



**SEAGOVILLE, TEXAS  
CITY COUNCIL MEETING AGENDA  
MONDAY, MAY 15, 2017**

**City Council Chambers, City Hall  
702 N. Hwy 175  
Seagoville, Texas 75159**

**WORK SESSION – 6:30 P.M.**

**Call to Order**

- A. Discuss regular session agenda items**
- B. Council Reception**

**Adjourn**

**REGULAR SESSION - 7:00 P.M.**

**ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS**

**Call to Order**

**Invocation**

**Pledge of Allegiance**

**Oaths of Office for Newly Elected City Council Members**

**Proclamation – Officers Memorial Week**

**Mayor's Report**

**Citizens Public Comment Period-** *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone wishing to speak shall submit a Speaker Request Form to the City Secretary.*

**CONSENT AGENDA-** The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

- 1. Consider approving City Council Meeting minutes for May 1, 2017 (City Secretary)**

2. **Consider a Resolution Declaring a 2011 Ford, Crown Victoria Property Surplus and Authorizing the City Manager to Sell, Trade, or Dispose of the Property in Accordance with the Processes Established in the Code of Ordinances (Police Chief)**
3. **Consider approving an Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the Company’s 2017 Rate Review Mechanism (RRM) Filings; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring reconciliation and rate adjustments if federal income tax rates change; terminating the RRM process for 2018 pending renegotiation of RRM terms and conditions; requiring the company to reimburse ACSC’s reasonable ratemaking expenses; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC’s legal counsel**

#### **REGULAR AGENDA-**

4. **Discuss laws concerning paper license plates (Police Chief)**
5. **Discuss and consider selection of Mayor Pro Tem for 2017-2018**
6. **Discuss construction cost estimates for Crestview Drive, Ross Lane, Elizabeth Lane and Tunnell Street.**
7. **Receive Councilmember Reports/Items of Community Interest - as authorized by Section 551.0415 of the Texas Government Code.**
8. **Future Agenda Items – Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.**

#### **9. Executive Session**

**§ 551.071. Consultation with City Attorney: receive legal advice related to the City’s tax rate adoption and apportionment.**

#### **10. Reconvene Into Regular Session**

**Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.**

## **Adjourn**

Posted Thursday, May 11, 2017 by 5:00 P.M.

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Kandi Jackson, City Secretary

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As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

The City of Seagoville does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. If you have a request for services that will make this program accessible to you, please contact the City of Seagoville at least 72 hours in advance at (972) 287-6819. (TDD access 1-800-RELAY-TX)

### **DATES TO REMEMBER**

- **Monday, June 5, 2017 is the next regular City Council meeting.**

***THE STATE OF TEXAS***  
***STATEMENT OF OFFICER***

*I, Dennis R. Childress, do solemnly swear, that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.*

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*Dennis R. Childress*  
*Mayor*  
*Seagoville, Texas*

*SWORN TO and subscribed before me by affiant on this the 15th day of May, 2017.*

*Signature of Person Administering Oath*

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*Notary Public*

***THE STATE OF TEXAS***  
***STATEMENT OF OFFICER***

***I, Jose Hernandez, do solemnly swear, that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.***

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***Jose Hernandez***  
***City Council Place 2***  
***Seagoville, Texas***

***SWORN TO and subscribed before me by affiant on this the 15th day of May, 2017.***

***Signature of Person Administering Oath***

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***Notary Public***

***THE STATE OF TEXAS***  
***STATEMENT OF OFFICER***

***I, Mike L. Fruin, do solemnly swear, that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.***

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***Mike L. Fruin***  
***City Council Place 4***  
***Seagoville, Texas***

***SWORN TO and subscribed before me by affiant on this the 15th day of May, 2017.***

***Signature of Person Administering Oath***

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***Notary Public***



## *Proclamation*

**WHEREAS,** *in every American community, law enforcement officers are committed to the preservation of life and property, risking their lives to protect us from all who would mock the law, providing protection, law and order and serving the cause of justice; and*

**WHEREAS,** *law enforcement officers, including members of **the City of Seagoville**, accept a profound responsibility and work to uphold our laws, safeguard our rights and freedoms, and serve on the front lines in the fight against crime and terrorism; and*

**WHEREAS,** *we honor the heroism of all law enforcement officers, especially those who have given their lives so that others might live, asking God's blessing for the families and friends they left behind; and*

**WHEREAS,** *by Joint Resolution approved October 1, 1962, as amended, Congress authorized and President Kennedy proclaimed May 15<sup>th</sup> of each year "**Peace Officers Memorial Day**" in honor of the Federal, State and municipal officers who have been killed or disabled in the line of duty, further designating the calendar week wherein May 15 falls as "**Police Week**," and has directed flags be flown at half-staff on "**Peace Officers Memorial Day**", under Public Law 103-322, as amended, and*

**WHEREAS,** *across the nation, **Police Week** is observed with ceremonies, including the hanging of a blue bow or ribbon to honor law enforcement officers who have sacrificed their lives in the line of duty and to honor those who still strive to keep us safe; and*

**WHEREAS,** *I encourage all citizens to express their deep appreciation to the men and women who risk their lives to guard and protect us;*

**NOW, THEREFORE, I, DENNIS K CHILDRESS, Mayor of the City of Seagoville, Texas do hereby proclaim **Monday, May 15, 2017** as:**

### **"PEACE OFFICERS MEMORIAL DAY"**

and ask the citizens of Seagoville and those with us today to join us as we

### **"HONOR THE STANDING AND THE FALLEN"**

**IN WITNESS WHEREOF,** I have hereunto set my hand and caused the Seal of the City of Seagoville, Texas to be affixed this 15<sup>th</sup> day of May, 2017.

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Mayor, The City of Seagoville, Texas

# *Consent Agenda Item: 1*

**Meeting Date:** May 15, 2017

*Consider approving City Council meeting minutes for May 01, 2017 (City Secretary)*

## **ITEM DESCRIPTION:**

Approve work session and regular session city council meeting minutes for May 01, 2017.

## **BACKGROUND OF ISSUE:**

N/A

## **FINANCIAL IMPACT:**

N/A

## **RECOMMENDATION:**

Staff recommends approval.

## **EXHIBITS**

May 01, 2017 Work Session Meeting Minutes  
May 01, 2017 Regular Session Meeting Minutes



**MINUTES OF CITY COUNCIL  
WORK SESSION  
MAY 01, 2017**

**The Work Session of the City Council of the City of Seagoville, Texas was called to order 6:33 p.m. on Monday, May 01, 2017, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:**

Dennis Childress	Mayor	
Jose Hernandez	Mayor Pro Tem	Arrived at 6:34
Rick Howard	Councilmember	
Harold Magill	Councilmember	
Mike Fruin	Councilmember	
Jon Epps	Councilmember	

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Alexis Allen, Seagoville Economic Development Director Kirk Clennan, Library Director Liz Gant, HR Director/Risk Manager Cindy Brown, and City Secretary Kandi Jackson.

**A. Discuss Regular Session Agenda Items**

- 1. Consider approving City Council meeting minutes for April 17 and April 24, 2017 (City Secretary)**

No changes requested.

(Councilmember Hernandez arrived at 6:34 p.m.)

- 2. Consider approving a resolution authorizing Dallas County to resell tax foreclosed properties located at 306 S Kaufman, Seagoville, Texas, by public or private sale, to the highest qualified purchaser, as provided by Section 34.05 of the Texas Property Tax Code (City Manager)**

No changes requested.

- 3. Consider accepting resignation letters from Stacy Wright and Jodi Gunnels from the Parks & Recreation Board and declaring vacancies in Place 4 and Place 7 (Board Liaisons)**

No changes requested.

- 4. Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 9, Fire Prevention and Protection, Article 9.04 “Fireworks”, Subsection 9.04.001 (b) to amend the exemption applicable to the property contiguous to the north side of Highway 175 which was annexed into the city after May 1, 2012 (Community Development)**

Council requested James Sudduth give an update concerning the issuance of insurance. Property owner James Sudduth stated he could only get an insurance policy for \$1,000,000 per occurrence. Also, he stated he would install a fire sprinkler system when city water is accessible to his building.

- 5. Discuss and consider approving the First Amendment to the Economic Development Agreement between Actuant Corporation and the Seagoville Economic Development Corporation (SEDC)**

Seagoville Economic Development Director Kirk Clennan stated Actuant Corporation is requesting an amendment to the Incentive Agreement from \$1.7 million dollars to \$2.4 million dollars in renovations to the premises, and an extension of the completion date from December 31, 2016 to September 30, 2017.

- 6. Discuss and consider approving a resolution authorizing the City Manager to execute a Memorandum of Understanding/Interlocal Agreement with Dallas County District Attorney’s Office for the purpose of sharing criminal justice information (Police Chief)**

Police Chief Caverley stated this is a resolution authorizing the City Manager to execute a Memorandum of Understanding/Interlocal Agreement with Dallas County for sharing criminal justice information. He also stated this is done electronically and will save time and manpower for filing cases.

- 7. Discuss and consider declaring vacancies due to absences on the Planning & Zoning Commission, Library Board, Parks & Recreation Board, and the Animal Shelter Advisory Committee (Board Liaisons)**

City Secretary Kandi Jackson stated staff is requesting official action as Council determines appropriate, due to absenteeism on the following boards. Some absences may be considered excused according to the Council Rules of Procedure regarding Boards/Attendance.

Animal Shelter Oversight Committee (Place 5)

Planning & Zoning Commission (Place 6)

Library Board (Places 1 and 6)

Parks & Recreation (Places 1,2, and 5) [Places 4 and 7 were addressed on Consent Agenda]

**Adjourned at 6:51 p.m.**

**APPROVED:**

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Mayor Dennis K. Childress

**ATTEST:**

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Kandi Jackson, City Secretary



**MINUTES OF CITY COUNCIL  
REGULAR SESSION  
MAY 01, 2017**

**The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:02 p.m. on Monday, May 01, 2017, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:**

Dennis Childress	Mayor
Jose Hernandez	Mayor Pro Tem
Rick Howard	Councilmember
Harold Magill	Councilmember
Mike Fruin	Councilmember
Jon Epps	Councilmember

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Alexis Allen, Finance Director Patrick Harvey, Library Director Liz Gant, HR Director/Risk Manager Cindy Brown, Seagoville Economic Development Director Kirk Clennan, and City Secretary Kandi Jackson.

**Invocation** – Invocation was given by Councilmember Magill.

**Pledge of Allegiance** – Pledge of Allegiance was led by Mayor Childress.

**Proclamation- Motorcycle Safety Awareness Month** was presented to Guardians of the Children Grove Chapter, Hi-Way Masters Riding Club, and Blacksheep Motorcycle Club.

