



**NOTICE AND AGENDA
CITY COUNCIL
TUESDAY, JUNE 1, 2021 7:00 PM
REGULAR CITY COUNCIL MEETING**

Notice is hereby given that the City of Glenn Heights City Council will hold a Regular City Council Meeting on Tuesday, June 1, 2021, beginning at 7:00 P.M. in the City Hall, City Council Chambers, located at 1938 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.

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

- Flag Day, June 14, 2021, and National Flag Week, June 14-20, 2021

STAFF INTRODUCTIONS – Jaynice Porter-Brathwaite, Human Resources Director

CONSENT AGENDA

1. Discuss and take action to approve the City Council Meeting Minutes of the May 18, 2021, Regular Called City Council Meeting. (Brandi Brown, City Secretary)

AGENDA

1. Public hearing to receive testimony concerning Ordinance O-06-21, an Ordinance of the City Council of the City of Glenn Heights, Texas amending the Code of Ordinances of the City of Glenn Heights, Chapter 14 "Zoning", Exhibit A "Zoning Ordinance", Article XVIII "Temporary Uses and Permits" at Section XVIII.1.2 "Asphalt or Concrete Batching Plant" by amending Subpart B thereof; providing a repealing clause, providing a severability clause, and providing an

effective date. (Miamauuni Hines, Planner)

2. Discuss and first reading of Ordinance O-06-21, an Ordinance of the City Council of the City of Glenn Heights, Texas amending the Code of Ordinances of the City of Glenn Heights, Chapter 14 "Zoning", Exhibit A "Zoning Ordinance", Article XVIII "Temporary Uses and Permits" at Section XVIII.1.2 "Asphalt or Concrete Batching Plant" by amending Subpart B thereof; providing a repealing clause, providing a severability clause, and providing an effective date. (Miamauuni Hines, Planner)
3. Discuss and take action on Resolution R-15-21, a Resolution of the City Council of the City of Glenn Heights, Texas, finding that Oncor Electric Delivery Company LLC's Application for approval to amend its distribution cost recovery factor to increase distribution rates within the city should be denied; authorizing participation with OCSC; authorizing the hiring of legal counsel and consulting services; 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; and requiring notice of this Resolution to the company and legal counsel. (Nery Pena, Financial Analyst)
4. Discuss and take action on Resolution R-16-21, a Resolution of the City Council of the City of Glenn Heights, Texas, terminating the suspension of late fees imposed on residents as the result of late payments of all utility bills and reinstating the imposition of late fees as of June 1, 2021; providing for the repeal of any and all Resolutions in conflict; providing for severability clause; and providing an effective date. (Nery Pena, Financial Analyst)
5. Discuss and take action on Resolution R-17-21, a Resolution of the City Council of the City of Glenn Heights, Texas, terminating the City's temporary policy and program providing COVID-19 Hazard Assignment Pay established under Resolution R-10-20, for certain employment positions within the City; and providing for an effective date. (Jaynice Porter-Brathwaite, Human Resources Director)
6. Discussion regarding the Guardian Program. (Lucas Benson, Interim Chief of Police)

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 South Hampton Road, Glenn Heights, Texas, 75154, by 5:00 P.M. on Friday,

May 28,2021.

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

Flag Day and National Flag Week, 2021

WHEREAS, on Flag Day and during National Flag Week, we celebrate and honor our Nation's lasting emblem, our great American flag. Since the Second Continental Congress adopted its design more than 200 years ago, the Stars and Stripes has been a powerful symbol of freedom, hope, and opportunity. We fly Old Glory from government buildings, schools, City Halls, police and fire stations, stores, offices, and our front porches. Wherever Americans are gathered – sporting events, places of worship, parades, and rallies – our flag waves proudly, representing the enduring spirit of our country; and

WHEREAS, the American flag helps us to never forget the values of our Republic, and the valor of the men and women in uniform who have defended it. When we look at the red, white, and blue, we are filled with the same spirit of patriotism that stirred Francis Scott Key to pen the “Star Spangled Banner” during the bombardment of Fort McHenry in 1812. We are prompted to reflect with pride on the purity and righteousness of our cause – the same pride that swelled in the hearts of our soldiers as they took the beaches of Normandy, and as they raised the flag on Iwo Jima. And we are strengthened in our resolve to pursue justice and safeguard the rule of law, so that freedom can march on; and

WHEREAS, let us recommit ourselves to the principles upon which our country was founded. With grateful hearts, let us reflect upon the price of freedom, and the brave souls who gave their last full measure to preserve it. As we raise our flag, as we stand and salute or place our hands over our hearts, let us renew our sacred pledge that we will forever remain “one Nation under God, indivisible, with liberty and justice for all.”

