Melody Paradise, Mayor
Don Surratt, Mayor Pro Tem

AGENDA
Amended

October 24, 2016

Work Session 6:30 p.m.
Regular Session 7:30 p.m.
Council Chamber
1614 South Bowen Road

COUNCIL MEMBERS:
Fred Adair
Don Funderlic
Jane Barrett
Russell Brewster

Matthew Fielder, City Manager

WORK SESSION 6:30 P.M.
REVIEW AND DISCUSS ITEMS ON THE REGULAR AGENDA, AND CONSIDER PLACING APPROVED ITEMS ON CONSENT AGENDA.
All consent agenda items are considered to be routine by the Council and will be enacted with one motion. There will be no separate discussion of items unless a Council Member so requests, in which event, the item will be removed from the general order of business and considered in its normal sequence.

1. City Manager Report
   - Personnel Vacancies
   - Park Row Project
   - Street Maintenance Fee Election
   - Gas Well Lease
   - Shady Valley Contract

2. Approval of Purchase Requisitions and Accounts Payable over $5,000 and Review of Purchase Requisitions and Accounts Payable $1,000 to $5,000 previously approved by the City Manager.

3. Approval and Acceptance of Minutes
   Approval of Town Council Minutes:
   - Town Council minutes from September 12, 2016
   - Town Council minutes from September 26, 2016

REGULAR SESSION 7:30 P. M.
CALL TO ORDER/WELCOME
INVOCATION BY: Councilmember Funderlic
PLEDGE OF ALLEGIANCE
MAYOR/COUNCIL/STAFF COMMENTS OF COMMUNITY INTERESTS

HONORS AND RECOGNITIONS
- Proclamation in Recognition of Municipal Court Week.

COUNCIL LIAISON TO BOARD REPORT
- Community Relations Board
- Pantego Youth Leadership Council

PEDC REPORT

CITIZENS OPEN FORUM
This is a time for the public to address the Town Council on any subject not on this agenda. However, in accordance with the Open Meetings Act Section 551.042, the Town Council cannot discuss issues raised or make any decisions on that subject at this time. The Town Council or an appropriate Town official may make a statement of factual information or policy on the subject in response to an inquiry by a member of the public. Issues raised may be referred to Town Staff for research and possible future action.

APPROVAL OF CONSENT AGENDA ITEMS
Approval of the Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations and all votes on final reading will be recorded as reflected on first reading unless otherwise indicated. Public comment will be accepted on items, with the exception of those items on which a public hearing has been held and closed by Council.

PUBLIC HEARING

4. Public hearing, discuss, direct, and consider action on Ordinance 16-794 an ordinance of the Town of Pantego, Texas, amending the Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.001 Definitions and Rules of Construction and by amending Article 12.05 Parking, Stopping and Standing Section 12.05.003 General Provisions; making the ordinance cumulative of other ordinances on the subject; providing

a penalty clause; providing for publication; and declaring an effective date. This ordinance is otherwise known as the Boat and RV Ordinance.

NEW BUSINESS FOR DISCUSSION, REVIEW, APPROVAL, AND/OR DIRECT STAFF.

5. Discuss, direct, and consider action on the scheduling of a special meeting to discuss the final revisions of the Town of Pantego Municipal Code of Ordinances Chapter 14 Zoning.

6. Discuss, direct, and consider action on the cancellation of the regularly scheduled council meetings for November 28, 2016 and December 26, 2015 due to holiday schedules.

7. Discuss, direct, and consider action on an upgrade to the internet speed of the Police Department.

Following the Scheduled Executive Session, the Council will reconvene in public session and may take any and all action necessary concerning the Executive Session.

SCHEDULED EXECUTIVE SESSION ITEMS

- The Council will convene in the City Manager's Office pursuant to the Texas Government Code for an executive session on the following items:

  1. Pursuant to Government Code Section 551.074 Personnel Matters to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – City Secretary.

COUNCIL INQUIRY

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ADJOURNMENT

CERTIFICATION

Prepared and posted in accordance with Chapter 551 of the Texas Government Code. I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the outside window of a display cabinet at the Town Hall of the Town of Pantego, Texas, a place of convenience and readily accessible to the general public at all times, and said Notice was posted by the following date and time: Friday, October 21, 2016 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

Julie Arrington, City Secretary

Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in Town functions and activities. Auxiliary aids and services or accommodations should be requested forty-eight (48) hours prior to the scheduled starting time by calling the City Secretary's Office at (817) 548-5852.

Complete Council Agenda and background information are available for review at the City Secretary's Office and on the Town's website: www.townofpantego.com.

TOWN OF PANTEGO TEXAS

AGENDA

TOWN COUNCIL

October 24, 2016

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Regular Session 7:30 p.m.
Council Chamber
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Don Surratt, Mayor Pro Tem

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TOWN OF PANTEGO TEXAS

City Manager's Report

To: Mayor Paradise and Members of the Town Council

From: Matt Fielder, City Manager

Date: October 24, 2016

Personnel Vacancies

Vacancies remain for three police officers, one dispatcher, and one part-time court clerk. One police officer and the public works maintenance worker position have been filled, with start dates the last week of the month. A potential dispatcher candidate is currently undergoing background checks.

Park Row Project

The most recent plans and cost estimate have been saved to Drop Box. This item will be placed on the next Council agenda.

Street Maintenance Sale Tax Election

The Street Maintenance Sales Tax was last approved in 2013. It is required to be reauthorized by the voters every four years. Should Council desire to do so, it will need to be placed on the May 2017 ballot.

Gas Well Lease

In response to Council's questions regarding the Gas Well Lease and the Oil and Gas Production Ordinance, staff spoke to Bryn Meredith and will report on their findings.

AGENDA BACKGROUND

AGENDA ITEM: **Approval of Bills Payable and Purchase Orders over $5,000.**

DATE: **October 24, 2016**

PRESENTER: Matthew Fielder, City Manager

BACKGROUND:

This agenda item includes a listing of bills payable over $5,000. Included are copies of invoices for professional services and purchase orders over $5,000, attached memo and invoice copies, if available.

FISCAL IMPACT:

Please review report for individual account number.

RECOMMENDATION:

Staff recommends the following motion:

Approval of the listing of bills payable and purchase orders over $5,000 as submitted.

ATTACHMENTS:

Expenditure Summary and List of Purchase Orders over $5,000 for October 24, 2016.

Purchase Orders and Bills Payable for 10/24/16

Bills Payable over $5,000	***AMOUNT***	***DESCRIPTION***

Purchase Orders over $5,000	***AMOUNT***	***DESCRIPTION***
2019 - Blackboard Finance Operations	$5,353.50	Messaging Service For Residents

Bills Payable Under $5,000		
Armando Gonzalez, Jr.	$1,666.67	ROW Mowing -10/8
Texas Entertainment Group	$1,600.00	Pantego Fest KidZone
Vector Disease Control	$1,898.05	September Mosquito Spraying
iWerk	$2,776.25	August Service

Professional Services	***AMOUNT***	***DESCRIPTION***
George, Morgan & Sneed	$10,000.00	Financial Audit Services
Perdue, Brandon, Fielder, Collins & Mott LLP	$1,010.40	September Attorney Fees

GENERAL BILLS	***AMOUNT***	***DESCRIPTION***
Wells Fargo Financial Leasing	$1,694.13	9/19 - 10/18 Copier Lease
Time Warner Cable	$2,839.40	October Service

THIS IS NOT AN INVOICE, DO NOT PAY

Blackboard Inc.
650 Massachusetts Ave., NW
6th Floor
Washington DC 20001
USA

Phone: (202) 463-4860 X2721
Fax : (202) 318-2619
Federal ID # 52-2081178

Send Purchase Order to

Blackboard Finance Operations
650 Massachusetts Avenue NW, 6th Floor
Washington, DC 20001 USA
Fax: (202) 318-2619
FinanceOps@blackboard.com

Unless otherwise notified, invoice will be sent to the address below.

Client Contact Information

Town of Pantego
1614 S. Bowen Road
Pantego TX 76013
USA

Client ID: 333513

Renewal Notice Date: June 21, 2016

The renewal pricing listed below is based on your contract with Blackboard and is provided to facilitate generation of purchase orders for your upcoming renewal item. The amounts listed below **do not** include applicable taxes, which will be assessed and included at the time of invoice.

Renewal ID: *Bb-154841*

Qty	Product Code	Product Description	Start Date	End Date	Price (USD)
1	BC-CARE-GOV	Blackboard Connect for Government Care Annual Fee	12/10/2016	12/09/2017	500.00
1	BC-STND-LIC	Blackboard Connect Unlimited Emergency and Outreach Messaging Service License Fee	12/10/2016	12/09/2017	2,353.50
1	BC-WEATHER	Blackboard Connect Automated Weather Alerts	12/10/2016	12/09/2017	2,500.00

Renewal Amount (USD) 5,353.50

TOWN OF PANTEGO

1614 S. BOWEN
PANTEGO, TEXAS 76013

No. 2019 7

INSTRUCTIONS TO VENDOR

1. PURCHASE ORDER NUMBER. Vendor must show purchase order number on all packages, shipping papers, invoices and relative correspondence.
2. INVOICING. Send Invoices to:
   TOWN OF PANTEGO
   Attn: Accounts Payable
   1614 S. Bowen Road
   PANTEGO, TEXAS 76013
3. TAXES. Municipality Tax Exempt
   Entity I.D. #75-1291097

TO Blackboard Finance Operations
150 Massachusetts Ave. NW, 6th Floor
Washington, DC 20001

SHIP TO Blackboard Inc.
150 Massachusetts Ave,
6th Floor
Washington, DC 20001

DATE	ACCT #	DEPT.
10-17-16	100-5-101-234.20	G. A.

