Kenny Price.

EXECUTIVE SESSION 5:00 P.M. – 6:00 P.M.

Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

Mayor Cordina recessed into closed session at 5:00 p.m.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN TEXAS GOVERNMENT CODE SECTION 551.071 AND 551.072:

A. ACQUISITION OF REAL ESTATE EASEMENTS FOR WATER SYSTEM IMPROVEMENTS IN OR PARALLEL TO BOZEMAN ROAD, AND EXTENDING NORTH TO PARKER ROAD FROM BOZEMAN ROAD.

B. LEGAL ADVICE REGARDING MUNICIPAL BOUNDARY ADJUSTMENT AT CHAPARRAL ROAD AND THE PLANO/ ALLEN CITY LIMITS.

2. RECONVENE REGULAR MEETING.

Mayor Cordina reconvened the regular meeting at 6:00 p.m.

3. (a) DELIBERATION AND APPROPRIATE ACTION ON ADOPTION OF RESOLUTION 2010-320, REGARDING THE NECESSITY OF EMINENT DOMAIN PROCEEDINGS TO ACQUIRE NEEDED EASEMENTS FOR THE CONSTRUCTION AND USE OF A WATERLINE DESIGNATED AS THE 2009 WATERLINE ADDITION, IN OR PARALLEL TO BOZEMAN ROAD, AND EXTENDING NORTH TO PARKER ROAD FROM BOZEMAN ROAD.

MOTION: Councilmember Marshall moved to approve Resolution 2010-320. Councilmember Levine seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

(b) ANY OTHER ACTION REQUIRED AS A RESULT OF THE EXECUTIVE SESSION.

No other action was taken as a result of the executive session.

PLEDGE OF ALLEGIANCE

American Pledge: Bill Bailey led the pledge to the American Flag.

Texas Pledge: Joe Sterk led the pledge to the Texas Flag.

THE CITY COUNCIL HELD ITS MEETING IN JOINT SESSION WITH THE PARKER PARKS AND RECREATION COMMISSION, COMMENCING AT 6:00 PM.

4. PRESENTATION TO THE PARKER CITY COUNCIL AND THE PARKER PARKS AND RECREATION COMMISSION BY AL JOHNSON, REGARDING THE DESIGN, FUNDING, GRANT REQUIREMENTS, AND SCHEDULING OF THE IMPROVEMENTS PROPOSED FOR THE PRESERVE, INCLUDING THE INSTALLATION OF A TRAIL, AND ANY APPROPRIATE ACTION BY THE CITY COUNCIL AS A RESULT OF THE PRESENTATION.

Chairperson Sterk called the meeting of the Parks and Recreation Commission to order at 6:05 p.m. Members present were Joe Sterk, Bill Bailey, Bart Blaydes, Renee Sims, Brooke Asiatico, and Phyllis Houx were present.

Al Johnson gave a brief presentation of the proposed design, funding, grant requirements and schedule for improvements in the Preserve.

PARKS AND RECREATION MOTION: Commissioner Bailey moved to approve the design, funding, grant requirements, and scheduling of the improvements proposed for the Preserve, including the installation of a trail. Commissioner Blaydes seconded with Commissioners Joe Sterk, Bill Bailey, Bart Blaydes, Renee Sims, Brooke Asiatico and Phyllis Houx. Motion carried 7-0.

CITY COUNCIL MOTION: Mayor Pro-tem Threadgill moved to approve the design, funding, grant requirements, and scheduling of the improvements proposed for the Preserve, including the installation of a trail; and authorized staff to proceed on with bids on approval of the City Attorney. Councilmember Evans seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

Parks and Recreation Commission Chairperson Sterk adjourned their special meeting at 6:50 p.m.

PUBLIC COMMENTS The City Council invites any person with business before the Council not scheduled on the agenda to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

Ed Standridge spoke regarding the appointments of committee members. (See Exhibit A)

Andy Piziali spoke regarding regulation for solar panels: continue with existing zoning ordinance, less high voltage lines overhead, look at electric codes currently approved, and the loss liberty.

INDIVIDUAL CONSIDERATION ITEMS

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR NOVEMBER 16, 2010.

MOTION: Mayor Pro-tem Threadgill moved to approve the minutes as written. Councilmember Sumrow seconded with Councilmember Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

6. INTERVIEWS, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2010-318 APPOINTING 2010-2011 COMMISSION MEMBERS TO THE PLANNING AND ZONING COMMISSION.

Council held interviews with each board applicant.

Council chose to make separate motions for each seat.

MOTION: Councilmember Sumrow moved to appoint Lee Pettle to Place 2. Councilmember Levine seconded with Councilmembers Marshall, Sumrow, Threadgill and Levine voting for. Councilmember Evans opposed. Motion carried 4-1.

MOTION: Councilmember Evans moved to appoint David Leamy to Place 3. Councilmember Sumrow seconded with Councilmembers Sumrow and Evans voting for. Mayor Pro-tem Threadgill, Councilmembers Marshall and Levine opposed. Motion failed 2-3.

MOTION: Councilmember Marshall moved to appoint Leonard Stanislav to Place 3. Mayor Pro-tem Threadgill seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

MOTION: Councilmember Levine moved to appoint Joe Lozano to Alternate Place 1. Councilmember Sumrow seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

MOTION: Councilmember Marshall moved to appoint David Leamy to Alternate Place 2. Mayor Pro-tem Threadgill seconded with Councilmembers Marshall, Sumrow, Threadgill, and Evans voting for. Councilmember Levine opposed. Motion carried 4-1.

MOTION: Councilmember Sumrow moved to appoint Steven Schroeder to Alternate Place 3. Councilmember Marshall seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

MOTION: Councilmember Marshall motioned to appoint Russell Wright to Chairperson, Ed Standridge to Vice Chairperson and Lee Pettle to Secretary. Mayor Pro-tem Threadgill seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

THE CITY COUNCIL HELD ITS MEETING IN JOINT SESSION WITH THE PARKER PLANNING AND ZONING COMMISSION, COMMENCING AT THE CONCLUSION OF ITEMS 1-6 ABOVE.

P&Z Chairperson Wright called the meeting to order. Commissioners Russell Wright, Bill Bailey, Tom Stone, Ed Standridge, Lee Pettle, Leonard Stanislav and David Leamy were present.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON PLANNING AND ZONING COMMISSIONS PROPOSED AMENDMENTS ON WIND TURBINE ORDINANCE.

Chairperson Wright gave the Council a review and update on the proposed Wind Energy Generator Ordinance. (See Exhibit 2)

After discussion with Council, the following items are to be address:

- 1) SUP requirements
- 2) Define purpose of use
- 3) Color Specifications
- 4) Exact placement allowed. Can it be placed in a pasture that is located in the front of the property?
- 5) House must be on the property

Public hearings must be advertised and held before action may be taken.

Chairperson Wright adjourned the P&Z meeting.

ROUTINE ITEMS

8. FUTURE AGENDA ITEM REQUESTS.

- a. Revise ZBA Appointments
- b. City Tree Program

9. UPDATES

- a. Reminder - Council approved cancelling the December 21 and January 4 regular meetings due to the holidays.
- b. "History of the City of Parker Data Collection."
 - i. Mayor Cordina asked Council to think about how to begin a historical society to preserve Parker's history.

10. ADJOURN

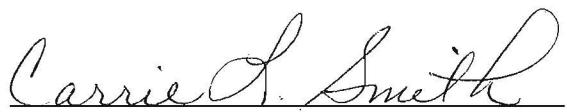
Mayor Cordina adjourned the meeting at 10:04 p.m.



APPROVED:


Joe Cordina
Mayor

ATTESTED:


Carrie L. Smith, TRMC, CMC
City Secretary

APPROVED on the 18th day of
January 2011.

Insert Exhibit A – Ed Standridge's written statement
Exhibit 2 – Proposed Wind Energy Generators

Mr. Mayor and Council Members,

I apologize that I was not in town for the last Council meeting. Regardless, I would like to express my concern on actions taken in the appointment and motion to appoint committee members.

In past Council meetings there has been discussion regarding how appointments would be made which resulted in, as I understood, a process whereby determination would be made for selection through an interview process; a process which was approved by the Council.

Since then, Committee members have been appointed without interviews, in open council interviews and decisions behind closed doors.

I understand the right of the City Council Members, as elected officials to make the final decision, but what I do not understand and have a concern, is why they would approve a process or guideline, then not follow it.

I am most concerned for the Planning and Zoning Committee and what happened in the last council meeting where two Council members recommended and were ready to appoint Joe Lozano as a Voting Member. I have nothing against Joe Lozano, he is a good individual and has been in our community for many years, but he has not been present in sessions, was not interviewed and was not even an Alternate.

The purpose of an Alternate is to gain an understanding/insight into changes in Zoning requirements, current Committee activities and first hand knowledge for the direction of our community. The three Alternates, each which are well qualified, Stanislav, Leamy and Pettle have been Alternates for an extended period and attend most meetings.

But out of the blue to have the Council recommend appointment for someone that is not an Alternate and does not even attend the meetings is out of line with the direction established by the Council. This action discourages Alternates in their learning and preparation for appointment.

There is also a question I have regarding the need for a formal process used for all appointments in each Committee . . .

Consistent with the process for interviews before appointments, and discussed in an earlier Council meeting, there should be a standard job description published for each committee Voting Member and Alternate? Also, why don't you solicit input from the appointed Committee Members? You expect fact based recommendations regarding Committee action items, but you do not feel we are capable, or we should not have an opinion for appointment of a member to our Committee?

I would appreciate a revisit on the Council's process for appointment of all committee members especially the Planning and Zoning Committee, and consideration for my questions and concerns.

Thank You.

A handwritten signature in black ink, appearing to read "Ed Sanders".

The following is the recommendation from P&Z, with questions and comments inserted in red after discussions with the Chairman and Mr. Standridge.

Jim

151.21 WIND ENERGY GENERATORS.

The first issue is whether or not the council feels each tower proposed must go through the special use permit process the current ordinance requires. If so, the SUP process will add significant time and expense to the process for the homeowner, and require a close look by P&Z and council. You could decide this is a good procedure for the first year, just to be sure the fine points of the process and the practical side of the addition of a number of towers in the city is working out in an acceptable manner. IF you feel you do not need that process, then we can delete (A) below, and any related language to the SUP. Without the SUP, any tower that fits the specifications below may be built on payment of a building permit and inspection fee, and successful inspections.

(A) *Special use permit.* An applicant may prepare and file an application for a special use permit for the construction and installation of a wind energy generator. The application shall include the information required in (B), and shall be supplemented by additional information, if any, as requested or required by the Planning and Zoning Commission during its review of the special use permit, or the City Council, prior to or during its deliberations. Wind energy generators have a unique nature as a result of their movement, size, public safety, and noise. The City Council may deny the application for a wind energy generator which may meet the technical requirements set forth below if the wind energy generator is proposed to be located in an area of the city which will unreasonably encroach upon the rights of the homeowners and landowners in the area.

(B) *Application requirements.* An application for a wind energy generator shall include the following:

(1) Detailed construction plans, with elevation drawings to scale, showing the proposed location of the wind energy generator. Drawings shall show all structures existing and proposed on the tract of land, together with all structures on neighboring tracts within an area 2.5 times the total height (mast plus rotor) of the proposed tower;

(2) The applicant's engineer's statement of the engineering standards applied to the installation, construction and operation of the wind energy generator. The plans will be engineered and bear the professional engineer's seal. The plans will include copies of:

- (8) Be secured and protected to prohibit access or climbing by unauthorized persons;
- (9) Be in compliance with all state and federal law, including those regulations of the State Public Utility Commission, Federal Aviation Administration, and the Federal Communications Commission. It must also be in compliance with the Building and Electrical Codes, and local ordinances and construction codes, adopted by the City of Parker;
- (10) Be for the purpose of generation of electrical power for use on the tract on which the wind energy generator is constructed only. Transmission of electrical power across the property lines of the tract shall constitute commercial use, requiring additional permits or zoning changes; and
- (11) Comply with those additional requirements in the Special Use Permit as may be required by the City Council as necessary to preserve and protect the health, safety, and welfare of the citizens of the city.



Council Agenda Item

| | | | |
|-------------------------------------|--|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | Council |
| Fund Balance-before expenditure: | | Prepared by: | C. Smith |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1) P&Z 1/13/2011 Minutes 2) P&Z 1/27/2011 Minutes 3) P&Z 2/24/2011 Minutes | | |

AGENDA SUBJECT

PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON SOLAR PANELS.

SUMMARY

Council requested the P&Z to look at Solar Panels.

P&Z 2/24/2011 Minutes

Consideration and Action on Regulations for Solar Panels

Motion was made to recommend to Council that no ordinance be created and existing city codes be relied upon for necessary regulation of solar panels.

| | |
|---------------|---|
| Motioned | Ed Standridge |
| Seconded | Leonard Stanislav |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

POSSIBLE ACTION

- Open and Close Public Hearing
- Move to approve P&Z recommendation to take no action.
- Move to request P&Z to research further.

| Inter – Office Use | | | |
|---------------------|--|-------|--|
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |

MINUTES
PLANNING AND ZONING COMMISSION MEETING
January 13, 2011

Call to order

The Parker Planning and Zoning Commission met on the above date. Chairman Russell Wright called the meeting to order at 7:00 P.M.