NOW, THEREFORE, I, Harry A. Garrett, Mayor of the City of Glenn Heights, Texas, do hereby proclaim June 14, 2021, as **Flag Day**, and the week of June 14-20, 2021, as **National Flag Week**. I encourage all citizens to observe Flag Day and National Flag Week by displaying the flag, and to recognize this period as a time to honor America, and to celebrate our heritage in public gatherings and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this first day of June in the year of our Lord two thousand twenty-one.

Harry A. Garrett, Mayor
Glenn Heights, Dallas County, Texas



AGENDA SUMMARY SHEET

June 1, 2021

CONSENT AGENDA, ITEM 1

Discuss and take action to approve the City Council Meeting Minutes of the May 18, 2021, Regular Called City Council Meeting. (Brandi Brown, City Secretary)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	

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

MAY 18, 2021

STATE OF TEXAS *

COUNTIES OF DALLAS AND ELLIS *

CITY OF GLENN HEIGHTS *

On the 18th day of May 2021, the City Council of the City of Glenn Heights, Texas, met in a Regular Called City Council Meeting via telephone and video conference with the following members present:

CITY COUNCIL:

Harry A. Garrett	*	Mayor
Sonja A. Brown	*	Mayor Pro Tem
Emma Ipaye	*	Council Member
Travis Bruton	*	Council Member
Alisha M. Brown	*	Council Member
Shaunte L. Allen	*	Council Member
Machanta Newson	*	Council Member

STAFF:

David Hall	*	City Manager
Michael Rogers	*	Deputy City Manager
Lucas Benson	*	Interim Chief of Police
Brandi Brown	*	City Secretary
Marlon Goff	*	Planning and Development Director
Byron Hardy	*	IT Administrator
Keith Moore	*	Fire Chief
Nery Pena	*	Financial Analyst

CONSULTANT:

Victoria Thomas	*	City Attorney's Office
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CALL TO ORDER

Mayor Harry A. Garrett called the City Council Meeting to order at 7:05 P.M., with a quorum of the City Council present.

INVOCATION

Bishop Aaron Blake, Sr., Harvest Family Life Ministries, delivered the Invocation.

PLEDGE OF ALLEGIANCE

Mayor Harry A. Garrett led the assembly in the Pledge of Allegiance.

PUBLIC COMMENT

There were no Public Comments made.

PRESENTATIONS

Mayor Harry A. Garrett made the following Presentations:

- Certificate of Election, Travis Bruton, Council Member, Place 3
- Certificate of Election, Alisha M. Brown, Council Member, Place 4

RECOGNITIONS AND AWARDS

Lucas Benson, Interim Chief of Police, and Keith Moore, Fire Chief, presented the following awards:

Life Saving Award

- Officer Russell Lloyd
- Captain Chad Moore
- Firefighter Nicholas Williams
- Firefighter Russell Stockwell
- Firefighter Ryan Bysak

Life Saving Award

- Captain Chad Moore
- Firefighter Nicholas Williams
- Firefighter Russell Stockwell
- Firefighter Justin Graham

20-Year Award

- Captain Chad Moore

PROCLAMATIONS

Mayor Harry A. Garrett read the following Proclamations:

- Memorial Day, May 31, 2021
- High School Senior Recognition Month, May 2021
- National Mental Health Awareness Month, May 2021
- National Stroke Awareness Month, May 2021

CONSENT AGENDA

1. Discuss and take action to approve the City Council Meeting Minutes of the May 4, 2021, Regular Called City Council Meeting. (Brandi Brown, City Secretary)

Mayor Pro Tem Sonja A. Brown made a motion to confirm Consent Agenda Item 1. Council Member Travis Bruton made the second. The motion carried with the following vote:

VOTE 7 Ayes – Garrett, S. Brown, Ipaye, Bruton, A. Brown, Allen, and Newson

AGENDA

1. April 2021 Financial Report.

Nery Pena, Financial Analyst, completed a presentation regarding the City's revenues, expenditures, and fund balances through April 2021. Mrs. Pena and David Hall, City Manager, answered Council's questions related to the current status of the City's audit, the general fund balance, and paid overtime. Mr. Hall also confirmed that the year 2019 could be included in historical data presented to Council.

