



**NOTICE AND AGENDA
CITY COUNCIL
TUESDAY, SEPTEMBER 12, 2023, 7:00 P.M.
SPECIAL CALLED CITY COUNCIL MEETING**

Notice is hereby given that the City Council of the City of Glenn Heights, Texas will hold a Special Called City Council Meeting on Tuesday, September 12, 2023, beginning at 7:00 P.M., in the City Hall, City Council Chambers, located at 1938-C South Hampton Road, Glenn Heights, Texas, 75154, as prescribed by Vernon's Texas Civil Statutes, Government Code Section §551.041, to consider and possibly take action on the following agenda items. Items do not have to be taken in the same order as shown in this meeting Notice and Agenda.

Pursuant to Texas Government Code Sec. 551.127, on a regular, non-emergency basis, members may attend and participate in the meeting remotely by video conference. Should that occur, a quorum of the members, including the presiding officer, will be physically present at the location noted above on this Agenda.

This Notice and Meeting Agenda, and the Agenda Packet, are posted online at <https://www.glennheightstx.gov/129/Agendas-Minutes>.

This City Council Meeting will be live streamed at <https://www.glennheightstx.gov/229/City-Council-Meeting-Videos>.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

PROCLAMATIONS

- National Hispanic Heritage Month, September 15, 2023 – October 15, 2023
- Constitution Week, September 17 – 23, 2023

EVENTS

- Cops & Coffee, September 16, 2023, 9:00 A.M. - 11:00 A.M., Yummi Donuts, 1308 East Bear Creek, Glenn Heights, Texas 75154
- City-Wide HOA Meeting, September 26, 2023, 6:00 P.M., City Hall, City Council Chambers, 1938-C South Hampton Road, Glenn Heights, Texas 75154
- Texas Night Out, October 3, 2023, 5:00 P.M. - 7:00 P.M., City Center Courtyard,

1938-C South Hampton Road, Glenn Heights, Texas 75154

CONSENT AGENDA

1. Discuss and take action to approve the City Council Meeting Minutes of the August 15, 2023, Regular Called City Council Meeting. (Brandi Brown, City Secretary)
2. Discuss and take action to approve Ordinance O-10-23 an Ordinance of the City Council of the City of Glenn Heights, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2023 rate review mechanism filing; 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 attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the Company to reimburse ACSC'S reasonable ratemaking expenses; repealing Article 13.07 "Natural Gas Rates and Charges" of the City's Code Of Ordinances; 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. (Second Reading) (Victoria Thomas, City Attorney)
3. Discuss and take action excusing the absences of Mayor Pro Tem Harry A. Garrett from the June 6, 2023, and August 8, 2023, City Council Meetings pursuant to Code of Ordinances Section 1.02.008(a)(2). (Mayor Pro Tem Harry A. Garrett)

AGENDA

1. Discuss and take action to approve Ordinance O-08-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, adopting the Budget for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024. (Second Reading) (Record Vote) (Clifford Blackwell, Deputy City Manager)
2. Discuss and take action on Resolution R-22-23, a Resolution of the City Council of the City of Glenn Heights, Texas, ratifying the property tax increase reflected in the City's Adopted Fiscal Year 2023-2024 Budget, which is a budget that will require raising more revenue from property taxes than in the previous year; and providing an effective date. (Record Vote) (Clifford Blackwell, Deputy City Manager)
3. Discuss and take action to approve Ordinance O-09-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, adopting and levying ad valorem taxes for the year 2023 (Fiscal Year 2023-2024) at a rate of \$0.564729 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Glenn Heights, Texas. (Second Reading) (Record Vote) (Clifford Blackwell, Deputy City Manager)

4. Discuss and first reading of Ordinance O-11-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, amending the Glenn Heights Code of Ordinances by repealing and replacing Article 6.03, "Food Service Regulations" of Chapter 6 "Health and Sanitation," and amending Appendix A "Fee Schedule" at Section A4.001 "Food Service Fees"; providing a severability clause; and providing an effective date.(Parviz Pourazizian, Director of Planning & Development Services)
5. Discuss and first reading of Ordinance O-12-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, amending the City of Glenn Heights Code of Ordinances, by amending Appendix A - Master Fee Schedule. (Clifford Blackwell, Deputy City Manager)

EXECUTIVE SESSION

1. The City Council shall convene into closed, Executive Session:
 - A. pursuant to Texas Government Code section 551.074 – Personnel Matters – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit: City Manager.
2. The City Council shall reconvene into Open Session and take any action arising from Executive Session:
 - A. pursuant to Texas Government Code section 551.074 – Personnel Matters – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit: City Manager.

ADJOURNMENT

In accordance with the Americans with Disabilities Act, if you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodations, please contact the City Secretary at least 48 hours in advance of the event at 972-223-1690 ext. 125 or email brandi.brown@glennheightstx.gov. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility.

I, Brandi Brown, City Secretary, do hereby certify that the above Meeting Notice and Agenda was posted in a place convenient to the Public at Glenn Heights City Hall, 1938-C South Hampton Road, Glenn Heights, Texas by 7:00 P.M. on Friday, September 8, 2023.

Pursuant to Section 551.071 of the Texas Government Code, the City Council reserves the right to consult in closed session with its attorney at any time during the course of this meeting and to receive legal advice regarding any item listed on this agenda.

Brandi Brown, City Secretary

PROCLAMATION



Office of the Mayor • City of Glenn Heights

National Hispanic Heritage Month
September 15 – October 15, 2023

WHEREAS, to honor the achievements of Hispanics in America, by Public Law 100–402, Congress designated September 15th through October 15th as National Hispanic Heritage Month; and

WHEREAS, since our founding, our Nation has drawn strength from the diversity of our people. With faith and passion, and profound devotion to family, Hispanic Americans have helped carry forward our legacy as a vibrant beacon of opportunity for all. Whether their ancestors have been here for generations or they are among the newest members of our American family, they represent many countries and cultures, each adding their own distinct and dynamic perspective to our country's story; and

WHEREAS, Hispanic Americans have had a lasting impact on our history and have helped drive hard-won progress for all our people. They are the writers, singers, and musicians that enrich our arts and humanities; and are the innovative entrepreneurs steering our economy. They are the scientists and engineers revolutionizing our ways of life and making sweeping new discoveries; and are the advocates leading the way for social and political change. They are the brave men and women in uniform who commit themselves to defending our most cherished ideals at home and abroad; and

WHEREAS, our Nation's remarkable story began with immigration. Today, we must continue seeking to make the promise of our Nation real in the lives of all people. This month, let us reflect on the countless ways in which Hispanic Americans have contributed to our Nation's success, and let us reaffirm our commitment to expanding opportunity and building an ever-brighter future for all. Let us embrace the diversity that strengthens us and continue striving to ensure the American dream is within reach for generations of Hispanics to come.

NOW, THEREFORE, I, Sonja A. Brown, Mayor of the City of Glenn Heights, Texas, do hereby proclaim September 15 – October 15, 2023, as **National Hispanic Heritage Month**. I call upon the residents of the City of Glenn Heights to observe this month with appropriate ceremonies, activities, and programs.

IN WITNESS WHEREOF, I have hereunto set my hand this twelfth day of September in the year of our Lord two thousand twenty-three.

Sonja A. Brown, Mayor
Glenn Heights, Dallas County, Texas

PROCLAMATION



Office of the Mayor • City of Glenn Heights

Constitution Week
September 17-23, 2023

WHEREAS, tasked with the responsibility of building a Government to endure for generations to come, a band of dedicated patriots gathered in Philadelphia in 1787, seeking to build a more stable and permanent framework for our Nation. Intense negotiations gave way to lasting compromise, and a document emerged that became the bedrock of America. Signed on September 17th, the Constitution of the United States has steered our country through ever-changing times. It guides us as leaders on the world stage and safeguards the fundamental rights of our citizens. And it guarantees that the greatness of our Nation never depends on any one person – it requires the full and active participation of an engaged and vibrant citizenry; and

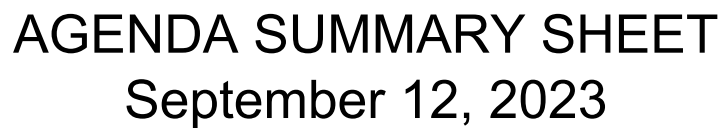
WHEREAS, September 17, 2023, marks the two hundred and thirty-sixth Anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention, and it is fitting and proper to accord official recognition to this magnificent document and its memorable Anniversary; and

WHEREAS, in remembrance of the signing of the Constitution and in recognition of the Americans who strive to uphold the duties and responsibilities of citizenship, the Congress, by joint resolution on August 2, 1956 (36 U.S.C. 108), designated the week beginning September 17th and ending September 23rd of each year as Constitution Week.

NOW, THEREFORE, I, Sonja A. Brown, Mayor of the City of Glenn Heights, Texas, do hereby proclaim September 17 – September 23, 2023, as **Constitution Week**. I encourage all residents of Glenn Heights, local officials, as well as leaders of civic, social, and educational organizations, to conduct ceremonies and programs that bring together community members to reflect on the importance of active citizenship, recognize the enduring strength of our Constitution, and reaffirm our commitment to the rights and obligations afforded to the citizens of our great Nation.

IN WITNESS WHEREOF, I have hereunto set my hand this twelfth day of September in the year of our Lord two thousand twenty-three.

Sonja A. Brown, Mayor
Glenn Heights, Dallas County, Texas



Discuss and take action to approve the City Council Meeting Minutes of the August 15, 2023, Regular Called City Council Meeting. (Brandi Brown, City Secretary)

[illegible]

**MINUTES OF THE CITY COUNCIL OF
THE CITY OF GLENN HEIGHTS, TEXAS**

AUGUST 15, 2023

STATE OF TEXAS *

COUNTIES OF DALLAS AND ELLIS *

CITY OF GLENN HEIGHTS *

On the 15th day of August 2023, the City Council of the City of Glenn Heights, Texas and the Employee Benefits Trust Board of Directors met in a joint meeting in the City Hall, City Council Chambers, located at 1938-C South Hampton Road, Glenn Heights, Texas, 75154, with the following members present:

CITY COUNCIL:

Sonja A. Brown	*	Mayor
Harry A. Garrett	*	Mayor Pro Tem, Place 2
Sherron Mosley	*	Council Member, Place 1
Travis Bruton*	*	Council Member, Place 3
Laymon Lightfoot	*	Council Member, Place 5
Cornel Benford II	*	Council Member, Place 6

*Council Member Travis Bruton arrived at 7:10 P.M.

STAFF:

Keith Moore	*	Interim City Manager
Clifford Blackwell	*	Deputy City Manager
Nick Bristow	*	Interim Chief of Police
Brandi Brown	*	City Secretary
Kathi Morgan	*	IT Administrator
Parviz Pourazizian	*	Director of Planning & Development Services
Nick Williams	*	Interim Fire Chief

CONSULTANT:

Victoria Thomas	*	City Attorney's Office
-----------------	---	------------------------

CALL TO ORDER

After establishing a quorum, Mayor Sonja A. Brown called the Joint Meeting of the City Council and the Employee Benefits Trust Board of Directors to order at 7:06 P.M.

INVOCATION

Mayor Pro Tem Harry A. Garrett delivered the Invocation.

PLEDGE OF ALLEGIANCE

Mayor Sonja A. Brown led the assembly in the Pledge of Allegiance.

PUBLIC COMMENT

Carolyn Kelley: address on file – discussed an abandoned property within her neighborhood.

Mayor Sonja A. Brown announced September 5, 2023, will be the Public Hearing Date for Proposed Fiscal Year 2023-2024 Budget and the Proposed 2023 Property Tax Rate, and that September 12, 2023, is the anticipated adoption date of the Proposed Fiscal Year 2023-2024 Budget, Proposed 2023 Property Tax Rate, and Amended Fiscal Year 2022-2023 Budget.

PROCLAMATIONS

Mayor Sonja A. Brown read the following Proclamations:

- National Preparedness Month, September 2023
- Labor Day, September 4, 2023

STAFF INTRODUCTIONS

Keith Moore, Interim City Manager, introduced the following Staff:

- Jotham Golingo, Rec Aide (Part-Time)

CONSENT AGENDA

1. Discuss and take action to approve the City Council Meeting Minutes of the August 1, 2023, Regular Called City Council Meeting. (Brandi Brown, City Secretary)
2. Acknowledge receipt of the June 2023 and July 2023 Financial Reports. (Sherry Roberts, Senior Financial Analyst)

Mayor Pro Tem Harry A. Garrett made a motion to approve Consent Agenda items 1 and 2. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

AGENDA

1. Discuss and take action to authorize the City Manager to negotiate and execute an agreement with Frazier, Ltd. for the purchase of two 2024 Ford F-450 Diesel ambulances in an amount not to exceed \$532,184.40, an agreement with Stryker Corporation for the purchase of one Power Pro 2 stretcher in an amount not to exceed \$33,639.40, an agreement with Stryker Corporation for the purchase of two Power Load systems in an amount not to exceed \$61,452.02, an agreement with Stryker Corporation for the purchase of one Stair Chair in an amount not to exceed \$3,698.92, an agreement with Stryker Corporation for the purchase of one Lucas Device in an amount not to exceed \$19,322.48, and an agreement with Stryker Corporation for the purchase of one Heart Monitor in an amount not to exceed \$42,346.60.

Keith Moore, Interim City Manager, introduced this item and completed a presentation regarding ARPA funding history, and the agreements with Frazier, Ltd. for the purchase of two 2024 Ford F-450 Diesel ambulances, and Stryker Corporation for the purchase of one Power Pro 2 stretcher, two Power Load systems, one Stair Chair, one Lucas Device, and one Heart Monitor.

Mr. Moore answered Council's questions related to vehicle usage, possibly keeping and maintaining a fourth ambulance, and vehicle build time.

