



**AGENDA**  
**CITY COUNCIL MEETING**  
**June 5, 2012 @ 3:00 PM**

Notice is hereby given the City Council for the City of Parker will meet in a Regular Meeting on Tuesday, June 5, 2012 at 3:00 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**

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:
  - a. 551.074 Personnel—process and selection of an appointee to the vacancy created by Mayor Pro Tem Marshall elected as Mayor.
2. RECONVENE REGULAR MEETING.
3. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON THE EXECUTIVE SESSION SUBJECT LISTED ABOVE.
4. OATH OF OFFICE TO COUNCIL APPOINTEE, IF AN APPOINTMENT IS MADE.

**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 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**

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FROM MAY 22, 2012.
6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012- 374 ACCEPTING AN ANNEXATION PETITION, AND SETTING TWO PUBLIC HEARINGS, FOR APPROXIMATELY 6.353 ACRES OF LAND IN THE RICHARD SPARKS SURVEY, ABSTRACT NO. 850.
7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012- 360 APPROVING A CONTRACT WITH SENSUS METERING FOR THE PURCHASE OF WATER METER EQUIPMENT.
8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012- 375 AN EASEMENT AGREEMENT WITH CO-SERV GAS.
9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 - 376 APPROVING THE ANNUAL STREET MAINTENANCE CONTRACT.
10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 – 377 APPOINTING THE NEWSLETTER COMMITTEE.
11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 – 378 APPOINTING SIGNATORIES FOR AMERICAN NATIONAL BANK.
12. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 – 379 APPOINTING SIGNATORIES FOR TEXSTAR.

BREAK FOR DINNER

## **WORK SESSION**

13. ANNUAL PLANNING SESSION

## **ROUTINE ITEMS**

14. FUTURE AGENDA ITEM REQUESTS.
15. 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 June 1, 2012 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](http://www.parkertexas.us).

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Date Notice Removed

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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:	Meeting Date: June 5, 2012
Budgeted Amount:	Department/ Requestor: City Secretary
Fund Balance-before expenditure:	Prepared by: C Smith
Estimated Cost:	Date Prepared: 5/29/2012
Exhibits:	1. Meeting Minutes

**AGENDA SUBJECT**

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES  
FROM MAY 22, 2012.

**SUMMARY**

Please review the attached meeting minutes. I will contact you prior to the meeting for any changes or comments.

Carrie

**POSSIBLE ACTION**

Move to approve the Meeting Minutes as written (or amended).

Inter – Office Use			
Approved by:			
Department Head:	<i>Carrie L. Smith</i>	Date:	5/31/2012
City Attorney:		Date:	
City Administrator:	<i>Tuffy Hay</i>	Date:	6-1-12

**MINUTES**  
**CITY COUNCIL MEETING**  
**MAY 22, 2012**

**CALL TO ORDER – Roll Call and Determination of a Quorum**

The Parker City Council met in a special 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 Leamy, Sumrow, Marshall, Evans, Levine and Council elect – Lee Pettie present. A quorum was present.

Staff Present: City Attorney James Shepherd, City Administrator Jeff Flanigan, City Secretary Carrie Smith, Finance/H.R. Manager Johnna Boyd and Police Chief Tony Fragosio.

**PLEDGE OF ALLEGIANCE**

AMERICAN PLEDGE: Mayor Cordina led the pledge.

TEXAS PLEDGE: Mayor Pro Tem Marshall led the pledge.

**ELECTION CANVASS AND PRESENTATIONS**

1. RECOGNITION OF ELECTION WORKERS.

City Secretary Smith recognized the election workers:

“In Grateful Appreciation of our Election Worker’s Outstanding Service and Dedication to the Citizens and City of Parker, I would like to present each of them with a Certificate of our Appreciation.”

Early Voting Poll Workers:

Sandy Waites  
Frank Guynn  
Kim Guynn  
Travis Ann Dorough

Election Day Workers:

Judge Chuck Molyneaux  
Alternate Judge Cindy Meyer  
Stephanie Casson

2. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012-369 CANVASSING THE 2012 PARKER CITY COUNCIL ELECTION.

Mayor Cordina read the results of the May 12, 2012 Election.

**FOR MAYOR:**

Joe Cordina	316
Z Marshall	550

Z Marshall received the majority vote for the office of Mayor and was declared to be elected to the office to serve after qualifying for said term commencing immediately.

**FOR CITY COUNCIL:**

Scott Levine	560
Lee Pettie	434
Ed Standridge	329

Scott Levine and Lee Pettie received the majority vote for the office of City Councilmember and they were declared to be elected to the office to serve after qualifying for said term commencing immediately.

MOTION: Councilmember Leamy moved to approve Resolution 2012- 369 as written. Councilmember Evans seconded with Councilmembers Leamy, Sumrow, Marshall, Evans and Levine voting for. Motion carried 5-0.

3. NEWLY ELECTED OFFICIALS TAKE THE OATH OF OFFICE.

City Secretary Smith administered the Oath of Office to each of the newly elected officials and they took their seat at the bench.

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON APPOINTING A MAYOR PRO TEM.

MOTION: Councilmember Sumrow moved to appoint Councilmember Levine to the seat of Mayor Pro Tem. Councilmember Leamy seconded with Councilmembers Leamy, Sumrow, Levine and Pettie voting for. Motion carried 4-0.

5. RECOGNITION OF THE OUTGOING ELECTED OFFICIALS.

Mayor Marshall presented outgoing Councilmember Eleanor Evans and Mayor Joe Cordina with a plaque of appreciation for their many years of service to the City.

6. BREAK FOR A BRIEF RECEPTION.

**PUBLIC COMMENTS** The City Council invites any person with business before the Council to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

No comments.

## INDIVIDUAL CONSIDERATION ITEMS

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FROM APRIL 17, 2012.

MOTION: Councilmember Leamy moved to approve the minutes as written. Councilmember Sumrow seconded with Councilmembers Leamy, Sumrow and Levine voting for. Motion carried 3-0

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 - 372 DENYING ATMOS ENERGY CORP., MID-TEX DIVISION'S ("ATMOS MID-TEX") REQUESTED RATE CHANGE.

The purpose of the resolution is to deny Atmos Mid-Tex's proposed rate increase pending further settlement discussions and to prevent Atmos' proposed rate increase from automatically taking effect on June 11, 2012.

MOTION: Mayor Pro Tem Levine moved to approve Resolution 2012-372 as written. Councilmember Leamy seconded with Councilmembers Leamy, Sumrow, Levine and Pettie voting for. Motion carried 4-0.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AN EASEMENT AGREEMENT WITH CO-SERV GAS.

The agreement was with legal counsel for review. The item was tabled to a later date.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012-371 APPROVING AN INTERLOCAL AGREEMENT WITH COLLIN COUNTY SHERIFF'S DEPARTMENT FOR ACCESS TO THE TEXAS LAW ENFORCEMENT TELECOMMUNICATIONS SYSTEM (TLETS), THE TEXAS CRIME INFORMATION CENTER (TCIC), AND THE NATIONAL CRIME INFORMATION CENTER (NCIC).

MOTION: Councilmember Sumrow moved to approve Resolution 2012-371 as written. Councilmember Leamy seconded, with Councilmembers Leamy, Sumrow, Levine and Pettie voting for. Motion carried 4-0.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 - 373 DESIGNATING THE FIRST TUESDAY IN OCTOBER AS "NATIONAL NIGHT OUT".

On March 20, 2012 Council unanimously voted to cancel the October 2, 2012 Council meeting to allow council and staff to participate in NNO events throughout the City. Resolution 2012-373 is formal action by City Council designating October 2, 2012 as National Night Out.

Staff will promote the event in the City Newsletter, on the City website and by contacting HOA's. A schedule will be prepared to allow the Council to visit different events throughout the evening.

MOTION: Councilmember Leamy moved to approve Resolution 2012-373 as written. Councilmember Sumrow seconded with Councilmembers Leamy, Sumrow, Levine and Pettie voting for. Motion carried 4-0.

12. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ADVERTISING FOR AUDITOR SERVICES.

The same auditor firm has been used for the past 5-years. Staff is requesting authorization to prepare a "Request for Qualifications" and advertise for selection of a new firm.

MOTION: Councilmember Leamy moved to approve authorize staff to move forward with advertising for auditor services. Councilmember Pettie seconded with Councilmembers Leamy, Sumrow, Levine and Pettie voting for. Motion carried 4-0.

13. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ACCEPTING A MONETARY DONATION FROM A RESIDENT.

Mr. and Mrs. Jaime Turrentine would like to donate \$500 to the Parker Police Department for the department's use to purchase equipment. The Turrentine's hold an annual event in April or May at their home on Estates Lane usually as a fund raiser for assorted charities. This last year it was for Autism. The Turrentine's would like to donate the money due to the Police Department's assistance and support for the events.

The donation fund will be deposited in the General Fund as "other income". Council will have the opportunity to reallocate the funds to the Police Department, at a later date.

MOTION: Councilmember Leamy moved to accept the \$500 donation and reallocate funds at a later date to the police department. Councilmember Pettie seconded with Councilmembers Leamy, Sumrow, Marshall and Pettie voting for. Motion carried 4-0.

## **ROUTINE ITEMS**

14. FUTURE AGENDA ITEM REQUESTS.

- CoServ Easement Agreement - Shepherd
- Reallocation of \$500 donated funds to Police Department - Council
- Review of Animal Control Ordinance - Pettie
- Drainage Issues throughout the City – Pettie
- Ordinance 481 – Levine
- Council Vacancy - Levine

15. UPDATES

- a. DEPARTMENT REPORTS – ANIMAL CONTROL, POLICE, BUILDING, FIRE, FINANCE, WEBSITE



- i. Police Chief Fragoso noted there was a major accident at Parker Road and Springhill Estates involving a young driver texting while driving.
- b. COUNCIL CALENDAR
  - i. Annual Planning Session will be held at Parker City Hall on June 5, beginning at 3:00 p.m.

## **EXECUTIVE SESSION**

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

### **16. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN:**

- a. 551.074 Personnel—process and selection of an appointee to the vacancy created by Mayor Pro tem Marshall elected as Mayor.
- b. 551.071 Legal advice---legal issues arising from development plans in the ETJ, with regard to annexation, zoning and plat review of plans not conforming to the city comprehensive plan.

### **17. RECONVENE REGULAR MEETING.**

### **18. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE.**

MOTION: Councilmember Leamy moved to direct staff to prepare an application to fill the council vacancy; the application is to be published on the city website and emailed to residents; and applications will be accepted until June 1 at 3:00 p.m.

Councilmember Pettie seconded with Councilmembers Leamy, Sumrow, Levine and Pettie voting for. Motion carried 4-0.

### **19. ADJOURN**

Mayor Marshall adjourned the meeting at 8:37 p.m.

APPROVED:

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Mayor Z Marshall

ATTESTED:

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City Secretary Carrie L. Smith, TRMC, CMC

APPROVED on the \_\_\_\_\_ day of  
\_\_\_\_\_, 2012.



## Council Agenda Item

Budget Account Code:	N/A	Meeting Date:	June 5, 2012
Budgeted Amount:		Department/ Requestor:	City Administrator
Fund Balance-before expenditure:		Prepared by:	C Smith
Estimated Cost:		Date Prepared:	5/29/2012
Exhibits:	1) Resolution		

### **AGENDA SUBJECT**

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012-374 ACCEPTING AN ANNEXATION PETITION, AND SETTING TWO PUBLIC HEARINGS, FOR APPROXIMATELY 6.353 ACRES OF LAND IN THE RICHARD SPARKS SURVEY, ABSTRACT NO. 850.

### **SUMMARY**

An annexation request has been received to annex 6.353 acres into the city limits. The parcel abuts Brooks Farm Estates and will become additions to the current lots 3, 4, 6, 7 and 8, Block "A".