2. Update on Interlocal Agreement between County of Ellis, Texas and City of Glenn Heights, Texas, for the purpose of reconstructing roads in Ellis County, with services to be performed by Ellis County Road and Bridge, Precinct 4.

David Hall, City Manager, introduced this item and completed a presentation regarding previous Council action on April 6, 2021, the updated scope of work, and the cost of the services to be rendered. He also discussed current City road conditions and provided an aerial view of the project. Mr. Hall answered Council's questions related to the timeline of repairing roadways not listed in the presentation or in certain communities or subdivisions, if alleys would be repaired, if the City is aware of what alleys that must be maintained by Glenn Heights, when additional roadways will be added to the Road Condition Assessment Report, and processes and procedures used to repair roadways.

3. Discuss and take action on Resolution R-14-21, a Resolution of the City Council of the City of Glenn Heights, Texas, approving the terms and conditions of a Dallas County Capital Improvement Program Project Specific Agreement between the City of Glenn Heights and Dallas County for design and/or construction of transportation improvements to Bear Creek Road MCIP Project 32503 and Hampton Road MCIP Project 32502 made pursuant to the Master Agreement Governing Major Capital Transportation Improvement Projects; authorizing its execution by the City Manager; and providing an effective date.

Michael Rogers, Deputy City Manager, introduced this item and completed a presentation regarding the existing two-lane cross-section, a proposed four-lane median divided cross-section, the project timeline, and project costs. Mr. Rogers and David Hall, City Manager, answered Council's questions related to project costs, design aspects, scoping documents provided to Council, the project timeline, the accuracy of the rendering shown during the presentation, and the status of the previous Hampton Sidewalk Project. Mr. Rogers also confirmed that Council and residents would have the opportunity to provide suggestions at a later date.

Mayor Pro Tem Sonja A. Brown made a motion to approve Resolution R-14-21, a Resolution of the City Council of the City of Glenn Heights, Texas, approving the terms

and conditions of a Dallas County Capital Improvement Program Project Specific Agreement between the City of Glenn Heights and Dallas County for design and/or construction of transportation improvements to Bear Creek Road MCIP Project 32503 and Hampton Road MCIP Project 32502 made pursuant to the Master Agreement Governing Major Capital Transportation Improvement Projects; authorizing its execution by the City Manager; and providing an effective date. Council Member Shaunte L. Allen made the second. The motion carried with the following vote:

VOTE 7 Ayes – Garrett, S. Brown, Ipaye, Bruton, A. Brown, Allen, and Newson

EXECUTIVE SESSION

1. The City Council shall convene into Executive Session:

- A. pursuant to Government Code, Section 551.074, Personnel Matters, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: City Manager.

Council Member Travis Bruton made a motion to convene into Executive Session. Council Member Machanta Newson made the second. The motion carried with the following vote:

VOTE 7 Ayes – Garrett, S. Brown, Ipaye, Bruton, A. Brown, Allen, and Newson

City Council convened into Executive Session at 8:13 P.M.

2. The City Council shall reconvene into Open Session and take any action arising from Executive Session:

- A. pursuant to Government Code, Section 551.074, Personnel Matters, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: City Manager.

Council Member Travis Bruton made a motion to reconvene into Open Session. Mayor Pro Tem Sonja A. Brown made the second. The motion carried with the following vote:

VOTE 7 Ayes – Garrett, S. Brown, Ipaye, Bruton, A. Brown, Allen, and Newson

City Council reconvened into Open Session at 9:07 P.M.

Mayor Harry A. Garrett announced no action had been taken during Executive Session.

ADJOURNMENT

Council Member Travis Bruton made a motion to adjourn. Mayor Pro Tem Sonja A. Brown made the second. The motion carried with the following vote:

VOTE 7 Ayes – Garrett, S. Brown, Ipaye, Bruton, A. Brown, Allen, and Newson

Mayor Harry A. Garrett adjourned the meeting at 9:07 P.M.