QUANTITY ORDERED	QUANTITY RECEIVED	STOCK NUMBER / DESCRIPTION	PRICE		PER	AMOUNT	
1	1	Blackboard Connect for Government Care Annual Fees 12-10-16 to 12-09-17	500	00	1	500	00
1	1	Blackboard Connect Unlimited Emergency & outreach Messaging	2353	50	1	2353	50
1	1	DC Weather Alerts	2500	00	1	2500	00
		** Budgeted **					
					TOTAL	5353	50

APPROVED BY

TOWN OF PANTEGO

G/A MEMO

To: Matt Fielder, City Manager

From: Julie Arrington, City Secretary

Date: October 17, 2016

Re: Blackboard Connect Agreement

The Town of Pantego contracts with Blackboard Connect for service to the residents regarding weather alerts, Town emergencies, or any other necessary communication from the Town. The annual agreement for this service is up for renewal and is budgeted within the General Budget. The estimate and purchase order for the 2016-2017 Fiscal Year in the amount of $5,353.50 are provided. I request to spend the budgeted funds from the 100-5-101-234.20 line item of the General Fund Budget to continue and extend the contract until December 9, 2017.

V114960

Junior's LawnCare

Number 1312

Date 10/11/2016

Bill To

Town Of Pantego
1614 S. Bowen
Pantego, TX, 76013

ENTERED

Description	Date	Amount
Mowed, Line Trimmed, Blow various sites per town specifications.	10/08/16	$1,666.67

Split Accts# 100-5-135-464.00 $ 335.00

500-5-000-475.00 $ 283.33

200-5-201-360.00 $ 883.34

200-5-202-360.00 $ 165.00

$ 1,666.67

10/12/16

Make Checks To: Armando Gonzalez Jr.
7317 Ashcrest Ln.
Dallas, TX 75249
214-251-2357

Total $1,666.67

INVOICE

ENTERED

Town of Pantego
1614 S. Bowen Road
Pantego, TX 76013
Main: 817-617-3700
Fax: 817-617-3726

Date: October 13, 2016
Invoice #: KidZone2016
For: KidZone Entertainment

Pay To:
Texas Entertainment Group
103 N. Kirby Street
Garland, TX 75042

DESCRIPTION		AMOUNT
KidZone Proceeds	$2,000.00 x 80% $1,600.00	$ 1,600.00
850-5-000-355.57KU		
	TOTAL	**$ 1,600.00**

Texas Entertainment Group

103 N Kirby St, Garland, TX 75042
Phone: 972-276-6500 Fax: 972-535-6776
Website: www.texasentertainmentgroup.com

ORDER #:			EVENT START:	EVENT END:
7522	Town of Pantego Holly Potter Harvey	(214)708-1967	Sat, Sep, 24, 2016	Sat, Sep, 24, 2016
BILL TO: 1614 S Bowen Rd, Pantego, TX 76013			START TIME: 11:00 am	END TIME: 11:00 pm
DELIVER TO: 2405 W Park Row, Pantego, TX 76013		PAYMENT METHOD:	SALES PERSON: Kevin	DATE ORDERED: Mon, Sep, 19, 2016

DELIVERY METHOD:	DELIVERY ARRIVAL WINDOW:	PICKUP ARRIVAL WINDOW:	CONTACT EMAIL ADDRESS:
STAFFED EVENT	Date: Sat, Sep, 24, 2016 Time:	Date: Sat, Sep, 24, 2016 Time:	hollyleeharvey@gmail.com

Qty	Description	Power	Unit Price	Total
Bounce Houses/Combos				
1	Sports Bounce House *Sports Bounce House without staff* *15'wx15'lx13'h - Requires ONE dedicated 20-amp circuit*	1	$0.00	$0.00
Interactive Entertainment				
1	Reckless Carnival Ride *Reckless Carnival Ride*	Generator Included	$0.00	$0.00
1	Euro Bungee *Euro Bungee with Staff* *50'wx50'lx40'h - Generator Included*	0	$0.00	$0.00
1	BOOT CAMP Zip Line *Inflatable Zip Line with Staff* *20'wx80'lx35'h - Requires FOUR dedicated 20-amp circuit*		$0.00	$0.00
1	Climb-n-Dangle *Climb-n-Dangle Rock Climbing Wall with Staff* *15'wx28'lx28'h - NO Electricity Required*	0	$0.00	$0.00
1	Cosmic Tunnel		$0.00	$0.00
OC				
1	Alcatraz Obstacle Course *Alcatraz Obstacle Course with Staff. Requires THREE dedicated 20-amp circuis – 20'hx25'wx40'l*	3	$0.00	$0.00
1	Bugs Life Obstacle Course *Bugs Life Obstacle Course with Staff* *13'wx30'x8'hl - Requires ONE 20-amp dedicated circuit*	1	$0.00	$0.00
Slides				
1	Log jammer *Log Jammer with staff* *14'wx72'lx32'h - Requires 4 dedicated 20-amp circuits. Water Source required if using WET. Water Hose NOT included.*	4	$0.00	$0.00

Item Subtotal: $0.00
TOTAL: $0.00

Amount Paid: $0.00
Balance Due: $0.00

Customer Notes:

This agreement is for Pay for Play, Texas Entertainment Group will receive 80% of proceeds and the Town of Pantego will receive 20% of proceeds. Town of Pantego will supply 11 volunteers for the duration of the event to assist in operation of

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Sertifi Electronic Signature

attractions.

I HAVE READ AND UNDERSTAND THE TERMS AND CONDITIONS OF THIS AGREEMENT, **INCLUDING THE ADDITIONAL TERMS AND CONDITIONS ON ALL PAGES**, AND AGREE TO BE BOUND BY THEM. I FURTHER WARRANT AND REPRESENT THAT I AM EITHER THE CUSTOMER NAMED ABOVE, OR AM AUTHORISED AND EMPOWERED TO ACCEPT DELIVERY OF THE EQUIPMENT AND TO SIGN THIS AGREEMENT ON THEIR BEHALF AND AS THEIR AGENT.
FURTHERMORE, I AGREE THAT I AM ALSO BINDING MYSELF PERSONALLY AS AN ADDITIONAL PARTY TO ALL OF THE TERMS AND CONDITIONS OF THIS AGREEMENT.

Customer Signature _____ Date _____

Lessee agrees to be bound by the terms and conditions of this agreement.

TERMS AND CONDITIONS

1. General Release/Indemnity/Hold Harmless: I, the undersigned, understand and acknowledge that play on an amusement device entails both known and unknown risks including, but not limited to, physical injury from falling, slipping, crashing, or colliding, emotional injury, paralysis, distress, damage or death to any participant. Customer shall defend, indemnify, and hold TLD Holdings, LLC dba Texas Entertainment Group (hereafter named TEG or Lessor) harmless against any and all liability, loss, expense, including reasonable attorney's fees, or claims for injury or damages, arising out of the performance of this agreement; but only in proportion to and to the extent such liablity, loss, expense, attorney's fees or claims for injury or damages are caused by or result from the negligent acts or omissions of the customer, including its officials, agents, employees, volunteers, patrons, participants, and invites. In the event I, the undersigned or any of my participants file a lawsuit against TEG, it is agreed to do so solely in the State of Texas. I agree that if any portion of this agreement is found to be void or unenforceable, the remaining portions shall remain in full force and effect. I, the undersigned, acknowledge that there is safety and operating instructions on the equipment delivered and agree to read those instructions and operate the equipment, or allow the equipment to be operated or used, in accordance with those instructions.
Customer further acknowledges and understands that if TEG has not agreed to nor have they provided any operators with this rented equipment, the customer is solely responsible for the correct and safe operation of this equipment. Customer understands that children's safety depends upon customer providing AT ALL TIMES correct operation of and the use of the equipment, especially the INFLATABLE Unit. Customer further agrees to keep all equipment away from swimming pool(s) and customer understands and agrees that they will not operate any electrical equipment near water. In particular, customer will not permit the equipment to be operated by anyone who is not fully qualified and who has not received instruction from customer on the safe operation and use of the equipment, nor shall customer allow any person to use or operate the Equipment when it is in need of repair or when it is in an unsafe condition or situation.
2. Safety: Customer will take all necessary precautions regarding the items rented, and protect all persons and property from injury or damage. Customer acknowledges that they are in charge of the operation and use of the Rental Equipment, and are fully responsible for its safe operation and installation if they picked up the unit as well as the return of the Rental Equipment in good working order. Customer acknowledges and agrees that Lessor is not responsible for any injury occurring to Customer, or any guests of Customer or to any other persons using the Rental Equipment if the Lessor has not provided operators, or to any claims by any other person(s) injured by or on account of the Rental Equipment, while the equipment is in the possession of the Customer. Customer further acknowledges that Lessor is not a food supplier or handler, and that any food related items, such as popcorn, which may be supplied with the Rental Equipment, is a straight pass through by Lessor to Customer. Since this additional service is provided to Customer as a courtesy by Lessor, and so long as Lessor advises Customer, in writing, after Customer requests, with the name and address of the supplier or any specific item, Customer specifically agrees to waive and release, Indemnify and hold Lessor harmless from and against any and all claims of whatever kind or nature arising out of or involved with the food items supplied.
3. Cancellation Policy: In the event of inclement weather, you may cancel your event with no penalty as long as the following conditions are met. A) **Cancellations cannot be made via email, voicemail or fax. You must speak to an authorized TEG staff member by calling 972-276-6500 ext. 5 to speak to a manager on duty.** B) Cancellations must be made prior to the rental equipment being loaded on a TEG truck. Should you cancel once the vehicle containing your order leaves the warehouse, you will be charged the full rental fee for the event.
TEG will not be responsible for any occurrences of any type outside of TEG physical control. No refunds, credits, or discounts will be issued for any occurrences outside of TEG physical control resulting in any equipment or service not being able to be used or being cancelled or refused by the customer.

MDF **Initials**
By signing above I, the renter, understand and agree to abide by the cancellation policy stated above.