City Council is required by law to hold two public hearings. The proposed dates for these hearings are June 19, 2012 and June 26, 2012. The only real issue is whether to have the special meeting on June 26 or not, which can be resolved during the meeting. The full schedule will change accordingly.

### **RECOMMENDED ACTION**

Move to approve Resolution 2012-374 and Annexation Schedule as written (or amended).

Inter – Office Use			
Approved by:			
Department Head/ Prepared by:	<i>Carrie A. Smith</i>	Date:	<i>6/1/2012</i>
City Attorney:	By email	Date:	5/31/2012
City Administrator:	<i>Tiffany Flay</i>	Date:	<i>6-1-12</i>

**RESOLUTION NO. 2012-374**

*(Brooks Farm – 6.353 Acres)*

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS RECEIVING AN ANNEXATION PETITION, AND SETTING TWO PUBLIC HEARINGS, FOR APPROXIMATELY 6.353 ACRES OF LAND IN THE RICHARD SPARKS SURVEY, ABSTRACT NO. 850, COLLIN COUNTY, TEXAS.**

**WHEREAS**, in accordance with Chapter 43 of the Texas Local Government Code, a petition for annexation of land described herein was submitted to the City; and

**WHEREAS**, the City of Parker believes that the receipt and review of this annexation petition is in the best interest of the citizens of the City of Parker, and the owners and residents of the area seeking the annexation; and

**WHEREAS**, the City of Parker will hold two public hearings on the proposed annexation, on such dates as will be determined by vote of the City Council.

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

**THE ANNEXATION PETITION** submitted by Henry Cleburne Raney, Laura R. Raney, Curtis Pohl, Alexander Dinverno, Marie Dinverno, Scott E. Fletcher, Maria J. Fletcher, Steve Rhodes, and Sally Rhodes to the City of Parker, Collin County, Texas, requesting annexation of approximately 6.353 acres of land in the Richard Sparks survey, Abstract # 850, Collin County, Texas, which is further described in the metes and bounds description on the attached Exhibit "A" incorporated herein for all purposes, is hereby accepted for consideration for annexation by the City of Parker. The land proposed by the Petitioners is to be annexed, and replatted to become additions to Lots 3, 4, 6, 7, and 8 of Block A of Brooks Farm Estates.

Public hearings to be held in accordance with Texas Local Government Code 43.052, are to be scheduled for **June 19, 2012** and **June 26, 2012**. City staff shall take all necessary steps for publication of these hearings in accordance with State law.

**DULY RESOLVED** by the City Council of the City of Parker, Collin County, Texas on this \_\_\_\_\_ day of June, 2012.

APPROVED:

\_\_\_\_\_  
Z Marshall, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Carrie Smith, City Secretary

\_\_\_\_\_  
James E. Shepherd, City Attorney

**RESOLUTION NO. 2012-374**  
*(Brooks Farm – 6.353Acres)*

## 6.353 ACRE TRACT

BEING a 6.353 acre tract of land situated in the Richard Sparks Survey, Abstract No. 850, City of Parker, Collin County, Texas, and being a portion a 10-acre tract conveyed to Michael A. Caballero and Linda G. Caballero by deed recorded in County Clerk's File No. 20070605000757920, Real Property Records of Collin County, Texas, said tract being more particularly described as follows;

COMMENCING at a 1/2-inch steel rod found in the West right-of-way line of McCreary Road (a variable width right-of-way) and being in the South line, Lot 1 Block A, Brooks' Farm Estates, Phase I, an addition to the City of Parker, Texas according to the plat recorded in Volume R, Page 215 of the Map Records of Collin County, Texas, being in the Northeast corner of the said Caballero tract and having coordinates based on NAD83 (CORS96, EPOCH 2002) tied to the Texas Coordinate System of 1983, North Central Zone (4202) of X=2,552,219.35. Y=7,068,814.25;

THENCE South 89°24'33" West departing said West right-of-way line and with the North line of said Caballero tract and South line of said Brooks Farm Estates for a distance of 527.98 feet to a 5/8-inch steel rod with yellow plastic cap stamped "TERRACORP" set at the POINT OF BEGINNING;

THENCE South 00°35'27" East, departing said North line and across said Caballero tract for a distance of 260.28 feet to a 5/8-inch steel rod with "TERRACORP" cap set in the South line of said Caballero tract and North line of a tract of land conveyed to Richard and Sandra Pruitt in deed recorded in Volume 5601, Page 5699 Real Property Records of Collin County, Texas;

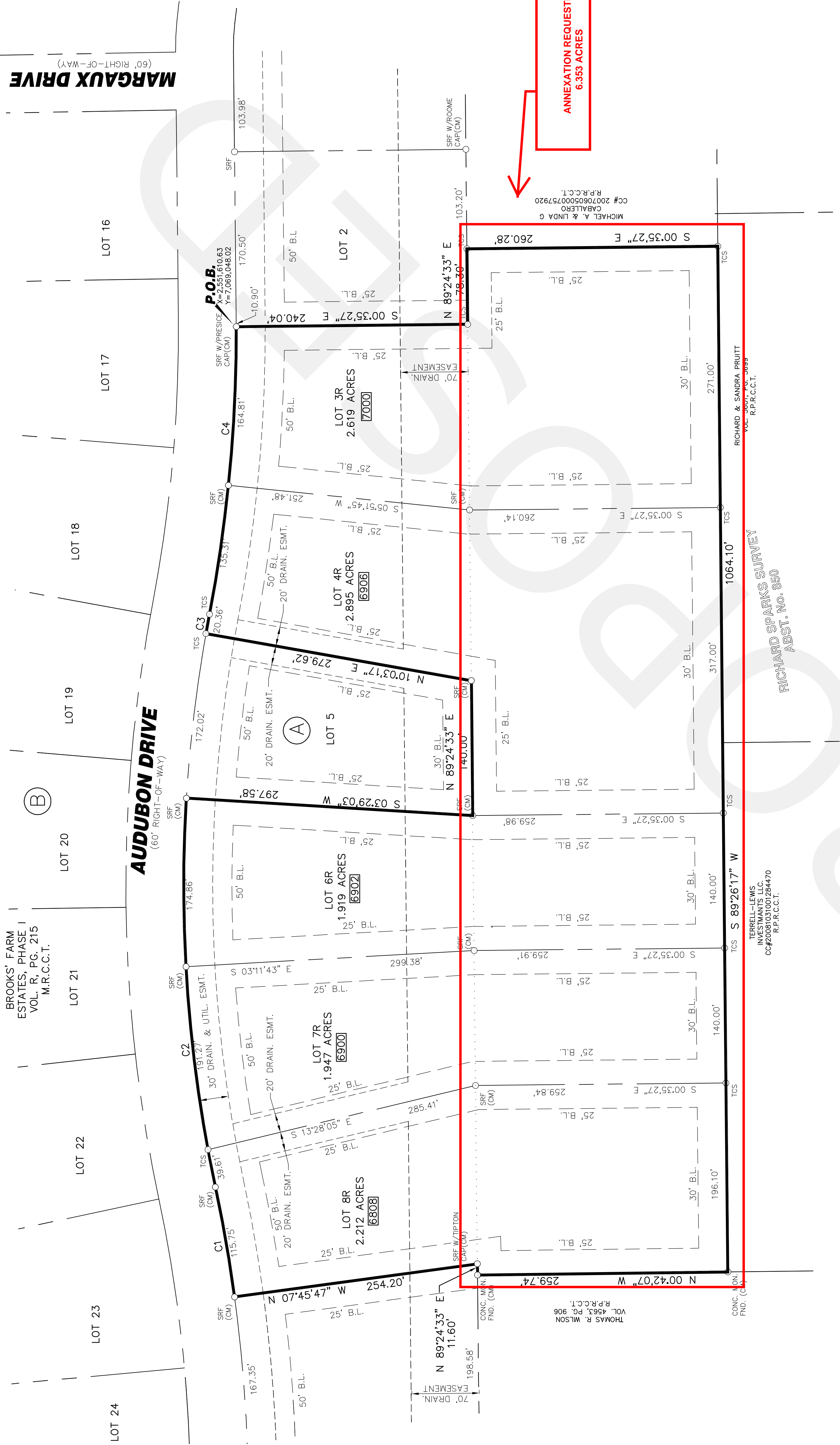
THENCE South 89°26'17" West, with the South line of said Caballero tract and North line of the said Pruitt tract and the North line of a tract conveyed to Terrell-Lewis Investments LLC by instrument recorded County Clerk's File No. 20081031001284470, Real Property Records of Collin County, Texas for a distance of 1064.10 feet to a concrete monument found at the Northwest corner of said Terrell-Lewis tract and being in the East line of a tract of land conveyed to Thomas R. Wilson by deed recorded in Volume 4563, Page 906 Real Property Records of Collin County, Texas;

THENCE North 00°42'07" West, with the West line of said Caballero tract and East line of the Wilson tract for a distance of 259.74 feet to a concrete monument found at the Northwest corner of said Caballero tract, Northeast corner of the Wilson tract and being the South line of said Brooks' Farm Estates;

THENCE North 89°24'33" East, with the South line of said Brooks' Farm Estates and said North line of the Caballero tract for a distance of 1064.601 feet to the POINT OF BEGINNING;

CONTAINING 276,740 square feet or 6.353 acres of land, more or less.

BROOKS' FARM  
ESTATES, PHASE I  
VOL. R, PG. 215  
M.R.C.C.T.

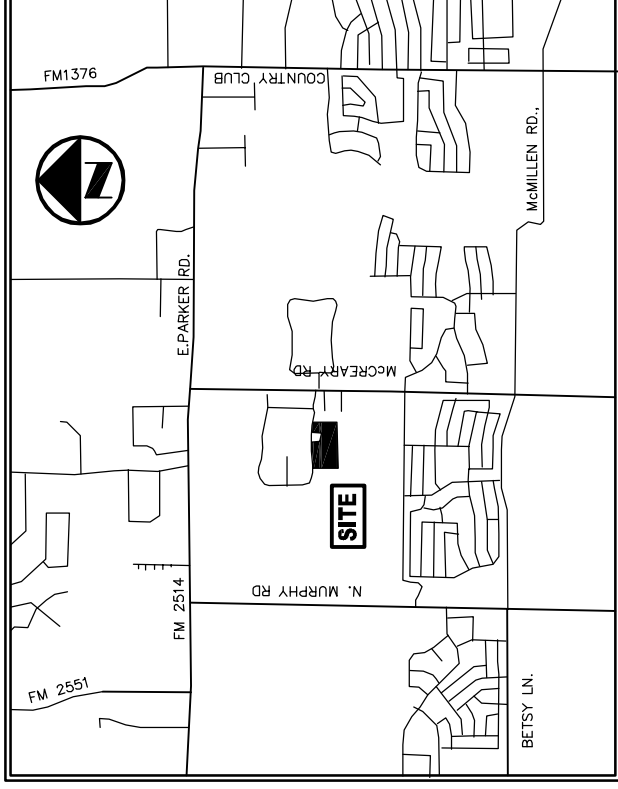


MARGAUX DRIVE  
(60' RIGHT-OF-WAY)

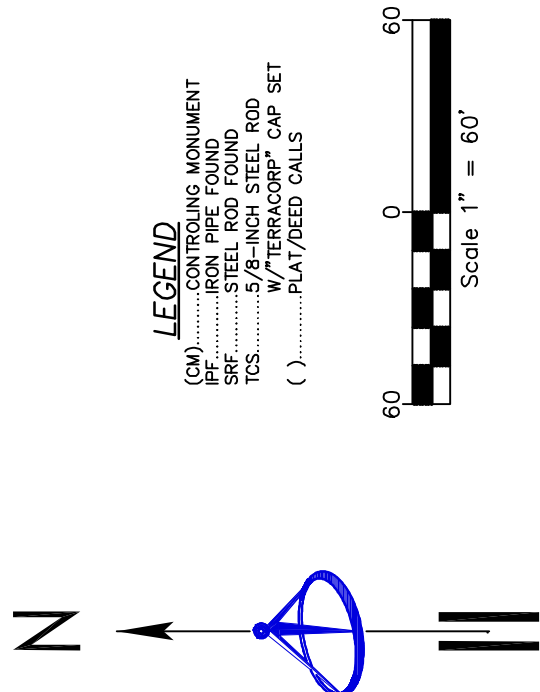
AUDUBON DRIVE  
(60' RIGHT-OF-WAY)

ANNEXATION REQUESTED  
6.353 ACRES

CURVE TABLE				
CURVE	DELTA	RADIUS	LENGTH	CHORD
C1	04°15'05"	1560.00	115.75	N 80°06'41" E 115.72
C2	15°29'54"	1500.00	405.75	S 85°44'06" W 404.51
C3	00°46'39"	1500.00	20.36	N 79°33'23" W 20.36
C4	11°01'22"	1560.00	300.12	S 84°40'45" E 299.66



VICINITY MAP  
N.T.S.



