

MINUTES
CITY COUNCIL MEETING
JUNE 7, 2016

CALL TO ORDER – Roll Call and Determination of a Quorum

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

Mayor Z Marshall called the meeting to order at 7:00 p.m. Council members Lee Pettle, Ed Standridge, Tom Stone and Patrick Taylor were present. Council member Scott Levine was absent.

Staff Present: City Administrator Jeff Flanigan, Finance/H.R. Manager Johnna Boyd, City Secretary Patti Scott Grey, City Attorney Jim Shepherd, Police Chief Richard Brooks, Police Captain Kenneth Price, Officer Guy Cannon, and Officer Carl Bennett

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: Councilmember Lee Pettle led the pledge.

TEXAS PLEDGE: Police Chief Richard Brooks led the pledge.

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

Don Raney, 4904 Ridgeview Drive, spoke in regard to his concerns about violations with City residential ordinances. Mr. Raney said he loved the City of Parker. He inquired about the lack of code enforcement on the property at Saddle Trail and Parker Road. He indicated there had been problems with this property for some time and he had brought those concerns to the City's attention in the past with no result. Mr. Raney stated he believed if the City created and approved city ordinances, the City should enforce those ordinances. Finally, Mr. Raney requested the matter be looked into and our city ordinances be enforced. Mayor Marshall thanked Mr. Raney.

CONSENT AGENDA Routine Council business. Consent Agenda is approved by a single **majority vote**. Items may be removed for open discussion by a request from a Councilmember or member of staff.

1. APPROVAL OF MEETING MINUTES FOR MAY 18, 2016. [SCOTT GREY]
2. APPROVAL OF MEETING MINUTES FOR MAY 31, 2016. [SCOTT GREY]

MOTION: Councilmember Pettle moved to approve consent agenda items 1, and 2, as presented. Councilmember Standridge seconded with Councilmembers Pettle, Standridge, Stone and Taylor voting for the motion. Motion carried 4-0.

INDIVIDUAL CONSIDERATION ITEMS

3. ADMINISTER OATH OF OFFICE TO RE-ELECTED MAYOR MARSHALL AND COUNCILMEMBER LEE PETTLE. [MARSHALL]

Councilmember Stone ceremoniously administered Mayor Marshall's Oath of Office and Mayor Marshall administered the Oath of Office to Councilmember Lee Pettle. *[Note: Mayor Marshall's Oath of Office was also administered by City Secretary Scott Grey, per Texas Government Code §602.002.]*

4. ADMINISTER OATH OF OFFICE TO NEW POLICE CHIEF AND NEW POLICE DEPARTMENT PERSONNEL. [MARSHALL]

Mayor Marshall spoke briefly about our new Police Chief Richard Brooks, stating Chief Brooks came from the City of Flower Mound, Texas, where he served for thirty years, and then the Mayor administered the Chief's Oath of Office. Chief Brooks' wife, Lanee Brooks, pinned him.

Police Chief Brooks thanked those present to welcome our newest officers. He introduced Officers, Guy Cannon and Carl Bennett. The Chief then spoke briefly about what the police badge stood for and administered the Oath of Office to our two (2) new police officers. Officer Cannon and Officer Bennett were pinned by Texas State Trooper Sergeant Joe Applewhite, friend and mentor, and Ms. Gabriella Bennett, wife, respectively.

Mayor Marshall recessed the regular meeting at 7:19 p.m., to allow family members and staff to congratulate the new Parker Police Department personnel and take pictures.

Mayor Marshall reconvened the regular meeting at 7:24 p.m.

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON APPOINTMENT OF THE 2016-2017 MAYOR PRO TEM. [MARSHALL]

Councilmember Pettle nominated Councilmember Scott Levine, current Mayor Pro Tem. Ms. Pettle said Councilmember Levine continued to do an excellent job for the City of Parker; City Council agreed. Councilmember Stone seconded the nomination. There being no additional nominations; Mayor Marshall closed the nominations. Councilmembers Pettle, Standridge, Stone and Taylor voting for the motion. Motion carried 4-0.

6. APPROVAL OF ORDINANCE NO. 736 APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2016 AND 2017 RATE REVIEW MECHANISM FILINGS; APPROVING A SETTLEMENT AGREEMENT WITH ATTACHED RATE TARIFFS AND PROOF OF REVENUES; DECLARING EXISTING RATES TO BE UNREASONABLE;

ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES. [SHEPHERD]

Mayor Marshall recognized City Attorney Shepherd. Mr. Shepherd stated this was a routine item, filed on a regular basis by Atmos, and Atmos Cities Steering Committee ("ACSC") of which the City of Parker was a member, to deal with rate increases, after negotiations and a settlement was determined. He noted the "Model Staff Report", in the City Council packet, had much of the detail needed for the ordinance, which would approve the negotiated rate settlement, resolving the 2016 Rate Review Mechanism (RRM) filing, and implementing the rate change, which would go into effect immediately. Mr. Shepherd introduced Atmos Representative John Manganilla for any questions City Council might have. Mr. Manganilla stated his name and address for the record, Atmos Energy, 1681 Corporate Drive, McKinney, Texas. Mr. Manganilla said he appreciated City Council considering the item at tonight's meeting.