ADDITIONAL TERMS AND CONDITIONS

In consideration of the hiring of that certain Rental Equipment described on the first page of this Rental Agreement and General Release and in addition to all of the terms and conditions set forth on the front side of this agreement, the parties do further agree as follows:
4. Identity of parties: For the purposes of this Rental Agreement, "Lessor" or "TEG" shall mean TLD Holdings, LLC dba Texas Entertainment Group, it's owners, officers, directors, shareholders, employees, contractors, agents and "Customer" shall mean the person(s) or company listed in the "ordered by" and/or "customer" boxes on the front side of this agreement, as well as the person signing the agreement (if different), and their agents and/or employees.
5. Equipment, Rent, Payment, and Term of Rental Agreement: Customer rents from TEG, as Lessor, that certain equipment described on the front side of this Agreement. The rental fee set forth is payable, in full, in advance, and the rental term shall be that listed as "**Rental Period**" on the front side of this Agreement, but all of Customer's obligations arising under the terms and conditions of this Rental Agreement shall run from actual delivery of the Rental Equipment to the actual pick up of the Rental Equipment by Lessor. Lessor cannot guarantee weather conditions, and if the Equipment is delivered by Lessor and accepted by Customer, then Customer shall not be entitled to any refund whatsoever if weather conditions prohibit safe use of the Equipment, or if Customer otherwise elects not to use the Equipment due to weather or any other causes.
6. Delivery: Lessor shall deliver the Rental Equipment to the street address specified by Customer as listed on the front side of this Agreement. Customer grants to Lessor the right to enter the property at the said street address ("Delivery Address") for delivery, and required set up, if any, and for subsequent pick up of the Rental Equipment and any associated equipment or packing materials at the approximately specified times. Delivery is to ground floor only. Costumer is responsible for moving equipment up and down any stairs. Cashiers Check, Money Order or Cash for the balance is due when the driver arrives to set-up the equipment. If the cashiers check/money order/cash is not ready when the driver arrives, the driver reserves the right to go to their next event and set up your event after they are done with all of their other deliveries, and no guarantees will be made that your equipment will be set up at the start of your event.
7. Receipt/Inspection of Rental Equipment: Customer hires the Rental Equipment on an "as is" basis. Customer acknowledges that Customer will inspect the installation of the rental equipment and will personally inspect the rental items prior to its use, and will read the operating/safety instructions prior to use. Customer specifically agrees that such rental items will not be used if Customer finds that it is not suitable for Customer's needs or any damage is found. Furthermore, the Customer agrees to contact the Lessor to report any damages prior to the end of their rental period.
8. Possession/Title: Customer's right to possession of the Rental Equipment begins upon the items being delivered to Customer's premises and terminates on

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Sertifi Electronic Signature

the actual pick up by Lessor. Retention of possession, or any failure to permit the pick up of the item(s) at or after the end of the **"Rental Period"** specified constitutes a material breach of this Agreement. In the event that the Equipment is not returned for any reason, including theft, the Customer is obligated to pay to Lessor the full equipment value for such
Equipment as listed on the front side of this Agreement, plus any and all incidental costs associated with the attempted pick up or recovery of the Equipment by Lessor. Title to the rental items is and shall remain in Lessor. Customer agrees to keep the Rental Equipment in his/her/their custody and control from the time of the Lessor's delivery of the items, until Lessor picks up such items. Customer shall not cause nor permit these items, or any of them, to be sublet, rented, sold, or removed from the Delivery Address, or otherwise transfer such items. If rental items are not retuned and/or levied upon for any reason whatsoever, Lessor may retake possession of said items without further notice or legal process and use whatever force is reasonably necessary to do so. Customer hereby agrees to indemnify, defend, and hold Lessor harmless from any and all claims and costs arising from such retaking and/or levy. If rental items are levied upon, or otherwise moved from Delivery Address, Customer shall notify Lessor immediately. For each
day after the **"Rental Period"** the equipment is not returned, customer agrees to pay an additional days rental for each piece of equipment. Client authorizes TEG to charge their credit card for any loose pieces (ex. Balls, Snow cone bottles, game supplies, money machine supplies, Bingo supplies, and other) that are not returned at the time the driver picks up their equipment after their event. If a credit card is not on file. Client agrees to send a check within 3 business days.
9. Care of the Rental Equipment: Customer shall be responsible for any and all damage to any of the Rental Equipment not caused by ordinary wear and tear. "Ordinary wear and tear" shall mean only the normal deterioration of the rental equipment caused by ordinary, reasonable and proper use of the rental equipment. Customer shall be liable to Lessor for any and all damage, which is not "ordinary wear and tear" in an amount equal to the equipment value. Damage which is not "ordinary wear and tear" includes, but
is not limited to, cutting or tearing of vinyl or netting, damage due to overturning, overloading, exceeding rated capacities, breakage, improper use, abuse, lack of cleaning, contamination of or dirtying of rental equipment with non-approved items such as sand, candy, duck tape, chemicals, food, paint, silly string (see Paragraph 10), mud, clay, or other materials. A minimum fee of seventy-five dollars will be applied to the charge card on the agreement if cleaning is required. Cleaning fees will be determined by actual
time spent cleaning the equipment.
10. Equipment Problems: Should any equipment develop a problem, or does not function correctly at any time, or Customer does not understand the operating instructions, Customer agrees to immediately cease use of that equipment and contact the Lessor immediately. In particular, if the equipment includes an INFLATABLE, and the INFLATABLE unit begins to deflate, customer will immediately have the riders exit the INFLATABLE and then check for one of the following conditions: 1) The motor has stopped; in which case check the power cord connection at the outlet where the unit plugs into the house to make sure that it has not been unplugged; 2) If motor continues to run, check for blockage of the air intake screen on the side of the blower unit. Also, check both air tubes on the back of the INFLATABLE unit for snugness and tighten the ties if necessary; 3) If either of these steps corrects the problem, fully reinflate the INFLATABLE prior to permitting anyone to use the unit; 4) If you cannot correct the problem, call our emergency number at the top of this agreement.
11. Specific Rules and Instructions for the INFLATABLE Unit: The following rules and warnings must be obeyed in the use of the INFLATABLE unit: A) All safety and operating instructions contained on the INFLATABLE must be complied with and followed at all times; B) For the safety of all CHILDREN, **ADULT SUPERVISION IS REQUIRED AT ALL TIMES!** C) **No silly string is permitted to come in contact with the inside or outside of the INFLATABLE, this causes irreparable damage to**
the Inflatable, and Customer acknowledges that if the Inflatable is damaged by "Silly String," then a $1,000.00 fee shall be automatically imposed by Lessor and shall be immediately due and payable by Customer; D) **WARNING- extra caution and supervision are required for children ages three (3) and under**; E)**WARNING - It is unsafe to use any inflatable if winds exceed 15 miles per hour (MPH). Have all persons exit Inflatable, then unplug the blower unit and let the Inflatable Unit deflate**; F) **WARNING - Individuals with head, neck, back, or other musculo-skeletal injuries or disabilities, pregnant women, small infants, and others who may be susceptible to injury from falls, bumps or bouncing are not permitted in the unit at any time**; G) Do not move the INFLATABLE from the location where set up; H) **If the INFLATABLE unit moves, pull corner(s) back to their original location(s) and re-secure**; For other questions regarding the safe installation of equipment, please call our office during normal business hours. I) Do not let the INFLATABLE rub up against any surface.
12. Limited Warranty: Lessor warrants that the Rental Equipment leased under this Agreement will be in good working order when delivered under this Agreement. All equipment is supplied and maintained subject solely to this warranty. Lessor's sole and exclusive obligations under this warranty are limited to repair or replacement of the rental equipment with another piece of similar functionality when Lessor determines that it does not conform to this warranty. Lessor makes no warranty of merchantability or
fitness for any particular use or purpose, either express or implied. There is no warranty or representation that the rental equipment is fit for Customer's particular intended use.
13. Compliance with Laws: Customer agrees not to use or allow anyone to use the rental equipment for any illegal purpose or in any illegal manner or in an unsafe manner. Customer agrees at his/her/their sole cost and expense to comply with all municipal, county, state, federal, or other governmental or quasi-governmental laws, ordinances and/or regulations which may apply to the use of the rental equipment during the rental period. Customer further agrees to pay all licenses, fines, fees, permits, or taxes arising from Customer's use of the rental equipment, including any subsequently determined to be due. Customer is solely responsible for obtaining any and all permits and/or licenses from the appropriate government agencies prior to use. Customer is solely responsible for marking utility lines.
14. Permits: The Customer acknowledges they are responsible for requesting and attaining all permits and insurance documents required. In the event that the order is cancelled or the customer does not accept delivery due to lack of permits or insurance, the customer is responsible for the full amount of the agreement.
15a. Legal Fees: In the event that this contract is not paid or any portion thereof is turned over to an outside collection agency or law firm, the above named customer will be liable for up to thirty percent (30%) of the principal amount of the claim as collection fees.
15b. In the event that this contract is not paid or any portion thereof is turned over to an outside law firm for litigation. The above named customer will be liable for thirty percent (30%) of the principal amount of the claim as litigation fees, plus attorney fees, plus all court costs allowed by law.
16. Customer Acknowledgement: Customer acknowledges and certifies that they have had a sufficient opportunity to read this entire Agreement, and agree to be bound by all the terms and conditions on **both sides** and that they understand its content and that they execute it freely, intelligently and without duress of any kind.
17. Severability: If any of the terms or conditions of this Agreement are found to be unenforceable, illegal or unconscionable by a court of competent jurisdiction, such item shall be stricken from the Agreement, and the remaining terms and conditions of this Agreement shall stay in full force and effect.
18. Entire Agreement: This Agreement constitutes the full agreement between Lessor and Customer. Any prior agreements, whether written or oral, promises, negotiations, or representations not expressly set forth herein shall be of no force or effect. Customer acknowledges the receipt of the Rental Equipment that is the subject of this Rental Agreement and General Release and the fact that it is in good working order.