LEGEND  
(CM).....CONTROLLING MONUMENT  
SRF.....STEEL ROD FOUND  
TCS.....TERRACORP CAP SET  
W/TERRACORP CAP SET  
( ).....PLAT/DEED CALLS

MICHAEL A. & LINDA G. CABALLERO  
CC# 20070605000757920  
R.P.R.C.C.T.

RICHARD SPARKS SURVEY  
ABST. No. 850

TERRELL-LEWIS  
INSTRUMENT NO. 2008103101284470  
R.P.R.C.C.T.

# REPLAT BROOKS' FARM ESTATES PHASE I LOTS 3R,4R,6R,7R,&8R, BLOCK A

BEING A REPLAT OF LOTS 3,4,6,7,8, BLOCK A  
BROOKS' FARM ESTATES  
PHASE I

AND BEING SITUATED IN THE  
RICHARD SPARKS SURVEY, ABSTRACT No. 850  
CITY OF PARKER,  
COLLIN COUNTY, TEXAS

## OWNERS

LOT 3  
ALAN & R. RANEY  
7000 AUDUBON DRIVE  
PARKER, TX 75002

LOT 4  
JAMES D. POWELL  
6906 AUDUBON DRIVE  
PARKER, TX 75002

LOT 6  
ANDER & MARIE DINVERNO  
6902 AUDUBON DRIVE  
PARKER, TX 75002

LOT 7  
E. & MARIE J. FLETCHER  
6900 AUDUBON DRIVE  
PARKER, TX 75002

LOT 8  
SALLY RHODES  
6908 AUDUBON DRIVE  
PARKER, TX 75002

TerraCorp Associates LLC

3960 Broadway Blvd. Ste 236

Garland, TX 75043

ph. 972-805-4529, fax 972-805-4527

www.terraCorpsurvey.com



## Council Agenda Item

Budget Account Code:	Meeting Date: June 5, 2012
Budgeted Amount: 375,000	Department/ Requestor: Water Department
Fund Balance-before expenditure:	Prepared by: Shepherd/Flanigan
Estimated Cost:	Date Prepared: 5/29/2012
Exhibits:	1. Proposed Resolution 2. Contract

### AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012-360 APPROVING A CONTRACT WITH SENSUS METERING FOR THE PURCHASE OF WATER METER EQUIPMENT.

### SUMMARY

This is version 5 of the proposed resolution and contract. It includes warranty language for accuracy and performance, regardless of damaged casing of the meter. One item to be resolved is the question of timing and installment purchases. The original plan was to purchase all equipment and meters in one transaction of approximately \$375,000. The first phase of the installation process would first be to place all the equipment and software at city hall, plus necessary internet or antenna connections to make the receipt and processing of transmissions from the meters possible. The second phase was the commencement of installation of all the meters, route by route, throughout the city. The third phase was final testing and quality control.

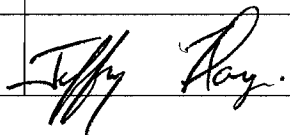
There has been discussion of breaking the second phase, installation, into two or more portions. While this lengthens the total project time, is also allows a division of the expense into more than one fiscal year, and allows a longer testing period between route installations. Other factors are increased costs of the vendor's bond expense as a result of a longer installation period. Council input on this issue is important, as the installation period section of the contract, and the bonding requirement, will need to change to reflect the council decision.

Based on the list provided by Aqua Metric, we have contacted 4 of the 5 cities (City of Humble, City of Addison, City of Liberty, City of Murphy) and received nothing but



positive response of the over 7000 meters in the ground for approximately 1 1/2 years; other than a few installation suggestions.

## RECOMMENDED ACTION

Inter – Office Use			
Approved by:			
Department Head:		Date:	
City Attorney:	By email	Date:	6/1/2012
City Administrator:		Date:	6-1-12

**RESOLUTION NO. 2012-360**  
***(Water Meter and Radio Equipment)***

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BY AND BETWEEN THE CITY OF PARKER, TEXAS AND THIRKETTLE CORPORATION D/B/A AQUA-METRIC SALES COMPANY, AUTHORIZED DEALER FOR SENSUS INC. U.S.A., FOR THE PURCHASE AND INSTALLATION OF WATER METER AND RELATED EQUIPMENT; AUTHORIZING ITS EXECUTION BY THE MAYOR OR HIS DESIGNEE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Parker, Collin County, Texas, has been presented with a proposed agreement entitled “Water Meter, Telemetry, and Support Agreement” by and between the City of Parker, Texas and Thirkettle Corporation d/b/a Aqua-Metric Sales Company (“Aqua Metric”), as authorized dealer for Sensus Inc. U.S.A. (“Sensus”), a copy of which is attached hereto and incorporated herein by reference (herein called "Agreement"); and,

**WHEREAS**, the City of Parker wishes to improve its water meter reading capabilities, together with the installation of AMI radio equipment for data transmission from the water meter to city facilities; and,

**WHEREAS**, upon full review and consideration of the Agreement, and all matters related thereto, the City Council is of the opinion and finds that the terms and conditions thereof should be approved, and that the Mayor or his designee should be authorized to execute the Agreement on behalf of the City of Parker, Texas.

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

**SECTION 1:** The terms and conditions of the Agreement, having been reviewed by the City Council of the City of Parker and found to be acceptable and in the best interests of the City of Parker and its citizens, be, and the same is hereby, in all things approved.

**SECTION 2:** The City Administrator, under the direction of the Mayor and City Council of the City of Parker, is hereby designated to act for the City in relation to the contract to provide for the acquisition, installation, and operation of the Aqua Metric system.

**SECTION 3:** The Mayor, or his designee, is hereby authorized to execute the Agreement and all other documents in connection therewith on behalf of the City of Parker, substantially according to the terms and conditions set forth in this Agreement.

**SECTION 4:** This Resolution shall become effective from and after its passage.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

**APPROVED:**

\_\_\_\_\_  
Z Marshall, Mayor

**ATTEST:**

\_\_\_\_\_  
Carrie L. Smith, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
James E. Shepherd, City Attorney

**STATE OF TEXAS           §**  
**§     WATER METER, TELEMETRY, AND SUPPORT**  
**§     AGREEMENT**  
**COUNTY OF COLLIN     §**

This agreement ("Agreement") is made by and among the City of Parker, Texas ("City") and Thirkettle Corporation d/b/a Aqua-Metric Sales Company ("Aqua Metric"), as authorized dealer for Sensus Inc. U.S.A. ("Sensus"), acting by and through their duly authorized representatives (collectively "Parties").

**RECITALS:**

**WHEREAS**, the City is a Type A General Law city located within Collin County, Texas; and

**WHEREAS**, the City provides potable water service to qualified customers within its Certificate of Convenience and Necessity area; and

**WHEREAS**, the City desires to improve the quality of its city water meters by replacing them under this Agreement, together with the capability of reading water meters electronically, without the need of manual reading of each water meter; and

**WHEREAS**, the improvement in the water meters, telemetry reading capability, and related support systems should serve the public health, safety, and welfare; promote efficiency and effectiveness of local government; promote water conservation by providing water customers of the city accurate and efficient water use data; and

**WHEREAS**, Aqua Metric and the City desire to enter into this Agreement for purchase, installation, and support of the water meter equipment identified in the Agreement;

**NOW THEREFORE**, in consideration of the premises and the mutual covenants contained herein and other valuable consideration, the sufficiency and receipt of which, are hereby acknowledged, the parties agree as follows:

**Article I**  
**Definitions**

"City" shall mean the City of Parker, Texas.

"City Engineer" shall mean the city engineer for the City or the designated representative.

"Commencement of Construction" shall mean that (i) the plans have been prepared and all approvals thereof required by applicable governmental authorities have been obtained for construction of the Facilities or respective portion thereof; (ii) all necessary permits for the construction of the Facilities or respective portion thereof, pursuant to the respective plans therefore having been issued by all applicable governmental agencies.

"Completion of Construction" shall mean: (i) substantially completed in accordance with the approved plans; and (ii) the Facilities or respective portions thereof, have been approved by the City.

"Effective Date" shall mean the last date of execution of this Agreement.

"Force Majeure" shall mean strikes, riots, acts of God, shortages of labor or materials, war, governmental approvals, laws, regulations, or restrictions, or any other cause of any kind, whatsoever which is beyond the reasonable control of a party.

"Plans" shall mean the plans and specifications submitted for the design, installation, and construction of the Facilities, or respective portions thereof, to be approved by the City.

"System" shall mean the water system of the City.

## **Article II**

### **Exhibits to this Agreement**

Aqua Metric has prepared and/or provided exhibits which form the basis of its proposal to the City for the installation and operation of the water meters described herein. Those exhibits, listed and identified below, are made a part of this Agreement, PROVIDED HOWEVER, that none of the terms in any of the exhibits shall supersede, or be controlling of the requirements in Articles I through VI, consisting of 8 pages, of this Agreement. In the event of any conflicting provisions in the exhibits, the provisions in this Agreement shall control. The exhibits are as follows:

1. Aqua Metric Sole Source Letter
2. Aqua Metric Meter Installation Contract
3. City of Parker FlexNet Project Timeline and Deployment Plan
4. City of Parker FlexNet Quote
5. City of Parker HGAC Order Form
6. Sensus Product Warranty Specifications
7. Sensus FlexNet Customer Acceptance Plan
8. Sensus Statement of Workflow
9. City of Parker Propagation Study Map

## **Article III**

### **Installation**

3.1 **Installation period.** The installation period of this Agreement is dependent on the number of installment purchases made by the city. Each installation period shall be for a period not to exceed 60 days, with the first commencing on the last date of execution hereof (Effective Date), or the date of the first installment purchase, whichever is the last to occur. The Effective Date of this Agreement shall be simultaneous with the commencement of construction. Unless extended by action taken under 3.2, below, or terminated by operation of article V., all purchases

and installation are to have been completed within 120 days of the Effective Date of this agreement.

3.2 **Extensions** The Parties may agree for extensions of the time period in the event the completion of construction has not occurred within the 120-day time period allowed.

3.3 **Penalty** Aqua Metric will pay a penalty of \$25.00 per day for each day completion of construction is delayed, not including days of delay occurring as a result of force majeure, or mutually agreed extensions. (See Exhibit 3, City of Parker FlexNet Project Timeline and Deployment Plan)

3.4 **Construction** The completion of construction shall mean that Facilities have been satisfactorily installed, and are performing satisfactorily under the terms of this Agreement. See the Customer Acceptance Plan, attached hereto as an exhibit. Facilities shall collectively mean the ¾" and 1" water meters with 6-foot cables, 520MSP radios (AMI) together with all labor, transportation, tools, programming, data collection, hand-held's necessary to meet the performance criteria listed in Exhibit 7, the Customer Acceptance Plan.

