

AGENDA

NOTICE OF MEETING

Notice is hereby given that the governing body of the City of Canyon will meet at 5:30 p.m. on the 19th day of December 2016, in the Commission Chambers of City Hall at 301 16th Street in the City of Canyon to discuss the following agenda items:

1. Call to Order
2. Invocation.
3. Pledge of Allegiance.
4. Approval of Minutes of the Meeting December 5, 2016.
5. Public Comment – Comments from Interested Citizens.
6. Consider and Take Appropriate Action on Plat for Back Road Acres Unit No. 1.
7. Consider and Take Appropriate Action on Resolution No. 21-2016, Approving AXM Settlement.
8. Palo Duro Creek Golf Course Annual Golf Report FY 2016.
9. Consider and Take Appropriate Action on Palo Duro Creek Golf Course Golf Fees and Tournament Fees.
10. Consider and Take Appropriate Action on Ordinance No. 1053, Repealing Ordinance No. 1040 of the City of Canyon, Texas, Amending Chapter 51 of the Code of Ordinances of the City of Canyon, Texas, Section 51-21, Defining Charges and Rates for Bulk Water and Fire Hydrant Meters; Providing a Severability Clause, and Establishing an Effective Date.
11. Consider and Take Appropriate Action on Resolution No. 22-2016 Increasing the Rental Fees at the Cole Community Center.
12. Adjournment.


Randy Criswell, City Manager

I certify that the above Notice of Meeting was posted on the bulletin board of the Civic Complex of the City of Canyon, Texas on the 16th day of December 2016.


Gretchen Mercer, City Clerk

CITY MANAGER'S EXECUTIVE SUMMARY OF AGENDA

To: Mayor and City Commission
From: Randy Criswell, City Manager
Date: December 19, 2016
Re: Executive Summary of Agenda Packet for December 19, 2016

Item Number 6

Consider and Take Appropriate Action on Plat For Back Road Acres Unit No. 1. You have a recommendation from the Planning and Zoning Commission to approve this plat. It's a small, 3-lot plat, south of the City Limits, west of Brown Road. There are maps and a copy of the plat in your packet. We do have a signed Developer's Agreement with the owner, so we have no concerns about this development. The Planning and Zoning Commission voted unanimously on December 12 to recommend approval of the Plat. The draft Minutes are included in your packet. **I concur with the recommendation to approve the Plat for Back Road Acres Unit No. 1.**

Item Number 7

Consider and Take Appropriate Action on Resolution No. 21-2016, Approving AXM Settlement. We were finally able to negotiate a settlement with SPS on the rate case they filed in February. The settlement was for a \$35 million increase, instead of the \$72 million they originally presented. There is explanation in your packet that covers the main points of the settlement. **I recommend adoption of Resolution No. 21-2016, approving the Settlement Agreement.**

Item Number 8

Palo Duro Creek Golf Course Annual Reports. John has prepared an annual FY report for the outdoor portion of the golf course, and Casey has prepared a report with the fiscal and golf totals. **These reports are for your information only, and will not be presented formally.** John and Casey will be available for questions if needed. **No action is required.**

Item Number 9

Consider and Take Appropriate Action on Palo Duro Creek Golf Course Fees and Tournament Fees. John and Casey have prepared a new fee schedule for the golf course for 2017. They are proposing an increase in basically all fees. They will be here to present their recommendations to you on Monday night. The increases also apply to Tournament costs. We've held back on increasing our rates for a while, but with the cost of golf in Amarillo, and the quality of our course and our overall experience, it's time to raise our fees. I can't tell you how many people have told me our golf course is priced too low. So that needs to change. **I concur with the recommendation to approve the new Fee Schedule and Tournament Fees as presented.**

(See next page)

CITY MANAGER'S EXECUTIVE SUMMARY OF AGENDA

Item Number 10

Consider and Take Appropriate Action On Bulk Water Rates. This item basically pertains to bulk water sales from a fire hydrant. Dan's memo is very descriptive, but to summarize, we currently have many meter assemblies that we basically give out to contractors so they can purchase water from our fire hydrants. The meter assemblies are constructed by our Water Department, and a small deposit is required to get the meter. I would encourage you to read Dan's memo to get fully informed. The bottom line is, we've never had Bulk Water rates included in our Water Rate Ordinance. We felt some changes to the Bulk Water program were warranted, including increasing of fees and deposit, so I told Dan we needed to get that information into the Water Rate Ordinance, so there's only one Ordinance that addresses all water meter deposits, rates, policies, etc. **I concur with the recommendation to adopt Ordinance No. 1053.**

Item Number 11

As Chris describes in his memo and information, based on the increased technology that's available at the Community Center, and the overall increased cost of maintaining such a facility, he is proposing a fee increase. The numbers are more consistent than previously, and it makes much more sense. **I concur with the recommendation to adopt Resolution No. 22-2016, Increasing the Rental Fees at the Community Center.**

The City Commission of the City of Canyon met in regular session at 1:00 p.m. in the Adobe Room at the Cole Community Center, 300 16th Street, City of Canyon. Mayor Alexander presided over the meeting with the following Commissioners in attendance. Mayor Pro-Tem Gary Hinders, Commissioners David Logan, Justin Richardson and Joseph Shehan.

Also present were the following City Staff: City Manager Randy Criswell, Assistant City Manager Chris Sharp, City Secretary Gretchen Mercer, Assistant City Manager for Special Projects Jon Behrens, Director of Code Enforcement Danny Cornelius, Public Works Director Dan Reese, Director of Parks and Recreation Brian Noel, Librarian Sandra Munger, Chief of Police Dale Davis, Business and Community Development Director Evelyn Ecker, Fire Chief Mike Webb and City Attorney Chuck Hester.

Item 1. Lunch for Commission 1:00 to 2:00 pm.

Item 2. Call to Order.

Mayor Alexander called the meeting to order at 2:00 p.m.

Item 3. Invocation.

Commissioner Shehan gave the invocation.

Item 4. Pledge of Allegiance.

The Pledge of Allegiance was led by Fire Chief Mike Webb.

Item 5. Approval of Minutes of the Meeting of November 21, 2016.

Commissioner Shehan moved, duly seconded by Commissioner Logan, to approve the minutes of November 21, 2016 as presented. Motion carried unanimously.

Item 6. Public Comment – Comments from In Interested Citizens.

Commissioner Logan recognized all involved with the Chamber of Commerce Christmas in Canyon on a great job of bringing the community together and the programs presented.

Item 7. Commission/Staff Training, conducted by Underwood Law Firm.

Slater Elza, Attorney for Underwood Law Firm, presented training for the City Commission and City Staff. Mr. Elza covered the City of Canyon Charter, Local Government Code pertaining to Municipal Commission/Manager type government and Open Meetings.

Mayor Alexander moved to Item 9.

Item 9. Consider and Take Appropriate Action on Resolution No. 20-2016, Suspending the Effective Date of A Proposed Rate Increase by West Texas Gas, Inc, Under the GRIP Statute.

City Manager Randy Criswell presented Resolution No. 20-2016 for consideration.

After discussion, Commissioner Logan moved, duly seconded by Mayor Pro-Tem Hinders to adopt Resolution No. 20-2016 as presented. Motion carried unanimously.

RESOLUTION NO. 20-2016

A RESOLUTION BY THE CITY OF CANYON, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF WEST TEXAS GAS, INC., TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY'S PARTICIPATION IN A COALITION OF CITIES KNOWN AS THE "ALLIANCE OF WEST TEXAS GAS COMPANY MUNICIPALITIES;" REQUIRING THE REIMBURSEMENT OF COSTS; DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Mayor Alexander moved to Item 8.

Item 8. Presentation from Republic Waste Services on Plans for Future Expansion of Landfill.

City Manager Randy Criswell introduced Jason Strough, General Manager of Allied Waste. Mr. Strough presented plans for expansion of the current landfill north of Canyon. Mr. Strough stated the useable life of the landfill would increase from approximately 10 years to 100 years. Mr. Strough said the boundary would expand from 124.3 acres to 473.4 acres and the height would increase 28.5 feet about the current height.