Harry A. Garrett, Mayor

Attest:

Brandi Brown, City Secretary
Passed and approved on the 1st day of June 2021



AGENDA SUMMARY SHEET

June 1, 2021

AGENDA, ITEM 1

Public hearing to receive testimony concerning Ordinance O-06-21, an Ordinance of the City Council of the City of Glenn Heights, Texas amending the Code of Ordinances of the City of Glenn Heights, Chapter 14 "Zoning", Exhibit A "Zoning Ordinance", Article XVIII "Temporary Uses and Permits" at Section XVIII.1.2 "Asphalt or Concrete Batching Plant" by amending Subpart B thereof; providing a repealing clause, providing a severability clause, and providing an effective date. (Miamauni Hines, Planner)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	



AGENDA SUMMARY SHEET

June 1, 2021

AGENDA, ITEM 2

Discuss and first reading of Ordinance O-06-21, an Ordinance of the City Council of the City of Glenn Heights, Texas amending the Code of Ordinances of the City of Glenn Heights, Chapter 14 "Zoning", Exhibit A "Zoning Ordinance", Article XVIII "Temporary Uses and Permits" at Section XVIII.1.2 "Asphalt or Concrete Batching Plant" by amending Subpart B thereof; providing a repealing clause, providing a severability clause, and providing an effective date. (Miamouni Hines, Planner)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	



CITY OF GLENN HEIGHTS

CITY COUNCIL REPORT

Date: June 1, 2021

SUBJECT

The City Council will discuss a proposed amendment to the Zoning Ordinance requirements regarding the minimum distance a temporary concrete batch plant can be placed relative to an inhabited residence.

DISCUSSION / BACKGROUND

Under the current Temporary Use Permit requirements in the City's Zoning Ordinance, all applicants are prohibited from establishing a temporary concrete batch plant closer than one-thousand feet (1,000') to an inhabited residence unless otherwise approved by the City Council. Adherence to this restriction becomes difficult once early phases of residential construction are complete. The geographic limitations for latter phases often leave applicants with the option of either hauling heavy ready-mix cement trucks or formally requesting a variance from the City Council. These alternatives are often costly and time consuming for both the City and the developer. As part of the analysis for this proposed amendment, staff has conducted research and surveying of the surrounding cities in the Best Southwest region and found that the requirements for Glenn Heights are by far the most stringent.

Entity	Temporary Batch Plant Requirement
Texas Commission on Environmental Quality (TCEQ)	Minimum 100' from a property line
DeSoto	Minimum 300' from nearest occupied residence
Red Oak	Minimum 300' from nearest occupied residence
Cedar Hill	Minimum 100' from a developed lot zoned residential
Lancaster	Minimum 500' from nearest residential property
Glenn Heights	Minimum 1,000' from nearest occupied residence

The proposed amendment would decrease this requirement from a minimum of one-thousand feet (1,000') to a minimum of five-hundred feet (500'). In addition to the environmental pollution reduction measures and operating standards enforced by TCEQ, City Staff believes that the five-hundred-foot (500') buffer would provide

separation between these temporary plants and any inhabitant residences consistent with the industry standards for cities in our region.

PRIOR COUNCIL OR BOARD ACTION

On April 12, 2021, the Planning and Zoning Commission recommended approval of the proposed amendment.

PUBLIC CONTACT

Notice was published in a local newspaper on May 16, 2021 as required by state law and the City of Glenn Heights Comprehensive Zoning Ordinance. A public hearing was held on April 12, 2021 as part of the Planning and Zoning Commission meeting.

FINANCIAL IMPACT

Not applicable.

RECOMMENDATION / ALTERNATIVES

Staff recommends approval of the proposed changes to Chapter 14 “Zoning”, Exhibit A “Zoning Ordinance” of the City’s Code of Ordinances.

ATTACHMENTS

1. Ordinance O-06-21

PREPARED BY

Miamauni Hines, City Planner

REVIEWED BY

Marlon Goff, Director of Planning and Development Services

ORDINANCE O-06-21

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS AMENDING THE CODE OF ORDINANCES OF THE CITY OF GLENN HEIGHTS, CHAPTER 14 “ZONING”, EXHIBIT A “ZONING ORDINANCE”, ARTICLE XVIII “TEMPORARY USES AND PERMITS”, AT SECTION XVIII.1.2 “ASPHALT OR CONCRETE BATCHING PLANT” BY AMENDING SUBPART B THEREOF; PROVIDING A REPEALING CLAUSE, PROVIDING A SEVERABILITY CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City desires to amend its Zoning Ordinance regarding certain restrictions temporary asphalt or concrete batching plants; and

WHEREAS, after public notice and public hearing, the Planning and Zoning Commission of the City of Glenn Heights, Texas, has recommended the amendment of the Code Of Ordinances of the City of Glenn Heights, Chapter 14, “Zoning”, Exhibit A “Zoning Ordinance”, Article XVIII “Temporary Uses and Permits”, at Section XVIII.1.2 “Asphalt or Concrete Batching Plant” amending Subpart B thereof; and