Roll Call

Commissioners Present:

✓ Chairperson Wright
✓ Vice Chairperson Standridge
✓ Secretary Pettle
✓ Commissioner Stanislav

Commissioner Stone
✓ Alternate Leamy
✓ Alternate Lozano
✓ Alternate Schroeder

Staff Present

✓ Assistant City Administrator Jeff Flanigan
✓ Administrative Assistant Vicky Granger
1 Estimated Number in Audience

Pledge of Allegiance

Commissioner Wright led the Pledge of Allegiance and the Texas Pledge.

Announcements by Commission Members

None.

Appointment of Alternates

Alternate Commissioner David Leamy was appointed as a voting member.

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON REGULATIONS FOR SOLAR PANELS.

Citizen Comments

Phil Reinkemeyer
4300 Pecan Orchard Drive
Parker, TX 75002

Mr. Reinkemeyer has a company that does solar panel installations. He discussed the requirements for certification to do installations, current and pending legislation, and responded in detail to questions from Commissioners.

CONSIDERATION AND/OR ANY APPROPRIATE ACTION

- A Public Hearing is scheduled to be held by P & Z on 1/27/11 on solar powered energy
- Discussion by Commissioners resulted in agreement for further study, taking into account comments from citizens at the Public Hearing
- After Public Hearing is held, P & Z will again meet to consider this issue

Commissioner Comments

It is this Commission's goal to help our citizens be more green.

FUTURE AGENDA ITEMS

Wind Turbine Generators and Solar Panels/Power

Adjourn

Adjourned at 7:48 p.m.

Attachment

Letter from Gary Machado, City of Parker Inspector

Minutes Approved:

Russell Wright, Chairman

Attest:

Lee Pettle, Secretary

MINUTES
PLANNING AND ZONING COMMISSION MEETING
January 27, 2011

Call to order

The Parker Planning and Zoning Commission met on the above date. Chairman Russell Wright called the meeting to order at 7:04 P.M.

Roll Call

Commissioners Present:

| | |
|-------------------------------|-----------------------|
| X Chairperson Wright | X Commissioner Stone |
| X Vice Chairperson Standridge | X Alternate Leamy |
| X Secretary Pettle | X Alternate Lozano |
| X Commissioner Stanislav | X Alternate Schroeder |

Staff Present

| | |
|---|--|
| X Assistant City Administrator Jeff Flanigan, City Administrator Dena Daniel, City Secretary Carrie Smith, City Attorney Jim Shepherd | X Other(s): Mayor Joe Cordina, Mayor Pro Tem Jim Threadgill, Councilmembers Z Marshall, Eleanor Evans and Allison Sumrow |
| 12 others estimated in the Audience | |

Pledge of Allegiance

Commissioner Lozano led the Pledge of Allegiance and the Texas Pledge.

Announcements by Commission Members

None

Appointment of Alternates

None

Consideration and Action on Previous Meeting Minutes

Motion was made to accept the Meeting Minutes from November 11, 2010

| | |
|----------------------|--|
| Motioned | Tom Stone |
| Seconded | Leonard Stanislav |
| Voted For | Russell Wright, Ed Standridge, Tom Stone, Leonard Stanislav and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

Motion was made to accept the Meeting Minutes from January 13, 2011

| | |
|----------------------|---|
| Motioned | Leonard Stanislav |
| Seconded | Ed Standridge |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav and Lee Pettle |
| Voted Against | None |
| Abstained | Tom Stone |
| | |

PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON WIND TURBINES (AKA: WIND ENERGY GENERATORS) and PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON REGULATIONS FOR SOLAR PANELS.

Citizen Comments

Phil Reinkemeyer
4300 Pecan Orchard Drive
Parker TX 75002

Mr. Reinkemeyer is the owner of a company that specializes in solar panels and also does some wind turbines. He indicated that most cities' permitting process is sufficient to cover installations of solar panels and that additional regulations are unnecessary. As to wind turbines, there needs to be a minimum land size to accommodate such structures and notes that these are not efficient in North Texas.

Seven Emails accepted as a part of Record (Provided by Secretary Pettle to Chair Wright)
These emails support allowing usage of alternative forms of energy in Parker, however there is some concern over creating a noise or visual eyesore or unnecessary regulations.

Attachments

Emails From:

Ling Shurtz
4004 Dublin Road
Parker TX 75002

Terry K. Lowrey
4206 Glen Meadow
Parker TX

Ann Stormer McCook
2900 Dublin
Parker TX 75002

Tom Brennan
6002 Tamsworth Court
Parker TX

Debbie Piziali
6616 Estados Drive
Parker TX

Andrew Piziali
6616 Estados Drive
Parker TX

Cindy Meyer and Chuck Molyneaux
6618 Estados Drive
Parker TX

STAFF COMMENTS

Jeff Flanigan noted that installation regulations must follow the currently adopted Building and Electrical codes.

Future Agenda Items

None

Adjourn

Adjourned at 7:31 p.m.

Minutes Approved:

Russell Wright, Chairman

Attest:

Lee Pettle, Secretary

Subj: RE: Solar panel energy, wind energy
Date: 1/24/2011 11:51:44 A.M. Central Standard Time
From: csmith@parkertexas.us
To: l.shurtz@gmail.com
CC: LPettle@aol.com

Thank you for your comments, they will be forwarded to the Planning and Zoning Secretary.

Sincerely,

Carrie L. Smith, TRMC, CMC
City Secretary
City of Parker, Texas
5700 E. Parker Road
Parker, Texas 75002
972-442-6811 x 235
972-442-2894 fax
www.parkertexas.us
csmith@parkertexas.us

"The City Secretary believes in being responsive to our citizens with professional knowledge, courtesy and timely service."

ATTENTION PUBLIC OFFICIALS!

A "Reply to All" of this e-mail could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

The material in this e-mail is intended only for the use of the individual to whom it is addressed and may contain information that is confidential, privileged, and exempt from disclosure under applicable law. If you are not the intended recipient, be advised that the unauthorized review, use, disclosure, duplication, distribution, or the taking of any action in reliance on this information is strictly prohibited. If you have received this e-mail in error, please notify the sender by return email and destroy all electronic and paper copies of the original message and any attachments immediately. Please note that neither City of Parker nor the sender accepts any responsibility for viruses and it is your responsibility to scan attachments (if any). Thank You.

-----Original Message-----

From: Ling Shurtz [mailto:l.shurtz@gmail.com]
Sent: Monday, January 24, 2011 11:45 AM
To: Carrie Smith
Subject: Solar panel energy, wind energy

Yes, Parker should allow Solar Panel and wind energy in Parker. I know one house on parker road has all kinds of solar panel on the roof, it is a 1.3 million house. You cannot see from the street, it is done very professional and very nicely!

Sincerely
L Shurtz
4004 Dublin Rd

Subj: **RE: Wind Turbines & Solar Panels**
Date: 1/25/2011 9:28:37 A.M. Central Standard Time
From: csmith@parkertexas.us
To: tkl@creststonedevelopment.com
CC: LPettle@aol.com

Thank you for your comments. I will forward to the P&Z Secretary for the official record.

Sincerely,
Carrie

From: Terry Lowrey [mailto:tkl@creststonedevelopment.com]

Sent: Tuesday, January 25, 2011 9:27 AM

To: Carrie Smith

Subject: Wind Turbines & Solar Panels

1-25-2011

Carrie – I am unable to attend the P&Z meeting this Thursday night but wanted to give you my thoughts on this subject.

Wind Turbines

1. I think that wind turbines should be allowed with several restrictions; height restrictions, area restrictions (not allowed on lots less than 1 acre) and setbacks from property lines.
2. A Maximum Decibel levels at the property line for protection of neighboring property. Some make a maddening whine so the DB level should be VERY LOW! I think that it would be appropriate that there should be a permit required to install one and that a DB reading should be taken by the inspector at some percentage of capacity or wind speed, prior to acceptance.
3. Not located in the front or side yards.

Solar Panels

1. Must be in/on the rear of the house
2. Not visible from the street
3. IF ground mounted must be 100%screened from neighboring property lines at time of installation

I think that once public input has been received, that a set of the P&Z recommendations should be available to the public (30 days notice) for review prior to voting on the issue. My biggest fear is the turbine noise.

Thanks for your consideration.

Terry K. Lowrey
4206 Glen Meadows Dr.
Phone (972) 241-5959
Fax (972) 241-5540
Cell (214) 728-7878

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Subj: RE: Comments for next city meeting to discuss alternative energy solutions...solar & wind
Date: 1/25/2011 10:13:28 A.M. Central Standard Time
From: csmith@parkertexas.us
To: ann.stormermccook@us.fujitsu.com
CC: LPettle@aol.com

Thank you for your comments. I will forward them to the P&Z Secretary for the official record.

Carrie

From: Stormer, Ann [mailto:ann.stormermccook@us.fujitsu.com]
Sent: Tuesday, January 25, 2011 10:12 AM
To: Carrie Smith
Subject: Comments for next city meeting to discuss alternative energy solutions...solar & wind
Importance: High

Hi Carrie,

We will not be able to attend the meeting Thursday, but I have the following comments I'd like to share:

As long as these things are not an eyesore, I don't have a problem with them. The only solar things I know of are typically mounted on the roof of a structure, or on the ground. So, these would not be an eyesore. If there are other ways they're mounted up on poles looming over houses, etc, well, that's an entirely different thing.

On the subject of wind energy, I would be very concerned about two things: 1. Eyesore, 2. Noise factor. I have seen wind fields & while it's kind of neat to see out in the middle of nowhere, WE are not in the middle of nowhere! These structures are usually very tall, taller than a 2 story house & I believe they can make considerable noise.

My concern is to protect the beauty & tranquility of our precious little town!

Thanks for your time,

Ann Stormer McCook

2900 Dublin Road.

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Subj: **RE: Zoning commission letter**
Date: 1/25/2011 10:15:46 A.M. Central Standard Time
From: csmith@parkertexas.us
To: texantom@verizon.net
CC: LPettle@aol.com

Thank you for your comments. I will forward to the P&Z Secretary for the official record.

Carrie

From: texantom@verizon.net [mailto:texantom@verizon.net]
Sent: Tuesday, January 25, 2011 10:14 AM
To: Carrie Smith
Subject: Zoning commision letter

Dear City Council,

Please do not put significant restrictions on our residential freedoms for solar or wind power.

I believe local Parker HOA's have restrictions of their own.

Kind Regards,
Tom Brennan
6002 Tamsworth Ct

Subj: RE: Parker P & Z meeting
Date: 1/25/2011 10:16:36 A.M. Central Standard Time
From: csmith@parkertexas.us
To: debbie@piziali.dv.org
CC: L_Pettle@aol.com

Thank you for your comments. I will forward them to the P&Z Secretary for the official record.

Carrie

-----Original Message-----

From: Debbie Piziali [mailto:debbie@piziali.dv.org]
Sent: Tuesday, January 25, 2011 9:34 AM
To: Carrie Smith
Subject: Parker P & Z meeting

Hi Carrie,

I will not be able to attend this city meeting for this Thursday on regulating alternative energy. I am totally against the city imposing regulations on what property owners what to do on their own property. Give people the ability to make and take care of their own place without city interference.

Thanks,
Debbie Piziali

Subj: **FW: Jan. 27 P&Z Public Input Comments**
Date: 1/27/2011 12:52:17 P.M. Central Standard Time
From: csmith@parkertexas.us
To: LPettle@aol.com

-----Original Message-----

From: Carrie Smith
Sent: Thursday, January 27, 2011 9:35 AM
To: 'Andrew Piziali'
Cc: Keith Mantey; Debbie Piziali; J Cordina; Z Marshall; A Sumrow; J Threadgill; E Evans; S Levine
Subject: RE: Jan. 27 P&Z Public Input Comments

Thank you for contacting us. I will forward your email to the P&Z secretary for the official record.

Carrie

-----Original Message-----

From: Andrew Piziali [mailto:andy@piziali.dv.org]
Sent: Thursday, January 27, 2011 9:34 AM
To: Carrie Smith
Cc: Keith Mantey; Debbie Piziali; J Cordina; Z Marshall; A Sumrow; J Threadgill; E Evans; S Levine
Subject: Jan. 27 P&Z Public Input Comments

Carrie,

Please pass along my following comments regarding January 27 P&Z agenda items four and five (regulating wind turbines and solar panels).

=====

From: Andrew Piziali
To: Parker Planning and Zoning Commission
Date: January 27, 2010
Subject: Regulating Residential Wind Turbines and Solar Panels

Ladies and Gentlemen of the Commission,

Thank you for giving me the opportunity to address January 27, 2010 P&Z agenda items four and five, consideration of regulation of residential wind turbines and solar panels in Parker.

Parker is a semi-rural city with neighbors who generally not only know one another, but have long-lasting relationships over several generations. For example, in our neighborhood of Poco Estados most residents have lived in their homes for over twenty years, such as my neighbor Chuck Molyneaux and I. In Poco Estados we rejected homeowner associations because we believe in settling disputes among ourselves rather than delegating that authority to a quasi-governmental agency. Newer neighborhoods, such as those of Springhill Estates and Parker Lake Estates inherited homeowner associations with the purchase of their homes. The homeowner associations, of course, regulate activities within their respective jurisdictions. Why then consider city-wide regulation of alternative energy solutions?

We value our freedoms in both environments and, moreover, the local relationships and jurisdiction that allow us to negotiate agreeable solutions among ourselves. We have no need nor desire to further empower city government to regulate what we may and may not build on our properties. Whether my neighbor is considering installation of a wind turbine or a solar panel array, we know we are responsible for discussing such decisions with one another as a matter of courtesy, if

nothing else. The resurgence of residential alternative energy solutions in Parker will be another feather in our cap, while facilitating further resilience and redundancy during power outages.