Item 10. Executive Session Pursuant to Texas Government Code §551.071, Consultation with Attorney, §551.072 Real Property and §551.074 Personnel, Appointments to Boards and Committees (Board of City Development; Canyon Housing Authority; and Parks, Open Space and Recreation Advisory Committee).

Mayor Alexander indicated the Commission would adjourn into executive session at 6:32 pm.

Item 11. Consider and Take Appropriate Action on Items Discussed in Executive Session.

Upon returning from executive session at 7:00 pm, the following action was taken.

Commissioner Logan moved, duly seconded by Mayor Pro-Tem Hinders to reappoint Kent Bridenstine, Gerry Nickell, Medina Ortiz and Jerry Robinson to the Canyon Housing Authority. Motion carried unanimously.

Commissioner Shehan moved, duly seconded by Commissioner Logan to appoint Christina Cox to the Board of City Development replacing outgoing member Helen Campsey and reappoint Steve Weigand. Motion carried unanimously.

City Commission Meeting

December 5, 2016

Page 3 of 3

Commissioner Richardson moved, duly seconded by Mayor Alexander to appoint Liz Moore to the Parks, Open Space and Recreation Advisory Committee replacing outgoing member Howard Morris. Motion carried unanimously.

Item 12. Consider and Take Appropriate Action on Meeting Dates for January and February 2017

Commissioners decided to meet January 9th and 23rd, 2017 and February 6th, 2017.

Item 13. Adjournment

There being no further business, Mayor Pro-Tem Hinders moved this meeting be adjourned at 7:12 pm.

Quinn Alexander, Mayor

ATTEST:

Gretchen Mercer, City Secretary

To: Randy Criswell, City Manager
From: Danny Cornelius, Director of Code Enforcement
Date: December 13, 2016
Re: **Consider and Take Appropriate Action on Plat for Back Road Acres Unit No. 1.**

The attached plat for Back Road Acres Unit No. 1 has been submitted. Although the property is not within our city limits, the city does have the authority to approve plats within our Extraterritorial Jurisdiction (ETJ). The ETJ for the City of Canyon is 1 mile. This addition is located west of Brown Road, just west of Canyon.

The Planning and Zoning Commission voted unanimously to recommend approval of the plat.

BACK ROAD ACRES UNIT NO. 1 A SUBURBAN SUBDIVISION TO THE CITY OF CANYON,

IN SECTION 36, BLOCK B5, H. & G.N. RR CO. SURVEY
RANDALL COUNTY, TEXAS
8.74 ACRES

DEDICATION

State of Texas X Know all men by these presents
County of Randall X

That, we John W Dorsey Jr, Mary Frances Dorsey, Shawn Gales and Marla Gales, being the owners of the land shown and described on this plat has caused said land to be resurveyed, subdivided and designated as Back Road Acres Unit No. 1, a suburban subdivision to the City of Canyon, Texas, and does declare that all easements shown upon said plat and map are dedicated and same are hereby dedicated to the public forever to be used as easements.

Executed this 5th day of October 2016

John W Dorsey Jr
John W Dorsey, Jr.
P.O. Box 554
Canyon, Texas 79013
806-634-0766

Mary Frances Dorsey
Mary Frances Dorsey
P.O. Box 554
Canyon, Texas 79013
806-636-0766

Shawn Gales
Shawn Gales
P.O. Box 663
Canyon, Texas 79013
806-683-0346

Marla Gales
Marla Gales
P.O. Box 663
Canyon, Texas 79013
806-683-0346

ATTEST

State of Texas
County of Randall

Before me the undersigned authority on this day personally appeared John W Dorsey, Jr, Mary Frances Dorsey, Shawn Gales and Marla Gales, known to be the person whose name is subscribed to the foregoing instrument, and acknowledgment to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and Seal of Office

On This 5th day of October 2016

Notary Public, State of Texas
Comm. Expires May 14, 2019

APPROVAL:

Randy Overton 11/14/16
City Manager Date

Don Canfield 12-12-16
City Manager Date

Nancy York 11/14/16
Director of Public Works Date

I hereby certify that the above and foregoing plat of Back Road Acres Unit No. 1 a suburban subdivision to the City of Canyon, Texas was approved by the City Commission of the City of Canyon on the day of 2016.

This approval shall be invalid unless the approved Plat for such subdivision is recorded in the office of the County Clerk within 30 days from said date of final approval.

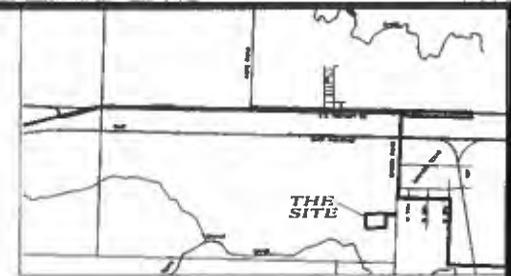
Said subdivision shall be subject to all requirements of Platting Ordinance of the City of Canyon.

Witness my hand this day of 2016

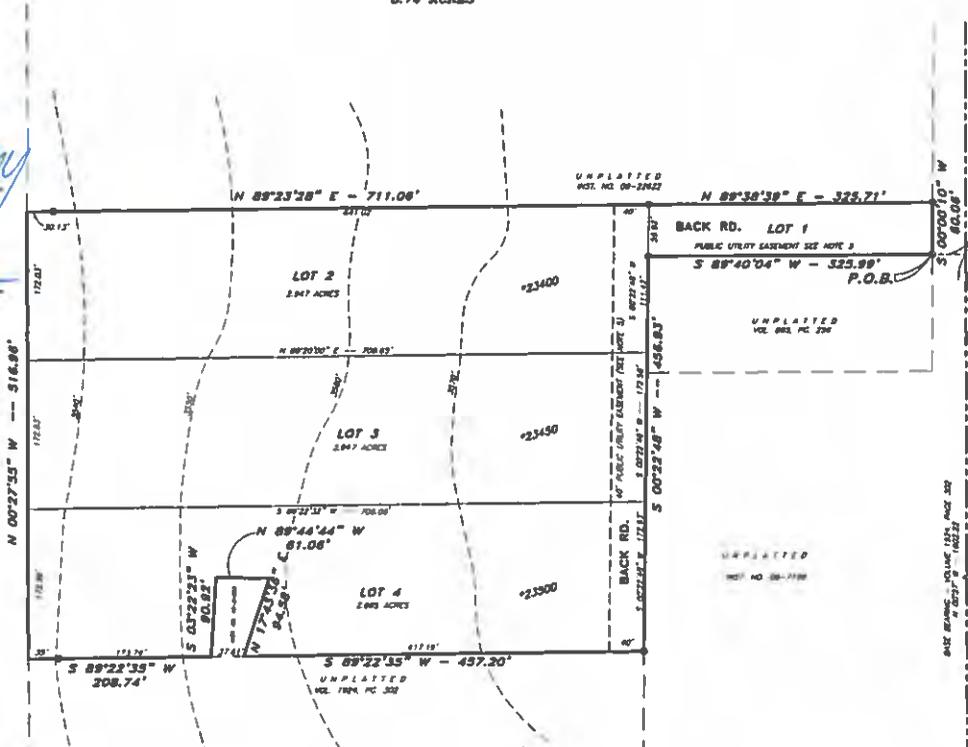
City Secretary, City of Canyon, Texas

GRANTEES ADDRESS:

Randall County Road Department
P.O. Box 1338
Canyon, Texas 79013



VICINITY MAP
NOT TO SCALE



BROWN ROAD

PROPERTY DESCRIPTION:

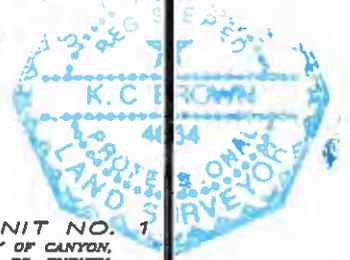
Being a 8.74 acre tract or parcel in Section 36, Block B5, H. & G.N. Railroad Company Survey, Randall County, Texas, and being a part of the tracts conveyed to John W Dorsey, Jr, and wife Mary Frances Dorsey by instruments of record Volume 1924, Page 302 of the Deed Records and Document Numbers 02-24714 and 02-3742 of the Official Public Records, said 8.74 acre tract or parcel described by metes and bounds as follows:

- COMMENCING at a 3/8 inch iron rod found for the Southeast corner of said Section 36,
THENCE North 00 degrees 27 minutes West (true bearing), 1602.22 feet along the East line of Section 36, to a point,
THENCE South 89 degrees 40 minutes 04 seconds West, 37 62 feet to a 5/8 inch iron rod found for the East-Southeast corner and the BEGINNING CORNER of this tract,
THENCE South 89 degrees 40 minutes 04 seconds West, 323.99 feet to a 1/2 inch iron rod found with cap stamped 1912,
THENCE South 00 degrees 22 minutes 48 seconds West, 436.93 feet to a 3/8 inch iron rod found with cap marked HBD,
THENCE South 89 degrees 22 minutes 35 seconds West, a distance of 457.20 feet,
THENCE North 17 degrees 43 minutes 36 seconds East, a distance of 94.38 feet,
THENCE North 89 degrees 44 minutes 44 seconds West, a distance of 61.06 feet,
THENCE South 03 degrees 22 minutes 23 seconds West, a distance of 90.92 feet,
THENCE South 89 degrees 22 minutes 35 seconds West, at a distance of 173.74 feet pass a 3/8 inch iron rod with cap stamped "HBD" set, continue for a total distance of 208.14 feet to the Southwest corner of this tract,
THENCE North 00 degrees 27 minutes 35 seconds West, 516.96 feet to a point for the Northwest corner of this tract,
THENCE North 89 degrees 23 minutes 28 seconds East, at 30.13 feet pass a 1/2 inch iron rod found with a cap stamped 1912, at a total distance of 711.06 feet to a 1/2 inch iron rod with cap stamped 1912 found,
THENCE North 89 degrees 38 minutes 39 seconds East, a distance of 323.71 feet to a 1/2 inch iron rod with cap stamped 1912 found,
THENCE South 00 degrees 00 minutes 10 seconds West, a distance of 60.06 feet to the PLACE OF BEGINNING

CERTIFICATION:

I, K.C. Brown, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that this plat is true and correct and was prepared by me from a perimeter survey and staked on the ground by me or others under my direct supervision.

Dated this 5th day of October 2016
K.C. Brown
K.C. Brown, RPLS 4664

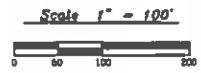


APPROVAL:

Approved by the Bi-City County Health Department
J.L. W. Fite, R.S. OCT 13, 2016
Health Officer Date

LEGEND

- = 3/8" Iron Rod with "HBD" cap, found
- = 1/2" Iron rod with "RPLS 1812" cap found
- = 5/8" Iron Rod found



NOTES

- This Plat is located within the Canyon ETJ.
- This Plat Does Not lie within a Flood Hazard Zone according to the Flood Insurance Rate Map Community Panel No. 48381C0355F, Effective Date June 4, 2010. This Surveyor does not accept responsibility for the accuracy of the Maps upon which this opinion is based.
- Address No. 1 shown were provided by the Potter Randall 911 Emergency Communication District and are subject to change without notice.
- There is hereby created by this plat a Sanitary Control Easement around each approved water well location with a 100-foot radius within which no sub-surface acreage system will be approved that is closer than 100 feet to a sub-surface sewerage system. Water well location will be made on an individual basis. This easement is for the sole purpose of sanitary control and does not prohibit building encroachments. Locations of existing water wells and sewerage systems on or adjacent to this property are unknown and therefore cannot be shown on this survey plat.
- Lot 1 and the East 40 feet of Lots 2, 3 & 4 is for private road easement and will be privately maintained, access is for the owners and all law enforcement, emergency and public utility vehicles and equipment.
- Contours are from Drainage Study provided by others.

FILED OF RECORD

Date _____ County _____
File Clerk's No. _____

"FINAL PLAT"
BACK ROAD ACRES UNIT NO. 1
A SUBURBAN SUBDIVISION TO THE CITY OF CANYON,
IN SECTION 36, BLOCK B5, H. & G.N. RR CO. SURVEY
RANDALL COUNTY, TEXAS
8.74 ACRES



AMARILLO
4713 S. Western St.
Amarillo, Texas 79109
(806) 288-1907
Texas Plat No. 1682700
hbd@hagarbrown.com

HEREFORD
P.O. Box 1348
Hereford, Texas 79045
(806) 364-0266
Texas Plat No. 1682728
hbd@hagarbrown.com



JAMES PRINGLE
Notary Public
STATE OF TEXAS
Comm. Exp. May 14, 2019



© 2016 Google

Google Earth

2403 ft

1991

34°58'40.79" N 101°56'40.69" W elev 3585 ft eye alt 14047 ft



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Google Earth



1991

34°58'29.26" N 101°57'20.69" W elev 3585 ft eye alt 5280 ft

Planning and Zoning Commission Meeting
Minutes – December 12, 2016

The Planning and Zoning Commission of the City of Canyon met in regular session at 4:00 pm in the City Commission Chambers of the Civic Complex. Chairman Bill Craddock presided over the meeting with the following Commissioners in attendance: Leesa Wood Calvi, Jon Davis, Bobbie Jo Krutsch, Mike Wartes, Charles Munger, and Laurie Sharp. Commissioners Kevin Luetkahans and John Pletcher were unable to attend.

Also present were the following City Staff: City Manager Randy Criswell, Assistant City Manager Chris Sharp, Assistant City Manager Jon Behrens, and Combination Inspector Rob Standley.

Item 1: Call to Order.

Chairman Craddock called the meeting to order at 4:02 pm.

Item 2: Approval of Minutes from October 10, 2016 Meeting.

Commissioner Krutsch moved, duly seconded by Commissioner Calvi, to approve the minutes of October 10, 2016. Motion passed unanimously.

Item 3: Consider and Take Appropriate Action on a Plat for Back Road Acres Unit No. 1.

The commission considered a plat for Back Road Acres Unit No. 1. The property is located within the City of Canyon's 1 mile Extraterritorial Jurisdiction, west of Brown Road, just west of Canyon.

After discussion, Commissioner Krutsch moved, duly seconded by Commissioner Munger, to recommend approval of the plat. The motion passed unanimously.

Item 4: Adjourn.

Chairman Craddock adjourned the meeting at 4:10 pm.

Bill Craddock, Chairman
Planning and Zoning Commission

ATTEST:

Gretchen Mercer
City Clerk

To: Mayor and City Commission
From: Randy Criswell, City Manager
Date: December 19, 2016
Re: Consider and Take Appropriate Action on Resolution 22-2016, Approving a Settlement Agreement Between the Alliance of Xcel Municipalities (AXM) and Southwestern Public Service Company (SPS), Regarding Electric Rates.

On or about February 16, 2016, SPS filed an application to increase its base rates by approximately \$71.9 million in annual revenue, representing an increase of 14.21%. As is typical, you adopted a Resolution to suspend the effective date of that increase. Since that time, we've been negotiating with SPS, attempting to reach a negotiated settlement that is agreeable to all parties. In reality, Cities are really the "small players" in the electric utility ratemaking process. We've been told that SPS has *one* industrial customer that uses more electricity than *all of the SPS cities combined*. However, we do have a place at the negotiating table, and all intervenors work well together, with the State to attempt to reach a suitable settlement instead of going to litigation.

In November, that settlement was reached and ultimately approved by the PUC. The final result was a total increase of \$35 million (instead of \$71.9), which dropped to about a 7% increase. SPS has invested millions in their infrastructure over the past few years, and they do have a right to recover those expenses, the same as we do when we upgrade our infrastructure. All parties feel like this is a fair settlement. As you know, if it goes to litigation at the PUC, there's no way to predict the outcome, so it's much better to settle when we can.

The impact on an average home is between \$3 and \$5/month, depending on summer or winter usage. I've included two pages showing the results of the negotiations, with the proposed increase per customer class versus the ultimate outcome.

These rate case filings will continue, and this settlement does not preclude them from filing future cases. We'll work through those as they come, just like we did this one.

Resolution No. 22-2016 has been prepared for the purpose of ratifying the Settlement. (Just FYI, the Resolution refers to the Settlement Agreement which is 137 pages long, so we did not include it in your packets. If you'd like to see it, I'll be happy to forward it to you.)