Mayor Pro Tem Harry A. Garrett made a motion to approve authorizing the City Manager to negotiate and execute an agreement with Frazier, Ltd. for the purchase of two 2024 Ford F-450 Diesel ambulances in an amount not to exceed \$532,184.40, an agreement with Stryker Corporation for the purchase of one Power Pro 2 stretcher in an amount not to exceed \$33,639.40, an agreement with Stryker Corporation for the purchase of two Power Load systems in an amount not to exceed \$61,452.02, an agreement with Stryker Corporation for the purchase of one Stair Chair in an amount not to exceed \$3,698.92, an agreement with Stryker Corporation for the purchase of one Lucas Device in an amount not to exceed \$19,322.48, and an agreement with Stryker Corporation for the purchase of one Heart Monitor in an amount not to exceed \$42,346.60. Council Member Travis Bruton made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

2. Discuss and take action to authorize the City Manager to negotiate and execute an agreement with Defender Supply for the purchase of (2) two 2024 Ford Police Explorers for an amount not to exceed \$116,000.

Keith Moore, Interim City Manager, introduced this item and completed a presentation regarding an agreement with Defender Supply for the purchase of two 2024 Ford Police Explorers.

Mr. Moore answered Council's questions related to the balance of the Vehicle Replacement Fund, obscured logos, the current CID vehicle, and suspect transportation.

Mayor Pro Tem Harry A. Garrett made a motion to approve authorizing the City Manager to negotiate and execute an agreement with Defender Supply for the purchase of (2) two 2024 Ford Police Explorers for an amount not to exceed \$116,000. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

3. Discuss and take action on Resolution R-16-23, a Resolution of the City Council of the City of Glenn Heights, Texas finding that Oncor Electric Delivery Company LLC's application to amend its Distribution Cost Recovery Factor and update Generation Riders to increase distribution rates within the city should be denied; authorizing participation with the Steering Committee of cities served by Oncor; authorizing hiring

of legal counsel; finding that the city's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel.

Victoria Thomas, City Attorney, introduced this item and discussed Oncor Electric Delivery Company LLC's amendment application.

Mayor Pro Tem Harry A. Garrett made a motion to approve Resolution R-16-23, a Resolution of the City Council of the City of Glenn Heights, Texas finding that Oncor Electric Delivery Company LLC's application to amend its Distribution Cost Recovery Factor and update Generation Riders to increase distribution rates within the city should be denied; authorizing participation with the Steering Committee of cities served by Oncor; authorizing hiring of legal counsel; finding that the city's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

4. Discuss and first reading of Ordinance O-07-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, amending the Glenn Heights Code of Ordinances Chapter 8 "Offenses and Nuisances", by repealing Article 8.05 "Curfew Hours for Minors"; providing a savings clause; providing a severability clause; and providing an effective date.

Victoria Thomas, City Attorney, introduced this item and discussed the amendment request.

5. Discuss and take action on Resolution R-17-23, a Resolution of the City Council of the City of Glenn Heights, Texas, nominating a candidate for the Ellis Appraisal District Board of Directors Vacancy for the Year 2023.

Brandi Brown, City Secretary, introduced the item.

After Mayor Sonja A. Brown polled Council, Mayor Pro Tem Harry A. Garrett made a motion to approve Resolution R-17-23, a Resolution of the City Council of the City of Glenn Heights, Texas, nominating Council Member Travis Bruton as a candidate for the Ellis Appraisal District Board of Directors Vacancy for the Year 2023. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

Mayor Sonja A. Brown announced that City Council was temporarily recessing to reconvene the Glenn Heights Employee Benefits Trust Board of Directors meeting at 7:43 P.M.

EMPLOYEE BENEFITS TRUST BOARD OF DIRECTORS

1. Discuss and take action regarding insurance renewal recommendations for Employees' Group Medical/Prescription, Life/Disability, Dental, Vision, and Accident/Critical Illness Insurance, and a Flexible Spending Account.

Clifford Blackwell, Deputy City Manager, introduced this item and Ryan Wiggins with McGriff Insurance Services. Mr. McGriff completed a presentation regarding the Insurance Coverage Renewal Schedule for all lines of coverage, premium increases, fiscal impacts, and Staff recommendations.

Mr. Blackwell and Mr. Wiggins answered Council's questions related to the benefits of resigning with the current provider and increased rates.

Council Member Travis Bruton made a motion for the Employee Benefits Trust to award the following Insurance Contracts:

- Medical – BlueCross BlueShield of Texas
- Dental – Mutual of Omaha
- Basic Life/AD&D – Mutual of Omaha
- Short/Long Term Disability – Mutual of Omaha
- Vision – Mutual of Omaha

Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

ADJOURNMENT

Council Member Travis Bruton made a motion to adjourn the City of Glenn Heights Employee Benefits Trust Board of Directors meeting. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

Mayor Sonja A. Brown adjourned the City of Glenn Heights Employee Benefits Trust Board of Directors meeting at 7:54 P.M.

AGENDA

6. Discuss and take action on Resolution R-18-23, a Resolution of the City Council of the City of Glenn Heights, Texas, authorizing the City of Glenn Heights Employee Benefits Trust to pay the obligations of the Trust as it relates to insurance contracts that the Trust awards; authorizing any transfers of funds that may be necessary during the 2023-2024 Fiscal Year to fund the Trust's obligations relating to insurance contracts that the Trust awards; and providing for an effective date.

Keith Moore, Interim City Manager, introduced this item.

Council Member Travis Bruton made a motion to approve Resolution R-18-23, a Resolution of the City Council of the City of Glenn Heights, Texas, authorizing the City of Glenn Heights Employee Benefits Trust to pay the obligations of the Trust as it relates to insurance contracts that the Trust awards; authorizing any transfers of funds that may be necessary during the 2023-2024 Fiscal Year to fund the Trust's obligations relating to insurance contracts that the Trust awards; and providing for an effective date. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

ADJOURNMENT

Council Member Travis Bruton made a motion to adjourn. Council Member Cornel Benford II made the second. The motion carried with the following record vote:

VOTE 6 Ayes – Brown, Garrett, Mosley, Bruton, Lightfoot, and Benford

Mayor Sonja A. Brown adjourned the meeting at 7:55 P.M.

Sonja A. Brown, Mayor

Attest:

Brandi Brown, City Secretary

Passed and approved on the 12th day of September 2023



Discuss and take action to approve Ordinance O-10-23 an Ordinance of the City Council of the City of Glenn Heights, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the Company’s 2023 rate review mechanism filing; 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 attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the Company to reimburse ACSC’S reasonable ratemaking expenses; repealing Article 13.07 “Natural Gas Rates and Charges” of the City’s Code Of Ordinances; 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. (Second Reading) (Victoria Thomas, City Attorney)

[illegible]



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: September 12, 2023

SUBJECT

This Agenda item will allow Council to approve a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2023 rate review mechanism filing; 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 attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the Company to reimburse ACSC'S reasonable ratemaking expenses; repealing Article 13.07 "Natural Gas Rates and Charges" of the City's Code Of Ordinances; 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.

DISCUSSION / BACKGROUND

The City, along with 181 other Mid-Texas cities served by Atmos Energy Corporation, Mid-Tex Division ("Atmos Mid-Tex" or "Company"), is a member of the Atmos Cities Steering Committee ("ACSC"). In 2007, ACSC and Atmos Mid-Tex settled a rate application filed by the Company pursuant to Section 104.301 of the Texas Utilities Code for an interim rate adjustment commonly referred to as a GRIP filing (arising out of the Gas Reliability Infrastructure Program legislation). That settlement created a substitute rate review process, referred to as Rate Review Mechanism ("RRM"), as a substitute for future filings under the GRIP statute.

Since 2007, there have been several modifications to the original RRM Tariff. The most recent iteration of an RRM Tariff was reflected in an ordinance adopted by ACSC members in 2018. On or about March 31, 2023, the Company filed a rate request pursuant to the RRM Tariff adopted by ACSC members. The Company claimed that its

cost-of-service in a test year ending December 31, 2022, entitled it to additional system-wide revenues of \$165.9 million.

Application of the standards set forth in ACSC's RRM Tariff reduces the Company's request to \$156.1 million, \$113.8 million of which would be applicable to ACSC members. After reviewing the filing and conducting discovery, ACSC's consultants concluded that the system-wide deficiency under the RRM regime should be \$130.9 million instead of the claimed \$156.1 million.

After several settlement meetings, the parties have agreed to settle the case for \$142 million. This is a reduction of \$23.9 million to the Company's initial request. This includes payment of ACSC's expenses. The settlement also includes an additional \$19.5 million for the securitization regulatory asset expenses related to Winter Storm Uri. This was previously approved by the Texas Legislature and Railroad Commission. The effective date for new rates is October 1, 2023. ACSC members should take action approving the Resolution/Ordinance before September 30, 2023.

RATE TARIFFS

Atmos generated rate tariffs attached to the Resolution/Ordinance will generate \$142 million in additional revenues. Atmos also prepared a Proof of Revenues supporting the settlement figures. ACSC consultants have agreed that Atmos' Proof of Revenues is accurate.

BILL IMPACT

The impact of the settlement on average residential rates is an increase of \$6.47 on a monthly basis, or 7.31%. The increase for average commercial usage will be \$24.72 or 5.19%. Atmos provided bill impact comparisons containing these figures.

SUMMARY OF ACSC'S OBJECTION TO THE UTILITIES CODE SECTION 104.301 GRIP PROCESS

ACSC strongly opposed the GRIP process because it constitutes piecemeal ratemaking by ignoring declining expenses and increasing revenues while rewarding the Company for increasing capital investment on an annual basis. The GRIP process does not allow any review of the reasonableness of capital investment and does not allow cities to participate in the Railroad Commission's review of annual GRIP filings or allow recovery of Cities' rate case expenses. The Railroad Commission undertakes a mere administrative review of GRIP filings (instead of a full hearing) and rate increases go

into effect without any material adjustments. In ACSC's view, the GRIP process unfairly raises customers' rates without any regulatory oversight. In contrast, the RRM process has allowed for a more comprehensive rate review and annual evaluation of expenses and revenues, as well as capital investment.

RRM SAVINGS OVER GRIP

While residents outside municipal limits must pay rates governed by GRIP, there are some cities served by Atmos Mid-Tex that chose to remain under GRIP rather than adopt RRM. Additionally, the City of Dallas adopted a variation of RRM which is referred to as DARR. When new rates become effective on October 1, 2023, ACSC residents will maintain an economic monthly advantage over GRIP and DARR rates.

Comparison to Other Mid-Tex Rates (Residential)

	Average Bill	Compared to RRM Cities
RRM Cities	\$42.62	-
DARR	\$42.55	(\$0.07)
ATM Cities	\$44.39	\$1.77
Environs	\$44.27	\$1.65

Note: ATM Cities and Environs rates are as-filed. Also note that DARR uses a test year ending in September rather than December.

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

Not applicable.

FINANCIAL IMPACT

Not applicable.

RECOMMENDATION / ALTERNATIVES

The Legislature's GRIP process allowed gas utilities to receive annual rate increases associated with capital investments. The RRM process has proven to result in a more efficient and less costly (both from a consumer rate impact perspective and from a

ratemaking perspective) than the GRIP process. Given Atmos Mid-Tex's claim that its historic cost of service should entitle it to recover \$165.9 million in additional system-wide revenues, the RRM settlement at \$142 million for ACSC members reflects substantial savings to ACSC cities. Settlement at \$142 million is fair and reasonable. The ACSC Executive Committee consisting of city employees of 18 ACSC members urges all ACSC members to pass the Resolution/Ordinance before September 30, 2023. New rates become effective October 1, 2023.

ATTACHMENTS

1. Ordinance O-10-23
2. Average Bill Comparison

PREPARED BY

Steering Committee of Cities Served by Atmos (ACSC)

REVIEWED BY

Steering Committee of Cities Served by Atmos (ACSC)

ORDINANCE NO. O-10-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2023 RATE REVIEW MECHANISM FILING; 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 ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; REPEALING ARTICLE 13.07 “NATURAL GAS RATES AND CHARGES” OF THE CITY’S CODE OF ORDINANCES; 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 Glenn Heights, 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, charges, and services 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 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, the current RRM tariff was adopted by the City in a rate ordinance in 2018; and

WHEREAS, on about March 31, 2023 Atmos Mid-Tex filed its 2023 RRM rate request with ACSC Cities based on a test year ending December 31, 2022; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2023 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 \$142 million on a system-wide basis with an Effective Date of October 1, 2023; and

WHEREAS, ACSC agrees that Atmos plant-in-service is reasonable; and

WHEREAS, with the exception of approved plant-in-service, ACSC is not foreclosed from future reasonableness evaluation of costs associated with incidents related to gas leaks; and

WHEREAS, the attached tariffs (Attachment 1) 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; and

WHEREAS, the settlement agreement sets a new benchmark for pensions and retiree medical benefits (Attachment 2); and

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

WHEREAS, the RRM Tariff includes Securitization Interest Regulatory Asset amount of \$19.5 million;

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

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

Section 2. That, without prejudice to future litigation of any issue identified by ACSC, the City Council finds that the settled amount of an increase in revenues of \$142 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 2023 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 despite finding Atmos Mid-Tex's plant-in-service to be reasonable, ACSC is not foreclosed in future cases from evaluating the reasonableness of costs associated with incidents involving leaks of natural gas.

Section 4. 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 1, are just and reasonable, and are designed to allow Atmos Mid-Tex to recover annually an additional \$142 million on a system-wide basis, over the amount allowed under currently approved rates. Such tariffs are hereby adopted.

Section 5. That the ratemaking treatment for pensions and retiree medical benefits in Atmos Mid-Tex's next RRM filing shall be as set forth on Attachment 2, attached hereto and incorporated herein.

Section 6. That Atmos Mid-Tex shall reimburse the reasonable ratemaking expenses of ACSC in processing the Company's 2023 RRM filing.

Section 7. That City of Glenn Heights Code of Ordinances Article 13.07, "Natural Gas Service Rates and Charges" is hereby repealed in its entirety.

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 October 1, 2023.

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 LBJ Freeway, Suite 1862, Dallas, Texas 75240, and to Thomas Brocato, General Counsel to ACSC, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, BY A VOTE OF ____ TO ____, ON THIS THE 12TH DAY OF SEPTEMBER 2023.