WHEREAS, the City Council of the City of Glenn Heights, Texas, after public notice and public hearing, has determined it is in the public’s best interest and in furtherance of the health, safety, morals and general welfare of the citizens of the City of Glenn Heights that the Code of Ordinances be amended as described recommended by the Planning and Zoning Commission and as set forth herein;

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

SECTION 1. The Code of Ordinances of the City of Glenn Heights, Chapter 14, “Zoning”, Exhibit A “Zoning Ordinance”, Article XVIII “Temporary Uses and Permits”, Section XVIII.1.2 “Asphalt or Concrete Batching Plant” is hereby amended to read as follows:

“Chapter 14. Zoning

...

Exhibit A. Zoning Ordinance

...

Article XVIII Temporary Uses and Permits

...

Section XVIII.1.2 Asphalt or Concrete Batching Plant

...

B. The batch plant shall not be located within five hundred feet (500') of an inhabited residence.

...."

SECTION 2. All ordinances, orders or resolutions heretofore passed and adopted by the City Council of the City of Glenn Heights, Texas, are hereby repealed to the extent that said ordinances, orders, or resolutions, or parts thereof, are in conflict herewith.

SECTION 3. If any section, article, paragraph, sentence clause, phrase or word in this ordinance or application thereto any person or circumstances is held invalid or unconstitutional by court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 4. This Ordinance shall become effective immediately upon its passage and adoption.

ADOPTED AND APPROVED the ____ day of _____ 2021.

Harry A. Garrett, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney
(032921vwtTM121473)



AGENDA SUMMARY SHEET

June 1, 2021

AGENDA, ITEM 3

Discuss and take action on Resolution R-15-21, a Resolution of the City Council of the City of Glenn Heights, Texas, finding that Oncor Electric Delivery Company LLC's Application for approval to amend its distribution cost recovery factor to increase distribution rates within the city should be denied; authorizing participation with OCSC; authorizing the hiring of legal counsel and consulting services; 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; and requiring notice of this Resolution to the company and legal counsel. (Nery Pena, Financial Analyst)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	



CITY OF GLENN HEIGHTS

CITY COUNCIL REPORT

Date: June 1, 2021

SUBJECT

Discuss and take action on Resolution R-15-21, denying Oncor Electric Company's request for a rate increase. The Resolution authorizes the City's participation in the Oncor Cities Steering Committee, authorizes the hiring of legal counsel, and finds that the rate case costs will be reimbursed by Oncor.

DISCUSSION / BACKGROUND

The City is an electric utility customer of Oncor Electric Delivery Company LLC ("Oncor" or "Company"). The Oncor Cities Steering Committee ("OCSC") is a coalition of similarly situated cities served by Oncor that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in Oncor's service area in matters before the Public Utility Commission ("PUC" or "Commission") and the courts.

The Resolution authorizes the City to join with OCSC to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement, to pursue, by doing the following:

- Authorizing the City to participate with OCSC as a party in the Company's DCRF filing in PUC Docket No. 51996.
- Authorizing the hiring of Lloyd Gosselink and consultants to review the filing, negotiate with the Company, and make recommendations to the City regarding reasonable rates. It also authorizes OCSC to direct any necessary administrative proceedings or court litigation associated with an appeal of this application filed with the Commission.
- Finding that the Company's application is unreasonable and should be denied.
- Stating that the Company's current rates shall not be changed.
- Stating that the Company will reimburse OCSC for its reasonable rate case expenses, and that legal counsel and consultants approved by OCSC will submit monthly invoices that will be forwarded to Oncor for reimbursement.
- Confirming the Resolution was passed at a meeting that was open to the public and that the consideration of the Resolution was properly noticed.
- Stating that Oncor and counsel for OCSC will be notified of the City's action by sending a copy of the approved and signed resolution to counsel.

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

Not applicable.

FINANCIAL IMPACT

On April 8, 2021, Oncor filed an Application to Amend its Distribution Cost Recovery Factor ("DCRF") with each of the cities retaining original jurisdiction and with the Commission in Docket No. 51996. In the filing, the Company sought to increase distribution rates by \$97.8 million annually.

RECOMMENDATION / ALTERNATIVES

Staff recommends approval of Resolution R-15-21, a Resolution of the City Council of the City of Glenn Heights, Texas, finding that Oncor Electric Delivery Company LLC's application for approval to amend its distribution cost recovery factor to increase distribution rates within the City should be denied.