**Mayor's Report** – Pray for all of those affected by the storms. Pray for law enforcement as well as EMS personnel with the events that transpired today.

**Citizens Public Comment Period** – *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone wishing to speak shall submit a Speaker Request Form to the City Secretary.*

**CONSENT AGENDA-** The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

- 1. Consider approving City Council meeting minutes for April 17 and April 24, 2017 (City Secretary)**
- 2. Consider approving a resolution authorizing Dallas County to resell tax foreclosed properties located at 306 S Kaufman, Seagoville, Texas, by public or private sale, to the highest qualified purchaser, as provided by Section 34.05 of the Texas Property Tax Code (City Manager)**

3. **Consider accepting resignation letters from Stacy Wright and Jodi Gunnels from the Parks & Recreation Board and declaring vacancies in Place 4 and Place 7 (Board Liaisons)**  
*Motion to approve – Magill, second by Hernandez; motion passed with all ayes.*

**REGULAR AGENDA-**

4. **Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 9, Fire Prevention and Protection, Article 9.04 “Fireworks”, Subsection 9.04.001 (b) to amend the exemption applicable to the property contiguous to the north side of Highway 175 which was annexed into the city after May 1, 2012 (Community Development)**  
*Motion to open Agenda Item 4 for discussion- Hernandez, second by Magill; motion passed with all ayes.*

(Councilmember Fruin left meeting at 7:09 p.m.)

In response to a question by Councilmember Hernandez, Community Development Director Ladis Barr stated the occupant would be in compliance of the ordinance if he installed a fire sprinkler system within six (6) months of the city providing water lines and listed the city as additional insured.

*Motion to allow a four (4) year extension with the current insurance coverage that occupant has in place, \$1 million dollars per occurrence, listing the city as additional insured, and within six (6) months of the city providing water to that area, the occupant will provide a fire sprinkler system to the building where he stores and sells fireworks- Hernandez, second by Howard; motion passed with all ayes.*

(Councilmember Fruin returned to meeting at 7:13 p.m.)

5. **Discuss and consider approving the First Amendment to the Economic Development Agreement between Actuant Corporation and the Seagoville Economic Development Corporation (SEDC)**  
Seagoville Economic Development Director Kirk Clennan stated Acutant Corporation is requesting an amendment to the Incentive Agreement from \$1.7 millions dollars to \$2.4 million dollars in renovations to the premises, and extend the completion date of December 31, 2016 to September 30, 2017.

*Motion to approve – Hernandez, second Magill; motion passed all ayes.*

6. **Discuss and consider approving a resolution authorizing the City Manager to execute a Memorandum of Understanding/Interlocal Agreement with Dallas County District Attorney’s Office for the purpose of sharing criminal justice information (Police Chief)**  
*Motion to approve – Epps; second by Howard; motion passed with all ayes.*

**7. Discuss and consider declaring vacancies due to absences on the Planning & Zoning Commission, Library Board, Park & Recreation Board, and the Animal Shelter Advisory Committee (Board Liaisons)**

City Secretary Kandi Jackson stated staff is requesting official action as council determines appropriate, due to absenteeism on the following boards. Some absences may be considered excused according to the Council Rules of Procedure regarding Boards/Attendance.

Animal Shelter Oversight Committee (Place 5)

Planning & Zoning Commission (Place 6)

Library Board (Places 1 and 6)

Parks & Recreation (Places 1, 2, and 6) [Places 4 and 7 were addressed on Consent Agenda)

*Motion to approve – Hernandez, second by Epps; motion passed with all ayes.*

**8. Receive Councilmember Reports/Items of Community Interest – as authorized by Section 551.0415 of the Texas Government Code.**

None

**9. Future Agenda Items – Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.**

Councilmember Hernandez asked Police Chief Calverley to inform council concerning the laws on paper license plates. Specifically, he wanted to know how they are used, who issues them, and the number of violations in the last eighteen (18) months.

**10. Executive Session convened at 7:21 p.m.**

**In compliance with Section 551.071 of the Texas Government Code, Council will convene into a closed session to consult with the City Attorney about contemplated litigation concerning the City’s Planning & Zoning operations.**

**11. Reconvene Into Regular Session at 8:08 p.m.**

No action

**Adjourn at 8:08**

**APPROVED:**

\_\_\_\_\_  
Mayor Dennis K. Childress

**ATTEST:**

\_\_\_\_\_  
Kandi Jackson, City Secretary

## ***Consent Agenda Item 2***

**Meeting Date:** May 15, 2017

***Consider a resolution declaring a 2011 Ford Crown Victoria property surplus and authorizing the city manager to sell, trade, or dispose of the property in accordance with the processes established in the code of ordinances (Police Chief)***

### **ITEM DESCRIPTION:**

Consider approving a resolution authorizing the city manager to sell, trade, or dispose a 2011 Ford Crown Victoria.

### **BACKGROUND OF ISSUE:**

City staff identified a black and white 2011 Ford Crown Victoria with over 120,000 miles on the vehicle that has serviced Seagoville Police Department well; however it is no longer a viable asset to the City based on mileage and maintenance issues. City Ordinance requires that Council declare this item as surplus property before the City Manager may dispose, sell, or trade this item in accordance with established city ordinance guidelines.

Staff proposes to sell and/or auction the black and white 2011 Ford Crown Victoria through an on-line auction company known as (Propertyroom.com). Propertyroom.com will take physical possession of the vehicle that has been stripped of all emergency equipment, communications equipment and any other law enforcement related components as prescribed by law. Propertyroom.com will dispose of this vehicle through the online auction process, and a portion of the proceeds will be forwarded to the City of Seagoville.

### **FINANCIAL IMPACT:**

The City of Seagoville has an existing agreement with Propertyroom.com for their services. Propertyroom.com charges 12.5% for their service and remits 87.5% of the sale back to the City.

### **RECOMMENDATION:**

Staff recommends approval.

### **EXHIBITS**

Resolution

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, DECLARING A 2011 FORD CROWN VICTORIA PROPERTY SURPLUS AND AUTHORIZING THE CITY MANAGER TO SELL, TRADE AND/OR DISPOSE OF IT IN ACCORDANCE WITH THE PROCESS ESTABLISHED IN THE CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ANY AND ALL RESOLUTIONS IN CONFLICT; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council recognizes that in the normal course of providing municipal services, the various Departments will exhaust the useful life of its capital equipment, and other property that does not meet the capital equipment threshold, to the point where it is no longer cost effective to maintain and operate; and

**WHEREAS**, the above categories of property and equipment do not contribute to providing municipal services and need to be removed from City inventories and storage; and

**WHEREAS**, the City Council, according to the Code of Ordinances, declares the property more specifically described as a black and white 2011 Ford Crown Victoria with over 120,00 miles as surplus property; and

**WHEREAS**, the City Secretary shall maintain inventory records of each item of surplus property sold or disposed of and the sale price of or destination of each item; and

**WHEREAS**, the City Council has determined that declaring this property as surplus is in the best interest of the City of Seagoville; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:**

**SECTION 1.** The City Council declares the property specifically described as a black and white 2011 Ford Crown Victoria with over 120,000 miles as surplus property and authorizes the City Manager to sell, trade and/or dispose of the property according to law.

**SECTION 2.** All resolutions of the City of Seagoville heretofore adopted which are in conflict with the provisions of this Resolution be, and the same are hereby repealed, and all resolutions of the City of Seagoville not in conflict with the provisions hereof shall remain in full force and effect.

**SECTION 3.** If any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgment or holding shall not affect the validity of this Resolution as a whole or any part or provision thereof, as amended hereby, other than the part so declared to be invalid or unconstitutional.

**SECTION 4.** This Resolution shall take effect immediately from and after its passage, and it is accordingly so resolved.

**DULY ORDERED** by the City Council of the City of Seagoville, Texas, this the \_\_\_\_  
Day of May, 2017

APPROVED:

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DENNIS K. CHILDRESS, MAYOR

ATTEST:

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KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

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ALEXIS ALLEN, CITY ATTORNEY

## ***Consent Agenda Item: 3***

**Meeting Date:** May 15, 2017

**Consider approving an Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the Company’s 2017 Rate Review Mechanism (RRM) Filings; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring reconciliation and rate adjustments if federal income tax rates change; terminating the RRM process for 2018 pending renegotiation of RRM terms and conditions; requiring the company to reimburse ACSC’s reasonable ratemaking expenses; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC’s legal counsel.**

### **ITEM DESCRIPTION:**

Consider approving an ordinance approving a negotiated settlement between the Atmos Cities Steering Committee and Atmos Energy Corp.

### **BACKGROUND OF ISSUE:**

A number of cities, including the City of Seagoville, formed a committee called the Atmos Cities Steering Committee (ACSC). The purpose of this committee was to review rate increases sought by Atmos. After review of the purposed rate increases for 2017, the committee determined that the rate increase was excessive and negotiated with Atmos a lower rate increase. The proposed ordinance accepts the lower rate increase negotiated by the ACSC which will result in a lower rate increase for Atmos customers in the City of Seagoville.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

Approve ordinance

### **EXHIBITS**

Ordinance

Model Staff Report

Attachment A – New Tariffs and Proof of Revenues to prove the new tariffs will produce additional base revenues of \$38.8 million

Attachment B – Spreadsheet establishing a baseline for pensions for the next RRM filing

**ORDINANCE NO.**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2017 RATE REVIEW MECHANISM FILINGS; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; REQUIRING RECONCILIATION AND RATE ADJUSTMENTS IF FEDERAL INCOME TAX RATES CHANGE; TERMINATING THE RRM PROCESS FOR 2018 PENDING RENEGOTIATION OF RRM TERMS AND CONDITIONS; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.**

WHEREAS, the City of Seagoville, Texas (“City”) is a gas utility customer of Atmos Energy Corp., Mid-Tex Division (“Atmos Mid-Tex” or “Company”), and a regulatory authority with an interest in the rates and charges of Atmos Mid-Tex; and

WHEREAS, the City is a member of the Atmos Cities Steering Committee (“ACSC”), a coalition of similarly-situated cities served by Atmos Mid-Tex (“ACSC Cities”) that have joined together to facilitate the review of, and response to, natural gas issues affecting rates charged in the Atmos Mid-Tex service area; and

WHEREAS, ACSC and the Company worked collaboratively to develop a new Rate Review Mechanism (“RRM”) tariff that allows for an expedited rate review process by ACSC Cities as a substitute to the Gas Reliability Infrastructure Program (“GRIP”) process instituted by

the Legislature, and that will establish rates for the ACSC Cities based on the system-wide cost of serving the Atmos Mid-Tex Division; and

