

City Council Agenda

SAGINAW CITY COUNCIL NOTICE OF MEETING

Meeting and/or Executive Session Agenda

6:00 PM - Tuesday, August 3, 2021

Saginaw City Hall Council Chambers

333 West McLeroy Blvd.

In accordance with Section 551.042 of the Texas Government Code, this agenda has been posted at Saginaw City Hall, and distributed to the appropriate news media within the required time frame. All meetings of the Saginaw City Council are open to the public. Public participation and written comments are invited on all open session business items.

The Mayor and City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside to respond to a page or to conduct a phone conversation.

The City Hall is wheelchair accessible and special parking is available on the east side of the building. If special accommodations are required please contact the City Secretary a minimum of 72 hours in advance at 817-232-4640.

(1) Call to Order--Todd Flippo, Mayor

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

"Honor the Texas Flag; I pledge allegiance to thee, Texas, one State under God, one and indivisible"

(2) Invocation--Pastor Ronnie Mills, Kingdom Chapel

(3) Audience Participation--On the Video Screen

(4) Consent Agenda--All items listed with lower case letters are part of the Consent Agenda. Public hearing and review are held collectively unless opposition is presented, in which case the contested item will be heard separately.

(a) Action regarding Minutes, July 20, 2021--Janice England, City Secretary

(b) Action regarding Change in City Council Meeting Date from Tuesday, August 17th to Monday, August 16th--Janice England, City Secretary

(c) Action Regarding Building Improvement Grant Agreement with Community Link of Saginaw (300 Belmont Street)--Keith Rinehart,

Director of Community & Economic Development

- (d) Action Regarding Capital Improvements Advisory Committee Recommendation Regarding Land Use Assumptions and Impact Fees--Rick Trice, P.E., Director of Public Works
- (e) Action regarding Resolution 2021-19 Approving a Negotiated Settlement Between The Atmos Cities Steering Committee ("ACSC") And Atmos Energy Corp., Mid-Tex Division Regarding The Company's 2021 Rate Review Mechanism Filing--Dolph Johnson, Asst. City Manager
- (5) Student Apprentice Program Update--Kevin Pantoja, Management Analyst
- (6) Update on the Saginaw Switchyard Food Truck Park--Keith Rinehart, Director of Community & Economic Development and Vickie Weldon, Recreation Services Manager
- (7) Public Hearing - Presentation of Proposed Budget for Fiscal Year 2021/2022--Kim Quin, Finance Director
- (8) Consideration and Action regarding proposed FY2021/2022 Tax Rate and Notice of Public Hearing--Kim Quin, Finance Director
- (9) Consideration and Action regarding Award of Contract for Construction of BU 287 & Saginaw Square Boulevard Traffic Signal, South bound Deceleration Lane and North Bound Deceleration Lane--Rick Trice, P.E., Director of Public Works
- (10) Consideration and Action Regarding Rejection of Apparent Low Bid and Award of Construction Contract for the Traffic Signal Improvements Bailey-Boswell Road at Knowles Drive--Rick Trice, P.E., Director of Public Works
- (11) **Executive Session--The City Council may take action on any Executive Session item posted.**

551.071. Texas Government Code.

Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

- (12) **Adjournment--Todd Flipppo, Mayor**



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Janice England
City Secretary

Agenda Items: (4)(a)

E-mail: jengland@saginawtx.org

Phone: 817-230-0327

SUBJECT:

Action regarding Minutes, July 20, 2021

BACKGROUND/DISCUSSION:

The minutes of the City Council Meeting held on July 20, 2021 are presented for consideration.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval.

ATTACHMENTS:

Description

Minutes, 7-20-2021

**CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
AND PUBLIC HEARING
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
JULY 20, 2021**

Present at the meeting:

Mayor	Todd Flippo
Mayor Pro-Tem	Valerie Junkersfeld
Councilmember	Charles Beasley
Councilmember	Nicky Lawson
Councilmember	Charles Tucker
Councilmember	Mary Copeland
City Attorney	Bryn Meredith
City Engineer	Andrew Simonsen, P.E.
City Manager	Gabe Reaume
Asst. City Manager	Dolph Johnson
Finance Director	Kim Quin
City Secretary	Janice England
Police Chief	Lee Howell
Fire Chief	Doug Spears
Director of Public Works	Rick Trice, P.E.
Director of Comm. & Eco. Dev.	Keith Rinehart
Director of Human Resources	Melanie McManus
Library Director	Ellen Ritchie
Management Analyst	John Cervantes
Management Analyst	Kevin Pantoja
Police Officer	Christine Gaytan

Absent from the meeting:

Councilmember	Cindy Bighorse
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Visitors at the meeting:

Jerry Sylo	Kathryn Johnson
Wayne Giles	Brack St. Clair
Marilyn Tolbert	Dan Tolbert
Dallan Johnson	Brent Wooten
Starlyn Smith	Sarena Smith
Andrew Chavis	Dennis Hudson
Paul Felegy	Don Allen
Carmen Drake	Kelly Stewart
Mary Ann Bone	Steve Bone
John Harriff	Debra Smyser
Mary Ragle	Clark Kimball
Mayson Meyer	Mark McLiney

(1) Call to Order

Mayor Flippo called the meeting to order at 6:00 p.m. with a quorum present.

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

(2) Invocation

Pastor Dennis Hudson of the Saginaw Park Baptist Church gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

(4) Consent Agenda

a. Action regarding Minutes, July 6, 2021

b. Action regarding the findings and agreement for delinquent tax collection services with Linebarger, Goggan, Blair & Sampson, LLP and Resolution No. 2201-17 adopting a 20% collection fee

Summary: The proposed agreement addresses the collection of delinquent taxes. Linebarger, Goggan, Blair & Sampson, LLP has collected the City of Saginaw's delinquent court fines since 2016, and also collects delinquent taxes for Tarrant County. The collection fee of 20% as set forth in Resolution No. 2021-17 will be paid by the delinquent taxpayer. There will be no cost to the City.

c. Action regarding a License Agreement with the Union Pacific Railroad for a 140 Volt Wireline Crossing

Summary: During the construction of the Bailey Boswell Overpass it has been determined that a 140 volt electrical service is needed Across the Union Pacific Railroad right-of-way. The electrical service will provide electrical service for the bridge lighting. The License does not have an associated fee but does require that the City maintain perpetual insurance coverage as stipulated in the Proposed agreement.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Tucker to approve Items 4a and 4c of the Consent Agenda as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

The Council then considered Item 4b (Action regarding the findings and agreement for delinquent tax collections services with Linebarger, Goggan, Blair & Sampson, LLP and Resolution No. 2021-17 adopting a 20% collection fee).

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Beasley to approve Item 4b of the Consent Agenda as presented. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (5) Consideration and Action regarding Approval of a Final Plat for Grand at Saginaw, Lot 1, Block B, Beltmill being 9.840 Acres in the B. Thomas Survey, Abstract No. 1497, City of Saginaw, Tarrant County, Texas

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Beasley to approve the Final Plat for Grand at Saginaw, Lot 1, Block B, Beltmill as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (6) Consideration and Action regarding Approval of a Final Plat for Beltmill Parkway and Millstone Road right-of-way

Motion was made by Councilmember Lawson with a second by Mayor Pro-Tem Junkersfeld to approve the Final Plat for Beltmill Parkway and Millstone Road right-of-way as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (7) Consideration and Action regarding a Development Agreement with HHS Residential regarding Exterior masonry and neighborhood setback requirements, on land described as approximately 20.8587 acres of land, and described as Abstract 1849, Tarrant County, Texas, out of the Alexander F. Albright Survey being all of that certain tract of land conveyed to Lorin Boswell, Jr. Enterprises, LLC by deed thereof filed for record in Tarrant County Clerk's Instrument D211060065, Official Public Records, Tarrant County, Texas located east of Old Decatur Road and south of W. McLeroy Blvd.

Carmen Drake, representing residents in the area adjacent to the property in the request, addressed the Council and expressed the residents opposition. She explained that if the Council approves this request, she will hold another meeting with residents. Marilyn Tolbert, a property owner adjacent to the property in the request, expressed her support of the request.

Motion was made by Councilmember Lawson with a second by Councilmember Beasley to approve the Development Agreement with HHS Residential with the revision to include the waiver of building permit fees up to but not to exceed the first \$10,000 of application fee costs for new single-family detached structures within the property. Motion carried. 4-2-0-1

For: Mayor Flippo, Councilmembers Beasley, Lawson, and Tucker

Against: Mayor Pro-Tem Junkersfeld and Councilmember Copeland

Abstain: None

Absent: Councilmember Bighorse

- (8) PUBLIC HEARING – Consideration and Action regarding Ordinance No. 2021-14, an Ordinance amending Ordinance No. 2002-04, as amended, The Zoning Regulations of the City of Saginaw, Texas by amending Section 8-17 of Article 8 “Supplemental District Regulations”; and Section 12-2 of Article 12 “Definitions”; providing a deadline for compliance with the regulations set forth herein; Amending the Definitions of Extended Stay Hotel and Hotel/Motel

Mayor Flippo declared the public hearing for this item opened at 7:04 p.m. He called for public input. There was none. Mayor Flippo declared the public hearing closed at 7:12 p.m.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Tucker to approve Ordinance 021-14 as presented. Motion carried. 5-1-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Beasley, Tucker, and Copeland

Against: Councilmember Lawson

Abstain: None

Absent: Councilmember Bighorse

- (9) PUBLIC HEARING – Consideration and Action regarding an Ordinance of the City of Saginaw, Texas, amending Appendix A (Zoning) of the Code of Ordinances to amend Section 7-2 Carport Overlay District; Providing that this Ordinance shall be cumulative of all Ordinances; Providing a Severability Clause; Providing for a Savings Clause; Providing a Penalty Clause; Providing for Publication in the Official Newspaper; and Providing an Effective Date (Ordinance No. 2021-16)

Mayor Flippo declared the public hearing for this item opened at 7:12 p.m. He called for public input. Brack St. Clair and Kathryn Johnson both expressed their support of the proposed ordinance and suggested carports in residential areas be discussed in the future. There being no additional public comment, Mayor Flippo declared the public hearing closed at 7:21 p.m.

Motion was made by Councilmember Copeland with a second by Mayor Pro-Tem Junkersfeld to approve Ordinance No. 2021-16 as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (10) Consideration and Action regarding approval of Ordinance No. 2021-15, authorizing the issuance and sale of the City of Saginaw, Texas General Obligation Bonds, Series 2021; levying an annual ad valorem tax and providing for the security for and payment of said bonds; approving the official statement; providing an effective date; and enacting other provisions relating to the subject

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Tucker to approve Ordinance No. 2021-15 as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (11) Consideration and Action regarding Resolution No. 2021-18, authorizing an internal borrowing between the General Fund and the Capital Projects Fund for the completion of the Bailey Boswell Overpass Project

Motion was made by Councilmember Tucker with a second by Mayor Pro-Tem Junkersfeld to approve Resolution No. 2021-18 as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (12) Recess into Workshop

Mayor Flippo declared the meeting recessed into Workshop at 7:34 p.m.

(13) FY2021/2022 Budget Workshop

Finance Director Quin presented a review of the following funds within the FY2021/2022 budget: Crime Control and Prevention District Fund; Drainage Utility Fund; Street Maintenance Fund; Donations Fund; and General Escrow Fund.

(14) Reconvene Back into Regular Session

Mayor Flippo declared the meeting back in Regular Session at 7:59 p.m.

(15) Executive Session

1 § 551.071. Texas Government Code. Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

1 § 551.087. Texas Government Code. Deliberation regarding Economic Development Negotiations. The City Council may convene in executive session to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect described above, including:

a. Building Improvement Grant Application—300 S. Belmont St.

Mayor Flippo declared the meeting recessed into Executive Session at 7:59 p.m.

Mayor Flippo declared the meeting back in Regular Session at 8:30 p.m.

(16) Adjournment

Motion was made by Councilmember Tucker with a second by Councilmember Copeland to adjourn the meeting. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Beasley, Lawson, Tucker, and Copeland

Against: None

Abstain: None

Absent: Councilmember Bighorse

Mayor Flippo declared the City Council Meeting of July 20, 2021 adjourned at 8:30 p.m.

ATTEST:

APPROVED:

City Secretary Janice England

Mayor Todd Flippo



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Janice England
City Secretary

Agenda Items: (4)(b)

E-mail: jengland@saginawtx.org

Phone: 817-230-0327

SUBJECT:

Action regarding Change in City Council Meeting Date from Tuesday, August 17th to Monday, August 16th

BACKGROUND/DISCUSSION:

In order to meet the requirements of the Tax Code, we must move the City Council Meeting scheduled for Tuesday, August 17th to Monday, August 16th.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval.



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Keith C. Rinehart
Director of Community & Economic
Development

Agenda Items: (4)(c)

E-mail: krinehart@saginawtx.org

Phone: 18172300331

SUBJECT:

Action Regarding Building Improvement Grant Agreement with Community Link of Saginaw (300 Belmont Street)

BACKGROUND/DISCUSSION:

On Tuesday, July 20, 2021, the Saginaw City Council heard information in Executive Session pertaining to the specifics of a Building Improvement Grant (BIG) Program application submitted during mid-June 2021 by Community Link of Saginaw in regards to their property located at 300 Belmont Street. The City Council determined in that session to award an amount not-to-exceed \$7,500 in reimbursable and matching dollars for the anticipated improvements as proposed on their application. The included contract under consideration is the realization of that intention.

FINANCIAL IMPACT:

Maximum of \$7,500 from Account # 01-6142-13-00 Building Improvement Grants

RECOMMENDATION:

N/A

ATTACHMENTS:

Description

Building Improvement Grant Application - 300 Belmont Street



Community & Economic Development Department
333 W. McLeroy Blvd., Saginaw, Texas 76179

Council Agenda Background

To: Gabe Reaume, City Manager

From: Keith C. Rinehart, Director of Community & Economic Development

Date: City Council Meeting – August 3, 2021

ITEM:

Action Regarding Building Improvement Grant Agreement with Community Link of Saginaw (300 Belmont Street)

PRESENTER:

Keith C. Rinehart, Director of Community & Economic Development

DISCUSSION:

On Tuesday, July 20, 2021, the Saginaw City Council heard information in Executive Session pertaining to the specifics of a Building Improvement Grant (BIG) Program application submitted during mid-June 2021 by Community Link of Saginaw in regards to their property located at 300 Belmont Street. The City Council determined in that session to award an amount not-to-exceed \$7,500 in reimbursable and matching dollars for the anticipated improvements as proposed on their application. The included contract under consideration is the realization of that intention.

FINANCIAL IMPACT:

Maximum of \$7,500 from Account # 01-6142-13-00 Building Improvement Grants

RECOMMENDATION

NA

ATTACHMENTS:

- Building Improvement Grant Application

If you have any questions, please contact me at 817-230-0331.

Thank you,

A handwritten signature in black ink, appearing to read "Keith C. Rinehart". The signature is written in a cursive, flowing style.

Keith C. Rinehart, Director of Community & Economic Development

Building Improvement Grant Program Agreement

This Building Improvement Grant Program Agreement ("Agreement") is made by and between the City of Saginaw (the "City") and Community Link of Saginaw ("Property Owner").

WITNESSETH:

WHEREAS, the Property Owner is the owner of property located at 300 Belmont Street., Saginaw, Texas; and

WHEREAS, Texas Local Government Code Chapter 380 allows the City to provide incentives for the promotion of economic development; and

WHEREAS, the promotion of the redevelopment of commercial properties in the City promotes economic development within the City and is essential for the continued economic growth and vitality of the City; and

WHEREAS, the Building Improvement Grant Program will enhance the commercial viability and sustainability of commercial properties in the City, improve the physical appearance of businesses and visibly enhance the City's commercial corridors, and aid in the retention and expansion of existing businesses; and

WHEREAS, the City has determined that providing an economic development incentive in accordance with this Agreement will further the objectives of the City, will benefit the City and the City's inhabitants, will promote local economic development, and will stimulate business and commercial activity in the City; and

NOW THEREFORE, in consideration of the foregoing, and on the terms and conditions hereinafter set forth, and other valuable consideration the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Section 1. Term

The term of this Agreement shall begin on the date of Property Owner execution listed below and shall continue until the three-year anniversary of the date that the final Building Improvement Grant is paid by the City, unless sooner terminated as provided herein.

Section 2. Definitions

The terms used in this Agreement shall have the meanings ascribed to them in the City of Saginaw Building Improvement Grant Policy. The term "Impositions" shall mean: all taxes, assessments, use and occupancy taxes, charges, excises, license and permit fees, and other charges by public or governmental authority, general and special, ordinary

and extraordinary, foreseen and unforeseen, which are or may be assessed, charged, levied, or imposed by any public or governmental authority on the Property Owner or any property or any business owned by Property Owner within the City.

Section 3. Economic Development Incentive

(a) Payment. Subject to the Property Owner's continued satisfaction of the terms and conditions of this Agreement and of the Policy, and the obligation of the Property Owner to repay the Incentive pursuant to Section 5(b) hereof, the City agrees to provide the Building Improvement Grant to the Property Owner to be paid in a single lump-sum payment after Property Owner makes a written request for reimbursement, in accordance with the requirements of the Policy. The total Building Improvement Grant shall be an amount not to exceed \$7,500 and eligibility for any Enhancement category shall be limited as set forth in the Policy.

(b) Current Revenue. The Building Improvement Grant made hereunder shall be paid solely from lawfully available funds that have been appropriated by the City. Under no circumstances shall City's obligations hereunder be deemed to create any debt within the meaning of any constitutional or statutory provision. None of the City's obligations under this Agreement shall be pledged or otherwise encumbered in favor of any commercial lender and/or similar financial institution or other party.

Section 4. Building Improvement Grant Conditions

(a) Conditions. The City's obligation to pay the Building Improvement Grant shall be conditioned upon the Property Owner's continued compliance with and satisfaction of the terms and conditions of this Agreement and the Policy, except those portions of the Policy that have been specifically waived or modified by the City Council. A detailed summary of the required Enhancements and required Construction Costs is set forth in the attached and incorporated Exhibit "A" hereto. A copy of the Policy is hereby attached hereto and incorporated herein as Exhibit "B" to this Agreement.

(b) Inspections. The Property Owner agrees that City, upon reasonable advance notice, may inspect the Enhancements to determine compliance with the terms of the Agreement.

(c) Construction Costs. The Property Owner shall, as a condition precedent to the City's payment of the Building Improvement Grant, provide copies of invoices, receipts and other documentation as may be reasonably requested by the Staff to verify the costs incurred and paid by the Property Owner for construction of the Enhancements.

Section 5. Termination

(a) This Agreement shall terminate upon the occurrence of any one of the following:

- (1) mutual agreement of the parties;
 - (2) the Expiration Date;
 - (3) at the City's option, if any Impositions owed to the City or the State of Texas by Property Owner shall become delinquent (provided, however Property Owner retains the right to timely and properly protest and contest any such Impositions);
 - (4) by the City in the event Property Owner breaches any of the terms or conditions of this Agreement and such breach is not cured within sixty (60) days after written notice thereof;
 - (5) by City, if the Property Owner suffers an event of bankruptcy or insolvency;
 - (6) by City, if any subsequent Federal or State legislation or any final, non-appealable decision of a court of competent jurisdiction declares or renders this Agreement invalid, illegal or unenforceable; or
- (b) In the event of termination by the City pursuant to (a)(3), (4), (5), or (6) the Property Owner shall immediately repay to the City an amount equal to Building Improvement Grant paid to Property Owner, if any, prior to termination of this Agreement.

Section 6. Miscellaneous

- (a) Assignment. This Agreement may not be assigned without the prior written consent of the City.
- (b) Binding Agreement. The terms and conditions of this Agreement are binding upon the successors and assigns of the parties hereto.
- (c) Limitation on Liability. It is understood and agreed between the parties that the Property Owner, in satisfying the conditions of this Agreement, has acted independently, and City assumes no responsibilities or liabilities to third parties in connection with these actions.
- (d) No Joint Venture. It is acknowledged and agreed by the parties that the terms hereof are not intended to and shall not be deemed to create a partnership or joint venture among the parties.
- (e) Authorization. Each party represents that it has full capacity and authority to grant all rights and assume all obligations that are granted and assumed under this Agreement.

(f) Notice. Any notice required or permitted to be delivered hereunder shall be deemed received three days thereafter sent by United States Mail, postage prepaid, certified mail, return receipt requested, addressed to the party at the address set forth below or on the day actually received if sent by courier or otherwise hand delivered.

If intended for Property Owner, to:

Community Link of Saginaw
Attn: Trey Harper
300 Belmont Street
Saginaw, TX 76179

If intended for City, to:

Attn: City Manager
City of Saginaw, Texas
P. O. Box 79070
Saginaw, Texas 76179

(g) Indemnification. **THE PROPERTY OWNER HEREBY CERTIFIES THAT THE PROPERTY OWNER IS SOLELY RESPONSIBLE FOR OVERSEEING THE WORK, AND WILL NOT SEEK TO HOLD THE CITY, THE BOARD, AND / OR THEIR AGENTS, EMPLOYEES, OFFICERS, AND / OR DIRECTORS LIABLE FOR ANY PROPERTY DAMAGE, PERSONAL INJURY, OR OTHER LOSS RELATED IN ANY WAY TO THIS AGREEMENT OR THE POLICY, AND AGREES TO INDEMNIFY THE CITY, THE BOARD, AND THEIR AGENTS, EMPLOYEES, OFFICERS, AND DIRECTORS FROM ANY CLAIMS OR DAMAGES RESULTING FROM THE PROJECT, INCLUDING REASONABLE ATTORNEY FEES.**

(h) Entire Agreement. This Agreement is the entire Agreement between the parties with respect to the subject matter covered in this Agreement. There is no other collateral oral or written Agreement between the parties that in any manner relates to the subject matter of this Agreement, except as provided in any Exhibits attached hereto.

(i) Governing Law. The Agreement shall be governed by the laws of the State of Texas; and venue for any action concerning this Agreement shall be in the State District Court of Tarrant County, Texas. The parties agree to submit to the personal and subject matter jurisdiction of said court.

(j) Amendment. This Agreement may only be amended by the mutual written agreement of the parties.

(k) Legal Construction. In the event any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any

respect, such invalidity, illegality, or unenforceability shall not affect other provisions, and it is the intention of the parties to this Agreement that in lieu of each provision that is found to be illegal, invalid, or unenforceable, a provision shall be added to this Agreement which is legal, valid and enforceable and is as similar in terms as possible to the provision found to be illegal, invalid or unenforceable.

(l) Recitals. The recitals to this Agreement are incorporated herein.

(m) Counterparts. This Agreement may be executed in counterparts. Each of the counterparts shall be deemed an original instrument, but all of the counterparts shall constitute one and the same instrument.

(n) Survival of Covenants. Any of the representations, warranties, covenants, and obligations of the parties, as well as any rights and benefits of the parties, pertaining to a period of time following the termination of this Agreement shall survive termination.

City of Saginaw, Texas

By:

Todd Flipppo, Mayor,

Attest:

By:

City Secretary

Executed on this _____ day of _____, 20 .