It is staff's recommendation that Resolution No. 22-2016 be adopted.

RESOLUTION NO. 21-2016

A RESOLUTION OF THE CITY OF CANYON APPROVING A SETTLEMENT AGREEMENT BETWEEN THE ALLIANCE OF XCEL MUNICIPALITIES (“AXM”) AND SOUTHWESTERN PUBLIC SERVICE COMPANY (“SPS” OR “COMPANY”) REGARDING THE COMPANY’S STATEMENT OF INTENT TO CHANGE ELECTRIC RATES IN ALL CITIES EXERCISING ORIGINAL JURISDICTION; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE SETTLEMENT AGREEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; FINDING THE CITY’S RATE CASE EXPENSES REASONABLE; DIRECTING SPS TO REIMBURSE THE CITY ITS REASONABLE RATE CASE EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETING ACT; DECLARING AN EFFECTIVE DATE; REPEALING ANY PRIOR RESOLUTIONS INCONSISTENT WITH THIS RESOLUTION AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

WHEREAS, the City of Canyon, Texas (“City”) has exclusive original jurisdiction as a regulatory authority over Southwestern Public Service Company (“SPS” or “Company”) rates, operations, and services within the City; and

WHEREAS, the City is also an electric utility customer of SPS, and has an interest in SPS’s rates and charges; and

WHEREAS, SPS filed a Statement of Intent with the City on or about February 16, 2016 to increase its annual revenue requirement by approximately \$71.9 million on a Texas retail jurisdictional basis, which represents an increase in base revenues of approximately 14.41%, and which included an increase in residential base rates of approximately 11.23%; and

WHEREAS, the City took action to suspend the effective date and to coordinate a response to SPS’s filing with other similarly situated municipalities (such participating cities are referred to herein as the Alliance of Xcel Municipalities (“AXM”)); and

WHEREAS, the City took action on or before March 22, 2016 to suspend the effective date; and

WHEREAS, one of AXM's goals is to minimize rate-case expenses to the extent reasonable, that otherwise would result from lengthy, contested rate-case proceedings before the Public Utility Commission of Texas ("PUCT") and through the appellate process in the courts for the pending rate case; and

WHEREAS, AXM authorized its attorneys and experts to formulate and review reasonable settlement positions to resolve SPS' pending request to increase rates; and

WHEREAS, AXM's attorneys met numerous times with the Company to negotiate a Settlement Agreement resolving the issues raised by the Company's Statement of Intent filing; and

WHEREAS, after extensive review and analysis, AXM's attorneys and experts found that SPS's initially proposed increase in revenue and its initially proposed rates are unreasonable; and

WHEREAS, AXM's attorneys and experts have evaluated what a likely outcome from a fully-litigated proceeding would be and are of the opinion that the increase of approximately \$35 million noted in the negotiated Settlement Agreement compares favorably with a likely outcome from a fully-litigated proceeding; and

WHEREAS, after extensive review and analysis, AXM's attorneys and experts found that the significantly lower increase of approximately \$35 million instead of the \$71.9 million increase initially proposed by SPS is reasonable; and

WHEREAS, under applicable law, the settlement rates are effective retroactively for consumption on or after July 20, 2016; and

WHEREAS, AXM's attorneys and experts and AXM's Steering Committee, based on the advice of its attorneys and experts, recommend that AXM's members approve the negotiated Settlement Agreement and attached tariffs; and

WHEREAS, under the Public Utility Regulatory Act, the City has a right to reimbursement of its reasonable rate-case expenses and SPS has an obligation to reimburse the City's reasonable rate-case expenses; and

WHEREAS, the attached tariffs implementing new rates are consistent with the Settlement Agreement and are just, reasonable, and in the public interest; and

WHEREAS, the Settlement Agreement as a whole is in the public interest;

NOW THEREFORE, THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS HEREBY RESOLVES THAT:

Section 1. The findings set out in the preamble are in all things approved and incorporated herein as if fully set forth.

Section 2. That the City Commission finds that the Settlement Agreement, which is attached hereto **EXHIBIT A** and incorporated herein, is in the public interest and is hereby endorsed in all respects.

Section 3. That SPS's existing rates are found unreasonable upon the implementation of the rates set forth in the Settlement Agreement.

Section 4. That the revenue and resulting rates set forth in the Settlement Agreement and schedule of rates and tariffs for electric service provided by SPS, which are attached to the Settlement Agreement as "Attachment B," are just and reasonable, and are hereby adopted for consumption on and after July 20, 2016.

Section 5. That the baseline amounts set forth in the Settlement Agreement and attached to the Settlement Agreement as "Attachment D" are approved subject to the conditions stated in the Settlement Agreement.

Section 6. That rates under the Settlement Agreement shall be effective for consumption on and after July 20, 2016.

Section 7. That SPS shall seek the City's approval of any surcharge that may be necessary to recover revenue foregone by SPS under rates pursuant to the Settlement Agreement and its current rates from July 20, 2016 to the date when the rates under the Settlement Agreement are approved.

Section 8. That to the extent any resolution or ordinance previously adopted by the Commission is inconsistent with this Resolution, it is hereby repealed.

Section 9. That the meeting at which this Resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

Section 10. That if any one or more sections or clauses of this Resolution is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remaining provision of this Resolution and the remaining provisions of the Resolution shall be interpreted as if the offending section or clause never existed.

Section 11. That this Resolution shall become effective from and after its passage.

Section 12. The City Secretary or other appropriate city official shall notify SPS of this Resolution by **sending a copy of the Resolution to Evan Evans, Regional Vice President, Rates and Regulatory Affairs, Southwestern Public Service Company, P.O. Box 1261, Amarillo, Texas 79105-1261** and AXM shall be notified by **sending a copy of this Resolution to Mr. Alfred R. Herrera, Herrera & Boyle, PLLC, 816 Congress Ave., Suite 1250, Austin, Texas 78701.**

PASSED AND APPROVED this 19th day of December, 2016.

QUINN ALEXANDER, MAYOR

ATTEST:

Gretchen Mercer, City Secretary

SPS RATE RESOLUTION

Exhibit A

SPS 2016 Statement of Intent

**Stipulation and Settlement
Agreement**

AIS ATTACHMENT A
Comparison of Current Rates vs. Settlement Rates

	Current Rates	Settled Rates
Residential		
Service Availability Charge	\$9.50	\$10.00 / Month
Energy Charge - Summer	\$0.075114	\$0.078572 / kWh
Energy Charge - Winter	\$0.064895	\$0.068353 / kWh
Residential - Space Heating		
Service Availability Charge	\$9.50	\$10.00 / Month
Energy Charge - Summer	\$0.075114	\$0.078572 / kWh
Energy Charge - Winter	\$0.045124	\$0.048582 / kWh
Residential - Time of Use		
Service Availability Charge	\$10.50	\$10.50 / Month
Energy Charge - All Hours	\$0.056101	\$0.058183 / kWh
Energy Charge - On Peak Adder	\$0.127314	\$0.124929 / kWh
Small Commercial Service (demnd of <= 10kW/month)		
Service Availability Charge	\$11.60	\$11.25 / Month
Energy Charge - Summer	\$0.051033	\$0.063138 / kWh
Energy Charge - Winter	\$0.043326	\$0.053482 / kWh
Small Commercial Service -- Time of Use		
Service Availability Charge	\$13.70	\$12.25 / Month
Energy Charge - All Hours	\$0.037379	\$0.045384 / kWh
Energy Charge - On Peak Adder	\$0.114585	\$0.137365 / kWh
Small School & Small Municipal Service (demnd of <= 10kW/month)		
Service Availability Charge	\$11.95	\$13.20 / Month
Energy Charge - Summer	\$0.049090	\$0.045136 / kWh
Energy Charge - Winter	\$0.040688	\$0.038897 / kWh
Small School & Small Municipal Service -- Time of Use		
Service Availability Charge	\$12.95	\$14.20 / Month
Energy Charge - All Hours	\$0.037197	\$0.033458 / kWh
Energy Charge - On Peak Adder	\$0.116209	\$0.117987 / kWh

AIS ATTACHMENT A
Comparison of Current Rates vs. Settlement Rates

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Large Municipal Service (demnd of > 10kW/month) -- Secondary