WHEREAS, on March 1, 2017, Atmos Mid-Tex filed its 2017 RRM rate request with ACSC Cities; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2017 RRM filing through its Executive Committee, assisted by ACSC's attorneys and consultants, to resolve issues identified in the Company's RRM filing; and

WHEREAS, the Executive Committee, as well as ACSC's counsel and consultants, recommend that ACSC Cities approve an increase in base rates for Atmos Mid-Tex of \$48 million on a system-wide basis; and

WHEREAS, the attached tariffs implementing new rates are consistent with the recommendation of the ACSC Executive Committee, are agreed to by the Company, and are just, reasonable, and in the public interest;

WHEREAS, the RRM Tariff contemplates reimbursement of ACSC's reasonable expenses associated with RRM applications;

WHEREAS, the Company and ACSC have agreed that rates should be adjusted if any change in federal income tax rates is implemented during the period that rates approved herein remain in place; and

WHEREAS, because ACSC believes that certain provisions of the current terms and conditions of the RRM tariff are inconsistent with market conditions, the City expects renegotiation of the current RRM tariff in the Summer of 2017.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:

**Section 1.** That the findings set forth in this Ordinance are hereby in all things approved.

**Section 2.** That the City Council finds that the settled amount of an increase in revenues of \$48 million on a system-wide basis represents a comprehensive settlement of gas utility rate issues affecting the rates, operations, and services offered by Atmos Mid-Tex within the municipal limits arising from Atmos Mid-Tex's 2017 RRM filing, is in the public interest, and is consistent with the City's authority under Section 103.001 of the Texas Utilities Code.

**Section 3.** That the existing rates for natural gas service provided by Atmos Mid-Tex are unreasonable. The new tariffs attached hereto and incorporated herein as Attachment A, are just and reasonable, and are designed to allow Atmos Mid-Tex to recover annually an additional \$48 million in revenue over the amount allowed under currently approved rates, as shown in the Proof of Revenues attached hereto and incorporated herein as Attachment B; such tariffs are hereby adopted.

**Section 4.** That the ratemaking treatment for pensions and other post-employment benefits in Atmos Mid-Tex's next RRM filing shall be as set forth on Attachment C, attached hereto and incorporated herein.

**Section 5.** Consistent with Texas Utilities Code Section 104.055(c), Atmos Energy's recovery of federal income tax expense through the Rider RRM has been computed using the statutory income tax rate. In the event that a change in the statutory income tax rate is implemented during the Rider RRM Rate Effective Date, Atmos Energy shall reconcile the difference between the amount of federal income tax expense included in the Rider RRM calculation for the Rate Effective Date with the amount of federal income tax expense authorized under the new statutory income tax rate. The reconciliation period shall be from the date on which any new statutory income tax rate is implemented through the Rate Effective Date. An

interest component calculated at the customer deposit interest rate then in effect as approved by the Railroad Commission of Texas shall be applied to the federal income tax expense reconciliation. Further, any required reconciliation of federal income tax expense shall be included as part of Atmos Mid-Tex's next annual RRM filing and shall be returned to or recovered from customers as a one-time credit or surcharge to the customer's bill.

**Section 6.** The City requires renegotiation of RRM tariff terms and conditions during the Summer of 2017. If an agreed renegotiated RRM tariff cannot be achieved, the City will terminate the RRM process and consider initiation of a traditional rate case to reduce the Company's authorized return on equity.

**Section 7.** That Atmos Mid-Tex shall reimburse the reasonable ratemaking expenses of the ACSC in processing the Company's 2017 RRM filing.

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

**Section 9.** That the meeting at which this Ordinance 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 Ordinance is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, and the remaining provisions of the Ordinance shall be interpreted as if the offending section or clause never existed.

**Section 11.** That consistent with the City Ordinance that established the RRM process, this Ordinance shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after June 1, 2017.

**Section 12.** That a copy of this Ordinance shall be sent to Atmos Mid-Tex, care of Chris Felan, Vice President of Rates and Regulatory Affairs Mid-Tex Division, Atmos Energy Corporation, 5420 LJB Freeway, Suite 1862, Dallas, Texas 75240, and to Geoffrey Gay, General Counsel to ACSC, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
DENNIS K CHILDRESS                      MAYOR

ATTEST:

\_\_\_\_\_  
KANDI JACKSON    CITY SECRETARY

APPROVED AS TO FORM:

\_\_\_\_\_  
ALEXIS G ALLEN            CITY ATTORNEY

May 2, 2017

## **MODEL STAFF REPORT**

The City, along with other similarly situated cities served by Atmos Energy Corp., Mid-Tex Division (“Atmos Mid-Tex” or “Company”), is a member of the Atmos Cities Steering Committee (“ACSC”). The RRM Tariff was originally adopted by ACSC member cities in 2007 as an alternative to the Gas Reliability Infrastructure Program (“GRIP”), the statutory provision that allows Atmos to bypass the City’s rate regulatory authority to increase its rates annually to recover capital investments. The RRM Tariff has been modified several times, most recently in 2013.

The 2017 RRM filing is the fifth RRM filing under the renewed RRM Tariff. On March 1, 2017, Atmos made a filing requesting \$57.4 million additional revenues on a system-wide basis. Because the City of Dallas has a separate rate review process, exclusion of Dallas results in the Company requesting \$46.4 million from other municipalities.

Environs customers (ratepayers outside municipal limits) remain under the Railroad Commission’s exclusive original jurisdiction and have their rates set through the GRIP process. If the Company had used the GRIP process rather than the RRM process it would receive a \$52.4 million increase, or about \$4.4 million more than will be approved by the Ordinance. ACSC and the Company have reached an agreement, reflected in the Ordinance, to reduce the Company’s request by \$9.4 million, such that the Ordinance approving new rates reflects an increase of \$48 million on a system-wide basis, or \$38.8 million for Mid-Tex Cities, exclusive of the City of Dallas.

The tariffs attached to the Ordinance approve rates that will increase the Company’s revenues by \$38.8 million for the Mid-Tex Rate Division, effective for bills rendered on or after June 1, 2017. The monthly residential customer charge will be \$19.60. The consumption charge will be \$0.14 per Ccf. The monthly bill impact for the typical residential customer consuming 46.8 Ccf will be an increase of \$2.04, or about 3.87%. The typical commercial customer will see an increase of \$6.27, or 2.37%. Attached to this Model Staff Report is a summary of the impact of new rates on the average bills of all customer classes.

The ACSC Executive Committee and its designated legal counsel and consultants recommend that all Cities adopt the Ordinance with its attachments approving the negotiated rate settlement resolving the 2017 RRM filing, and implementing the rate change.

### **Explanation of “Be It Ordained” Sections:**

1. This section approves all findings in the Ordinance.
2. This section finds the settled amount of \$48 million on a system-wide basis to be a comprehensive settlement of gas utility rate issues arising from Atmos Mid-Tex’s 2017 RRM filing, and that such settlement is in the public interest and is consistent with the City’s statutory authority.
3. This section finds the existing Atmos Mid-Tex rates to be unreasonable, and approves the new tariffed rates providing for additional revenues over currently-billed rates of \$48 million on a system-wide basis and adopts the attached new rate tariffs (Attachment A).

4. This section establishes the baseline for pensions and other post-employment benefits for future rate cases (Attachment C).
5. This section requires the Company to reimburse Cities for reasonable ratemaking costs associated with reviewing and processing the RRM filing.
6. This section requires a rate reconciliation in the event that federal income tax rates change.
7. This section requires renegotiation of current RRM terms and conditions this Summer and if new terms and conditions are not agreed to by both parties, the RRM process will be terminated and Cities will be encouraged to pass show cause resolutions to trigger a traditional rate case at the Railroad Commission.
8. This section repeals any resolution or ordinance that is inconsistent with this Ordinance.
9. This section finds that the meeting was conducted in compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.
10. This section is a savings clause, which provides that if any section(s) is later found to be unconstitutional or invalid, that finding shall not affect, impair or invalidate the remaining provisions of this Ordinance. This section further directs that the remaining provisions of the Ordinance are to be interpreted as if the offending section or clause never existed.
11. This section provides for an effective date upon passage which, according to the Cities' ordinance that adopted the RRM process, is June 1, 2017.
12. This paragraph directs that a copy of the signed Ordinance be sent to a representative of the Company and legal counsel for the Steering Committee.

**ATMOS ENERGY CORP., MID-TEX DIVISION  
AVERAGE BILL COMPARISON - BASE RATES  
TEST YEAR ENDING DECEMBER 31, 2016**

<u>Line</u>						<u>CURRENT</u>	<u>June 1, 2016</u>	<u>PROPOSED</u>	<u>CHANGE</u>
1	<b>Rate R @ 46.3 Ccf</b>								
2	Customer charge					\$ 19.10			
3	Consumption charge	46.3	CCF	X \$ 0.11378	=	5.27			
4	Rider GCR Part A	46.3	CCF	X \$ 0.28325	=	13.11			
5	Rider GCR Part B	46.3	CCF	X \$ 0.25447	=	11.78			
6	Subtotal					\$ 49.26			
7	Rider FF & Rider TAX			X 0.07142	=	3.52			
8	Total					<u>\$ 52.78</u>			
9									
10	Customer charge						\$ 19.60		
11	Consumption charge	46.3	CCF	X \$ 0.14427	=		6.68		
12	Rider GCR Part A	46.3	CCF	X \$ 0.28325	=		13.11		
13	Rider GCR Part B	46.3	CCF	X \$ 0.25447	=		11.78		
14	Subtotal						\$ 51.17		
15	Rider FF & Rider TAX			X 0.07142	=		3.65		
16	Total						<u>\$ 54.82</u>	\$2.04	
17									
18									
19	<b>Rate C @ 371 Ccf</b>								
20	Customer charge					\$ 41.75			
21	Consumption charge	371.0	CCF	X \$ 0.08494	=	31.51			
22	Rider GCR Part A	371.0	CCF	X \$ 0.28325	=	105.07			
23	Rider GCR Part B	371.0	CCF	X \$ 0.18646	=	69.17			
24	Subtotal					\$ 247.50			
25	Rider FF & Rider TAX			X 0.07142	=	17.68			
26	Total					<u>\$ 265.18</u>			
27									
28	Customer charge						\$ 44.70		
29	Consumption charge	371.0	CCF	X \$ 0.09279	=		34.42		
30	Rider GCR Part A	371.0	CCF	X \$ 0.28325	=		105.07		
31	Rider GCR Part B	371.0	CCF	X \$ 0.18646	=		69.17		
32	Subtotal						\$ 253.36		
33	Rider FF & Rider TAX			X 0.07142	=		18.09		
34	Total						<u>\$ 271.45</u>	\$6.27	
35									

3.87%

2.37%



2557/28/7339845

<b>RATE SCHEDULE:</b>	<b>R – RESIDENTIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 06/01/2017</b>	<b>PAGE:</b>

**Application**

Applicable to Residential Customers for all natural gas provided at one Point of Delivery and measured through one meter.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer's monthly bill will be calculated by adding the following Customer and Ccf charges to the amounts due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Bill	\$ 19.60 per month
Rider CEE Surcharge	\$ 0.02 per month <sup>1</sup>
<b>Total Customer Charge</b>	\$ 19.62 per month
Commodity Charge – All Ccf	\$0.14427 per Ccf

Gas Cost Recovery: Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part (a) and Part (b), respectively, of Rider GCR.