Property Owner

By: _____

Name:

EXHIBIT "A"

ENHANCEMENTS AND CONSTRUCTION COSTS

B.I.G. Application

1	PROJECT INFORMATION			
A	Property Address: 300 Belmont Street			
B	Estimated Begin Work Date: ASAP	Estimated Completion Date: 07/31/2021		
C	Years in business at this location: 7 years			
D	Reason for requesting grant: Retrofitting of water suppression system			
2	ELIGIBILITY OF PROPERTY			
	Yes	No	Item	Notes
A	X		Within the City?	
B	X		Commercially zoned?	
C		X	Tax Paying entity?	• 501c3
D	X		City taxes in good standing?	
E		X	No City liens existing?	
F	X		Proof of ownership provided?	
G		X	Outstanding code violations?	
H	X		Frequency of Grants OK?	• In accordance with Section 3.1.8
3	ELIGIBILITY OF BUSINESS			
	Yes	No	Item	Notes
A	X		Business taxes in good standing?	
B	X		If not owner, authorization provided?	• NA

B.I.G. Application

#	Enhancements	Total Cost	Policy Max %	Policy Max \$	Amount Requested	Amount Approved
A	Facade: (Section 4.3)	-	-	-	-	-
B	Interior Renovation: (Section 4.4)	\$108,983	50%	\$5,000	\$5,000	-
C	Landscaping: (Section 4.5)	-	-	-	-	-
D	Lighting: (Section 4.6)	-	-	-	-	-
E	Parking / Driveways: (Section 4.7)	-	-	-	-	-
F	Pedestrian Amenities: (Section 4.8)	-	-	-	-	-
G	Signage: (Section 4.9)	-	-	-	-	-
H	Code Compliance: (Section 4.10)	\$108,983	50%	\$5,000	\$5,000	-
I	Demolition: (Section 4.11)	-	-	-	-	-
J	Public Art: (Section 4.12)	-	-	-	-	-
TOTAL AMOUNT REQUESTED					\$10,000	
		TOTAL BUILDING IMPROVEMENT GRANT APPROVED:				
L	Describe any planned Non-Grant Enhancements: Remarketing parking, continual interior					

B.I.G. Application

B GRANT PRIORITIES				
	Yes	No	Preferred Area / Business?	Notes
A	X		Transportation Corridors including: Business 287	• >.25 mile from Business 287
B	X		Downtown	• >.25 mile from Business 287
C		X	Retail	• Food / Supplies Service to the needy
D		X	Restaurants	
E		X	Professional Office	
F		X	Industrial and manufacturing	
G		X	Any sales-tax generating business	
C ATTACHMENTS / EXHIBITS				
	Yes	No	Item	Notes
A		X	Ownership documentation	• NA
B	X		Photos of existing condition	
C	X		Drawings, renderings, plans of the proposed enhancements	• Price quotes for repair
D	X		Written description of enhancements including building materials and color schemes	• Price quotes for repair
E	X		Construction cost estimate	• Included
F		X	Copy of the signed lease agreement	• NA
G	N/A		Written support of grant application from the owner	• NA

PROPERTY TAX RECORD

Property Location:
300 Belmont Street

[illegible]

TAD – PROPERTY VALUATION

Property Location: 300 Belmont Street



Values

This information is intended for reference only and is subject to change. It may not accurately reflect the recorded status of the property as currently owned by TAD's database. [Lamar County Tax Office](#)
[Account Information](#)

Year	Improvement Market	Land Market	Total Market	Total Appraised *
2021	\$416,842	\$75,000	\$491,842	\$491,842
2020	\$416,842	\$75,000	\$491,842	\$491,842
2019	\$416,842	\$75,000	\$491,842	\$491,842
2018	\$398,227	\$75,000	\$473,227	\$473,227
2017	\$322,088	\$75,000	\$397,088	\$397,088
2016	\$322,088	\$75,000	\$397,088	\$397,088

EXHIBIT “B”

BUILDING IMPROVEMENT GRANT POLICY

Saginaw, Texas

Building Improvement Grant Policy

WHEREAS, the City Council of the City of Saginaw, Texas (Council) desires to implement a matching grant program to encourage the development, retention, or expansion of business enterprises in the City; and

WHEREAS, Chapter 380 of the Texas Local Government Code authorizes municipalities to establish and provide for the administration of programs that promote economic development and stimulate business and commercial activity in the City; and

WHEREAS, the City Council on December 4, 2018 considered and approved Resolution 2018-23 approving this Building Improvement Grant Policy (Policy).

BE IT KNOWN THAT, the terms and conditions of the Policy, having been reviewed by the Council and found to be acceptable and in the best interest of the City and its citizens and businesses, are hereby approved.

Section 1.

Introduction & Goals

This program is a matching grant program that reimburses commercial property owners or business operators for Eligible Enhancements made to the Property. The goals of this Policy are to: 1.1. Enhance the commercial viability and sustainability of commercial properties in the City;

1.2. Improve the physical appearance of businesses and visibly enhance the City’s commercial corridors;

1.3. Aid in the retention and expansion of existing businesses;

1.4. Increase the taxable value of commercial properties in the City;

1.5. Enhance commercial areas through the placement of Public Art;

1.6. Increase the marketability and occupancy rate of commercial buildings hindered by an outdated appearance;

1.7. Increase the safety of a commercial area and stimulate more public interaction; and

1.8. Provide incentives in areas and to businesses most likely to stimulate similar enhancements by other private entities.

Section 2.

Definitions

The following definitions shall apply to the terms used in this Policy:

Agreement: A written performance agreement between the Board and the Applicant.

Applicant: Shall mean the Property owner or business occupant signing the Application for a Building Improvement Grant.

Application: Shall mean the Application for Building Improvement Grant Policy Incentives as maintained by Staff.

Board: Shall mean the Board of the Saginaw Economic Development Corporation of the City. Prior to formulation of the Board or in its absence in the future, the City Council shall perform all duties of the Board.

Building Improvement Grant: Shall mean the financial support to make designated Property Enhancements as approved, and sometimes referred to as "Grant."

City: The City of Saginaw, Texas.

City Council: The City Council of the City.

Code Violations: Shall be any violation of the City's code of ordinances.

Construction Costs: The cost of permits, fees, construction materials, and installation labor. All other associated costs are deemed excluded, including, but not exclusively, the following costs: design, construction document preparation, bidding, sweat equity and construction financing.

Eligible Enhancements: Shall mean the Enhancements identified as eligible in Section 4 herein.

Enhancements: Shall be as defined in Section 4 herein.

Façade: Shall mean the exterior of a building.

Notice to Proceed: A written notice authorizing the Applicant to begin construction as approved.

Policy: Shall mean this Building Improvement Grant Policy.

Property: Shall mean the physical lot and / or building to which Enhancements are being made.

Public Art: Shall mean sculptures, murals, architectural features and similar tangible exhibits, and specifically excludes performing arts.

Staff: The City Manager or their designee.

Section 3.

Eligibility

The following Properties and Businesses are eligible to receive Grants.

3.1. Properties: Only properties meeting the following requirements at the time an Application is submitted shall be eligible to receive Grants as outlined by this Policy:

3.1.1. Within the City: Property must be located within the City's municipal boundaries.

3.1.2. Non-Residentially Zoned: Property must be zoned for uses other than residential uses and the current use of the Property may not be residential.

3.1.3. Tax-Paying Entity: The Property must be subject to the City's Ad Valorem property tax.

3.1.4. Financial Standing: Property shall be in good standing as it relates to taxes or any monies due to the City.

3.1.5. City Liens: Property shall be in good standing as it relates to any liens held by the City.

3.1.6. Ownership: Property owners must provide sufficient proof of ownership.

3.1.7. Code Violations: Property must not have any outstanding code violations.

3.1.8. Frequency: Property must not have received a Grant for the same category of Enhancement (e.g. Façade, Landscaping) in a twelve month period.

3.2. Businesses: Only businesses meeting the following requirements shall be eligible to receive benefits outlined by this Policy:

3.2.1. Financial Standing: The business shall be in good standing as it relates to taxes or any monies due to the City.

3.2.2. Tax-Paying Entity: The business must be a tax-paying entity.

3.2.3. Property Owner Approval: Businesses, if not the owner of the property to be occupied, must provide a copy of their lease agreement and support of the Application from the Property owner prior to approval of the Application.

Section 4.

Enhancements

4.1. Aspirations: As with any policy or regulation, it is difficult to precisely regulate factors that are not easily defined. With that in mind, the following are to be considered aspirations for contemplated Enhancements:

- Enhancements should be compatible with the character and architecture of the individual building and those in proximity;
- Where appropriate, Enhancements may act as a catalyst to create a unique environment;
- Enhancements should make the Property more inviting to the public; and □ Enhancements should be functional as well as visually appealing.

4.2. General Enhancement Eligibility: Property Enhancements shall be deemed as eligible or ineligible for the benefits of this Policy as defined below. In general, the following Enhancements, though not exclusively, are ineligible for all Grants:

- Any Enhancement that does not comply with existing ordinances of the City;
- Any Enhancements made prior to the Notice to Proceed;
- Sweat equity or “in-kind” services;
- New construction which is not specifically listed in this Policy as an Eligible Enhancement;
- Any Enhancements to eliminate Code Violations of a Property or Business; □ Fees for designing, engineering, surveying, legal services, financing, etc.; or
- Any Enhancements not identified as eligible below. A potential applicant may discuss an enhancement not identified below with City staff to ascertain whether or not the enhancement meets the Purpose and Intent of this Policy. If so, an amendment to this Policy may be placed before the City Council to determine the merits of including a new eligible enhancement.

4.3. Façade Enhancements: The following are Eligible Enhancements except as noted otherwise:

- 4.3.1. Façade Materials: Replacing deteriorated or unsafe façade materials with brick, stone, tile, wood, or siding meeting the City’s masonry requirements and / or architectural standards. Removal of “slip” coverings of prior façade materials and re-establishment of historic façade details. Repointing of mortared joints, replacement or repair of damaged masonry.
- 4.3.2. Cleaning: Pressure washing or sand blasting existing facades, cleaning of tiles.
- 4.3.3. Painting: Scraping, priming and otherwise preparing the surface and painting.
- 4.3.4. Window / Doors: Replacement of or improvements to existing windows or doors that are visible from a public street. New windows and doors matching replaced windows or doors. Replacement of broken glass panes.
- 4.3.5. Awnings / Canopies: Replacement of or improvements to existing awnings or canopies. New awnings or canopies.
- 4.3.6. Historical Restoration: Restoration of architectural details of historic significance and / or removal of elements covering such details.
- 4.3.7. Roof Repair: Replacement or repair of all or portions of the roof.
- 4.3.8. Gutters and Downspouts: Replacement or repair of existing gutters and / or downspouts.
- 4.3.9. Ineligible: Though not an all-inclusive list, the following are specifically not eligible: burglar bars, painting a new building.

4.4. Interior Renovation: The following are Eligible Enhancements except as noted otherwise:

- 4.4.1. Renovations: Renovations that enhance the commercial usability of the building.
- 4.4.2. Ineligible: Though not an all-inclusive list, the following are specifically not eligible: painting, wallpaper, and other types of aesthetic treatments.
- 4.5. Landscaping: The following are Eligible Enhancements except as noted otherwise:
 - 4.5.1. Edging: Providing a perimeter to shrub beds with materials deemed to be of a long life, e.g. brick, stone, concrete, steel.
 - 4.5.2. Shrubs and Trees: Shrubs and / or trees of a variety that are sustainable in the area when combined with removal of existing shrubs and / or trees that are either overgrown or of poor quality. Preference is given to xeriscape approaches using drought-tolerant plant species.
 - 4.5.3. Seasonal Color: Providing one-time planting of annual or perennial flowers in critical areas adequate to provide an appealing impact.
 - 4.5.4. Irrigation: Automatic irrigation system complying with all code requirements. Preference is given to water conservation measures and approaches (e.g. drip irrigation).
 - 4.5.5. Lawn Renovation: Removal or re-establishment of an existing lawn with a desirable type of lawn. (An automatic irrigation system is required with this Enhancement.)
 - 4.5.6. Fencing: Replacement of fencing or installation of new fencing that is visually appealing.
 - 4.5.7. Ineligible: Though not an all-inclusive list, the following are specifically not eligible: landscape pruning, mowing and / or maintenance.
- 4.6. Lighting: The following are Eligible Enhancements:
 - 4.6.1. Interior: Lighting of a permanent nature that enhances the commercial viability of a building.
 - 4.6.2. Pedestrian: Increases in lighting in pedestrian areas on or adjacent to the Property, e.g. sidewalks, parking lots.
 - 4.6.3. Accents: Lighting that accentuates exterior features of the building or Property creating a pleasant ambience on the Property.
 - 4.6.4. Signage: Lighting that illuminates signage identifying the business.
- 4.7. Parking / Driveways: The following are Eligible Enhancements except as noted otherwise:
 - 4.7.1. Reconstruction: Removal of existing pavement, gravel, curbing, drives, accessibility ramps, etc. and replacement with reconstruction meeting City requirements.
 - 4.7.2. Resurfacing: Re-topping asphalt parking areas.
 - 4.7.3. Restriping: Repainting of parking stall stripes and / or fire lane graphics meeting the City's requirements.
 - 4.7.4. Ineligible: Though not an all-inclusive list, the following are specifically not eligible: Installation, repair or replacement of any surface that is not an all-weather hard surface as required by the City's code of ordinances.

4.8. Pedestrian Amenities: The following are Eligible Enhancements:

- 4.8.1. Paving: Paving of a unique nature in areas that allow customers to congregate.
- 4.8.2. Seating Areas: Provisions for seating in areas where customers may congregate before, during or after supporting the business.
- 4.8.3. Shade: Provisions for shading pedestrian areas to include permanent or temporary canopies, awnings, umbrellas or similar shade structures.
- 4.8.4. Music: Provisions for permanent installation of fixtures to accommodate providing music in areas where customers congregate.
- 4.8.5. Trash Receptacles: Trash receptacles establishing or matching a design theme utilized throughout the pedestrian areas.
- 4.8.6. Play Equipment: Recreational equipment intended for the entertainment of children when placed on private property in close proximity to the primary building.

4.9. Signage: The following are Eligible Enhancements. The replacement of signs that do not conform to current City requirements is a priority for the City.

- 4.9.1. Replacing Signs: Replacing existing signs, with new signage that complies with all City requirements.

4.10. Code Compliance: The following are Eligible Enhancements:

- 4.10.1. Public Accessibility: Reconstruction or new construction to comply with public accessibility requirements.
- 4.10.2. Fire Suppression Systems: Replacement, upgrade, or installation of fire suppression systems in compliance with current codes.

4.11. Demolition: The costs of demolishing and removing existing structures on a Property may be considered for Property Enhancements.

4.12. Public Art: Providing for the placement of Public Art on the Property.

4.13. Participation Limitations: The potential matching Grant for each type of Enhancement would be the lesser of the Maximum Percentage or Maximum Per Enhancement Category Amount. The Applicant is responsible for the remaining costs of the Enhancement and must complete the full Enhancement to be eligible for the matching Grant.

- 4.13.1. Maximum Percentage: A Maximum Percentage of fifty percent (50%) shall be the maximum percentage of the total cost of any Enhancement that the City will grant the Applicant.

4.13.2. Maximum Per Enhancement Category: A Maximum Amount of five thousand dollars (\$5,000) is the maximum dollar amount to be granted for any category of Enhancement.

4.13.3. Accumulative Maximum Grant: Notwithstanding the Maximum Percentage and Maximum Per Enhancement Category limitations for each type of Enhancement, no Property or Business may receive more than five thousand dollars (\$5,000) in matching Grants during one 12-month period. The following examples are provided to clarify different application scenarios:

- A. Example 1: Applicant desires to do \$12,000 in eligible Landscape Enhancements. By Policy, the maximum Grant allowed by the Max Percentage (50%) would be \$6,000, but the maximum Grant allowed by the Max Per Category would be \$5,000. The lesser of the two is \$5,000 which would be the maximum matching Grant for the \$12,000 landscaping project. Further, within a 12-month period the Applicant cannot receive additional grants for any Enhancements (per Section 4.13.3).
- B. Example 2: Applicant desires to do \$8,000 in eligible Landscape Enhancements. By Policy, the maximum Grant allowed by the Max Percentage (50%) would be \$4,000, and the maximum Grant allowed by the Max Per Category would be \$5,000. The lesser of the two is \$4,000 which would be the maximum matching Grant for the \$8,000 landscaping project. Further, within a twelve-month period the Applicant cannot receive more grants for Landscape Enhancements (per Section 3.1.8), but may apply and receive a second matching Grant, not to exceed \$1,000 (\$5,000 max - \$4,000 Grant) for any Enhancement category *other than* Landscaping.

Section 5.

Grant Priorities

The City has determined that the following are priorities for the benefits of this Policy. The evaluation of the merits of any Application shall take into consideration whether or not the Application also meets these priorities.

5.1. Preferred Areas: The following areas of the City are areas of priority for implementation of this Policy:

5.1.1. Transportation Corridors including; Saginaw Blvd, Bailey Boswell Rd, Old Decatur Rd, Blue Mound Rd (west side), McLeroy Blvd; and

5.1.2. Downtown areas.

5.2. Preferred Businesses: The following types of businesses are a priority for implementation of this Policy:

5.2.1. Retail;

5.2.2. Restaurants;

5.2.3. Professional Office;

5.2.4. Industrial and manufacturing; and

5.2.5. Any sales-tax generating business.

Section 6.

Administrative Procedures

Following are the Administrative Procedures regarding the Application for and approval of Building Improvement Grants:

6.1. Pre-Submittal: All Applicants are encouraged to meet with Staff prior to preparation of an Application.

Applicants should contact the following to set up a meeting.

Department of Economic Development
333 West McLeroy Blvd, Saginaw, TX 76179
(817) 230-0331

6.2. Application: The submittal of an Application is required prior to any evaluation of the request for Building Improvement Grants. The Application shall be on a form prepared by Staff and available on the City's website or at the location noted in 6.1.

6.2.1. Required Information: The following shall be included with the Application:

- A. Proof of ownership of the Property;
- B. Photographs of the existing Property;
- C. Drawings, renderings, plans of the proposed Enhancements;
- D. Written description of the Enhancements including building materials and color schemes to be used;
- E. Construction Cost estimate; and
- F. If Applicant is not the Property owner:
 - i. Written approval of the Application from the owner;
 - and ii. Copy of the signed lease agreement.

6.2.2. Amendments: Staff may amend the form of the Application as needed to more efficiently evaluate the merits of requested Enhancements.

6.3. Review & Evaluation: Following are criteria to review and evaluate the Application:

6.3.1. Review Criteria:

- A. Completeness of Application: Completeness of the Application; including all required attachments.
- B. Grant Priorities: Whether the Application includes a targeted business classification or whether it is located in a targeted improvement area as defined in Section 5.

- C. Impact: An estimation of the impact that the Enhancements might have, particularly as a catalyst for continued private investment.
- D. Non-funded Improvements: Are the improvements associated with the Grant part of a larger effort to enhance the Property.
- E. Elimination of a Non-Conformity: Do the Enhancements eliminate a legal non-conforming aspect of the Property.

6.3.2. Staff Evaluation and Recommendation: The coordinating Staff member shall convene a team of the appropriate persons to evaluate the Application. Upon review, such team shall prepare a recommendation to forward to the Board.

- A. Site Visit: Prior to formal evaluation of the Application, the Applicant shall allow Staff the opportunity to visit the Property to verify its status prior to any Enhancements.

6.4. Approval: The Board shall make the final decision regarding the merits of the Application and the appropriate Property Enhancement Grant to be given, if any, if funds are available as pre-approved by the Council for the funding period. If approval of the Application requires funds not pre-approved by the Council, the board will prepare a recommendation to forward to the Council for final approval. Upon approval of a matching Grant, the Board shall enter into an Agreement with the Applicant on a form acceptable to the City Attorney. The Agreement, at a minimum, must contain the following: 6.4.1. Enhancements: List the specifications of the proposed Enhancements on the Property.

6.4.2. Access: Provide the City and Staff access to the Property to ensure that the Enhancements or repairs are made according to the specifications and conditions in the Agreement.

6.4.3. Grant: Provide for the procedures of the matching Grant payment.

6.4.4. Recapture Provisions: Provide for the repayment of a Grant if the Applicant or the condition of the Property do not fulfill all obligations required under the Agreement. The City may take any remedy necessary to recover the funds, including filing a lien on the Property.

6.5. Pre-Construction Meeting: If the matching Grant is approved as noted above, and if deemed necessary by Staff, the Applicant must attend a pre-construction meeting with Staff to coordinate any required permits, execute Grant documents, and resolve any questions either party might have.

6.6. Notice to Proceed: Upon approval as noted above, Staff shall prepare and issue a written Notice to Proceed authorizing the Applicant to begin work on the Enhancements. The Notice to Proceed shall in no event be regarded as the issuance or approval of a building permit or any other construction permits.

6.6.1. Required: All Grant documents, including the Agreement with the City, must be executed and all required permits must be received prior to issuance of the Notice to Proceed.

- 6.6.2. Beginning of Work: All work must begin within sixty (60) days of the issuance of the Notice to Proceed.
- 6.6.3. Completion of Work: All work for approved projects must be complete within ninety (90) days of the Notice to Proceed unless an Applicant's written request for extension is granted in writing by the Board.
- 6.7. Construction: All construction shall be in accordance with all requirements for permitting and inspection required by the City.
- 6.8. Verification: Upon completion and approval of the work by the City, Staff shall verify that the work has been performed as authorized in the approval action.
- 6.8.1. Documentation: The Applicant shall provide Staff with documentation necessary to determine the Construction Costs of the Enhancements as approved, e.g. copies of paid contractor invoices, receipts or processed checks. Construction Costs not supported by adequate documentation shall not be eligible for reimbursement.
- 6.9. Payment: Upon verification of compliance with the approval action, Staff shall cause a check to be issued to the Applicant in the approved amount.
- 6.9.1. Cost Overruns: Any costs above and beyond the amounts approved shall be the responsibility of the Applicant.

Section 7.

Applicant / Owner Certifications

The Application shall include the following certifications which shall be affirmed by the Applicant / Owner by signing the Application.

- 7.1. Application Accuracy: The information provided in the Application, and all that may have been affixed thereto, is true and correct, and that the City may rely on all of the information therein contained, and all that may have been affixed thereto, as being true and correct.
- 7.2. Compliance: I (we) certify that I am (we are) solely responsible for all safety conditions and compliance with all safety regulations, building codes, ordinance and other applicable regulations. Neither approval of an Application nor payment of a Grant upon completion of the project shall constitute approval of the project by any City department or Staff or a waiver by the City of any safety regulation, building code, ordinance or other applicable regulation.
- 7.3. Insurance: I (we) certify that I (we) maintain sufficient insurance coverage for property damage and personal injury liability relating to the project.
- 7.4. Maintenance: I (we) certify that the Enhancements, once approved by the City shall be maintained for a period of three (3) years from the date of payment. No changes shall be made without prior written approval from the City.