Leave your Parker neighbors free to innovate energy solutions that meet their local needs and continue to build relationships with their fellow homeowners that allow peaceful co-existence. With each additional regulation passed by city government, the freedom of Parker residents is further reduced. To borrow an idiom from the World War I: "Live and let live."

Thank you for volunteering your time to serve on P&Z and hear (and read) input from your Parker neighbors.

--
Andy@Piziali.dv.org

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To: The Parker P&Z Commission

From: Cindy Meyer & Chuck Molyneaux,
6618 Estados Dr, Parker

Re: Citizen Input on Wind/Solar Energy Generation

We are unable to attend the meeting but would like to submit our input. We have lived in Parker for 25 years. The primary reason we built our home in Parker was to have a larger lot size for our personal use.

The Planning and Zoning Commission must first consider the rights of the citizens which will be affected by their recommendations. Personal property owned by the Parker citizens should be first governed by its rightful owner, not by a council, or some ruling body. Homeowners who live under the auspices of a homeowner's association must abide by the rulings of their HOA. Those that live outside of a homeowner's association must abide by the rules imposed by their city government. Ordinances should be suggested or enacted while keeping in mind a clear definition of infringement -- imposing the least infringement possible on the homeowner. If one homeowner does not infringe on their neighbor's rights, there should not be any restrictions regarding wind or solar power generation. Where excessive noise is created or visual impairment occurs, limitations should be imposed. If neither occurs, no ordinance should be placed upon a homeowner and they should be free to use their property as they see fit.

The Planning and Zoning Commission is facing a very fundamental and constitutional question regarding property rights, in limiting how a property owner can use their most important asset. Focus your efforts on defining infringement and construct the wording of your suggestions to prevent infringement from one neighbor to another.

Those on the commission who live outside the confines of a HOA should create the recommendations. To alleviate bias, commission members that live within an HOA should remove themselves until the wording has been finalized. Each HOA has been granted privileges which allow it to restrict the rights of property owners, and therefore has no need for city government involvement.

Thank you.

MINUTES
PLANNING AND ZONING COMMISSION MEETING
February 24, 2011

Call to order

The Parker Planning and Zoning Commission met on the above date. Chairman Russell Wright called the meeting to order at 7:03 P.M.

Roll Call

Commissioners Present:

| | |
|---|--|
| <input checked="" type="checkbox"/> Chairperson Wright <input checked="" type="checkbox"/> Vice Chairperson Standridge <input checked="" type="checkbox"/> Secretary Pettle <input checked="" type="checkbox"/> Commissioner Stanislav | <input checked="" type="checkbox"/> Commissioner Stone (arrived after appointment of Joe Lozano as voting member) <input checked="" type="checkbox"/> Alternate Leamy <input checked="" type="checkbox"/> Alternate Lozano <input type="checkbox"/> Alternate Schroeder |
|---|--|

Staff Present

Assistant City Administrator Jeff Flanigan
 Other: none

Pledge of Allegiance

Commissioner Standridge led the Pledge of Allegiance and the Texas Pledge.

Announcements by Commission Members

Pettle announced she received the comments from Keith Mantey after the Public Hearing on 1-27-2011.

Appointment of Alternates

Joe Lozano was appointed as a voting member

Consideration and Action on Previous Meeting Minutes

Motion was made to accept the Meeting Minutes from January 27, 2011 with the attachment of letter received 1-28-2011 from Keith Mantey.

| | |
|----------------------|---|
| Motioned | Leonard Stanislav |
| Seconded | Joe Lozano |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

Consideration and Action on Wind Energy Generators (AKA Wind Turbines)

Motion was made to recommend ordinance to Council without any Special Use Permit language and recommending neutral color.

| | |
|----------------------|---|
| Motioned | Lee Pettle |
| Seconded | Leonard Stanislav |
| Voted For | Russell Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |

Consideration and Action on Regulations for Solar Panels

Motion was made to recommend to Council that no ordinance be created and existing city codes be relied upon for necessary regulation of solar panels.

| | |
|----------------------|--|
| Motioned | Ed Standridge |
| Seconded | Leonad Stanislav |
| Voted For | Russel Wright, Ed Standridge, Leonard Stanislav, Joe Lozano and Lee Pettle |
| Voted Against | None |
| Abstained | None |
| | |
| | |

Citizen Comments

None

Attachments

Emails From:
Keith Mantey

STAFF COMMENTS

None.

Future Agenda Items

None

Adjourn

Adjourned at 7:50 p.m.

Minutes Approved:

Russell Wright, Chairman

Attest:

Lee Pettle, Secretary



Council Agenda Item

| | | | |
|-------------------------------------|--|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | Council |
| Fund Balance-before expenditure: | | Prepared by: | Jim Shepherd |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1)Minutes from 4/5/2011 Meeting 2) Ordinance 666 | | |

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION APPROVING THE FORM OF ORDINANCE 666 AMENDING ORDINANCE 640 REGARDING BULK TRASH PICKUP.

SUMMARY

Exhibit 1)

CONSIDERATION AND/OR ANY APPROPRIATE ACTION AMENDING THE ORDINANCE FOR BULK TRASH PICKUP.

Council discussed amending Ordinance 640 to allow additional time to put landscape bulk out. Other options for residents would be call Allied for a special pickup or take the items to the Melissa landfill. Council did not wish for the Mayor to contact Allied at this time for additional pickups.

MOTION: Councilmember Marshall moved to amend Ordinance 640 by redefining bulky items and landscape items separately; allow 12 days for landscape items to be placed at the curb for pick up; and bring the revised Ordinance back to Council to approve the form of the Ordinance. Councilmember Levine seconded with Councilmember Marshall, Threadgill, Evans and Levine voting for. Sumrow opposed. Motion carried 4-1.

POSSIBLE ACTION

Move to approve the final form of Ordinance 666.

Move to amend.

Move to deny.

| Inter – Office Use | | | |
|---------------------|--|-------|--|
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |

ORDINANCE NO. 2011-666
(AMENDING ORDINANCE NO. 2009-640)

(Regulating Storage, Collection, and Disposal of Brush and Bulky Items of Solid Waste)

AN ORDINANCE OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, AMENDING ORDINANCE NO. 2009-640, REGULATING THE STORAGE, COLLECTION, AND DISPOSAL OF BRUSH AND BULKY ITEMS OF SOLID WASTE; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED \$500.00 PER DAY, FOR EACH DAY OF VIOLATION; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR REVOCATION OF CONFLICTING ORDINANCES; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, large lots, extensive agriculture, and landscaping within the City of Parker may produce significant accumulations of brush and/or other bulky items in need of disposal; and

WHEREAS, the City of Parker provides a brush and bulky items solid waste disposal service to its residents, at certain regulated times during the year; and

WHEREAS, a property owner's storage of brush and other bulky items collected from the owner's property is a practice which may produce a physical and visual hazard for the travelling public, all against the health, safety, and welfare of the residents of the City of Parker, Texas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS:

Section 1. It is a violation of this Ordinance to place or store:

- A. Brush items (including trees, tree limbs, plants, and/or leaves) less than 25 feet from the edge of the surface of the road more than twelve (12) days prior to the date such items are scheduled to be removed by the city solid waste service.
- B. Bulky items (including appliances, and other trash items too large to be contained in the residential trash bin) less than 25 feet from the edge of the surface of the road more than seven (7) days prior to the date such items are scheduled to be removed by the city solid waste service.

Section 2. The date scheduled for collection by the city is not counted in the seven (7) or twelve (12) day period. The schedule for brush and bulky item pick-up may be obtained from the City of Parker's web site, or, in the event it is not available on the web site, directly from Parker City Hall.

Section 3. That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Ordinance as a whole.

Section 4. That all provisions of the ordinances of the City of Parker in conflict with the provisions of this Ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Parker not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 5. That any person, firm or corporation violating any of the provisions or terms of this Ordinance upon conviction shall be punished by a fine not to exceed the sum of \$500.00 for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

Section 6. In accordance with Section 52.011 of the Local Government Code, the caption of this Ordinance shall be published either (a) in every issue of the official newspaper of the City of Parker for two days, or (b) one issue of the newspaper if the official newspaper is a weekly paper.

PASSED AND APPROVED BY THE CITY COUNCIL OF PARKER, COLLIN COUNTY, TEXAS, THIS 19TH DAY OF APRIL, 2011.

APPROVED:

Mayor Joe Cordina

ATTEST:

City Secretary Carrie L. Smith

APPROVED AS TO FORM:

City Attorney James E. Shepherd



Council Agenda Item

| | | | |
|-------------------------------------|--|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | Council |
| Fund Balance-before expenditure: | | Prepared by: | Jim Shepherd |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1) Agreement Resolution 2011-328 – to be provided prior to Council meeting. | | |

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011-328 APPROVING AN INTERLOCAL AGREEMENT WITH THE COLLIN COUNTY DISTRICT ATTORNEY.

SUMMARY

POSSIBLE ACTION

Move to approve Resolution 2011-328 as written.

Move to deny.

| Inter – Office Use | | | |
|---------------------|--|-------|--|
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |

RESOLUTION NO. 2011-328
(Local Chapter 59 Agreement – Property Seizure)

A RESOLUTION OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, FOR THE APPROVAL OF A LOCAL CHAPTER 59 AGREEMENT (HEREINAFTER “AGREEMENT”), BETWEEN GREG WILLIS, CRIMINAL DISTRICT ATTORNEY OF COLLIN COUNTY, TEXAS (HEREINAFTER “DISTRICT ATTORNEY”) AND THE CITY OF PARKER, TEXAS.

WHEREAS, the City of Parker has determined a Local Chapter 59 agreement between the District Attorney and the City of Parker is needed for the disposition of property seized by the City of Parker Police Department, as governed by Chapter 59 of the Texas Code of Criminal Procedure;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF PARKER, COLLIN COUNTY, TEXAS AS FOLLOWS:

SECTION 1. The terms of the document entitled “Local Chapter 59 Agreement” attached hereto as Exhibit A are approved.

SECTION 2. The City Council has determined that the Mayor and Police Chief are authorized to execute the Agreement in accordance with this Resolution.

SECTION 3. This Resolution shall be effective upon its passage.

APPROVED AND ADOPTED this 19th day of April, 2011.

APPROVED:
CITY OF PARKER

Joe Cordina, Mayor

ATTEST:

Carrie L. Smith, City Secretary

APPROVED AS TO FORM:

James E. Shepherd, City Attorney

LOCAL CHAPTER 59 AGREEMENT

This is the Local Chapter 59 Agreement (hereinafter “Agreement”), between Greg Willis, Criminal District Attorney of Collin County, Texas (hereinafter “District Attorney”) and The City of Parker, by and through its city police department, (hereinafter the police department is known as the “seizing agency”). Both parties agree to all of the provisions set forth in this document.

I.

AUTHORITY

This Agreement is executed in accordance with Texas Code of Criminal Procedure Article 59.06 and governs the disposition of property that is seized and forfeited to the state as contraband under Chapter 59 of the Texas Code of Criminal Procedure (herein “Chapter 59”). The seizure and forfeiture of property under Chapter 59 is governed by the United States Constitution, the Texas Constitution, the Texas Code of Criminal Procedure, the Texas Rules of Civil Procedure and the Texas Rules of Evidence.

The seizure and forfeiture of property is intended to be remedial in nature and not a form of punishment. The forfeiture of property in Collin County does not take place without the cooperative effort of peace officers and their respective agencies and the Collin County District Attorney’s Office.

II.

DEFINITIONS

All words and phrases in this Agreement are to be given their ordinary meaning unless they are otherwise defined in this Agreement or in Chapter 59.

III.

EXCLUSIVITY

The District Attorney will represent the State of Texas and the seizing agency in all forfeiture proceedings initiated under the provisions of Chapter 59, against property seized in Collin County. Absent federal jurisdiction or a declination letter from the District Attorney, all Chapter 59 seizures of property in Collin County will be filed exclusively with the District Attorney. In no event may this Agreement be construed to impose a duty on the District Attorney to file or institute forfeiture proceedings in any particular case.

IV.

AUTHORITY OVER LITIGATION

The District Attorney has exclusive control over the litigation of forfeiture cases and the seizing agency will abide by his decision to prosecute, dismiss, or settle forfeiture claims. Both parties will work together toward the mutual goal of successfully prosecuting forfeiture cases, with every effort to keep each other informed about every phase of the forfeiture process.

V.

SECURING OF REAL AND PERSONAL PROPERTY

All property, except currency, securities, negotiable instruments or stocks, seized by a peace officer pursuant to this Agreement, shall be safely kept by the police under seal and in a manner that properly protects the seized property from damage or abuse pending final disposition of the forfeiture action, unless otherwise ordered by the court.

No seized property is to be used or sold, absent a court order, until the judgment of forfeiture becomes final.

The safekeeping shall be at the sole cost and expense of the seizing agency.

VI.

EXPENSES AND COURT COSTS

On forfeiture to the state of an amount greater than \$2,500.00, the clerk of the court is entitled to court costs. If the defendant(s) are not ordered to pay costs, they will be paid from the forfeited currency prior to taking out either party's percentage.

All litigation expenses will be paid in advance by the District Attorney.

VII.