#### **Article IV Purchase and Bond Requirement**

4.1 **Purchase and Payment.** Aqua Metric has provided the City with two cost invoices. One, Exhibit 4, is the FlexNet quote. The other, Exhibit 5, is the HGAC order form. The two proposals are in conflict. To resolve the conflict, the City accepts Exhibit 4, the FlexNet quote. Further, the City will purchase, based on the FlexNet quote, the materials from the HGACBuy board for a cost not to exceed \$374,993.04, for all labor, materials, installation, testing, and other services to be provided to the City by Aqua Metric under the terms of this Agreement.

Parker may choose to buy the materials in installments. Specifically, the City may choose to purchase, and have installed, a portion of the meters, radios, and support materials. The City will determine what areas of Parker will receive the first installations. The next purchase of material will be conditioned on the satisfactory installation, operation, and performance of the installed units. The City contemplates purchasing the materials in two installments. In the event Aqua Metric provides a better price to any of its customers during the term of this Agreement, the City will also receive the more favorable pricing. Should the City not be satisfied with the product and/or services, the City may cancel any or all remaining units.

4.2 **Payment and Performance Bonds.** Payment and performance bonds are required by the City in accordance with the Texas Local Government Code.

4.3 **Warranty.** The warranty is as set forth in Exhibit 6., except as modified as follows:

The body or outer casing of the iPERL meter carries no warranty. The reason for said lack of warranty, unlike predecessor brass meters, is based on the iPERL outer casing provides no functional measurement support/ application relative to ongoing iPERL accuracy. Said accuracy of the iPERL meter is

guaranteed for 20 years to new meter accuracy as stated in the iPERL datasheet. This accuracy is achieved through the performance of the iPERL flow tube which extends outside the iPERL body or outer casing, spud to spud and throughout iPERL body continuous. If said iPERL flow tube fails to perform based on its warranty because of any defect in the body or outer casing (manufacturing related) then the iPERL flow tube along with body or outer casing will be replaced completely by new iPERL meter per flow tube warranty. This warranty is for 20 years (10 full, 10 pro-rated) and is outlined in the Sensus G-500 document.

## **Article V Termination**

This Agreement shall terminate upon either of the following:

- (a) by written agreement of all the parties;
- (b) by City in the event Aqua Metric breaches any of the terms or conditions of this Agreement and, such breach is not cured within twenty (20) days after written notice thereof from City to Aqua Metric, provided, however, that in the event the breach cannot be cured through diligent effort within such twenty (20) day period and Aqua Metric commences action to cure such breach within such twenty (20) day period and diligently pursues such action and the City shall extend the period to cure for an additional twenty (20) days.
- (c) by City in the event the City determines the total amount of equipment contemplated by the agreement are not needed. The full warranty on all equipment purchased survives any termination under this section (c), or (a) or (b).

## **Article VI Miscellaneous**

6.1 **Successors and Assigns.** This Agreement shall be binding on and inure to the benefit of the parties and their respective heirs, executors, administrators, legal representatives, successors, and assigns. This Agreement may not be assigned without the written consent of the other parties.

6.2 **Limitation on Liability.** It is acknowledged and agreed by the parties that the terms hereof are not intended to and shall not be deemed to create a partnership or joint venture among the parties. It is understood and agreed among the parties that each party, in satisfying the conditions of this Agreement, has acted independently, and each party assumes no responsibilities or liabilities to third parties in connection with these actions.

6.3 **Authorization.** Each party represents that it has full capacity and authority to grant all rights and assume all obligations that is granted and assumed under this Agreement.

6.4 **Notice.** Any notice required or permitted to be delivered hereunder shall be deemed received three (3) days thereafter sent by United States Mail, postage prepaid, certified mail, return receipt requested, addressed to the party at the address set forth below or on the day actually received when sent by courier or otherwise hand delivered.

**If intended for Aqua Metric, to:**

Clint Arnold  
Manager of Business Development  
Aqua Metric and eMetric  
6700 Guada Coma Drive  
Schertz, TX 78154  
Facsimile No. (210) 967-6305

**With copy to:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**If intended for City, to:**

City of Parker, Texas  
Attn: Jeff Flanigan  
City Administrator  
5700 E. Parker Road  
Parker, Texas 75002  
Facsimile No. (972) 442-2894

**With copy to:**

James E. Shepherd  
Shepherd Law Firm  
1901 N. Central Expressway  
Suite 200  
Richardson, Texas 75080  
Facsimile No. 972-889-3827

**With copy to Engineer:**

Birkhoff, Hendricks, and Carter, L.L.P.  
11910 Greenville Ave., Ste. 600  
Dallas, Texas 75231  
Facsimile No. (214) 461-8390

6.5 **Entire Agreement.** This Agreement embodies the complete agreement of the parties hereto, superseding all oral or written, previous and contemporary agreements between the parties and relating to the matters in this Agreement, and except as otherwise provided herein cannot be modified without written agreement of the parties to be attached to and made a part of this Agreement.

6.6 **Governing Law.** The validity of this Agreement and any of its terms and provisions, as well as the rights and duties of the parties, shall be governed by the laws of the State of Texas; and venue for any action concerning this Agreement shall be in District Court of Collin County, Texas. The parties agree to submit to the personal and subject matter jurisdiction of said court.



6.7 **Amendment.** This Agreement may be amended by the mutual written agreement of the parties.

6.8 **Legal Construction.** In the event anyone 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 other provisions, and it is the intention of the parties to this Agreement that in lieu of each provision that is found to be illegal, invalid, or unenforceable, a provision be added to this Agreement which is legal, valid and enforceable and is as similar in terms as possible to the provision found to be illegal, invalid or unenforceable.

6.9 **Recitals.** The recitals to this Agreement are incorporated herein.

6.10 **Counterparts.** This Agreement may be executed in counterparts. Each of the counterparts shall be deemed an original instrument, but any of the counterparts shall constitute one and the same instrument.

6.11 **Exhibits.** Any exhibits to this Agreement are incorporated herein by reference for all purposes, EXCEPT AS MODIFIED BY THIS AGREEMENT, wherever reference is made to the same.

6.12 **Survival of Covenants.** Any of the representations, warranties, covenants, and obligations of the parties set forth in this Agreement shall survive termination.

6.13 **Compliance with Laws.** The parties shall fully comply with all local, state and federal laws, including all codes, ordinances and regulations applicable to this Agreement and the work to be done thereunder, which exist or which may be enacted later by governmental bodies having jurisdiction or authority for such enactment.

6.14 **Severability.** In the event any section, subsection, paragraph, sentence, phrase or word herein is held invalid, illegal or unconstitutional, the balance of this Agreement shall be enforceable and shall be enforced as if the parties intended at all times to delete said invalid section, subsection, paragraph, sentence, phrase or word.

EXECUTED in duplicate originals this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

CITY OF PARKER, TEXAS

\_\_\_\_\_  
Z Marshall, Mayor

ATTEST:

\_\_\_\_\_  
Carrie L. Smith, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
James E. Shepherd, City Attorney

EXECUTED in duplicate originals on this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**AQUA METRIC**  
Thirkettle Corporation  
d/b/a Aqua-Metric Sales Company

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

### **CITY'S ACKNOWLEDGMENT**

**STATE OF TEXAS**           §  
                                     §  
**COUNTY OF COLLIN**     §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012 by Z Marshall, Mayor of the City of Parker, Texas, on behalf of said municipality.

\_\_\_\_\_  
City Secretary Carrie L. Smith

### **AQUA METRIC'S ACKNOWLEDGMENT**

**STATE OF TEXAS**           §  
                                     §  
**COUNTY OF COLLIN**     §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012 by \_\_\_\_\_, the \_\_\_\_\_ of Thirkettle Corporation d/b/a Aqua-Metric Sales Company, on behalf of said company.

\_\_\_\_\_  
Notary Public, State of Texas

**Council Agenda Item**

Budget Account Code:	Meeting Date: June 5, 2012
Budgeted Amount:	Department/ Requestor: Public Works Dept.
Fund Balance-before expenditure:	Prepared by: Shepherd/Flanigan
Estimated Cost:	Date Prepared: 5/29/2012
Exhibits:	1. Resolution 2012-375

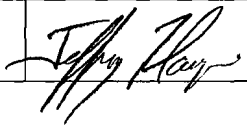
**AGENDA SUBJECT**

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012-375 AN EASEMENT AGREEMENT WITH CO-SERV GAS.

**SUMMARY**

Contract/Agreement will be provided at the meeting. Jim will give an update at that time.

**RECOMMENDED ACTION**

Inter – Office Use			
Approved by:			
Department Head:		Date:	
City Attorney:		Date:	
City Administrator:		Date:	6-1-12

**RESOLUTION NO. 2012-375**  
*(Encroachment Agreement with CoServ Gas)*

**A RESOLUTION OF THE CITY OF PARKER, COLLIN COUNTY,  
TEXAS, PROVIDING FOR THE EXECUTION OF AN  
ENCROACHMENT AGREEMENT WITH COSERV GAS, LTD  
FOR NATURAL GAS PIPELINE FACILITIES.**

**WHEREAS**, CoServ Gas Ltd. ("CoServ"), has requested the City of Parker ("City"), to allow CoServ to construct natural gas pipeline facilities within the City utility easement adjacent to FM2551 in the City; and

**WHEREAS**, the City is willing to allow CoServ to utilize a portion of the City utility easement under the terms and conditions set forth in the Encroachment Agreement ("Agreement") attached to this resolution;

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

**SECTION 1.** The Parker City Council does authorize the Mayor to execute the Encroachment Agreement with CoServ Gas, Ltd. for natural gas pipeline facilities under the terms and conditions of the Encroachment Agreement. A copy of said Agreement is attached to this Resolution as Exhibit A.

**SECTION 2.** This resolution shall be effective upon its passage.

**APPROVED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012.**

APPROVED:  
CITY OF PARKER

\_\_\_\_\_  
Mayor Z Marshall

ATTEST:

\_\_\_\_\_  
City Secretary Carrie L. Smith

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney James E. Shepherd



## Council Agenda Item

Budget Account Code:	1-60-6610	Meeting Date:	June 5, 2012
Budgeted Amount:	300,000	Department/ Requestor:	Public Works Dept.
Fund Balance-before expenditure:	296,959	Prepared by:	J Flanigan/City Engineer Birkhoff
Estimated Cost:	See Summary	Date Prepared:	5/29/2012
Exhibits:	1. Letter from City Engineer 2. Bid Tally 3. Resolution		

### AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 – 376 APPROVING THE ANNUAL STREET MAINTENANCE CONTRACT.

### SUMMARY

Base Bid plus Alternate is \$340,265.12 dropping Ridgeview gets you to \$296,959 and keeps in the maintenance work in the alternate bid item.

### ACTION

Move to approve Resolution 2012-376, accepting a bid from Peachtree Construction in the amount of \$\_\_\_\_\_.

Inter – Office Use			
Approved by:			
Department Head:		Date:	
City Attorney:		Date:	
City Administrator:		Date:	6-1-12

**BIRKHOFF, HENDRICKS & CARTER, L.L.P.**  
**PROFESSIONAL ENGINEERS**

11910 Greenville Ave., Suite 600

Dallas, Texas 75243

Fax (214) 461-8390

Phone (214) 361-7900

JOHN W. BIRKHOFF, P.E.  
GARY C. HENDRICKS, P.E.  
JOE R. CARTER, P.E.  
PAUL A. CARLINE, P.E.  
MATT HICKEY, P.E.  
ANDREW MATA, JR., P.E.  
JOSEPH T. GRAJEWSKI, III, P.E.

May 31, 2012

Mr. Jeff Flanigan  
City Administrator  
City of Parker  
5700 E. Parker Rd.  
Parker, Texas 75002

Re: Annual Street Maintenance Contract 2012

Dear Mr. Flanigan:

We have checked the bids received at 1:30 p.m., Tuesday, May 29, 2012, for the Annual Street Maintenance Contract 2012 project. We are enclosing six (6) copies of the Bid Summary and itemized Bid Tabulation.