- 7.5. Discretionary Rights: I (we) certify that I (we) acknowledge that the City has the absolute right of discretion in deciding whether or not to approve a matching Grant relative to the Application, whether or not such discretion is deemed arbitrary or without basis in fact including the right to approve or disapprove a Grant on terms and conditions that are contrary to the guidelines of this policy.
- 7.6. Policy Promotion: I (we) authorize the City to use an approved project to promote the merits of this Policy, including but not limited to displaying a sign at the Property or Business during and within thirty (30) days after construction, and using photographs and descriptions of the project in distribution material, press releases, social media and on the City's website.
- 7.7. Indemnification: I (we) certify that I am (we are) solely responsible for overseeing the work, and will not seek to hold the City, the Board, and / or their agents, employees, officers, and / or directors liable for any property damage, personal injury, or other loss related in any way to this Policy, and by submission of an Application, agree to indemnify the City, the Board, and / or their agents, employees, officers, and / or directors from any claims or damages resulting from the project, including reasonable attorney fees.

Section 8.

General Provisions

- 8.1. Termination: The City has the right to terminate any agreement under this Policy for any reason.
- 8.2. Changes During Construction: If an Applicant seeks to change the scope of their project after a Grant has been approved, the Applicant shall meet with Staff to discuss the desired change. Staff has the authorization to approve minor modifications during construction. Any other desired modification shall be placed before the approving body for reconsideration.
- 8.3. Flexibility: The terms and conditions of this Policy are a guideline for the Board during their deliberation and evaluation. The City reserves the right to modify the terms and conditions herein at any time, including for any pending application, and may approve a Grant on terms and conditions contrary to the guidelines set forth in this policy.
- 8.4. Section or Other Headings: Section or other headings contained in this Policy are for reference purposes only and shall not affect in any way the meaning or interpretation of this Policy.
- 8.5. Severability: In the event that any provision of this Policy is determined to be illegal, invalid, or unenforceable, then, and in that event, it is the intention that the remainder of this Policy shall not be affected thereby.

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City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Rick Trice, P.E.
Director of Public Works

Agenda Items: (4)(d)

E-mail: rtrice@saginawtx.org

Phone: (817) 230-0449

SUBJECT:

Action Regarding Capital Improvements Advisory Committee Recommendation Regarding Land Use Assumptions and Impact Fees

BACKGROUND/DISCUSSION:

As set forth in the Local Government Code, the Capital Improvements Committee meets twice yearly to review the progress of the capital improvements plan and report to the City Council any needed revisions or updates to the land use assumptions, capital improvements plan, and impact fees.

The committee met on July 13, 2021 for that purpose.

They voted unanimously to advise the City Council that the project expenditures are on schedule and that there is no reason to update the land use assumptions, and the impact fees are valid at this time.

FINANCIAL IMPACT:

N.A.

RECOMMENDATION:

Staff concurs with the recommendation from the Capital Improvements Advisory Committee that the project expenditures are on schedule and there is no reason to update the land use assumptions, and the impact fees are valid at this time and recommends City Council acceptance.

ATTACHMENTS:

Description

Capital Improvements Advisory Committee Minutes July 13, 2021

Capital Improvements Advisory Committee Recommendation July 13, 2021

**MINUTES OF A REGULAR MEETING OF THE
CAPITAL IMPROVEMENTS ADVISORY COMMITTEE
HELD AT THE CITY HALL ON JULY 13, 2021**

Present at the Meeting:

Member	Place No. 3	Matthew Lewis
Member	Place No. 1	Kenneth Haney
Member	Place No. 2	William Barngrover
Member	Place No. 5	Jason LaBruyere
Director Public Works		Rick Trice
City Attorney		Bradley Anderle
City Attorney		Lindsey Hale
Recording Secretary		Mary Ragle

Absent from the Meeting:

Member	Place No. 4	Malinda Julien
Alternate Member	Alt. No. 1	Randy Villarreal
Alternate Member	Alt. No. 2	Brent Wooten
Ad Hoc Member		Mike Parish

Visitors at the Meeting:

Larry Little
Susy Victor-Trevino
John Cervantes
Kevin Pantoja

ITEM 1 CALL TO ORDER

Member Lewis called the meeting to order at 6:01 p.m.

ITEM 2 PRESENTATION OF MINUTES

The minutes of a regular meeting held November 10, 2020 were presented. Motion was made by Vice Chairman Haney with a second by Member Barngrover to accept the minutes as presented. Motion carried unanimously.

For: Chairman Lewis, Vice Chairman Haney,

Members Barngrover, LaBruyere

Against: None

Absent Member Julien, Alternate Members Villarreal, Wooten

ITEM 5 OVERVIEW OF CAPITAL IMPROVEMENTS ADVISORY COMMITTEE

DPW Trice reviewed the information that had been furnished in the members' packets and answered any questions they had. He also gave an update on current projects and remaining funds. Director Trice advised the members of future projects that they may see in the future.

ITEM 6 RECOMMENDATION TO COUNCIL

Motion was made by Member Barngrover with a second by Member LaBruyere to advise the City Council that the project expenditures are on schedule and the land use assumptions are valid. Motion carried unanimously.

For: Chairman Lewis, Vice Chairman Haney,
Members Barngrover, LaBruyere

Against: None

Absent Member Julien, Alternate Members Villarreal, Wooten

ITEM 7 ADJOURNMENT

Motion was made by Member Barngrover with a second by Vice Chairman Haney to adjourn the meeting. Motion carried unanimously.

For: Chairman Lewis, Vice Chairman Haney, Ad Hoc Member Parrish
Member Barngrover, Alternate Member Villarreal

Against: None

Absent Members Julien, LaBruyere, Alternate Member Peet

Chairman Lewis declared the Capital Improvements Advisory Committee meeting of November 10, 2020 adjourned at 6:10 p.m.

CAPITAL IMPROVEMENTS ADVISORY COMMITTEE

07/13/2021

RECOMMENDATION TO COUNCIL:

Motion was made by Member Bangor with a second by Member LaBrie to advise the City Council that the project expenditures are on schedule and that land use assumptions are valid,

For:

LaBrie
Member
LaBrie
Member
LaBrie

Against:

Absent



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Dolph Johnson
Asst. City Manager

Agenda Items: (4)(e)

E-mail: djohnson@saginawtx.org

Phone: 817-230-0325

SUBJECT:

Action regarding Resolution No. 2021-19, Approving a Negotiated Settlement Between The Atmos Cities Steering Committee (“ACSC”) And Atmos Energy Corp., Mid-Tex Division Regarding The Company's 2021 Rate Review Mechanism Filing

BACKGROUND/DISCUSSION:

The City, along with 171 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 April 1, 2021, 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, 2020, entitled it to additional system-wide revenues of \$43.4 million.

Application of the standards set forth in ACSC’s RRM Tariff reduces the Company’s request to \$40.5 million, \$29.3 million of which would be applicable to ACSC members. ACSC’s consultants concluded that the system-wide deficiency under the RRM regime should be \$22.34 million instead of the claimed \$40.5 million. The amount of the \$22.34 million deficiency applicable to ACSC members would be \$16.8 million.

After the Company reviewed ACSC’s consultants’ report, ACSC’s Executive Committee and the Company negotiated a settlement whereby the Company would receive an increase of \$22.78 million from ACSC Cities, but with a two-month delay in the Effective Date until December 1, 2021. This should save ACSC cities approximately \$3.8 million.

The Executive Committee recommends a settlement at \$22.78 million. The Effective Date for new rates is December 1, 2021. ACSC members should take action approving the Resolution before October 1, 2021.

Atmos generated proof that the rate tariffs attached to the Resolution will generate \$22.78 million in additional revenues from ACSC Cities. That proof is attached as Attachment 1 to this Staff Report. ACSC consultants have agreed that Atmos' Proof of Revenues is accurate.

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.

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 December 1, 2021, ACSC residents will maintain an economic monthly advantage over GRIP and DARR rates. See Attachment 3.

EXPLANATION OF "BE IT RESOLVED" PARAGRAPHS:

1. This section approves all findings in the Resolution.
2. This section adopts the RRM rate tariffs and finds the adoption of the new rates to be just, reasonable, and in the public interest.
3. This section makes it clear that Cities may challenge future costs associated with gas leaks like the explosion in North Dallas or the evacuation in Georgetown.
4. This section finds that existing rates are unreasonable. Such finding is a necessary predicate to establishment of new rates. The new tariffs will permit Atmos Mid-Tex to recover an additional \$22.78 million from ACSC Cities.
5. This section approves an exhibit that establishes a benchmark for pensions and retiree medical benefits to be used in future rate cases or RRM filings.
6. This section approves an exhibit to be used in future rate cases or RRM filings regarding recovery of regulatory liabilities, such as excess deferred income taxes.
7. This section requires the Company to reimburse the City for expenses associated with review of the RRM filing, settlement discussions, and adoption of the Resolution approving new rate tariffs.
8. This section repeals any resolution or ordinance that is inconsistent with the Resolution.
9. This section finds that the meeting was conducted in compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.
10. This section is a savings clause, which provides that if any section is later found to be unconstitutional or invalid, that finding shall not affect, impair, or invalidate the remaining provisions of this Resolution. This section further directs that the remaining provisions of the Resolution are to be interpreted as if the offending section or clause never existed.
11. This section provides for an effective date upon passage. December 1, 2021 represents a two month delay in the Effective Date established by the RRM tariff.
12. This section directs that a copy of the signed Resolution be sent to a representative of the Company and legal counsel for ACSC.

CONCLUSION

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 \$43.4 million in additional system-wide revenues, the RRM settlement at \$22.78 million for ACSC Cities reflects substantial savings to ACSC Cities. Settlement at \$22.78 million (plus \$3.8 of additional savings due to the two-month delay) is fair and reasonable. The ACSC Executive Committee consisting of city employees of 18 ACSC members urges all ACSC members to pass the Resolution before October 1, 2021. New rates become effective December 1, 2021.

FINANCIAL IMPACT:

The impact of the settlement on average residential rates is an increase of \$1.28 on a monthly basis, or 2.2 percent. The increase for average commercial usage will be \$4.03 or 1.61 percent. A bill impact comparison is attached as Attachment 2.

RECOMMENDATION:

Staff recommends approval of Resolution No. 2021-19

ATTACHMENTS:

Description

Resolution 2021-19

Resolution 2021-19 Attachments

Staff Report Attachments

FAQ for ACSC History and the Ratemaking Process

RESOLUTION NO. 2021-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2021 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 ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION 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 RESOLUTION TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.

WHEREAS, the City of Saginaw, 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 April 1, 2021, Atmos Mid-Tex filed its 2021 RRM rate request with ACSC Cities based on a test year ending December 31, 2020; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2021 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 \$22.78 million applicable to ACSC Cities with an Effective Date of December 1, 2021; 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 two month delayed Effective Date from October 1 to December 1 will save ACSC ratepayers approximately \$3.8 million off new rates imposed by the attached tariffs (Exhibit A); and

WHEREAS, the attached tariffs (Exhibit A) 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 (Exhibit B); and

WHEREAS, the settlement agreement establishes an amortization schedule for regulatory liability prepared by Atmos Mid-Tex (Exhibit C); and

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

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

Section 1. That the findings set forth in this Resolution 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 \$22.78 million for ACSC Cities 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 2021 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 Exhibit A, are just and reasonable, and are designed to allow Atmos Mid-Tex to recover annually an additional \$22.78 million from customers in ACSC Cities, 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 Exhibit B, attached hereto and incorporated herein.

Section 6. That subject to any future settlement or decision regarding the balance of Excess Deferred Income Tax to be refunded to ratepayers, the amortization of regulatory liability shall be consistent with the schedule found in Exhibit C, attached hereto and incorporated herein.

Section 7. That Atmos Mid-Tex shall reimburse the reasonable ratemaking expenses of the ACSC in processing the Company's 2021 RRM filing.

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

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

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

Section 11. That consistent with the City Ordinance that established the RRM process, this Resolution shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after December 1, 2021.

Section 12. That a copy of this Resolution 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 _____, TEXAS, BY A VOTE OF ____ TO ____, ON THIS THE _____ DAY OF _____, 2021.

Mayor

ATTEST:

City Secretary

APPROVED AS TO FORM:

City Attorney

Exhibit A
to 2021 RRM Resolution or Ordinance

Mid-Tex Tariffs
Effective December 1, 2021

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 12/01/2021	PAGE:

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	\$ 20.85 per month
Rider CEE Surcharge	\$ 0.05 per month ¹
Total Customer Charge	\$ 20.90 per month
Commodity Charge – All <u>Ccf</u>	\$0.27979 per Ccf

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

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

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

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

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

Agreement

An Agreement for Gas Service may be required.

Notice

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

¹Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2021.

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 12/01/2021	PAGE: Page

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	\$ 56.50 per month
Rider CEE Surcharge	\$ 0.01 per month ¹
Total Customer Charge	\$ 56.51 per month
Commodity Charge – All Ccf	\$ 0.12263 per Ccf

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

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

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

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

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

Agreement

An Agreement for Gas Service may be required.

Notice

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

¹ Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2021.

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 12/01/2021	PAGE:

Application

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

Type of Service

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

Monthly Rate

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

Charge	Amount
Customer Charge per Meter	\$ 1,054.75 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.4330 per MMBtu
Next 3,500 MMBtu	\$ 0.3171 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0680 per MMBtu

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

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

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

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

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.

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 12/01/2021	PAGE:

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.

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 12/01/2021	PAGE:

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	\$ 1,054.75 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.4330 per MMBtu
Next 3,500 MMBtu	\$ 0.3171 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0680 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.

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 12/01/2021	PAGE:

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 12/01/2021	PAGE:

Provisions for Adjustment

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

Computation of Weather Normalization Adjustment

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

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

Where

i = any particular Rate Schedule or billing classification within any such particular Rate Schedule that contains more than one billing classification

$WNAF_i$ = Weather Normalization Adjustment Factor for the i^{th} rate schedule or classification expressed in cents per Ccf

R_i = Commodity Charge rate of temperature sensitive sales for the i^{th} schedule or classification.

HSF_i = heat sensitive factor for the i^{th} schedule or classification divided by the average bill count in that class

NDD = billing cycle normal heating degree days calculated as the simple ten-year average of actual heating degree days.

ADD = billing cycle actual heating degree days.

BL_i = base load sales for the i^{th} schedule or classification divided by the average bill count in that class

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

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

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

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 12/01/2021	PAGE:

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	11.88	0.1459	85.39	0.6996
Austin	10.34	0.1452	194.82	0.9398
Dallas	15.21	0.1915	148.19	1.0986
Waco	10.63	0.1373	130.39	0.7436
Wichita Falls	12.63	0.1398	109.17	0.5803

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.

Exhibit B
to 2021 RRM Resolution or Ordinance

Mid-Tex
2021 Benchmark for Pensions
and Retiree Benefits

Line No.	Description	Shared Services		Mid-Tex Direct		Adjustment Total
		Pension Account Plan	Post-Employment Benefit Plan	Pension Account Plan	Supplemental Executive Benefit Plan	
	(a)	(b)	(c)	(d)	(e)	(g)
Proposed Benefits Benchmark - Fiscal Year 2021 Willis Towers Watson						
1	Report as adjusted (1) (2) (3)	\$ 2,917,949	\$ 4,908,358	\$ 5,447,063	\$ 293,818	\$ 6,600,073
2	Allocation to Mid-Tex	43.68%	43.68%	76.11%	100.00%	76.11%
Proposed Benefits Benchmark Costs Allocated to Mid-Tex (Ln 1 x Ln 2)						
3		\$ 1,274,655	\$ 2,144,130	\$ 4,145,546	\$ 293,818	\$ 5,023,057
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) (3)	\$ 1,274,655	\$ 2,144,130	\$ 4,145,546	\$ 293,818	\$ 5,023,057
6						\$ 12,881,205
7						
8	Summary of Costs to Approve (1):					
9						
10	O&M Expense Factor (WP_F-2.3, Ln 2)	75.07%	75.07%	38.66%	11.00%	38.66%
11						
12						
13	Total Pension Account Plan					\$ 2,559,357
14	Total Post-Employment Benefit Plan	\$ 956,873	\$ 1,609,582	\$ 1,602,484	\$ 32,322	\$ 1,941,691
15	Total Supplemental Executive Benefit Plan					\$ 3,551,272
16	Total (Ln 13 + Ln 14 + Ln 15)	\$ 956,873	\$ 1,609,582	\$ 1,602,484	\$ 32,322	\$ 1,941,691
						\$ 6,142,952

1. Studies not applicable to Mid-Tex or Shared Services are omitted.

2. Mid-Tex is proposing that the Fiscal Year 2021 Willis Towers Watson actuarial amounts shown on WP_F-2.3 and WP_F-2.3.1, be approved by the RRM Cities as the benchmark amounts to be used to calculate the regulatory asset or liability for future periods. The benchmark amount approved by the RRM Cities for future periods includes only the expense amount. The amount attributable to capital is recorded to utility plant through the overhead process as described in the CAM.
3. SSU amounts exclude cost centers which do not allocate to Mid-Tex for rate making purposes.

3. SSU amounts exclude cost centers which do not allocate to Mid-Tex for rate making purposes.

Exhibit C
to 2021 RRM Resolution or Ordinance

Mid-Tex 2021 Schedule for
Amortization for Regulatory Liability

ATMOS ENERGY CORP., MID-TEX DIVISION
RATE BASE ADJUSTMENTS
TEST YEAR ENDING DECEMBER 31, 2020
AMORTIZATION OF REGULATORY LIABILITY

Line No.	Year Ended Dec. 31	Beginning Protected Balance	Protected Amortization	Ending Protected Balance	Beginning Unprotected Balance	Unprotected Amortization	Ending Unprotected Balance	Total Protected & Unprotected Amortization	Total Protected & Unprotected Balance
	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
1	2017 (3)	\$ -	\$ -	\$ (51,477,654)	\$ -	\$ -	\$ 343,746,535	\$ -	\$ 292,268,881
2	2018	(51,477,654)	494,977	(50,982,677)	343,746,535	(3,513,868)	340,232,667	(3,018,891)	289,249,991
3	2019	(50,982,677)	1,979,910	(49,002,767)	340,232,667	(14,057,872)	326,174,795	(12,077,963)	277,172,028
4	2020	(49,002,767)	1,979,910	(47,022,857)	326,174,795	(13,988,908)	312,185,886	(12,008,999)	265,163,029
5	2021	(47,022,857)	3,464,842	(43,558,015)	312,185,886	(26,390,127)	285,795,760	(22,925,284)	242,237,745
6	2022	(43,558,015)	1,979,910	(41,578,105)	285,795,760	(60,167,528)	225,628,231	(58,187,619)	184,050,126
7	2023	(41,578,105)	1,979,910	(39,598,195)	225,628,231	(60,167,528)	165,460,703	(58,187,619)	125,862,508
8	2024	(39,598,195)	1,979,910	(37,618,286)	165,460,703	(60,167,528)	105,293,175	(58,187,619)	67,674,889
9	2025	(37,618,286)	1,979,910	(35,638,376)	105,293,175	(60,167,528)	45,125,646	(58,187,619)	9,487,270
10	2026	(35,638,376)	1,979,910	(33,658,466)	45,125,646	(45,125,646)	(0)	(43,145,737)	(33,658,466)
11	2027	(33,658,466)	1,979,910	(31,678,556)	(0)	0		1,979,910	(31,678,556)
12	2028	(31,678,556)	1,979,910	(29,698,647)	-	-		1,979,910	(29,698,647)
13	2029	(29,698,647)	1,979,910	(27,718,737)	-	-		1,979,910	(27,718,737)
14	2030	(27,718,737)	1,979,910	(25,738,827)	-	-		1,979,910	(25,738,827)
15	2031	(25,738,827)	1,979,910	(23,758,917)	-	-		1,979,910	(23,758,917)
16	2032	(23,758,917)	1,979,910	(21,779,007)	-	-		1,979,910	(21,779,007)
17	2033	(21,779,007)	1,979,910	(19,799,098)	-	-		1,979,910	(19,799,098)
18	2034	(19,799,098)	1,979,910	(17,819,188)	-	-		1,979,910	(17,819,188)
19	2035	(17,819,188)	1,979,910	(15,839,278)	-	-		1,979,910	(15,839,278)
20	2036	(15,839,278)	1,979,910	(13,859,368)	-	-		1,979,910	(13,859,368)
21	2037	(13,859,368)	1,979,910	(11,879,459)	-	-		1,979,910	(11,879,459)
22	2038	(11,879,459)	1,979,910	(9,899,549)	-	-		1,979,910	(9,899,549)
23	2039	(9,899,549)	1,979,910	(7,919,639)	-	-		1,979,910	(7,919,639)
24	2040	(7,919,639)	1,979,910	(5,939,729)	-	-		1,979,910	(5,939,729)
25	2041	(5,939,729)	1,979,910	(3,959,820)	-	-		1,979,910	(3,959,820)
26	2042	(3,959,820)	1,979,910	(1,979,910)	-	-		1,979,910	(1,979,910)
27	2043	(1,979,910)	1,979,910	0	-	-		1,979,910	0
28									
29	Revenue Related Tax Factor				See WP_F-5.1			6.79%	
30	Revenue Related Taxes on Annual Amortization				Amortization * Tax Factor		\$	3,949,355	
31	Amortization Including Revenue Related Taxes				Amortization + Taxes		\$	<u>62,136,973</u>	
32									
33	Notes:								
34	1. The annual amortization of the protected balance is a 26 year recovery period based on the Reverse South Georgia Method. The annual amortization of the unprotected balance is 5 years.								
35	2. The Regulatory Liability is recorded to FERC Accounts 253 and 242, Sub Account 27909.								
36	3. This is the final Mid-Tex liability balance filing the Fiscal Year 2018 tax return.								