Weather Normalization Adjustment: Plus or Minus an amount for weather normalization calculated in accordance with Rider WNA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Agreement**

An Agreement for Gas Service may be required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

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<sup>1</sup>Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2016.

<b>RATE SCHEDULE:</b>	<b>C – COMMERCIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 06/01/2017</b>	<b>PAGE:</b>

**Application**

Applicable to Commercial Customers for all natural gas provided at one Point of Delivery and measured through one meter and to Industrial Customers with an average annual usage of less than 30,000 Ccf.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer's monthly bill will be calculated by adding the following Customer and Ccf charges to the amounts due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Bill	\$ 44.70 per month
Rider CEE Surcharge	\$ 0.08 per month <sup>1</sup>
<b>Total Customer Charge</b>	<b>\$ 44.78 per month</b>
Commodity Charge – All Ccf	\$ 0.09279 per Ccf

Gas Cost Recovery: Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part (a) and Part (b), respectively, of Rider GCR.

Weather Normalization Adjustment: Plus or Minus an amount for weather normalization calculated in accordance with Rider WNA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Agreement**

An Agreement for Gas Service may be required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

<sup>1</sup> Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2016.

<b>RATE SCHEDULE:</b>	<b>I – INDUSTRIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 06/01/2017</b>	<b>PAGE:</b>

**Application**

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 3,500 MMBtu per day for all natural gas provided at one Point of Delivery and measured through one meter. Service for Industrial Customers with an MDU equal to or greater than 3,500 MMBtu per day will be provided at Company's sole option and will require special contract arrangements between Company and Customer.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer's monthly bill will be calculated by adding the following Customer and MMBtu charges to the amounts due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Meter	\$ 799.75 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.3374 per MMBtu
Next 3,500 MMBtu	\$ 0.2470 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0530 per MMBtu

Gas Cost Recovery: Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part (a) and Part (b), respectively, of Rider GCR.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Curtailement Overpull Fee**

Upon notification by Company of an event of curtailement or interruption of Customer's deliveries, Customer will, for each MMBtu delivered in excess of the stated level of curtailement or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled "Daily Price Survey."

**Replacement Index**

In the event the "midpoint" or "common" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

<b>RATE SCHEDULE:</b>	<b>I – INDUSTRIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 06/01/2017</b>	<b>PAGE:</b>

**Agreement**

An Agreement for Gas Service may be required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

**Special Conditions**

In order to receive service under Rate I, Customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

<b>RATE SCHEDULE:</b>	<b>T – TRANSPORTATION</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 06/01/2017</b>	<b>PAGE:</b>

**Application**

Applicable, in the event that Company has entered into a Transportation Agreement, to a customer directly connected to the Atmos Energy Corp., Mid-Tex Division Distribution System (Customer) for the transportation of all natural gas supplied by Customer or Customer’s agent at one Point of Delivery for use in Customer’s facility.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer’s bill will be calculated by adding the following Customer and MMBtu charges to the amounts and quantities due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Meter	\$ 799.75 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.3374 per MMBtu
Next 3,500 MMBtu	\$ 0.2470 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0530 per MMBtu

Upstream Transportation Cost Recovery: Plus an amount for upstream transportation costs in accordance with Part (b) of Rider GCR.

Retention Adjustment: Plus a quantity of gas as calculated in accordance with Rider RA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Imbalance Fees**

All fees charged to Customer under this Rate Schedule will be charged based on the quantities determined under the applicable Transportation Agreement and quantities will not be aggregated for any Customer with multiple Transportation Agreements for the purposes of such fees.

**Monthly Imbalance Fees**

Customer shall pay Company the greater of (i) \$0.10 per MMBtu, or (ii) 150% of the difference per MMBtu between the highest and lowest “midpoint” price for the Katy point listed in *Platts Gas Daily* in the table entitled “Daily Price Survey” during such month, for the MMBtu of Customer’s monthly Cumulative Imbalance, as defined in the applicable Transportation Agreement, at the end of each month that exceeds 10% of Customer’s receipt quantities for the month.

<b>RATE SCHEDULE:</b>	<b>T – TRANSPORTATION</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 06/01/2017</b>	<b>PAGE:</b>

**Curtailment Overpull Fee**

Upon notification by Company of an event of curtailment or interruption of Customer's deliveries, Customer will, for each MMBtu delivered in excess of the stated level of curtailment or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled "Daily Price Survey."

**Replacement Index**

In the event the "midpoint" or "common" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

**Agreement**

A transportation agreement is required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

**Special Conditions**

In order to receive service under Rate T, customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

**MID-TEX DIVISION  
ATMOS ENERGY CORPORATION**

<b>RIDER:</b>	<b>WNA – WEATHER NORMALIZATION ADJUSTMENT</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 11/01/2017</b>	<b>PAGE:</b>

Provisions for Adjustment

The Commodity Charge per Ccf (100 cubic feet) for gas service set forth in any Rate Schedules utilized by the cities of the Mid-Tex Division service area for determining normalized winter period revenues shall be adjusted by an amount hereinafter described, which amount is referred to as the "Weather Normalization Adjustment." The Weather Normalization Adjustment shall apply to all temperature sensitive residential and commercial bills based on meters read during the revenue months of November through April. The five regional weather stations are Abilene, Austin, Dallas, Waco, and Wichita Falls.

Computation of Weather Normalization Adjustment

The Weather Normalization Adjustment Factor shall be computed to the nearest one-hundredth cent per Ccf by the following formula:

$$WNAF_i = R_i \frac{(HSF_i \times (NDD-ADD))}{(BL_i + (HSF_i \times ADD))}$$

Where

- $i$  = any particular Rate Schedule or billing classification within any such particular Rate Schedule that contains more than one billing classification
- $WNAF_i$  = Weather Normalization Adjustment Factor for the  $i^{th}$  rate schedule or classification expressed in cents per Ccf
- $R_i$  = Commodity Charge rate of temperature sensitive sales for the  $i^{th}$  schedule or classification.
- $HSF_i$  = heat sensitive factor for the  $i^{th}$  schedule or classification divided by the average bill count in that class
- $NDD$  = billing cycle normal heating degree days calculated as the simple ten-year average of actual heating degree days.
- $ADD$  = billing cycle actual heating degree days.
- $BL_i$  = base load sales for the  $i^{th}$  schedule or classification divided by the average bill count in that class

The Weather Normalization Adjustment for the  $j$ th customer in  $i$ th rate schedule is computed as:

$$WNA_j = WNAF_i \times q_{ij}$$

Where  $q_{ij}$  is the relevant sales quantity for the  $j$ th customer in  $i$ th rate schedule.

**MID-TEX DIVISION  
ATMOS ENERGY CORPORATION**

<b>RIDER:</b>	<b>WNA – WEATHER NORMALIZATION ADJUSTMENT</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 11/01/2017</b>	<b>PAGE:</b>

Base Use/Heat Use Factors

Weather Station	<u>Residential</u>		<u>Commercial</u>	
	Base use <u>Ccf</u>	Heat use <u>Ccf/HDD</u>	Base use <u>Ccf</u>	Heat use <u>Ccf/HDD</u>
Abilene	9.79	0.1347	93.16	0.6060
Austin	10.37	0.1483	190.68	0.9069
Dallas	13.36	0.2089	180.35	1.0191
Waco	9.64	0.1348	124.37	0.5791
Wichita Falls	11.20	0.1412	107.96	0.5571

Weather Normalization Adjustment (WNA) Report

On or before June 1 of each year, the Company posts on its website at [atmosenergy.com/mtx-wna](http://atmosenergy.com/mtx-wna), in Excel format, a *Weather Normalization Adjustment (WNA) Report* to show how the Company calculated its WNAs factor during the preceding winter season. Additionally, on or before June 1 of each year, the Company files one hard copy and an Excel version of the *WNA Report* with the Railroad Commission of Texas' Gas Services Division, addressed to the Director of that Division.

**ATMOS ENERGY CORP., MID-TEX DIVISION  
PROPOSED TARIFF STRUCTURE (BEFORE RATE CASE EXPENSE RECOVERY)  
TEST YEAR ENDING DECEMBER 31, 2016**

	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	(k)
1	Proposed Change In Rates:		\$ 48,000,000		Schedule A						
2	Proposed Change In Rates without Revenue Related Taxes:		\$ 44,800,457		Ln 1 divided by factor on WP_F-5.1						
3											
4											
5											
6		Revenue Requirements		Allocations							
7	Residential	\$ 338,431,486		77.95%	Per GUD 10170 Final Order						
8	Commercial	84,223,622		19.40%	Per GUD 10170 Final Order						
9	Industrial and Transportation	11,490,316		2.65%	Per GUD 10170 Final Order						
10	Net Revenue Requirements GUD No. 10170	<u>\$ 434,145,424</u>									