Peachtree Construction of Keller, Texas submitted the lowest Base Bid in the amount of \$302,365.12 and the lowest Additive Alternate Bid in the amount of \$37,900.00.00; for a total bid amount of \$340,265.12. We have reviewed their references provided and find that Peachtree Construction has a record of satisfactorily completing projects similar to this project.

The bid allows the City to select one or more of the roadway projects and the alternate bid for maintenance work to a single contractor.

Accordingly, based on the information we have available to us, we recommend that the City accept the bid from Peachtree Construction and award them a contract for those streets and annual maintenance as desired by the City.

We are also enclosing the statement of qualifications and references provided by the Contractor. We are available to discuss our recommendation further at your convenience.

Sincerely,



John W. Birkhoff, P.E.

Enclosures

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*Texas American Public Works Association 2011 Awardee*  
*Environmental Project of the Year \$2-\$10 Million – Columbian Pump Station Rehabilitation*

**CITY OF PARKER, TEXAS**  
**Annual Street Maintenance Contract 2012**

**BID SUMMARY**

Bids Received at 1:30 p.m., Tuesday, May 29, 2012

Contractor	TOTAL BASE BID	Additive Alternate	Total Amount Bid
1. Peachtree Construction 5801 Park Vista Circle Keller, Texas 76244	\$ 302,365.12	\$ 37,900.00	\$ 340,265.12
2. C. E. Cook & Sons, Inc. PO Box 1155 Roanoke, Texas 76262	\$ 312,910.25	\$ 29,200.00	\$ 342,110.25
3. Brock Paving Industries ** 845 Enterprise Pl, Suite 4B Southlake, Texas 76092	<b>Non-Responsive</b>		



# TABULATION OF BIDS

Date: May 29, 2012

**Project:** CITY OF PARKER, TEXAS  
Annual Street Maintenance Contract 2012

**BIRKHOFF, HENDRICKS & CARTER, L.L.P.**  
PROFESSIONAL ENGINEERS  
Dallas, Texas

**BID OF**  
C. E. Cook & Sons, Inc.  
PO Box 1155  
Roanoke, Texas 76262

**BID OF**  
Peachtree Construction  
5801 Park Vista Circle  
Keller, Texas 76244

**BID OF**  
Brock Paving Industries  
845 Enterprise Pl, Suite 4B  
Southlake, Texas 76092

Item No.	Approximate Quantities	Unit	Description	Unit Bid Price	Extension	Unit Bid Price	Extension	Unit Bid Price	Extension
<b>GREGORY LANE</b>									
101	5,189	S.Y.	For Scarifying, Mixing Existing Surface and Base, and Mechanically Compacting	\$4.70	\$ 24,388.30	\$3.15	\$ 16,345.35	\$4.25	\$ 22,053.25
102	85	Tons	For Cement for Mixing	\$130.00	\$ 11,050.00	\$173.25	\$ 14,726.25	\$125.00	\$ 10,625.00
103	571	Tons	For Furnishing and Laying 2-Inch HMA Type "D" Roadway Surface on Compacted Subgrade, including Prime Coat	\$87.00	\$ 49,677.00	\$85.58	\$ 48,866.18	\$96.00	\$ 54,816.00
104	3,670	L.F.	For Roadway Edge Grading	\$0.36	\$ 1,321.20	\$2.00	\$ 7,340.00	\$0.35	\$ 1,284.50
105	1	L.S.	For Preparation of Mix Design, Mix Samples and Roll Pattern for all Streets	\$5,000.00	\$ 5,000.00	\$5,000.00	\$ 5,000.00	\$1,500.00	\$ 1,500.00
<b>AMOUNT BID: GREGORY LANE (Items 101 Through 105)</b>									
<b>LEWIS LANE</b>									
201	3,505	S.Y.	For Scarifying, Mixing Existing Surface and Base, and Mechanically Compacting	\$4.70	\$ 16,473.50	\$3.15	\$ 11,040.75	\$4.25	\$ 14,896.25
202	56	Tons	For Cement for Mixing	\$130.00	\$ 7,280.00	\$173.25	\$ 9,702.00	\$125.00	\$ 7,000.00
203	385	Tons	For Furnishing and Laying 2-Inch HMA Type "D" Roadway Surface on Compacted Subgrade, including Prime Coat	\$90.00	\$ 34,650.00	\$85.58	\$ 32,948.30	\$99.00	\$ 38,115.00
204	3,320	L.F.	For Roadway Edge Grading	\$0.36	\$ 1,195.20	\$2.00	\$ 6,640.00	\$0.35	\$ 1,162.00
205	1	L.S.	For Removal of 36-Inch CMP Culvert and Compacted Back Fill	\$900.00	\$ 900.00	\$2,500.00	\$ 2,500.00	\$900.00	\$ 900.00
<b>AMOUNT BID: LEWIS LANE (Items 201 Through 205)</b>									
<b>BOIS D ARC LANE</b>									
301	710	S.Y.	For Scarifying, Mixing Existing Surface and Base, and Mechanically Compacting	\$11.00	\$ 7,810.00	\$6.00	\$ 4,260.00	\$10.50	\$ 7,455.00
302	12	Tons	For Cement for Mixing	\$130.00	\$ 1,560.00	\$173.25	\$ 2,079.00	\$125.00	\$ 1,500.00
303	78	Tons	For Furnishing and Laying 2-Inch HMA Type "D" Roadway Surface on Compacted Subgrade, including Prime Coat	\$90.00	\$ 7,020.00	\$85.58	\$ 6,675.24	\$99.00	\$ 7,722.00
304	675	L.F.	For Roadway Edge Grading	\$0.36	\$ 243.00	\$2.00	\$ 1,350.00	\$0.35	\$ 236.25
<b>AMOUNT BID: BOIS D ARC LANE (Items 301 Through 304)</b>									
<b>SADDLE TRAIL</b>									
401	5,467	S.Y.	For Scarifying, Mixing Existing Surface and Base, and Mechanically Compacting	\$4.70	\$ 25,694.90	\$3.15	\$ 17,221.05	\$4.25	\$ 23,234.75
402	105	Tons	For Cement for Mixing	\$130.00	\$ 13,650.00	\$173.25	\$ 18,191.25	\$125.00	\$ 13,125.00
403	601	Tons	For Furnishing and Laying 2-Inch HMA Type "D" Roadway Surface on Compacted Subgrade, including Prime Coat	\$82.00	\$ 49,282.00	\$85.58	\$ 51,433.58	\$95.00	\$ 57,095.00
404	5,180	L.F.	For Roadway Edge Grading	\$0.36	\$ 1,864.80	\$2.00	\$ 10,360.00	\$0.35	\$ 1,813.00
<b>AMOUNT BID: SADDLE TRAIL (Items 401 Through 404)</b>									
<b>RIDGEVIEW DRIVE</b>									
501	2,683	S.Y.	For Scarifying, Mixing Existing Surface and Base, and Mechanically Compacting	\$4.70	\$ 12,610.10	\$3.15	\$ 8,451.45	\$4.25	\$ 11,402.75
502	43	Tons	For Cement for Mixing	\$130.00	\$ 5,590.00	\$173.25	\$ 7,449.75	\$125.00	\$ 5,375.00
503	295	Tons	For Furnishing and Laying 2-Inch HMA Type "D" Roadway Surface on Compacted Subgrade, including Prime Coat	\$82.00	\$ 24,190.00	\$85.58	\$ 25,246.10	\$95.00	\$ 28,025.00
504	2,542	L.F.	For Roadway Edge Grading	\$0.36	\$ 915.12	\$2.00	\$ 5,084.00	\$0.35	\$ 889.70
<b>AMOUNT BID: RIDGEVIEW DRIVE (Items 501 Through 504)</b>									
					\$ 43,305.22		\$ 46,231.30		\$ 45,692.45

# TABULATION OF BIDS

**Project:** CITY OF PARKER, TEXAS  
Annual Street Maintenance Contract 2012

**BIRKHOFF, HENDRICKS & CARTER, L.L.P.**  
PROFESSIONAL ENGINEERS  
Dallas, Texas

Date: May 29, 2012

Item No.	Approximate Quantities	Unit	Description	BID OF		BID OF		BID OF	
				Unit Bid Price	Extension	Unit Bid Price	Extension	Unit Bid Price	Extension
			ADDITIVE ALTERNATE						
601	4,500	L.F.	For Edge of Road Grading	\$0.60	\$ 2,700.00	\$1.00	\$ 4,500.00	\$0.60	\$ 2,700.00
602	250	S.F.	For Type III Asphalt Repair	\$8.00	\$ 2,000.00	\$4.00	\$ 1,000.00	\$8.00	\$ 2,000.00
603	2	Tons	For Asphalt Pothole Repair	\$400.00	\$ 800.00	\$300.00	\$ 600.00	\$500.00	\$ 1,000.00
604	5	Tons	For Asphalt Level-Up Course	\$120.00	\$ 600.00	\$150.00	\$ 750.00	\$500.00	\$ 2,500.00
605	250	Tons	For Furnishing and Laying 2-inch TxDOT Type "D" Surface Course (Item No. 340), including Tack Coat at Selected Street Locations, Selected by City	\$96.00	\$ 24,000.00	\$75.00	\$ 18,750.00	\$95.00	\$ 23,750.00
606	6,000	L.F.	For Hot Poured Crack Sealing, NCTCOG Item 401	\$1.30	\$ 7,800.00	\$0.60	\$ 3,600.00	\$1.25	\$ 7,500.00
			AMOUNT BID: ADDITIVE ALTERNATE (Items 601 Through 606)		\$ 37,900.00		\$ 29,200.00		\$ 39,450.00
			SUMMARY OF BID						
			AMOUNT BID: GREGORY LANE (Items 101 Through 105)		\$ 91,436.50		\$ 92,277.78		\$ 90,278.75
			AMOUNT BID: LEWIS LANE (Items 201 Through 205)		\$ 60,498.70		\$ 62,831.05		\$ 62,073.25
			AMOUNT BID: BOIS D ARC LANE (Items 301 Through 304)		\$ 16,633.00		\$ 14,364.24		\$ 16,913.25
			AMOUNT BID: SADDLE TRAIL (Items 401 Through 404)		\$ 90,491.70		\$ 97,205.88		\$ 95,267.75
			AMOUNT BID: RIDGEVIEW DRIVE (Items 501 Through 504)		\$ 43,305.22		\$ 46,231.30		\$ 45,692.45
			AMOUNT OF BASE BID (Gregory + Lewis + Bois D Arc + Saddle + Ridgeview)		\$ 302,365.12		\$ 312,910.25		\$ 310,225.45
			AMOUNT BID: ADDITIVE ALTERNATE (Items 601 Through 606)		\$ 37,900.00		\$ 29,200.00		\$ 39,450.00

**RESOLUTION NO. 2012-376**  
*(2012 Street Maintenance Bid Award)*

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, AWARDED THE BID FOR STREET MAINTENANCE WITH PEACHTREE CONSTRUCTION; AUTHORIZING THE MAYOR TO EXECUTE THE NECESSARY DOCUMENTS; PROVIDING A SAVINGS CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** The City of Parker desires to protect the health, safety and welfare of its citizens, and

**WHEREAS,** the Parker City Council deems it in the best interest of the City of Parker to accept a bid from Peachtree Construction to obtain certain road maintenance to be performed for the benefit of the City to insure the maintenance of the streets in Parker, Texas;

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

**Section 1.** The bid in the Total Amount of \_\_\_\_\_ is approved, and is in conformance with the requirements for such approval.

**Section 2.** The Mayor is hereby authorized to execute the Contract and all other necessary documents in connection therewith on behalf of the City of Parker.

**Section 3.** It is the intent of the City Council that each paragraph, sentence, subdivision, clause, phrase or section of this Resolution be deemed severable, and should any paragraph, sentence, subdivision, clause, phrase or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to effect the validity of those provisions of this Resolution.