Councilmember Pettle noted the \$1.26 monthly increase in Atmos Energy rates for those customers in Parker.

Mayor Marshall asked how many Atmos customers the City of Parker had. Mr. Manganilla said he sent that information to City Administrator Flanigan. Mr. Manganilla approximated the number at 130 and Mr. Flanigan said it was closer to 180 customers. They agreed.

Councilmember Standridge asked if there was any risk to the City, a risk the City Council needed to be aware of before passage. City Attorney Shepherd stated if the city did not want to agree to this type of negotiated settlement, as part of the ACSC, the risk would be expending massive amounts of funds to litigate with Atmos. Mr. Shepherd said frankly, he was impressed each year with the steering committee's negotiated settlement request.

MOTION: Councilmember Taylor moved to approve Ordinance No. 736, approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the company's 2016 and 2017 rate review mechanism filings; approving a settlement agreement with attached rate tariffs and proof of revenues; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring the company to reimburse ACSC'S reasonable ratemaking expenses, as presented. Councilmember Standridge seconded with Councilmembers Pettle, Standridge, Stone and Taylor voting for the motion. Motion carried 4-0.

7. CONSIDERATION AND APPROPRIATE ACTION ON RESOLUTION 2016-510, ACCEPTING A RESIGNATION OF A MEMBER OF THE PARKER INVESTMENT COMMITTEE, AND APPOINTING A REPLACEMENT. [MARSHALL]

Mayor Marshall said appointments were usually handled in the fall, but due to Councilmember Tom Stone's recent Investment Committee resignation, City Council

would accept the resignation and appoint a replacement. (See Exhibit1 – Councilmember Tom Stone's resignation.)

MOTION: Councilmember Taylor moved to accept Councilmember Tom Stone's resignation and appoint Mayor Pro Tem Scott Levine to the Parker Investment Committee. Councilmember Pettle seconded with Councilmembers Pettle, Standridge, Stone and Taylor voting for the motion. Motion carried 4-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AUTHORIZING MUNICIPAL ENGINEER FOR 2016 ROAD MAINTENANCE BIDS. [FLANIGAN]

Mayor Marshall recognized City Administrator Flanigan. Mr. Flanigan stated this was standard procedure, making City Council aware that the City would be going out for bids for road maintenance. The final bid package would be come back for City Council's final approval.

MOTION: Councilmember Stone moved to authorize the municipal engineer to advertise for 2016 road maintenance bids. Councilmember Pettle seconded with Councilmembers Pettle, Standridge, Stone and Taylor voting for the motion. Motion carried 4-0.

ROUTINE ITEMS

9. FUTURE AGENDA ITEMS

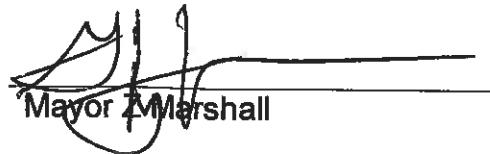
Mayor Marshall said the next regularly scheduled meeting would be Tuesday, June 21, 2016. He asked if there were any items to be added to the future agenda. He noted an oath, which was already listed. City Administrator Flanigan added the Southridge presentation, as well as a Water Master Plan update or report. Councilmember Pettle asked that the item to "Discuss what materials may be transported through the City" be removed from the Future Agenda Items. Ms. Pettle asked if the Water Master Plan update included the consultant's report. City Administrator Flanigan said those were two (2) separate items, but both could be added.

10. ADJOURN

Mayor Marshall adjourned the meeting at 7:38 p.m.



APPROVED:



Mayor T. Marshall

ATTESTED:



Patti Scott Grey, City Secretary

Approved on the 21st day
of June, 2016.



Exhibit 1

May 17, 2016

Mayor Z Marshall
City of Parker
5700 E. Parker Road
Parker, Texas 75002

Dear Mr. Mayor,

Please accept this letter as my resignation from the Investment Committee due to personal reasons. It has been my pleasure to serve on the committee and I am confident that the City will continue to make positive Investment decisions in the future,

Sincerely,

A handwritten signature in blue ink, appearing to read "Tom Stone".

Tom Stone
Parker City Councilman

/jb