	With Proportional Increase all classes but Residential and a 40% residential base charge increase:				In accordance with RRM tariff:				
		Current	Prospective	Revenues	Proposed Change	Proposed Change In Revenues	Proposed Rates	Proposed Revenues	
16									
17									
18									
19									
20	Residential Base Charge	\$ 19.08	\$ 0.77	\$ 13,969,407	Residential Base Charge	\$ 0.52	\$ 9,385,859	\$ 19.60	\$ 353,851,897
21	Residential Consumption Charge	\$ 0.11378	\$ 0.02502	20,954,111	Residential Consumption Charge	\$ 0.03049	25,534,444	\$ 0.14427	120,821,718
22	Commercial Base Charge	\$ 41.70	\$ 2.96	4,345,614	Commercial Base Charge	\$ 3.00	4,409,676	\$ 44.70	65,707,365
23	Commercial Consumption Charge	\$ 0.08494	\$ 0.00797	4,345,614	Commercial Consumption Charge	\$ 0.00785	4,280,326	\$ 0.09279	50,595,093
24	I&T Base Charge	\$ 737.00	\$ 62.70	592,856	I&T Base Charge	\$ 62.75	593,364	\$ 799.75	7,562,427
25	I&T Consumption Charge Tier 1 MMBTU	\$ 0.3096	\$ 0.0278	279,522	I&T Consumption Charge Tier 1 MMBTU	\$ 0.0278	279,726	\$ 0.3374	3,394,949
26	I&T Consumption Charge Tier 2 MMBTU	\$ 0.2267	\$ 0.0203	225,635	I&T Consumption Charge Tier 2 MMBTU	\$ 0.0203	225,178	\$ 0.2470	2,739,848
27	I&T Consumption Charge Tier 3 MMBTU	\$ 0.0486	\$ 0.0044	<u>87,699</u>	I&T Consumption Charge Tier 3 MMBTU	\$ 0.0044	<u>88,488</u>	\$ 0.0530	<u>1,065,879</u>
28				\$ 44,800,457		\$ 44,797,060		\$ 605,739,177	
29									

**ATMOS ENERGY CORP., MID-TEX DIVISION  
PENSIONS AND RETIREE MEDICAL BENEFITS FOR CITIES APPROVAL  
TEST YEAR ENDING DECEMBER 31, 2016**

Line No.	Description	Shared Services		Mid-Tex Direct			Adjustment Total
		Pension Account Plan ("PAP")	Post-Retirement Medical Plan ("FAS 106")	Pension Account Plan ("PAP")	Supplemental Executive Benefit Plan ("SERP")	Post-Retirement Medical Plan ("FAS 106")	
	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Fiscal Year 2017 Willis Towers Watson Report as adjusted (1), (3)	\$ 5,004,862	\$ 2,864,121	\$ 8,234,627	\$ 194,941	\$ 4,375,142	
2	Allocation to Mid-Tex	45.03%	45.03%	71.23%	100.00%	71.23%	
	Fiscal Year 2017 Actuarially Determined O&M Benefits (Ln 1 x Ln 2)						
3		\$ 2,253,477	\$ 1,289,592	\$ 5,865,537	\$ 194,941	\$ 3,116,420	
4	O&M and Capital Allocation Factor	100.00%	100.00%	100.00%	100.00%	100.00%	
	Fiscal Year 17 Willis Towers Watson Benefit Costs To Approve (excluding Removed Cost Centers) (Ln 3 x Ln 4)						
5		\$ 2,253,477	\$ 1,289,592	\$ 5,865,537	\$ 194,941	\$ 3,116,420	\$ 12,719,968
6							
7							
8	<b>Summary of Costs to Approve:</b>						
9							
10	Total Pension Account Plan ("PAP")	\$ 2,253,477		\$ 5,865,537			\$ 8,119,015
11	Total Post-Retirement Medical Plan ("FAS 106")		\$ 1,289,592			\$ 3,116,420	4,406,012
12	Total Supplemental Executive Retirement Plan ("SERP")				\$ 194,941		194,941
13	Total (Ln 10 + Ln 11 + Ln 12)	\$ 2,253,477	\$ 1,289,592	\$ 5,865,537	\$ 194,941	\$ 3,116,420	\$ 12,719,968
14							
15							
16	O&M Expense Factor	74.05%	74.05%	37.75%	20.00%	37.75%	
17							
18	Expense Portion (Ln 13 x Ln 16)	\$ 1,668,700	\$ 954,943	\$ 2,214,432	\$ 38,988	\$ 1,176,551	\$ 6,053,614
19							
20	Capital Factor	25.95%	25.95%	62.25%	80.00%	62.25%	
21							
22	Capital Portion (Ln 13 x Ln 20)	\$ 584,777	\$ 334,649	\$ 3,651,105	\$ 155,953	\$ 1,939,870	\$ 6,666,354
23							
24	Total (Ln 18 + Ln 22)	\$ 2,253,477	\$ 1,289,592	\$ 5,865,537	\$ 194,941	\$ 3,116,420	\$ 12,719,968

## ***Regular Agenda Item: 4***

**Meeting Date:** May 15, 2017

*Discuss laws concerning temporary paper licenses plates for motor vehicles, how they are used, who issues them, and the number of violations in the City of Seagoville in the last eighteen (18) months. (Police Chief)*

### **ITEM DESCRIPTION:**

Discuss laws concerning temporary paper license plates for motor vehicles.

### **BACKGROUND OF ISSUE:**

Councilmember Hernandez asked Police Chief Calverley to inform council concerning the laws on temporary paper license plates for motor vehicles. Specifically, he wanted to know how they are used, who issues them, and the number of violations in the last eighteen (18) months.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS**

## ***Regular Agenda Item: 5***

**Meeting Date:** May 15, 2017

*Discuss and consider selection of Mayor Pro-Tem for 2017-2018*

### **ITEM DESCRIPTION:**

Each year following the May election the City Council considers the selection of Mayor Pro Tem. This individual represents the Mayor in his absence.

### **BACKGROUND OF ISSUE:**

Section IV (A) of the City Council Rules of Procedure establishes guidelines for the election of the Mayor Pro Tem.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS**

Copy Section of Section IV (A) of the City Council Rules of Procedure

A. Executive Session

The City Council may meet in executive sessions at the call of the Mayor, Mayor Pro Tem (when acting in place of the Mayor), or a majority of the City Council. The City Secretary is responsible for properly posting the agenda and attending the Executive Session to maintain the Certified Agenda. At such meeting, Council may consider those matters allowed under state law.

B. Joint Sessions

The City Council may meet with other boards and commissions in joint sessions at the call of the Mayor, Mayor Pro Tem (when acting in place of the Mayor), or a majority of the City Council at such times as the business of the City requires.

C. Recessed Meetings

Any meeting of the City Council may be recessed to a later time by a majority vote of the City Council, provided that no recess shall be for a longer period than twenty-four (24) hours. All recessed meetings must set a time to reconvene.

D. Work Session

The City Council may hold work sessions to receive briefings and background information from the staff and consultants. Work session meetings shall be at a time and place established by the Council. Work Sessions shall comply with all provisions of the Texas Open Meetings Act. No official action may be taken by the Council in a work session meeting, although the Council may give direction to the staff on issues under consideration.

**II. PRESIDING OFFICER OF THE CITY COUNCIL AND DUTIES**

A. Presiding Officer

The Mayor shall preside over the meetings of the City Council.

The Mayor Pro Tem shall be selected from among the members of the City Council at the first regular meeting following the general election at which all Council Places have been filled. The Mayor Pro Tem shall perform all duties of the Mayor in his absence.

In the absence of both the Mayor and Mayor Pro Tem, the City Secretary shall call the meeting to order and shall call upon the Council to select a member to act as presiding officer.

B. Preservation of Order

The presiding officer shall have the authority to maintain the order and decorum of a meeting.

## ***Regular Agenda Item: 6***

**Meeting Date:**     *May 15, 2017*

### **Item Description**

***Discuss construction cost estimates for Crestview Drive, Ross Lane, Elizabeth Lane and Tunnell Street.***

### **BACKGROUND OF ISSUE:**

Staff has reached out to Mr. Brian Haynes P.E. of HALFF Associates to assess and prepare qualified construction estimates for the repair/rebuilding of Crestview Drive, Ross Lane, Elizabeth Lane and Tunnell Street.

Over the past two years staff has received street construction estimates from the City's long time contract engineer and subsequently built their budgets from those estimates. Staff has been put on notice that members of the City Council want the City's streets to be constructed so that they will last. This topic was even addressed in the latest City Charter election where the voters approved an amendment that requires street construction to be engineered.

Staff is providing members of the City Council with a comparison of street construction estimates from HALFF Associates and from the City's contract engineer. Staff has invited Mr. Haynes to present and discuss his street construction estimates with members of the City Council so that a better understanding can be reached concerning the future costs associated with employing the higher street construction standards.

### **FINANCIAL IMPACT:**

HALFF Associates Construction Estimates		City Contract Engineer
Crestview Drive	\$1,130,000.00	\$232,000.00
Ross Lane	\$ 950,000.00	\$250,000.00
Elizabeth Lane	\$1,270,000.00	\$984,000.00 (Combined)
Tunnell Street	\$1 ,130,000.00	
<b>Total</b>	<b>\$4,480,000.00</b>	<b>\$1,466,000.00</b>

## **EXHIBITS**

- Exhibit A Street construction estimates from HALFF Associates
- Exhibit B Street construction estimates from the City's contract engineer.

ENGINEER'S STATEMENT OF PROBABLE COST

Crestview Drive

E. Mally Bridge Road to Hall Road (2,BSOJ)  
 24' WIDE (TYPICAL) 6" ASPHALT PAVEMENT (No Curb & Gutter)

Project: 2017 GIP Roads  
 Client: City of Seagoville

Prepared by: Brian C. Haynes, P.E., CFM  
 Date: May 9, 2017

Pavement Material:	Asphalt
Pavement Width:	24 feet
Pavement Thickness:	6 in
Right-of-Way Width:	60 feet
Roadway Length:	2850 feet
Current Date:	2017 year
Estimated Construction Date:	2018 year

ITEM NO.	DESCRIPTION	UNIT	QTY	Engineer's Estimate	
				UNIT PRICE	EXTENDED PRICE
<i>Section I - Paving and Drainage</i>					
1	Road Preparation (5% Maximum)	LS	1	\$39,000.00	\$39,000.00
2	Mobilization (5% Maximum)	LS	1	\$39,000.00	\$39,000.00
3	Project Signs	EA	2	\$500.00	\$1,000.00
4	Barricades, Signs and Traffic Handling	MO	6	\$2,500.00	\$15,000.00
5	Construction Staking	STA	28.5	\$750.00	\$21,375.00
6	Remove and Dispose of Asphalt Pavement	SY	7,350	\$5.00	\$36,750.00
7	Remove and Disoose of Concrete Pavement	SY	350	\$12.00	\$4,200.00
8	Earthwork (Excavation)(Assuming 0.5-ft depth)	CY	3,200	\$12.00	\$38,400.00
9	Lime or Cement Treated Subgrade (6")	SY	3,200.0	\$6.00	\$19,200.00
10	Lime or Cement Slurry (40 lbs/SY)	TON	64.0	\$225.00	\$14,400.00
11	Concrete Pavement (6") (Driveways)	SY	350.0	\$60.00	\$21,000.00
12	Asphalt Pavement (4")(Type B)	TON	1,950.0	\$130.00	\$253,500.00
13	Asphalt Pavement (2")(Type D)	TON	975.0	\$160.00	\$156,000.00
14	Topsoil(4")	SY	12,540.0	\$4.00	\$50,160.00
15	Grass Sodding	SY	12,540.0	\$5.00	\$62,700.00
16	Adjust Mailboxes	EA	14.0	\$500.00	\$7,000.00
17	Adjust Fire Hydrant Assemblies	EA	6.0	\$1,500.00	\$9,000.00
18	Adjust Manhole to Grade	EA	2.0	\$1,500.00	\$3,000.00
19	Reinforced Concrete Pipe (CL III) (15 IN - 30 IN)	LF	150.0	\$150.00	\$22,500.00
20	Trench Safety	LF	150.0	\$2.50	\$375.00
21	Inlets (c.;uro or Grate)	EA	1.0	\$3,500.00	\$3,500.00
22	Safety End Treatments	EA	4.0	\$1,500.00	\$6,000.00
23	Erosion Control	LS	1.0	\$12,500.00	\$12,500.00
24	Pavement Markings and Signage	LS	1.0	\$20,000.00	\$20,000.00
<i>Subtotal Section I</i>					<b>\$855,560.00</b>