Service Availability Charge	\$24.59	\$25.90 / Month
Demand Charge - Summer	\$11.43	\$10.87 / kW-Mo
Demand Charge - Winter	\$9.01	\$8.90 / kW-Mo
Energy Charge	\$0.006478	\$0.007692 / kWh
Power Factor Adjustment Charge - Summer	\$11.43	\$10.87 / kW-Mo
Power Factor Adjustment Charge - Winter	\$9.01	\$8.90 / kW-Mo

Large Municipal Service (demnd of > 10kW/mnth) - Primary

Service Availability Charge	\$24.59	\$25.90 / Month
Demand Charge - Summer	\$7.06	\$10.73 /kW-Mo
Demand Charge - Winter	\$8.21	\$8.80 /kW-Mo
Energy Charge	\$0.006478	\$0.007573 /kWh
Power Factor Adjustment Charge - Summer	\$10.42	\$10.73 /kW-Mo
Power Factor Adjustment Charge - Winter	\$8.21	\$8.80 /kW-Mo

Large Municipal Service (demnd of > 10kW/mnth) - Secondary -- Time of Use

Service Availability Charge	\$25.59	\$26.90 / Month
Demand Charge	\$7.06	\$7.30 /kW-Mo
Energy Charge - On Peak Adder	\$0.114958	\$0.122527 /kWh
Energy Charge - All Hours	\$0.006478	\$0.007692 /kWh
Power Factor Adjustment Charge - Summer	\$7.06	\$7.30 /kW-Mo
Power Factor Adjustment Charge - Winter	\$7.06	\$7.30 /kW-Mo

Large Municipal Service (demnd of > 10kW/mnth) - Primary -- Time of Use

Service Availability Charge	\$25.59	\$26.90 / Month
Demand Charge	\$7.06	\$7.34 /kW-Mo
Energy Charge - On Peak Adder	\$0.114958	\$0.120055 /kWh
Energy Charge - All Hours	\$0.006478	\$0.007573 /kWh
Power Factor Adjustment Charge - Summer	\$7.06	\$7.34 /kW-Mo
Power Factor Adjustment Charge - Winter	\$7.06	\$7.34 /kW-Mo

Large School (demnd of > 10kW/mnth) - Secondary

Service Availability Charge	\$33.75	\$31.30 / Month
Demand Charge - Summer	\$11.94	\$13.66 /kW-Mo
Demand Charge - Winter	\$9.45	\$11.21 /kW-Mo
Energy Charge	\$0.008437	\$0.009577 /kWh
Power Factor Adjustment Charge - Summer	\$11.94	\$13.66 /kW-Mo
Power Factor Adjustment Charge - Winter	\$9.45	\$11.21 /kW-Mo

AIS ATTACHMENT A
Comparison of Current Rates vs. Settlement Rates

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Large School (demnd of > 10kW/mnth) - Primary

Service Availability Charge	\$33.75	\$31.30 / Month
Demand Charge - Summer	\$10.40	\$11.97 /kW-Mo
Demand Charge - Winter	\$8.10	\$9.85 /kW-Mo
Energy Charge	\$0.008295	\$0.008990 /kWh
Power Factor Adjustment Charge - Summer	\$10.40	\$11.97 /kW-Mo
Power Factor Adjustment Charge - Winter	\$8.10	\$9.85 /kW-Mo

Large School Service (demnd of > 10kW/mnth) - Secondary -- Time of Use

Service Availability Charge	\$34.70	\$32.30 / Month
Demand Charge	\$8.58	\$9.67 /kW-Mo
Energy Charge - On Peak Adder	\$0.110000	\$0.142949 /kWh
Energy Charge - All Hours	\$0.008437	\$0.009577 /kWh
Power Factor Adjustment Charge - Summer	\$8.58	\$9.67 /kW-Mo
Power Factor Adjustment Charge - Winter	\$8.58	\$9.67 /kW-Mo

Large School Service (demnd of > 10kW/mnth) - Primary -- Time of Use

Service Availability Charge	\$34.75	\$32.30 / Month
Demand Charge	\$7.41	\$7.59 /kW-Mo
Energy Charge - On Peak Adder	\$0.109986	\$0.140525 /kWh
Energy Charge - All Hours	\$0.008295	\$0.008990 /kWh
Power Factor Adjustment Charge - Summer	\$7.41	\$7.59 /kW-Mo
Power Factor Adjustment Charge - Winter	\$7.41	\$7.59 /kW-Mo

Comparison of Residential Customer's Bill -
Current Rates vs. Settlement Rates

	SPS' Current Rates	Average kWh	Average Bill (without taxes)			
Monthly Charge	\$9.50					
Summer \$/kWh	\$0.075114	Summer: 1,125	\$120.67	<i>At Current Rates</i>		
Winter \$/kWh	\$0.064895	Winter: 777	\$80.41			
Space Htg-Summer \$/kWh	\$0.075114	Summer: 1,382	\$146.11			
Space Htg-Winter \$/kWh	\$0.045124	Winter: 1,375	\$107.76			
Summer Fuel \$/kWh	\$0.023051					
Winter Fuel \$/kWh	\$0.025663					
EECRF \$/kWh	\$0.000668	Amounts Shown Below Without Franchise Fees and Taxes				
Customer Bill Non-Spc Heating	1000 kWh	1500 kWh	2000 kWh	2500 kWh	3000 kWh	3500 kWh
Summer	\$108.33	\$157.75	\$207.17	\$256.58	\$306.00	\$355.42
Winter	\$100.73	\$146.34	\$191.95	\$237.57	\$283.18	\$328.79

	Settlement Rates	Average kWh	Average Bill (without taxes)	Increase In Average Bill	Percent Increase In Avg. Bill	
Monthly Charge	\$10.00					
Summer \$/kWh	\$0.078572	Summer: 1,125	\$125.06	\$4.39	4%	
Winter \$/kWh	\$0.068353	Winter: 777	\$83.59	\$3.19	4%	
Space Htg-Summer \$/kWh	\$0.078572	Summer: 1,382	\$151.39	\$5.28	4%	
Space Htg-Winter \$/kWh	\$0.048582	Winter: 1,375	\$113.02	\$5.26	5%	
Summer Fuel \$/kWh	\$0.023051					
Winter Fuel \$/kWh	\$0.025663					
EECRF \$/kWh	\$0.000668	Amounts Shown Below Without Franchise Fees and Taxes				
Customer Bill Non-Spc Heating	1000 kWh	1500 kWh	2000 kWh	2500 kWh	3000 kWh	3500 kWh
Summer	\$112.29	\$163.44	\$214.58	\$265.73	\$316.87	\$368.02
Winter	\$104.68	\$152.03	\$199.37	\$246.71	\$294.05	\$341.39

Proposed Increase in Residential Customer's Total Bill (excluding franchise fees and taxes)							
Amounts Shown Below Without Franchise Fees and Taxes							
Customer Bill Non-Spc Heating	1000 kWh	1500 kWh	2000 kWh	2500 kWh	3000 kWh	3500 kWh	
Summer	\$3.96	\$5.69	\$7.42	\$9.15	\$10.87	\$12.60	
	4%	4%	4%	4%	4%	4%	
Winter	\$3.96	\$5.69	\$7.42	\$9.14	\$10.87	\$12.60	
	4%	4%	4%	4%	4%	4%	

SPS RATE RESOLUTION

Exhibit A

SPS 2016 Statement of Intent

**Stipulation and Settlement
Agreement**

To: Mayor and City Commission
From: Randy Criswell, City Manager
Date: December 19, 2016
Re: Hear Reports from Palo Duro Creek Golf Course for FY 2016.

John Haun and Casey Renner have prepared brief reports for you regarding Palo Duro Creek Golf Course for FY 2016. John's report is related to the grounds and the actual "golf course". Casey's report is oriented to the actual number of rounds and the fiscal performance of the golf course for the year.

These reports are for informational purposes only and will not be presented formally.

To: Randy Criswell, City Manager
From: John Haun, Casey Renner
Date: December 7, 2016
Re: **Palo Duro Creek Golf Course Annual Grounds Report for FY 2016.**

The year started out very dry as we had no significant moisture from October to May. We received less than 10" of snow last winter and only 14.15" of rain this past growing season. This is a stark difference to the previous year when we received over 30 inches of rain and 23 inches of snow. The saving grace was we received 3 to 4 timely rains this past summer that kept us growing and looking good.