**DULY RESOLVED** by the City Council of the City of Parker, Texas on this the \_\_\_\_\_ day of \_\_\_\_\_, 2012, effective this date.

APPROVED:

\_\_\_\_\_  
Mayor Z Marshall

ATTESTED:

---

City Secretary Carrie L. Smith

APPROVED AS TO FORM:

---

City Attorney, James E. Shepherd



## Council Agenda Item

Budget Account Code:	Meeting Date: June 5, 2012
Budgeted Amount:	Department/ Requestor: City Secretary
Fund Balance-before expenditure:	Prepared by: C. Smith
Estimated Cost:	Date Prepared: 5/29/2012
Exhibits:	1. Resolution

### AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 – 377 APPOINTING THE NEWSLETTER COMMITTEE.

### SUMMARY

Resolution 2012-361 appointed persons to the Newsletter Committee and needs to be amended.

Currently the committee members are:

Joe Cordina	Mayor
Eleanor Evans	Councilmember
Allison Sumrow	Councilmember
Jeff Flanigan	City Administrator
Carrie Smith	City Secretary

### RECOMMENDED ACTION

Move to approve Resolution 2012-377, appointing Committee Members: Z Marshall, Mayor and \_\_\_\_\_ Councilmember.

Inter – Office Use			
Approved by:			
Department Head:	<i>Carrie K. Smith</i>	Date:	<i>6/1/2012</i>
City Attorney:		Date:	
City Administrator:	<i>Jeff Ray</i>	Date:	<i>6-1-12</i>

**RESOLUTION NO. 2012-377\_**  
*(Newsletter Committee/Guideline – Amended)*

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER,  
COLLIN COUNTY, TEXAS APPOINTING MEMBERS TO SERVE ON  
THE NEWSLETTER COMMITTEE, ADOPTING A GUIDELINE TO BE  
FOLLOWED FOR THE PRODUCTION AND PUBLICATION OF THE  
NEWSLETTER, AND AMENDING RESOLUTION 2012-361.**

**WHEREAS** the City Council of the City of Parker has formed a Newsletter Committee to provide the citizens with a municipal newsletter providing current information regarding city activities and events; and

**WHEREAS** the committee will consist of the Mayor, two (2) Councilmembers, the City Administrator, and the City Secretary; and

**WHEREAS** the City Council has determined a guideline is needed to provide a clear procedure to be followed for the production and publication of the newsletter, to avoid waste and inefficiency which can result from less coordinated efforts;

**NOW THEREFORE BE IT RESOLVED** BY THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, the following are hereby appointed to serve as members of the Newsletter Committee:

Z Marshall	Mayor
_____	Councilmember
Allison Sumrow	Councilmember
Jeff Flanigan	City Administrator
Carrie Smith	City Secretary

**RESOLVED FURTHER**, the guideline and procedures set forth in Exhibit A, attached to this resolution, shall be used by the committee, staff, and its newsletter consultants to produce the newsletter hereafter.

**DULY PASSED AND APPROVED** by the City Council of the City of Parker, Collin County, Texas on this the \_\_\_\_ day of \_\_\_\_\_, 2012.

**CITY OF PARKER:**

\_\_\_\_\_  
Mayor Z Marshall

**ATTEST:**

---

Carrie L. Smith, City Secretary

**APPROVED AS TO FORM:**

---

James E. Shepherd, City Attorney



## **1.0 Purpose and Scope**

- 1.1 The City newsletter shall be prepared and published in a timely, efficient and professional manner. The newsletter is published quarterly: winter, spring, summer and fall.

## **2.0 Committee**

- 2.1 There shall be a Committee consisting of the Mayor, 2 (two) Councilmembers, the City Administrator, and the City Secretary.
  - 2.1.1 Councilmember appointments shall be reviewed every two years in June.

## **3.0 Process –Gather Articles – 50 DAYS PRIOR TO PRINT**

- 3.1 Update the Schedule. The Committee is to provide recommendations about events that will be happening over the next quarter, assign the article or ask for a volunteer to write it.
- 3.2 Formatting.
  - 3.2.1 Text is to be submitted as a Word document (.doc or .docx) or in .txt format.
  - 3.2.2 Pictures are to be submitted in .jpg or .tiff format.
  - 3.2.3 Average size is 1/3 page plus picture. Any additional space must be justified and approved by the Committee.
    - 3.2.3.1 Word Count Estimates:
      - 3.2.3.1.1 1/4 page with picture 150 word count
      - 3.2.3.1.2 1/4 page without picture 200 word count
      - 3.2.3.1.3 1/3 page with picture 200 word count
      - 3.2.3.1.4 1/3 page without picture 250 word count
      - 3.2.3.1.5 1/2 page with picture 300 word count
      - 3.2.3.1.6 1/2 page without picture 350 word count
      - 3.2.3.1.7 Full page with pictures 700 word count
- 3.3 A reminder shall be sent to Council, Staff, City Attorney, Editor, Women's Club President, Garden Club President, Parks and Recreation Chairman, Historical Society, and any other organization, which the Committee agrees and feels, is necessary, along with the schedule.
- 3.4 Articles are due and are to be e-mailed to the City Secretary – **30 DAYS PRIOR TO PRINT**
  - 3.4.1 The City Secretary is to update the schedule and mark off articles as they are received.
  - 3.4.2 Articles will be e-mailed to the Committee for review upon receipt by the City Secretary for editing. **25 DAYS PRIOR TO PRINT**
  - 3.4.3 Mark ups are to be returned to City Secretary and forwarded to the author for approval.

*NOTE: We will no longer accept articles after the 30-day deadline. These late articles and changes result in delayed publication.*

#### **4.0 Process – Meet with Committee - 20 DAYS PRIOR TO PRINT**

- 4.1 A meeting of the Committee shall be scheduled to review the articles received, and discuss the need for additional articles or pictures and print layout.
- 4.2 The City Secretary will prepare a first draft of the print layout for the Committees review.
- 4.3 All changes to the first draft are to be approved by the Committee.

#### **5.0 Process – Final Draft – 10 DAYS PRIOR TO PRINT**

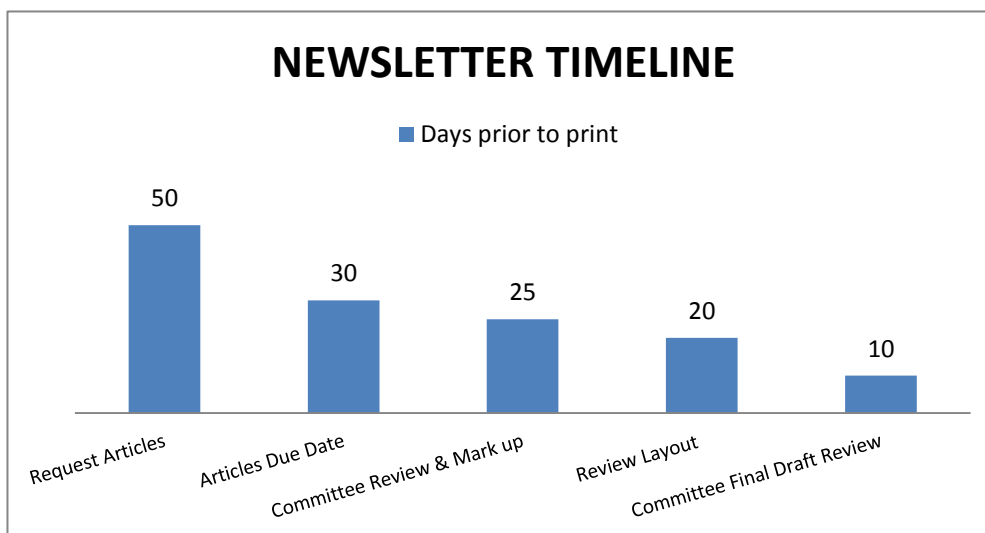
- 5.1 The City Secretary will forward the final draft to the Committee prior to printing.
- 5.2 Any corrections are to be sent within 2 days to the City Secretary for edit.

#### **6.0 Process – Prepare for Print – 10 DAYS PRIOR TO PRINT**

- 6.1 Staff shall check supplies: paper, mailing labels, closure tabs, and mailing trays.
- 6.2 Staff shall have the copier serviced.
- 6.3 Staff shall get mailing labels from the utility department.

#### **7.0 Time Line**

- ☐ **3.0 Request Articles – 50 DAYS PRIOR TO PRINT**
- ☐ **3.4 Articles Due - 30 DAYS PRIOR TO PRINT**
- ☐ **3.4.2 Committee Review & Mark Up – 25 DAYS PRIOR TO PRINT**
- ☐ **4.0 Review Layout - 15 DAYS PRIOR TO PRINT**
- ☐ **5.0 Final Draft –10 DAYS PRIOR TO PRINT**
- ☐ **6.0 Prepare for Print – 10 DAYS PRIOR TO PRINT**



**Council Agenda Item**

Budget Account Code:	N/A	Meeting Date:	June 5, 2012
Budgeted Amount:	N/A	Department/ Requestor:	Finance
Fund Balance-before expenditure:	N/A	Prepared by:	J Boyd
Estimated Cost:	None	Date Prepared:	5/29/2012
Exhibits:	1) Resolution		

**AGENDA SUBJECT**

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 - 378  
APPOINTING SIGNATORIES FOR AMERICAN NATIONAL BANK.

**SUMMARY**

Due to changes on Council, new signature cards and Corporate Authorization Resolution are required to remove and/or add signatories to all accounts with American National Bank.

**RECOMMENDED ACTION**

Inter - Office Use			
Approved by:			
Department Head:	<i>Johnna Boyd</i>	Date:	5/29/12
City Attorney:		Date:	
City Administrator:	<i>Jeffrey Ray</i>	Date:	6-1-12

The American National Bank **CORPORATE AUTHORIZATION RESOLUTION**  
Allen Banking Center  
720 S Greenville  
Allen, TX 75002

By: City of Parker

75-1382954  
5700 E Parker Rd  
Allen TX 75002-6754

Referred to in this document as "Financial Institution"

Referred to in this document as "Corporation"

I, \_\_\_\_\_, certify that I am Secretary (clerk) of the above named corporation organized under the laws of \_\_\_\_\_, Federal Employer I.D. Number 75-1382954, engaged in business under the trade name of City of Parker, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the Board of Directors of the Corporation duly and properly called and held on 06/29/11 (date). These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

**AGENTS** Any agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. Joe Cordina	X <u>[Signature]</u> X	
B. Z Marshall	X <u>[Signature]</u> X	
C. Eleanor Evans	X <u>Eleanor Evans</u> X	
D. Jeff Flanigan	X <u>Jeff Flanigan</u> X	
E. _____	X _____ X	
F. _____	X _____ X	

**POWERS GRANTED** (Attach one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

Indicate A, B, C, D, E, and/or F	Description of Power	Indicate number of signatures required
ABCD	(1) Exercise all of the powers listed in this resolution.	_____
_____	(2) Open any deposit or share account(s) in the name of the Corporation.	_____
_____	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution.	_____
_____	(4) Borrow money on behalf and in the name of the Corporation, sign, execute and deliver promissory notes or other evidences of indebtedness.	_____
_____	(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.	_____
_____	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution.	_____
_____	(7) Other _____	_____

**LIMITATIONS ON POWERS** The following are the Corporation's express limitations on the powers granted under this resolution.

**EFFECT ON PREVIOUS RESOLUTIONS** This resolution supersedes resolution dated May 17, 2011. If not completed, all resolutions remain in effect.

**CERTIFICATION OF AUTHORITY**

I further certify that the Board of Directors of the Corporation has met at the time of adoption of this resolution had, full power and lawful authority to adopt the resolutions on page 2 and to confer the powers granted above to the persons named who have full power and lawful authority to exercise the same. (Apply seal below where appropriate.)