SUBTOTAL CONSTRUCTION IMPROVEMENTS	\$855,600.00
CONTINGENCY (15%)	\$128,340.00
TOTAL CONSTRUCTION	\$983,940.00
BASIC ENGINEERING SERVICES	\$77,000.00
SPECIAL ENGINEERING SERVICES	\$17,250.00
CONSTRUCTION MATERIAL TESTING (2.5%)	\$21,000.00
TOTAL PROJECT COSTS	\$1,099,190.00
INFLATION ADJUSTMENT (2.5% PER YEAR)	\$21,400.00

EXHIBIT A

ITEM NO.	DESCRIPTION	UNIT	QTY	Engineer's Estimate	
				UNIT PRICE	EXTENDED PRICE
<b>TOTAL IMPROVEMENTS (ASSUMING CONSTRUCTION BEGINS IN 2018)</b>					<b>\$1,130,000.00</b>
<p>Notes:</p> <ol style="list-style-type: none"> <li>1. Sidewalks ,Waterlines,Sewertines ,and Street lighting are excluded from this estimate.</li> <li>2. An inflabn rate of 2.5% was assumed based on the average Consumer Pice Index from 2000 to 2013.</li> <li>3.Right of-Way Acquisition Services are excluded from this estimate.</li> <li>4. Construction Material Testing costs were estimated at 25% of the overall construction cost.</li> </ol>					
<p>NOTE: This statement was prepared utilizing standard cost and/or estimating practices. It is understood and agreed that this is a statement of probable construction cost only, and the Engineer shall not be liable to the Owner or any Third Party.</p>					

ENGINEER'S STATEMENT OF PROBABLE COST

Ross Lane

Shady Lane to Alley NE of Catherine Lane (1,2007)  
27' WIDE (TYPICAL) 6" CONCRETE PAVEMENT (CURB & GUTTER)

Project: 2017 CIP Roads  
Client: City of Seagoville

Prepared by: Brian C. Haynes, P.E., CFM  
Date: May 9, 2017

Pavement Material:	Concrete
Pavement Width:	27 feet
Pavement Thickness:	6 in
Right-of-Way Width:	60 feet
Roadway Length:	1200 feet
Current Date:	2017 year
Estimated Construction Date:	2018 year

ITEM NO.	DESCRIPTION	UNIT	QTY	Engineer's Estimate	
				UNIT PRICE	EXTENDED PRICE
<b>Section I - Paving and Drainage</b>					
1	Road Preparation (5% Maximum)	LS	1	\$33,000.00	\$33,000.00
2	Mobilization (5% Maximum)	LS	1	\$33,000.00	\$33,000.00
3	Project Signs	EA	2	\$500.00	\$1,000.00
4	Barricades, Signs and Traffic Handling	MO	8	\$2,500.00	\$20,000.00
5	Construction Staking	STA	12.0	\$750.00	\$9,000.00
6	Remove and Dispose of Asphalt Pavement	SY	3960	\$5.00	\$19,800.00
7	Remove and Dispose of Concrete Pavement	SY	500	\$12.00	\$6,000.00
8	Earthwork (Excavation) (Assuming 1-ft depth)	CY	2,700	\$12.00	\$32,400.00
9	Cement Treated Subgrade (6")	SY	4,250.0	\$6.00	\$25,500.00
10	Cement Slurry (40 lbs./SY)	TON	85.0	\$225.00	\$19,125.00
11	Concrete Pavement (6") (4,000 PSI)	SY	4,000	\$60.00	\$240,000.00
12	Concrete Pavement (6") (Driveways)	SY	5750	\$65.00	\$373,750.00
13	Asphalt Pavement Transitions (6") (Type B&D)	SY	250.0	\$40.00	\$10,000.00
14	Topsoil (4")	SY	4,840.0	\$4.00	\$19,360.00
15	Grass Sodding	SY	4,840.0	\$5.00	\$24,200.00
16	Install Fire Hydrant Assemblies	EA	2.0	\$2,500.00	\$5,000.00
17	Adjust Manhole to Grade	EA	2.0	\$1,500.00	\$3,000.00
18	Reinforced Concrete Pipe (CL III) (18 N - 42 IN)	LF	650.0	\$200.00	\$130,000.00
19	Trench Safety	LF	650.0	\$2.50	\$1,625.00
20	Inlets (Curb or Grate)	EA	5.0	\$4,000.00	\$20,000.00
21	Storm Drain Junction Boxes (4x4')	EA	2.0	\$5,000.00	\$10,000.00
22	Erosion Control	LS	1.0	\$12,000.00	\$12,000.00
23	Pavement Markings and Signage	LS	1.0	\$5,000.00	\$5,000.00
<b>Subtotal Section I</b>					<b>\$716,380.00</b>



ENGINEER'S STATEMENT OF PROBABLE COST

Elizabeth Lane

W. Simonds Road to Tunnell Street (1,270J

41' WIDE (TYPICAL) 7" CONCRETE PAVEMENT (NO CURB & GUTTER)

Project: 2017 CIP Roads  
 Client: City of Seagoville

Prepared by: Brian C. Haynes, P.E., CFM  
 Date: May 9, 2017

Pavement Material	Concrete
Pavement Width	41 feet
Pavement Thickness	7 in
Right-of-Way Width	80 feet
Roadway Length	1270 feet
Current Date	2017 year
Estimated Construction Date	2018 year

ITEM NO.	DESCRIPTION	UNIT	QTY	Engineer's Estimate	
				UNIT PRICE	EXTENDED PRICE
<b>Section 1 - Paving and Drainage</b>					
1	Road Preparation (5% Maximum)	LS	1	\$43,000.00	\$43,000.00
2	Mobilization (5% Maximum)	LS	1	\$43,000.00	\$43,000.00
3	Project Signs	EA	2	\$500.00	\$1,000.00
4	Barricades, Signs and Traffic Handling	MO	8	\$2,500.00	\$20,000.00
5	Construction Staking	STA	130	\$750.00	\$9,750.00
6	Remove and Dispose of Asphalt Pavement	SY	6,400	\$5.00	\$32,000.00
7	Remove and Dispose of Concrete Pavement	SY	500	\$12.00	\$6,000.00
8	Earthwork (Excavation)(Assuming 1-ft depth)	CY	3,800	\$12.00	\$45,600.00
9	Cement Treated Subgrade (6")	SY	6,800.0	\$6.00	\$40,800.00
10	Cement Slurry (40 lbs./SY)	TON	136.0	\$225.00	\$30,600.00
11	Concrete Pavement (7") (4,000 PSI)	SY	6,400	\$65.00	\$416,000.00
12	Concrete Pavement (6") (Driveways)	SY	2,000.0	\$65.00	\$130,000.00
13	Asphalt Pavement Transitions (6")(Twoe B&D)	SY	400.0	\$40.00	\$16,000.00
14	Topsoil (4")	SY	4,100.0	\$4.00	\$16,400.00
15	Grass Sodding	SY	4,100.0	\$5.00	\$20,500.00
17	Must Fire Hydrant Assemblies	EA	3.0	\$2,500.00	\$7,500.00
	Adjust Manhole to Grade	EA	3.0	\$1,500.00	\$4,500.00
18	Reinforced Concrete Pipe (CL II) (18 IN - 42 IN)	LF	80.0	\$200.00	\$16,000.00
19	Trench Safety	LF	80.0	\$2.50	\$200.00
20	Manholes (t;uro or Grate)	EA	2.0	\$3,500.00	\$7,000.00
21	Safety End Treatments	EA	2.0	\$3,500.00	\$7,000.00
22	Erosion Control	LS	1.0	\$12,000.00	\$12,000.00
23	Rock Riprap	SY	150.0	\$100.00	\$15,000.00
24	Pavement Markings and Signage	LS	1.0	\$6,000.00	\$6,000.00
<b>Subtotal Section I</b>					<b>\$945,850.00</b>



ENGINEER'S STATEMENT OF PROBABLE COST

Tunnell Street

US 175 Frontage Road to End of Tunnell Street (7507)  
 38' WIDE (TYPICAL) 7" CONCRETE PAVEMENT (NO CURB & GUTTER)

Project: 2017 GIP Roads  
 Client: City of Seagoville

Prepared by: Brian C. Haynes, P.E., CFM  
 Date: May 9, 2017

Pavement Material:	Concrete
Pavement Width	38 feet
Pavement Thickness	7 in
Right-of-Way Width	60 feet
Roadway Length	750 feet
Current Date:	2017 year
Estimated Construction Date	2018 year