**Attachment 1 to
Model Staff Report**

2021 RRM

Proof of Revenues

ATMOS ENERGY CORP., MID-TEX DIVISION
RRM CITIES RATE REVIEW MECHANISM
PROOF OF REVENUES - RRM CITIES
TEST YEAR ENDING DECEMBER 31, 2020

Line No.	Customer Class (a)	Current (b)	Proposed (c)	Bills (d)	Ccf/MmBtu (e)	Current Revenues (f)	Proposed Revenues (g)	Increase (h)
1	Residential							
2	Customer Charge	\$	20.25	\$		\$ 280,698,048	\$ 289,015,027	\$ 8,316,979
3	Consumption Charge	0.26651	0.27979	13,861,632		167,181,199	175,511,717	\$ 8,330,518
4	Revenue Related Taxes				627,298,034	30,398,805	31,528,717	
5	Total Class Revenue					\$ 478,278,052	\$ 496,055,461	\$ 17,777,409
6	Commercial							
7	Customer Charge	\$	54.50	\$		\$ 59,642,184	\$ 61,830,888	\$ 2,188,704
8	Consumption Charge	0.11728	0.12263	1,094,352		42,672,431	44,619,033	\$ 1,946,602
9	Revenue Related Taxes				363,850,875	6,944,376	7,225,051	
10	Total Class Revenue					\$ 109,258,991	\$ 113,674,972	\$ 4,415,981
11	Industrial & Transportation							
12	Customer Charge	\$	1,014.50	\$		\$ 7,158,312	\$ 7,442,316	\$ 284,004
13	Consumption Charge Tier 1	\$	0.4157	\$	7,056	3,109,328	3,238,728	\$ 129,400
14	Consumption Charge Tier 2	\$	0.3044	\$		2,521,298	2,626,490	\$ 105,192
15	Consumption Charge Tier 3	\$	0.0653	\$		850,136	885,287	\$ 35,151
16	Revenue Related Taxes				13,018,926	925,722	963,306	
17	Total Class Revenue					\$ 14,564,796	\$ 15,156,127	\$ 591,331
18	Total Excluding Other Revenue					\$ 602,101,840	\$ 624,886,561	\$ 22,784,721
19	Revenue Related Tax Factor	6.7873%						\$ 21,336,550

**Attachment 2
to 2021 RRM Staff Report**

Bill Impact

Line No.	Rate R @ 45.2 Ccf					Current	Proposed	Change
1						\$	20.25	
2	Customer charge							
3	Consumption charge							
4	Rider GCR Part A							
5	Rider GCR Part B							
6	Subtotal					\$	54.59	
7	Rider FF & Rider TAX							
8	Total					\$	3.71	
9								
10	Customer charge							
11	Consumption charge							
12	Rider GCR Part A							
13	Rider GCR Part B							
14	Subtotal					\$	55.79	
15	Rider FF & Rider TAX							
16	Total					\$	3.79	
17								
18								
19								
20	Customer charge					\$	54.50	
21	Consumption charge							
22	Rider GCR Part A							
23	Rider GCR Part B							
24	Subtotal					\$	234.20	
25	Rider FF & Rider TAX							
26	Total					\$	15.90	
27								
28	Customer charge							
29	Consumption charge							
30	Rider GCR Part A							
31	Rider GCR Part B							
32	Subtotal					\$	237.98	
33	Rider FF & Rider TAX							
34	Total					\$	16.15	
35								

**Attachment 3
to 2021 RRM Staff Report**

RRM Monthly Savings Over GRIP and DARR Rates

**ATMOS ENERGY CORP., MID-TEX DIVISION
RESIDENTIAL AVERAGE BILL COMPARISON
(EXCLUDING GAS COSTS)**

	ACSC Settled	DARR Settled	ATM Filing	ENVIRONS Filing
Customer Charge	\$20.85	\$23.80	\$27.68	\$25.90
Monthly Ccf [1]	45.2	52.7	45.2	45.2
Consumption Charge	\$0.27979	\$0.19526	\$0.14846	\$0.18653
Average Monthly Bill	\$33.50	\$34.09	\$34.39	\$34.33
		-\$0.60	-\$0.89	-\$0.83

[1] Recognizes that average normal usage for Dallas residential customers is greater than Mid-Tex average.

FREQUENTLY ASKED QUESTIONS REGARDING ACSC HISTORY AND THE RRM RATEMAKING PROCESS

What is the role of Cities in ratemaking?

Cities have historically exercised original jurisdiction over the level of gas rates charged within their boundaries. Generally, gas distribution utilities have filed rate cases at the City level and have only gone to the Railroad Commission of Texas (“RCT” or “Commission”) with an appeal of City action or when they could not reach a settlement with Cities. If a utility and Cities reach an agreement, the utility may then file a case at the RCT to implement the same rates approved by Cities in areas outside municipal boundaries.

Once a case is at the RCT, the Commission Staff generally expects Cities to intervene and do most of the discovery, cross-examination, briefing, and sponsor opposing witnesses. There is no consumer advocate at the RCT. If Cities do not participate in hearings at the RCT, the request of a regulated utility is likely to be rubber-stamped.

How and why was the Atmos Cities Steering Committee created?

The Atmos pipeline and distribution systems were built, owned, and operated by Lone Star Gas (“LSG”), which maintained over 200 rate jurisdictions until it sold its assets to Texas Utilities (“TXU”) in the late 1990’s. That meant that many Cities had their own unique distribution rates and that individual Cities had to process rate cases at the local level. LSG-Pipeline served all 200-plus distribution systems, and pipeline rates were set by the RCT.

From the early 1980’s through the late 1990’s, LSG filed no pipeline or system-wide rate cases at the RCT. When LSG was finally brought before the RCT to show cause why its rates should not be reduced, approximately 80 Cities intervened and created an *ad hoc* group known as the Steering Committee of Cities Served by Lone Star. In Gas Utilities Division (“GUD”) docket number 8664, three separate groups of Cities and a number of independent Cities (jointly the “Aligned Cities”) participated and coordinated their efforts to oppose the rate increase.

TXU purchased the LSG assets in the late 1990’s and immediately commenced consolidating 200-plus ratemaking jurisdictions into regions. As regional cases were filed, Cities within each region created an *ad hoc* committee to form a common strategy and negotiating position. Once TXU had aggregated the Cities into five or six jurisdictions, each with a different rate, Texas Utilities Gas Company filed a system-wide case to bring all of the old LSG territory under one common rate. The different City regional committees then united and formed the Allied Coalition of Cities (“ACC”). While the gas utility assets were owned and controlled by TXU, the coalition transformed itself from an *ad hoc* group that came together only in response to rate filings by the utility into a permanent standing coalition.

In Gas Utilities Docket (“GUD”) No. 9400 in 2004, TXU’s request for a \$61.6 million system-wide increase was aggressively opposed by ACC. Cities achieved disallowances of \$42.9 million of a regulatory asset and \$87.8 million of capitalized gas utility plant. The company received only a \$2.01 million increase. Unhappy with that result, TXU decided that owning a gas system was neither as fun nor as profitable as the deregulated electric system, and they sold the system to Atmos Energy Corporation (“Atmos” or “Company”). ACC was then transformed into the Steering

Committee of Cities Served by Atmos and then renamed Atmos Cities Steering Committee to obtain an easy to remember acronym, “ACSC.”

What is the Atmos Cities Steering Committee?

ACSC is a coalition of 175 Cities that unite in common purpose to address gas utility rate and franchise issues related to Atmos Energy Corporation. Its objectives are to: (1) ensure that gas utility rates charged to Cities and their residents are fair and reasonable; (2) maintain safe and reliable gas utility service; (3) protect cities’ original jurisdiction over rates and services; (4) maintain reasonable franchise revenue for cities; and (5) promote sound ratemaking policies in the public interest.

Cities join the permanent standing committee by passing a resolution and agreeing to support the work of ACSC through modest occasional *per capita* assessments that support ongoing administrative and legislative advocacy and all expenses where Cities are not entitled to reimbursement. Each member City designates a representative to ACSC. Member representatives may volunteer to serve on the ACSC Executive Committee. The Executive Committee sets policy, hires legal counsel and consultants, directs litigation, establishes a legislative agenda, sets assessments on members as needed, and meets quarterly with Atmos executives. The Settlement Committee is directly involved in negotiating resolution of contested matters with Atmos executives. The list of current members is attached.

What is the benefit of membership in ACSC?

One hundred seventy Cities speaking as one voice is much more effective in advocacy before the Railroad Commission and legislature than any one City or multiple small groups of Cities.

The legislature has given gas utilities a right to an annual increase in rates. Resources (both financial and human) of individual Cities are conserved by membership in ACSC. Additionally, membership enhances institutional memory of ratemaking issues, public policy debates, and right-of-way and franchise fee battles.

What has ACSC accomplished?

ACSC has been instrumental in saving consumers from paying hundreds of millions of unreasonable gas utility costs. This advocacy helps taxpayers and the Texas economy.

ACSC is involved in the legislative process to make sure consumers and taxpayers are represented on gas utility matters. ACSC advocates for reasonable rates and safe and reliable service. ACSC has maintained a watchful eye on the process to ensure that provisions that could harm the interest of gas utility ratepayers are excluded from the legislation.

ACSC has also resolved a major issue involving franchise fees. In 2010, Atmos unilaterally, without notice, ceased inclusion of franchise fees in the calculations of gross receipts regardless of whether specific franchises included such payments. Several Cities were willing to pursue the matter through litigation. However, counsel for ACSC was able to negotiate a resolution that allowed each member City to determine whether it desired an increase in franchise fee payments based on inclusion of franchise fees in the calculation of gross receipts. If a City opted for inclusion of fee-on-fee revenues, it had the further option of retroactive payments back to the point in time that Atmos decided to curtail fee-on-fee payments. Each member had these options regardless of the wording of

the then-valid franchise agreement. This resolution spared significant litigation costs and anxiety and was only possible because of the clout of the ACSC membership.

One of the most significant accomplishments of ACSC occurred in 2007 via a settlement of the then-pending, system-wide rate case. Approximately 50 ACSC City representatives showed up in Arlington for a meeting with Atmos executives who were shocked at the vocal opposition to Atmos' practices, the unfairness of annual Gas Reliability Infrastructure Program ("GRIP") rate filings that precluded City and citizen review, and the Company's lack of coordination with Cities. That meeting led to the creation of the Rate Review Mechanism ("RRM") process and improved ongoing communications between the Company and ACSC.

In 2010, these improved communications between ACSC and the Company led to a workable solution to the need to replace steel service lines in a manner that accommodated Cities' needs to control their rights-of-way, while moderating the rate impact and focusing first on the riskiest service lines based on leak repair histories. This compromise precluded a more onerous (from a City and consumer perspective) program threatened by the RCT.

What is an RRM case?

The concept of an RRM proceeding emerged as a three-year experimental substitute for GRIP cases as part of the settlement of Atmos Mid-Tex's 2007 system-wide rate case. In 2003, the Texas Legislature added Section 104.301, Interim Adjustment for Changes in Investment, to the Gas Utility Regulatory Act. While not identified as such in the law, § 104.301 was referred to as the Gas Reliability Infrastructure Program or GRIP. The GRIP adjustments allowed gas companies to recover changes to invested capital without a review of whether increased revenues or declining expenses offset the invested capital costs. Both Atmos Pipeline and Atmos Mid-Tex filed GRIP cases as soon as the RCT adopted rules to implement the interim adjustments. As explained below, it quickly became apparent that the GRIP adjustments were terrible public policy.

As an alternative to GRIP, ACSC entered into a negotiated agreement with Atmos in 2007 to establish the RRM process. Unlike GRIP, the RRM provided for an annual review of all portions of Mid-Tex's cost of service. It fixed an authorized rate of return on equity for the three-year period at 9.6% (which was less than what the RCT would have authorized) and set caps on the extent to which expenses or investments could increase from one year to the next. More importantly, it allowed Cities to make a comprehensive evaluation of all aspects of the utility's business—investment, operation and maintenance expenses, and revenues—unlike GRIP that only allows consideration of changes to invested capital.

Why is RRM superior to GRIP?

GRIP cases guarantee a one-sided, rubber-stamp approval of the utility's rate request. ACSC attempted to participate in the first two GRIP proceedings filed by both Atmos Pipeline and Atmos Mid-Tex at the RCT. Not only were Cities' motions to intervene denied, but also, ACSC's comments were ignored. At the City level, ACSC consultants determined that Atmos was not only including items such as artwork, chairs, computers, and meals in interim rate adjustments that were allegedly intended to promote pipeline safety, but the Company was also over-earning its previously authorized rate of return. ACSC attacked the Commission's rule in court because it denied City participation, denied a hearing on a contested matter, and denied Cities' recovery of any expenses

associated with resisting GRIP rate increases. In 2011, the Texas Supreme Court upheld the Commission's rule implementing the GRIP statute.

Cities have contended that the GRIP process is terrible public policy since it authorizes what would, from the perspective of a history of public interest regulation, be regarded as unlawful—piecemeal ratemaking. GRIP allows rates to increase if the utility's invested capital net of depreciation increases year-over-year. An increase in rates is mandated under GRIP if investment increases, even if increasing revenues and declining expenses more than offset the costs associated with increased investment.

The RRM process negotiated by ACSC solves the piecemeal ratemaking problem by providing for a comprehensive review of Atmos' expenses and revenues. Furthermore, the RRM process benefitted ACSC by: (1) allowing Cities' participation that would be denied under GRIP; (2) allowing Cities to recover, at utility shareholders' expense, all their ratemaking costs; and (3) avoiding both litigation and RCT jurisdiction.

The legislature has functionally authorized annual increases in gas utility rates through the GRIP process. Since consumers are otherwise stuck with annual rate increases, it is better to have Cities participate in the comprehensive RRM process than be unable to participate in a piecemeal process.

What has been the history of the RRM efforts?

A total of thirteen RRM filings have been made by the Company. These filings all resulted in settlements at the City level, except for the 2014 filing, which the ACSC Cities denied. The Company appealed the denial to the RCT, and ACSC was ultimately able to settle that proceeding before it reached the stage of a final RCT order. The results of these filings from a system-wide perspective are as follows (continued on next page):

RRM Filing	Year	Atmos Request	ACSC Settlement
#1	2008	\$33.5 million	\$20 million
#2	2009	\$20.2 million	\$2.6 million
#3	2010	\$70.2 million	\$27 million
#4	2011	\$15.7 million	\$6.6 million
#5	2013	\$22.7 million	\$16.6 million
#6	2014	\$45.7 million	\$43.8 million
#7	2015	\$28.8 million	\$22.8 million
#8	2016	\$35.4 million	\$29.6 million
#9	2017	\$7.4 million	\$48 million
#10	2018	\$27.4 million	\$24.9 million
#11	2019	\$54.1 million	\$48.7 million
#12	2020	\$136.3 million	\$124.3 million
#13	2021	\$40.5 million	\$31.5 million

Unable to reach agreement to perpetuate the original RRM terms, Atmos filed a traditional rate case with Cities in 2012 (GUD No. 10170), which was then appealed to the Railroad Commission. A final order in that case was entered in December 2012. The ratemaking decisions of the Commission then became the basis of renewal negotiations on the RRM process. The renewed RRM included some modifications that enhanced the original RRM process. Among these modifications were:

- A limit on the percentage of increase to be included in the monthly customer charge;
- A prohibition against capital post-test year adjustments;
- A time limit for known and measurable adjustments to operating and maintenance expenses;
- A guaranteed reduction in the Company's requested increase of at least \$3 million annually; and
- A limitation on the amount of equity in the Company's capital structure.

Changes to the RRM process

As noted in a communication to ACSC in May 2017, the rate of return on equity ("ROE") embedded in the RRM process between 2013 and 2017 of 10.5% is excessive by at least 100 basis points, based upon a reasonable rate of return that reflects the market conditions in which the Company, and its parent Atmos Energy, operates. Because this ROE cannot be altered except by (1) changing the terms of the RRM tariff, or (2) a Commission order coming out of a new rate case, ACSC informed the Company that the 2017 RRM will be the last filing by the Company under the current tariff. Atmos agreed to renegotiate the terms and conditions of a revised RRM tariff in 2017.

In February and March 2018, ACSC adopted a new RRM tariff ordinance that implemented new procedures and criteria for the RRM process. The revised RRM tariff reduced the allowed ROE from 10.5% to 9.8% and captured the reduced federal income tax rate of 21%. The new tariff expanded Cities' review period from three months to five months. It also required Atmos Mid-Tex to accept ACSC's position regarding incentive compensation related to Atmos' Shared Services Unit. The 2019 RRM filing is the second under the new tariff.

When must Cities approve new rates?

ACSC's Tariff Ordinance adopted around March 2018 declares that new rates become effective October 1st of each year. Due to Covid the rate increases were delayed in 2020 and 2021 until December 1 of each year. The deadline for city action remained at October 1 under the RRM tariff in those years. While it is preferable that ordinances or resolutions adopting new tariffs are passed before the end of September, there is no adverse consequence if final action cannot take place until sometime in October. The only thing that will frustrate new rates becoming effective on October 1 (or December 1 in 2020 and 2021) is City action that specifically denies the increase.

What would happen if a City Council denies the RRM rate increase?

Atmos would either appeal the denial to the Railroad Commission or initiate imposition of GRIP rates or both. Rates for residents of that City would be higher than rates of other ACSC member residents. Rate case expenses (both the City and Company) associated with litigation at the Railroad Commission would likely be surcharged back to the City that denied the increase.

If you have other questions please contact Thomas Brocato at (512) 322-5857 and/or tbrocato@lglawfirm.com (512) 322-5832.



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Keith C. Rinehart
Director of Community & Economic
Development
Vickie Weldon
Recreation Services Manager

Agenda Items: (6)

E-mail: krinehart@saginawtx.org

Phone: 18172300331

SUBJECT:

Update on the Saginaw Switchyard Food Truck Park

BACKGROUND/DISCUSSION:

The Switchyard Food Truck Park is located in the southern end of Willow Creek Park at 752 South Knowles Drive. This innovative program began operations in August 2020 during the middle of the COVID-19 Pandemic. Our first day in August 2020, we had one (1) food truck. In the beginning, staff was challenged with trying to convince established food trucks to give “The Switchyard” a chance. Like any business, food truck owners want to be where they can make money. Over time, our program has grown to average over 80 trucks per month. In fact two (2) Saturday’s ago, we had ten (10) food trucks on location that one day.

Stay tuned to <http://SaginawTx.org/1288/> and the NEW Facebook page for the Switchyard Food Truck Park at: <https://www.facebook.com/SaginawSwitchyard>.

This update will make evident the remarkable success of your investment in the Saginaw Switchyard Food Truck Park.

FINANCIAL IMPACT:

NA

RECOMMENDATION:

NA



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Kim Quin
Finance Director

Agenda Items: (7)

E-mail: kquin@saginawtx.org

Phone: 817-230-0332

SUBJECT:

Public Hearing - Presentation of Proposed Budget for Fiscal Year 2021/2022

BACKGROUND/DISCUSSION:

This public hearing is required to allow public input on the Fiscal Year 2021/2022 Proposed Budget.

FINANCIAL IMPACT:

The proposed budget is the financial plan for fiscal year 2021/2022.

RECOMMENDATION:

Staff recommends holding the public hearing on the Fiscal Year 2021/2022 Proposed Budget and tabling the item for consideration at the City Council meeting on August 16, 2021. At the August 16, 2021 meeting, the City Council will consider both the approval of the budget and tax rate.

ATTACHMENTS:

Description

Proposed budget and tax rate presentation



**FY2021/2022
BUDGET WORKSHOP & PUBLIC
HEARING
PROPOSED BUDGET**



General Fund

Revenues:

- Proposed property tax rate less than the voter-approval rate (VAR)
- VAR is more than the de minimis tax rate
- Sales tax estimated to be 7% over current year adopted
- Franchise fees down slightly - cable franchise fee
- Court fines and fees – average year
- Recreations fees – 50% of an average year
- Building and permit fees anticipated higher than current year budget
- Interest earnings down



General Fund

Ongoing Expenses:

- Full year funding for positions added during FY20/21: Library Administrative Intern, Inspector-In-Training, and Adoption and Rescue Coordinator.
- Human Resource Analyst position added
- Additional PT Animal Shelter Technician
- Summer Apprentice program
- Salary adjustments – generally 3% or to mid-point (STEP 4)
- Health, dental, life insurance cost remains the same
- TML insurance coverage increasing (property, liability, worker's compensation, errors & omissions, law enforcement liability)
- Third party COBRA administration
- Credit card transaction fees increasing
- Comprehensive Plan completion
- Fire dispatch service fees



General Fund

Ongoing Expenses (continued):

- Fire annual physical cost increase
- Step-up compensation for firefighters acting as apparatus operators
- Overtime increases in Police and Public Services for special events
- Increase in cost of firing range supplies (ammunition)
- Annual Police Taser replacement
- Annual sprinkler inspection for city facilities
- Cost of contract mowing increases
- Full year funding for contract project inspector
- Increase in veterinarian care for shelter animals
- IT increases for computer and server replacements, remote management and operating system software, email and anti-virus software, and off site backup
- Full year funding for Retail Coach contract



General Fund

One-time Expenses:

- Alerting system component for Fire Station 2 (Fort Worth dispatch system)
- Fire Department banquet
- Police Department canine unit
- Phase 4A of Americans with Disabilities Act study
- Public Works Department accreditation process
- Fall protection material for all playgrounds
- Exercise bike replacement
- Carpet Replacement at Recreation Center
- Start up costs for 5K race event
- Inspections vehicle for new position



General Fund

One-time Expenses (continued):

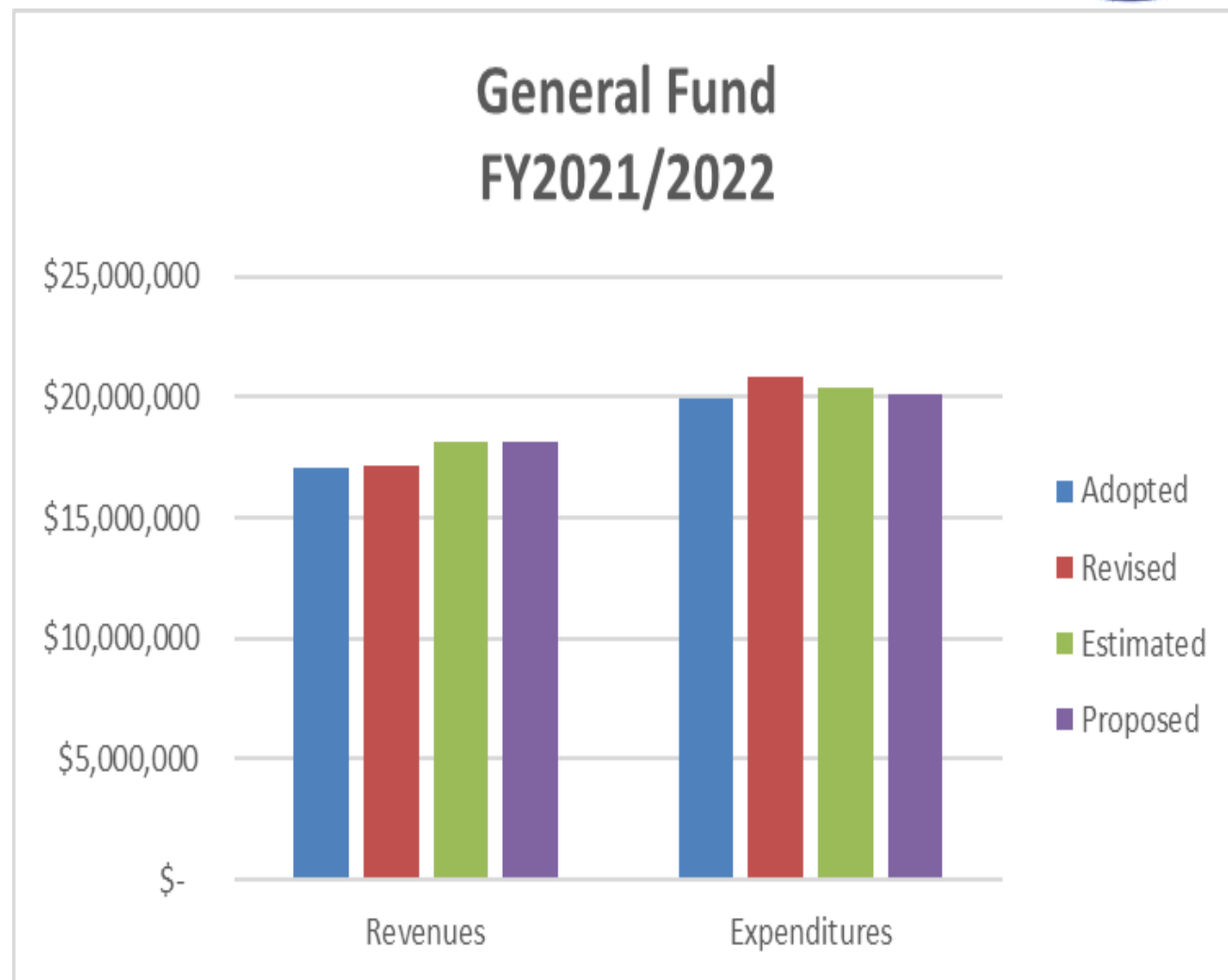
- Awning addition to fleet maintenance facility
- Traffic count map update
- Development agreement for The Square
- Funding for Saginaw Boulevard and industrial area redevelopment
- New server and disc printer for Police records software