☐ If checked, the Corporation is a non-profit corporation. ☐ I, \_\_\_\_\_, Secretary, do hereby certify that the foregoing is a true and correct copy of the resolutions adopted by the Board of Directors of the Corporation on August 8, 2011 (date).  
Attest by Officer \_\_\_\_\_ Secretary Carrie Smith

AMERICAN NATIONAL BANK  
720 S. Greenville Ave.  
Allen, TX 75002

CORPORATE AUTHORIZATION RESOLUTION

By:

City of Parker, Texas

Referred to in this document as "Financial Institution"

Referred to in this document as "Corporation"

I, Carrie L. Smith, certify that I am Secretary (clerk) of the above named corporation organized under the laws of State of Texas, Federal Employer I.D. Number 75-1382954, engaged in business under the trade name of City of Parker, Texas, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the Board of Directors of the Corporation duly and properly called and held on July 20, 2011 (date). These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

AGENTS Any agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. <u>Z Marshall-Mayor</u>	X	X
B. <u>Jeff Flanigan-City Administrator</u>	X	X
C. _____	X	X
D. _____	X	X
E. _____	X	X
F. _____	X	X

POWERS GRANTED (Attach one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

Indicate A, B, C, D, E, and/or F	Description of Power	Indicate number of signatures required
<u>A, B, C, D, E</u>	(1) Exercise all of the powers listed in this resolution.	<u>2</u>
<u>A, B, C, D, E</u>	(2) Open any deposit or share account(s) in the name of the Corporation.	<u>2</u>
<u>A, B, C, D, E</u>	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution.	<u>2</u>
<u>A, B, C, D, E</u>	(4) Borrow money on behalf and in the name of the Corporation, sign, execute and deliver promissory notes or other evidences of indebtedness.	<u>2</u>
<u>A, B, C, D, E</u>	(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.	<u>2</u>
<u>A, B, C, D, E</u>	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution.	<u>2</u>
_____	(7) Other _____	<u>2</u>

LIMITATIONS ON POWERS The following are the Corporation's express limitations on the powers granted under this resolution.

EFFECT ON PREVIOUS RESOLUTIONS This resolution supersedes resolution dated May 17, 2011. If not completed, all resolutions remain in effect.

CERTIFICATION OF AUTHORITY

I further certify that the Board of Directors of the Corporation has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the resolutions on page 2 and to confer the powers granted above to the persons named who have full power and lawful authority to exercise the same. (Apply seal below where appropriate.)

☒ If checked, the Corporation is a non-profit corporation.

In Witness Whereof, I have subscribed my name to this document and affixed the seal of the Corporation on July 20, 2011 (date).

Attest by One Other Officer

Carrie L. Smith  
Secretary

## RESOLUTIONS

The Corporation named on this resolution resolves that,

- (1) The Financial Institution is designated as a depository for the funds of the Corporation and to provide other financial accommodations indicated in this resolution.
- (2) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by the Financial Institution. Any and all prior resolutions adopted by the Board of Directors of the Corporation and certified to the Financial Institution as governing the operation of this corporation's account(s), are in full force and effect, until the Financial Institution receives and acknowledges an express written notice of its revocation, modification or replacement. Any revocation, modification or replacement of a resolution must be accompanied by documentation, satisfactory to the Financial Institution, establishing the authority for the changes.
- (3) The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the Corporation. Any Agent, so long as they act in a representative capacity as agents of the Corporation, is authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated on page one, from time to time with the Financial Institution, subject to any restrictions on this resolution or otherwise agreed to in writing.
- (4) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the Corporation with the Financial Institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.
- (5) The Corporation agrees to the terms and conditions of any account agreement, properly opened by any Agent of the Corporation. The Corporation authorizes the Financial Institution, at any time, to charge the Corporation for all checks, drafts, or other orders, for the payment of money, that are drawn on the Financial Institution, so long as they contain the required number of signatures for this purpose.
- (6) The Corporation acknowledges and agrees that the Financial Institution may furnish at its discretion automated access devices to Agents of the Corporation to facilitate those powers authorized by this resolution or other resolutions in effect at the time of issuance. The term "automated access device" includes, but is not limited to, credit cards, automated teller machines (ATM), and debit cards.
- (7) The Corporation acknowledges and agrees that the Financial Institution may rely on alternative signature and verification codes issued to or obtained from the Agent named on this resolution. The term "alternative signature and verification codes" includes, but is not limited to, facsimile signatures on file with the Financial Institution, personal identification numbers (PIN), and digital signatures. If a facsimile signature specimen has been provided on this resolution, (or that are filed separately by the Corporation with the Financial Institution from time to time) the Financial Institution is authorized to treat the facsimile signature as the signature of the Agent(s) regardless of by whom or by what means the facsimile signature may have been affixed so long as it resembles the facsimile signature specimen on file. The Corporation authorizes each Agent to have custody of the Corporation's private key used to create a digital signature and to request issuance of a certificate listing the corresponding public key. The Financial Institution shall have no responsibility or liability for unauthorized use of alternative signature and verification codes unless otherwise agreed in writing.

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### FOR FINANCIAL INSTITUTION USE ONLY

Acknowledged and received on \_\_\_\_\_ (date) by \_\_\_\_\_ (initials) ☐ This resolution is superseded by resolution dated \_\_\_\_\_ .

Comments:



## Council Agenda Item

Budget Account Code:	N/A	Meeting Date:	June 5, 2012
Budgeted Amount:	N/A	Department/ Requestor:	Finance
Fund Balance-before expenditure:	N/A	Prepared by:	J Boyd
Estimated Cost:	None	Date Prepared:	5/29/2012
Exhibits:	1) Resolution		

**AGENDA SUBJECT**

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2012 - 31<sup>9</sup>  
APPOINTING SIGNATORIES FOR TEXSTAR.

**SUMMARY**

Due to changes on Council, a new addition/deletion form for authorized representatives is required to remove and/or add representatives to all accounts with TexStar.

**RECOMMENDED ACTION**

Inter - Office Use			
Approved by:			
Department Head:	<i>Johnna Boyd</i>	Date:	<i>5/29/12</i>
City Attorney:		Date:	
City Administrator:	<i>Telly Ray</i>	Date:	<i>6-1-12</i>



## ADDITION/DELETION FORM FOR AUTHORIZED REPRESENTATIVES

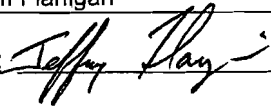
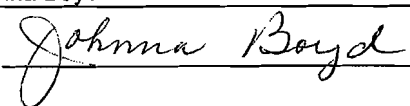
PARTICIPANT NAME: City Of Parker

LOCATION NUMBER: 04307


### PART I: DELETIONS - Please enter the Authorized Representatives to be deleted

1. Dena J Daniel
2. \_\_\_\_\_
3. \_\_\_\_\_

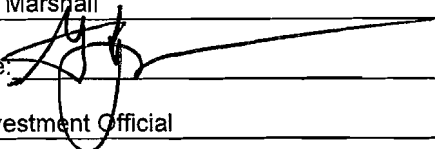
### PART II: ADDITIONS - Please enter the Authorized Representatives to be added

1. Name: Jeff Flanigan Title: Assistant City Administrator  
Signature:  Phone: 972-442-6811  
Email: jflanigan@parkertexas.us
2. Name: Johnna Boyd Title: Finance Manager  
Signature:  Phone: 972-442-6811  
Email: jboyd@parkertexas.us

### PART III: APPROVALS - Please enter the names of all currently Authorized Representatives to authorize the deletions and additions of the individuals above.

1. Name: Joe Cordina  
Signature:   
Title: Mayor

Official Seal of Participant  
(required)

2. Name: Z Marshall  
Signature:   
Title: Investment Official

3. Name: \_\_\_\_\_  
Signature: \_\_\_\_\_  
Title: \_\_\_\_\_

4. Name: \_\_\_\_\_  
Signature: \_\_\_\_\_  
Title: \_\_\_\_\_

Attested By: \_\_\_\_\_

Title: \_\_\_\_\_





## ADDITION/DELETION FORM FOR AUTHORIZED REPRESENTATIVES

**PART IV: PRIMARY CONTACT [required]** - If the Primary Contact on file with TexSTAR was deleted in Part I of this form, please provide the name of the Authorized Representative that will be the Primary Contact. The Primary Contact is the individual who will receive the daily transaction confirmations, monthly statements, monthly newsletter, TexSTAR updates and other program mailings.

Name: Johnna Boyd

Email Address: jboyd@parkertexas.us

Phone Number: 972-442-6811

**PART V: INQUIRY ONLY [optional]** - If an Inquiry Only Representative was deleted in Part I and you wish to replace this representative or add an inquiry only representative to your TexSTAR account for the first time, please list this individual below. This limited representative cannot make deposits or withdrawals or sign Bank Information Sheets.

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_

If you have any questions regarding this form or the Authorized Representatives currently on file with TexSTAR for your entity, please contact TexSTAR Participant Services at 1-800-839-7827.



## ADDITION/DELETION FORM FOR AUTHORIZED REPRESENTATIVES

PARTICIPANT NAME: \_\_\_\_\_ LOCATION NUMBER: \_\_\_\_\_

### PART I: DELETIONS - Please enter the Authorized Representatives to be deleted

1. \_\_\_\_\_ 3. \_\_\_\_\_

2. \_\_\_\_\_

### PART II: ADDITIONS - Please enter the Authorized Representatives to be added

1. Name: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_

2. Name: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_

### PART III: APPROVALS - Please enter the names of all currently Authorized Representatives to authorize the deletions and additions of the individuals above.

1. Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

2. Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

3. Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

4. Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

**Official Seal of Participant  
(required)**

**Attested By:** \_\_\_\_\_

**Title:** \_\_\_\_\_



## ADDITION/DELETION FORM FOR AUTHORIZED REPRESENTATIVES

**PART IV: PRIMARY CONTACT [required]** - If the Primary Contact on file with TexSTAR was deleted in Part I of this form, please provide the name of the Authorized Representative that will be the Primary Contact. The Primary Contact is the individual who will receive the daily transaction confirmations, monthly statements, monthly newsletter, TexSTAR updates and other program mailings.

Name: \_\_\_\_\_

Email Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

**PART V: INQUIRY ONLY [optional]** - If an Inquiry Only Representative was deleted in Part I and you wish to replace this representative or add an inquiry only representative to your TexSTAR account for the first time, please list this individual below. This limited representative cannot make deposits or withdrawals or sign Bank Information Sheets.

Name: \_\_\_\_\_ Title: \_\_\_\_\_




Signature: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_

If you have any questions regarding this form or the Authorized Representatives currently on file with TexSTAR for your entity, please contact TexSTAR Participant Services at 1-800-839-7827.