Sonja A. Brown, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria W. Thomas, City Attorney
4871-3605-8232, v. 1

ATTACHMENT 1

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	R – RESIDENTIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

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:

Charge	Amount
Customer Charge per Bill	\$ 22.25 per month
Rider CEE Surcharge	\$ 0.05 per month ¹
Total Customer Charge	\$ 22.30 per month
Commodity Charge – All <u>Ccf</u>	\$0.48567 per Ccf ²

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.

¹Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2023.

²The commodity charge includes the base rate amount of \$0.46724 per Ccf and Securitization Regulatory Asset amounts related to financing costs in the amount of \$0.01843 per Ccf until recovered.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	C – COMMERCIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

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:

Charge	Amount
Customer Charge per Bill	\$ 72.00 per month
Rider CEE Surcharge	(\$ 0.02) per month ¹
Total Customer Charge	\$ 71.98 per month
Commodity Charge – All Ccf	\$ 0.18280 per Ccf ²

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.

Presumption of Plant Protection Level

For service under this Rate Schedule, plant protection volumes are presumed to be 10% of normal, regular, historical usage as reasonably calculated by the Company in its sole discretion. If a customer believes it needs to be modeled at an alternative plant protection volume, it should contact the company at mdtx.plantprotection@atmosenergy.com.

¹ Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2023.

²The commodity charge includes the base rate amount of \$0.16437 per Ccf and Securitization Regulatory Asset amounts related to financing costs in the amount of \$0.01843 per Ccf until recovered.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

Application

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 200 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 200 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:

Charge	Amount
Customer Charge per Meter	\$ 1,382.00 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.7484 per MMBtu ¹
Next 3,500 MMBtu	\$ 0.5963 per MMBtu ¹
All MMBtu over 5,000 MMBtu	\$ 0.2693 per MMBtu ¹

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).

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

¹ The tiered commodity charges include the base rate amounts of \$0.5684, \$0.4163, and \$0.0893 per MMBtu, respectively, plus Securitization Regulatory Asset amounts related to financing costs in the amount of \$0.1800 per MMBtu until recovered.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

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.

Presumption of Plant Protection Level

For service under this Rate Schedule, plant protection volumes are presumed to be 10% of normal, regular, historical usage as reasonably calculated by the Company in its sole discretion. If a customer believes it needs to be modeled at an alternative plant protection volume, it should contact the company at mdtx.plantprotection@atmosenergy.com.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

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:

Charge	Amount
Customer Charge per Meter	\$ 1,382.00 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.5684 per MMBtu
Next 3,500 MMBtu	\$ 0.4163 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0893 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.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

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**

RIDER:	WNA – WEATHER NORMALIZATION ADJUSTMENT	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

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:

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

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	WNA – WEATHER NORMALIZATION ADJUSTMENT	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2023	

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	9.51	0.1415	88.91	0.7010
Austin	8.87	0.1213	213.30	0.7986
Dallas	12.54	0.2007	185.00	0.9984
Waco	8.81	0.1325	125.26	0.7313
Wichita Falls	10.36	0.1379	122.10	0.6083

Weather Normalization Adjustment (WNA) Report

On or before June 1 of each year, the company posts on its website at 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.

ATTACHMENT 2

ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
PENSIONS AND RETIREE MEDICAL BENEFITS FOR CITIES APPROVAL
TEST YEAR ENDING DECEMBER 31, 2022

Line No.	Description	Shared Services		Mid-Tex Direct			Adjustment Total
		Pension Account Plan	Post-Employment Benefit Plan	Pension Account Plan	Post-Employment Benefit Plan	Supplemental Executive Benefit Plan	
	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Proposed Benefits Benchmark -						
	Fiscal Year 2023 Willis Towers Watson Report as adjusted (1) (2) (3)	\$ 1,434,339	\$ (518,336)	\$ 2,336,419	\$ (2,678,818)	\$ 267,917	
2	Allocation Factor	44.92%	44.92%	78.74%	78.74%	100.00%	
3	Proposed Benefits Benchmark Costs Allocated to Mid-Tex (Ln 1 x Ln 2)	\$ 644,336	\$ (232,848)	\$ 1,839,667	\$ (2,109,267)	\$ 267,917	
4	O&M and Capital Allocation Factor	100.00%	100.00%	100.00%	100.00%	100.00%	
5	Proposed Benefits Benchmark Costs to Approve (Ln 3 x Ln 4)	\$ 644,336	\$ (232,848)	\$ 1,839,667	\$ (2,109,267)	\$ 267,917	\$ 409,804
6							
7	O&M Expense Factor (WP_F-2.3, Ln 2)	78.60%	78.60%	39.63%	39.63%	11.00%	
8							
9	Summary of Costs to Approve (1):						
10	Total Pension Account Plan	\$ 506,464		\$ 729,006			\$ 1,235,469
11	Total Post-Employment Benefit Plan		\$ (183,024)		\$ (835,840)		(1,018,864)
12	Total Supplemental Executive Benefit Plan					\$ 29,471	29,471
13	Total (Ln 10 + Ln 11 + Ln 12)	\$ 506,464	\$ (183,024)	\$ 729,006	\$ (835,840)	\$ 29,471	\$ 246,076

ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
AVERAGE BILL COMPARISON - BASE RATES
TEST YEAR ENDING DECEMBER 31, 2022

Line No.	Description	Current	Proposed	Change	
				Amount	Percent
	(a)	(b)	(c)	(d)	(e)
1	Rate R @ 43.6 Ccf				
2	Customer charge	\$ 21.55			
3	Consumption charge 43.6 CCF X \$ 0.36223 =	15.79			
4	Rider GCR Part A 43.6 CCF X \$ 0.63625 =	27.74			
5	Rider GCR Part B 43.6 CCF X \$ 0.41732 =	18.20			
6	Subtotal	\$ 83.28			
7	Rider FF & Rider TAX \$ 83.28 X 0.06237 =	5.19			
8	Total	\$ 88.47			
9					
10	Customer charge		\$ 22.25		
11	Consumption charge 43.6 CCF X \$ 0.48567 =		21.18		
12	Rider GCR Part A 43.6 CCF X \$ 0.63625 =		27.74		
13	Rider GCR Part B 43.6 CCF X \$ 0.41732 =		18.20		
14	Subtotal		\$ 89.37		
15	Rider FF & Rider TAX \$ 89.37 X 0.06237 =		5.57		
16	Total		\$ 94.94	\$ 6.47	7.31%
17					

ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
AVERAGE BILL COMPARISON - BASE RATES
TEST YEAR ENDING DECEMBER 31, 2022

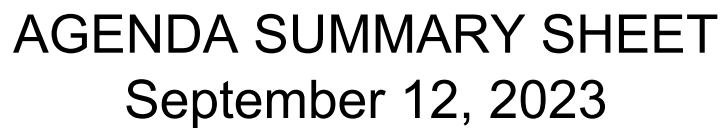
Line No.	Description	Current	Proposed	Change	
				Amount	Percent
	(a)	(b)	(c)	(d)	(e)
18	Rate C @ 356.6 Ccf				
19	Customer charge	\$ 63.50			
20	Consumption charge 356.6 CCF X \$ 0.14137 =	50.41			
21	Rider GCR Part A 356.6 CCF X \$ 0.63625 =	226.86			
22	Rider GCR Part B 356.6 CCF X \$ 0.30202 =	107.69			
23	Subtotal	\$ 448.46			
24	Rider FF & Rider TAX \$ 448.46 X 0.06237 =	27.97			
25	Total	\$ 476.43			
26					
27	Customer charge		\$ 72.00		
28	Consumption charge 356.6 CCF X \$ 0.18280 =		65.18		
29	Rider GCR Part A 356.6 CCF X \$ 0.63625 =		226.86		
30	Rider GCR Part B 356.6 CCF X \$ 0.30202 =		107.69		
31	Subtotal		\$ 471.73		
32	Rider FF & Rider TAX \$ 471.73 X 0.06237 =		29.42		
33	Total		\$ 501.15	\$ 24.72	5.19%
34					

**ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
AVERAGE BILL COMPARISON - BASE RATES
TEST YEAR ENDING DECEMBER 31, 2022**

Line No.	Description	Current	Proposed	Change	
				Amount	Percent
	(a)	(b)	(c)	(d)	(e)
35	Rate I @ 1720 MMBTU				
36	Customer charge	\$ 1,204.50			
37	Consumption charge 1,500 MMBTU X \$ 0.4939 =	740.85			
38	Consumption charge 220 MMBTU X \$ 0.3617 =	79.64			
39	Consumption charge 0 MMBTU X \$ 0.0776 =	-			
40	Rider GCR Part A 1,720 MMBTU X \$ 6.2134 =	10,688.12			
41	Rider GCR Part B 1,720 MMBTU X \$ 0.6267 =	1,078.08			
42	Subtotal	\$ 13,791.19			
43	Rider FF & Rider TAX \$13,791.19 X 0.06237 =	860.17			
44	Total	<u>\$ 14,651.36</u>			
45					
46	Customer charge		\$ 1,382.00		
47	Consumption charge 1,500 MMBTU X \$ 0.7484 =	1,122.62			
48	Consumption charge 220 MMBTU X \$ 0.5963 =	131.30			
49	Consumption charge 0 MMBTU X \$ 0.2693 =	-			
50	Rider GCR Part A 1,720 MMBTU X \$ 6.2134 =	10,688.12			
51	Rider GCR Part B 1,720 MMBTU X \$ 0.6267 =	1,078.08			
52	Subtotal	\$ 14,402.12			
53	Rider FF & Rider TAX \$14,402.12 X 0.06237 =	898.28			
54	Total	<u>\$ 15,300.40</u>	\$ 649.04	4.43%	
55					

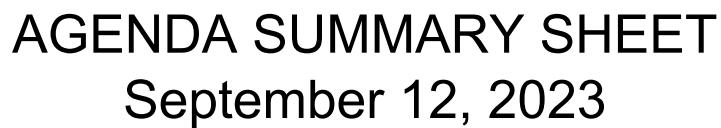
ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
AVERAGE BILL COMPARISON - BASE RATES
TEST YEAR ENDING DECEMBER 31, 2022

Line No.	Description	Current	Proposed	Change	
				Amount	Percent
	(a)	(b)	(c)	(d)	(e)
56	<u>Rate T @ 4720 MMBTU</u>				
57	Customer charge	\$ 1,204.50			
58	Consumption charge 1,500 MMBTU X \$ 0.4939 =	740.85			
59	Consumption charge 3,220 MMBTU X \$ 0.3617 =	1,164.50			
60	Consumption charge 0 MMBTU X \$ 0.0776 =	-			
61	Rider GCR Part B 4,720 MMBTU X \$ 0.6267 =	2,957.85			
62	Subtotal	\$ 6,067.70			
63	Rider FF & Rider TAX \$ 6,067.70 X 0.06237 =	378.45			
64	Total	<u>\$ 6,446.15</u>			
65					
66	Customer charge		\$ 1,382.00		
67	Consumption charge 1,500 MMBTU X \$ 0.5684 =	852.60			
68	Consumption charge 3,220 MMBTU X \$ 0.4163 =	1,340.29			
69	Consumption charge 0 MMBTU X \$ 0.0893 =	-			
70	Rider GCR Part B 4,720 MMBTU X \$ 0.6267 =	2,957.85			
71	Subtotal	\$ 6,532.74			
72	Rider FF & Rider TAX \$ 6,532.74 X 0.06237 =	407.45			
73	Total	<u>\$ 6,940.19</u>	<u>\$ 494.04</u>		7.66%



Discuss and take action excusing the absences of Mayor Pro Tem Harry A. Garrett from the June 6, 2023, and August 8, 2023, City Council Meetings pursuant to Code of Ordinances Section 1.02.008(a)(2). (Mayor Pro Tem Harry A. Garrett)

[illegible]



Discuss and take action to approve Ordinance O-08-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, adopting the Budget for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024. (Second Reading) (Record Vote) (Clifford Blackwell, Deputy City Manager)

[illegible]



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: September 12, 2023

SUBJECT

Discuss and take action on Ordinance O-08-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, adopting the Budget for Fiscal Year beginning October 1, 2023 and ending September 30, 2024; providing that expenditures for said Fiscal Year shall be made in accordance with said Budget; appropriating and setting aside the necessary funds out of the general and other revenues for said Fiscal Year for the maintenance and operation of the various departments and for various activities and improvements of the City; providing a repealing clause; providing a severability clause; and providing an effective date.

DISCUSSION / BACKGROUND

The City of Glenn Heights Charter, Section 5.02, stipulates that the City Manager is responsible to Council for the proper administration of the financial affairs, condition, and future needs of the City, and is to make recommendations to Council as deemed necessary. Keith Moore, Interim City Manager, delivered the City Manager's Proposed Fiscal Year 2023-2024 Annual Budget on July 31, 2024. Clifford Blackwell, Deputy City Manager formally presented the Proposed Budget on August 8, 2023. The Public Hearing on the Proposed Budget will be conducted on September 5, 2023.

The staff has complied with all public notice requirements stipulated in the Local Government Code and the City's Home Rule Charter.

This agenda matter will allow the City Council to consider approving Ordinance O-08-23, an Ordinance adopting the Budget for Fiscal Year 2023-2024, beginning October 1, 2023 and ending September 30, 2024; providing that expenditures for said Fiscal Year shall be made in accordance with said Budget; appropriating and setting aside the necessary funds out of the general and other revenues for said Fiscal Year for the maintenance and operation of the various departments and for various activities and

improvements of the City.

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

Public Contact has been made through publications in the Focus Daily News and on the City's website, as required by law.

FINANCIAL IMPACT

The Fiscal Impact will be determined by the adoption of the City Manager's Proposed Fiscal Year 2023-2024 Budget.

RECOMMENDATION / ALTERNATIVES

Staff recommends adoption of Ordinance O-08-23 on September 12, 2023.