General Fund

Proposed use of Fund Balance \$1,901,425

- \$1,303,320 The Square development agreement
- \$150,000 Saginaw Blvd/industrial redevelopment
- \$448,105 other one-time items



General Fund



	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 20/21 Proposed
Beginning Fund Balance	\$ 12,956,411	\$ 12,956,411			\$ 12,956,411	\$ 10,683,151
Current Property Tax	\$ 6,249,000	\$ 6,249,000	\$ 6,371,779	102%	\$ 6,447,880	\$ 6,805,960
Sales Tax	5,392,875	5,392,875	4,860,134	90%	6,244,260	5,788,900
Transfers from Other Funds	1,882,330	1,933,275	1,368,758	71%	1,933,275	2,008,085
Other	3,529,720	3,541,910	3,044,291	86%	3,479,940	3,572,665
Total Revenues	\$ 17,053,925	\$ 17,117,060	\$ 15,644,962	91%	\$ 18,105,355	\$ 18,175,610
Administrative	\$ 1,968,095	\$ 2,609,845	\$ 1,999,257	77%	\$ 2,562,070	\$ 2,166,255
Municipal Court	209,375	209,375	141,054	67%	204,745	206,540
Fire	3,865,690	3,907,990	2,927,850	75%	3,935,115	4,120,955
Police	5,332,000	5,332,380	3,776,955	71%	5,142,650	5,623,605
Public Services	1,551,570	1,600,615	1,191,199	74%	1,608,200	2,951,775
Parks	379,570	347,570	232,847	67%	345,460	395,910
Recreation and Comm. Serv.	1,080,960	1,096,330	446,524	41%	838,870	1,193,920
Library	621,540	621,540	460,299	74%	636,290	699,280
Inspection/Code Enforcement	692,230	692,370	538,006	78%	719,215	784,775
Animal Services	359,755	360,120	335,953	93%	393,590	491,185
Fleet Maintenance	517,495	517,380	313,249	61%	500,165	577,105
Economic Development	320,950	442,235	108,394	25%	442,235	346,700
Information Technology	389,505	405,855	314,355	77%	401,970	451,310
Transfers to other funds	2,648,040	2,648,040	-	0%	2,648,040	67,720
Total Expenditures	\$ 19,936,775	\$ 20,791,645	\$ 12,785,942	61%	\$ 20,378,615	\$ 20,077,035
Ending Fund Balance	\$ 10,073,561	\$ 9,281,826			\$ 10,683,151	\$ 8,781,726
Restricted Fund Balance	4,379,096	4,379,096			-	5,019,259
Reserved Fund Balance	3,723,712	3,723,712			-	-
Unrestricted Fund Balance	1,970,753	1,179,018			-	3,762,468
Inc/(Dec) in Fund Balance	\$ (2,882,850)	\$ (3,674,585)			\$ (2,273,260)	\$ (1,901,425)



Debt Service Fund

Revenues

- Property Tax
- Interest Earnings

Expenses

- Principal and interest on debt

2020 I&S rate .177341

2021 I&S rate .194458

Increase of 1.7 cents





Debt Service Fund

	FY 20/21	FY 20/21	FY 20/21		FY 20/21	FY 21/22
	Adopted	Revised	YTD	YTD %	Estimated	Proposed
Beginning Fund Balance	\$ 1,185,400	\$ 1,185,400			\$ 1,185,400	\$ 1,058,485
Revenues	\$ 3,930,855	\$ 3,930,855	\$ 3,976,012	101%	\$ 4,013,405	\$ 4,659,325
Bond Payments	3,698,210	3,698,210	705,866	19%	3,698,210.00	4,498,059.93
Debt Service Fees	13,000	13,000	6,400	49%	13,000	16,000
Other Uses-Refunding Exp	-	-	-	0%	-	-
Tax Note	429,110	429,110	420,990	98%	429,110	239,665
Total Expenditures	\$ 4,140,320	\$ 4,140,320	\$ 1,133,256	27%	\$ 4,140,320	\$ 4,753,725
Ending Fund Balance	\$ 975,935	\$ 975,935			\$ 1,058,485	\$ 964,085
Incl/(Dec) in Fund Balance	\$ (209,465)	\$ (209,465)			\$ (126,915)	\$ (94,400)



2021 TAD Estimates

- 2021 Certified Estimated Net Taxable Value \$2,387,571,997
- Increase of 8.2% over September 2020 values
- \$39.7 M in new value
 - \$39.6 M residential
 - \$149,272 commercial
- Taxable value of single family home
 - 2020 = \$188,101
 - 2021 = \$202,642



CITY OF SAGINAW TAX RATE

- Current Rate .461579
 - Operations .284238
 - Debt .177341
- Property taxes on average home
 - \$868.23
 - \$72.35 per month
- Proposed Rate .479516
 - Operations .285058
 - Debt .194458
- Property taxes on average home
 - \$971.70
 - \$80.98 per month
 - Increase of \$103.47 or \$8.62 per month



CITY OF SAGINAW TAX RATES

- 2020 Tax Rate .461579
 - Operations .284238
 - Debt .177341
- 2021 Proposed Tax Rate of .479516
 - Operations .285058
 - Debt .194458

2021 No New Revenue Tax Rate	.446984
2021 Voter Approval Tax Rate (3.5%)	.472804
2021 Voter Approval Tax Rate	.496128
2021 De minimis rate	.491234



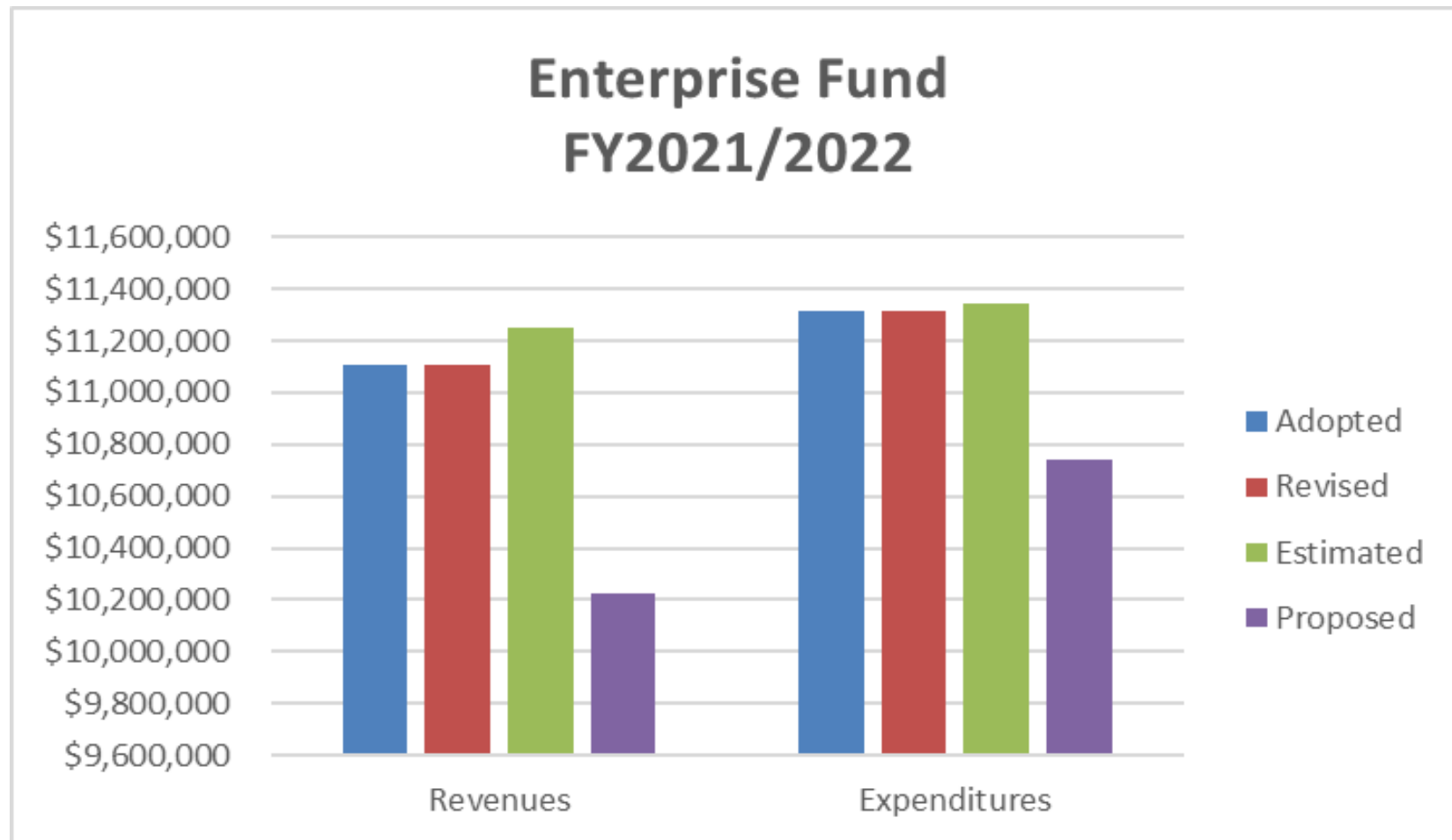
Enterprise Fund (Water and Wastewater)

Revenues

- Water rate increase 10%
- Wastewater rate increase 5%

Expenses

- Fort Worth water rate increase 9.92%
- Fort Worth wastewater rate increase 15.24%
- Average monthly increase \$5.89
- Special requests: generators for Jarvis elevated tank and Public Works office, paint interior and epoxy coat floor of Longhorn pump station
- Add W/WW Technician I position
- The Square developer's agreement





Water and Sewer Rate Comparison

City	Population	Residential Monthly Bill (5000 Gallons)	
		Water	Sewer
Fort Worth	895,008	\$23.30	\$28.00
North Richland Hills	71,500	\$44.10	\$32.40
Eules	57,197	\$36.59	\$45.76
Keller	47,213	\$40.99	\$40.80
Haltom City	44,417	\$47.80	\$41.80
Hurst	39,160	\$39.41	\$33.68
Watauga	24,629	\$37.84	\$39.34
Saginaw	23,090	\$28.97	\$25.55
Lake Worth	5,000	\$26.60	\$36.40
Average	20,001-25,000	\$35.71	\$34.64

Source: TML 2021 Water/Wastewater Surveys

Enterprise Fund (Water and Wastewater)



	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Balance	\$ 6,391,553	\$ 6,391,553			\$ 6,391,553	\$ 6,296,617
Water Sales	\$ 4,868,750	\$ 4,868,750	\$ 3,857,982	79%	\$ 4,868,750	\$ 5,355,625
Wastewater Service	4,168,600	4,168,600	3,238,588	78%	4,361,900	4,302,030
Other	2,067,630	2,071,175	230,068	11%	2,018,665	564,985
Total Revenues	\$ 11,104,980	\$11,108,525	\$ 7,326,637	66%	\$ 11,249,315	\$ 10,222,640
Water - Fort Worth	\$ 2,868,615	\$ 2,868,615	\$ 1,749,836	61%	\$ 3,081,600	\$ 3,115,480
Wastewater - Fort Worth	2,710,015	2,710,015	1,780,706	66%	2,420,800	3,116,520
Other Operating	2,949,540	2,948,855	2,364,295	80%	3,053,472	3,199,785
Debt Service	236,425	236,425	149,837	63%	236,425	245,010
Capital Outlay/Projects	2,551,690	2,551,955	1,494,475	59%	2,551,955	1,063,780
Total Expenses	\$ 11,316,285	\$11,315,865	\$ 7,539,149	67%	\$ 11,344,252	\$ 10,740,575
Ending Fund Balance	\$ 6,180,249	\$ 6,184,214			\$ 6,296,617	\$ 5,778,682
Restricted Fund Balance	3,709,762	3,709,590				3,931,227
Unrestricted Fund Balance	2,470,487	2,474,623				1,847,455
Inc/(Dec) in Fund Balance	\$ (211,305)	\$ (207,340)			\$ (94,937)	\$ (517,935)



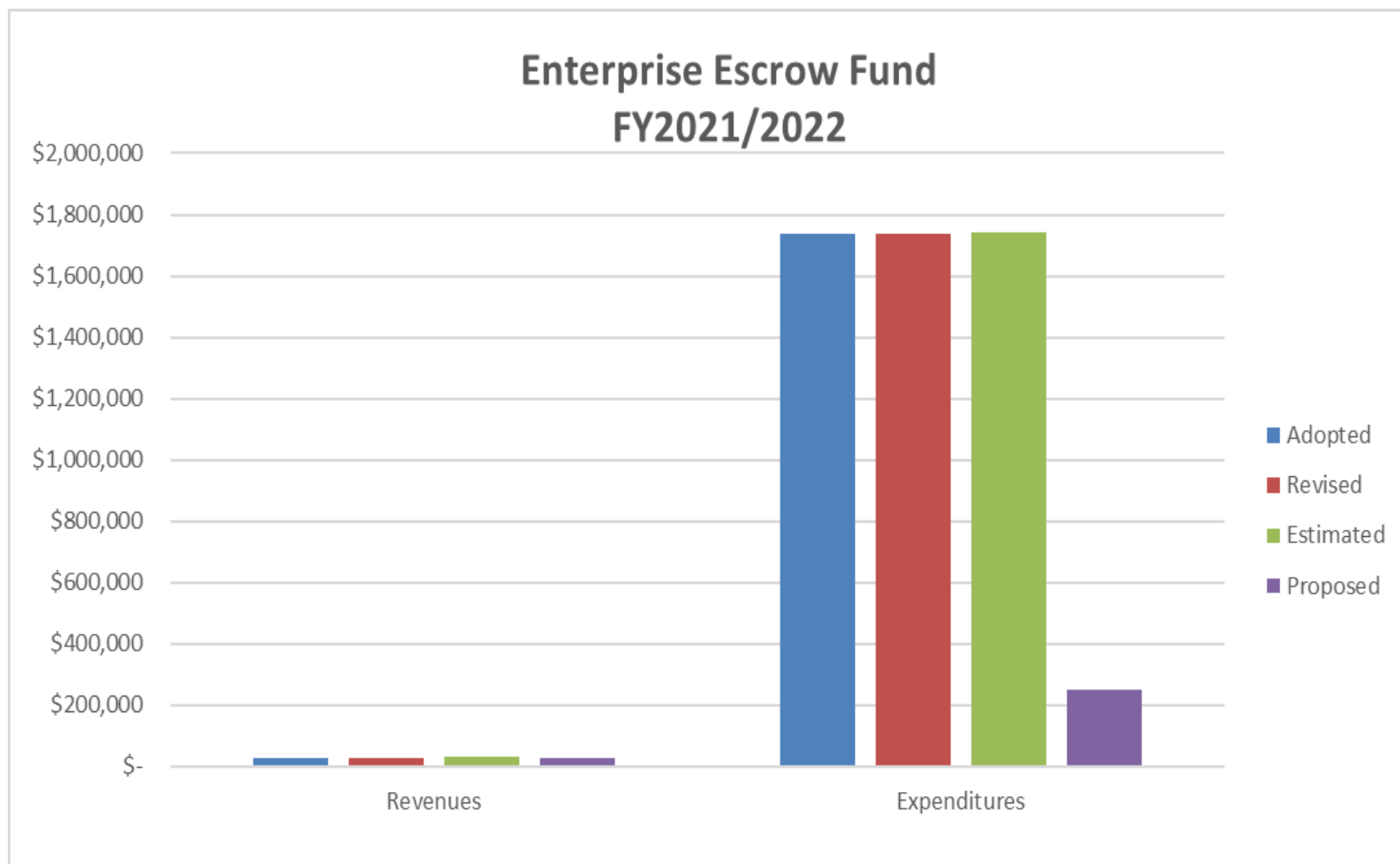
Enterprise Escrow Fund

Revenue sources:

- Impact Fee balance
- Enterprise Fund transfer

Expenses

- Fort Worth meter station upgrade





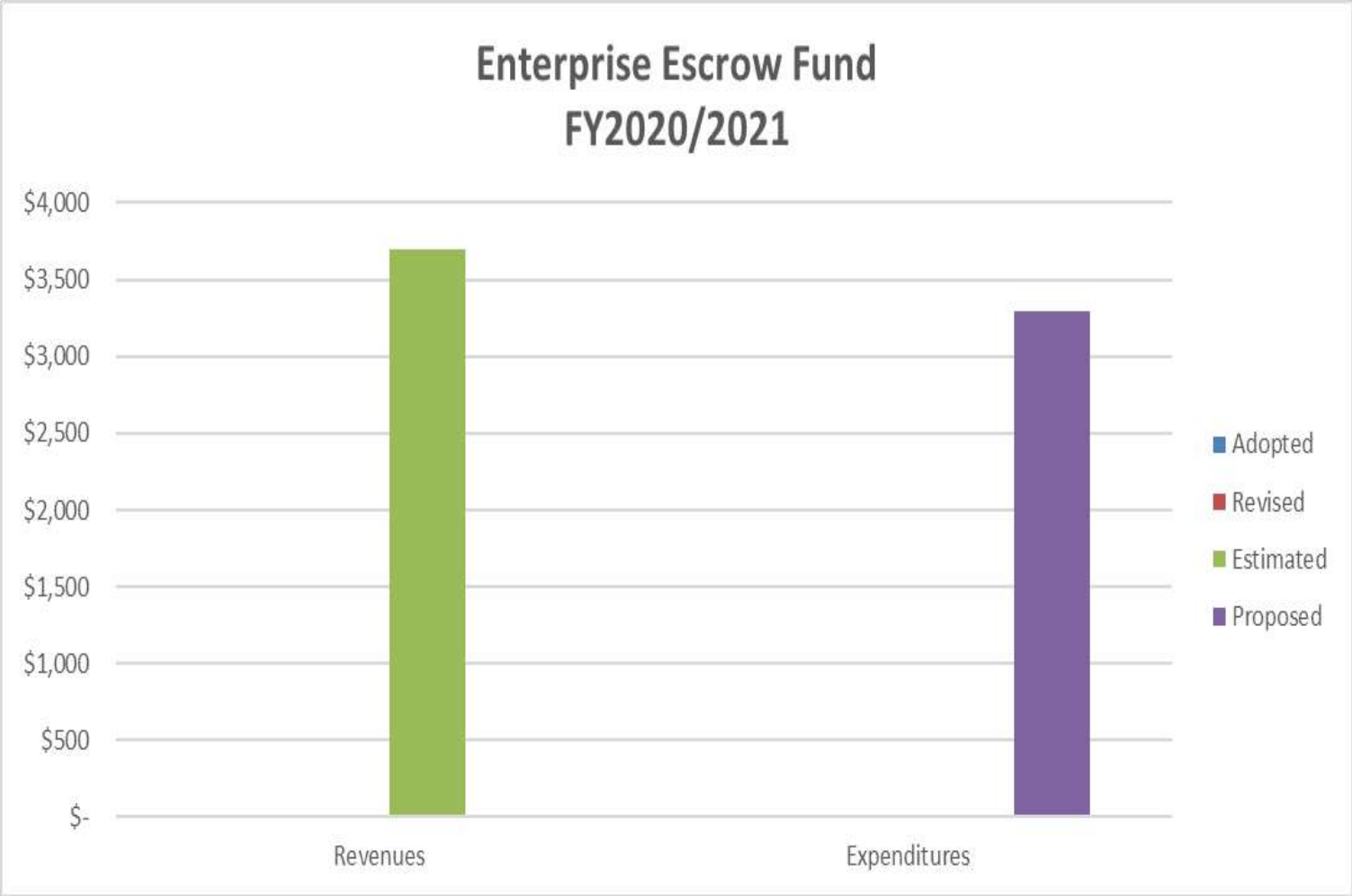
Enterprise Escrow Fund

	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Balance	\$ 2,112,306	\$ 2,112,306			\$ 2,112,306	\$ 404,736
Revenues	\$ 26,340	\$ 26,340	\$ 5,916	22%	\$ 32,255	\$ 26,340
Transfer to Enterprise Fund for Capital Projects	\$ 1,737,500	\$ 1,737,500	\$ -	0%	\$ 1,737,500	\$ 250,000
Engineering Fees	-	-	\$ 2,325	-	\$ 2,325	\$ -
Ending Fund Balance	\$ 401,146	\$ 401,146			\$ 404,736	\$ 181,076
Inc/(Dec) in Fund Balance	\$ (1,711,160)	\$ (1,711,160)			\$ (1,707,570)	\$ (223,660)



Police Expendable Trust Fund

Revenue source is confiscated property and asset forfeitures
Expenditures: Miscellaneous supplies





Police Expendable Trust Fund

	FY 20/21	FY 20/21	FY 20/21		FY 20/21	FY 21/22
	Adopted	Revised	YTD	YTD %	Estimated	Proposed
Beginning Fund Balance	\$ 11,721	\$ 11,721			\$ 11,721	\$ 15,416
Revenues	\$ -	\$ -	\$ 3,682	-	\$ 3,695	\$ -
Expenditures	\$ -	\$ -	\$ -	-	\$ -	\$ 3,290
Ending Fund Balance	\$ 11,721	\$ 11,721			\$ 15,416	\$ 12,126
Inc/(Dec) in Fund Balance	\$ -	\$ -			\$ 3,695	\$ (3,290)