# PLANNING SESSION

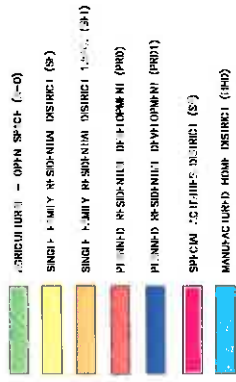
**City of Parker - Planning Session 2012  
Capital Improvement Program (CIP)**

ROADS	Road Type	Cost	TIMEFRAME 			NOTES
		Constr/Eng/ROW	0 - 2	3 - 5	6 - 10	
Chaparrel Road (East of Springhill) <i>Cost Sharing with Developer</i>	Concrete	\$1.5 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Chaparrel road (West of Springhill) <i>Cost Sharing with Plano/Traffic Study</i>	Concrete	\$2.0 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Springhill Estates <i>Parker Road North</i>	Concrete	\$4.0 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Curtis Road <i>Cost Sharing with Developer</i>	Concrete	\$4.0 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Lewis Lane <i>Parker Road to Lucas Road</i>	Asphalt	\$1.5 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Dublin Road			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Undeveloped Areas			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
WATER		Cost	TIMEFRAME 			NOTES
		Constr/Eng/ROW	0 - 2	3 - 5	6 - 10	
New Pump Station <i>Dillehay</i>		\$4.0 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Ground Storage (New Pump Station) <i>1.5 Million Gallons</i>		\$1.5 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
New Elevated Tower <i>1.0 Million Gallons</i>		\$2.5 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Line Looping <i>For new pump station</i>		\$2.0 Million	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
DRAINAGE		Cost	TIMEFRAME 			NOTES
		Constr/Eng/ROW	0 - 2	3 - 5	6 - 10	
4100 Block Parker Road <i>Springhill / Scyacmore</i>		\$35,000	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
5700 Block Parker Road		\$75,000	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
6100 Block Parker Road <i>Possible yearly fee</i>		\$10,000	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Master Drainage Study		\$100,000	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

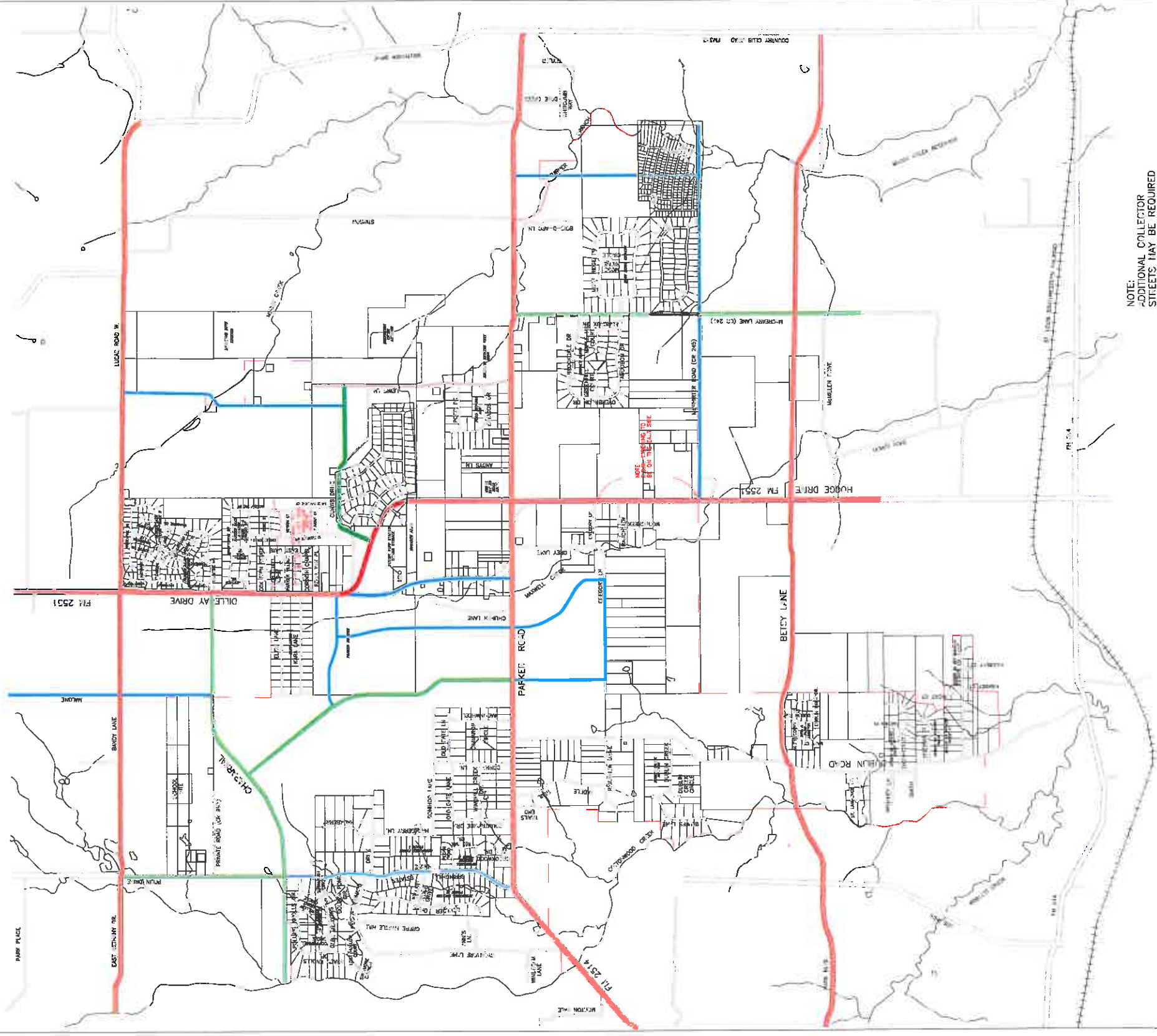




ZONING MAP  
OF PARKER,  
CITY OF  
**PARKER**



10/20/2010 11:27 AM



NOTE:  
-ADDITIONAL COLLECTOR  
STREETS MAY BE REQUIRED  
AT THE OF DEVELOPMENT.

#### LEGEND

- MAJ-6 LINE DIVIDED - 120 FT. R.O.W.
- MAJ-4 LINE SUBURBAN DIVIDED - 105 FT. R.O.W.
- COL-2 LINE SUBURBAN DIVIDED COLLECTOR - 70 FT. R.O.W.  
(2 TRAVEL LANES PLUS LT. TURN)
- 2/4th ROADWAY TO BE 6-2.5 R.O.W. TO BE MAJ-6  
105 FT. R.O.W.

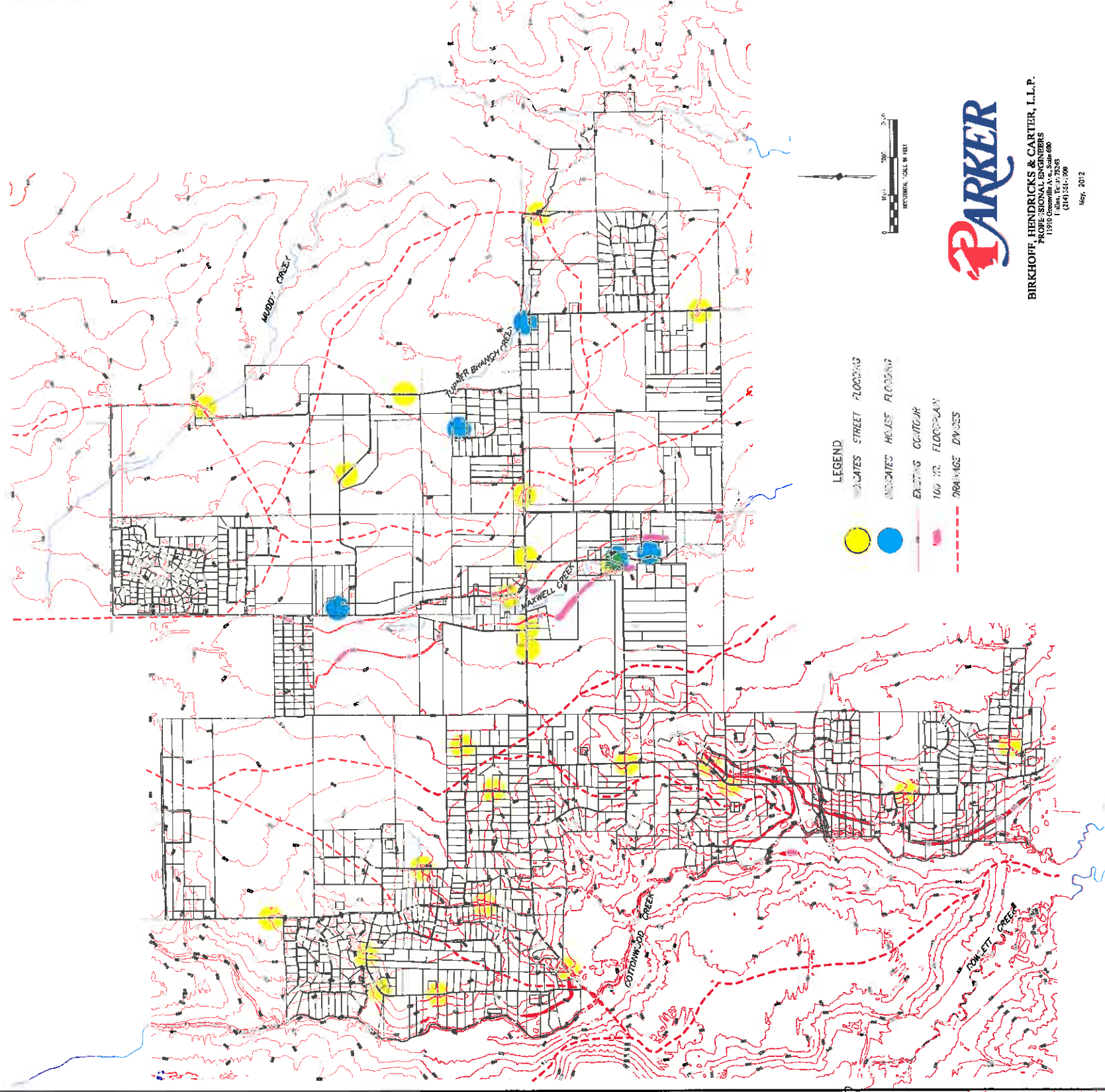
JURISDICTION LIMITS (CITY LIMIT OR ETJ LINE)

## THOROUGHFARE PLAN CITY OF PARKER, TEXAS

THE INFORMATION SHOWN ON THIS DOCUMENT IS  
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AT THE CITY OF PARKER.







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May, 2012

## Future Council Agenda Items

approx time (mins)	ITEM DESCRIPTION	SCHEDULED AGENDA DATE	Project Contact/ Requestor	Notes
<b>1 day</b>	Annual Planning session	June 5, 2012	Boyd	
<b>15</b>	Water Contract	June 5, 2012	Shepherd	Was tabled 4/17
<b>10</b>	Change Signature Cards	June 5, 2012	Boyd	
<b>10</b>	Accept Contract for Annual Road Maintenance	June 5, 2012	Flanigan	
<b>15</b>	Change Committee members and/or Liaisons	June 19, 2012	Smith	
<b>30</b>	Appointment of City Judge, Alt Judge and Prosecutor	June 19, 2012	Shepherd	Refer to Res 2012-302
<b>15</b>	Tree Memorial	June 19, 2012	Houx	
<b>30</b>	Allied Waste Rate Review	June 19, 2012	LaLonde	
<b>15</b>	Update for Grassroots Summit	June 19, 2012	Marshall	Tentative, awaiting reply from coordinator.
<b>15</b>	Renewal of curfew ordinance	June 19, 2012	Fragoso	Required by statute to review every 3-years.
<b>2 days</b>	Annual Budget Session	July 16 & 17	Boyd	
	Board Appointments	July 3, 2012	Smith	Council will receive recommendations from boards and commissions in accordance with Res 2011-348
	Parks Quarterly report	July 3, 2012	Sterk	Required per Ordinance
	Allied Waste Quarterly report	July 3, 2012	Allied	Required per contract
<b>30</b>	Election Report and Review SB 100 - Future Elections	Summer 2012	Smith	Review the options of changing the general election date. Options include 1) move to November, 2) change terms and move to May in odd-years only, 3) keep it each May.
<b>15</b>	Approval of 2011-2012 Auditor	Summer 2012	Boyd	used same auditing firm for 5-years, time to Change
<b>15</b>	Investment Policy, Officer and committee	Summer 2012	Boyd	Required by statute to review and appoint annually.



## Future Council Agenda Items

approx time (mins)	ITEM DESCRIPTION	SCHEDULED AGENDA DATE	Project Contact/ Requestor	Notes
	Dublin Road Safety	TBD		
	\$500 Budget allocation to PD	TBD	Leamy	from 5/22 meeting
	Animal Control Ord Review	Fall 2012	Pettle	
	Media Broadcasting of Council Meetings	TBD	Pettle	
	Drainage issues in the City	TBD	Pettle	
	Ex Session Ord 481	TBD	Marshall	