ATTACHMENTS

1. Ordinance O-08-23

PREPARED BY

Clifford Blackwell, Deputy City Manager

REVIEWED BY

Brandi Brown, City Secretary

ORDINANCE O-08-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, ADOPTING THE BUDGET FOR FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET; APPROPRIATING AND SETTING ASIDE THE NECESSARY FUNDS OUT OF THE GENERAL AND OTHER REVENUES FOR SAID FISCAL YEAR FOR THE MAINTENANCE AND OPERATION OF THE VARIOUS DEPARTMENTS AND FOR VARIOUS ACTIVITIES AND IMPROVEMENTS OF THE CITY; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, an annual budget for the fiscal year beginning October 1, 2023, and ending September 30, 2024, has been duly created by the financial office of the City of Glenn Heights, Texas, in accordance with Chapter 102.002 of the Local Government Code; and

WHEREAS, as required by Section 7.02 of the City Charter, the City Manager has prepared and submitted to the City Council a proposed budget of expenditures and revenues of the City for the fiscal year beginning October 1, 2023 and ending September 30, 2024; and

WHEREAS, the financial office for the City of Glenn Heights has filed the proposed budget in the office of the City Secretary and the proposed budget was made available for public inspection in accordance with Chapter 102.005 of the Local Government Code; and

WHEREAS, public hearing as required by Chapter 102.006 of the Local Government Code was held following due publication of notice thereof, at which time all citizens and parties of interest were given the opportunity to be heard regarding the proposed budget; and

WHEREAS, after full and final consideration, it is the opinion of the Glenn Heights City Council that the 2023-2024 fiscal year budget as hereinafter set forth should be adopted.

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

SECTION 1. That the proposed budget of the revenue and expenditures necessary for conducting the affairs of the City of Glenn Heights, Texas, said budget being in the amount of \$38,469,818, including nonoperating transfers, providing a complete financial plan for the fiscal year beginning October 1, 2023 and ending September 30, 2024 as submitted to the City Council by the City Manager, a copy

of which is attached hereto and incorporated herein by this reference as Exhibit A” and which is also on file in the City Secretary’s Office, be and the same is hereby adopted and approved as the budget of the City of Glenn Heights, Texas for the fiscal year beginning October 1, 2023 and ending September 30, 2024.

SECTION 2. That the sum of \$38,469,818 is hereby appropriated for the payment of the expenditures established in the approved budget for the fiscal year beginning October 1, 2023 and ending September 30, 2024.

SECTION 3. That the expenditures during the fiscal year beginning October 1, 2023 and ending September 30, 2024 shall be made in accordance with the budget approved by this ordinance unless otherwise authorized by a duly enacted ordinance of the City of Glenn Heights, Texas.

SECTION 4. That all budget amendments and transfers of appropriations budgeted from one account or activity to another within any individual activity for the fiscal year 2023-2024 are hereby ratified, and the budget Ordinance for fiscal year 2023–2024, heretofore enacted by the City Council, be and the same is hereby amended to the extent of such transfers and amendments for all purposes.

SECTION 5. That specific authority is given to the City Manager to take and/or make the following actions:

1. Transfer of appropriations budgeted from one account classification to another account classification within the same department.
2. Transfer of appropriations from designated appropriation from one department or activity to another department or activity within the same fund.
3. Invest idle funds, whether operating funds or bond funds, in accordance with the City’s Investment Policy as prescribed by the Public Funds Investment Act.

SECTION 6. All ordinances of the City of Glenn Heights, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed; provided, however, that all other provisions of said ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 7. Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance which shall remain in full force and effect.

SECTION 8. This Ordinance shall take effect from and after its passage.

UPON CALLING FOR A VOTE FOR APPROVAL OF THIS ORDINANCE, THE MEMBERS OF THE CITY COUNCIL VOTED AS FOLLOWS:

	Aye	Nay
Sonja A. Brown, Mayor		
Sherron Mosley, Council Member – Place 1		
Harry A. Garrett, Mayor Pro Tem – Place 2		
Travis Bruton, Council Member – Place 3		
Stephanne Hale, Council Member – Place 4		
Laymon M. Lightfoot, Council Member – Place 5		
Cornel Benford II, Council Member – Place 6		

WITH ___ VOTING “AYE” AND ___ VOTING “NAY”, THIS ORDINANCE IS DULY PASSED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, ON THE 12TH DAY OF SEPTEMBER 2023.

APPROVED

Sonja A. Brown, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney
4883-2192-4477, v. 1

EXHIBIT A
[Budget FY 2023]



City of Glenn Heights
Proposed Budget Revenues and Expenditures
FISCAL YEAR 2023-2024

ALL FUNDS

		2019-20 Actual	2020-21 Actual	2021-22 Actual	2022-23 Adopted Budget		2023-24 C.I.P. Budget	2023-24 Operating Budget
REVENUES	CHARGE FOR SERVICES	7,993,940	8,324,219	10,125,493	11,335,660	-	-	11,655,480
REVENUES	PROPERTY TAXES	6,544,456	7,327,760	8,296,756	8,937,290	-	-	9,632,357
REVENUES	TRANSFERS IN/(OUT)	2,061,654	4,178,253	7,950,793	2,650,351	300,000	125,775	125,775
REVENUES	GRANTS & CONTRIBUTIONS	195,792	542,454	3,358,887	2,784,524	3,398,625	-	-
REVENUES	PERMITS AND LICENSES	2,580,074	2,218,789	1,553,518	1,372,040	-	758,650	758,650
REVENUES	IMPACT	1,211,088	1,445,278	968,572	899,210	599,210	-	-
REVENUES	SALES TAXES	827,365	944,926	1,015,376	915,000	-	965,000	965,000
REVENUES	FRANCHISE TAXES	581,890	484,368	622,996	573,250	-	596,500	596,500
REVENUES	MAJOR DONATION	930,349	718,543	129,458	1,000,000	-	220,000	220,000
REVENUES	MISCELLANEOUS	937,038	358,182	218,294	10,900	-	27,400	27,400
REVENUES	COURT FINES	190,124	226,706	199,737	472,812	-	257,500	257,500
REVENUES	INTEREST	320,659	149,420	122,229	54,250	30,000	164,350	164,350
REVENUES	RECREATION	195,000	230,020	157,323	(66,650)	135,960	154,800	154,800
REVENUES	OTHER FINANCING RESOURC	536,744	-	-	-	-	-	-

TOTAL INFLOWS

25,106,173	27,148,918	34,719,432	30,938,637	-	4,463,795	24,557,812
-------------------	-------------------	-------------------	-------------------	----------	------------------	-------------------

EXPENSES	Capital Outlay	2,428,154	6,896,045	9,775,176	20,507,935	11,837,910	118,900	118,900
EXPENSES	Contractual Services	6,300,553	6,750,961	7,948,114	9,690,690	165,000	9,938,690	9,938,690
EXPENSES	Personnel	5,937,214	6,276,907	5,930,982	8,275,330	-	9,462,931	9,462,931
EXPENSES	Transfers	641,136	4,178,253	7,950,793	2,868,921	-	390,000	390,000
EXPENSES	Debt	1,531,236	1,573,748	2,208,380	1,786,418	-	1,780,923	1,780,923
EXPENSES	Operating	894,060	765,747	1,073,663	1,313,980	-	1,268,389	1,268,389
EXPENSES	Grants	25,000	41,575	688	1,210,000	1,680,000	10,000	10,000
EXPENSES	Supplies	454,269	359,270	654,670	588,875	-	693,705	693,705
EXPENSES	Repairs and Maintenance	257,293	453,810	268,906	475,500	350,000	555,500	555,500
EXPENSES	EXPENSES	1,030,622	1,003,339	-	-	-	-	-
EXPENSES	Events	20,376	4,250	28,003	154,900	-	217,870	217,870

TOTAL OUTFLOWS

19,519,913	28,303,905	35,839,375	46,872,549	-	14,032,910	24,436,908
-------------------	-------------------	-------------------	-------------------	----------	-------------------	-------------------

Revenues Less Expenses

5,586,260	(1,154,987)	(1,119,943)	(15,933,912)	(9,569,115)	120,904
------------------	--------------------	--------------------	---------------------	--------------------	----------------

[illegible]



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: September 12, 2023

SUBJECT

Discuss and take action on Resolution R-22-23, a Resolution of the City Council of the City of Glenn Heights, Texas, ratifying the property tax increase reflected in the City's Adopted Fiscal Year 2023-2024 Budget, which is a budget that will require raising more revenue from property taxes than in the previous year; and providing an effective date. (Record Vote) (Clifford Blackwell, Deputy City Manager)

DISCUSSION / BACKGROUND

Discuss and take action on a Resolution ratifying the Property Tax Rate in the Fiscal Year 2023-2024 Budget.

PRIOR COUNCIL OR BOARD ACTION

The Fiscal Year 2023-2024 Budget will raise \$727,196 or 8.23% more in property tax revenue than was raised in Fiscal Year 2022-2023. Therefore, the Texas Local Government Code section 102.007(c) requires the Council to take a separate vote to ratify the increase in property tax revenue.

PUBLIC CONTACT

Public contact has been made through publications in the Focus Daily News and on the City's website, as required by law.

FINANCIAL IMPACT

The fiscal impact of ratifying the tax rate will be property tax revenue of \$9,567,812 for Fiscal Year 2023-2024.

RECOMMENDATION / ALTERNATIVES

Staff recommends approval of Resolution R-22-23, ratifying the property tax increase

reflected in the 2023-2024 Fiscal Year Budget.

ATTACHMENTS

1. Resolution R-22-23

PREPARED BY

Clifford Blackwell, Deputy City Manager

REVIEWED BY

Brandi Brown, City Secretary

RESOLUTION R-22-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS RATIFYING THE PROPERTY TAX INCREASE REFLECTED IN THE CITY'S ADOPTED FISCAL YEAR 2023-2024 BUDGET, WHICH IS A BUDGET THAT WILL REQUIRE RAISING MORE REVENUE FROM PROPERTY TAXES THAN IN THE PREVIOUS YEAR; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Texas Local Government Code §102.007(c) requires that adoption of a budget that raises more property tax revenue than was generated the previous year requires a record vote of the City Council to ratify the property tax increase reflected in the budget in addition to and separate from the record votes to approve the ordinance adopting the annual budget and the ordinance adopting the tax rate for the current tax year; and

WHEREAS, the City Council has adopted the 2023-2024 fiscal year budget, which will require raising more revenue from property taxes than last year's budget; and

WHEREAS, the City Council of the City of Glenn Heights, Texas, desires to ratify the property tax increase reflected in the adopted 2023-2024 Fiscal Year Budget.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS:

SECTION 1. The property tax increase reflected in the adopted 2023-2024 Fiscal Year Budget, which is a budget that will require raising more revenue from property taxes than the previous year, is hereby ratified.

SECTION 2. This Resolution shall take effect immediately from and after its passage, as the law and charter in such cases provides.

UPON CALLING FOR A VOTE FOR APPROVAL OF THIS RESOLUTION, THE MEMBERS OF THE CITY COUNCIL VOTED AS FOLLOWS:

	Aye	Nay
Sonja A. Brown, Mayor		
Sherron Mosley, Council Member – Place 1		
Harry Garrett, Mayor Pro Tem – Place 2		
Travis Bruton, Council Member – Place 3		
Stephanne Hale, Council Member – Place 4		
Laymon M. Lightfoot, Council Member – Place 5		
Cornel Benford II, Council Member – Place 6		

**WITH ____ VOTING “AYE” AND ____ VOTING “NAY”, THIS RESOLUTION
NO. _____ IS DULY PASSED BY THE CITY COUNCIL OF THE CITY OF
GLENN HEIGHTS, TEXAS, ON THE 12TH DAY OF SEPTEMBER 2023.**

ATTEST:

APPROVED:

Brandi Brown, City Secretary

Sonja A. Brown, Mayor

APPROVED AS TO FORM:

Victoria W. Thomas, City Attorney

[illegible]



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: September 12, 2023

SUBJECT

Discuss and take action on Ordinance O-09-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, adopting and levying ad valorem taxes for the tax year 2023 (Fiscal Year 2023 - 2024) at a rate of \$0.564729 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Glenn Heights as of January 1, 2023, to provide revenue for the payment of current expenses; providing for an interest and sinking fund for all outstanding debt of the City of Glenn Heights; providing for due and delinquent dates together with penalties and interest; approving the 2023 tax roll certified by the Chief Appraisers for Dallas and Ellis Counties; providing a severability clause; providing a repealing clause; and providing an effective date.

DISCUSSION / BACKGROUND

City Council will consider the Proposed Tax Rate of \$0.564729 per One Hundred Dollars (\$100) Assessed Valuation. For the purpose of defraying the current expenditures (Maintenance and Operations) of the municipal government of the City of Glenn Heights, a tax of \$0.481680 on each and every One Hundred Dollars (\$100) assessed value on all taxable property; and for the purpose of creating an interest and sinking fund (Interest and Sinking Fund) to pay the interest and principal maturities of all outstanding debt of the City of Glenn Heights not otherwise provided for, a tax of \$0.083049 on each One Hundred Dollars (\$100) assessed value of taxable property within the City of Glenn Heights, and shall be applied to the payment of interest and maturities of all such outstanding debt of the City.

This tax rate will raise more taxes for maintenance and operations than last year's rate.

The overall tax rate will be lowered by 10.67 percent, going from the previous rate of \$0.632211 per \$100 assessed valuation(AV) to the proposed rate of \$0.564729 per

\$100 AV. The maintenance & operations tax rate exceeds the no-new-revenue maintenance and operations tax rate, and it will increase taxes for maintenance and operations on a \$100,000 home by approximately \$16.29.

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

Public Notices related to the Fiscal Year 2023–2024 Tax Rate have been given by posting on the City Council’s official bulletin board, on the City of Glenn Heights’ website, and in the local newspaper.

FINANCIAL IMPACT

Adoption of this Ordinance will raise \$9,632,357 in property tax revenue for Fiscal Year 2023–2024.

RECOMMENDATION / ALTERNATIVES

Staff recommends adoption of Ordinance O-09-23 on September 12, 2023.