FILING DEADLINES

The District Attorney has not later than the 30th day after the date of the seizure to file a Notice of Seizure and Intended Forfeiture (hereinafter "petition"). The District Attorney must also serve all parties with the petition within this thirty day period or be prepared to show that due diligence was used in serving the parties outside of this thirty day period. In order to file the petition timely and in order to effectuate service timely, it is important to provide all seizure paperwork to the District Attorney as soon as possible. With that understanding, there will be at this time no arbitrary deadline designated for the submission of paperwork to the District Attorney, unless it should later become necessary. Seizure paperwork filed twenty-five days after seizure or later is filed at the seizing agency's risk that the case may not be filed.

VIII.

FILING REQUIREMENTS

A. NOTICE OF SEIZURE

A seizing agency shall deliver to the District Attorney, within 30 days of the date that property was seized under Chapter 59, in Collin County, what will be called “Notice of Seizure” paperwork. The Notice of Seizure shall contain the following:

- (1) A statement under oath and notarized that contains an acknowledgment that the officer has seized the property and list of the officer’s reasons for the seizure; and
- (2) A schedule of the property seized.

B. SUPPORTING DOCUMENTATION

The Notice of Seizure paperwork shall be accompanied by a packet of information that contains the following:

- (1) A fully completed “Collin County Report of Seizure” cover sheet.
- (2) Evidence of the deposit of seized currency, if any, into the Fund.
- (3) A copy of the registration/title/lien information for a seized vehicle.
- (4) A statement that the seizing agency will pay off any liens on seized property, if applicable.
- (5) A criminal history for any defendant who may be charged with a criminal offense arising out of this seizure.
- (6) A copy of the offense report, if one exists

C. SUPPLEMENTATION

Due to the short statute of limitations for the filing of Chapter 59 cases, copies of all paperwork that is prepared or received after filing the Notice of Seizure will be sent to the District Attorney, including but not limited to: lab reports, witness statements, offense reports, and documents pertaining to property interests or ownership.

D. LOCATION

The Notice of Seizure, additional paperwork and supplemental paperwork should all be delivered to the Collin County Criminal District Attorney's Office - Civil Division, located at 2100 Bloomdale, Suite 20004, McKinney, Texas 75071, 972-548-4323.

IX.

DISPOSITION OF FORFEITED PROPERTY

A. LAWFUL UNITED STATES CURRENCY

Once a forfeiture judgment has become final, and no motions for new trial or notice of appeal have been filed, all currency placed in the Fund shall be distributed in the following order:

- (1) to any interest holder, to the extent of the interest holder's nonforfeitable interest;
- (2) to any owner, to the extent of the owner's nonforfeitable interest;
- (3) costs of court, if costs are owed and the responsibility of the state;
- (4) **20%** of the remaining forfeited property to the District Attorney, plus **20%** of any interest accrued to be used for the official purposes of his office;
- (5) **80%** of the remaining forfeited property to the seizing agency, plus **80%** of any interest accrued to be used for law enforcement purposes;

Securities, negotiable instruments, and stocks forfeited to the state shall be converted into United States currency and distributed in the same manner.

United States currency which is received from the sale of real property, vehicles or personal property which is forfeited to the State, shall be deposited in the Fund and divided in the same manner.

B. VEHICLES AND PERSONAL PROPERTY

If a seizing agency would like to use a forfeited vehicle or personal property for law enforcement purposes, rather than sell the property, it may do so by notifying the District Attorney, at the time of filing its Notice of Seizure paperwork, by way of a “Use Letter”. The Use Letter should state that the seizing agency requests use of the seized vehicle or personal property if forfeited to the state and the approximate value of the property, if the property is a vehicle.

The seizing agency that submits a Use Letter agrees to the following conditions:

- (1) The seizing agency will pay off the nonforfeitable interest of an interest/owner/lien holder, if any, on the property;
- (2) The seizing agency will not be reimbursed for any storage and maintenance costs;
- (3) The seizing agency agrees to pay the District Attorney \$500.00 for each vehicle forfeited to the state which is valued under \$25,000.00 and over \$2,500.00, within thirty days of the judgment becoming final.
- (4) The seizing agency agrees to pay the District Attorney \$1,000.00 for each vehicle forfeited to the state which is valued at \$25,000 or more, within thirty days of the judgment becoming final.
- (5) No payment is required for vehicles valued at \$2,500.00 or less.

The seizing agency would then be free to dispose of or use the property for law enforcement purposes.

If the District Attorney would like to use seized personal property for the official purposes of his office, he shall send the seizing agency a Use Letter, prior to the petition being filed. If the property is forfeited to the State, the District Attorney would then be free to dispose of or use the property for the official purposes of his office.

C. REAL PROPERTY

Real property forfeited to the state, will be sold or auctioned, after the judgment of forfeiture becomes final. The parties to this agreement will not be allowed to use real property for any purpose. Proceeds from the sale of real property will be deposited into the Fund and will be distributed between the parties in the same manner as currency is distributed. The seizing agency will be responsible for all costs incurred prior to the judgment becoming final, including the costs of title searches and title policies. All costs incurred either prior to or after the judgment becomes final will be reimbursed out of the proceeds of the sale, prior to the parties receiving their respective percentages.

D. WEAPONS

Weapons that are forfeited to the state shall be destroyed. If a seizing agency would like to use a forfeited weapon solely for law enforcement purposes, rather than have it destroyed, it may do so by notifying the District Attorney, at the time of filing its Notice of Seizure paperwork, by way of a “Use Letter”. The Use Letter should state the following:

- (1) type of weapon;
- (2) make, model, serial number and gauge/caliber of the weapon;
- (3) a description of any accessories that were seized with the weapon;
- (4) the weapon is not a prohibited weapon or required to be destroyed by law;
- (5) the weapon will be used solely for law enforcement purposes;
- (6) the weapon will be destroyed if not used for law enforcement purposes;

In no event will the seizing agency be allowed to use a weapon that is listed as a prohibited weapon under Texas Penal Code Section 46.05. In no event will the seizing agency be allowed to use a weapon that the law or a court order requires to be destroyed. In no event are weapons ever to be sold or auctioned. A record of the destruction of any weapon shall be forwarded to the District Attorney by the seizing agency.

X.

TERM, SCOPE AND AMENDMENTS

The term of this Agreement shall be for a period of one (1) year commencing at midnight on the date the Agreement is signed by both parties. This Agreement will govern all forfeiture cases which are filed after the commencement date. This local Agreement shall be automatically renewed on a yearly basis unless one of the parties terminates the Agreement or the Agreement is superceded by a new agreement.

Both parties to this Agreement reserve the right to terminate this Agreement with or without cause at any time. The notice of termination shall be in writing, shall give the other party thirty days prior notice and shall be personally served on the other party.

This Agreement may be modified or an addendum made for a particular case, by the consent of both parties, which is reduced to writing. An example of this would be where the District Attorney is required to expend significant time and effort in pre-seizure planning, causing the case to be developed as a joint investigation with the percentage apportioned between the parties commensurate with the time and effort required by each.

Another example would be when the property is seized by a multiagency task force or other circumstances where more than one agency employing peace officers may be involved in a seizure. In such cases a separate forfeiture agreement may be devised with the consent of all parties and such agreement shall supercede this Agreement in the specific applicable forfeiture proceeding only.

XI.

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 thereof and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

This Agreement has been duly executed and delivered by both parties and constitutes a legal, valid and binding obligation of the parties.

EXECUTED IN DUPLICATE ORIGINALS, EACH OF WHICH SHALL HAVE THE FULL FORCE AND EFFECT, THIS THE _____DAY OF _____ 20__.

Collin County Criminal District Attorney

“Seizing Agency”

BY: _____

Greg Willis
Collin County Criminal District Attorney
2100 Bloomdale, Ste. 20004
McKinney, TX 75071
972-548-4323

BY: _____

Tony Fragoso
Chief of Police
City of Parker

The City of Parker

BY: _____

Mayor: _____

Joe Cordina



Council Agenda Item

| | | | |
|-------------------------------------|--|---------------------------|----------------|
| Budget Account Code: | N/A | Meeting Date: | April 19, 2011 |
| Budgeted Amount: | | Department/ Requestor: | ACSC |
| Fund Balance-before expenditure: | | Prepared by: | C. Smith |
| Estimated Cost: | | Date Prepared: | April 14, 2011 |
| Exhibits: | 1) Documentation from ACSC 2) Proposed Resolution | | |

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2011-329 AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE.

SUMMARY

POSSIBLE ACTION

Move to approve the resolution as presented.

Move to deny resolution and discontinue membership.

| | | | |
|---------------------|--|-------|--|
| Inter – Office Use | | | |
| Approved by: | | | |
| Department Head: | | Date: | |
| City Attorney: | | Date: | |
| City Administrator: | | Date: | |

MEMORANDUM

TO: Atmos Cities Steering Committee
FROM: Jay Doegey and Odis Dolton, Co-Chairs, Atmos Cities Steering Committee
DATE: April 1, 2011
RE: 2011 Membership Assessment



On February 17, 2011 the Atmos Cities Steering Committee (“ACSC”) held a quarterly meeting with representatives from Atmos Energy. During the meeting, the group held a discussion of upcoming natural gas issues and approved the assessment for ACSC membership. Based upon the population-based assessment protocol previously adopted by the ACSC, the assessment for 2011 is a per capita fee of \$0.05 based upon the population figures for each city shown in the latest TML Directory of City Officials. In addition, the budget was amended by \$12,000 to pay \$1,000 per month to the City of Arlington for administrative services.

ACSC protects the authority of municipalities over the monopoly natural gas provider and defends the interests of the residential and small commercial customers within the cities. Cities are the only consumer advocates that work to keep natural gas rates reasonable. The work undertaken by ACSC has saved ratepayers millions of dollars in unreasonable charges. The past year, in particular, has been an active one for ACSC.

On April 1, 2011 Atmos will be filing its fourth Rate Review Mechanism (“RRM”) application. As you may recall, the RRM process arose out of a settlement of Atmos’ 2007 rate case as an alternative to the GRIP filings which allow utilities to increase rates with little or no regulatory review. Through this RRM process cities can conduct a more comprehensive review of the changes to Atmos’ revenues, expenses, and invested capital than would otherwise be afforded through the limitations of the GRIP process. As agreed to in the settlement of the third RRM, the RRM process will continue for an additional two filings, with the elimination of the true-up component. Under the agreement, Atmos must file a system-wide rate case for the Mid-Tex Division on or before June 1, 2013. Atmos claims that capital expenditures, which are on the order of \$180-\$185 million per year, and decreased consumption are driving the requested increases. According to Atmos, operation and maintenance expenses continue to decrease but are not at a level to offset the need for rate relief. Atmos expects to request approximately a \$20-\$30 million increase in the fourth RRM which they stated is “similar to the past RRMs.”

In order to continue to be an effective voice at the Railroad Commission, at the Legislature, and in the courts, ACSC must have your support. Please take action to pay the membership assessment as soon as possible. Payment of the membership assessment fee shall be deemed to be agreement with the terms of the ACSC participation agreement.

Although ACSC does not require that your city take action by resolution to approve the assessment, some members have requested a model resolution authorizing payment of the 2011 membership assessment. To assist you in the assessment process, we have attached several documents to this memorandum for your use: 1) *Model resolution approving the 2011*

MODEL STAFF REPORT ON ATMOS CITIES STEERING COMMITTEE ASSESSMENT RESOLUTION

Purpose of the Resolution:

Most municipalities have retained original jurisdiction over gas utility rates and services within municipal limits. The Atmos Cities Steering Committee (“ACSC”) is composed of municipalities in the service area of Atmos Energy Corporation, Mid-Tex Division regardless of whether original jurisdiction has been retained. Atmos is a monopoly provider of natural gas. Because Atmos has no competitors, regulation of the rates that it charges its customers is the only way that cities can ensure that natural gas rates are fair. Working as a coalition to review the rates charged by Atmos allows cities to accomplish more collectively than each city could do acting alone. Cities have more than 100 years experience in regulating natural gas rates in Texas.

ACSC is the largest coalition of cities served by Atmos Gas-Mid Tex. There are 154 ACSC member cities, which represent more than 60 percent of the total load served by Atmos-Mid Tex. ACSC protects the authority of municipalities over the monopoly natural gas provider and defends the interests of residential and small commercial customers within the cities. Although many of the activities undertaken by ACSC are connected to rate cases (and therefore expenses are reimbursed by the utility), ACSC also undertakes additional activities on behalf of municipalities for which it needs funding support from its members.

The ACSC Membership Assessment Supports Important Activities:

ACSC is actively involved in rate cases, appeals, rulemakings, and legislative efforts impacting the rates charged by Atmos within the City. These activities will continue throughout the calendar year. It is possible that additional efforts will be necessary on new issues that arise during the year, and it is important that ACSC be able to fund its participation on behalf of its member cities. A per capita assessment has historically been used, and is a fair method for the members to bear the burdens associated with the benefits received from that membership.

Explanation of Resolution Paragraphs:

1. This paragraph authorizes the continuation of the City’s membership in ACSC.
2. This paragraph authorizes payment of the City’s assessment to the ACSC in the amount of five cents (\$0.05) per capita, based on the population figure for the City as shown in the latest TML Directory of City Officials.
3. This paragraph requires notification that the City has adopted the Resolution.