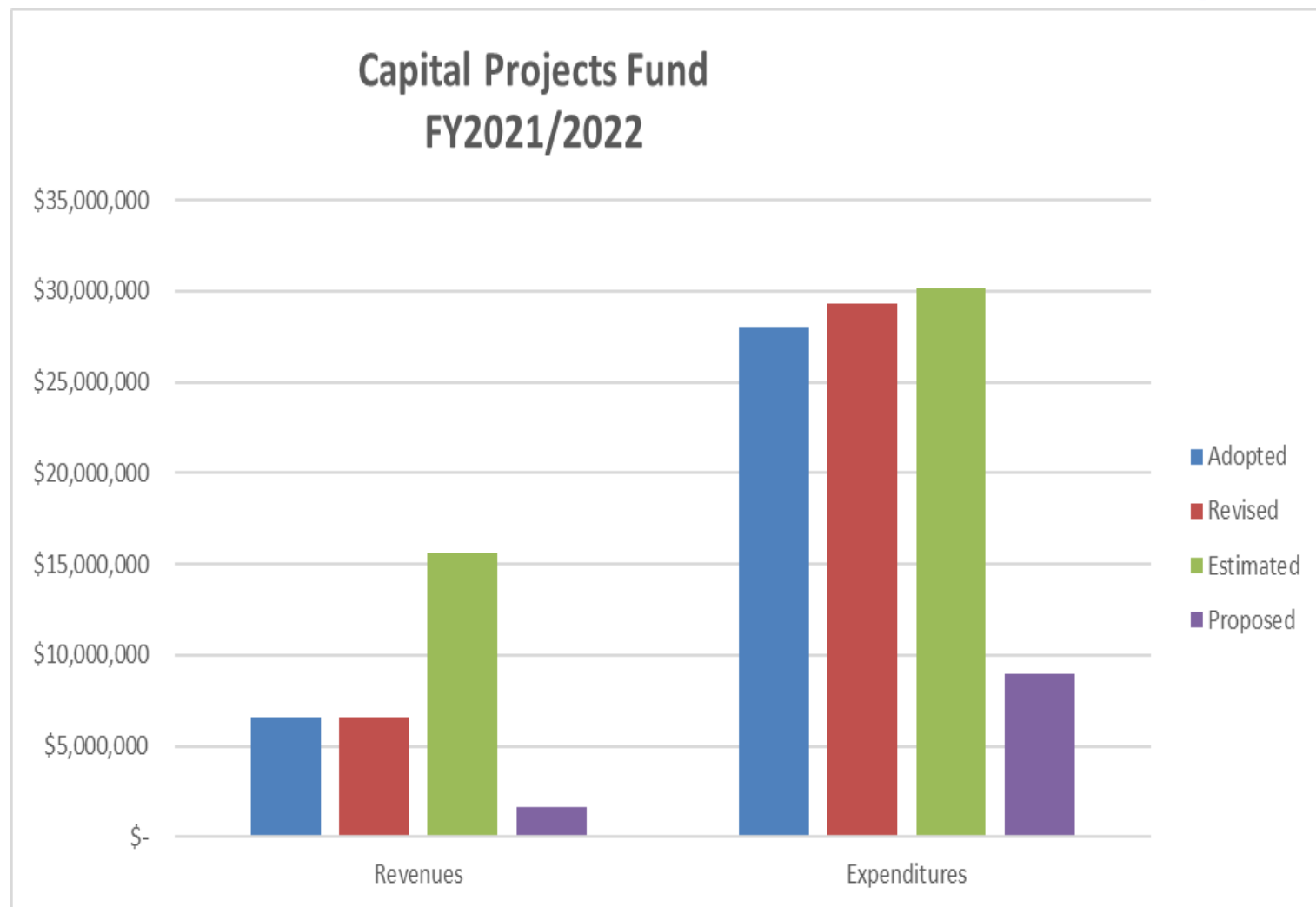


Capital Projects Fund

Revenue sources: GO's & CO's, interest, fund transfers, Tarrant County

Expenses:

- Construction Knowles Dr. Phase 1
- Design Library
- Design Senior Center



Capital Projects Fund



	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Balance	\$ 23,234,623	\$ 23,234,623			\$ 23,234,623	\$ 8,719,464
CO Proceeds/GO Proceeds	-	-	-	-	9,000,000	-
Tarrant County Contribution	4,000,000	4,000,000	750,675	19%	4,000,000	1,677,250
Interest Earnings	-	-	9,731	-	10,331	1,140
Transfer from General Fund	2,600,000	2,600,000	-	0%	2,600,000	-
Total Revenues	6,600,000	6,600,000	760,406	12%	15,610,331	1,678,390
Bond Sale Expense	-	-	-	-	-	-
Bailey Boswell Overpass	13,190,135	13,190,135	4,676,529	35%	13,190,135	-
Library		-	-	-	-	1,500,000
Senior Center		-	-	-	-	700,000
Street/Sidewalk Improvements		200,885	179,008	89%	200,885	-
Land		-	3	-	5	-
Old Decatur Rd - North	55,000	101,500	51,200	50%	101,500	-
Knowles Drive	1,093,500	1,211,885	376,550	31%	1,211,885	6,800,000
Signal Knowles & Bailey Boswe	30,000	30,000	-	0%	30,000	-
WJ Boaz & ODR Intersection	90,000	98,000	219,357	224%	920,000	-
Central Fire Station	13,550,000	14,471,080	645,973	4%	14,471,080	-
Total Expenditures	28,008,635	29,303,485	6,148,620	21%	30,125,490	9,000,000
Ending Fund Balance	\$ 1,825,988	\$ 531,138			\$ 8,719,464	\$ 1,397,854
Inc/(Dec) in Fund Balance	\$ (21,408,635)	\$ (22,703,485)			\$ (14,515,159)	\$ (7,321,610)

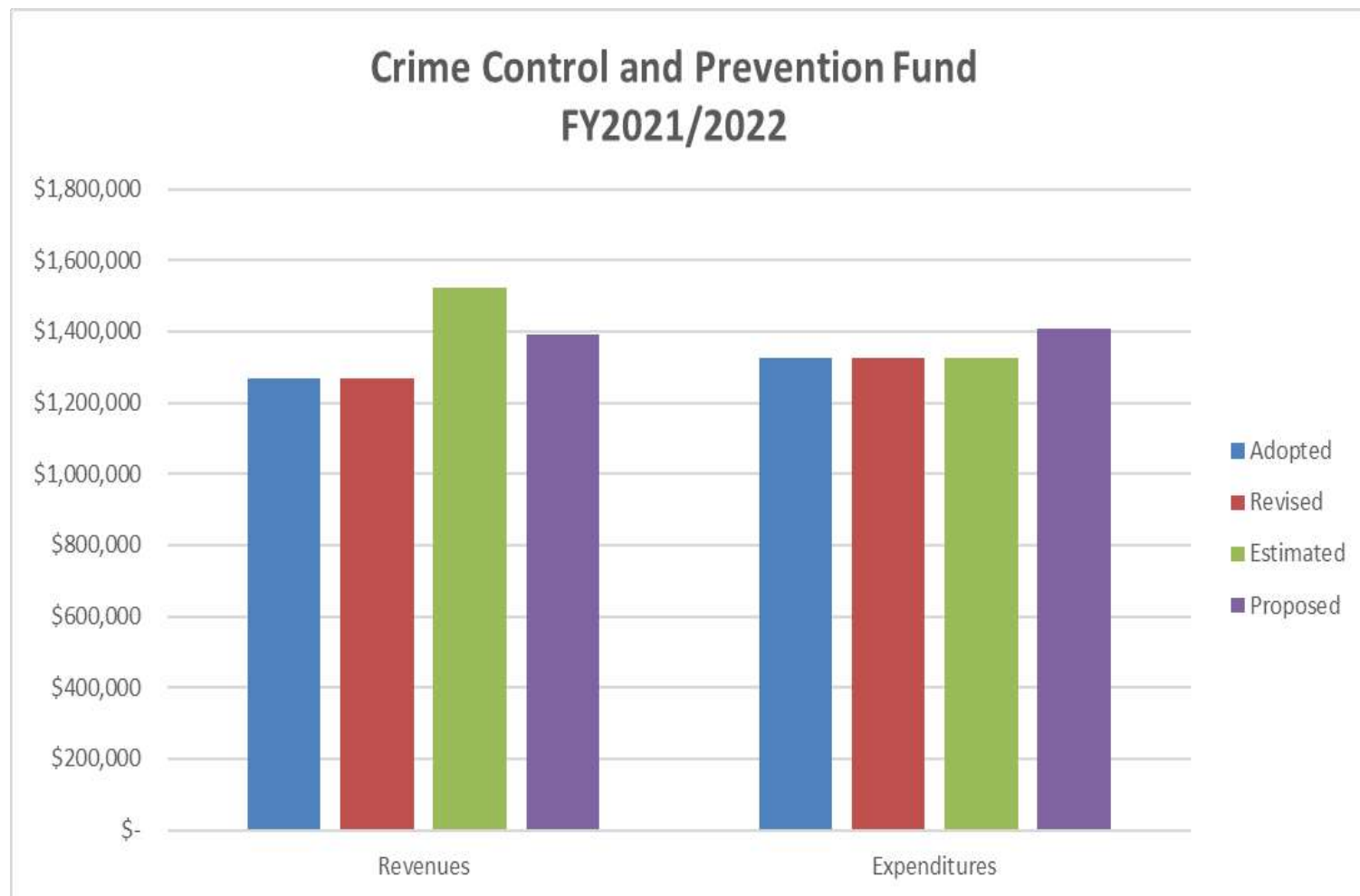


Crime Control & Prevention District Fund

Revenue source is 3/8 cent sales tax

Expenses

- 10 patrol officers, 1 jailer, 1 dispatcher, and ½ SRO
- 4 patrol vehicle replacements
- Software for records management, MDTs, and fingerprint system
- Replacement/new bullet resistant vests (partial grant funding)



Crime Control & Prevention District Fund



	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Bal	\$ 517,580	\$ 517,580			\$ 517,580	\$ 716,930
Revenues	\$ 1,269,890	\$ 1,269,890	\$1,173,679	92%	\$ 1,524,080	\$ 1,390,120
Transfer to Gen Fund	1,034,065	1,034,065	517,030	50%	1,034,065	1,080,395
Supplies and Other	76,680	76,680	58,535	76%	76,805	80,100
Capital Outlay	213,860	213,860	152,655	71%	213,860	247,080
Total Expenditures	\$ 1,324,605	\$ 1,324,605	\$ 728,220	55%	\$ 1,324,730	\$ 1,407,575
Ending Fund Bal	\$ 462,865	\$ 462,865			\$ 716,930	\$ 699,475
Inc/(Dec) in Fund Bal	\$ (54,715)	\$ (54,715)			\$ 199,350	\$ (17,455)

Drainage Utility Fund



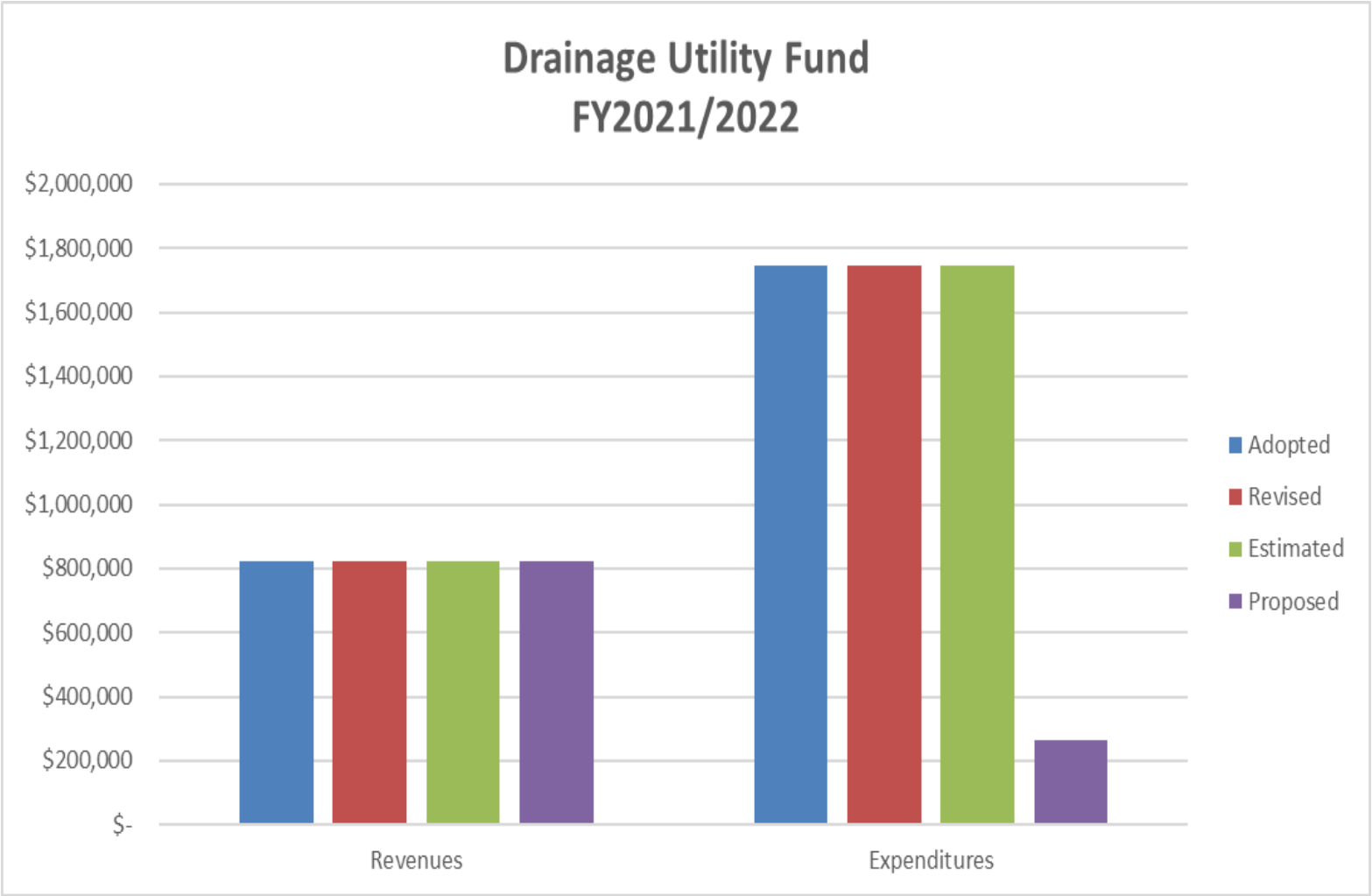
Revenue Source is monthly
Drainage Utility Fee

2 Drainage Maintenance Workers

½ Environmental Specialist

½ Environmental Assistant

Construction Phases 2 & 3 East
Cement Creek drainage project





Drainage Utility Fund

	FY20/21 Adopted	FY20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Bal	\$ 2,642,078	\$ 2,642,078			\$ 2,642,078	\$ 1,716,843
Revenues	\$ 822,000	\$ 822,000	\$ 617,858	75%	\$ 821,210	\$ 820,360
Transfer to Gen Fund	118,515	118,515	59,255	50%	118,515	105,170
Transfer to Ent Fund	91,130	91,130	91,130	100%	91,130	99,045
Operating	58,700	58,700	34,015	58%	58,700	59,100
Capital Outlay	-	-	-	0%	-	-
Capital Projects	1,478,100	1,478,100	28,752	2%	1,478,100	-
Total Expenditures	\$ 1,746,445	\$ 1,746,445	\$ 213,152	12%	\$ 1,746,445	\$ 263,315
Ending Fund Bal	\$ 1,717,633	\$ 1,717,633			\$ 1,716,843	\$ 2,273,888
Inc/(Dec) in Fund Bal	\$ (924,445)	\$ (924,445)			\$ (925,235)	\$ 557,045

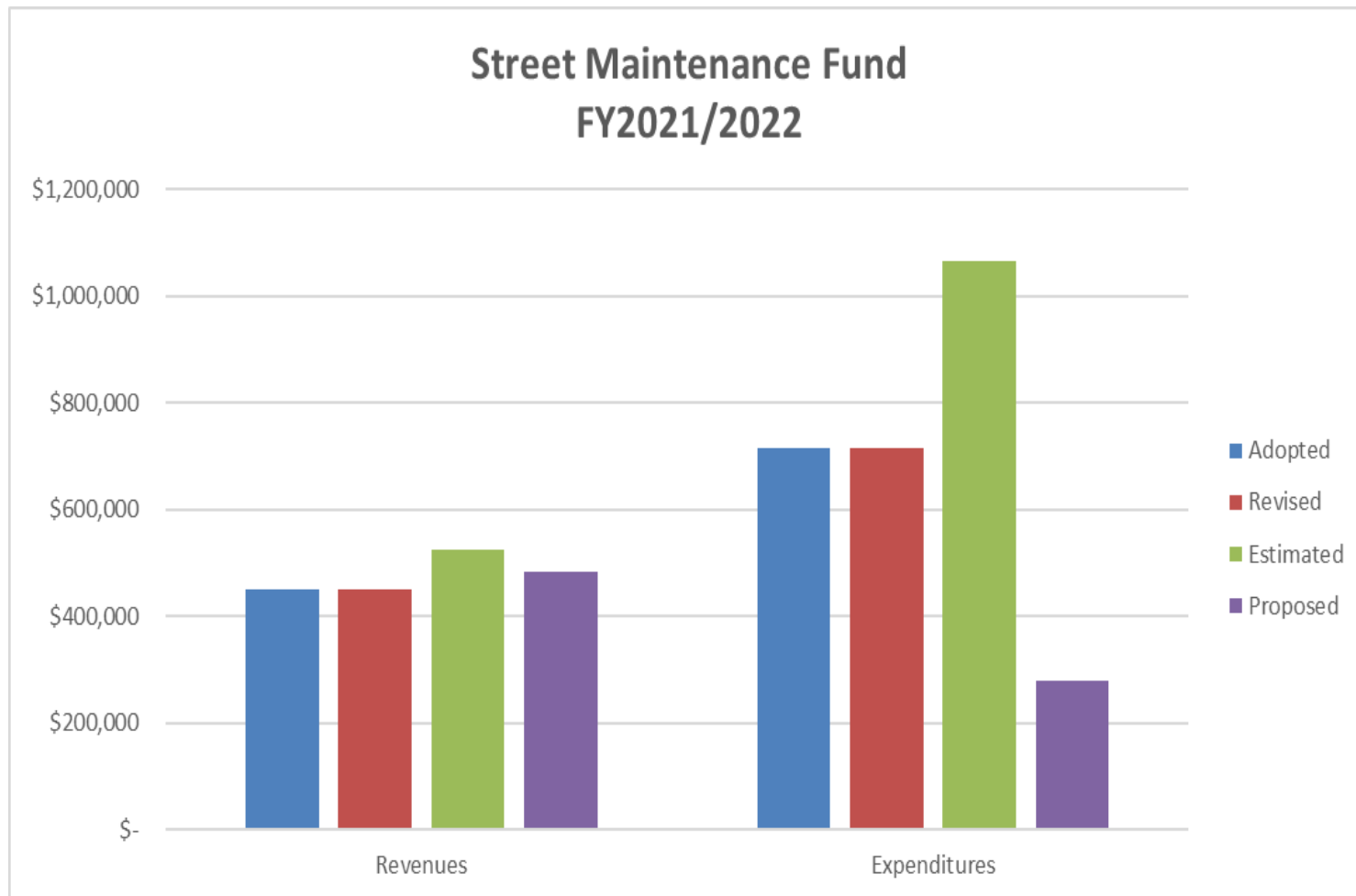


Street Maintenance Fund

Revenue source is 1/8 cent sales tax

Expenses – street and sidewalk repair and replacement

- Burlington Rd reconstruction \$434,480 carry forward to 21/22
- Spot repairs Jarvis
- Reconstruct Delmar Court, Indian Crest, Saddle Trail
- Additions to 20/21 budget: McLeroy curb and gutter and Willow Creek parking





Street Maintenance Fund

	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Bal	\$ 1,594,442	\$1,594,442			\$ 1,594,442	\$ 1,053,617
Revenues	\$ 450,925	\$ 450,925	\$ 405,669	90%	\$ 525,655	\$ 482,590
Street Repairs/Repl	200,000	200,000	-	0%	200,000	200,000
Street Maintenance	494,480	494,480	382,701	77%	846,480	60,000
Sidewalk Repair/Repl	20,000	20,000	-	0%	20,000	20,000
Total Expenditures	714,480	714,480	382,701	54%	1,066,480	280,000
Ending Fund Bal	\$ 1,330,887	\$1,330,887			\$ 1,053,617	\$ 1,256,207
Inc/(Dec) in Fund Bal	\$ (263,555)	\$ (263,555)			\$ (540,825)	\$ 202,590



Donations Fund

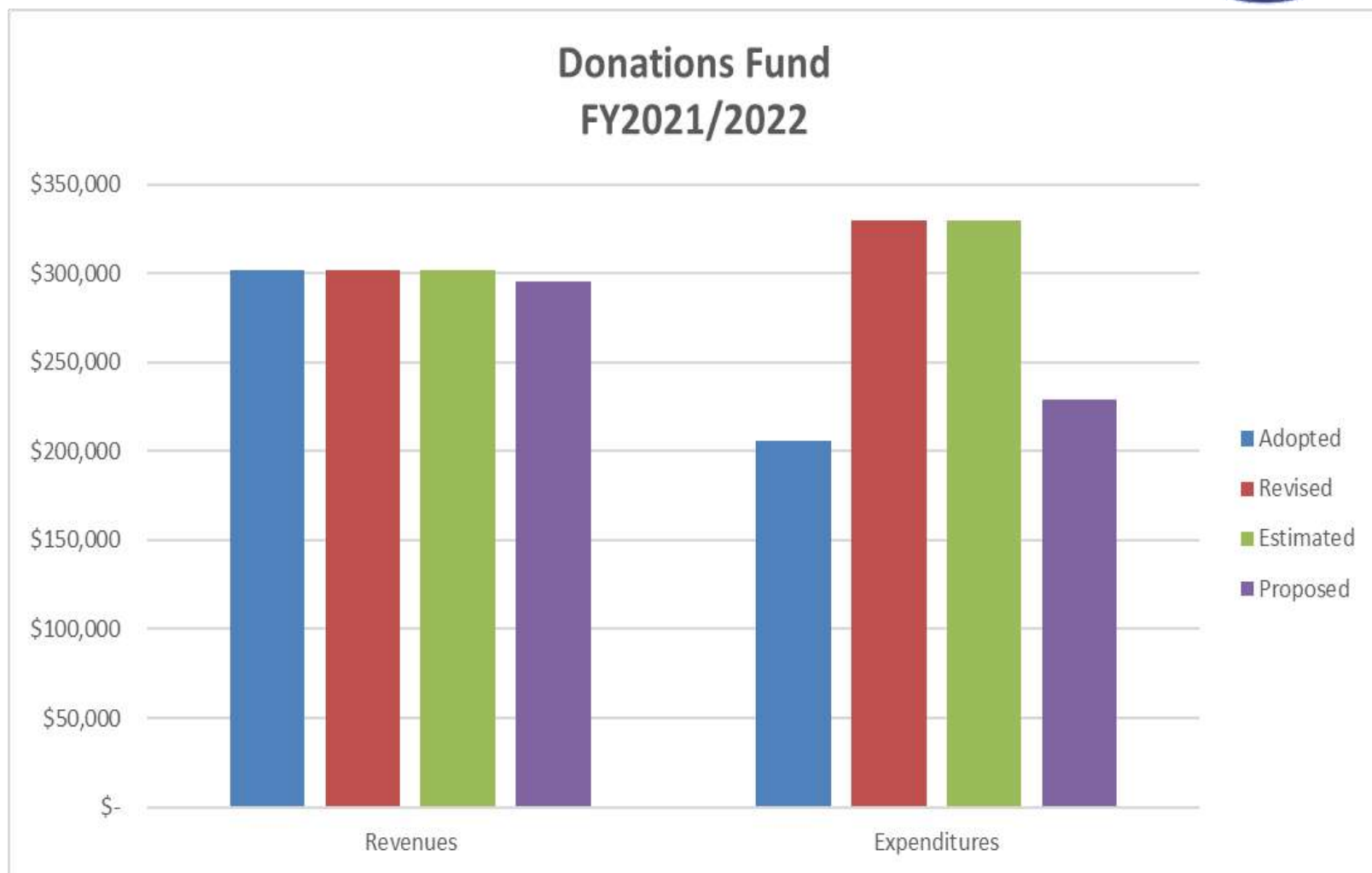
Revenues

Voluntary donations through utility bill

- \$1 Beautification/\$1 Parks/\$1 Library
- Train and Grain Donations

Expenditures

- vaccination program and animal vet care
- Summer interns & Admin Intern at the Library
- Storage cabinets for Senior programs
- Library – software licenses, books and subscription fees, special program supplies, and presenter fees
- Beautification – mowing Saginaw Blvd & Blue Mound Rd, seasonal landscaping, and holiday decorations
- Fireworks for 2022
- Beautification - \$25,000 public art
- Additions to 20/21 Budget: Parks Master Plan, Willow Creek parking and lighting