ATTACHMENTS

1. Ordinance O-09-23

PREPARED BY

Clifford Blackwell, Deputy City Manager

REVIEWED BY

Brandi Brown, City Secretary

ORDINANCE O-09-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, ADOPTING AND LEVYING AD VALOREM TAXES FOR THE TAX YEAR 2023 (FISCAL YEAR 2023 - 2024) AT A RATE OF \$0.564729 PER ONE HUNDRED DOLLARS (\$100) ASSESSED VALUATION ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF GLENN HEIGHTS AS OF JANUARY 1, 2023, TO PROVIDE REVENUE FOR THE PAYMENT OF CURRENT EXPENSES; PROVIDING FOR AN INTEREST AND SINKING FUND FOR ALL OUTSTANDING DEBT OF THE CITY OF GLENN HEIGHTS; PROVIDING FOR DUE AND DELINQUENT DATES TOGETHER WITH PENALTIES AND INTEREST; APPROVING THE ESTIMATED 2023 TAX ROLL PROVIDED BY THE CHIEF APPRAISERS FOR DALLAS AND ELLIS COUNTIES AS ALLOWED BY LAW; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, following public notices duly posted and published in all things as required by law, public hearings were held by and before the City Council of the City of Glenn Heights, the subject of which was the proposed tax rate for the City of Glenn Heights for Fiscal Year 2023-2024, submitted by the City Manager in accordance with provisions of the City Charter and state statutes; and

WHEREAS, the City Council, upon full consideration of the matter, is of the opinion that the tax rate hereinafter set forth is proper and should be approved and adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, THAT:

SECTION 1. There is hereby approved, adopted and levied for the tax year 2023 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Glenn Heights, Texas, and not exempt by the Constitution of the State and valid State laws, a tax of \$0.564729 on each One Hundred Dollars (\$100) assessed valuation of taxable property, which consists of two components each one of which is separately approved by the Council as follows:

- (a) \$0.083049 per One Hundred Dollars (\$100) of taxable value, the rate that, if applied to the total taxable value, will impose the total amount published under Section 26.04(e)(3)(C) of the Texas Property Tax Code (Tax Code), less any amount of additional sales and use tax revenue that will be used to pay debt service; and
- (b) \$0.481680 per One Hundred Dollars (\$100) taxable value, the rate that, if applied to the total taxable value, will impose the amount of taxes needed to fund maintenance and operation expenditures of the City for the coming year.

SECTION 2. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.50 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$16.29.

SECTION 3. All ad valorem taxes shall become due and payable on October 1, 2023, and all ad valorem taxes for the year shall become delinquent if not paid prior to February 1, 2024. There shall be no discount for payment of taxes prior to February 1, 2024. A delinquent tax shall incur all penalty and interest authorized by law, to wit:

- (a) A penalty of six percent (6%) on the amount of the tax for the first calendar month it is delinquent, plus one percent (1%) for each additional month or portion of a month the tax remains unpaid prior to July 1 of the year in which it becomes delinquent.
- (b) Provided, however, a tax delinquent on July 1, 2024, incurs a total penalty of twelve percent (12%) of the amount of delinquent tax without regard to the number of months the tax has been delinquent. A delinquent tax shall also accrue interest at the rate of one percent (1%) for each month or portion of a month the tax remains unpaid. Taxes for the year 2022 and taxes for all future years that become delinquent on or after February 1 but not later than May 1, that remain delinquent on July 1 of the year in which they become delinquent, incur an additional penalty in the amount of twenty percent (20%) of taxes, penalty and interest due, pursuant to Texas Property Tax Code Section 6.30 and 33.07, as amended. Taxes assessed against tangible personal property for the year 2021 and for all future years that become delinquent on or after February 1 of a year incur an additional penalty on the later of the date the personal property taxes become subject to the delinquent tax attorney's contract, or 60 days after the date the taxes become delinquent, such penalty to be in the amount of twenty percent (20%) of taxes, penalty and interest due, pursuant to Texas Property Tax Code Section 33.11. Taxes for the year 2021 and taxes for all future years that remain delinquent on or after June 1 under Texas Property Tax Code Sections 26.07(f), 26.15(e), 31.03, 31.031, 31.032 or 31.04 incur an additional penalty in the amount of twenty percent (20%) of taxes, penalty and interest due, pursuant to Texas Property Tax Code Section 6.30 and Section 33.08, as amended.

SECTION 3. The Dallas and Ellis County Tax Assessors/Collectors are hereby authorized to assess and collect the taxes of the City of Glenn Heights, Texas.

SECTION 4. The City shall have available all the rights and remedies provided by law for the enforcement of the collection of taxes levied under this ordinance.

SECTION 5. The tax rolls as presented to the City Council, together with any supplements thereto, be and the same are hereby approved.

SECTION 6. Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance which shall remain in full force and effect.

SECTION 7. All ordinances of the City of Glenn Heights, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed; provided, however, that all other provisions of said ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 8. This ordinance shall take effect immediately from and after its passage, as the law and charter in such cases provide.

UPON CALLING FOR A VOTE FOR APPROVAL OF THIS ORDINANCE, THE MEMBERS OF THE CITY COUNCIL VOTED AS FOLLOWS:

	Aye	Nay
Sonja A. Brown, Mayor		
Sherron Mosley, Council Member – Place 1		
Harry Garrett, Mayor Pro Tem – Place 2		
Travis Bruton, Council Member – Place 3		
Stephanne Hale, Council Member – Place 4		
Laymon M. Lightfoot, Council Member – Place 5		
Cornel Benford II, Council Member – Place 6		

WITH__ VOTING “AYE” AND__ VOTING “NAY”, AND AT LEAST 60% OF THE MEMBERS OF THE GOVERNING BODY VOTING IN FAVOR OF THE ORDINANCE, THIS ORDINANCE IS DULY PASSED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, ON THE 12TH DAY OF SEPTEMBER 2023.

APPROVED:

Sonja A. Brown, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria W. Thomas, City Attorney
4878-2607-8845, v. 1



Discuss and first reading of Ordinance O-11-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, amending the Glenn Heights Code of Ordinances by repealing and replacing Article 6.03, "Food Service Regulations" of Chapter 6 "Health and Sanitation," and amending Appendix A "Fee Schedule" at Section A4.001 "Food Service Fees"; providing a severability clause; and providing an effective date.(Parviz Pourazizian, Director of Planning & Development Services)

[illegible]



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: September 12, 2023

SUBJECT

DISCUSSION / BACKGROUND

Dallas County Health and Human Services delivers health inspections and other health-related services to the residents of Glenn Heights. To continue benefiting from these services, we need to annually renew the City's Interlocal Agreement with the County.

The new Interlocal Agreement with the County mandates that the City implement an annual inspection fee of \$105.00 (per inspection) and \$210.00 annually. This requirement necessitates an update to our fee schedule. Following consultation with the City's legal counsel, it was recommended that we modify the fee schedule within the City's Code of Ordinances to accurately incorporate these food establishment inspection fees and associated services.

Additionally, it is imperative to make amendments to the Code of Ordinances concerning food service establishments. The existing Ordinances currently adopt state laws and regulations that have been repealed. Moreover, the current ordinance pertaining to food service establishments is antiquated in its methods and procedures.

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

Not applicable.

FINANCIAL IMPACT

The City will collect and remit the \$105.00 per inspection fee from local food

establishments to Dallas County per the terms of the Interlocal Agreement.

RECOMMENDATION / ALTERNATIVES

Staff recommends that the City Council approve the amendment of the text to ensure the City's adherence to local and state requisites. This adjustment would also authorize staff to collect the newly introduced inspection fees.

ATTACHMENTS

1. Ordinance O-11-23

PREPARED BY

Parviz Pourazizian, Director of Planning & Development Services

REVIEWED BY

Brandi Brown, City Secretary

**CITY OF GLENN HEIGHTS, TEXAS
ORDINANCE NO. O-11-23**

**AN ORDINANCE OF THE CITY OF GLENN HEIGHTS, TEXAS,
AMENDING THE GLENN HEIGHTS CODE OF ORDINANCES BY
REPEALING AND REPLACING ARTICLE 6.03 “FOOD SERVICE
REGULATIONS” OF CHAPTER 6 “HEALTH AND SANITATION”
AND AMENDING APPENDIX A “FEE SCHEDULE” AT SECTION
A4.001 “FOOD SERVICE FEES”; PROVIDING A SEVERABILITY
CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City Council of the City of Glenn Heights, Texas, finds it to be in the public interest to update its Code of Ordinances by repealing and replacing Article 6.03 regarding Food Service Regulations and the related fees set forth in the Fee Schedule, Appendix A to the Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, THAT:

SECTION 1. Article 6.03 “Food Service Regulations” of Chapter 6 “Health and Sanitation” is hereby repealed and replaced in its entirety with the following:

“Chapter 6 Health and Sanitation

...

Article 6.03 Food Service Regulations

Section 6.03.001 Requirements

- (a) No person shall operate a food service establishment (also referred to herein as a food establishment) or temporary food establishment who does not have a valid permit, license, or certificate issued to him by the city in accordance with this article. Only a person which complies with the requirements of this article shall be entitled to receive or retain such permit, license, or certificate. Permits, licenses, or certificates are not transferable. A valid permit, license, or certificate shall be posted in every food service establishment.
- (b) No person shall operate a food establishment, mobile food establishment, or temporary establishment within the corporate limits of the city without compliance with the provisions of this Chapter 6.

Section 6.03.002 Establishment of food establishment inspection fees

Each food establishment holding any permit, license, or certificate issued by the city shall pay fees in the amounts as provided by resolution of the city council. Such

fees shall be set forth in Appendix A Fee Schedule and shall be payable to the City Secretary or designee.

Section 6.03.003 State rules adopted.

All food service establishments, mobile food establishments and temporary food establishments shall be subject to the inspection of its establishment, vehicle or temporary establishment; the issuance, suspension and revocation of any permits to operate; the prohibiting of the sale of unsound or mislabeled food or drink; and the enforcement of this article shall be regulated in accordance with the current edition of the Texas Department of Health's "Texas Retail Food Rules," 25 TAC sections 228.1–228.278 and all authorized amendments and/or replacements thereto; and, all such establishments shall comply with the requirements of the Texas Retail Food Rules unless specifically exempt in this article.

Section 6.03.004 Definitions

City means the City of Glenn Heights, Texas or its designee.

Person means any natural person, firm, company, corporation, partnership, or other business or legal entity.

Texas Retail Food Rules or food code means the Texas Retail Food Establishment Rules, 25 TAC sections 228.1 through 228.278 as they currently exist and as they may hereafter be lawfully amended or replaced.

Section 6.03.005 Inspection frequency; fees.

An inspection of each food service establishment shall be performed at least once every six (6) months by the city. Additional inspections of each food service establishment shall be performed as often as necessary for the enforcement of this Article.

Section 6.03.006 Access

Representatives of City, including any sanitarian employed by the health department of Dallas or Ellis County, after proper identification, shall be permitted to enter any food service establishment at any reasonable time for the purpose of making inspections to determine compliance with this article. The representatives shall be permitted to examine the records of the establishment to obtain information pertaining to food and supplies purchased, received, or used.

Section 6.03.007 Report of inspections

Whenever an inspection of a food establishment is made, the findings shall be recorded on the inspection report form set out in 25 TAC sections 228.1 through 228.278 of the state rules adopted herein. The inspection report form shall summarize the requirements of this article and shall set forth a weighted point value for each requirement. Inspectional remarks shall be written to reference, by section number, the section violated and shall state the correction to be made. The rating of the establishment shall be the total of the weighted point values for all violations, subtracted from one hundred (100). A copy of the completed inspection report form shall be furnished to the person in charge of the establishment at the conclusion of the inspection. The completed inspection report form is a public document that shall be made available for public disclosure to any person who requests it according to law.

Section 6.03.008 Correction of violations

- (a) The completed inspection report form shall specify a reasonable period of time for the corrections of the violations found, which shall not be later than ninety (90) days from the date of inspection; and correction of the violations shall be accomplished within the period specified, in accordance with the following provisions:
 - (1) If an imminent health hazard exists, such as complete lack of refrigeration or sewage backup into the establishment, the establishment shall immediately cease food service operations. Operations shall not be resumed until authorized by the city;
 - (2) All violations of four- or five-point weighted items shall be corrected as soon as possible, but in any event, within ten (10) days following inspection. Within fifteen (15) days after the inspection, the holder of the permit, license, or certificate shall submit a written report to the city stating that the four- or five-point weighted violations have been corrected. A followup inspection shall be conducted to confirm correction;
 - (3) All one- or two-point weighted items shall be corrected as soon as possible, but in any event, by the time of the next routine inspection;

- (4) When the rating score of the establishment exceeds thirty (30) demerits, the establishment shall initiate corrective action on all identified violations within forty-eight (48) hours. One (1) or more reinspections will be conducted at reasonable time intervals to ensure correction;
- (5) In the case of temporary food service establishments all violations shall be corrected within twenty-four (24) hours. If violations are not corrected within twenty-four (24) hours, the establishment shall immediately cease food service operations until authorized to resume by the city.
- (b) The inspection report shall state that failure to comply with any time limits for corrections may result in cessation of food service operations. An opportunity for hearing on the inspection findings or the time limitations or both will be provided if a written request is filed with the city within ten (10) days following cessation of operations. If a request for hearing is received, a hearing shall be held within twenty (20) days of receipt of the request.
- (c) Whenever a food service establishment is required under the provisions of this section to cease operations, it shall not resume operations until it is shown on reinspection that conditions responsible for the order to cease operations no longer exist. Opportunity for reinspection shall be offered within a reasonable time.

Section 6.03.009 Requirements for food manager certification and food handler cards.

- (a) Food manager certification requirements.
 - (1) No person or company shall operate a food establishment unless the establishment has a person on duty who has completed an approved Texas Department of Health Food Protection Management class.
 - (2) A food establishment with multiple shifts shall ensure that a person in charge of each shift has completed an approved food protection management class.

- (3) The person on duty and in charge shall make available to the city personnel their food manager certificate when inspections are conducted or when proof of class completion is required.
- (4) The food manager certificate shall be valid for not less than five (5) years at which time an approved food protection recertification class must be completed within forty-five (45) days after the expiration of the original certificate, and every five (5) years thereafter.
- (5) Temporary food vendors, mobile food vendors who sell only prepackaged foods, and small retail vendors who sell only prepackaged foods shall be exempt from the requirements of this section of this code.