Doc ID: 20160919140027161
Sertifi Electronic Signature

E-Signed : 09/22/2016 05:00 PM CST

Matthew Fielder

hollyleeharvey@gmail.com
IP: 24.153.222.162

Sertifi Electronic Signature
DocID 20160919140027161

INVOICE

1320 Brookwood Drive, Suite H
Little Rock, AR 72202

Voice: (800) 413-4445 • Fax: (866) 839-8595

V 11116

Invoice Number: PI-A00001487
Invoice Date: 09/30/16

Town of Pantego TX

SOLD TO: Town of Pantego TX
1614 S. Bowen Rd
Pantego, TX 76013

ENTERED

Customer ID	Customer PO	Payment Terms
PANTEG01		Due Upon Receipt

Sales Rep ID	Shipping Method	Ship Date	Due Date
			09/30/16

Qty	Item Description	Unit Price	Extension
32.4	Adulticiding-Truck Mounted Spraying- 9/11 - 9/17	38.50	1,247.40
16.9	Adulticiding-Truck Mounted Spraying- 9/18 - 9/24	38.50	650.65

Subtotal	1,898.05
Sales Tax	0.00
Total Invoice	1,898.05
Payment Received	0.00
TOTAL	1,898.05

PLEASE REMIT PAYMENT TO:

1320 Brookwood Drive, Suite H
Little Rock, AR 72202

Acct# 100-5-136-530.00

iwerk
Texas

INVOICE

Friday, September 23, 2016

Invoice Number: 5175

BILL TO:
Town of Pantego
Accounts Payable
1614 South Bowen Road
Pantego, TX 76013

SHIP TO:
Town of Pantego
Accounts Payable
1614 South Bowen Road
Pantego, TX 76013

August 1, 2016-August 31, 2016 services and expenses associated with Town of Pantego.

Flat Rate Monthly (20 hours) August 2016 $1,820.00

Non-Contractual Hours (Above 20.00hrs/mo) - Services:

08/08/16	BJL	0.25	Hours @	$85.00	21.25
08/09/16	DLB	0.50	Hours @	$85.00	42.50
08/17/16	DLB	4.00	Hours @	$85.00	340.00
08/29/16	BJL	1.50	Hours @	$85.00	127.50
08/31/16	ME	5.00	Hours @	$85.00	425.00

Non-Contractual Hours (Above 20.00hrs/mo) - Total Services: $956.25

Please pay by Monday, October 10, 2016: **$2,776.25**
Thank you for your business.

Washington Square Building, 306 South Washington Avenue, 5th Floor, Royal Oak, Michigan 48067
248.591.0800 248.501.0099 www.iwerk.com
a EWIS information group company

iwerk Texas

Town of Pantego

Invoice Number: 5175

Invoice Detail

Date	Hours		Description
Flat Rate Monthly (20.00 hours)			
Tuesday, August 2, 2016	2.00	DLB	Check for a reported virus on Court's Counter 2 PC. Check on the backup server status. Work with support to speed up backups for PD's file server. Discuss the spam filter with Julie. Plan for switch to a new service since the current one will be shutting down in January. Discuss the recording system microphones with Julie. Investigated the number of mics plugged into the system. Schedule a visit to adjust the mics in the back of the room.
Thursday, August 4, 2016	2.00	DLB	Troubleshoot PD Toughbook not booting to Windows. Start removing the old backup drives and schedules from servers.
Friday, August 5, 2016	6.50	DLB	Finish removing backup drives and schedules from the servers. Create a schedule for backups on the new backup software. Setup notifications for backup failures in the new backup software. Troubleshoot sound not playing from the Council Chamber laptop. Show Julie how to adjust the mic volume for recordings and how to get sound from the laptop to play on the speakers
Monday, August 8, 2016	0.50	DLB	Help Whitwell reset his password. Move the physical server backup storage to a new location on the backup server to make room for the new backup software's data.
Wednesday, August 10, 2016	2.50	DLB	Finish moving backup storage to a new location. Adjust partitions on the backup drive to make one large drive instead of two smaller ones. Check Tom's PC for an alerted virus. Help Barry print a Laserfiche file sent from Julie.
Monday, August 22, 2016	1.00	DLB	Work with TX DPS to find out why dispatch users can't login to Omnixx.
Friday, August 26, 2016	2.50	MSH	Add new Mirror to Vu Vault System. Camera's SD card needs to be activated.
Tuesday, August 30, 2016	3.00	ME	Server Maintenance
Flat Rate Monthly (20.00 hours):	***20.00***		
Non-Contractual Hours (Above			
Monday, August 8, 2016	0.25	BJL	Updating server maintenance documentation

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Texas

Tuesday, August 9, 2016	0.50	DLB	Help Shannon login to her computer after returning from vacation and getting an error that the computer could not find a trust with the domain controller.
Wednesday, August 17, 2016	4.00	DLB	Install backlit keyboards on the PD Toughbooks. Work on phone system to find cause of feedback on certain calls. Found the phone system was not grounded. Will have firehouse work on grounding it first before looking into it more. Help Julie install software.
Monday, August 29, 2016	1.50	BJL	Server Maintenance
Wednesday, August 31, 2016	5.00	ME	Server Maintenance
Non-Contractual Hours (Above	***11.25***		
	31.25		

George, Morgan & Sneed, P.C.

V 10990

1849 Wall Street Weatherford, TX 76086

Phone: (817) 594-2704 Web: www.gms-cpa.com

100-5-101-201.00

Town Of Pantego
P O Box 13210
Pantego, TX 76094

ID: 76037
Invoice: 44405
Date: 09/30/2016

For professional service rendered as follows:

Audit services for the year ending September 30, 2016 Work to date - Planning, risk assessment, interim procedures.	10,000.00
Billed Time & Expenses	$10,000.00
Invoice Total	**$10,000.00**

Please return this portion with payment.

ID: 76037
Invoice: 44405
Date: 09/30/2016

Town Of Pantego
(817) 548-5853

Amount Enclosed: $_____

Account Balance: $10,000.00

Balance is due and payable upon receipt.
All invoices more than 30 days old will be assessed a service charge.
There will be a $25.00 fee for all returned checks.
Thank you for your continued patronage.

PERDUE, BRANDON, FIELDER, COLLINS & MOTT LLP
Attorneys at Law
500 E. Border, Suite 640
Arlington, Texas 76010

INVOICE	IVC0003253920
Type	
Date	10/5/2016
Page	1

V11368
100-1-000-81000

Bill to:

City of Pantego
2600 Miller Lane
Pantego TX 76013

ENTERED

Description	Ext. Price
Attorneys Fees for professional services provided in collecting Fines and Fees September 2016	$1,010.40
Total	$1,010.40

Report for fees collected: 9/01/2016 - 9/30/2016

Street:

	Fee	Citation	Violation	Amount	Posting Date	Docket	Name
COLAGY	COLLECTIONS FEE	141702	01	26.00	9/26/2016	141702 01	POINTER, VERNON V
COLAGY	COLLECTIONS FEE	141702	02	69.00	9/26/2016	141702 02	POINTER, VERNON V
COLAGY	COLLECTIONS FEE	E007752	01	82.80	9/08/2016	E007752 01	TRAN, HUY-TONY
COLAGY	COLLECTIONS FEE	E007752F	01	82.50	9/08/2016	E007752F01	TRAN, HUY-TONY
COLAGY	COLLECTIONS FEE	E008815	03	92.00	9/16/2016	E008815 03	AMOS-NWANKWO, CHUKUMA A
COLAGY	COLLECTIONS FEE	E013060	03	139.20	9/09/2016	E013060 03	CRAMER, JONATHAN LOUIS
COLAGY	COLLECTIONS FEE	E013060F	01	91.50	9/22/2016	E013060F01	CRAMER, JONATHAN LOUIS
COLAGY	COLLECTIONS FEE	E013490	01	82.80	9/26/2016	E013490 01	VAQUERA, CHARLIE
COLAGY	COLLECTIONS FEE	E013490	02	51.20	9/26/2016	E013490 02	VAQUERA, CHARLIE
COLAGY	COLLECTIONS FEE	E022529	01	54.60	9/07/2016	E022529 01	BOX, CHRISTIAN WADE
COLAGY	COLLECTIONS FEE	E022529	02	54.60	9/07/2016	E022529 02	BOX, CHRISTIAN WADE
COLAGY	COLLECTIONS FEE	E022529F	01	92.10	9/07/2016	E022529F01	BOX, CHRISTIAN WADE
COLAGY	COLLECTIONS FEE	E022529F	02	92.10	9/07/2016	E022529F02	BOX, CHRISTIAN WADE

AGENDA BACKGROUND

AGENDA ITEM: Approval of the Town Council minutes and acceptance of minutes of the various Boards and Commissions.

Date: October 24, 2016

PRESENTER:

Julie Arrington, City Secretary

BACKGROUND:

Minutes from Town Council and Pantego's various Boards and Commissions

FISCAL IMPACT:

None.

RECOMMENDATION:

N/A

ATTACHMENTS:

091216 TC Minutes
092616 TC Minutes

Director's Review: *jca*
City Manager's Review: MDF

STATE OF TEXAS §

COUNTY OF TARRANT §

TOWN OF PANTEGO §

The Town Council of the Town of Pantego, Texas, met in regular session at 6:30 p.m. in the Council Chamber of Town Hall, 1614 South Bowen Road, Pantego, on the 12th day of September 2016 with the following members present:

Melody Paradise	**Mayor**
Don Surratt	**Mayor Pro-Tem**
Fred Adair	**Council Member**
Don Funderlic	**Council Member**
Jane Barrett	**Council Member**

Members absent:

Russell Brewster	**Council Member**

Constituting a quorum. The following staff members were present:

Matt Fielder	**City Manager**
Julie Arrington	**City Secretary**
Jim Jeffrey	**Town Attorney**
Karen Hollingsworth	**Finance Director**
Dennis Jobe	**Community Development Director**
Scott Williams	**Public Works Director**
Tom Griffith	**Chief of Public Safety**
Barry Reeves	**Assistant Police Chief**
Robert Coker	**Assistant Fire Chief**
Thressa Householder	**Court Administrator**

Also in attendance:

Christopher Whitwell	**Sergeant Detective**
Christine Hubbell	**Police Officer**
Sheila Sherman	**Support Specialist**
Shannon Story	**Court Clerk**
Courtney Guy	**Police Officer**
Cindy Pontley	**Dispatcher**
Bailey Douthit	**Dispatcher**
Jessie Hanks	**Support Specialist**
Gina Saladino	**Dispatcher**
Chad Watson	**Warrant Officer**
Lance Westman	**Firefighter**
Junior Marquez	**Public Works Supervisor**
Kyle Suggs	**Public Works Supervisor**
Juan Longoria	**Public Works Maintenance Worker**
Cody Payne	**Public Works Maintenance Worker**
Matt Edmondson	**Firefighter**
Scott Mitchell	**Firefighter Lieutenant**
Ben Ogletree	**Firefighter**

WORK SESSION 6:30 P.M.