Donations Fund



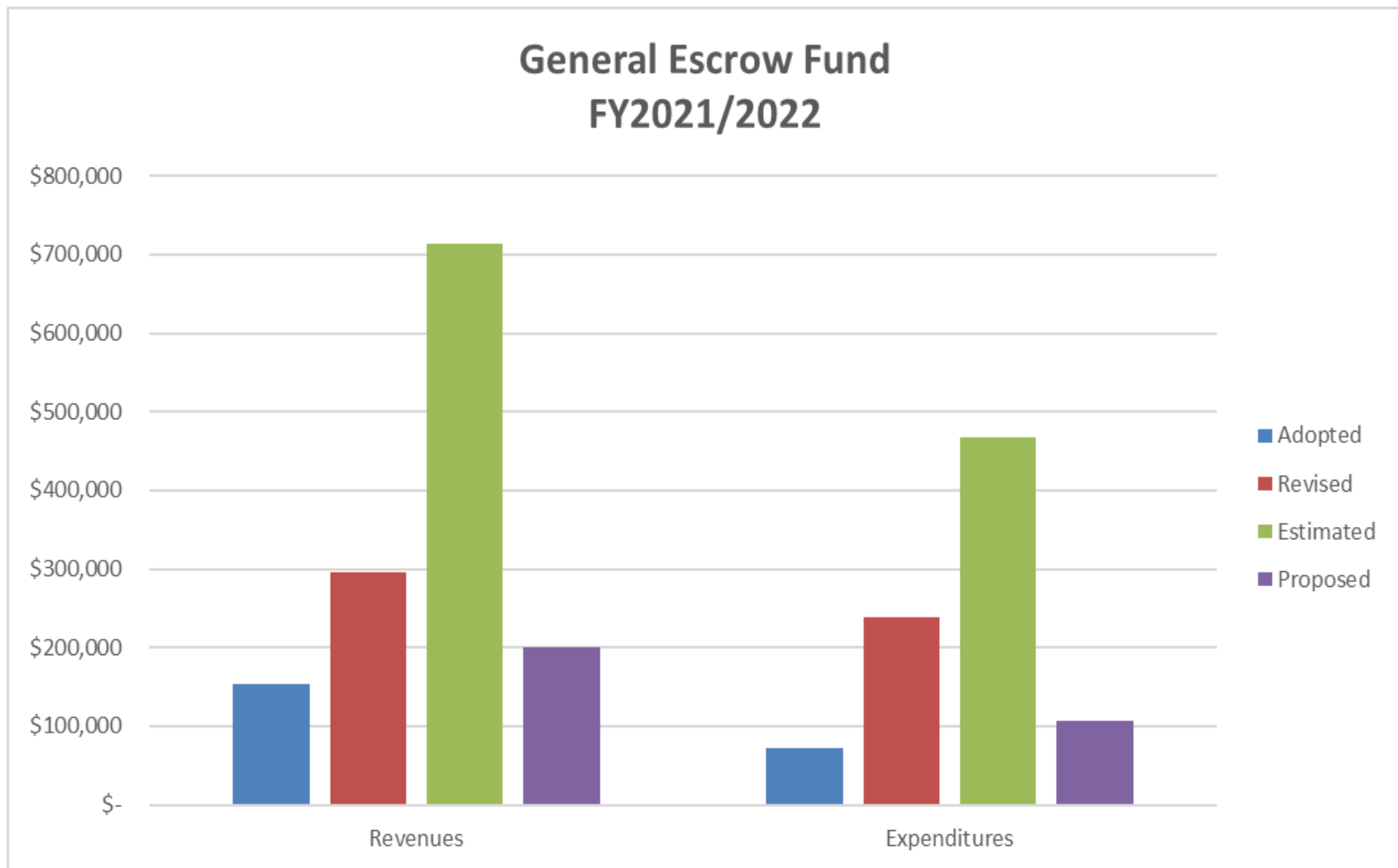
	FY 20/21 Adopted	FY 20/21 Revised	FY 20/21 YTD	YTD %	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Bal	\$ 506,741	\$ 506,741			\$ 506,741	\$ 478,551
Revenues	\$ 302,035	\$ 302,035	\$ 211,184	70%	\$ 301,630	\$ 295,410
Animal Services	\$ 9,500	\$ 9,500	\$ 2,740	29%	\$ 9,500	\$ 9,500
Parks	10,000	116,965	71,515	61%	117,000	10,000
Library	57,120	65,120	37,087	57%	65,120	66,740
Beautification	85,200	94,200	86,085	91%	94,200	98,750
Senior Center	6,500	6,500	1,066	16%	6,500	6,500
Police	-	-	-	-	-	-
Fire	12,500	12,500	2,274	18%	12,500	12,500
Train and Grain	25,000	25,000	272	1%	25,000	25,000
Total Expenditures	\$ 205,820	\$ 329,785	\$ 201,037	61%	\$ 329,820	\$ 228,990
Ending Fund Bal	\$ 602,956	\$ 478,991			\$ 478,551	\$ 544,971
Inc/(Dec) in Fund Bal	\$ 96,215	\$ (27,750)			\$ (28,190)	\$ 66,420



General Escrow Fund

This fund accounts for special revenue collected for a specific purpose and allowable expenditures.

- Train & Grain
- Overtime pay for bailiff
- Annual replacement of ticket writers
- Insurance deductibles
- Farmers Market management contract





General Escrow Fund

	FY 20/21 Adopted	FY20/21 Revised	FY 20/21 YTD	YTD % of Budget	FY 20/21 Estimated	FY 21/22 Proposed
Beginning Fund Bal	\$ 1,641,764	\$ 1,641,764			\$ 1,641,764	\$ 1,888,119
Revenues	\$ 153,225	\$ 295,930	\$ 590,240	199%	\$ 714,305	\$ 201,165
Hotel/Motel Tax	\$ 27,500	\$ 50,000	\$ 20,150	40%	\$ 65,000	\$ 50,000
Court Technology	-	-	-	-	-	11,600
Court Security	5,200	5,200	-	0%	5,200	5,200
Insurance Deductible	40,000	40,000	100,189	250%	194,730	40,000
PID Escrows	-	50,010	66,989	134%	100,020	-
Developer Agreements	-	92,695	-	0%	92,700	-
Blue Mound Rd/Industrial Imprv.					10,300	
Total Expenditures	\$ 72,700	\$ 237,905	\$ 187,328	79%	\$ 467,950	\$ 106,800
Ending Fund Bal	\$ 1,722,289	\$ 1,699,789			\$ 1,888,119	\$ 1,982,484
Inc/(Dec) in Fund Bal	\$ 80,525	\$ 58,025			\$ 246,355	\$ 94,365



Next Steps

- 8/6/2021 Post Proposed budget and tax rates to website
- 8/6/2021 Post tax rate information to tarranttaxinfo.com
- 8/14/2021 City Council budget retreat (if needed)
- 8/16/2020 City Council Meeting
 - Public hearing
 - Adopt budget
 - Adopt tax rate



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Kim Quin
Finance Director

Agenda Items: (8)

E-mail: kquin@saginawtx.org

Phone: 817-230-0332

SUBJECT:

Consideration and Action regarding proposed FY2021/2022 Tax Rate and Notice of Public Hearing

BACKGROUND/DISCUSSION:

To comply with the Truth-in-Taxation requirements, The City Council must take a record vote on the proposed tax rate. The rate and record vote will be published in the newspaper and on the city website. A draft notice is attached.

FINANCIAL IMPACT:

This item will have a financial impact, as tax revenue is a primary funding source of the budget, but the purpose of tonight's action is to satisfy State law and Truth-in-Taxation procedures.

RECOMMENDATION:

Staff recommends the City Council vote on the proposed tax rate in preparation of the public hearing on the FY2021/2022 tax rate that will be held at the City Council meeting on August 16, 2021.

ATTACHMENTS:

Description

Notice of Public Hearing on Tax Rate

NOTICE OF PUBLIC HEARING ON INCREASE

A tax rate of \$0.479516 per \$100 valuation has been proposed by the governing body of City of Saginaw.

PROPOSED TAX RATE	\$0.479516 per \$100
NO-NEW-REVENUE TAX RATE	\$0.446984 per \$100
VOTER-APPROVAL TAX RATE	\$0.496128 per \$100

The no-new-revenue tax rate is the tax rate for the 2021 tax year that will raise the same amount of property tax revenue for City of Saginaw from the same properties in both the 2020 tax year and the 2021 tax year.

The voter-approval rate is the highest tax rate that City of Saginaw may adopt without holding an election to seek voter approval of the rate.

The proposed tax rate is greater than the no-new-revenue tax rate. This means that City of Saginaw is proposing to increase property taxes for the 2021 tax year.

A PUBLIC HEARING ON THE PROPOSED TAX RATE WILL BE HELD ON August 16, 2021 AT 06:00 PM AT City of Saginaw, City Hall.

The proposed tax rate is not greater than the voter-approval tax rate. As a result, City of Saginaw is not required to hold an election at which voters may accept or reject the proposed tax rate. However, you may express your support for or opposition to the proposed tax rate by contacting the members of the of City of Saginaw at their offices or by attending the public hearing mentioned above.

YOUR TAXES OWED UNDER ANY OF THE RATES MENTIONED ABOVE CAN BE CALCULATED AS FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

FOR the proposal:

AGAINST the proposal:

PRESENT and not voting:

ABSENT:

The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state.

The following table compares the taxes imposed on the average residence homestead by City of Saginaw last year to the taxes proposed to be imposed on the average residence homestead by City of Saginaw this year.

	2020	2021	Change
Total tax rate (per \$100 of value)	\$0.461579	\$0.479516	increase of \$0.017937, or 3.89%
Average homestead taxable value	\$188,101	\$202,642	increase of \$14,541, or 7.73%
Tax on average homestead	\$868.23	\$971.70	increase of \$103.47, or 11.92%

Total tax levy on all properties	\$10,517,141	\$11,448,790	increase of \$931,649, or 8.86%
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For assistance with tax calculations, please contact the tax assessor for City of Saginaw at or .



City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Rick Trice, P.E.
Director of Public Works

Agenda Items: (9)

E-mail: rtrice@saginawtx.org

Phone: 18172300449

SUBJECT:

Consideration and Action regarding Award of Contract for Construction of BU 287 & Saginaw Square Boulevard Traffic Signal, South bound Deceleration Lane and North Bound Deceleration Lane

BACKGROUND/DISCUSSION:

On June 18, 2019, City Council approved a Chapter 380 Economic Development Agreement (Agreement) with AM & JK Development, LLC, the developer of The Square. The agreement provided for the installation and funding for "ROADWAY IMPROVEMENTS" including a median opening and turn lane along U.S. 287.

The Agreement was amended twice. The first amendment was to clarify that the City direct costs associated with entering into agreements with the City of Fort Worth for a sanitary sewer metering station and with the Texas Department of Transportation (TxDOT) for a funding agreement would be the obligation of the developer. The second amendment was to clarify that the project within TxDOT right-of-way that will be awarded by the City will be the first to draw down funds to pay for the project and associated expenses such as testing and inspection before other roadway and utility cost within the development could be considered for reimbursement under the agreement.

On January 5, 2021, City Council approved a Local On-System Improvement Project Agreement (LOSA) with the Texas Department of Transportation (TxDOT). The LOSA allows City to use its bidding and award procedures and to manage the construction of the improvements within TxDOT right-of-way. Upon completion of the project and certification by the City that the project was built in conformance with TxDOT standards, the State will assume maintenance of the project.

After securing final plan approval from TxDOT the project was advertised for construction and the following bids were received on July 14, 2021:

Bidder	Bid Amount
McMahon Contracting LP	\$869,436.16

Select Maintenance	\$920,775.73
Reliable Paving	\$931,163.88
McClendon Construction Co. Inc.	\$1,119,462.30

The bid tabulation showed that the corrected bid is \$869,436.16.

FINANCIAL IMPACT:

The Financial Impact is \$869,436.16. Funds are available from funds escrowed under the Chapter 380 Economic Development Agreement (Agreement) with AM & JK Development, LLC.

RECOMMENDATION:

Staff recommends approval of a construction contract with McMahon Contracting LP in the amount of \$869,436.16 for BU 287 & Saginaw Square Boulevard Traffic Signal, South bound Deceleration Lane and North Bound Deceleration Lane

ATTACHMENTS:

Description

Bid Tabs for BU 287 & Saginaw Square Boulevard Traffic Signal, South bound Deceleration Lane and North Bound Deceleration Lane

BID TABULATION - TxDOT DRIVE & SIGNAL

ITEM CODE		DESCRIPTION	UNIT		McManhon Contracting, LP		Reliable Paving, Inc.		McClendon Construction Co, Inc.		Select Maintenance, LLC	
ITEM NO.	DESC CODE			QUANTITY	UNIT COST	FINAL COST	UNIT COST	FINAL COST	UNIT COST	FINAL COST	UNIT COST	FINAL COST
0100	6001	PREPARING ROW	AC	0.4032599	\$10,000.00	\$4,032.60	\$13,001.66	\$5,243.05	\$58,500.00	\$23,590.70	\$23,000.00	\$9,274.98
0100	6006	PREP ROW (TREE)(LESS THAN 24" DIA)	EA	60	\$392.75	\$23,565.00	\$160.98	\$9,658.80	\$550.00	\$33,000.00	\$650.00	\$39,000.00
0104	6001	REMOVING CONC (PAV)	SY	1055	\$7.84	\$8,271.20	\$22.41	\$23,642.55	\$35.00	\$36,925.00	\$20.00	\$21,100.00
0104	6031	REMOVING CONC (HEADWALL)	CY	5	\$400.00	\$2,000.00	\$600.00	\$3,000.00	\$2,600.00	\$13,000.00	\$165.00	\$825.00
0104	6067	REMOVING CONC (SAWCUT)	LF	1182	\$2.55	\$3,014.10	\$3.60	\$4,255.20	\$5.00	\$5,910.00	\$1.50	\$1,773.00
0105	6035	REMOVING STAB BASE & ASPH PAV (0-2")	SY	1055	\$4.72	\$4,979.60	\$15.27	\$16,109.85	\$31.00	\$32,705.00	\$8.00	\$8,440.00
0132	6006	EMBANKMENT (FINAL)(DENS CONT)(TY C)	CY	750	\$19.64	\$14,730.00	\$59.84	\$44,880.00	\$55.00	\$41,250.00	\$57.50	\$43,125.00
0164	6024	CELL FBR MLCH SEED(PERM)(RURAL)(CLAY)	AC	0.17	\$16,112.94	\$2,739.20	\$10,200.00	\$1,734.00	\$13,655.00	\$2,321.35	\$13,655.00	\$2,321.35
0169	6006	SOIL RETENTION BLANKETS (CL 2) (TY F)	SY	827	\$6.31	\$5,218.37	\$3.30	\$2,729.10	\$5.35	\$4,424.45	\$5.35	\$4,424.45
340	6011	D-GR HMA(SQ) TY-B PG64-22	SY	2366	\$32.80	\$77,604.80	\$23.19	\$54,867.54	\$53.00	\$125,398.00	\$27.00	\$63,882.00
0360	6005	CONC PVMT (CONT REINF - CRCP) (11.5")	SY	2094	\$105.82	\$221,587.08	\$124.39	\$260,472.66	\$126.75	\$265,414.50	\$108.00	\$226,152.00
0416	6032	DRILL SHAFT (TRF SIG POLE) (36 IN)	LF	40	\$383.50	\$15,340.00	\$523.20	\$20,928.00	\$375.00	\$15,000.00	\$500.00	\$20,000.00
0462	6056	CONC BOX CULV (6 FT X 5 FT)(EXTEND)	LF	14	\$1,988.57	\$27,839.98	\$1,230.00	\$17,220.00	\$3,100.00	\$43,400.00	\$2,000.00	\$28,000.00
0466	6237	WINGWALL (FW-O) (HW=7FT) (MOD)	EA	1	\$73,208.13	\$73,208.13	\$31,662.00	\$31,662.00	\$58,950.00	\$58,950.00	\$50,000.00	\$50,000.00
0496	6005	REMOV STR (WINGWALL)	EA	2	\$2,000.00	\$4,000.00	\$2,940.00	\$5,880.00	\$1,000.00	\$2,000.00	\$1,055.00	\$2,110.00
0496	6006	REMOV STR (HEADWALL)	EA	1	\$2,000.00	\$2,000.00	\$3,000.00	\$3,000.00	\$1,000.00	\$1,000.00	\$1,055.00	\$1,055.00
0500	6001	MOBILIZATION	LS	1	\$82,212.96	\$82,212.96	\$52,222.62	\$52,222.62	\$52,950.00	\$52,950.00	\$85,000.00	\$85,000.00
0502	6001	BARRICADES, SIGNS AND TRAFFIC HANDLING	MO	3	\$2,828.67	\$8,486.01	\$4,516.40	\$13,549.20	\$8,250.00	\$24,750.00	\$10,000.00	\$30,000.00
0506	6020	CONSTRUCTION EXITS (INSTALL) (TY 1)	SY	120	\$30.50	\$3,660.00	\$25.00	\$3,000.00	\$27.00	\$3,240.00	\$20.00	\$2,400.00
0506	6024	CONSTRUCTION EXITS (REMOVE)	SY	120	\$21.24	\$2,548.80	\$5.00	\$600.00	\$10.00	\$1,200.00	\$10.00	\$1,200.00
0506	6038	TEMP SEDMT CONT FENCE (INSTALL)	LF	366	\$7.91	\$2,895.06	\$6.00	\$2,196.00	\$2.00	\$732.00	\$1.50	\$549.00
0506	6039	TEMP SEDMT CONT FENCE (REMOVE)	LF	366	\$3.36	\$1,229.76	\$2.40	\$878.40	\$3.00	\$1,098.00	\$1.00	\$366.00
0512	6071	PTB (REMOVE)(F SHAPE)(TY 1) OR (STL)	LF	125	\$19.71	\$2,463.75	\$39.69	\$4,961.25	\$75.00	\$9,375.00	\$28.00	\$3,500.00
0531	6004	CURB RAMPS (TY 1)	EA	2	\$2,301.00	\$4,602.00	\$1,993.12	\$3,986.24	\$1,950.00	\$3,900.00	\$1,780.00	\$3,560.00
0545	6007	CRASH CUSH ATTEN (INSTL)(L)(N)(TL3)	EA	2	\$23,010.00	\$46,020.00	\$39,648.00	\$79,296.00	\$37,975.00	\$75,950.00	\$28,000.00	\$56,000.00
0618	6023	CONDT (PVC) (SCH 40) (2")	LF	20	\$21.24	\$424.80	\$25.20	\$504.00	\$21.00	\$420.00	\$14.00	\$280.00
0618	6029	CONDT (PVC) (SCH 40) (3")	LF	75	\$23.60	\$1,770.00	\$29.40	\$2,205.00	\$23.00	\$1,725.00	\$12.60	\$945.00
0618	6033	CONDT (PVC) (SCH 40) (4")	LF	130	\$25.96	\$3,374.80	\$32.40	\$4,212.00	\$25.00	\$3,250.00	\$10.41	\$1,353.30
0618	6034	CONDT (PVC) (SCH 40) (4") (BORE)	LF	290	\$44.84	\$13,003.60	\$40.80	\$11,832.00	\$42.00	\$12,180.00	\$21.20	\$6,148.00
0620	6009	ELEC CONDR (NO.6) BARE	LF	515	\$2.36	\$1,215.40	\$3.00	\$1,545.00	\$2.50	\$1,287.50	\$1.59	\$818.85
0620	6010	ELEC CONDR (NO.6) INSULATED	LF	20	\$2.36	\$47.20	\$3.00	\$60.00	\$2.50	\$50.00	\$5.40	\$108.00
0621	6002	TRAY CABLE (3 CONDR) (12 AWG)	LF	260	\$3.54	\$920.40	\$2.34	\$608.40	\$3.50	\$910.00	\$2.70	\$702.00
0624	6010	GROUND BOX TY D (162922)W/APRON	EA	6	\$1,534.00	\$9,204.00	\$1,459.20	\$8,755.20	\$1,500.00	\$9,000.00	\$1,000.00	\$6,000.00
0628	6145	ELC SRV TY D 120/240 060(NS)SS(E)SP(O)	EA	1	\$8,260.00	\$8,260.00	\$7,200.00	\$7,200.00	\$8,000.00	\$8,000.00	\$6,000.00	\$6,000.00
0636	6001	ALUMINUM SIGNS (TY A)	SF	172	\$21.24	\$3,653.28	\$16.80	\$2,889.60	\$16.00	\$2,752.00	\$15.00	\$2,580.00
0644	6001	IN SM RD SN SUP&AM TY10BWG(1)SA(P)	EA	3	\$531.00	\$1,593.00	\$732.00	\$2,196.00	\$640.00	\$1,920.00	\$650.00	\$1,950.00
0644	6004	IN SM RD SN SUP&AM TY10BWG(1)SA(T)	EA	6	\$660.80	\$3,964.80	\$78.00	\$468.00	\$700.00	\$4,200.00	\$650.00	\$3,900.00
0644	6068	RELOCATE SM RD SN SUP&AM TY 10BWG	EA	2	\$1,062.00	\$2,124.00	\$474.00	\$948.00	\$450.00	\$900.00	\$650.00	\$1,300.00
0666	6027	REFL PAV MRK TY I (W)8"(BRK)(100MIL)	LF	65	\$2.71	\$176.15	\$3.00	\$195.00	\$3.00	\$195.00	\$1.60	\$104.00
0666	6036	REFL PAV MRK TY I (W)8"(SLD)(100MIL)	LF	565	\$2.71	\$1,531.15	\$2.70	\$1,525.50	\$2.75	\$1,553.75	\$1.60	\$904.00