ITEM NO.	DESCRIPTION	UNIT	QTY	Engineer's Estimate	
				UNIT PRICE	EXTENDED PRICE
<i>Section 1- Paving and Drainage</i>					
1	Road Preparation (5% Maximum)	LS	1	\$38,000.00	\$38,000.00
2	Mobilization (5% Maximum)	LS	1	\$38,000.00	\$38,000.00
3	Project Signs	EA	2	\$500.00	\$1,000.00
4	Barricades, Signs and Traffic Handling	MO	8	\$2,500.00	\$20,000.00
5	Construction Staking	STA	7.5	\$750.00	\$5,625.00
6	Remove and Dispose of Asphalt Pavement	SY	3,500	\$5.00	\$17,500.00
7	Remove and Dispose of Concrete Pavement	SY	1,000	\$12.00	\$12,000.00
8	11:arthwork (t:cavat1on)(Assum1ng 1-ftdepth)	CY	5,900	\$12.00	\$70,800.00
9	Cement Treated Subgrade (6")	SY	4,000.0	\$6.00	\$24,000.00
10	Cement Slurry (40 lbs./SY)	TON	80.0	\$225.00	\$18,000.00
11	Concrete Pavement (f) (4,000PSI)	SY	3,500	\$65.00	\$227,500.00
12	Concrete Pavement (6") (Driveways)	SY	1,000.0	\$65.00	\$65,000.00
13	Asphalt Pavement Transitions (6")(Type B&D)	SY	500.0	\$40.00	\$20,000.00
14	Topsoil (4")	SY	5,500.0	\$4.00	\$22,000.00
15	Grass Sodding	SY	5,500.0	\$5.00	\$27,500.00
16	Adjust Fire Hydrant Assemblies	EA	3.0	<del>\$2,500.00</del>	\$7,500.00
17	Adjust Manhole to Grade	EA	3.0	\$1,500.00	\$4,500.00
18	Reinforced Concrete Pipe (CL III) (18 IN - 42 IN)	LF	500.0	\$200.00	\$100,000.00
19	Trench Safety	LF	500.0	\$250	\$125,000.00
20	Inlets (Curb or Grate)	EA	2.0	\$3,500.00	\$7,000.00
21	Storm Drain Junction Boxes (4'x4')	EA	2.0	\$7,500.00	\$15,000.00
22	Erosion Control	LS	1.0	\$12,000.00	\$12,000.00
23	Pavement Markings and Signage	LS	1.0	\$6,000.00	\$6,000.00
24	Sanitary Sewer Line W PVC (Force Main)	LF	750.0	\$30.00	\$22,500.00
25	Connection to Existing Sanitary Sewer Service (4" to 6")	EA	8.0	\$1,000.00	\$8,000.00
26	Sanitary Sewer Lift Station	EA	1.0	\$50,000.00	\$50,000.00
<i>Subtotal Section I</i>					<i>\$840,670.00</i>



-- PRELIMINARY CONSTRUCTION COST ESTIMATE  
STREET IMPROVEMENTS  
for  
CRESTVIEW ROAD  
from HALL ROAD to MALLOY BRIDGE ROAD  
22' Wide x 2,800 Linear Feet

2" ASPHALT PAVING W/ 8"LIME STABILIZED SUBGRADE -

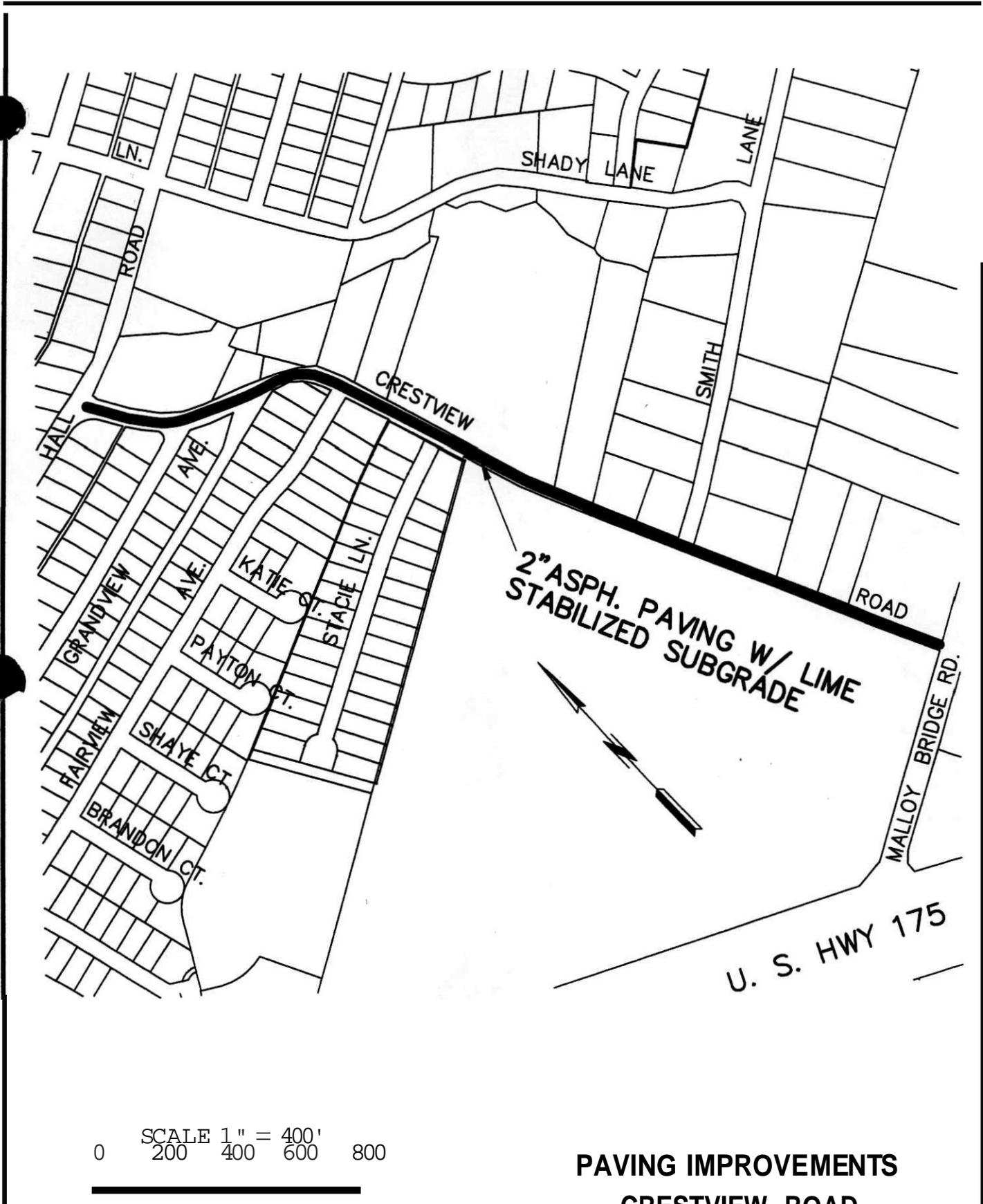
CITY OF SEAGOVILLE, TEXAS

June 2016

Estimated Quantity	Unit	Description	Unit Price	Amount
7,200	SY	Remove Existing Asphalt Paving	\$ 2.00	\$ 14,400
7,200	SY	2" HMAC	9.00	64,800
7,850	SY	8"Lime Stabilized Subgrade	9.00	70,650
140	TON	Hydrated Lime	160.00	22,400
1	LS	Traffic Control		5,000
1	LS	Bonds and Insurance		5,000
1	LS	15% Contingency		27,750
CONSTRUCTION TOTAL				\$ 210,000
*Civil Engineering Fee				\$ 18,000
Surveying Fee				\$ 4,000
GRAND TOTAL				\$ 232,000

\*Note: Engineering Fee is for 8 1/2"x11" drawings and details, does not include 24"x36" Paving Plan and Profiles.

This construction cost estimate is based on current unit prices from Advanced Paving Company.



SCALE 1" = 400'  
 0 200 400 600 800

**PAVING IMPROVEMENTS**  
**CRESTVIEW ROAD**  
 from HALL ST. to MALLOY BRIDGE RD.  
 City of Seagoville, Texas  
 June 2016

**IIBSMII** :C: TBPE ff000684  
 4111 East U.S. Hwy. 80, Suite 405  
 Mesquite, TelCa9 75150  
 (972) 881-4880 • b•m2•cawb.com

PRELIMINARY CONSTRUCTION COST ESTIMATE  
STREET IMPROVEMENTS

for

ROSS LANE

27' Wide (back to back) x 1,200 Linear Feet

2" ASPHALT PAVING w/ 8" LIME STABILIZED SUBGRADE

CITY OF SEAGOVILLE, TEXAS

February, 2017

Estimated Quantity	Unit	Description	Unit Price	Amount
3,200	SY	Remove Existing Asphalt Paving	4.00	12,800
1,800	LF	Remove Concrete Curb & Gutter	4.00	7,200
120	SY	Remove Existing Concrete Drive	20.00	2,400
3,200	SY	2" Type "D" HMAC	10.00	32,000
3,200	SY	8" Lime Stabilized Subgrade	9.00	28,800
60	TON	Hydrated Lime	160.00	9,600
120	SY	Replace Concrete Driveway	60.00	7,200
1,800	LF	24" Concrete Curb & Gutter	28.00	50,400
160	CY	8" Flexible Base under Curb & Gutter	120.00	19,200
1	LS	Traffic Control		4,000
1	LS	Bonds and Insurance		4,000
1	LS	15% Contingency		26,400

CONSTRUCTION TOTAL      \$ 204,000

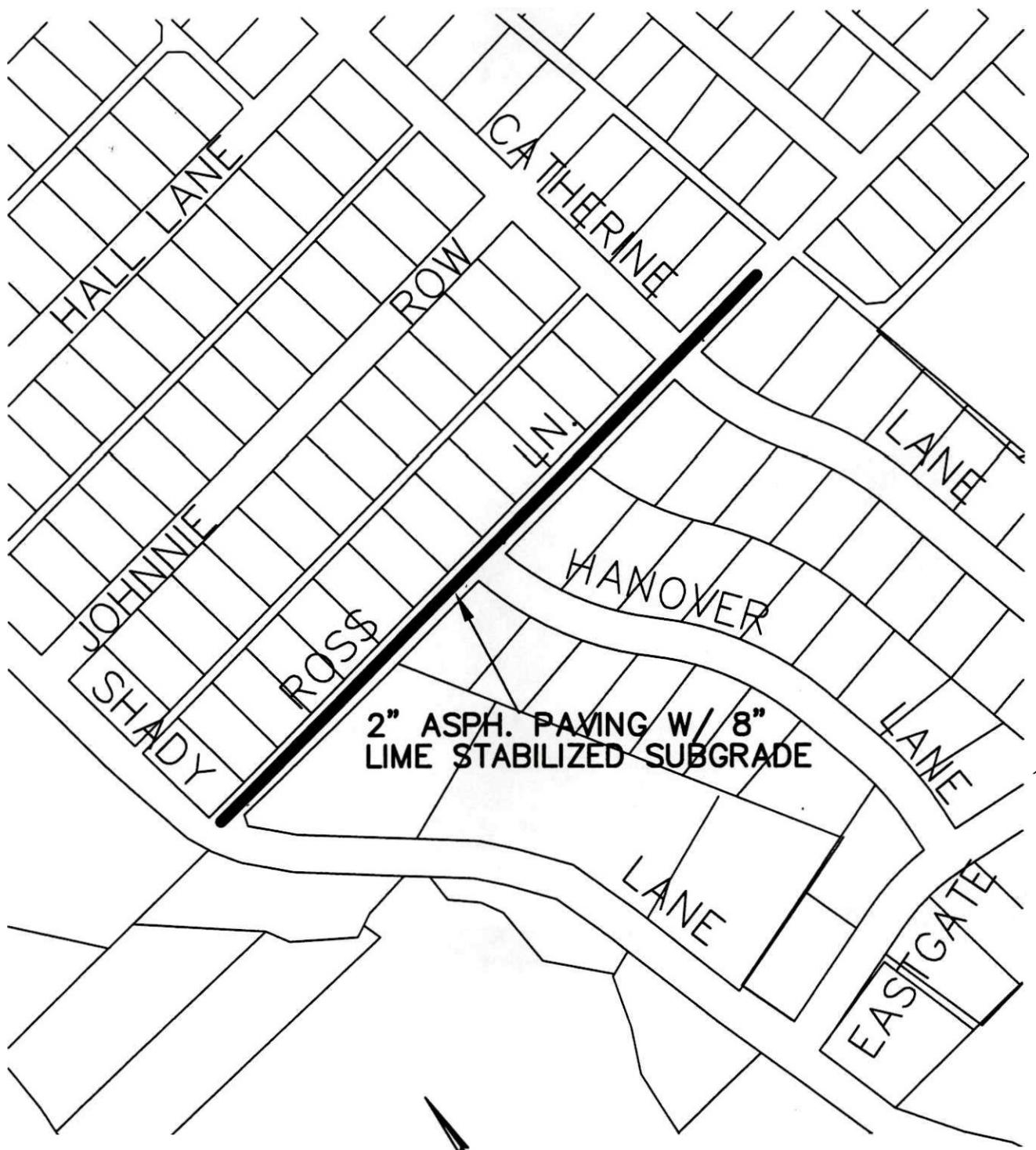
\*Civil Engineering Fee      \$ 24,000  
 Surveying Fee      \$ 6,000