ATTACHMENT A**ACSC Cities (154 Total)**

| | | |
|------------------------|----------------------|----------------------|
| Abilene | Fate | Palestine |
| Addison | Flower Mound | Pantego |
| Allen | Forest Hill | Paris |
| Alvarado | Fort Worth | Parker |
| Angus | Frisco | Pecan Hill |
| Anna | Frost | Plano |
| Argyle | Gainesville | Ponder |
| Arlington | Garland | Pottsboro |
| Bedford | Garrett | Prosper |
| Bellmead | Grand Prairie | Quitman |
| Benbrook | Grapevine | Red Oak |
| Beverly Hills | Haltom City | Reno (Parker County) |
| Blossom | Harker Heights | Richardson |
| Blue Ridge | Haskell | Richland |
| Bowie | Haslet | Richland Hills |
| Boyd | Hewitt | River Oaks |
| Bridgeport | Highland Park | Roanoke |
| Brownwood | Highland Village | Robinson |
| Buffalo | Honey Grove | Rockwall |
| Burkburnett | Hurst | Roscoe |
| Burleson | Iowa Park | Rowlett |
| Caddo Mills | Irving | Royse City |
| Carrollton | Justin | Sachse |
| Cedar Hill | Kaufman | Saginaw |
| Celeste | Keene | Seagoville |
| Celina | Keller | Sherman |
| Cisco | Kemp | Snyder |
| Cleburne | Kennedale | Southlake |
| Clyde | Kerrville | Springtown |
| College Station | Killeen | Stamford |
| Colleyville | Krum | Stephenville |
| Colorado City | Lakeside | Sulphur Springs |
| Comanche | Lake Worth | Sweetwater |
| Coolidge | Lancaster | Temple |
| Coppell | Lewisville | Terrell |
| Corinth | Lincoln Park | The Colony |
| Corral City | Little Elm | Trophy Club |
| Crandall | Lorena | Tyler |
| Crowley | Madisonville | University Park |
| Dalworthington Gardens | Malakoff | Venus |
| Denison | Mansfield | Vernon |
| DeSoto | McKinney | Waco |
| Duncanville | Melissa | Watauga |
| Eastland | Mesquite | Waxahachie |
| Edgecliff Village | Midlothian | Westlake |
| Emory | Murphy | Whitesboro |
| Ennis | Newark | White Settlement |
| Euless | Nocona | Wichita Falls |
| Everman | North Richland Hills | Woodway |
| Fairview | Northlake | Wylie |
| Farmers Branch | Oak Leaf | |
| Farmersville | Ovilla | |

RESOLUTION NO. 2011-329

A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF FIVE CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION

WHEREAS, the City of Parker is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within the municipal boundaries of the city; and

WHEREAS, the Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interests of municipalities and gas customers residing within municipal boundaries; and

WHEREAS, ACSC is participating in Railroad Commission dockets and projects, as well as court proceedings, affecting gas utility rates; and

WHEREAS, the City is a member of ACSC; and

WHEREAS, in order for ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF Parker, TEXAS:

I.

That the City is authorized to continue its membership with the Atmos Cities Steering Committee to protect the interests of the City of Parker and protect the interests of the customers of Atmos Energy Corporation, Mid-Tex Division residing and conducting business within the City limits.

II.

It is further authorized to pay its 2011 assessment to the ACSC in the amount of five cents (\$0.05) per capita based on the population figures for the City shown in the latest TML Directory of City Officials.

III.

A copy of this Resolution and approved assessment fee payable to "*Atmos Cities Steering Committee*" shall be sent to:

Mary Bunkley
Treasurer, Atmos Cities Steering Committee
c/o Arlington City Attorney's Office, Mail Stop 63-0300
Post Office Box 90231
Arlington, Texas 76004-3231

PRESENTED AND PASSED on this the 19th day of April, 2011, by a
vote of ayes and nays at a regular meeting of the City Council of the **City of**
Parker, Texas.

Joe Cordina
Printed Name
Mayor
Printed Title

BY: _____
Signature

ATTEST:

Signature
City Secretary Carrie L. Smith
Printed Name

APPROVED AS TO FORM:

James E. Shepherd
Printed Name
City Attorney
Printed Title

BY: _____
Signature

Atmos Gas Cities Steering Committee

c/o Jay Doegey, City Attorney
Post Office Box 90231
Arlington, Texas 76004-3231

Invoice

| Date | Invoice # |
|----------|-----------|
| 4/1/2011 | 11-115 |

| Bill To |
|----------------|
| City of Parker |

| Account # |
|-----------|
| |

| Item | Population | Per Capita | Amount |
|-----------------|------------|------------|-----------------------|
| 2011 Assessment | 3,811 | 0.05 | 190.55 |
| | | | Total \$190.55 |

Please make check payable to: Atmos Cities Steering Committee, and mail to: Atmos Cities Steering Committee c/o Mary Bunkley, Treasurer, Arlington City Attorney's Office, PO Box 90231, Mail Stop 63-0300, Arlington, Texas 76004-3231.

CITY COUNCIL
FUTURE AGENDA ITEMS

| | | City Council Future Agenda Items | | | |
|----------|--------------------|---|-------------------------|---------------------------|---|
| Received | approx time (mins) | ITEM DESCRIPTION | SCHEDULED AGENDA DATE | Project Contact/Requestor | Notes |
| | 10 | Census Report/Update | May-11 | Mayor | |
| | 5 | Canvass General Election | May-11 | Smith | |
| | 10 | Appointment of Mayor Pro-tem | May-11 | Smith | Required by Ordinance |
| | 10 | Amendment to bank signature cards | May-11 | | Required to remove Mr. Threadgill from Accounts |
| | | Appointment of new Council Liaison replacing Mr. Threadgill | May-11 | | Emergency Management Committee, Finance Committee, Personnel Committee, TEFRRA Committee - Staff to check on appointments by Resolution and prepare amendments. |
| | 30 | Expectation of board members & performance appraisal process & officers | May-11 | Marshall/Sumrow | |
| | 30 | Board Appointment Schedule and Processes | May-11 | Marshall/Sumrow | |
| | | | | | |
| | 10 | Curfew Ordinance | Jun-11 | Fragoso | Routine, reqd |
| | 30 | Appointments to Boards and Commissions | Jun-11 | Smith | per ordinance |
| | | Quarterly Allied Report | July | | per contract - Through June |
| | | | | | |
| | | Planning Session | 6/14 - 6/15 4 - 9 pm | | Southfork Ranch, dates approved 4/5 |
| | 15 | Water Meter Technology | 2011 Planning Session | Lori/Johnna | |
| | 15 | What Economic Development means to the City | 2011 Planning Session | Dena/Sumrow/Shepherd | Move to planning session per Allison Dec. 7 |
| | 15 | Traffic Counters | 2011 Planning Session | Tony | |

CITY COUNCIL
FUTURE AGENDA ITEMS

| | | City Council Future Agenda Items | | | |
|----------|--------------------|---|-------------------------|---------------------------|---|
| Received | approx time (mins) | ITEM DESCRIPTION | SCHEDULED AGENDA DATE | Project Contact/Requestor | Notes |
| | 15 | Review of Fee Schedule | 2011 Planning Session | Johnna | |
| | 15 | Visuial aids for Council Chambers | 2011 Planning Session | Jeff | monitors, laptops, ipads |
| | | Budget Session | 7/20 - 7/21 4 - 9 pm | | Southfork Ranch, dates approved 4/5 |
| | | | | | |
| | | Qrtly Allied Report | October | | per contract - Quarter ending September |
| | | | | | |
| | 15 | Annual approval of investment policy | November | | |
| | 15 | Appointment of investment officers | November | | |
| | | Qrtly Allied Report | January | | per contract - Quarter ending December |
| | 15 | RFP for Newsletter | TBD | Daniel | tabled from 2/15 meeting |
| | 30 | Council Chamber Rental/Usage | TBD | Threadgill | Council meeting 2/15 |
| | 30 | Newsletter review process and procedures | TBD | Threadgill | Council meeting 2/15 |
| | 15 | Reduce Parker Rd speed limit beyond McCreary Rd | TBD | Mayor Pro-tem | awaiting information from TXDOT |
| | 10 | Adoption of City Emergency Management Plan | TBD | Sheff | |
| | 10 | Selection of 2011 Auditor | TBD | Boyd | Can we continue to use P&H or must we change? |

ANIMAL CONTROL REPORT
MARCH 2011

| | | | | | |
|--------|---------------|-----------------------|-----------------|--------------------|-------------|
| Call # | Date: | | | | |
| | | 3/4/2011 | Caller Remarks: | OPOSSUM IN TRAP.VG | |
| 1 | Invoice Type: | Service Fee Only | | Expected Charge: | \$50.00 |
| | Call Type | Action Taken By: | | Response | Disposition |
| | Animal Trap | Murphy Animal Control | | Murphy Pick Up | Relocated |

| | | | | | |
|--------|---------------|-----------------------|-----------------|------------------|-------------|
| Call # | Date: | | | | |
| | | 3/7/2011 | Caller Remarks: | DEAD OPOSSUM.VG | |
| 2 | Invoice Type: | Service Fee Only | | Expected Charge: | \$50.00 |
| | Call Type | Action Taken By: | | Response | Disposition |
| | Dead Animal | Murphy Animal Control | | Murphy Pick Up | Relocated |

| | | | | | |
|--------|---------------|-----------------------|-----------------|--------------------|-------------|
| Call # | Date: | | | | |
| | | 3/9/2011 | Caller Remarks: | OPOSSUM IN TRAP.VG | |
| 3 | Invoice Type: | Service Fee Only | | Expected Charge: | \$50.00 |
| | Call Type | Action Taken By: | | Response | Disposition |
| | Animal Trap | Murphy Animal Control | | Murphy Pick Up | Relocated |

| | | | | | |
|--------|---------------|-----------------------|-----------------|--------------------|-------------|
| Call # | Date: | | | | |
| | | 3/10/2011 | Caller Remarks: | OPOSSUM IN TRAP.VG | |
| 4 | Invoice Type: | Service Fee Only | | Expected Charge: | \$50.00 |
| | Call Type | Action Taken By: | | Response | Disposition |
| | Animal Trap | Murphy Animal Control | | Murphy Pick Up | Relocated |

| | | | | | |
|--------|---------------|-----------------------|-----------------|------------------|-------------|
| Call # | Date: | | | | |
| | | 3/11/2011 | Caller Remarks: | SKUNK IN TRAP.CB | |
| 5 | Invoice Type: | Service Fee Only | | Expected Charge: | \$50.00 |
| | Call Type | Action Taken By: | | Response | Disposition |
| | Animal Trap | Murphy Animal Control | | Murphy Pick Up | Destroyed |

ANIMAL CONTROL REPORT
MARCH 2011

| | | | | | | |
|--------|-------|------------------|-----------------------|-----------------|------------------|--|
| Call # | Date: | 3/14/2011 | | Caller Remarks: | SKUNK IN TRAP.VG | |
| | | Invoice Type: | | | Expected Charge: | |
| 6 | Type: | Service Fee Only | | \$50.00 | | |
| | | Call Type | Action Taken By: | Response | Disposition | |
| | | Animal Trap | Murphy Animal Control | Murphy Pick Up | Destroyed | |

| | | | | | | |
|--------|-------|------------------|-----------------------|-----------------|---------------------|--|
| Call # | Date: | 3/21/2011 | | Caller Remarks: | 2 SKUNKS IN TRAP.VG | |
| | | Invoice Type: | | | Expected Charge: | |
| 7 | Type: | Service Fee Only | | \$50.00 | | |
| | | Call Type | Action Taken By: | Response | Disposition | |
| | | Animal Trap | Murphy Animal Control | Murphy Pick Up | Destroyed | |

| | | | | | | |
|--------|-------|------------------|-----------------------|-----------------|-----------------------|--|
| Call # | Date: | 3/22/2011 | | Caller Remarks: | 3 LARGE LOOSE DOGS.VG | |
| | | Invoice Type: | | | Expected Charge: | |
| 8 | Type: | Service Fee Only | | \$50.00 | | |
| | | Call Type | Action Taken By: | Response | Disposition | |
| | | Stray | Murphy Animal Control | Murphy Pick Up | Returned to Owner | |

| | | | | | | |
|--------|-------|------------------|-----------------------|-----------------|--------------------|--|
| Call # | Date: | 3/23/2011 | | Caller Remarks: | OPOSSUM IN TRAP.VG | |
| | | Invoice Type: | | | Expected Charge: | |
| 9 | Type: | Service Fee Only | | \$50.00 | | |
| | | Call Type | Action Taken By: | Response | Disposition | |
| | | Animal Trap | Murphy Animal Control | Murphy Pick Up | Relocated | |

| | | | | | | |
|--------|-------|----------------------|-----------------------|-----------------|-----------------------|--|
| Call # | Date: | 3/24/2011 | | Caller Remarks: | STRAY DOG-CHOW MIX.VG | |
| | | Invoice Type: | | | Expected Charge: | |
| 10 | Type: | Service Fee + 3 Days | | \$80.00 | | |
| | | Call Type | Action Taken By: | Response | Disposition | |
| | | Stray | Murphy Animal Control | Murphy Pick Up | Holding | |

ANIMAL CONTROL REPORT
MARCH 2011

| | | | | |
|--------|-----------|-----------------------|-----------------|--|
| Call # | Date: | 3/28/2011 | Caller Remarks: | 2 LABS, 1 BEAGLE & 1 MUTT LOOSE-RUNNING AROUND ON KARA LN-POSSIBLY BELONG TO KEVIN BENTON FROM 5303 KARA.VG DOGS ALREADY BACK HOME. WARNING GIVEN TO OWNER. |
| | | | | Invoice Type: Service Fee Only Expected Charge: \$50.00 |
| 11 | Call Type | Action Taken By: | Response | Disposition |
| | Stray | Murphy Animal Control | No Animal Found | Other |