Mayor Paradise called the work session to order at 6:30 p.m.

Mayor Paradise read the caption of the executive session and recessed at 6:32 p.m.

Following the Scheduled Executive Session, the Council will reconvene in public session and may take any and all action necessary concerning the Executive Session.

SCHEDULED EXECUTIVE SESSION ITEMS

- The Council will convene in the City Manager's Office pursuant to the Texas Government Code for an executive session on the following items:
  1. Pursuant to Government Code 551.074 Personal Matters to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – Judge Teresa Evans.
  2. Pursuant to Government Code Section 551.074 to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – Discussion of Board Commissions appointments.
  3. Pursuant to Government Code Section 551.071 Litigation Matters, to discuss pending or contemplating litigation, settlement offers, and other legal matters that implicates the attorney-client privilege – Newport Investments, LLC and Now Faith Deliverance Temple v. Town of Pantego, Don Surratt, and Don Funderlic.
  4. Pursuant to Government Code Section 551.071 Litigation Matters, to discuss pending or contemplating litigation, settlement offers, and other legal matters that implicates the attorney-client privilege – Park Row Project
  5. Pursuant to Government Code Section 551.074 Personnel Matters to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – City Manager.

Mayor Paradise reconvened the work session at 8:55 p.m.

Mayor Paradise adjourned the work session at 8:55 p.m.

REGULAR SESSION 7:30 P. M.
CALL TO ORDER/WELCOME

Mayor Paradise called the regular session to order at 8:55 p.m. and welcomed the audience.

Mayor Paradise led the invocation which was immediately followed by the Pledge of Allegiance.

MAYOR/COUNCIL/STAFF COMMENTS OF COMMUNITY INTERESTS

Mayor Pro-Tem Surratt welcomed the staff and audience and stated the Fire Department and First Responders held a 9-11 event. He thanked them for the event and commented on the amount of visibility for the 9-11 sign; the number of remembrances on T.V. and his appreciation for what comes from these events.

Councilmember Funderlic agreed to the previous comments and stated he was sorry he missed the ceremony. He apologized to the audience for the long executive session.

Councilmember Barrett agreed with the previous comments.

Mayor Paradise commented that what the Town does every year to memorialize 9-11 is appreciated and beautiful. During Grapefest, the Mayoral Grape Stomp is September 17th at 11:00 a.m. The audience was invited by the Mayor to come and support the Town.

Councilmember Adair agreed with Council comments. He commented he appreciates the staff and all that they do.

HONORS/RECOGNITIONS

- **Swearing in Ceremony for Sam Nance**

Mayor Paradise announced this item will be postponed until the next council meeting.

- **Proclamation declaring the week of September 19, 2016, as Constitution week.**

Mayor Paradise read the proclamation for the record.

COUNCIL LIAISON TO BOARD REPORT

Community Relations Board
Councilmember Barrett reported the last meeting was September 5th and the board discussed PantegoFest, the Halloween, and the Christmas events. The Movies in the Park for next year will start in May and end in August. The Board is exploring the possibility of purchasing another storage building. The next meeting is October 4th.

Pantego Youth Leadership Council
Mayor Paradise stated the PYLC group will begin their new year on September 20th, and the focus will be the impact on the community and how issues are dealt with in Social Media.

PEDC REPORT
Councilmember Adair stated the last meeting primarily focused on the planning for the park, PantegoFest, the chamber dinner, and extending the invitation to the dinner to local business owners.

CITIZENS OPEN FORUM
None.

5. Discuss, direct, and consider action on Ordinance 16-791 an ordinance of the Town of Pantego, Texas, adopting the budget for the Fiscal Year beginning October 1, 2016, through September 30, 2017, and declaring an effective date.

There was a discussion on the recent changes in the budget and clarification on some of the fund amounts. Council clarified the minor equipment amount in the public works budget and the total for the park in the PEDC budget. There was a discussion on the overall sales tax revenue projection and on the Park Row Project funds utilizing the savings from the waterline project to complete the Park Row project. Councilmember Funderlic objected to the use of Infrastructure funds on non-water construction. Council will revisit the viability of this project at a future meeting.

Councilmember Adair made a motion to approve the second and final reading of ordinance number 16-791 adopting the annual budget for the Town of Pantego, Texas, for the Fiscal period of October 1, 2016 through September 30, 2017 with the changes as discussed to the Water and Sewer Operating Fund and the Water and Sewer Infrastructure Fund. Councilmember Barrett seconded the motion.

Mayor Pro-Tem Surratt stated he was thankful Council has the ability to do what it is doing and hopes that next year the budget will be less painful and remain balanced moving forward. Hopefully, staff understands the tough job Council has in making the numbers work, and staff has seen how in depth Council goes to review these numbers. Council does not take this very lightly what they do to represent the Town, the citizens, and support staff. They are glad they are able to do what they are able to do and going forward with the budget he hopes Council can continue to make the numbers.

The vote was as follows:
Ayes: Surratt, Barrett, and Adair.
Nayes: Funderlic
Abstentions: None.

Mayor Paradise declared the motion passed 3-1.

Councilmember Funderlic stated his objection is to the inclusion of the infrastructure fund money for the construction of the Park Row Street/Landscaping project.

Mayor Paradise recessed the meeting at 9:44 p.m. for a break.
Mayor Paradise reconvened the meeting at 9:50 p.m.

6. Discuss, direct, and consider action on Ordinance 16-792 an ordinance of the Town of Pantego, Texas, adopting the Tax Rate and Tax Exemptions for the Tax Year 2016, levying the tax, and declaring an effective date.

Mr. Fielder informed the Council this is the second and final reading of the ordinance to adopt the tax rate. The rate remains the same as the last several years. The evaluations of the homes have increased. There is a statutory requirement for the motion. This is the Effective Tax Rate calculation law that requires the Town to adopt the tax rate with this statutory language.

Mayor Pro-Tem Surratt made the motion I move that the property tax rate be increased by the adoption of a tax rate of $0.42 per $100 evaluation which is effectively a 7.18% increase in the tax rate. Councilmember Funderlic seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

7. Discuss, direct, and consider action on Resolution 16-13 a resolution of the Town of Pantego, Texas authorizing the City Manager to enter into a contract with CMA Architecture Planning and Interior Design for an Additional Services Agreement 1 regarding the Park Row Streetscape Project; and providing an effective date.

Mr. Fielder explained the change to the CMA project includes eliminating the moving of every driveway except Braum's. Their approval to move the driveway is contingent on increasing the width of their driveway by 35 feet. Council clarified with Mr. Fielder the CMA proposal does not include the re-design. Council addressed their concerns with the length of time that has passed since the last discussion on this project.

Mayor Pro-Tem Surratt made a motion to postpone approval of resolution 16-13 to allow the City Manager additional time for research and set a date for a future agenda item. Councilmember Adair seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

11. Discuss, direct, and consider action on PantegoFest 2016.

Mrs. Potter-Harvey discussed the booths needed for the Town Boards. Council requested the PYLC, CRB, PEDC, the Arlington Chamber of Commerce, and operations tables to be next to each other. Mrs. Potter-Harvey informed Council the budget has slightly changed since the last meeting. Sponsorships are moving slowly. If the remaining sponsorships are sold, the revenues will break even with the expenses. At this time without any entry fees, wrist bands, and steaks team registrations the

budget is at a negative $25,000. She has received a list of potential sponsors from staff and will contact them. Mrs. Mundo sent out a blast in her newsletter. There are five steak teams at this time. There are 50 volunteer positions left to fill and she has scratched the appetizers due to a lack of interest. The PEDC board increased the marketing to include 75,000 e-mail blasts through the Star-Telegram and radio advertising. There was a discussion on the advertising options, final logistics, and budget.

8. Discuss, direct, and consider action on Resolution 16-24 a resolution of the Town of Pantego, Texas, designating the Fort Worth Commercial Recorder as the Town's Official Newspaper for Legal Publications and providing for an effective date.

Ms. Arrington explained this is an annual procedure for selecting an official newspaper for legal postings.

Councilmember Funderlic made a motion to approve Resolution 16-24 as presented. Councilmember Adair seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

9. Discuss, direct, and consider action on Resolution 16-25 a resolution of the Town of Pantego, Texas, authorizing the City Manager to enter into a contract with Shady Valley Country Club for the purpose to provide a venue to the Town for the annual Christmas party 2016.

Ms. Arrington reminded the Council the history of the Annual Christmas party stating the contract and price are the same as the previous years. There was a discussion on inclement weather and rescheduling possibilities. Ms. Arrington was directed to speak with the Town Attorney regarding dram litigation in paragraph 7 that involves alcohol responsibility and to scratch paragraph 11 regarding the right to move the event to another location.

Councilmember Adair made a motion to approve Resolution 16-25 authorizing the City Manager to enter into a contract with Shady Valley for the annual Christmas party in an amount not to exceed $6,200.00. Councilmember Barrett seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

10. Discuss, direct, and consider action on the re-appointment of Bill Lane as the Judge of the Municipal Court of Record.