ATTACHMENTS

1. Resolution R-15-21

PREPARED BY

Phill Conner, Finance Director

REVIEWED BY

Marlon Goff, Director of Planning and Development Services

RESOLUTION NO. R-15-21

A RESOLUTION OF THE CITY OF GLENN HEIGHTS, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC’S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH OCSC; AUTHORIZING THE HIRING OF LEGAL COUNSEL AND CONSULTING SERVICES; 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.

WHEREAS, the City of Glenn Heights, Texas (“City”) is an electric utility customer of Oncor Electric Delivery Company LLC (“Oncor” or “Company”) with an interest in the rates and charges of Oncor; and

WHEREAS, the Steering Committee of Cities Served by Oncor (“OCSC”) is a coalition of similarly situated cities served by Oncor that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in Oncor’s service area in matters before the Public Utility Commission (“Commission”) and the courts; and

WHEREAS, on or about April 8, 2021, Oncor filed with the Commission an Application for Approval to Amend its Distribution Cost Recovery Factor (“DCRF”), Commission Docket No. 51996, seeking to increase its total distribution revenue requirement by approximately \$97,826,277; and

WHEREAS, the City of Glenn Heights will cooperate with OCSC in coordinating their review of Oncor’s DCRF filing with designated attorneys and consultants, prepare a common response, negotiate with the Company, and direct any necessary litigation, to resolve issues in the Company’s filing; and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if Oncor’s Application is granted; and

WHEREAS, working with the OCSC to review the rates charged by Oncor allows members to accomplish more collectively than each city could do acting alone; and

WHEREAS, OCSC’s members and attorneys recommend that members who have retained original jurisdiction over electric utility rates deny Oncor’s DCRF.

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

SECTION 1. That the City is authorized to participate with OCSC in Commission Docket No. 51996.

SECTION 2. That, subject to the right to terminate employment at any time, the City of Glenn Heights hereby authorizes the hiring of the law firm of Lloyd Gosselink Rochelle & Townsend, P.C. and consultants to negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal Oncor's DCRF application.

SECTION 3. That the rates proposed by Oncor to be recovered through its DCRF charged to customers located within the City limits should be denied.

SECTION 4. That the Company should continue to charge its existing rates to customers within the City.

SECTION 5. That the City's reasonable rate case expenses shall be reimbursed in full by Oncor within 30 days of the adoption of this Resolution, and within 30 days of presenting monthly bills to Oncor thereafter.

SECTION 6. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 7. That a copy of this Resolution shall be sent to J. Michael Sherburne, Vice President – Regulatory, Oncor Electric Delivery Company LLC, 1616 Woodall Rodgers Freeway, Dallas, Texas 75202; to Tab R. Urbantke, Hunton Andrews Kurth LLP, 1445 Ross Avenue, Suite 3700, Dallas, Texas 7520; and to Thomas Brocato, General Counsel to OCSC, at Lloyd Gosselink Rochelle & Townsend, P.C., P.O. Box 1725, Austin, TX 78767-1725, or tbrocato@lglawfirm.com.

PASSED, APPROVED AND ADOPTED on this 1st day of June 2021.

Harry A. Garrett, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney



AGENDA SUMMARY SHEET

June 1, 2021

AGENDA, ITEM 4

Discuss and take action on Resolution R-16-21, a Resolution of the City Council of the City of Glenn Heights, Texas, terminating the suspension of late fees imposed on residents as the result of late payments of all utility bills and reinstating the imposition of late fees as of June 1, 2021; providing for the repeal of any and all Resolutions in conflict; providing for severability clause; and providing an effective date.(Nery Pena, Financial Analyst)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	



CITY OF GLENN HEIGHTS CITY COUNCIL REPORT

Date: June 1, 2021

SUBJECT

Discuss and take action on Resolution R-16-21, which terminates the moratorium on charging late fees on unpaid utility bills.

DISCUSSION / BACKGROUND

In April 2020, residents of the City of Glenn Heights were losing their jobs because of the shutdowns related to the global pandemic. To lessen the economic impact of the COVID-19 pandemic on the citizens of Glenn Heights, Resolution R-09-20 was adopted by the City Council on April 7, 2020; temporarily suspending the collection of late fees on unpaid water bills.

PRIOR COUNCIL OR BOARD ACTION

On April 7, 2020, City Council adopted Resolution R-09-20, temporarily suspending the collection of late fees on unpaid water bills.