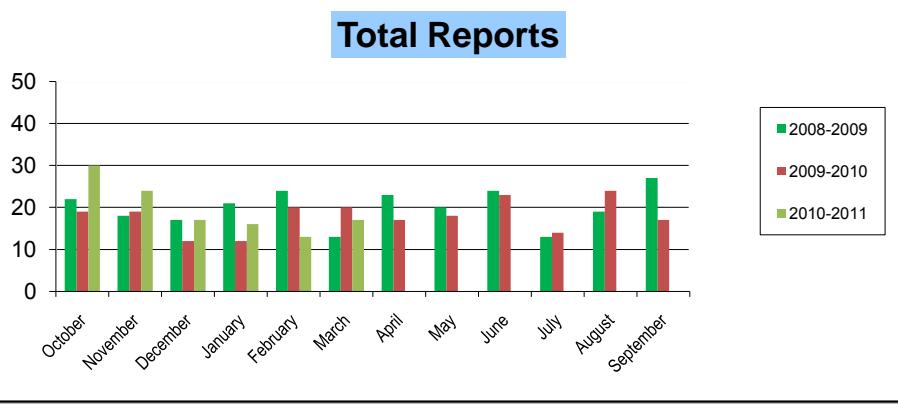
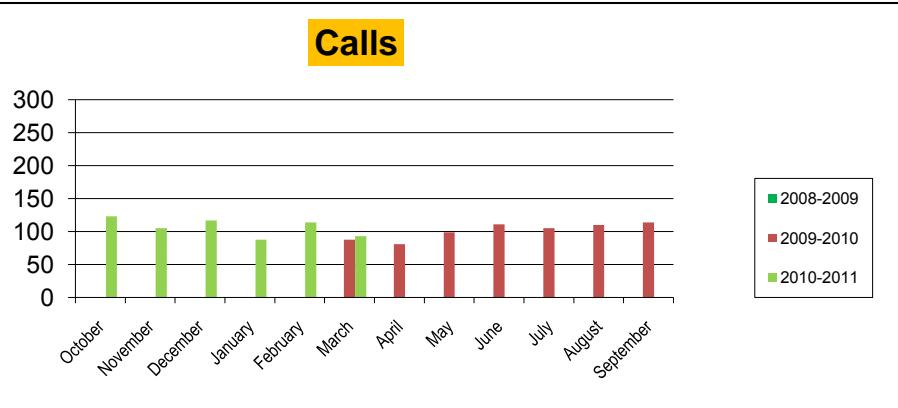
| | | | | |
|--------|-------------|-----------------------|-----------------|---|
| Call # | Date: | 3/29/2011 | Caller Remarks: | OPOSSUM IN TRAP.VG |
| | | | | Invoice Type: Service Fee Only Expected Charge: \$50.00 |
| 12 | Call Type | Action Taken By: | Response | Disposition |
| | Wild Animal | Murphy Animal Control | Murphy Pick Up | Relocated |
| | | | TOTAL = | \$630 |

**City of Parker
POLICE DEPARTMENT
MONTHLY REPORT**

| Calls | | | |
|--------------------|-----------|------------|-----------|
| Fiscal Year | 2008-2009 | 2009-2010 | 2010-2011 |
| October | | | 123 |
| November | | | 105 |
| December | | | 117 |
| January | | | 88 |
| February | | | 114 |
| March | 88 | 93 | |
| April | 81 | | |
| May | 99 | | |
| June | 111 | | |
| July | 105 | | |
| August | 110 | | |
| September | 114 | | |
| Y-T-D Total | 0 | 708 | |

| Traffic Stops | | | |
|----------------------|-----------|-------------|-----------|
| Fiscal Year | 2008-2009 | 2009-2010 | 2010-2011 |
| October | | | 205 |
| November | | | 186 |
| December | | | 156 |
| January | | | 124 |
| February | | | 117 |
| March | 162 | 169 | |
| April | 178 | | |
| May | 210 | | |
| June | 200 | | |
| July | 223 | | |
| August | 288 | | |
| September | 229 | | |
| Y-T-D Total | 0 | 1490 | |

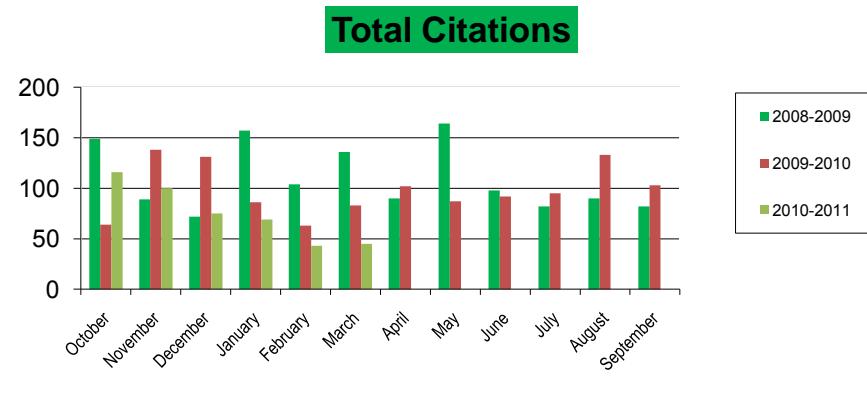
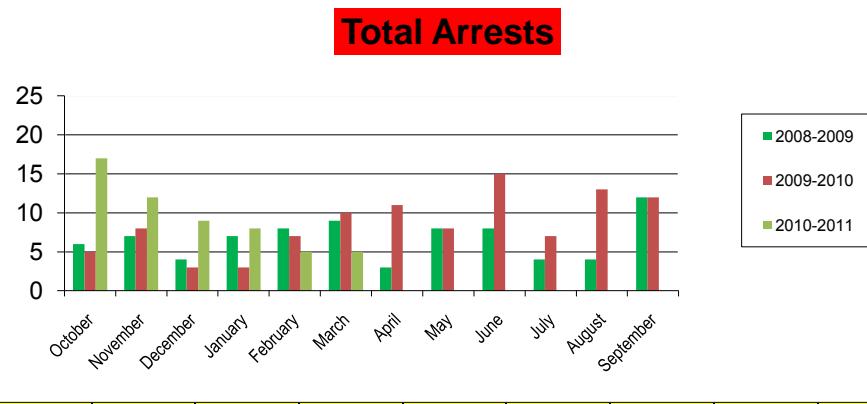
| Total Reports | | | |
|----------------------|------------|------------|-----------|
| Fiscal Year | 2008-2009 | 2009-2010 | 2010-2011 |
| October | 22 | 19 | 30 |
| November | 18 | 19 | 24 |
| December | 17 | 12 | 17 |
| January | 21 | 12 | 16 |
| February | 24 | 20 | 13 |
| March | 13 | 20 | 17 |
| April | 23 | 17 | |
| May | 20 | 18 | |
| June | 24 | 23 | |
| July | 13 | 14 | |
| August | 19 | 24 | |
| September | 27 | 17 | |
| Y-T-D Total | 241 | 215 | |



**City of Parker
POLICE DEPARTMENT
MONTHLY REPORT**

| Total Arrests | | |
|----------------------|-----------|------------|
| Fiscal Year | 2008-2009 | 2009-2010 |
| October | 6 | 5 |
| November | 7 | 8 |
| December | 4 | 3 |
| January | 7 | 3 |
| February | 8 | 7 |
| March | 9 | 10 |
| April | 3 | 11 |
| May | 8 | 8 |
| June | 8 | 15 |
| July | 4 | 7 |
| August | 4 | 13 |
| September | 12 | 12 |
| Y-T-D Total | 80 | 102 |

| Total Citations | | |
|------------------------|-------------|-------------|
| Fiscal Year | 2008-2009 | 2009-2010 |
| October | 149 | 64 |
| November | 89 | 138 |
| December | 72 | 131 |
| January | 157 | 86 |
| February | 104 | 63 |
| March | 136 | 83 |
| April | 90 | 102 |
| May | 164 | 87 |
| June | 98 | 92 |
| July | 82 | 95 |
| August | 90 | 133 |
| September | 82 | 103 |
| Y-T-D Total | 1313 | 1177 |



City of Parker
POLICE DEPARTMENT
VEHICLE MAINTENANCE

RESERVE OFFICERS

| | A | B | C | D | E | F | G | H | I | J | K | L | M | N |
|----|---|------|------|--|------|----|-----|---|---|---|---|---|---|------|
| 1 | OFFICER | | | | | | | | | | | | | |
| 2 | | | | | | | | | | | | | | |
| 3 | Chris Reinke | 15.5 | 25 | 11 | 13.5 | 9 | 5 | | | | | | | 79 |
| 4 | Paul Cogwell | 6 | 21 | 10 | 5 | ? | 7.5 | | | | | | | 49.5 |
| 5 | Alan Blankenship | 18 | 12.5 | 98.5 | 35 | 17 | 20 | | | | | | | 201 |
| 6 | | | | | | | | | | | | | | |
| 7 | INCLUDES: 27.5 HOURS WORKED 71 HOURS OF SCHOOL | | | INCLUDES: 13 HOURS SCHOOL | | | | | | | | | | |
| 8 | | | | | | | | | | | | | | |
| 9 | | | | | | | | | | | | | | |
| 10 | | | | | | | | | | | | | | |
| 11 | | | | | | | | | | | | | | |
| 12 | | | | | | | | | | | | | | |
| 13 | | | | | | | | | | | | | | |

Vicky Granger:
Need numbers from Toby.



BUILDING PERMIT TOTALS

Mar-11

| | |
|-----------------------------------|----|
| ACCESSORY/OUTBUILDING PERMITS | 7 |
| IRRIGATION/LAWN SPRINKLER PERMITS | 2 |
| MISCELLANEOUS PERMITS | 14 |
| SWIMMING POOL PERMITS | 2 |
| REMODEL/ADDITION PERMITS | 5 |
| SINGLE FAMILY RESIDENTIAL PERMITS | 2 |
| INSPECTIONS | 88 |