Mr. Fielder announced this item is a housekeeping item. The Municipal Judge's term runs concurrently with the Mayor's term. Judge Lane has been sworn in for his term.

Mayor Pro-Tem Surratt made a motion to re-appoint Judge Bill Lane as recommended by staff. Councilmember Funderlic seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.

Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

Following the Scheduled Executive Session, the Council will reconvene in public session and may take any and all action necessary concerning the Executive Session.

SCHEDULED EXECUTIVE SESSION ITEMS

- The Council will convene in the City Manager's Office pursuant to the Texas Government Code for an executive session on the following items:
  1. Pursuant to Government Code 551.074 Personal Matters to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – Judge Teresa Evans.
  2. Pursuant to Government Code Section 551.074 to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – Discussion of Board Commissions appointments.
  3. Pursuant to Government Code Section 551.071 Litigation Matters, to discuss pending or contemplating litigation, settlement offers, and other legal matters that implicates the attorney-client privilege – Newport Investments, LLC and Now Faith Deliverance Temple v. Town of Pantego, Don Surratt, and Don Funderlic.
  4. Pursuant to Government Code Section 551.071 Litigation Matters, to discuss pending or contemplating litigation, settlement offers, and other legal matters that implicates the attorney-client privilege – Park Row Project
  5. Pursuant to Government Code Section 551.074 Personnel Matters to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – City Manager.

Mayor Paradise announced the executive session was conducted during the work session.

Councilmember Surratt made a motion to appoint Judge Teresa Evans as the Associate Municipal Judge with the Town of Pantego and compensation not to exceed $1,300. Councilmember Adair seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

Mayor Pro-Tem Surratt made a motion to appoint James Jones, Sr. to the Community Relations Board with a term expiration of 2018. Councilmember Barrett seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

Mayor Paradise declared there was no action on executive session items number 3, 4, and 5.

CONSENT AGENDA ITEMS
Mayor, Council, and Staff discussed the following consent agenda items:

1. City Manager Report

There are still 1-2 days left for completion of the Bowen Road project. The contract for striping will be discussed in October.

The only change to the personnel vacancies is the loss of Dispatcher Gina Saladino.

A resident was expected to speak to Council tonight regarding mosquito spraying and her sensitivity to the chemicals. She states she must leave town each time the Town sprays for mosquitoes. She is requesting a special notice of the dates and times the Town will spray.

2. Monthly Staff Reports

There was a discussion on the investments and the rate of return on the investments; the Reyes ballroom requirements for a fire system; possible damage to the water tower from a lightning strike; and a chlorine line break on Nora.

3. Approval of Bills Payable and Purchase Orders in excess of $5,000.

There was a discussion on the training for Tyler Technologies and whether they charged per diem and the amount of spray paint that was purchased.

4. Approval and Acceptance of Minutes

Approval of Town Council Minutes:

- Town Council minutes from August 8, 2016
- Town Council minutes from August 15, 2016

No comments.

Acceptance of Minutes of Boards and Commissions:

- PEDC minutes from August 10, 2016
- CRB minutes from June 7, 2016
- CRB minutes from July 5, 2016

No comments.

APPROVAL OF CONSENT AGENDA ITEMS

Councilmember Funderlic made a motion to approve the consent agenda items 1 thru 4 as discussed. Councilmember Adair seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, and Adair.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

COUNCIL INQUIRY

Councilmember Surratt inquired on the funds spent for the additional building purchased by the Community Relations Board.

Councilmember Funderlic would like a hard copy of the revised Zoning Ordinance and an updated copy on Dropbox.

ADJOURNMENT
Mayor Paradise adjourned the regular session at 11:26 p.m.

APPROVED:

_____
Melody Paradise, Mayor

ATTEST:

_____
Julie Arrington, City Secretary

STATE OF TEXAS §

COUNTY OF TARRANT §

TOWN OF PANTEGO §

The Town Council of the Town of Pantego, Texas, met in regular session at 6:30 p.m. in the Council Chamber of Town Hall, 1614 South Bowen Road, Pantego, on the 26th day of September 2016 with the following members present:

Melody Paradise	**Mayor**
Don Surratt	**Mayor Pro-Tem**
Russell Brewster	**Council Member**
Fred Adair	**Council Member**
Don Funderlic	**Council Member**
Jane Barrett	**Council Member**

Members absent:

None.

Constituting a quorum. The following staff members were present:

Matt Fielder	**City Manager**
Julie Arrington	**City Secretary**
Jim Jeffrey	**Town Attorney**
Karen Hollingsworth	**Finance Director**
Dennis Jobe	**Community Development Director**
Scott Williams	**Public Works Director**
Tom Griffith	**Chief of Public Safety**
Barry Reeves	**Assistant Police Chief**
Robert Coker	**Assistant Fire Chief**
Thressa Householder	**Court Administrator**

Also in attendance:

Sheila Sherman	**Support Specialist**

WORK SESSION 6:30 P.M.

Mayor Paradise called the work session to order at 6:32 p.m.

Mayor Paradise read the caption of the executive session and recessed at 6:33 p.m.

Following the Scheduled Executive Session, the Council will reconvene in public session and may take any and all action necessary concerning the Executive Session.

SCHEDULED EXECUTIVE SESSION ITEMS

- The Council will convene in the City Manager's Office pursuant to the Texas Government Code for an executive session on the following items:
  1. Pursuant to Government Code Section 551.071 Litigation Matters, to discuss pending or contemplating litigation, settlement offers, and other legal matters that implicates the attorney-client privilege – Newport Investments, LLC and Now Faith Deliverance Temple v. Town of Pantego, Don Surratt, and Don Funderlic.

  2. Pursuant to Government Code Section 551.074 to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – Discussion of Board Commissions appointments.

Mayor Paradise reconvened the work session at 7:20 p.m.

CONSENT AGENDA ITEMS

Mayor, Council, and Staff discussed the following consent agenda items:

1. City Manager Report

Mr. Fielder informed the Council of the following items:

There is no change to the Personnel Vacancies.

The final scheduled spray for mosquitoes was September 22, 2016. The Town will continue to spray as necessary for positive test results.

The Town will receive a $209,000 credit from the City of Fort Worth for the unintentional over charges. Mr. Williams verified all bills since July are correct billable amounts.

2. Approval of Bills Payable and Purchase Orders in excess of $5,000.

There was a discussion on the amount of petty cash pulled for PantegoFest. Council inquired if an estimate was received from a local t-shirt store for the Breast Cancer Awareness T-shirt order and confirmed the money spent was donated money. Assistant Fire Chief Coker informed the Council the firefighter gloves were paid for from a surplus in his budget and needed to be replaced due to failures. After a discussion on the electrical work at one of the well sites, Council requested an updated invoice identifying the proper well. Mr. Fielder will remove the cost of the PantegoFest mailers from the Town Budget and into the PEDC Budget. There was a discussion on the purchase of a storage building for the Community Relations Board; the procedure for leftover funds at the end of the Fiscal Year; and if the costs of permits cover additional expenses for the Community Development Department; such as the cost of engineering reviews.

3. Approval and Acceptance of Minutes

Approval of Town Council Minutes:

- Town Council minutes from August 22, 2016

  Councilmember Surratt requested a change to his comments to replace "…key officials from out of state…" to "…key officials from our state…"

Acceptance of Minutes of Boards and Commissions:

- PEDC minutes from August 24, 2016

  No comments.

Mayor Paradise adjourned the work session at 7:42 p.m.

REGULAR SESSION 7:30 P. M.
CALL TO ORDER/WELCOME

Mayor Paradise called the regular session to order at 7:42 p.m. and welcomed the audience.

Councilmember Adair led the invocation which was immediately followed by the Pledge of Allegiance.

MAYOR/COUNCIL/STAFF COMMENTS OF COMMUNITY INTERESTS

Mayor Pro-Tem Surratt welcomed the audience and thanked the staff for all their hard work at PantegoFest. It could not have been pulled off without staff and it was a long night with some folks who were there real early in the morning and stayed until late at night.

Councilmember Funderlic agreed to the previous comments and stated he was grateful for the services of the staff and first responders and all of their efforts during PantegoFest. It was a very long day with long hours.

Councilmember Barrett welcomed the audience and apologized for missing PantegoFest. She stated she heard a lot of positive comments and thanked the staff.

Councilmember Adair thanked Holly Potter-Harvey and staff stating they all did a great job at PantegoFest, it was a nice event, and took a lot of hard work.

Councilmember Brewster thanked the audience for attending; apologized for not attending PantegoFest; thanked staff and Council for working together to get things accomplished; thanked Holly Potter-Harvey and staff for their hard work and long hours.

Mayor Paradise agreed with Council comments; stated there will be more discussion on PantegoFest later tonight; and stated staff's job was well done, it was hard work hopefully a little better being a one day event even though it starts way before the one day and lots of long hours leading up to it and after, but the event itself despite the weather it was a good time and enjoyable with lots of positive comments; from the outside looking in PantegoFest was flawless.

Assistant Fire Chief Coker announced the Fire Department has Breast Cancer Awareness T-shirts again this year; thanked Council for their support in this effort to raise money for Breast Cancer research; and requested Council to wear their shirts in October.

HONORS/RECOGNITIONS

- **Swearing in Ceremony for Sam Nance**

  Mayor Paradise requested Detective Sam Nance and Assistant Police Chief Reeves to join her in front of the Dias as she delivered the Oath of Office to Detective Nance. Public safety Chief Griffith and Assistant Chief Reeves introduced Detective Nance to the audience and welcomed him as a new employee.

COUNCIL LIAISON TO BOARD REPORT

Community Relations Board
Councilmember Barrett reported there has not been a meeting since the last Council meeting. The next meeting will be the first Tuesday in October.

Pantego Youth Leadership Council
Mayor Paradise stated the PYLC group held its first meeting last week, which went well and there are several new students this year. The students are preparing to campaign and conduct elections for the officers for 2017 and for their upcoming field trip to Fossil Rim on November 5th.