PUBLIC CONTACT

Before late fees are imposed, Notices will go out on all City messaging applications, advising residents that the City will begin charging late fees. Customers will be encouraged to make arrangements to pay any past due balances.

FINANCIAL IMPACT

Since Resolution R-09-20 was adopted, the City has not collected late fees normally imposed on residents as the result of late payments.

RECOMMENDATION / ALTERNATIVES

Staff recommends approval of Resolution R-16-21, a Resolution of the City Council of the City of Glenn Heights, Texas, terminating the suspension of late fees imposed on residents as the result of late payments of all utility bills and reinstating the imposition of late fees as of June 1, 2021.

ATTACHMENTS

1. Resolution R-16-21

PREPARED BY

Phill Conner, Finance Director

REVIEWED BY

Marlon Goff, Director, Planning and Development Services

A RESOLUTION OF THE CITY OF GLENN HEIGHTS, TEXAS

RESOLUTION NO. R-16-21

A RESOLUTION OF THE CITY OF GLENN HEIGHTS, TEXAS, TERMINATING THE SUSPENSION OF LATE FEES IMPOSED ON RESIDENTS AS THE RESULT OF LATE PAYMENTS OF ALL UTILITY BILLS AND REINSTATING THE IMPOSITION OF LATE FEES AS OF JUNE 1, 2021; PROVIDING FOR THE REPEAL OF ANY AND ALL RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, after the declaration of national, state, and local disaster associated with COVID-19, the City Council of the City of Glenn Heights, by Resolution No. R-09-20, temporarily suspended the imposition of late fees imposed on residents as a result of late payments of utility bills; and

WHEREAS, with the ready availability of multiple vaccines and the continued implementation of other health protocols, the number of reported cases of COVID-19 has declined and businesses are reopened throughout the state, City staff has recommended that conditions are no longer present to warrant continued suspension of the imposition of utility payment late fees; and

WHEREAS, the Council finds that it is in the best interest of the public welfare to terminate the temporary suspension of imposition of those late fees;

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

SECTION 1. The City Council hereby terminates the suspension, under Resolution No. R-09-20, of the imposition of all late fees for late payments of City utility bills, said late fees being set forth in Appendix A “Fee Schedule” of Utility Billing, Section A5.004(b) and declares that late fees for late payments of City Utility bills in accordance with the Fee Schedule are hereby reinstated effective June 1, 2020.

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

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

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

Duly Approved and Adopted by the City Council of the City of Glenn Heights,
Texas, this the 1st day of June 2021.

APPROVED:

Harry A. Garrett, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney
(052621vwtTM122730)

EXHIBIT “A”
“Fee Schedule” of Utility Billing

ARTICLE A5.000 UTILITIES**Sec. 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		
0-6,000	\$2.24	\$3.15
6,001-12,000	\$2.80	\$3.94
12,001-18,000	\$3.51	\$4.93
18,001 and over	\$4.38	\$6.16

Sec. 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.

Sec. 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)

Sec. A5.004 Utility billing

- (a) Utility deposit:
 - (1) Homeowner: \$100.00.
 - (2) Renter: \$150.00.
- (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.

Sec. A5.005 Tap fees

(a) Water tap fee:

5/8"–3/4"	\$800.00
1"	\$875.00
1-1/4"–1-1/2"	\$950.00
2"	Actual cost plus \$500.00
Over 2"	Actual cost plus \$600.00

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

(b) Sewer tap fee:

3"	\$400.00
4"	\$500.00
6" or larger	\$600.00

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

(c) 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.

Sec. A5.006 Backflow device inspection

Installation or replacement: \$25.00.

Sec. A5.007 Solid waste collection

Actual cost plus 10% per contract.

ARTICLE A6.000 CODE ENFORCEMENT

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

(b) Code violation abatement: Actual costs.



AGENDA SUMMARY SHEET

June 1, 2021

AGENDA, ITEM 5

Discuss and take action on Resolution R-17-21, a Resolution of the City Council of the City of Glenn Heights, Texas, terminating the City's temporary policy and program providing COVID-19 Hazard Assignment Pay established under Resolution R-10-20, for certain employment positions within the City; and providing for an effective date. (Jaynice Porter-Brathwaite, Human Resources Director)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	

RESOLUTION R-17-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS TERMINATING THE CITY'S TEMPORARY POLICY AND PROGRAM PROVIDING COVID-19 HAZARD ASSIGNMENT PAY ESTABLISHED UNDER RESOLUTION R-10-20 FOR CERTAIN EMPLOYMENT POSITIONS WITHIN THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Texas Government Code Section 418.108, City of Glenn Heights Mayor Harry A. Garrett issued a Declaration of Local Disaster for Public Health Emergency on March 12, 2020, due to a novel coronavirus now designated SARS-CoV2 which causes the disease COVID-19, which was thereafter ratified and continued by the City Council; and