We continue to trim the Siberian elms on the course with a total of 65 trees done. The removal of 11 trees around the course was necessary due to death, mainly Arborvitae trees around greens. These trees were replaced with new trees.

This fall we planted 18 new conifer trees, 9 Austrian pine trees and 9 Pinyon pine trees. We will continue to do this as necessary.

The new irrigation installed this year was the right side rough of #8 and the right side of #16 green surround. These areas were seeded to perennial rye grass and they are doing well. These areas get a lot of play and it has improved the playability and aesthetics of these two holes. We also installed new drains at #2 green, #6 green and by the cart path on #15 by the green.

New seeding this year was in #12 fairway landing area, upper right side of #17 right rough with Riveria Bermuda seed. We also over seeded areas around greens and roughs with perennial rye grass due to wear from high traffic areas and shade.

All the greens are in great shape except #8 green. We continue to have percolation issues with this green. I feel as though that I solved the problem during the late summer and early fall on how to deal with this. It requires very judicious watering and the use of a special fertilizer. This is caused by the location of the green being "tucked" back in a corner with housing in close proximity causing more morning shade and less daily air flow across the green.

In November of 2016 we purchased a trained "goose" dog to haze the geese. The dog's name is Lass and she is a small border collie. So far, this has proven to be a very wise decision as she has been able to keep a vast majority of the geese off the course. There has been no damage from geese to any of the greens and tees. Lass and I chase the geese seven days a week, usually 3 times per day, with the critical time being at sundown so the geese won't "roost" on the course all night.

AGENDA

The irrigation system continues to be the biggest maintenance issue each year. We continue to have numerous piping leaks and needing to replace many heads and valves. I did a quick count from my yearly notes and this past year we had 69 leaks, had to fix or replace 59 heads and or valves and had 18 issues with wiring and controllers. This will only continue to get worse each year.

We will be leasing some new equipment in the spring of 2017.

Here is a main list of the continued capital needs at the golf course. A new irrigation system, a master plan, expansion/renovation of the club house, parking lot improvements, new bridges, new cart storage building, new bathroom on the front nine, wash area for equipment.

In summary, overall we have the most turf grass cover and the best playability and aesthetics ever.

Thank you and we look forward to 2017.

To: City Manager, Randy Criswell
From: Casey Renner and John Haun
Date: December 1, 2016
Re: Palo Duro Creek Golf Course Annual Golf Report FY 2016.

Palo Duro Creek Golf Course had a busy year in 2016. PDC hosted 46 outside events this year, 7 high school and junior high events, 4 Northern Texas PGA events and the NTPGA Junior Area Championship and 20 Thursday Night Scrambles. We are also very proud of our involvement in the PGA Jr. League. We had 2 teams of 16 juniors in the Amarillo League this year. We hosted 10 matches at PDC and traveled for 10 matches to the Amarillo courses. We also got to participate in the post season and one of our players was on the state winning team. This program continues to develop and is a huge part in growing the game of golf.

Our rounds were up this year and the golf course was in great shape all year long. Below is a summary of our revenues for the fiscal year of 2016:

Rounds in 2016 – 26,655
Cart Revenue in 2016 - \$274,275.00
Green Fee Revenue in 2016 - \$302,306.00
Pro Shop Revenue in 2016 - \$207,649.00
Grill Revenue in 2016 - \$176,452.61.00

Please see the attached document that has our yearly comparisons and this year's totals. If you have any questions, we'll be happy to answer them.

Thank you for your time and consideration.

Month		2010-2011	2011-2012	2012-2013	2013-2014	2014-2015	2015-2016	Avg.
Oct	Cart Fees	\$ 20,130.00	\$ 21,858.00	\$ 17,706.00	\$ 18,426.00	\$ 19,992.00	\$ 18,519.00	\$ 19,622.40
	Green Fees	\$ 17,434.00	\$ 27,608.00	\$ 16,554.00	\$ 18,270.00	\$ 21,400.00	\$ 20,142.00	\$ 20,234.67
	Rounds	1857	2325	1964	2250	2472	2067	2156
Nov	Cart Fees	\$ 10,046.00	\$ 10,758.00	\$ 16,218.00	\$ 10,146.00	\$ 10,500.00	\$ 14,612.00	\$ 12,046.67
	Green Fees	\$ 9,868.00	\$ 10,878.00	\$ 15,986.00	\$ 10,477.00	\$ 13,211.00	\$ 14,703.00	\$ 12,520.50
	Rounds	1171	1355	1622	993	1047	1288	1246
Dec	Cart Fees	\$ 11,054.00	\$ 5,610.00	\$ 9,066.00	\$ 6,648.00	\$ 7,482.00	\$ 7,616.00	\$ 7,912.67
	Green Fees	\$ 7,422.00	\$ 5,450.00	\$ 8,720.00	\$ 4,794.00	\$ 8,045.00	\$ 7,124.00	\$ 6,925.83
	Rounds	874	543	776	652	660	780	714
Jan	Cart Fees	\$ 19,848.00	\$ 23,052.00	\$ 14,400.00	\$ 14,665.00	\$ 9,038.00	\$ 12,289.00	\$ 15,548.67
	Green Fees	\$ 9,602.00	\$ 10,218.00	\$ 6,041.00	\$ 7,139.00	\$ 3,801.00	\$ 8,667.00	\$ 7,578.00
	Rounds	1106	1286	776	800	466	889	887
Feb	Cart Fees	\$ 9,966.00	\$ 8,004.00	\$ 9,312.00	\$ 14,935.00	\$ 16,000.00	\$ 18,089.00	\$ 12,717.67
	Green Fees	\$ 8,760.00	\$ 7,404.00	\$ 7,362.00	\$ 9,459.00	\$ 10,441.00	\$ 15,897.00	\$ 9,887.17
	Rounds	973	858	891	1103	1143	1542	1085
Mar	Cart Fees	\$ 26,376.00	\$ 24,996.00	\$ 18,906.00	\$ 20,075.00	\$ 23,980.00	\$ 22,012.00	\$ 22,724.17
	Green Fees	\$ 25,140.00	\$ 24,812.00	\$ 19,700.00	\$ 16,648.00	\$ 22,061.00	\$ 21,403.00	\$ 21,627.33
	Rounds	2775	2574	2312	1958	2294	1981	2316
Apr	Cart Fees	\$ 24,516.00	\$ 24,336.00	\$ 20,682.00	\$ 15,829.00	\$ 21,332.00	\$ 23,231.00	\$ 21,654.33
	Green Fees	\$ 27,240.00	\$ 27,446.00	\$ 24,914.00	\$ 15,305.00	\$ 22,122.00	\$ 25,876.00	\$ 23,817.17
	Rounds	2955	2986	2681	1892	2298	2482	2549
May	Cart Fees	\$ 29,742.00	\$ 33,252.00	\$ 25,500.00	\$ 29,487.00	\$ 21,915.00	\$ 27,919.00	\$ 27,969.17
	Green Fees	\$ 33,504.00	\$ 37,322.00	\$ 29,537.00	\$ 32,488.00	\$ 24,248.00	\$ 36,737.00	\$ 32,306.00
	Rounds	3482	3614	3129	2802	2157	3010	3032
June	Cart Fees	\$ 34,434.00	\$ 37,440.00	\$ 32,802.00	\$ 29,722.00	\$ 34,998.00	\$ 35,820.00	\$ 34,202.67
	Green Fees	\$ 37,296.00	\$ 41,784.00	\$ 39,149.00	\$ 31,146.00	\$ 36,585.00	\$ 43,270.00	\$ 38,205.00
	Rounds	3706	4138	3577	3398	3567	3226	3602
July	Cart Fees	\$ 41,688.00	\$ 41,700.00	\$ 33,390.00	\$ 40,160.00	\$ 37,947.00	\$ 32,501.00	\$ 37,897.67
	Green Fees	\$ 46,380.00	\$ 46,600.00	\$ 37,530.00	\$ 41,522.00	\$ 41,949.00	\$ 37,231.00	\$ 41,868.67
	Rounds	4771	4360	3953	3560	3710	3519	3979
Aug	Cart Fees	\$ 37,002.00	\$ 31,848.00	\$ 36,528.00	\$ 37,100.00	\$ 32,065.00	\$ 34,511.00	\$ 34,842.33
	Green Fees	\$ 38,924.00	\$ 33,374.00	\$ 41,437.00	\$ 39,662.00	\$ 34,412.00	\$ 40,159.00	\$ 37,994.67
	Rounds	3885	3534	4117	3732	3664	3258	3698
Sept	Cart Fees	\$ 31,980.00	\$ 27,828.00	\$ 30,858.00	\$ 25,968.00	\$ 35,498.00	\$ 27,156.00	\$ 29,881.33
	Green Fees	\$ 36,258.00	\$ 33,704.00	\$ 35,496.00	\$ 29,263.00	\$ 39,235.00	\$ 31,097.00	\$ 34,175.50
	Rounds	3360	3144	3117	2501	2804	2613	2923
Total	Cart Fees	\$296,782.00	\$290,682.00	\$265,368.00	\$ 263,161.00	\$ 270,747.00	\$ 274,275.00	\$ 277,348.00
	Green Fees	\$297,828.00	\$306,600.00	\$282,426.00	\$ 256,173.00	\$ 277,510.00	\$ 302,306.00	\$ 284,107.40
	Rounds	30915	30717	28915	25641	26282	26655	28494