PEDC REPORT

Councilmember Adair stated the last meeting was on September 14th. The Board took care of some formalities for project declarations and budget amendments due to the salary changes. There was a discussion on PantegoFest, the opening of Timeless Treasures next to JR's Restaurant; and PEDC helped Timeless Treasures with signage costs.

CITIZENS OPEN FORUM

None.

APPROVAL OF CONSENT AGENDA ITEMS

Mayor Pro-Tem Surratt made a motion to approve the consent agenda items 1, 2, and 3 with changes as discussed during the work session. Councilmember Funderlic seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, Adair, and Brewster.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

7. Discuss, direct, and consider action on a report of PantegoFest 2016.

Mr. Fielder reported there was an estimated attendance of 3,500 people and at this time there is a deficit of $19,000; however, not all sponsorships have been received and not all expenses have been invoiced. Mrs. Potter-Harvey informed Council the marketing went well, the Steak Cook-Off Association went well; attendees and operations overall went smoothly. She presented Council with her suggested changes. She emphasized keeping the event to one day; joining efforts with a local charity, and the creation of a committee to organize PantegoFest. Council discussed their pros and cons with the event. There was a discussion on the number of volunteers; the issues in recruiting volunteers for the Kids Zone; and sponsors return on investment. Council requested an action report from staff discussing the good and bad of the event and for Mrs. Potter-Harvey to create a survey for feedback from vendors and attendees.

6. Discuss, direct, and consider action on replacing the generator at the Police Department.

Assistant Police Chief Reeves introduced Conrad Wareham with On-Site Power Systems, Inc to discuss his findings in the previous repairs of the generator; as well as his findings from the investigation into the current problems. Mr. Wareham informed Council the generator cannot be repaired due to the age of the generator and the parts being unavailable. Council and Mr. Wareham discussed many key technical issues with the generator. There was a discussion on the two options for replacement.

Mayor Pro-Tem Surratt made a motion to authorize the expense of $5,000 for the used equipment to include a twelve (12) month warranty. Councilmember Brewster seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, Adair, and Brewster.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

4. Discuss, direct, and consider action on Resolution 16-26 a resolution of the Town Council adopting an investment policy and investment strategies for the Town of Pantego; providing for an effective date.

Mayor Paradise read the caption for the record. Ms. Hollingsworth informed Council this is the annual review and approval of the investment policy; she has reviewed the policy and approves. The auditors have reviewed and have no suggested changes.

Councilmember Funderlic made a motion to approve Resolution 16-26 and adopt the Investment Policy and Investment Strategies for the Town of Pantego. Councilmember Barrett seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, Adair, and Brewster.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

5. Discuss, direct, and review a presentation by the Public Works Director on the new water and wastewater rate implementation.

Sheila Sherman presented Council with a power point presentation of the process and issued corrected in the implementation of the new water and wastewater rate. There was a discussion on how the charges are calculated for the different meter uses; such as irrigation meters and home meters.

Following the Scheduled Executive Session, the Council will reconvene in public session and may take any and all action necessary concerning the Executive Session.

SCHEDULED EXECUTIVE SESSION ITEMS

- The Council will convene in the City Manager's Office pursuant to the Texas Government Code for an executive session on the following items:
  1. Pursuant to Government Code Section 551.071 Litigation Matters, to discuss pending or contemplating litigation, settlement offers, and other legal matters that implicates the attorney-client privilege – Newport Investments, LLC and Now Faith Deliverance Temple v. Town of Pantego, Don Surratt, and Don Funderlic.

  2. Pursuant to Government Code Section 551.074 to deliberate the appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee – Discussion of Board Commissions appointments.

Mayor Paradise announced the executive session was conducted during the work session and there was no action taken on executive session item number 1.

Councilmember Adair made a motion to appoint Victoria Roemmich to the Community Relations Board with her term effective immediately through 2018. Councilmember Barrett seconded the motion.

The vote was as follows:
Ayes: Surratt, Funderlic, Barrett, Adair, and Brewster.
Nayes: None.
Abstentions: None.

Mayor Paradise declared the motion passed unanimously.

COUNCIL INQUIRY

Councilmember Funderlic inquired on the rescheduling of the zoning review and requested a hardcopy of the redlined version. He also inquired on the gas well revenue in the Budget. He requested the City Manager to enforce the ordinance that allows the Town to hire a technical expert and access the cost to the lessor and to draft a letter putting them on notice. This item will be on a future agenda.

ADJOURNMENT

Mayor Paradise adjourned the regular session at 9:17 p.m.

APPROVED:

_____
Melody Paradise, Mayor

ATTEST:

_____
Julie Arrington, City Secretary

AGENDA BACKGROUND

AGENDA ITEM: **Proclamation/Oath of Office**.

Date: October 24, 2016

Proclamations:

- Municipal Court Week

TOWN OF PANTEGO

Proclamation

WHEREAS, Municipal Courts play a significant role in preserving public safety and promoting quality of life in Texas; AND

WHEREAS, More people come in contact with municipal courts than all other Texas courts combined and the public impression of the Texas judicial system is largely dependent upon the public's experience in municipal court, AND

WHEREAS, The Town of Pantego has hosted the Pantego Municipal Court since 1960; and

WHEREAS, State law authorizes a municipality to either appoint or elect a municipal judge for a term of office; the Pantego Municipal Court is a state court and its judges are members of the state judiciary; and

WHEREAS, The procedures for the Pantego Municipal Court operations are set forth in the Texas Code of Criminal Procedure and other laws of the State of Texas; and

WHEREAS, The Town of Pantego is committed to the notion that our legal system is based on the principle that an independent, fair, and competent judiciary will interpret and apply the laws that govern us and that judges and court personnel should comply with the law and act in a manner that promotes public confidence in the integrity and impartiality of the judiciary; and

WHEREAS, Pantego Municipal Judges are not policymakers for the Town of Pantego, but are bound by the law and the Canons of Judicial Conduct and are required to make decisions independent of the governing body of the City Council, city officials, and employees; and

WHEREAS, The City Council recognizes that the Constitution and laws of the State of Texas contain procedural safeguards in criminal cases for all defendants, including indigent defendants and supports the Pantego Municipal Court in complying with such legal requirements.

NOW, THEREFORE, I, MELODY PARADISE, MAYOR OF THE TOWN OF PANTEGO ALONG WITH THE ENTIRE TOWN COUNCIL, URGE ALL CITIZENS TO JOIN ME IN DECLARING:

NOVEMBER 7TH THROUGH NOVEMBER 11TH

MUNICIPAL COURT WEEK

IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND AND CAUSED THE SEAL OF THE TOWN OF PANTEGO TO BE AFFIXED THIS **24TH DAY OF OCTOBER 2016**.

_____

MELODY PARADISE
MAYOR

AGENDA BACKGROUND

AGENDA ITEM: Public hearing, discuss, direct, and consider action on Ordinance 16-794 an ordinance of the Town of Pantego, Texas, amending the Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.001 Definitions and Rules of Construction and by amending Article 12.05 Parking, Stopping and Standing Section 12.05.003 General Provisions; making the ordinance cumulative of other ordinances on the subject; providing a penalty clause; providing for publication; and declaring an effective date. This ordinance is otherwise known as the Boat and RV Ordinance.

Date: October 24, 2016

PRESENTER:

Matt Fielder, City Manager

BACKGROUND:

Council has held numerous discussions regarding amending Chapter 12 of the Code of Ordinances to address the prohibitions on parking boats and Recreational Vehicles (RVs) in residential neighborhoods. This ordinance is based on the most recent discussions that centered on a photographic survey of boats and RVs in the Town. The consensus of a majority of members of Council at that time was that it was appropriate to park boats and RVs on the side or rear of a residence, but not in the front. It was also the consensus that existing boat and RV owners who are unable to park on the rear or side lots should be grandfathered by obtaining an exclusion within the first six months. This exclusion would not be transferrable with the property. Other features of the ordinance include a requirement that the boat or RV be parked on a paved surface that encompasses the whole vehicle, as well as an extension of the amount of time that a boat or RV can be parked for loading/unloading and maintenance from twenty-four to seventy-two hours.

FISCAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval of Ordinance 16-794

ATTACHMENTS:

Ordinance 16-794
Notification Letter
Notification List

Director's Review: _____
City Manager's Review: _____

ORDINANCE NO. 16-794

AN ORDINANCE AMENDING CODE OF ORDINANCES OF THE TOWN OF PANTEGO, TEXAS, CHAPTER 12 "TRAFFIC AND VEHICLES" BY AMENDING ARTICLE 12.01 "GENERAL PROVISIONS", SECTION 12.01.001 "DEFINITIONS AND RULES OF CONSTRUCTION" AND BY AMENDING ARTICLE 12.05 "PARKING, STOPPING AND STANDING" SECTION 12.05.002(b) "GENERAL PROVISIONS"; MAKING THE ORDINANCE CUMULATIVE OF OTHER ORDINANCES ON THE SUBJECT; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the Town of Pantego, Texas is a Type A General Law municipality located in Tarrant County, Texas, created in accordance with provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the Town Council is empowered under the Texas Local Government Code to adopt ordinances and rules for the orderly and beneficial operation of Town government and the welfare of the citizens of Pantego; and

WHEREAS, the Town Council has adopted Chapter 12, Traffic and Vehicles, which regulates and restricts vehicular traffic, and more specifically parking of vehicles, and

WHEREAS, the Town Council has determined that it is in the best interest of the Town of Pantego to amend Chapter 12, Traffic and Vehicles, by revising Section 12.01.001 of Article 12.01 and Section 12.05.002(b) of Article 12.05, and by way of further clarification this Ordinance is not intended to revise or amend Sections 12.05.002(a) and 12.05.002(c), which shall remain as written.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PANTEGO, TEXAS:

SECTION 1.