(b) Food employee requirements.

- (1) All food employees shall complete a state approved food handler class within thirty (30) days of employment at a local food establishment. A food employee is any person employed in a food premises, who at any time may be involved in the manufacturing, preparation, serving or packing of food for sale.
- (2) Food handler cards shall be made available to city personnel when inspections are conducted or when proof of course completion is requested.
- (3) Food handler cards shall be valid for not less than two (2) years, at which time the card must be renewed. Employees must renew the card within forty-five (45) days of the expiration of the original card and every two (2) years thereafter.
- (4) Any person not completing a food protection management class must complete an approved food handler class.
- (5) A food handler class may not be taken in place of a required food protection management class.
- (6) Mobile food vendors who sell only prepackaged foods shall be exempt from this subsection.
- (7) Temporary food vendors shall be exempt from this subsection.

Section 6.03.010 Examination and condemnation of food.

Food may be examined or sampled by the city as often as necessary for enforcement of this article. The city may, upon written notice to the owner or person in charge, specifying with particularity the reasons therefor, place a hold order on any food which it believes is in violation of 25 TAC sections 228.1–228.278 of the state rules adopted by section 6.03.003 or any other section of this article. The city shall tag, label, or otherwise identify any food subject to the hold order. No food subject to a hold order shall be used, served, or moved from the establishment. The city shall permit storage of the food under conditions specified in the hold order, unless storage is not possible without risk to the public health, in which case immediate destruction shall be ordered and accomplished. The hold order shall state that a request for hearing may be filed within ten (10) days and that if no hearing is requested, the food shall be destroyed. If a request for hearing is received, the hearing shall be held within twenty (20) days after receipt of this request. On the basis of evidence produced at that hearing, the hold order may be vacated or the owner or person in charge of the food may be directed by written order to denature or destroy such food or to bring it into compliance with the provisions of this article.

Section 6.03.011 Review of plans.**(a) Submission.**

Whenever a food service establishment is constructed or extensively remodeled and whenever an existing structure is converted to use as a food service establishment, properly prepared plans and specifications for such construction, remodeling, or conversion shall be submitted to the city for review and approval before construction, remodeling or conversion is begun. The plans and specifications shall indicate the proposed layout, arrangement, mechanical plans, and construction materials of work areas, and the type and model of proposed fixed equipment and facilities. The city shall approve the plans and specifications if they meet the requirements of this article. No food service establishment shall be constructed, extensively remodeled, or converted except in accordance with plans and specifications approved by the city.

(b) Preoperational inspection.

Whenever plans and specifications are required by subsection (a) of this section to be submitted to the city, the city shall inspect the food service

establishment prior to the start of operations, to determine compliance with the approved plans and specifications and with the requirements of this article.

Section 6.03.012 Procedure when infection is suspected.

(a) Generally.

When the city has reasonable cause to suspect possible disease transmission by an employee of a food service establishment, it may secure a morbidity history of the suspected employee or make any other investigation as indicated and shall take appropriate action. The city may require any or all of the following measures:

- (1) The immediate exclusion of the employee from employment in food establishments.
- (2) The immediate closing of the food service establishment concerned until, in the opinion of the city, no further danger of disease outbreak exists.
- (3) Restriction of the employee's services to some area of the establishment where there would be no danger of transmitting disease.
- (4) Adequate medical and laboratory examination of the employee and of other employees and of his and their body discharges.

(b) Fees for inspection services.

Fees for inspection services shall be determined from time to time by the city council, and rates authorized by the council shall be on file with the city secretary and/or published in the Fee Schedule, Appendix A.

Section 6.03.013 Service of notices.

A notice provided for in this article is properly served when it is delivered to the holder of the permit, license, or certificate, or the person in charge, or when it is sent by registered or certified mail, return receipt requested, to the last known address of the holder of the permit, license, or certificate. A copy of the notice shall be filed in the records of the city.

Section 6.03.014 Issuance.

- (a) Any person desiring to operate a food service establishment, food sales, temporary vending of food shall make written application for a permit on forms provided by the city. Such application shall include the name and address of each applicant, the location and type of the proposed food being served or sold and the signature of the applicant.
- (b) Prior to approval of an application for a permit, license, or certificate, the city shall inspect the proposed temporary food establishment to determine compliance with the requirements of this article. If the applicant has been convicted of a felony or misdemeanor, the application shall be considered in accordance with chapter 62 of the Code of Criminal Procedure.
- (c) The city shall issue a permit, license, or certificate to the applicant if its inspection reveals that the proposed temporary food establishment complies with the requirements of this article and the state regulations adopted herein.

Section 6.03.015 Suspension.

- (a) The city may, without warning, notice, or hearing, suspend any permit, license, or certificate to operate a food service establishment if the holder of the permit, license, or certificate does not comply with the requirements of this article, or if the operation of the establishment does not comply with the requirements of this article, or if the operation of the food service establishment otherwise constitutes a substantial hazard to public health, or if the holder has been convicted of a misdemeanor or felony, as provided in chapter 62 of the Code of Criminal Procedure. Suspension is effective upon service of the notice required by subsection (b) of this section. When a permit, license, or certificate is suspended, food service operations shall immediately cease. Whenever a permit, license, or certificate is suspended the holder of the permit, license, or certificate shall be afforded an opportunity for hearing within twenty (20) days of receipt of a request for hearing.
- (b) Whenever a permit, license, or certificate is suspended, the holder of the permit, license, or certificate, or the person in charge shall be notified in writing that the permit, license, or certificate is, upon service of the notice, immediately suspended and that an opportunity for hearing will be provided if a written request for hearing is filed with the city by the holder of the permit, license or certificate within ten (10) days. If no

written request for hearing is filed within ten (10) days, the suspension is sustained. The city may end the suspension at any time if reasons for suspension no longer exist.

- (c) The hearings provided for in this article shall be conducted by the city at a time and place designated by it. Any oral testimony given at a hearing shall be reported verbatim, and the presiding officer shall make provision for sufficient copies of the transcript. The city shall make a final finding based upon the complete hearing record and shall sustain, modify or rescind any notice or order considered in the hearing. A written report of the hearing decision shall be furnished to the holder of the permit, license, or certificate by the city.

Section 6.03.016 Revocation of permit, license, or certificate.

- (a) The city may, after providing opportunity for hearing, revoke a permit, license, or certificate for serious or repeated violations of any of the requirements of this article or for interference with the city in the performance of duty, or upon conviction of a felony or misdemeanor, as provided in chapter 62 of the Code of Criminal Procedure.
- (b) Prior to revocation, the city shall notify, in writing, the holder of the permit, license, or certificate, or the person in charge, of the specific reason(s) for which the permit, license, or certificate is to be revoked and that the permit, license, or certificate shall be revoked at the end of the ten (10) days following service of such notice unless a written request for hearing is filed with the city by the holder of the permit, license, or certificate within such ten-day period. If no request for hearing is filed within the ten-day period, the revocation of the permit, license, or certificate becomes final.

Section 6.03.017 Application after revocation.

Whenever a revocation of a permit, license, or certificate has become final, the holder of the revoked permit, license, or certificate may make written application for a new permit, license, or certificate.

Section 6.03.018 Requirements for mobile vending units.

- (a) A health permit is required for all mobile vending units.

- (b) All mobile vending units will be inspected before permit is issued and one (1) time each six (6) months.
- (c) Provide proof of automobile insurance with permit application.
- (d) Hours of operation shall be 7:00 a.m. until sunset.
- (e) The operation of a mobile vending unit in the following locations is prohibited:
 - (1) All city parks.
 - (2) Within one block of a school, one (1) hour before or after school hours.
 - (3) No vending allowed within one hundred (100) feet of an intersection.
 - (4) Vendor being stationary at one location for more than fifteen (15) minutes.
- (f) Ice cream trucks shall have the following equipment:
 - (1) Sign on front and back of truck that states in three-inch lettering “watch for children.”
 - (2) Company’s name and phone number on the vehicle.
 - (3) Serving window shall be located on curbside only.
 - (4) Mirrors shall be provided on the truck with capability to see around the entire truck.
 - (5) Operable yellow/amber flashing lights on front and rear of truck.
 - (6) A truck rear bumper cover required to prevent children from jumping on the rear of the vehicle.
 - (7) Sound equipment must comply with the following:
 - (A) Sound equipment shall be limited to music or human speech.
 - (B) Sound shall not be audible more than one hundred (100) yards from the truck. Sound shall be no louder than 80 dBA.
 - (C) Sound shall be turned off while the vehicle is stopped for vending.

- (8) All drivers of ice cream trucks and vehicles vending products to children shall submit a copy of their driver's license to the city and obtain the permit described in this article before operating such vehicle.

Section 6.03.019 Penalties; Injunctive relief

- (a) Any person who violates a provision of this article shall be deemed guilty of a misdemeanor and upon conviction in the municipal court of the city shall be subject to a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense. Each and every day said violation is continued shall constitute a separate offense.
- (b) Allegation and evidence of culpable mental state is not required for proof of an offense defined by this article.
- (c) The city may seek equitable relief to enjoin violations of this article in addition to other forms of relief under law."

SECTION 2. The Code of Ordinances of the City of Glenn Heights is hereby amended by amending Appendix A Fee Schedule at Article A4.000 "Food Service Fees" by adding a new section A4.002 "Food service inspection fees" to read in its entirety as follows:

"Appendix A Fee Schedule

...

Article A4.000 Food Service Fees

...

Section A4.002 Food service inspection fees

- | | |
|--|-----------|
| (a) Annual fee covering two yearly inspections | \$210.00 |
| (b) Subsequent inspections in calendar year | \$105.00" |

SECTION 3. An offense committed before the effective date of this ordinance is governed by the prior law and the provisions of the ordinances of the City of Glenn Heights, as amended, in effect when the offense was committed, and the former law is continued in effect for this purpose.

SECTION 4. Should any article, paragraph, subdivision, clause or provision of this ordinance, or the Glenn Heights Code of Ordinances, as hereby amended, be adjudged or held invalid or unconstitutional for any reason, such judgment or holding shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so declared to be invalid or unconstitutional.

SECTION 5. This Ordinance shall take effect from and after its passage and the publication of the caption as the law and Charter in such cases provide.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS, ON THE 19TH DAY OF SEPTEMBER 2023.

APPROVED:

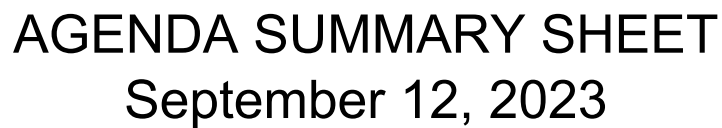
Sonja A. Brown, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria W. Thomas, City Attorney
4875-4403-1098, v. 1



Discuss and first reading of Ordinance O-12-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, amending the City of Glenn Heights Code of Ordinances, by amending Appendix A - Master Fee Schedule. (Clifford Blackwell, Deputy City Manager)

[illegible]



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: September 12, 2023

SUBJECT

Discuss and first reading of Ordinance O-12-23, an Ordinance of the City Council of the City of Glenn Heights, Texas, amending the City of Glenn Heights Code of Ordinances, by amending Appendix A - Master Fee Schedule. (Clifford Blackwell, Deputy City Manager)

DISCUSSION / BACKGROUND

The Master Fee Schedule provides a comprehensive listing of all fees associated with services provided by the City of Glenn Heights.

It was decided that each year during the budget process, staff would examine the fees that are charged for fee-based services throughout all City departments, so that fees may be adjusted/modified, added, or eliminated, accordingly.

For this process, each City Department submits any proposed changes to their fee schedules to the City Manager and Deputy City Manager for review, which are then incorporated into a proposed Ordinance for City Council Consideration. Per the City's Code of Ordinances, Article A1.000, General Provisions, the city manager shall have authority to propose new fees and amendments to the fee schedule as he or she deems appropriate or necessary. Said proposed or amended fees shall become effective after being placed on a City Council meeting agenda and approved by the Council.

The attached Ordinance includes fee modifications and additions for the following City departments for Fiscal Year 2023-2024:

- Parks and Recreation
- Planning and Development
- Public Safety - Police

- Utility Billing

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

Not applicable.

FINANCIAL IMPACT

Not applicable.

RECOMMENDATION / ALTERNATIVES

Staff recommends approval of Ordinance O-12-23 after its second reading on September 19, 2023.

ATTACHMENTS

1. Draft - Appendix A - Fee Schedule (09082023)

PREPARED BY

Clifford Blackwell, Deputy City Manager

REVIEWED BY

Brandi Brown, City Secretary

The following Code does not display images or complicated formatting. Codes should be viewed online. This tool is only meant for editing.

Appendix A

Fee Schedule

ARTICLE A1.000

GENERAL PROVISIONS

§ A1.001 City manager authority to amend fee schedule.

The city manager shall have authority to propose new fees and amendments to the following fee schedule as he or she deems appropriate or necessary. Said proposed or amended fees shall become effective after being placed on a city council meeting agenda and approved by the council.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-13-17 adopted 9/12/17; Ordinance O-14-17 adopted 9/12/17)

ARTICLE A2.000

PLANNING DEPARTMENT

§ A2.001 Planning Department.

- (a) Zoning ordinance: \$25.00.
- (b) Subdivision regulations: \$15.00.
- (c) Annexation: \$500.00.
- (d) Zoning:
 - (1) Zoning change:
 - (A) \$1000.00: (1–10 acres).
 - (B) \$1,500: (11–29 acres).
 - (C) \$1,500 + \$15.00/acre: (30 + acres).

* A total of \$2,800.00 is the maximum amount for zoning change.

(2) SUP:

A) Commercial: \$950 + \$15 /acre

B) Residential: \$500 + \$5/acre

(3) Planned development: \$1,500.00 plus \$10.00/acre. Plus:

* Third party review fee(s) : Actual cost

(4) Temporary use permit or renewal: \$150.00.