To: Mayor and City Commission
From: Randy Criswell, City Manager
Date: December 19, 2016
Re: Consider and Take Appropriate Action on Proposed Fees for Palo Duro
Creek Golf Course for 2017.

Following this memo is information from John Haun and Casey Renner regarding proposed fee increases for the golf course.

John and Casey will be here on Monday to present their proposed fee changes for your approval.

It is staff's recommendation that the proposed fee schedule be approved as presented.

To: City Manager, Randy Criswell
From: John Haun, Casey Renner
Date: December 1, 2016
Re: **Consider and Take Appropriate Action on Palo Duro Creek Golf Course Golf Fees and Tournament Fees.**

Casey and I propose a change in Palo Duro Creek golf fees to begin calendar year 2017. The fee change will increase all green fees by \$5 except Junior green fees (increase of \$2), and Twilight green fees (increase \$3 from 3 to 5 pm both weekdays and weekends). We also propose an increase in annual permit fees as follows: Senior single \$25, single every day \$75, additional person \$25 and Junior permit \$60.

It is staff's recommendation that the fees be approved, effective January 1, 2017.

Casey has updated the PDC tournament fees. Listed below are the old tournament fees and the new tournament fees. These changes are a direct reflection of the proposed changes in daily fees. Establishing these new fees with the City Commission means that the fees are non-negotiable.

It is staff's recommendation that the fees be approved, effective January 1, 2017.

AGENDA

Palo Duro Creek Golf Course Proposed 2017 Fee Schedule

Fee name	2016	Proposed 2017
<u>Permits</u>		
Permits- Senior, single 60+, weekday only	\$550.00	\$575.00
Additional per person fee, any category	\$275.00	\$300.00
Single, any day	\$825.00	\$900.00
Jr. Permit High school senior or younger, June thru August, Monday thru Thursday only	\$180.00	\$240.00
<u>Green fees</u>		
Green fee- Monday thru Thursday	\$15.00	
<u>Proposed new daily green fee-Monday thru Thursday</u>		<u>\$20.00</u>
Green fee- Friday, Saturday, Sunday, Holidays	\$20.00	
<u>Proposed new daily green fee-Friday, Saturday, Sunday, Holidays</u>		<u>\$25.00</u>
Twilight- Monday thru Thursday-After 5 pm	\$10.00	
<u>Proposed new twilight green fee-from 3 to 5 pm</u>		<u>\$13.00</u>
Twilight- Friday, Sat, Sun, Holidays-After 5 pm	\$12.00	
<u>Proposed new twilight green fee-from 3 to 5 pm</u>		<u>\$15.00</u>
Jr. Fee High school senior or younger	\$8.00	
<u>Proposed new Jr. green fee</u>		<u>\$10.00</u>
College Monday thru Thursday	\$11.00	
<u>Proposed new college green fee-Mon thru Thurs</u>		<u>\$16.00</u>
Friday, Saturday, Sunday, Holidays	\$15.00	
<u>Proposed new college green fee-Fri, Sat, Sun, Holidays</u>		<u>\$20.00</u>
Senior 60+ Monday thru Thursday	\$11.00	
<u>Proposed new Sr. daily green fee-Mon thru Thurs</u>		<u>\$16.00</u>
Senior 60+ Friday, Sat, Sun, Holidays	\$15.00	
<u>Proposed new Sr. daily green fee-Frid, Sat, Sun, Holidays</u>		<u>\$20.00</u>
<u>Cart fees</u>		
Cart fees 18 holes	\$13/\$26	\$13/\$26
9 holes	\$7/\$13	\$7/\$13

All above prices include sales tax.

Single permit is defined as a permit that allows golfers to play 7 days a week. The Senior permit is defined for single golfers age 60 and above to play Monday through Friday. Additional Family permit is defined by any dependent or co-dependent living in the same household.

“Additional per person fee” shall be defined as any dependent or co-dependent living in the same household.

AGENDA

“Children” shall be defined as a dependent, living in the home, up to age of 18, **OR** a full time college student not over the age of 24. Proof of full time college student status will be required.

“College” shall be defined as a full time college student not over the age of 24. Proof of full time college student status will be required.

Annual permit fee may be prorated for the purchase of a holder’s **first** Annual permit. Proration shall be based on the total number of months (including partial months) remaining in the year. This policy shall apply **to the first purchase only** of an Annual Permit. Anyone previously possessing an Annual Permit will not be eligible for a prorated purchase the following year or any future year.

Tournament Fees

	Old Fee	New Fee
Weekday (Monday-Thursday), shotgun start 40 players and up	\$28.00	
Weekday (Monday-Thursday), shotgun start 40 players and up		\$33.00
Weekend (Friday-Sunday), shotgun start 40 players and up	\$33.00	
Weekend (Friday-Sunday, Holidays) SG start 40 players and up		\$38.00
Weekday (Monday-Thursday), Tee times start 39 players and under	\$28.00	
Weekday (Monday-Thursday), Tee times start 39 players and under		\$33.00
Weekend (Friday-Sunday, Holidays), Tee times 39 players and under	\$33.00	
Weekend (Friday-Sunday, Holidays), Tee times 39 players and under		\$38.00

The administration fee of \$3.00 per player to cover the costs of paper, ink, score sheets, etc., is still in effect.

To: Randy Criswell, City Manager
From: Dan Reese, Public Works Director
Date: December 13, 2016
Re: Consider and Take Appropriate Action Ordinance No. 1053, Repealing Ordinance No. 1040 of the City of Canyon, Texas, Amending Chapter 51 of the Code of Ordinances of the City of Canyon, Texas , Section 51-21, Defining Charges and Rates for Bulk Water and Fire Hydrant Meters; Providing a Severability Clause, and Establishing an Effective Date.

For many years now, we have been behind on what we charge contractors for use of bulk water / fire hydrant meter use. Our older policy needs updating. As the policy stands now, we charge only a \$200 refundable deposit, when hydrant meters are checked out. This amount will not even pay for the fittings attached to the meter. Another problem we're having is getting the contractors to return the meters, when not in use. This has forced us to stock up on meters, not knowing how many that we may need from month to month. This is costly because a hydrant meter, ready to put in service, is costing us around \$1,100. Currently, we have approximately 30 meters out to various contractors in the area.

In previous ordinances, rates and fees for the issuance of fire hydrant meters for bulk water use has not been addressed in the code. In an attempt to recoup a larger percentage of our costs associated with these meters, keep up with their maintenance and encourage contractors to return them when not in use, we're recommending an amendment to the Bulk Water section of the Code, Section 51.21(B).