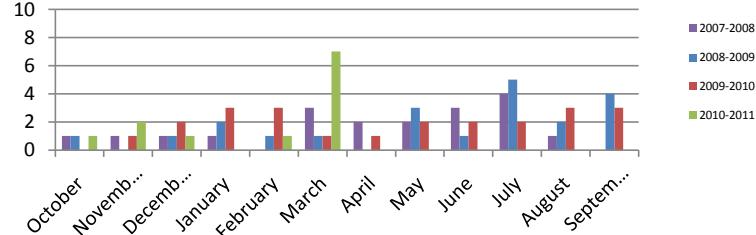
CITY OF PARKER
PERMIT LOG
MARCH 2011

| PERMIT NUMBER | ISSUE DATE | TYPE | ADDRESS | DESCRIPTION | ESTIMATED VALUE | SQUARE FOOTAGE | PERMIT FEE | DEPOSIT FEE | WATER METER FEE |
|---------------|------------|-------|------------------------|---|-----------------|----------------|------------|-------------|-----------------|
| 20111003 | 3/7/11 | ACC | 4703 RAVENSTHORPE DR | SCD CUSTOM PERGOLAS-PERGOLA | \$6,700.00 | 270 | \$100.00 | \$0.00 | \$0.00 |
| 20111010 | 3/15/11 | ACC | 4704 BOULDER DR | BARNABY-CABANA/POOL HOUSE | \$15,000.00 | 256 | \$250.00 | \$0.00 | \$0.00 |
| 20111004 | 3/15/11 | ACC | 5300 RAVENSTHORPE DR | EASTERLING-OPEN PATIO | \$20,000.00 | 288 | \$175.00 | \$0.00 | \$0.00 |
| 20111006 | 3/22/11 | ACC | 5205 ENGLENOOK DR | FORTRESS HOMES-GARAGE W/POOL BATH/STORAGE | \$80,000.00 | 870 | \$325.00 | \$0.00 | \$0.00 |
| 20111005 | 3/22/11 | ACC | 5401 ENGLENOOK DR | FORTRESS HOMES-GARAGE/STORAGE | \$40,000.00 | 870 | \$175.00 | \$0.00 | \$0.00 |
| 20111007 | 3/22/11 | ACC | 6002 TAMSWORTH CT | FORTRESS HOMES-GARAGE/STORAGE | \$30,000.00 | 630 | \$175.00 | \$0.00 | \$0.00 |
| 20111011 | 3/22/11 | ACC | 6005 TAMSWORTH CT | FORTRESS HOMES-DETACHED | \$30,000.00 | 720 | \$175.00 | \$0.00 | \$0.00 |
| 201116003 | 3/10/11 | FENCE | 6103 NORTHRIDGE PKWY | NETLOC, INC-FENCE | \$3,085.13 | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201116004 | 3/10/11 | FENCE | 7290 MOSS RIDGE RD | GOODMAN SERVICES-FENCE | \$10,000.00 | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201113001 | 3/22/11 | FSPR | 4907 RESERVE CT | RES COM - FIRE SPRINKLER | N/A | N/A | \$150.00 | \$0.00 | \$0.00 |
| 201114004 | 3/4/11 | IRR | 6903 OVERBROOK DR | SUPERSCAPES LANDSCAPING-IRRIGATION SYSTEM | \$8,400.00 | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201114005 | 3/16/11 | IRR | 5214 EDGEWATER CT | DFW SITE & DESIGN - IRRIGATION SYSTEM | \$2,200.00 | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201116005 | 3/22/11 | MISC | 3812 SADDLE TRL | DHW SERVICES-DEMOLITION | \$8,000.00 | 4607 | \$75.00 | \$0.00 | \$0.00 |
| 201116007 | 3/30/11 | MISC | 7500 MEADOW GLEN DR | NATHANI-CULVERT | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117014 | 3/4/11 | PLUM | 7004 STONY OAK CT | L&S PLUMBING-WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117016 | 3/7/11 | PLUM | 5808 RATHBONE DR | AAA AUGER PLUMBING-GAS WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117015 | 3/7/11 | PLUM | 7294 MOSS RIDGE RD | SERVICE CONTRACTORS-WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117017 | 3/10/11 | PLUM | 7233 MOSS RIDGE RD | THREADGILL-RUN GAS LINE | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117018 | 3/23/11 | PLUM | 4007 PECAN ORCHARD DR | SERVALL-WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117019 | 3/24/11 | PLUM | 4702 BOULDER DR | CLASSIC PLUMBING-WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117020 | 3/28/11 | PLUM | 4205 SYCAMORE LN | SERV ALL-WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117021 | 3/29/11 | PLUM | 4807 OLD GATE LN | ROTO ROOTER - ELECTRIC WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201117022 | 3/31/11 | PLUM | 4302 RED OAK CIR | OVERALL PLUMBING-WATER HEATER | N/A | N/A | \$75.00 | \$0.00 | \$0.00 |
| 201110002 | 3/7/11 | POOL | 4703 RAVENSTHORPE DR | ROBERTSON POOLS-POOL | \$46,000.00 | N/A | \$500.00 | \$0.00 | \$0.00 |
| 20111007 | 3/22/11 | POOL | 7301 MEADOW GLEN DR | GOLD MEDAL POOLS-POOL | \$22,000.00 | N/A | \$500.00 | \$0.00 | \$0.00 |
| 201118003 | 3/3/11 | REMOD | 3900 SADDLE TRL | PAUL DAVIS RESTORATION-REMODEL/ADD | \$74,859.94 | 190 | \$973.60 | \$0.00 | \$0.00 |
| 201118002 | 3/10/11 | REMOD | 3706 GREY LN | CAVALRY BUILDERS-ADDITION | \$205,000.00 | 1579 | \$1,017.11 | \$0.00 | \$0.00 |
| 201118004 | 3/23/11 | REMOD | 5007 WILLOW POINT CIR | W.M. HODSON CONTRACTING-REMODEL | \$30,500.00 | 114 | \$455.00 | \$0.00 | \$0.00 |
| 201118005 | 3/29/11 | REMOD | 4102 ROLLING KNOTLS DR | A1 AFFORDABLE-ADDITION | \$12,000.00 | 444 | \$513.32 | \$0.00 | \$0.00 |
| 201118006 | 3/31/11 | REMOD | 5802 GLENMORE | CR BILLINGS-ADDITION | \$13,000.00 | 300 | \$500.00 | \$0.00 | \$0.00 |
| 201119006 | 3/8/11 | SFR | 7406 MEADOW GLEN DR | GRAND HOMES-NEW RESIDENCE | \$489,900.00 | 7177 | \$4,484.43 | \$1,000.00 | \$2,000.00 |
| 201119008 | 3/15/11 | SFR | 6300 NORTHRIDGE PKWY | PAUL TAYLOR HOMES-NEW RESIDENCE | \$465,000.00 | 5867 | \$3,711.53 | \$1,000.00 | \$2,000.00 |

PERMIT GRAPHS

| Accessory/Outbuildings Permits | | | | |
|---------------------------------------|-----------|-----------|-----------|-----------|
| Fiscal Year | 2007-2008 | 2008-2009 | 2009-2010 | 2010-2011 |
| October | 1 | 1 | 0 | 1 |
| November | 1 | 0 | 1 | 2 |
| December | 1 | 1 | 2 | 1 |
| January | 1 | 2 | 3 | 0 |
| February | 0 | 1 | 3 | 1 |
| March | 3 | 1 | 1 | |
| April | 2 | 0 | 1 | |
| May | 2 | 3 | 2 | |
| June | 3 | 1 | 2 | |
| July | 4 | 5 | 2 | |
| August | 1 | 2 | 3 | |
| September | 0 | 4 | 3 | |
| Y-T-D Total | 19 | 21 | 23 | |

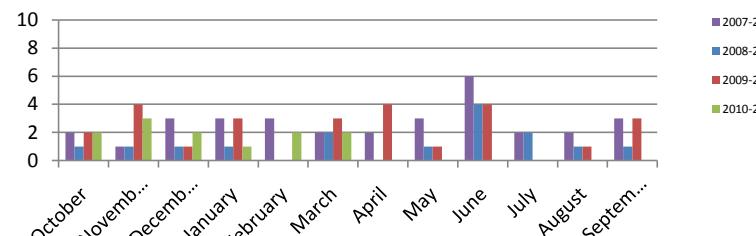
Accessory/Outbuilding Permits



Irrigation/Lawn Sprinkler Permits

| Fiscal Year | 2007-2008 | 2008-2009 | 2009-2010 | 2010-2011 |
|-------------|-----------|-----------|-----------|-----------|
| October | 2 | 1 | 2 | 2 |
| November | 1 | 1 | 4 | 3 |
| December | 3 | 1 | 1 | 2 |
| January | 3 | 1 | 3 | 1 |
| February | 3 | 0 | 0 | 2 |
| March | 2 | 2 | 3 | 2 |
| April | 2 | 0 | 4 | |
| May | 3 | 1 | 1 | |
| June | 6 | 4 | 4 | |
| July | 2 | 2 | 0 | |
| August | 2 | 1 | 1 | |
| September | 3 | 1 | 3 | |
| Y-T-D Total | 32 | 15 | 26 | |

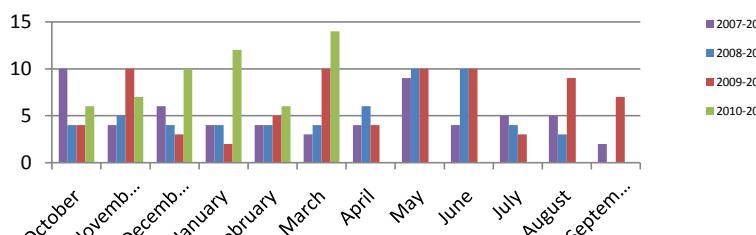
Irrigation/Lawn Sprinkler Permits



Miscellaneous Permits

| Fiscal Year | 2007-2008 | 2008-2009 | 2009-2010 | 2010-2011 |
|-------------|-----------|-----------|-----------|-----------|
| October | 10 | 4 | 4 | 6 |
| November | 4 | 5 | 10 | 7 |
| December | 6 | 4 | 3 | 10 |
| January | 4 | 4 | 2 | 12 |
| February | 4 | 4 | 5 | 6 |
| March | 3 | 4 | 10 | 14 |
| April | 4 | 6 | 4 | |
| May | 9 | 10 | 10 | |
| June | 4 | 10 | 10 | |
| July | 5 | 4 | 3 | |
| August | 5 | 3 | 9 | |
| September | 2 | 8 | 7 | |
| Y-T-D Total | 60 | 66 | 77 | |

Miscellaneous Permits

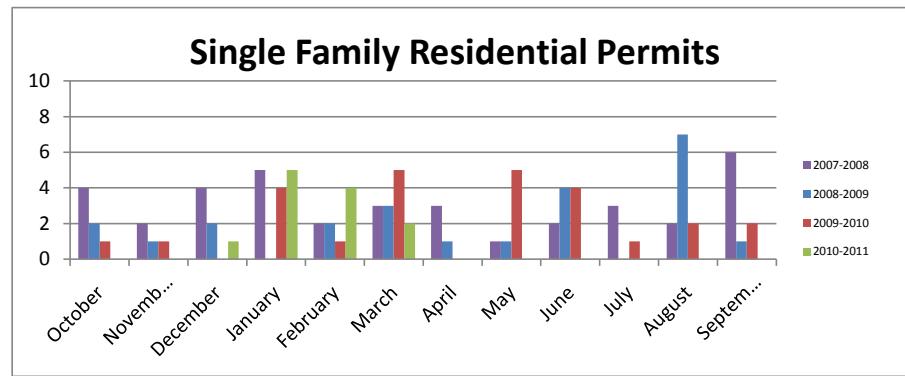
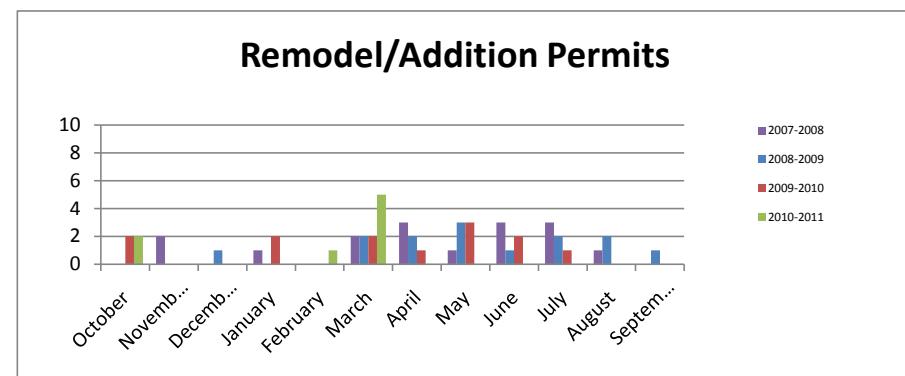
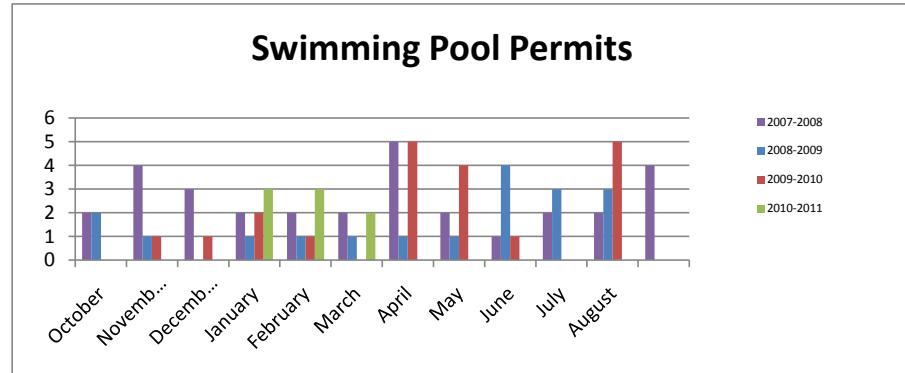


PERMIT GRAPHS

| Swimming Pool Permits | | | | |
|------------------------------|-----------|-----------|-----------|-----------|
| Fiscal Year | 2007-2008 | 2008-2009 | 2009-2010 | 2010-2011 |
| October | 2 | 2 | 0 | 0 |
| November | 4 | 1 | 1 | 0 |
| December | 3 | 0 | 1 | 0 |
| January | 2 | 1 | 2 | 3 |
| February | 2 | 1 | 1 | 3 |
| March | 2 | 1 | 0 | 2 |
| April | 5 | 1 | 5 | |
| May | 2 | 1 | 4 | |
| June | 1 | 4 | 1 | |
| July | 2 | 3 | 0 | |
| August | 2 | 3 | 5 | |
| September | 4 | 2 | 0 | |
| Y-T-D Total | 31 | 20 | 20 | |

| Remodel/Addition Permits | | | | |
|---------------------------------|-----------|-----------|-----------|-----------|
| Fiscal Year | 2007-2008 | 2008-2009 | 2009-2010 | 2010-2011 |
| October | 0 | 0 | 2 | 2 |
| November | 2 | 0 | 0 | 0 |
| December | 0 | 1 | 0 | 0 |
| January | 1 | 0 | 2 | 0 |
| February | 0 | 0 | 0 | 1 |
| March | 2 | 2 | 2 | 5 |
| April | 3 | 2 | 1 | |
| May | 1 | 3 | 3 | |
| June | 3 | 1 | 2 | |
| July | 3 | 2 | 1 | |
| August | 1 | 2 | 0 | |
| September | 3 | 1 | 0 | |
| Y-T-D Total | 19 | 14 | 13 | |

| Single Family Residential Building Permits | | | | |
|---|-----------|-----------|-----------|-----------|
| Fiscal Year | 2007-2008 | 2008-2009 | 2009-2010 | 2010-2011 |
| October | 4 | 2 | 1 | 0 |
| November | 2 | 1 | 1 | 0 |
| December | 4 | 2 | 0 | 1 |
| January | 5 | 0 | 4 | 5 |
| February | 2 | 2 | 1 | 4 |
| March | 3 | 3 | 5 | 2 |
| April | 3 | 1 | 0 | |
| May | 1 | 1 | 5 | |
| June | 2 | 4 | 4 | |
| July | 3 | 0 | 1 | |
| August | 2 | 7 | 2 | |
| September | 6 | 1 | 2 | |
| Y-T-D Total | 37 | 24 | 26 | |