- (5) Zoning verification letter: \$60.00.
- (6) Appeal/variance: \$250.00 + notification fees (at cost).
- (7) Site plan review: \$350.00 + \$20.00/acre. Plus:

* Third Party Review Fee(s) : Actual cost

- (8) In-house plan review: \$60.00 hourly.
- (9) Plan review by third party: Actual cost.

*All acreage will be rounded up to the nearest whole acre.

€ Platting:

* Fees below do not include recordation fee and third-party review cost.

(1) Preliminary plat:

- (A) 25 acres or less: \$400.00 + \$20.00/lot.
- (B) Over 25 acres: \$450.00 plus \$25.00/lot.

(2) Final plat:

- (A) 25 lots or less: \$325.00 + \$50.00/lot.
- (B) Over 25 lots: \$500.00 plus \$25.00/lot.
- (3) Replat/amending/vacating plat: \$575.00 + \$35.00/acre.

- (4) In-house plat review: \$60.00 hourly.
- (5) Plat review by third party: Actual cost.

(6) Refiling: Expiration of a final plat cause by nonconstruction of public improvements will require applicant to begin platting process again.

(f) Preapplication meeting fee:. Free.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-13-17 adopted 9/12/17; Ordinance O-14-17 adopted 9/12/17; Ordinance O-14-22 adopted 11/22/2022)

ARTICLE A3.000

BUILDING INSPECTION DEPARTMENT

§ A3.001 **General fees.**

- (a) General Contractor/license registration: \$100.00 annually. (Does not apply to mechanical, electrical and plumbing contractor.)
- (b) New construction:
 - (1) Impact fee and park fee: Per current impact fee and park land dedication ordinance.

(2) Building permit for each permit other than residential one- and two-family new

construction, additions, alterations and remodels (residential, multifamily, nonresidential): See section A3.001 – b- 2 (A-W) Building permit for permit for residential one- and two-family new construction, additions, alterations, remodels, repairs and other improvements shall be set forth in table 2-A

(A) Building: See section A3.002.

(B) Electrical: \$105 .

(C) Plumbing: \$105 ..

(D) Mechanical: \$105 .

(c) Remodel, move, demolition:

(1) Building Addition: \$0.72 /SF under the roof plus plan review fee

(2) Remodel /Alteration: \$350

(3) Minor Building Repair: \$105

(4) Demolition : \$120

5) Electrical, plumbing and mechanical: \$105

(d) Reinspection fees (for any/all inspections): First inspection fee is \$50 and it is included in the permit fee.

(1) First: \$0.00.

(2) Second: \$50.00.

(3) Third: \$75.00.

(4) Fourth: \$100.00.

(e) After hours inspection: \$60.00 hour (minimum 2 hours including travel time). Subject to availability

(f) Engineering and plan review:

(1) Third party: Actual cost.

(2) In-house: \$60.00 hourly.

(g) Energy code review and inspection: Actual cost of third-party inspector.

(h) All permit fees double if construction or work is performed without the required permit.

(i) Miscellaneous fees:

(1) Certificate of occupancy: \$100.00.

(2) Permit fee not specified: \$105 + number of inspections need X \$50

(3) Grading: \$100.00.

(j) Infrastructure inspection fee:

(1) Infrastructure plan review fee : \$200 Admin fee plus actual cost of third party reviewer

(2) Infrastructure inspection fee: To be determined per state requirements.

(k) Electrical permit: \$ 105

(l) Plumbing permit: \$ 105

(m) Mechanical permit: \$ 105

(n) Concrete, flatwork, driveway: \$150

(o) Roofing: \$125

(p) Fence:

(1) Residential: \$100.00.

(2) Commercial: See section A3.002.

(3) Screening wall (plus eng. review): See section A3.002.

(4) Retaining wall (plus eng. review): See section A3.002.

(q) Moving structure:

(1) Into city limits (including inspections): \$500.00.

(2) Through city limits (including escort): \$150.00 first hour plus \$100.00 each additional 30 minutes.

(3) Mileage: Current IRS rate.

(r) Accessory structures:

(1) Accessory structure/carport: See section A3.002.

(2) Detached garage (residential): See section A3.002.

(s) Pools and spas:

(1) In-ground, site-built pool: \$250 plus plan review fee

(2) Above-ground pool: \$150 + and Trade permit (per need) (Pool less height than 36" does not require permit if no plumbing or electrical changes needed.)

(3) Site-built spa: \$250 plus plan review fee

*Electrical and plumbing require separate permits.

(t) HUD-code manufactured home:

(1) Move in and set up: \$150 + Any Trade permit (MEP)

- (u) Industrialized home: \$200 + Any Trade permit (MEP)
- (v) Signs: *Electrical and plumbing require separate permits. Plan review fee by third party : Actual cost.
- (1) Sign: \$150 + Any Trade Permit if needed.
- (2) On-premises project: \$100.00.
- (3) Grand opening/coming soon: N/A.
- (4) Special event (except exempted): \$25.00.
- (5) Change of ownership: N/A.
- (6) Builder directional (annually): \$30.00.
- (7) Real estate sign (> 6 sq. ft.): \$50.00.
- (8) Portable sign: \$75.00.
- (9) Model home: \$50.00.
- (10) Development/project sign (6 months): \$150.00.
- (11) Awning/canopy sign: \$75.00.
- (12) Neon light sign: \$50.00.
- (13) Banners, flags and pennants: \$25.00.
- (14) Renewal (on- and off-premises): \$50.00.
- (15) Sign repair: \$25.00.
- (w) Annual donation box permit: \$50.00.

*Sign contractor must be registered.

* Plan review fee by third party : Actual cost.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-13-17 adopted 9/12/17; Ordinance O-14-17 adopted 9/12/17)

§ A3.002 Building permit fee schedule.

- (a) Building permit fees. The fee for each permit other than residential one- and two-family new construction, additions, alterations and remodels shall be as set forth in table A3.001 – b – 2 . The fee for each permit for residential one- and two-family new construction, additions, alterations, remodels, repairs and other improvements shall be set forth in table 2-A.
- (b) Plan review fees.
 - (1) When submittal documents are required by IBC section 107 or IRC section R106, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be 65-percent of the building permit fee as shown in table 1-A or, table 2-A for residential one- and two-family new construction, additions, alterations, remodels, repairs and other improvements.

- (2) The plan review fees specified in this section are separate fees from the permit fees and are in addition to the building permit fees.

Table 2-A

Residential Building Permit Fees for One- and Two-family dwellings and Garage New Construction, Additions, Alterations, Remodels, Repairs and Other Improvements.

New building and detached garages	\$0.72 per sf under roof
Plus	
MEP trades (each)	\$105.00
Accessory storage building $\leq$ 200 sf	\$0.00
Accessory storage building $>$ 200 sf	\$0.54 per sf
Roof covering replacement	\$105.00
Additions	\$0.72 per sf area affected
Plus	
MEP trades (each)	\$105.00
Repairs and improvements (misc.)	\$105.00
Trades (each)	\$105.00

- (c) Other inspections and fees (hourly charge).

- (1) Inspections outside of normal business hours: \$60.00 per hour* (minimum charge - two hours). Subject to availability

- (2) Reinspection fees assessed under provisions of section **1.01.009**: \$50.00 per hour.*
- (3) Inspections for which no fee is specifically indicated: \$50.00 per hour* (minimum charge - one-half hour).
- (4) Additional plan review required by changes, additions or revisions to plans: \$60.00 per hour* (minimum charge - one-half hour).
- (5) For use of outside consultants for plan checking and inspections, or both: Actual costs.**

* Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

** Actual costs include administrative and overhead costs.

- (d) Building permit valuation. For other than residential new construction, additions, alterations, remodels, repairs and other improvements, the building permit fee charged to build a new building, to add on to an existing building, to remodel or to alter an existing building shall be based on the declared valuation of the proposed work. The building official may require the applicant to verify the declared value. The building permit fee shall be calculated based upon figures from table A3.001 – b- 2. For residential one- and two-family dwellings and garage new construction, additions, alterations, remodels, repairs and other improvements, permit fees shall be calculated based upon the figures from table 2-A.

(Ordinance O-05-19 adopted 10/1/19)

§ A3.003 Rental registration and inspection fees.

(a) Residential rental dwelling unit registration fees:

- (1) Registration fee (per rental unit): \$55.00.
- (2) Late registration fee (per rental unit): \$75.00.

(b) Residential property inspection fees:

- (1) Single-family and two-family rental units: \$50.00.
- (2) Multifamily rental units containing 3–25 dwelling units: \$75.00.
- (3) Multifamily rental units containing 26–100 dwelling units: \$90.00 base fee + a multi-unit fee of \$12.50 x (total number of rental units multiplied by \$0.30).
- (4) Multifamily rental units containing 101+ dwelling units: \$115.00 base fee + a multi-unit fee of \$12.50 x (total number of rental units multiplied by \$0.30).
- (5) Reinspection fee: \$75.00.

(Ordinance O-04-16 adopted 3/1/16)

ARTICLE A4.000 FOOD SERVICE FEES

§ A4.001 Food service fees.

- (a) Food service (annually or seasonally):

- (1) Any business engaged in the sale of consumables (except seasonal business): \$400.00.
 - (2) Snow cone/concession stand (season): \$50.00.
 - (3) Public school: \$0.00.
 - (4) City: \$0.00.
 - (5) Mobile food vendor: \$50.00
 - (6) Annual Health Inspection done by Dallas county. City CCollect the fee of \$210 (for two inspection per Year) according to the ILA between City of Glenn Heights and Dallas County
- *These fees do not include state-required health inspections. No annual or seasonal permit will be issued without a valid and current health inspection report and certificate.

(Ordinance O-13-11 adopted 9/19/11)

ARTICLE A5.000 UTILITIES

§ A5.001 **Water rates and charges.**

The monthly water rates to be charged and collected by the city from all customers within the city limits and in the city's certificate of convenience and necessity (CCN) obtaining city services for water shall be hereby fixed as follows:

	Within City Limits	Outside City Limits
Meter Charge		
3/4 inch or less	\$12.61	\$17.19
1 inch	\$31.53	\$42.97
1-1/2 inch	\$63.06	\$85.94
2 inch	\$100.89	\$137.50
3 inch	\$189.17	\$257.81
4 inch	\$315.25	\$429.75
Volumetric Charge per 1,000 gallons		
0–12,000	\$2.24	\$3.15

	Within City Limits	Outside City Limits
12,001– 18,000	\$2.80	\$3.94
Over 18,000	\$3.51	\$4.93

(Ordinance O-15-21 adopted 11/16/21)

§ A5.002 Wastewater rates and charges.

- (a) The monthly wastewater rates to be charged and collected by the city from all customers within the city limits or in the city's certificate of convenience and necessity (CCN) obtaining city services for wastewater shall be hereby fixed as follows:

	Within City Limits	Outside City Limits
--	--------------------------	---------------------------

**Meter
Charge**

3/4 inch or less	\$26.72	\$30.72
1 inch	\$66.79	\$76.81
1-1/2 inch	\$133.58	\$153.62
2 inch	\$213.73	\$245.79
3 inch	\$400.74	\$460.85
4 inch	\$668.00	\$768.00

**Volumetric
Charge Per
1,000
gallons**

0 and over	\$4.95	\$5.69
------------	--------	--------

- (b) The applicable wastewater service meter charge will be based upon the size of the customer's water meter.
- (c) Wastewater flow to be billed to each customer will be based upon said customer's water meter consumption reading during the applicable billing cycle.

(Ordinance O-20-10 adopted 9/7/10)

§ A5.003 Irrigation rates and charges.

The monthly irrigation rates to be charged and collected by the city from all customers obtaining city services

for irrigation water shall be hereby fixed as follows:

Meter Charge

3/4 inch	\$6.31
1 inch	\$15.76
1-1/2 inch	\$31.53
2 inch	\$50.44
3 inch	\$94.58
4 inch	\$157.75

Volumetric Charge Per 1,000 gallons

0–6,000	\$3.67
6,001–12,000	\$4.59
12,001–18,000	\$5.74
18,001 and over	\$7.17

(Ordinance O-20-10 adopted 9/7/10)

§ A5.004 Utility billing.

(a) Utility deposit:

- (1) Homeowner: \$100.00.
- (2) Renter: \$150.00.
- (3) Clean up deposit, one week (7 calendar days): \$30.00.
- (4) Clean up deposit, two weeks (14 calendar days): \$60.00.

(b) Late fee: \$25.00 or 15% of total due, whichever is greater.

(c) Reconnection for nonpayment: \$35.00.

(d) ~~Reconnection after 5:00 p.m.: \$70.00.~~

(e) Meter pull: \$150.00.

(f) Meter reset: \$50.00.

(g) Irrigation meter removal (customer): \$35.00.

(h) Irrigation meter reinstall (customer): \$50.00.

(i) Irrigation meter lock-out (noncompliance): \$50.00.

- (j) Leak check: \$35.00.
- (k) Test meter: \$35.00 plus cost of test.
- (l) Re-read meter (after first re-read): \$35.00.
- (m) Temporary meter: \$50.00 for processing and setting meter for up to 48 hours plus water use.
- (n) Transfer service: \$35.00 for processing and field work.

*All monthly water, sewer and solid waste rates are adopted by separate city ordinance.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-14-22 adopted 11/22/2022)

§ A5.005 Tap fees.

- (a) As of October 1st 2023 City of Glenn Heights will not do any water and sewer tap and it is up the general contracto to do the tap and request for inspection in advance, In specific cases The director of Public works reserve the right to determine that the tap shall be done by our Public works staff and the fees for these taps are as following:

(1) Water tap fee:

5/8"-3/4"	\$900.00
1"	\$975.00
1-1/4"-1-1/2"	\$1100.00
2"	Actual cost plus \$500.00
Over 2"	Actual cost plus \$600.00

*Installation means connection of meter where a service is existing.

(2) Sewer tap fee:

3"	\$500.00
4"	\$600.00
6" or larger	\$700.00

*Additional costs may be added to the tap fee depending on construction required.

(B) Additional cost above tap fee:

- (1) Street cuts and/or road bores: Actual cost plus \$100.00 admin.
- (2) All taps exceeding 4' depth: Actual cost plus \$100.00 admin.