GRAND TOTAL      \$ 234,000

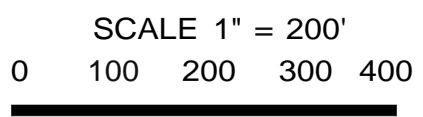
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\*Note: Engineering Fee is for 24"x36" Paving Plan and Profiles, details, bid documents, attend bid opening meeting, tabulate bids, contact contractors references, prepare letter to city council for award of bid. Fee does not include construction observation.

This construction cost estimate is based on current unit prices from Advanced Paving Co.



2" ASPH. PAVING W/ 8"  
LIME STABILIZED SUBGRADE



**IBSMI**    ::    TBPE / F000684

411 East U.S. Hwy. 80, Suite 405  
 Megeen, Texas 75150  
 (972) 881-4880 • b@m2.cawb.com

**PAVING IMPROVEMENTS**  
**ROSS LANE**  
 from Shady Ln. to Catherine Ln.  
 City of Seagoville, Texas  
 FEBRUARY 2017

## PRELIMINARY CONSTRUCTION COST ESTIMATE

for

ELIZABETH LN. &amp; TUNNEL ST.

41' Wide x 1,270 Linear Feet

38' Wide x 750 linear Feet

8" 3,000 PSI REINFORCED CONCRETE PAVING

w/ 8" LIME STABILIZED SUBGRADE

CITY OF SEAGOVILLE, TEXAS

February 2017

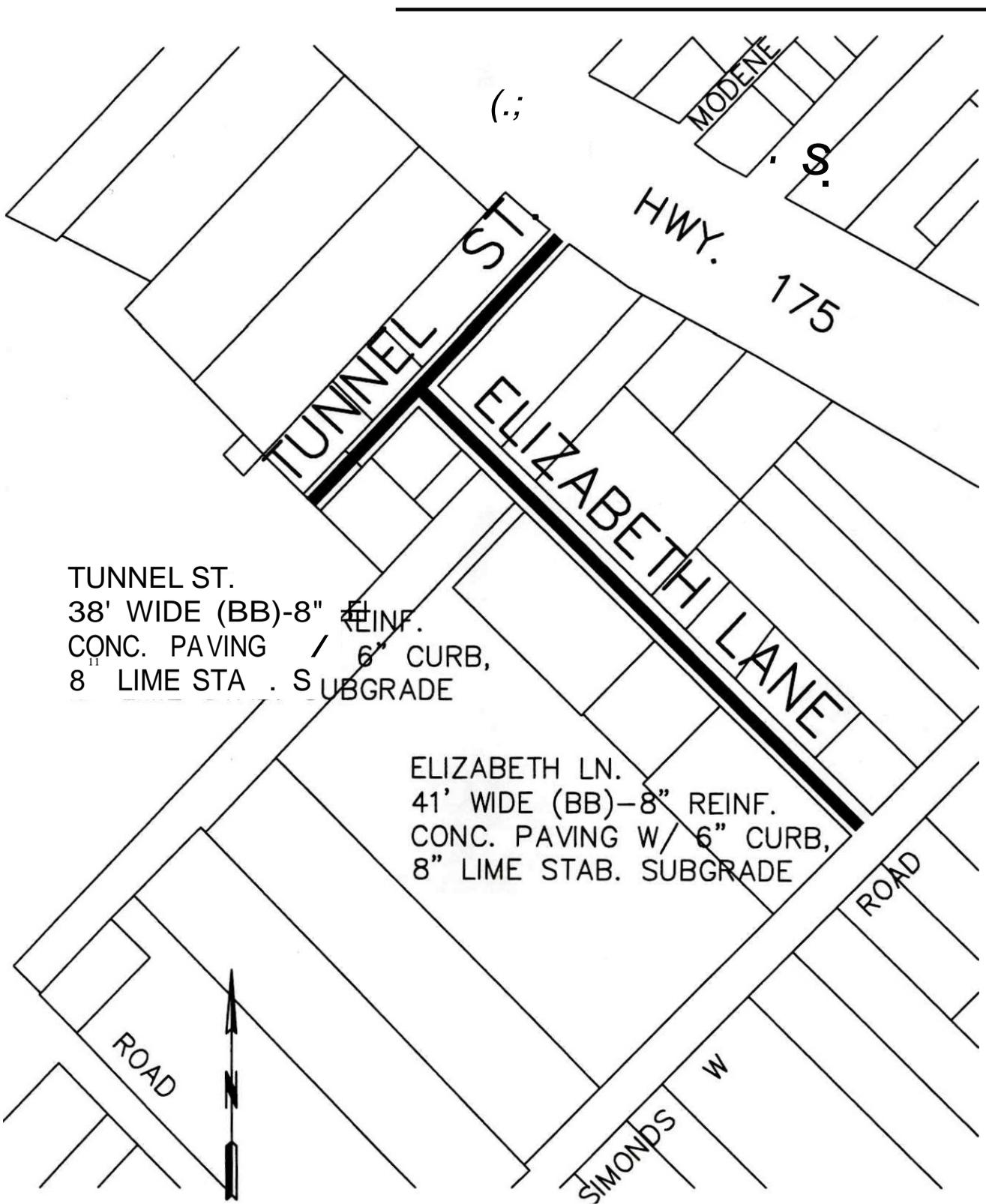
Estimated Quantity	Unit	Description	Unit Price	Amount
3,000	CY	Street Excavation (lower street one foot)	12.00	\$ 36,000
8,100	SY	Remove Existing Asphalt Paving	3.00	24,300
4,000	LF	Remove Concrete Curb & Gutter	3.00	12,000
200	SY	Remove Existing Asphalt Drive Paving	6.00	1,200
8,100	SY	8" Reinf. Concrete Paving w/ 6" Curb	80.00	648,000
8,400	SY	8 Lime Stabilized Subgrade	6.00	50,400
195	TON	Hydrated Lime	160.00	31,200
1,200	LF	Grading of Drainage Ditch	4.00	4,800
2	EA	6' Curb Inlets	3,500.00	7,000
100	LF	36" RCP	75.00	7,500
1	LS	Traffic Control		8,000
1	LS	Bonds and Insurance		24,000
1	LS	10% Contingency		83,600
CONSTRUCTION TOTAL				\$ 914,000
*Civil Engineering Fee Surveying Complete				\$ 70,000
GRAND TOTAL				\$ 984,000

\*Note: Engineering Fee is 24"x36" Paving Plan, Profiles, Details, and Bid Documents. Fee Does not include Construction Observation.

This construction cost estimate is based on current unit prices from current paving estimates.

2012 Seagoville Streets

ELIZABETH&TUNNEL CONC 2-17



TUNNEL ST.  
 38' WIDE (BB)-8" REINF.  
 CONC. PAVING / 6" CURB,  
 8" LIME STA. SUBGRADE

ELIZABETH LN.  
 41' WIDE (BB)-8" REINF.  
 CONC. PAVING W/ 6" CURB,  
 8" LIME STAB. SUBGRADE

SCALE 1" = 300'

0 150 300 450 600

**8" CONCRETE PAVING  
 ELIZABETH LANE &  
 TUNNELL STREET  
 Street Improvements  
 City of Seagoville, Texas**

FEBRUARY 2017



**Consulting** TBPE # F000684  
**Civil**  
**Engineering**

411 East U.S. Hwy. 80, Suite 405  
 Kescuitte, Texas 75150  
 (972) 681-4680 • bsm2ecawb.com

## ***Regular Agenda Item: 7***

**Meeting Date:**       **May 15, 2017**

***Receive Councilmember Reports/ Items of Community Interest***

### **ITEM DESCRIPTION**

Section 551.0415 of the Texas Government Code authorizes a quorum of the governing body of a municipality or county to receive reports about items of community interest during a meeting without having given notice of the subject of the report if no action is taken. Section 551.0415 defines an “item of community interest” to include:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in status of a person’s public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- (4) a reminder about an upcoming event organized or sponsored by the governing body;
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

## ***Regular Agenda Item: 8***

**Meeting Date:**       **May 15, 2017**

### ***Future Agenda Items***

#### **ITEM DESCRIPTION:**

Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.

## *Executive Session Agenda Item: 9*

**Meeting Date:** May 15, 2017

### **Item Description**

§ 551.071. Consultation with City Attorney: receive legal advice related to the City's tax rate adoption and apportionment.

### **BACKGROUND OF ISSUE:**

N/A

### **FINANCIAL IMPACT:**

N/A

### **EXHIBITS**

N/A

## *Executive Session Agenda Item: 10*

**Meeting Date:** May 15, 2017

*Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.*

### **Item Description**

#### **BACKGROUND OF ISSUE:**

N/A

#### **FINANCIAL IMPACT:**

N/A

#### **EXHIBITS**

N/A