WHEREAS, on April 13, 2020, the City Council of the City of Glenn Heights adopted Resolution R-10-20 establishing a temporary policy and program to provide COVID-19 hazard assignment pay for employees of the City's Fire, Police (sworn and unsworn), and Public Works departments who are unable to perform their employment duties remotely from home or another location or telework; and

WHEREAS, as a result of the ready availability of several SARS-CoV2 vaccines and the continued use of recommended health protocols, reported COVID-19 cases have continued to decline to the point that the City has reopened its offices to employees and the public;

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

SECTION 1. The City Council hereby terminates the temporary policy and program previously authorized in Resolution R-10-20 which provided a temporary assignment hazard pay for all full-time, permanent active Glenn Heights Police Department (sworn and unsworn), Fire Department, and Public Works Department employees who were not teleworking or working from home. No employee of the City shall be paid temporary assignment hazard pay under Resolution R-10-20 for work performed after the effective date of this Resolution R-17-21.

SECTION 2. This Resolution shall become effective immediately from and after its passage.

READ, CONSIDERED, PASSED AND ADOPTED by the City Council for the City of Glenn Heights at a meeting on the 1st day of June 2021, at which a quorum was present, and for which due notice was given.

APPROVED:

Harry A. Garrett, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney
(052421vwtTM122672)

APPROVED:

Harry A. Garrett, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney



AGENDA SUMMARY SHEET

June 1, 2021

AGENDA, ITEM 6

Discussion regarding the Guardian Program. (Lucas Benson, Interim Chief of Police)

Motion	
Second	
For	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Against	Garrett, S Brown, Ipaye, Bruton, A Brown, Allen, Newson
Abstain	
Approve/ Deny/ Table	



CITY OF GLENN HEIGHTS

CITY COUNCIL REPORT

Date: June 1, 2021

SUBJECT

This Agenda Item will provide Council with information related to the Guardian Program. The intent of this program is to enhance the response of public safety personnel on calls involving citizens with mental health needs.

DISCUSSION / BACKGROUND

The Guardian Program is a voluntary program where members of the community can provide information to responding first responders and provide notifications if there is a community member at the location that has mental health needs. The program also provides a decal for the residence and vehicles to notify responding first responder personnel that a member of the household has a mental health need.

The Guardian Program's intent is to assist officers during encounters with members of the community having mental health needs including persons who are non-verbal or affected by: Autism, Alzheimer's, Dementia, or some other mental/intellectual disability. When seconds count in an emergency situation, the Guardian Program registry allows first responders to have access to critical information designed to help safely reunite families of registered participants.

The Guardian Program is a voluntary and free registry for those who may be unable to communicate basic personal information due to a diagnosed cognitive disorder, or are prone to wander away or run away from guardians, home, or school due to a diagnosed medical disorder. Parents/guardians of a mental health need child or adult voluntarily submit a completed application and photo with all required medical information at registration.

If a mental health needs child or adult goes missing and is reported by the parent or guardian, information about physical appearance, the most likely places where he or she would go to, as well as triggers, stimulants, and de-escalation techniques will be available to every first responder in the area who is looking for the missing person. If the individual has not been reported and is incapable of effectively communicating his/her name to an officer, officers may use the individual's physical descriptors to search applicable registry photos, allowing first responders to make a more timely identification.

When a call is entered into our Computer Aided Dispatch (CAD) a button will appear on the screen notifying the dispatcher there is an alert on that address. The dispatcher will

be able to see the Guardian application and alert responding Police or Fire personnel they are responding to a mental health home, personnel will also have the ability to utilize their computers in the the field to look up the same information.

PRIOR COUNCIL OR BOARD ACTION

Not applicable.

PUBLIC CONTACT

The Glenn Heights Police Department has received feedback from members of the community asking for ways to improve services to mental health calls.

FINANCIAL IMPACT

Costs associated with obtaining program decals will be funded from the Crime Prevention Budget. There are no costs associated with program implementation.

RECOMMENDATION / ALTERNATIVES

Not applicable.

ATTACHMENTS

PREPARED BY

Lucas Benson, Interim Chief of Police

REVIEWED BY

Keith Moore, Fire Chief