That Chapter 12, Traffic and Vehicles, of the Code of Ordinances of the Town of Pantego, Texas is hereby amended by adding the following definitions to Article 12.01, General Provisions; Section 12.01.001, Definitions and rules of construction:

All-weather parking surface. asphalt or concrete paving suitable for vehicle parking and which encompasses the entire area occupied by the vehicle.

Front yard. That area of a lot circumscribed by the front lot line, the side lot lines extending to imaginary lines to perpendicular from the front corners of the structure, and the front side of the structure.

Rear yard. That area of a lot circumscribed by the back lot line, the side lot lines extending to imaginary lines perpendicular from the back corners of the structure, and the back side of the structure.

Side yard. The area behind an imaginary line extending perpendicularly from the front corner of the structure to the side lot line, extending to an imaginary line perpendicular to the side lot line which touches the back corner of the structure closest to the side lot line at which point the "rear yard" begins.

Vehicle. Any automobile, truck, bus, motorcycle, motorhome, camper, trailer, truck tractor, road tractor, semi- trailer, pole trailer, boat, mobile home, jet ski, recreational vehicle or other vehicle.

SECTION 2.

That Chapter 12, Traffic and Vehicles, of the Code of Ordinances of the Town of Pantego, Texas is hereby amended by replacing Article 12.05, Parking, Stopping and Standing; Section 12.05.002(b), General Provisions with the following:

Sec. 12.05.002 General restrictions

(b) Parking on Private Property .

(1) Single family residential, duplex and townhomes.

(A) Automobiles, motorcycles, trucks , and vans, which have a carrying capacity of two thousand (2,000) pounds or less:

(i) may be parked on any front, side or rear yard when such vehicle is parked upon an all- weather parking surface; or

(ii) may be parked on any front, side or rear yard on any surface when such vehicle is screened from view from any public way or from any private property by a screening fence .

(B) Motorhomes , campers, boats and trailers:

(i) shall not be parked in the front yard;

(ii) may be parked on any side or rear yard when such vehicle is parked upon an all-weather surface

(C) Any residential property owner owning a vehicle subject to this section may obtain a written exclusion from the Town if they can demonstrate they are unable to meet these requirements within one-hundred and eighty days from the date this Ordinance is approved. Such exclusion is not transferrable with the sale of the property.

(D) All other vehicles are prohibited in these areas, except that vehicles may parked in these districts when actively loading or unloading for a maximum period of seventy-two (72) hours not more than two (2) times on nonconsecutive periods in any calendar week (Sunday through Saturday).

(2) Commercial and multi-family residential

(A) It is prohibited to park or allow to be parked any vehicle on any surface that is not an all- weather surface without prior permission from the Town.

SECTION 3: PROVISIONS CUMULATIVE

This ordinance shall be cumulative of all provisions of the ordinances of the Town of Pantego, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such Ordinances, in which event the conflicting provisions of such Ordinances are hereby repealed.

SECTION 4: PENALTY CLAUSE

Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined at the maximum amount allowed by governing Texas law.

SECTION 5: PUBLICATION IN OFFICIAL NEWSPAPER

The Town Secretary of the Town of Pantego is hereby directed to publish the caption, penalty and effective date of this ordinance in the official newspaper of the Town of Pantego, in accordance

with the requirements of Section 52.011 of the Texas Local Government Code.

SECTION 6: EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

PASSED AND APPROVED AFTER WAIVER OF THE REQUIREMENTS OF TOWN CODE SECTION 1.03.035(b) THIS THE 24th DAY OF OCTOBER 2016 BY A VOTE OF __ AYES, __ NAYS, AND __ ABSTENTIONS, AT A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF PANTEGO, TEXAS.

_____
Melody Paradise, Mayor

ATTEST:

_____
Julie Arrington, City Secretary

APPROVE AS TO FORM:

_____
Jim Jeffrey, City Attorney

TOWN OF PANTEGO

October 13, 2016

This letter is to inform you that the Pantego Town Council will be holding a public hearing on proposed changes to *Article 12.05 Parking* of the Code of Ordinances at its next regularly scheduled meeting on October 24th. The regular session of the meeting begins at 7:30 p.m. and is held at the Pantego Town Hall at 1614 S. Bowen Road. This is also known as the "Boat and RV" Ordinance. Changes under consideration include enforcing the prohibition on parking boats and RVs in front of a home, but grandfathering existing owners who are unable to comply with the requirements.

You had previously attended a meeting on this issue, and the Council wishes to have your input as they consider making changes to the ordinance. Public comment is a valuable part of the deliberative process, and we would request that you share this information with any other residents who would have an interest in this issue.

Should you be unable to attend the meeting, but still wish to make your view known, please consider providing written comments, either by mail or e-mail, and those will be entered into the record. You can direct them to my attention at Town Hall, or by e-mail at mfielder@townofpantego.com.

Sincerely,

Matt Fielder
City Manager

1614 South Bowen Road Pantego, Texas 76013
Main: (817) 617-3700 Fax: (817) 617-3726
www.townofpantego.com

Name	Name 2	Address	City	ST	Zip
Nunn	Don & Barbara	2704 Whispering Trail Cr	Pantego	TX	76013
Couch	Wayne	1811 Roosevelt Ct	Pantego	TX	76013
Kelsy	Mark	2624 Peachtree Ln	Pantego	TX	76013
Tice	Nancy	2615 Smith Barry Rd	Pantego	TX	76013
Jasper	Rob	1707 Dickerson Dr	Pantego	TX	76013
Branham	Doug	1604 Trail Glen CT	Pantego	TX	76013
Scheuermann	Johnny	2701 Whispering Tral CR	Pantego	TX	76013
Wetmore	Jim	1807 Conley Dr.	Pantego	TX	76013
Robertson	Ed	1603 Arrowhead	Pantego	TX	76013
DeGray	Michael	3410 Peachtree Ln	Pantego	TX	76013
Box	Joe	1701 Hilltop Ln	Pantego	TX	76013
Owen	Roger	2009 Silver Leaf Dr	Pantego	TX	76013
Burns	Bob	2819 Peachtree Ln	Pantego	TX	76013
Gates	Randall	1502 Newsom Ct	Pantego	TX	76013
Cannoles	Gordon	2818 Peachtree Ln	Pantego	TX	76013

AGENDA BACKGROUND

AGENDA ITEM: Discuss, direct, and consider action on the scheduling of a special meeting to discuss the final revisions of the Town of Pantego Municipal Code of Ordinances Chapter 14 Zoning.

Date: October 24, 2016

PRESENTER:

Matt Fielder, City Manager

BACKGROUND:

Staff provided both clean and red-lined copies of the Draft Zoning Ordinance on Dropbox. The purpose of this item is to discuss when and how it should next be discussed. Staff recommends including it on the November 28th Regular Meeting.

FISCAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends including this item on the November 28th Regular Meeting.

ATTACHMENTS:

N/A

Director's Review: _____
City Manager's Review: _____

AGENDA BACKGROUND

AGENDA ITEM: Discuss, direct, and consider action on the cancellation of the regularly scheduled council meetings for November 28, 2016 and December 26, 2015 due to holiday schedules.

Date: October 24, 2016

PRESENTER:

Matt Fielder, City Manager

BACKGROUND:

Historically, the Council has cancelled the last regularly scheduled meetings in November and December, due to their proximity to the holidays. However, the second meeting in November is the Monday following Thanksgiving, and Staff recommends not cancelling it.

FISCAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends cancelling the December 26th Regular Meeting.

ATTACHMENTS:

N/A

Director's Review: _____
City Manager's Review: _____

AGENDA BACKGROUND

AGENDA ITEM: Discuss, direct, and consider action on an upgrade to the internet speed of the Police Department.

Date: October 24, 2016

PRESENTER:

Matt Fielder, City Manager

BACKGROUND:

The Police Department is now required to file all cases, and provide all evidence, to the Tarrant County District Attorney's Office electronically by uploading it over the internet. Due to the nature of the information transmitted, which often includes many high-resolution photographs; this is a very time-consuming process. The Town currently has a 10 Mbps (Mega-Bytes per Second) internet connection at a cost of $582.40. The Police Department is requesting that this be increase to a 50 Mbps connection, at a cost of $1,090 per month.

FISCAL IMPACT:

$6,091.20 per year

RECOMMENDATION:

Staff recommends upgrading the Town's internet service to 50 Mbps.

ATTACHMENTS:

Time Warner Proposal

Director's Review: _____
City Manager's Review: _____

TIME WARNER CABLE Business Class®
You first. The technology follows.™

Contact: Dan Bullard
Customer: Town of Pantego
Street: 2600 Miller Ln
City, St: Pantego, TX
Phone: 214.838.8100
Email: dbullard@iwerk.com

Account Executive: Victoria J. Smith
Address: 701 Canyon Dr, Ste 120
City, St, Zip: Coppell, TX 75019
Phone: 972-537-5370
Mobile: 972-841-9020
Email: Victoria.Smith@twcable.com
Date: 6/8/2016

Product	Term	Location	Qty	MRC	NRC
100 Mbps DIA	3	2600 Miller Ln.	1	$1,313.00	$0
50 Mbps DIA	3	2600 Miller Ln.	1	$1,090.00	$0
20 Mbps DIA	3	2600 Miller Ln.	1	$750.00	$0

DIA: Dedicated Internet Access via TWCBC dedicated fiber. SLA included.
MRC: Monthly Recurring Charge
NRC: Non Recurring Charge

Solution Summary: Time Warner Cable Business Class will provide a fiber based internet solutions over our wholly owned and operated network. Allow 15 calendar days for this upgrade to your existing 10 Mbps (billing at $582.40/month now). This upgrade does not require a truck roll, and is completed remotely.

Price(s) quoted are subject to change. Applicable taxes, surcharges and fees are not included in the quoted price. Additional Terms and Conditions may apply.

This proposal and any of its attachments may contain Time Warner Cable Business Class proprietary information, which is privileged, confidential, or subject to copyright belonging to Time Warner Cable Business Class. This proposal is intended solely for the use of the individual or entity to which it is addressed.