(Ordinance O-13-11 adopted 9/19/11)

§ A5.006 **Backflow device inspection.**

Installation or replacement: \$25.00.

(Ordinance O-13-11 adopted 9/19/11)

§ A5.007 **Solid waste collection.**

Actual cost plus 10% per contract.

(Ordinance O-13-11 adopted 9/19/11)

§ A5.008 **Smart water meter fees.**

The smart water meter fee shall be based upon the size and type of the smart water meter as follows:

Size	Type	Price
3/4" x 5/8"	ALD	\$363.00
3/4" x 5/8"	AMI	\$264.00
1" x 1"	ALD	\$489.50
1-1/2" x 1-1/2"	AMI	\$737.00
2" x 2"	ALD	\$1,072.50
3" x 3"	AMI	\$2,420.00
4" x 4"	AMI	\$3,520.00

(Ordinance O-08-21 adopted 8/3/21)

ARTICLE A6.000 CODE ENFORCEMENT

§ A6.001 **Code enforcement.**

(a) Code violation abatement admin. fee: \$250.00.

(b) Code violation abatement: Actual costs.

(c) Substandard/dangerous structure: 20% of value of property but not less than \$250.00.

*Non-collection by the city of these costs and fees shall result in interest at the rate of 10% and filing a lien against the property. Also, the city reserves the right to take appropriate steps to foreclose on the lien as provided by law.

(d) Peddler/solicitor: \$25.00 per solicitor per occurrence.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16; Ordinance O-14-22 adopted 11/22/2022)

ARTICLE A7.000 COIN-OPERATED MACHINES

§ A7.001 **Coin-operated machines.**

- (a) Coin-operated machine operator (annually): \$250.00.
- (b) Machines each (annually): \$15.00.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16)

ARTICLE A8.000 ANIMAL CONTROL

§ A8.001 **Animal control.**

- (a) Animal registration fee:
 - (1) Spayed or neutered animal: \$10.00.
 - (2) Intact animal: \$50.00.
- (b) Dangerous dog registration fee: \$200.00.
- (c) Owner surrender fee:
 - (1) Adult animal: \$50.00.
 - (2) Litter (under 12 wks with mother): \$10.00 plus \$50.00 for mother.
 - (3) Litter without mother: \$10.00 per puppy
- (d) Impounded domestic animal:
 - (1) First impound within one year: \$40.00.
 - (2) Second impound within one year: \$50.00.
 - (3) Third impound within one year: \$75.00.
 - (4) Fourth impound within one year: \$85.00.
 - (5) Additional impound within one year: \$100.00.
- (e) Daily boarding charge:
 - (1) Not quarantined: \$15.00 or cost plus 20%, whichever is greater.
 - (2) Quarantined: \$20.00 or cost plus 20%, whichever is greater.
- (f) Impounded livestock: \$35.00 plus boarding of third party.

*Boarding will be handled and paid directly by the third party. Owner will still owe the city impound fee.

- (g) Identification tag: \$10.00.
- (h) Wild or exotic animal permit: \$200.00.
- (i) Pickup and disposal of dead animal: \$50.00.
- (j) Residential breeder/foster license: \$35.00.
- (k) Euthanasia, shipping and testing sample: \$110.00.
- (l) Rabies vaccination: N/A.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16; Ordinance O-14-22 adopted 11/22/2022)

ARTICLE A9.000 CITY SECRETARY

§ A9.001 Business-related fees.

- (a) Licensing inspection (Ord. O-04-09): \$475.00.
- (b) License renewal (Ord. O-04-09) (initial and renewal): 1/2 TABC licensing and renewal fee.
- (c) Filing fee (county): Actual cost plus \$60.00 per hour.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16)

ARTICLE A10.000 MISCELLANEOUS FEES

§ A10.001 Credit card service charge and returned check fee.

Relevant to all departments:

- (1) Convenience fee (use of credit card): No charge unless it is a pass-through to a third-party collection agency.
- (2) Service charge (denied credit card transaction): \$35.00.
- (3) Returned check fee: \$35.00.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16; Ordinance O-14-22 adopted 11/22/2022)

§ A10.002 Garage sales.

Garage sale: \$5.00.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16)

ARTICLE A11.000 MUNICIPAL COURT

§ A11.001 Warrant fee.

As adopted in the Code of Criminal Procedure.

ARTICLE A12.000 PARKS AND RECREATION

§ A12.001 **Parks and recreation.**

(a) Park pavilion rental:

- (1) Resident: \$15.00 hr - 2 hr minimum.
- (2) Nonresident: \$30.00 hr - 2 hr minimum.

(b) Ballfield rental:

- (1) Resident: \$25.00 hr - 2 hr minimum.
- (2) Nonresident: \$35.00 hr - 2 hr minimum.

(c) Community center membership fees effective one week after initial opening of community center (entry/use of community center during first week after initial opening shall be without charge/fee):

- (1) Monthly membership resident senior (age 55+), active military, or veteran: \$15.00.
- (2) Monthly Membership nonresident senior (age 55+), active military, or veteran: \$30.00
- (3) Monthly membership single adult – resident: \$20.00.
- (4) Monthly membership – single adult nonresident: \$40.00.
- (5) Monthly membership family – resident: \$40.00.
- (6) Monthly membership family – nonresident: \$80.00.
- (7) Annual membership resident senior (age 55+), active military, or veteran: \$150.00
- (8) Annual membership nonresident senior (age 55+), active military, or veteran: \$300.00
- (9) Annual membership single adult – resident: \$200.00.
- (10) Annual membership single adult – nonresident: \$400.00.
- (11) Annual membership family – resident: \$400.00.
- (12) Annual membership family – nonresident: \$800.00.
- (13) Youth room fee: \$3.00.

For purposes of this subsection (c), 'family' means persons who live in the same household and who are related by blood or marriage, such that they may be claimed as a spouse, domestic partner, or dependent.

(d) Community center daily use fee effective one week after initial opening of community center (entry/use of community center during first week after initial opening shall be without charge/fee):

- (1) Youth (age 5–15) or adult (age 16 and older) – resident: \$5.00.

- (2) Adult (16 years and older) – nonresident: \$10.00.
- (e) Parks and recreation facility rentals:
- (1) Family center: 1932 S. Hampton Rd. rental block includes set-up time:
- A. Deposit - (resident/nonresident): \$150.00.
 - B. Set-up fee (optional): \$100.00.
 - C. Rental – 2 hours (resident): \$150.00.
 - D. Rental – 2 hours (nonresident): \$250.00.
 - E. Hourly rental (resident): \$75.00/hour.
 - F. Hourly rental (nonresident): \$125.00/hour.
 - G. Kitchen rental (resident/nonresident): \$30.00 flat fee.
 - H. Audio/video usage (resident/nonresident): \$30.00 flat fee.
- (2) Community center banquet room (rooms A and B): 1938 S. Hampton Rd.:
- A. Deposit - (resident/nonresident): \$250.00.
 - B. Set-up fee (optional): \$100.00.
 - C. Rooms A and B -4 hours (resident) (capacity 150): \$600.00.
 - D. Rooms A and B - 4 hours (nonresident): \$700.00.
 - E. Each additional hour (resident): \$150.00/hour.
 - F. Each additional hour (nonresident): \$175.00/hour.
 - G. Kitchen rental (resident/nonresident): \$75.00 flat fee.
 - H. Audio/video usage (resident/nonresident): \$30.00 flat fee.
 - I. 5-ft. linen tablecloths: \$10.00 each.
 - J. 18X18 Dance Floor rental (resident/nonresident) \$400.00
 - K. LED Uplighting (resident/nonresident) \$30.00
- (3) Room A – Community center banquet room:
- A. Deposit - (resident/nonresident): \$250.00.
 - B. Room A – 2 hours (resident): \$200.00.
 - C. Room A – 2 hours (nonresident): \$250.00.
 - D. Each additional hour (resident): \$100.00/hour.

- E. Each additional hour (nonresident): \$125.00/hour.
- F. Kitchen rental (resident/nonresident): \$75.00 flat fee.
- G. Audio/video usage (resident/nonresident): \$30.00 flat fee.
- H. 5-ft. linen tablecloths: \$10.00 each.

(4) Room B – Community center banquet room:

- A. Deposit - (resident/nonresident): \$250.00.
- B. Room B – 2 hours (resident): \$100.00.
- C. Room B– 2 hours (nonresident): \$150.00.
- D. Each additional hour (resident): \$50.00/hour.
- E. Each additional hour (nonresident): \$75.00/hour.
- F. Audio/video usage (resident/nonresident): \$30.00 flat fee.
- G. 5-ft. linen tablecloths: \$10.00 each.

(5) Community center gymnasium (available for rental for training or practice for basketball, pickleball, or volleyball):

- A. Deposit - (resident/nonresident): \$250.00.
- B. Half court rental (resident): \$50.00/hour.
- C. Half court rental (nonresident): \$60.00/hour.
- D. Full court rental (resident): \$100.00/hour.
- E. Full court rental (nonresident): \$120.00/hour.
- F. Recreation programs:
 - (1) Individual recreation classes - range from \$5.00–\$50.00 per class/day.
 - (2) Recreation programs (recreation programs will vary by week or by month) - range from \$20.00–\$200.00 per week/month/session.
 - (3) Recreation team sports – range from \$100.00–\$500.00 per team/season.

(6) Youth Room Rental (max capacity 25)

- A. Deposit – (resident/nonresident) \$50.00
- B. Set up fee (optional): \$20.00
- C. Youth Room – 2 hours (resident): \$50.00
- D. Youth Room – 2 hours (nonresident): \$60.00

- E. Each additional hour (resident): \$25.00
- F. Each additional hour (nonresident): \$30.00
- G. Projector Fee (resident/nonresident): \$10.00

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16; Ordinance O-14-22 adopted 11/22/2022)

ARTICLE A13.000 POLICE DEPARTMENT

§ A13.001 **Police Department.**

- (a) Sexually oriented business (annually): \$2,500.00.
- (b) Dance hall (annually): \$1,000.00.
- Late hour: \$1,000.00.
- (c) Peddler/solicitor: \$25.00 per solicitor per occurrence.
- (d) Alarm registration fee (biennial, no transfer):
 - (1) Residential permit: \$35.00.
 - (2) Business: \$100.00.
- (e) False alarm fees (per occurrence after fifth false alarm within 12 months):
 - (1) Residential: \$50.00.
 - (2) Business: \$100.00.
 - (3) False robbery alarm notification: \$50.00.
- (f) Alarm company service fee (for incorrect permit number relayed):: \$50.00.
- (g) Response to false alarm (for person excluded from receiving an alarm signal pursuant to section **4.08.011** of chapter 4): \$150.00.
- (h) Noise ordinance relief permit: \$30.00.

(Ordinance O-13-11 adopted 9/19/11; Ordinance O-02-16 adopted 1/11/16)

ARTICLE A14.000 FIRE DEPARTMENT

§ A14.001 **Annual inspection fees.**

Commercial < 5,000 sq. ft	\$25.00
Charge for additional inspections	\$50.00

Commercial > 5,000 sq. ft	\$50.00
Charge for additional inspections	\$50.00
High rise structure mixed use	\$1,000.00
New construction of all hotels or SRO facilities with exterior corridor rooms only.	\$2,000.00
New construction of all hotels or SRO facilities with exterior and interior corridor rooms only.	\$3,000.00
New construction of all hotels or SRO facilities with interior corridor rooms and places of assembly, such as restaurants, lounge, banquet facilities and so on.	\$4,000.00
Public schools K–12	\$25.00/hr
Licensed day-care	\$75.00/hr
Foster home	\$50.00
Licensed nursing home	\$200.00
Fire watch/standby	\$50.00/hr
Special event site inspection	\$25.00

(Ordinance O-03-17, sec. 1, adopted 3/21/17)

§ A14.002 Ambulance service.

(a) Advanced life support I:

(1) Resident: \$780.00.

(2) Nonresident: \$855.00.

(b) Advanced life support II:

(1) Resident: \$825.00.

(2) Nonresident: \$900.00.

(c) Basic life support:

(1) Resident: \$712.00.

(2) Nonresident: \$787.00.

(d) Treatment/no transport: \$175.00.

(e) Emergency “loaded” mileage/mile: \$15.00.

(f) Oxygen, administration and supplies/hour: \$119.00.

(g) I.V. administration, drug therapy, equipment and supplies/hour: \$119.00.

(h) *Definitions:

ALS1 (advanced life support).

Paramedic skills available but no advanced skills used.

ALS2 (advanced life support).

Paramedic skills available and advanced skills used.

Basic life support emergency services.

Paramedic skills are not available. Care provided by basic level emergency medical technician.

Mileage.

From the scene to final destination of delivery.

Nonresident.

Not a resident of the City of Glenn Heights.

Resident.

A resident of the City of Glenn Heights.

*Any resident or nonresident delivered to a location for helicopter transportation shall be charged the fees accumulated as if delivered to a medical facility. This cost is in addition to those accrued for the helicopter transport.

The ambulance service charges set forth herein may be adjusted by the city manager or designee to reflect changes in the cost of supplies and/or equipment and to add new items that have been added to medical protocol.

(Ordinance O-13-11 adopted 9/19/11)

§ A14.003 Plan review and acceptance testing fees.

Plan review <10,000 sq. ft	\$150.00
Plan review > 10,000 sq. ft	\$200.00
Underground fire main hydro	\$50.00
Fire alarm acceptance testing	\$25.00/hr
Fire protection sprinkler acceptance testing	\$25.00/hr
Hydrant flow test	\$50.00

(Ordinance O-03-17, sec. 2–4, adopted 3/21/17)

§ A14.004 EMS fees.

(a) CPR class: \$50.00.

(b) First-aid class: \$50.00.

(Ordinance O-03-17, sec. 2–4, adopted 3/21/17)

§ A14.005 **Report fees.**

(a) Copy of EMS report: \$10.00.

(b) Copy of fire report: \$10.00.

(Ordinance O-03-17, sec. 2–4, adopted 3/21/17)

DRAFT

EXECUTIVE SESSION