INSPECTION LOG
MARCH 2011

ASYST REPORT

| Type | Number | Inspection | Completion Date | Comments |
|---------------------------|----------|--------------------------|---------------------|-----------------------------------|
| ACCESSORY/OUTBUILDING | 20111001 | Electrical Rough | 3/3/2011 | |
| | | Mechanical Rough | 3/3/2011 | |
| | | Meter Release - Electric | 3/3/2011 | |
| | | Building Final | 3/14/2011 | |
| ACCESSORY/OUTBUILDING | 20111002 | Foundation | 3/3/2011 | |
| | | Framing | 3/23/2011 & TOP OUT | |
| | | Electrical Rough | 3/23/2011 | |
| | | Mechanical Rough | 3/23/2011 | |
| ACCESSORY/OUTBUILDING | 20111005 | Foundation | 3/16/2011 | |
| | | Survey Plat | 3/16/2011 | |
| ACCESSORY/OUTBUILDING | 20111006 | Survey Plat | 3/22/2011 | |
| ACCESSORY/OUTBUILDING | 20111007 | Survey Plat | 3/16/2011 | |
| ACCESSORY/OUTBUILDING | 20111010 | Plumbing Rough | 3/28/2011 | |
| | | Foundation | 3/30/2011 | |
| FIRE SPRINKLER | 20103005 | Backflow Certificate on | 3/3/2011 | |
| | | Fire Final | 3/3/2011 | |
| FIRE SPRINKLER | 20103006 | Backflow Certificate on | 3/3/2011 | |
| | | Fire Final | 3/2/2011 | |
| MISCELLANEOUS | 20096013 | Driveway/Culvert | 3/11/2011 | GAS TO FP-ROUGH |
| | | Driveway/Culvert | 3/30/2011 | GAS TO FP-FINAL |
| PLUMBING | 20117006 | Plumbing Final | 3/22/2011 | PROPANE CONVERSION TO NATURAL GAS |
| PLUMBING | 20117011 | Water Heater | 3/23/2011 | |
| PLUMBING | 20117013 | Water Heater | 3/1/2011 | |
| PLUMBING | 20117014 | Water Heater | 3/11/2011 | |
| PLUMBING | 20117015 | Water Heater | 3/16/2011 | |
| PLUMBING | 20117016 | Water Heater | 3/23/2011 | |
| PLUMBING | 20117019 | Water Heater | 3/20/2011 | |
| REMODEL/ADDITION | 20118003 | Plumbing Rough | 3/7/2011 | |
| | | Other | 3/10/2011 | PRE POUR PLUMBING REPAIR |
| REMODEL/ADDITION | 20118004 | Foundation | 3/24/2011 | |
| | | Plumbing Top-Out | 3/31/2011 | |
| | | Electrical Rough | 3/31/2011 | |
| | | Mechanical Rough | 3/31/2011 | |
| | | Framing | 3/31/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109013 | Other | 3/21/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109020 | Plumbing Top-Out | 3/22/2011 | |
| | | Electrical Rough | 3/22/2011 | |
| | | Mechanical Rough | 3/22/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109020 | Framing | 3/22/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109032 | Plumbing Top-Out | 3/11/2011 | FAILED 11/17/10 |
| | | Electrical Rough | 3/11/2011 | FAILED 11/17/10 |

INSPECTION LOG
MARCH 2011

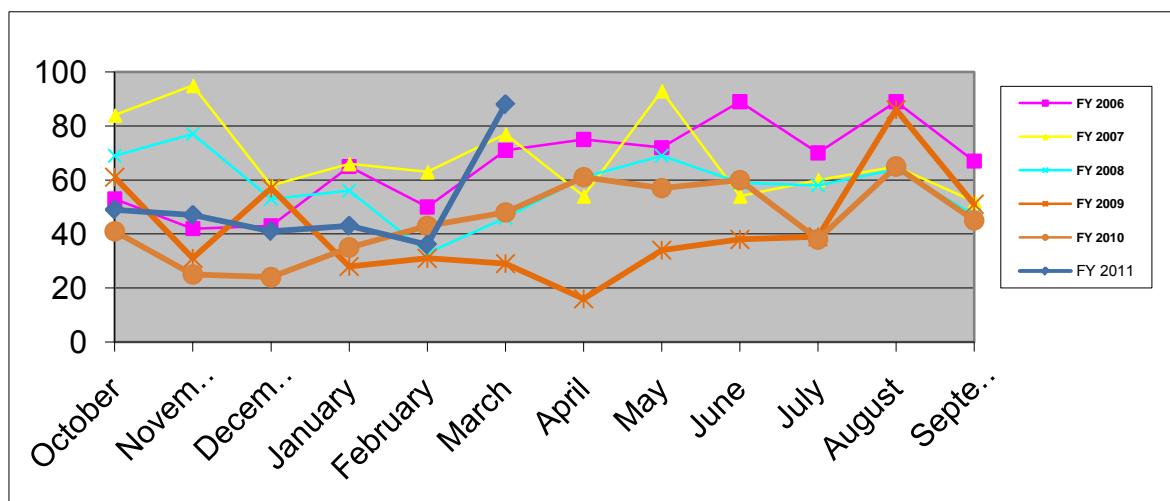
ASYST REPORT

| Type | Number | Inspection | Completion Date | Comments |
|---------------------------|-----------|------------------------|-----------------|-----------------|
| | | Mechanical Rough | 3/11/2011 | FAILED 11/17/10 |
| | | Building Final | 3/11/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109035 | Electrical Rough | 3/3/2011 | FAILED 11/11/10 |
| | | Mechanical Rough | 3/3/2011 | FAILED 11/11/10 |
| | | Framing | 3/3/2011 | FAILED 11/11/10 |
| | | Building Final | 3/3/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109037 | Plumbing Top-Out | 3/9/2011 | |
| | | Electrical Rough | 3/9/2011 | |
| | | Mechanical Rough | 3/9/2011 | |
| | | Framing | 3/9/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109038 | Plumbing Top-Out | 3/22/2011 | |
| | | Electrical Rough | 3/22/2011 | |
| | | Mechanical Rough | 3/22/2011 | |
| | | Framing | 3/22/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109039 | Driveway Approach | 3/14/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20109040 | Foundation | 3/7/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20119001 | Foundation | 3/7/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20119003 | Plumbing Rough | 3/1/2011 | |
| | | Form Survey | 3/7/2011 | |
| | | Foundation | 3/7/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20119004 | T-Pole | 3/10/2011 | FAILED 3/9/11 |
| | | Plumbing Rough | 3/10/2011 | FAILED 3/9/11 |
| | | Form Survey | 3/10/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20119005 | Plumbing Rough | 3/1/2011 | |
| | | Foundation | 3/3/2011 | |
| | | Plumbing Top-Out | 3/31/2011 | FAILED 3/30/11 |
| | | Electrical Rough | 3/31/2011 | FAILED 3/30/11 |
| | | Mechanical Rough | 3/31/2011 | FAILED 3/30/11 |
| | | Framing | 3/31/2011 | FAILED 3/30/11 |
| SINGLE FAMILY RESIDENTIAL | 20119006 | Plumbing Rough | 3/10/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20119006 | Survey Plat | 3/10/2011 | |
| SINGLE FAMILY RESIDENTIAL | 20119007 | Plumbing Rough | 3/7/2011 | |
| | | Foundation | 3/10/2011 | |
| SWIMMING POOL | 201110001 | Pre-Plaster | 3/15/2011 | |
| | | Pool Final | 3/29/2011 | FAILED 3/23/11 |
| SWIMMING POOL | 201110002 | Belly Steel | 3/21/2011 | |
| SWIMMING POOL | 201110003 | Deck Steel | 3/3/2011 | |
| | | Fence Final | 3/16/2011 | |
| SWIMMING POOL | 201110004 | Belly Steel | 3/7/2011 | |
| | | Gas Line to Pool Heate | 3/15/2011 | |
| | | Deck Steel | 3/24/2011 | |
| SWIMMING POOL | 201110005 | Belly Steel | 3/1/2011 | |
| | | Gas Line to Pool Heate | 3/7/2011 | |
| SWIMMING POOL | 201110006 | Deck Steel | 3/31/2011 | |
| SWIMMING POOL | 201110006 | Belly Steel | 3/11/2011 | |
| | | Gas Line to Pool Heate | 3/24/2011 | |
| SWIMMING POOL | 201110007 | Belly Steel | 3/28/2011 | |

Monthly Inspection Report

| | FY 2006 | FY 2007 | FY 2008 | FY 2009 | FY 2010 | FY 2011 |
|------------|---------|---------|---------|---------|---------|---------|
| October | 53 | 84 | 69 | 61 | 41 | 49 |
| November | 42 | 95 | 77 | 31 | 25 | 47 |
| December | 43 | 58 | 53 | 57 | 24 | 41 |
| January | 65 | 66 | 56 | 28 | 35 | 43 |
| February | 50 | 63 | 33 | 31 | 43 | 36 |
| March | 71 | 77 | 46 | 29 | 48 | 88 |
| April | 75 | 54 | 61 | 16 | 61 | |
| May | 72 | 93 | 69 | 34 | 57 | |
| June | 89 | 54 | 59 | 38 | 60 | |
| July | 70 | 60 | 58 | 39 | 38 | |
| August | 89 | 65 | 64 | 86 | 65 | |
| September | 67 | 52 | 47 | 51 | 45 | |
| Year Total | 786 | 821 | 692 | 501 | 542 | 304 |

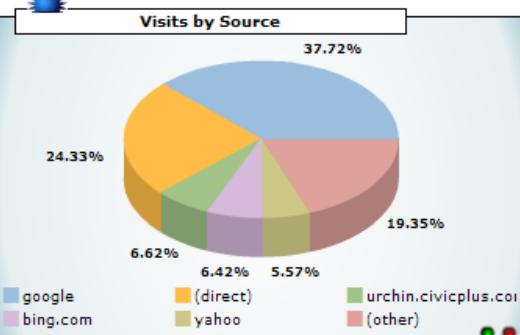
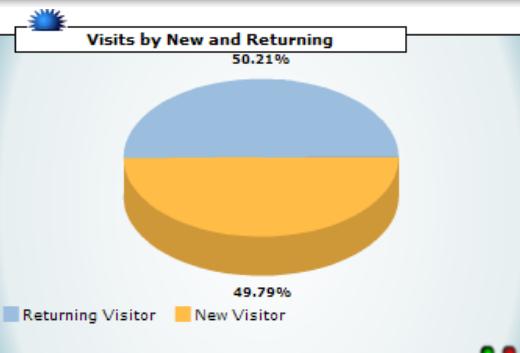
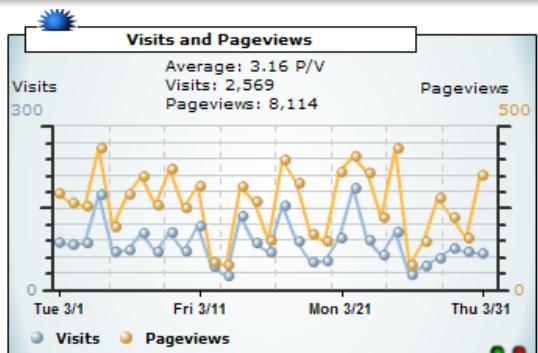
Update Reports on
 1/16/08 after receiving
 missing inspection
 reports.
 Again on 3/6/08.
 Again on 3/11/08
 Again on 5/20/08
 Again on 6/5/08



CODE ENFORCEMENT REPORT
2010-2011

| Violation Description | OCT | NOV | DEC | JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEP | YTD Totals |
|-----------------------|-----------|-----------|-----------|----------|----------|-----------|----------|----------|----------|----------|----------|----------|------------|
| High Grass | 15 | 4 | 2 | 1 | | 5 | | | | | | | 27 |
| Illegal Dumping | 2 | | | 2 | 2 | | | | | | | | 6 |
| Illegal Structure | 1 | 1 | | 1 | 1 | | | | | | | | 4 |
| Illegal Vehicle | 3 | 4 | 2 | | | | | | | | | | 9 |
| Junked Vehicles | | 2 | 2 | | 1 | | | | | | | | 5 |
| Lot Maintenance | 4 | 3 | 3 | 2 | | 2 | | | | | | | 14 |
| Trash and Debris | 2 | | 2 | 2 | 2 | 5 | | | | | | | 13 |
| ITEM TOTALS | 27 | 14 | 11 | 8 | 6 | 12 | 0 | 0 | 0 | 0 | 0 | 0 | 78 |

| Officer Actions | OCT | NOV | DEC | JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEP | YTD Totals |
|--------------------------------|-----------|-----------|-----------|-----------|-----------|-----------|----------|----------|----------|----------|----------|----------|------------|
| Verbal Warnings | 5 | 8 | 5 | 4 | 4 | 5 | | | | | | | 31 |
| Complied/Resolved | 5 | 8 | 5 | 4 | 4 | 5 | | | | | | | 31 |
| 10 Day Notice (Letters Mailed) | 22 | 5 | 10 | 6 | 4 | 6 | | | | | | | 53 |
| Extension Granted | 4 | 2 | | 2 | | 2 | | | | | | | 10 |
| Complied/Resolved | 2 | 2 | | 6 | 4 | | | | | | | | 14 |
| Citations Issued | 3 | | 2 | 1 | | 2 | | | | | | | 8 |
| Stop Work Order | | | | | | | | | | | | | 0 |
| Misc | | | | | | | | | | | | | 0 |
| ITEM TOTALS | 41 | 25 | 22 | 23 | 16 | 20 | 0 | 0 | 0 | 0 | 0 | 0 | 147 |



Help Information

Executive Overview

The four graphics in this report provide a quick snapshot of visits to your site. Shown are:

- the total number of visits and pageviews your site received, the average number of pageviews per visit (P/V), and the number of visits and pageviews over time
- the number of first-time visitors and returning visitors
- the cities from which the most visitors come to your site
- your top referral sources. Examples of referral sources include search engines, newsletters, and referring websites. (direct) indicates visitors who entered your website by typing your URL directly into their browser.