We propose the refundable deposit for a meter to increase from \$200 to \$1000. At least this amount would all but replace the meter, should one be lost, stolen or destroyed. We're also proposing a monthly minimum of \$50 / month. We will be charging for the water used at the current bulk water rate on top of the minimum. So, for example, you will be charged a \$50 minimum plus the current rate of \$7.15 per 1000 gals. for every thousand gallons used. For example, if you use 10,000 gallons, your bill would be \$71.15 for the water and \$50 for the minimum, or \$121.15, total. Hopefully this will encourage customers that don't use the meter for several months to return it. Plus, this minimum charge can help pay for a few parts when we have to service / repair them.

Hopefully, you can see this proposal will help us to minimize our losses and allow us to charge what we believe to be a fair price for these services.

A copy of the revised ordinance is attached.

The public works department recommends adoption of Ordinance No. 1053 as presented.

ORDINANCE NO. 1053

AN ORDINANCE REPEALING ORDINANCE NO. 1040 OF THE CITY OF CANYON, TEXAS; AMENDING CHAPTER 51 OF THE CODE OF ORDINANCES OF THE CITY OF CANYON, TEXAS, SECTION 51-21, DEFINING CHARGES AND RATES FOR BULK WATER AND FIRE HYDRANT METERS; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Canyon has heretofore adopted a Water and Sewer Code providing fees to be charged for water service, and the City Commission has determined that the rates established by Ordinance No. 1040 should be amended, by defining charges and rates for bulk water and use of fire hydrant meters in order that such service shall be self-supporting in operation and provide funds for required maintenance and operation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS THAT:

Section 1: That the Water and Sewer Code of the City of Canyon, Texas, Chapter 51, Section 51-21, is hereby amended to read as follows:

51-21. Rates established - For Water

- (A) Unless otherwise provided in this Article, the water rates per month to be charged and collected by the City from all customers obtaining service from the water system shall be fixed as set forth below:

Base + 2,000 gallons	\$27.46 minimum
2,001 - 8,000 gallons	\$4.57 per thousand
8,001 – 20,000 gallons	\$5.97 per thousand
20,001 – 35,000 gallons	\$6.13 per thousand
35,001 – 50,000 gallons	\$6.28 per thousand
Over 50,000 gallons	\$6.69 per thousand

- (B) Bulk Water. Unless otherwise provided in this chapter, the purchase of bulk water shall be charged and collected by the City from customers purchasing bulk water and fixes the rate set forth below:

\$7.15 per 1,000 gallons

Bulk Water Billing. Beginning with the effective date of this ordinance, a \$50.00 per month minimum charge will apply to all customers with City of Canyon issued fire hydrant meters. Bulk water use will be billed in addition to the monthly minimum. The City of Canyon will contact bulk water customers on a monthly basis to obtain readings from issued fire hydrant meters, and will be billed accordingly based on the current bulk water rate. If a customer fails to report the monthly reading within 30 days of contact, the meter will be assumed to be lost, the customer will lose their deposit and any outstanding bulk water bill will immediately become due. Due date, penalties and non-payment shall be enforced according to Sections 51-24 and 51-66 of the City of Canyon Code of Ordinances.

(C) Use of fire hydrant meters. Bulk water used for construction or other purposes, not purchased from the City at other bulk loading facilities, and obtained from City fire hydrants, shall be metered. Meters shall be obtained (checked out) from the City of Canyon. Use of meters and readings from meters not issued by the City of Canyon will not be permitted or accepted. A refundable deposit of \$1,000.00 will be required when the meter is issued. Upon returning the meter, the customer will be refunded the deposit at a pro-rated amount based on the usable condition of the returned meter, up to the full amount. If the meter is damaged or unusable, the estimated amount to repair the meter will be deducted from the deposit. If the meter is lost or stolen, the entire deposit will be forfeited. If desired, the customer will have the option to apply any remaining deposit amount to their outstanding bulk water bill. Fire hydrant meter audits may occur to verify meter condition, accuracy and reading, as deemed necessary by the City. If requested, the customer shall relinquish the meter to the City for this purpose.

Section 2: All ordinances and amendments thereto in conflict with the provisions of this ordinance shall be and are hereby repealed.

Section 3: In the event any part or parts of this ordinance shall be held invalid, no valid part or parts shall be affected thereby.

Section 4: This Ordinance shall be effective January 1, 2017.

PASSED AND ADOPTED this 19th day of December, 2016.

Quinn Alexander, Mayor

ATTEST:

Gretchen Mercer, City Clerk

To: Randy Criswell, City Manager
From: Chris Sharp, Assistant City Manager
Date: December 12, 2016
Re: Consider and Take Appropriate Action on Resolution No. 22-2016 Increasing the Rental Fees at the Cole Community Center

It's has been more than 10 years since we have adjusted the rental rates at the Cole Community Center. With the improvements that have been made, and with the increased costs of operating the center, we feel it is time to raise the rates for rental. Included in this agenda is a Resolution with the proposed rate increase. On average, we have increased the rates by \$20 for a 4-hour rental and increase the hourly rental fee for anything over 4 hours to \$15 an hour.

Additionally, I have included language requiring a \$500 deposit for the rental and use of any city owned electronic equipment that is being used by a renter. Deposits for room rental will remain the same.

It is staff's recommendation that the Commission approve Resolution No. 22-2016 authorizing the increase of the rental rate for the Cole Community Center and setting the effective date for January 1, 2017.

Proposed Rate Increase for Cole Community Center

Hourly Rental Fee	1st 4hrs	5	6	7	8
Palo Duro Room					
Current Rate	\$ 95.00	\$ 107.00	\$ 119.00	\$ 131.00	\$ 143.00
Proposed Increase	\$ 115.00	\$ 130.00	\$ 145.00	\$ 160.00	\$ 165.00
Adobe Room					
Current Rate	\$ 65.00	\$ 75.00	\$ 85.00	\$ 95.00	\$ 105.00
Proposed Increase	\$ 85.00	\$ 100.00	\$ 115.00	\$ 130.00	\$ 145.00
Mesa Room					
Current Rate	\$ 40.00	\$ 45.00	\$ 50.00	\$ 55.00	\$ 60.00
Proposed Increase	\$ 60.00	\$ 70.00	\$ 80.00	\$ 90.00	\$ 100.00
Texas Room					
Current Rate	\$ 40.00	\$ 45.00	\$ 50.00	\$ 55.00	\$ 60.00
Proposed Increase	\$ 60.00	\$ 70.00	\$ 80.00	\$ 90.00	\$ 100.00
Kitchen (Flat Rate)					
Current Rate	\$ 35.00				
Proposed Increase	\$ 65.00				
Civic Clubs					
Current Rate	\$ 100.00				
Proposed Increase	\$ 125.00				
Audio Visual					
Equipment Deposit	\$ 500.00				

RESOLUTION NO. 22-2016

A RESOLUTION OF THE CITY COMMISSION OF CITY OF CANYON, TEXAS, AMENDING RENTAL FEES FOR THE COLE COMMUNITY CENTER, AND SETTING AN EFFECTIVE DATE

WHEREAS, the Cole Community Center has been available for use by citizens wishing a place to lease for meetings, reunions, parties, and many other special occasions since 1992; and

WHEREAS, this building has been used by many since inception and it is the desire of the City Commission to continue leasing of the building for needs of the community; and

WHEREAS, there is a need to amend previous rates set by the City Commission and to guarantee revenue which is generated will be sufficient for the upkeep and cleanliness of this building.

NOW THEREFORE, the City Commission RESOLVES the fee structure for the Cole Community Center effective January 1, 2017 will be as follows:

<u>Palo Duro Room</u>	first 4 hours - \$115.00, then \$15.00 per hour for each additional hour, up to 8 hours per day. Deposit \$150.00
<u>Adobe Room</u>	first 4 hours - \$85.00, then \$15.00 per hour. Deposit \$100.00.
<u>Mesa & Texas</u>	first 4 hours - \$60.00, then \$10.00 per hour Deposit \$50.00
<u>Kitchen</u>	\$65.00 Deposit \$50.00
<u>Civic Clubs</u>	Regular meetings \$125.00/month
<u>Audio Visual Equipment</u>	\$500 Deposit

PASSED AND APPROVED this 19th day of December, 2016.

QUINN ALEXANDER, MAYOR

ATTEST:

GRETCHEN MERCER, CITY SECRETARY