0666	6042	REFL PAV MRK TY I (W)12"(SLD)(100MIL)	LF	39	\$8.56	\$333.84	\$5.10	\$198.90	\$4.75	\$185.25	\$5.00	\$195.00
0666	6048	REFL PAV MRK TY I (W)24"(SLD)(100MIL)	LF	24	\$16.82	\$403.68	\$7.50	\$180.00	\$6.75	\$162.00	\$10.00	\$240.00
0666	6054	REFL PAV MRK TY I (W)(ARROW)(100MIL)	EA	4	\$253.70	\$1,014.80	\$156.00	\$624.00	\$150.00	\$600.00	\$185.00	\$740.00
0666	6078	REFL PAV MRK TY I (W)(WORD)(100MIL)	EA	4	\$295.00	\$1,180.00	\$156.00	\$624.00	\$150.00	\$600.00	\$190.00	\$760.00
0666	6180	REFL PAV MRK TY II (W) 12" (SLD)(100MIL)	LF	39	\$6.20	\$241.80	\$0.06	\$2.34	\$0.05	\$1.95	\$1.00	\$39.00
0666	6182	REFL PAV MRK TY II (W) 24" (SLD)(100MIL)	LF	24	\$12.10	\$290.40	\$0.06	\$1.44	\$0.05	\$1.20	\$2.00	\$48.00
0666	6224	PAVEMENT SEALER 4"	LF	0	\$0.59	\$0.00		\$0.00	\$0.05	\$0.00		\$0.00
0666	6226	PAVEMENT SEALER 8"	LF	565	\$0.59	\$333.35	\$0.06	\$33.90	\$0.05	\$28.25	\$0.20	\$113.00
0666	6231	PAVEMENT SEALER (ARROW)	EA	4	\$29.50	\$118.00	\$12.00	\$48.00	\$10.00	\$40.00	\$15.00	\$60.00
0666	6232	PAVEMENT SEALER (WORD)	EA	4	\$41.30	\$165.20	\$12.00	\$48.00	\$10.00	\$40.00	\$20.00	\$80.00
0666	6303	RE PM W/RET REQ TY I (W)4"(SLD)(100MIL)	LF	1058	\$1.59	\$1,682.22	\$1.32	\$1,396.56	\$1.25	\$1,322.50	\$0.90	\$952.20
0672	6007	REFL PAV MRKR TY I-C	EA	13	\$5.13	\$66.69	\$12.00	\$156.00	\$11.50	\$149.50	\$5.00	\$65.00
0672	6010	REFL PAV MRKR TY II-C-R	EA	22	\$5.13	\$112.86	\$12.00	\$264.00	\$11.50	\$253.00	\$5.00	\$110.00
0678	6001	PAV SURF PREP FOR MRK (4")	LF	0	\$0.59	\$0.00		\$0.00	\$0.05	\$0.00		\$0.00
0678	6004	PAV SURF PREP FOR MRK (8")	LF	565	\$0.59	\$333.35	\$0.06	\$33.90	\$0.05	\$28.25	\$0.10	\$56.50
0678	6006	PAV SURF PREP FOR MRK (12")	LF	39	\$0.89	\$34.71	\$0.06	\$2.34	\$0.05	\$1.95	\$0.30	\$11.70
0678	6008	PAV SURF PREP FOR MRK (24")	LF	24	\$1.77	\$42.48	\$0.06	\$1.44	\$0.05	\$1.20	\$0.60	\$14.40
0678	6009	PAV SURF PREP FOR MRK (ARROW)	EA	4	\$29.50	\$118.00	\$12.00	\$48.00	\$10.00	\$40.00	\$10.00	\$40.00
0678	6016	PAV SURF PREP FOR MRK (WORD)	EA	4	\$29.50	\$118.00	\$12.00	\$48.00	\$10.00	\$40.00	\$23.00	\$92.00
0680	6002	INSTALL HWY TRF SIG (ISOLATED)	EA	1	\$33,040.00	\$33,040.00	\$45,643.20	\$45,643.20	\$42,500.00	\$42,500.00	\$30,000.00	\$30,000.00
0682	6001	VEH SIG SEC (12")LED(GRN)	EA	7	\$413.00	\$2,891.00	\$420.00	\$2,940.00	\$400.00	\$2,800.00	\$250.00	\$1,750.00
0682	6002	VEH SIG SEC (12")LED(GRN ARW)	EA	3	\$413.00	\$1,239.00	\$420.00	\$1,260.00	\$400.00	\$1,200.00	\$250.00	\$750.00
0682	6003	VEH SIG SEC (12")LED(YEL)	EA	7	\$413.00	\$2,891.00	\$420.00	\$2,940.00	\$400.00	\$2,800.00	\$250.00	\$1,750.00
0682	6004	VEH SIG SEC (12")LED(YEL ARW)	EA	3	\$413.00	\$1,239.00	\$420.00	\$1,260.00	\$400.00	\$1,200.00	\$250.00	\$750.00
0682	6005	VEH SIG SEC (12")LED(RED)	EA	7	\$413.00	\$2,891.00	\$420.00	\$2,940.00	\$400.00	\$2,800.00	\$250.00	\$1,750.00
0682	6006	VEH SIG SEC (12")LED(RED ARW)	EA	1	\$413.00	\$413.00	\$420.00	\$420.00	\$400.00	\$400.00	\$250.00	\$250.00
0682	6018	PED SIG SEC (LED)(COUNTDOWN)	EA	2	\$944.00	\$1,888.00	\$840.00	\$1,680.00	\$900.00	\$1,800.00	\$600.00	\$1,200.00
0682	6035	BACK PLATE (12")(3 SEC)(VENTED)ALUM	EA	6	\$182.90	\$1,097.40	\$110.40	\$662.40	\$175.00	\$1,050.00	\$170.00	\$1,020.00
0682	6037	BACK PLATE (12")(5 SEC)(VENTED)ALUM	EA	2	\$206.50	\$413.00	\$147.60	\$295.20	\$200.00	\$400.00	\$170.00	\$340.00
0684	6033	TRF SIG CBL (TY A)(14 AWG)(7 CONDR)	LF	525	\$2.36	\$1,239.00	\$2.52	\$1,323.00	\$2.00	\$1,050.00	\$2.80	\$1,470.00
0684	6042	TRF SIG CBL (TY A)(14 AWG)(16 CONDR)	LF	370	\$4.72	\$1,746.40	\$4.80	\$1,776.00	\$4.00	\$1,480.00	\$4.35	\$1,609.50
0684	6079	TRF SIG CBL (TY C)(12 AWG)(2 CONDR)	LF	155	\$2.36	\$365.80	\$2.10	\$325.50	\$2.00	\$310.00	\$2.70	\$418.50
0686	6039	INS TRF SIG PL AM(S)1 ARM(36')LUM	EA	1	\$12,862.00	\$12,862.00	\$14,744.40	\$14,744.40	\$12,900.00	\$12,900.00	\$12,000.00	\$12,000.00
0686	6043	INS TRF SIG PL AM(S)1 ARM(40')LUM	EA	1	\$14,160.00	\$14,160.00	\$15,804.00	\$15,804.00	\$13,900.00	\$13,900.00	\$14,000.00	\$14,000.00
0686	6051	INS TRF SIG PL AM(S)1 ARM(48')LUM	EA	1	\$14,750.00	\$14,750.00	\$18,182.40	\$18,182.40	\$14,500.00	\$14,500.00	\$18,000.00	\$18,000.00
0687	6001	PED POLE ASSEMBLY	EA	2	\$3,540.00	\$7,080.00	\$2,702.40	\$5,404.80	\$3,500.00	\$7,000.00	\$3,000.00	\$6,000.00
0688	6001	PED DETECT PUSH BUTTON (APS)	EA	2	\$1,062.00	\$2,124.00	\$895.20	\$1,790.40	\$975.00	\$1,950.00	\$600.00	\$1,200.00
0688	6003	PED DETECTOR CONTROLLER UNIT	EA	1	\$1,475.00	\$1,475.00	\$4,527.60	\$4,527.60	\$1,350.00	\$1,350.00	\$5,000.00	\$5,000.00
6001	6002	PORTABLE CHANGEABLE MESSAGE SIGN	EA	2	\$3,540.00	\$7,080.00	\$8,100.00	\$16,200.00	\$12,000.00	\$24,000.00	\$10,000.00	\$20,000.00
6058	6001	BBU SYSTEM (EXTERNAL BATT CABINET)	EA	1	\$8,100.70	\$8,100.70	\$8,402.40	\$8,402.40	\$7,875.00	\$7,875.00	\$6,500.00	\$6,500.00
6062	6038	ITS RADIO (DUAL)(5 GHZ/5 GHZ)-C-U	EA	1	\$4,012.00	\$4,012.00	\$4,958.40	\$4,958.40	\$3,900.00	\$3,900.00	\$5,000.00	\$5,000.00
6292	6003	RVDS(PRESENCE AND ADVANCE DET)(1)	EA	5	\$7,074.10	\$35,370.50	\$10,554.00	\$52,770.00	\$6,895.00	\$34,475.00	\$7,000.00	\$35,000.00
(2)		MODEL 711 PREEMPTION DECTECTOR	EA	3	\$2,596.00	\$7,788.00	\$2,912.40	\$8,737.20	\$2,500.00	\$7,500.00	\$4,250.00	\$12,750.00
(2)		PREEMPT CABLE	LF	500	\$2.36	\$1,180.00	\$2.70	\$1,350.00	\$2.00	\$1,000.00	\$3.00	\$1,500.00
		TOTAL				\$869,436.16		\$931,163.88		\$1,119,462.30		\$920,775.73

Notes:	\$869,436.16	\$61,727.72	\$250,026.14	\$51,339.57
(1) Cable is subsidiary to bid item.	\$0.00			

(2) Opticom or equivalent. Substitutions are subject to review and approval by City of Saginaw.

DAYS TO SUBSTANTIAL COMPLETION	100	none provided	120	120
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City of Saginaw

Meeting Date: 8/3/2021

Staff Contact: Rick Trice, P.E.
Director of Public Works

Agenda Items: (10)

E-mail: rtrice@saginawtx.org

Phone: (817) 230-0449

SUBJECT:

Consideration and Action Regarding Rejection of Apparent Low Bid and Award of Construction Contract for the Traffic Signal Improvements Bailey-Boswell Road at Knowles Drive

BACKGROUND/DISCUSSION:

On March 3, 2020, City Council authorized an Individual Project Order (IPO) with Kimley-Horn and Associates, Inc. (KHA). Phase 4 of the IPO was for the design of the Bailey-Boswell at Knowles Drive Signal.

On August 18, 2020, City Council authorized the sale of Combination Tax and Revenue Certificates of Obligation to fund several projects including the preparation of the design and construction documents and construction for the Central Fire Station. There is anticipated savings in the Fire Station funds to fund the traffic signal.

The Traffic Signal Improvements Bailey-Boswell Road at Knowles Drive was advertised for construction and on July 20, 2021 the following bids were received:

<u>Contractor</u>	<u>Bid Amount</u>
Roadway Solutions Inc.	\$313,961.00
Durable Specialties Inc.	\$335,400.00
Bean Electrical, Inc.	\$393,087.20
Tejas Utilities, LLC	\$399,999.00
Road Solutions, LLC	\$402,492.92
Select Maintenance, LLC	\$434,545.40

The apparent low bidder is Roadway Solutions Inc. based on the bids read aloud. However, after tabulating the bids and checking the math Tejas Utilities, LLC, made an apparent scrivener's error and wrote the wrong total for their bid. The corrected bid is \$299,998.99 making them the apparent low bidder. Roadway Solutions Inc., the second low bidder also had mathematical error resulting in a corrected bid of \$334,311.00.

KHA performed a reference check on Tejas Utilities, LLC. The reference check indicated limited experience in traffic signal related work. Based on KHA's reference check staff is recommending Tejas Utilities, LLC's bid be rejected and that the City award the contract to Roadway Solutions Inc.

FINANCIAL IMPACT:

The Financial Impact will be \$334,311.00. Funds are available in the Combination Tax and Revenue Certificates of Obligation authorized on August 18, 2020. \$334,311 will be allocated from savings from the Fire Station Project.

RECOMMENDATION:

It is recommended that the bid from Tejas Utilities, LLC be rejected and that Roadway Solutions Inc. be awarded the construction contract for Traffic Signal Improvements Bailey-Boswell Road at Knowles Drive in the amount of \$334,311.00.

ATTACHMENTS:

Description

Bid Tab Bailey Boswell at Knowles Traffic Signal

Tejas Reference Material

Tejas Qualification Experience

BID TABULATION

KIMLEY-HORN AND ASSOCIATES, INC.

CHECKED AND RECEIVED BY:


Abishek Acharya, P.E., 7/21/2021

Owner: City of Saginaw

Job No.: 061003140

Project: Bailey-Boswell Road at Knowles Drive

Date: 7/20/2021

				BIDDER 1		BIDDER 2		BIDDER 3		BIDDER 4		BIDDER 5		BIDDER 6	
				Tejas Utilities,LLC PO Box 338 Coppell, TX		Roadway Solutions Inc 1425 Crescent Drive Carrollton, TX 75006		Durable Specialties Inc PO Box 535969 Grand Praire, TX 75053		Bean Electrical, Inc. 821 E. Enon Fort Worth, TX 76140		Road Solutions, LLC 1535 Snider Lane Lucas, TX 75002		Select Maintenance,LLC 11332 Mosier Valley Rd. Eules, TX 76040	
Item No.	Item Description	Quantity	Unit	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost
1	REMOVING CONC (CURB)	36	LF	\$6.00	\$216.00	\$10.00	\$360.00	\$25.00	\$900.00	\$38.75	\$1,395.00	\$12.00	\$432.00	\$18.00	\$648.00
2	REMOVING CONC (CURB AND GUTTER)	78	LF	\$14.00	\$1,092.00	\$40.00	\$3,120.00	\$30.00	\$2,340.00	\$42.25	\$3,295.50	\$14.00	\$1,092.00	\$15.00	\$1,170.00
3	REMOVING CONC (RETAINING WALLS)	2	SY	\$80.00	\$160.00	\$220.00	\$440.00	\$500.00	\$1,000.00	\$407.00	\$814.00	\$195.00	\$390.00	\$150.00	\$300.00
4	REMOVING CONC (SIDEWALK OR RAMP)	92	SY	\$12.00	\$1,104.00	\$95.00	\$8,740.00	\$40.00	\$3,680.00	\$215.00	\$19,780.00	\$33.00	\$3,036.00	\$11.00	\$1,012.00
5	BLOCK SODDING	88	SY	\$8.00	\$704.00	\$25.00	\$2,200.00	\$15.00	\$1,320.00	\$47.00	\$4,136.00	\$10.00	\$880.00	\$18.00	\$1,584.00
6	DRILL SHAFT (TRF SIG POLE) (30 IN)	22	LF	\$350.00	\$7,700.00	\$385.00	\$8,470.00	\$340.00	\$7,480.00	\$345.00	\$7,590.00	\$387.00	\$8,514.00	\$500.00	\$11,000.00
7	DRILL SHAFT (TRF SIG POLE) (48 IN)	44	LF	\$450.00	\$19,800.00	\$455.00	\$20,020.00	\$405.00	\$17,820.00	\$565.00	\$24,860.00	\$499.76	\$21,989.44	\$550.00	\$24,200.00
8	CL C CONC (RETAINING WALL)	1	CY	\$1,800.00	\$1,080.00	\$600.00	\$360.00	\$5,000.00	\$3,000.00	\$2,351.00	\$1,410.60	\$3,000.00	\$1,800.00	\$5,000.00	\$3,000.00
9	ADJUSTING MANHOLES (WATER VALVE	1	EA	\$500.00	\$500.00	\$600.00	\$600.00	\$750.00	\$750.00	\$280.00	\$280.00	\$1,500.00	\$1,500.00	\$850.00	\$850.00
10	MOBILIZATION	1	LS	\$30,000.00	\$30,000.00	\$22,750.00	\$22,750.00	\$5,000.00	\$5,000.00	\$22,758.00	\$22,758.00	\$30,000.00	\$30,000.00	\$43,000.00	\$43,000.00
11	BARRICADES, SIGNS AND TRAFFIC	3	MO	\$1,402.49	\$4,207.47	\$1,500.00	\$4,500.00	\$3,000.00	\$9,000.00	\$3,191.00	\$9,573.00	\$15,000.00	\$45,000.00	\$10,000.00	\$30,000.00
12	CONC CURB (TY II)	50	LF	\$22.00	\$1,100.00	\$22.00	\$1,100.00	\$50.00	\$2,500.00	\$41.00	\$2,050.00	\$45.00	\$2,250.00	\$40.00	\$2,000.00
13	CONC CURB & GUTTER (TY II)	17	LF	\$30.00	\$510.00	\$32.00	\$544.00	\$70.00	\$1,190.00	\$66.00	\$1,122.00	\$45.00	\$765.00	\$75.00	\$1,275.00
14	CONC SIDEWALKS (4")	62	SY	\$50.00	\$3,100.00	\$175.00	\$10,850.00	\$145.00	\$8,990.00	\$274.00	\$16,988.00	\$69.00	\$4,278.00	\$75.00	\$4,650.00
15	CURB RAMPS (TY 2)	4	EA	\$2,000.00	\$8,000.00	\$4,000.00	\$16,000.00	\$3,600.00	\$14,400.00	\$4,427.00	\$17,708.00	\$2,750.00	\$11,000.00	\$2,000.00	\$8,000.00
16	CURB RAMPS (TY 10)	1	EA	\$2,000.00	\$2,000.00	\$4,000.00	\$4,000.00	\$3,600.00	\$3,600.00	\$3,351.00	\$3,351.00	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00
17	CONDT (PVC) (SCH 40) (3")	210	LF	\$12.00	\$2,520.00	\$13.00	\$2,730.00	\$20.00	\$4,200.00	\$24.00	\$5,040.00	\$16.25	\$3,412.50	\$12.00	\$2,520.00
18	CONDT (PVC) (SCH 40) (3") (BORE)	415	LF	\$24.00	\$9,960.00	\$31.00	\$12,865.00	\$36.00	\$14,940.00	\$30.50	\$12,657.50	\$35.17	\$14,595.55	\$15.80	\$6,557.00
19	CONDT (PVC) (SCH 80) (2")	20	LF	\$12.00	\$240.00	\$12.00	\$240.00	\$19.00	\$380.00	\$23.00	\$460.00	\$14.73	\$294.60	\$10.30	\$206.00
20	CONDT (PVC) (SCH 80) (2") (BORE)	130	LF	\$22.00	\$2,860.00	\$28.00	\$3,640.00	\$35.00	\$4,550.00	\$29.50	\$3,835.00	\$34.19	\$4,444.70	\$14.50	\$1,885.00
21	ELEC CONDR (NO.8) BARE	630	LF	\$1.50	\$945.00	\$1.00	\$630.00	\$2.00	\$1,260.00	\$2.00	\$1,260.00	\$1.38	\$869.40	\$1.50	\$945.00
22	ELEC CONDR (NO.8) INSULATED	620	LF	\$1.50	\$930.00	\$1.00	\$620.00	\$2.00	\$1,240.00	\$2.00	\$1,240.00	\$1.68	\$1,041.60	\$1.50	\$930.00
23	ELEC CONDR (NO.6) BARE	15	LF	\$1.50	\$22.50	\$1.00	\$15.00	\$2.00	\$30.00	\$2.60	\$39.00	\$1.81	\$27.15	\$6.80	\$102.00
24	ELEC CONDR (NO.6) INSULATED	30	LF	\$1.50	\$45.00	\$1.00	\$30.00	\$2.00	\$60.00	\$2.60	\$78.00	\$1.89	\$56.70	\$3.80	\$114.00
25	GROUND BOX TY D (162922)	1	EA	\$1,200.00	\$1,200.00	\$950.00	\$950.00	\$950.00	\$950.00	\$795.00	\$795.00	\$1,250.00	\$1,250.00	\$1,500.00	\$1,500.00
26	GROUND BOX TY D (162922)W/APRON	5	EA	\$1,300.00	\$6,500.00	\$1,150.00	\$5,750.00	\$1,300.00	\$6,500.00	\$1,060.00	\$5,300.00	\$1,395.00	\$6,975.00	\$1,500.00	\$7,500.00
27	ELC SRV TY D 120/240 060(NS)SS(E)PS(U)	1	EA	\$8,000.00	\$8,000.00	\$6,500.00	\$6,500.00	\$7,500.00	\$7,500.00	\$6,285.00	\$6,285.00	\$6,500.00	\$6,500.00	\$15,000.00	\$15,000.00
28	RELOCATE SM RD SN SUP&AM TY 10BWG	1	EA	\$500.00	\$500.00	\$650.00	\$650.00	\$240.00	\$240.00	\$237.00	\$237.00	\$650.00	\$650.00	\$1,000.00	\$1,000.00
29	REMOVE SM RD SN SUP&AM	1	EA	\$100.00	\$100.00	\$125.00	\$125.00	\$300.00	\$300.00	\$94.00	\$94.00	\$114.00	\$114.00	\$150.00	\$150.00
30	REFL PAV MRK TY I (W)8"(SLD)(100MIL)	153	LF	\$1.20	\$183.60	\$2.00	\$306.00	\$1.00	\$153.00	\$2.08	\$318.24	\$1.50	\$229.50	\$1.40	\$214.20
31	REFL PAV MRK TY I (W)24"(SLD)(100MIL)	686	LF	\$6.50	\$4,459.00	\$6.00	\$4,116.00	\$5.00	\$3,430.00	\$11.05	\$7,580.30	\$7.50	\$5,145.00	\$5.00	\$3,430.00
32	REFL PAV MRK TY I (W)(ARROW)(100MIL)	3	EA	\$220.00	\$660.00	\$200.00	\$600.00	\$200.00	\$600.00	\$117.00	\$351.00	\$175.00	\$525.00	\$98.00	\$294.00
33	REFL PAV MRK TY I(W)(DBL ARROW)(100MIL)	2	EA	\$264.00	\$528.00	\$400.00	\$800.00	\$375.00	\$750.00	\$234.00	\$468.00	\$250.00	\$500.00	\$150.00	\$300.00
34	REFL PAV MRK TY I (W)(WORD)(100MIL)	1	EA	\$340.00	\$340.00	\$200.00	\$200.00	\$200.00	\$200.00	\$130.00	\$130.00	\$200.00	\$200.00	\$110.00	\$110.00
35	REFL PAV MRK TY II (W) 4" (BRK)	280	LF	\$0.30	\$84.00	\$0.50	\$140.00	\$1.00	\$280.00	\$0.39	\$109.20	\$0.30	\$84.00	\$0.10	\$28.00
36	REFL PAV MRK TY II (W) 8" (SLD)	153	LF	\$0.60	\$91.80	\$0.50	\$76.50	\$1.00	\$153.00	\$0.52	\$79.56	\$0.50	\$76.50	\$0.20	\$30.60
37	REFL PAV MRK TY II (W) 24" (SLD)	686	LF	\$2.80	\$1,920.80	\$3.00	\$2,058.00	\$2.00	\$1,372.00	\$1.62	\$1,111.32	\$2.95	\$2,023.70	\$0.40	\$274.40
38	REFL PAV MRK TY II (W) (ARROW)	3	EA	\$66.00	\$198.00	\$25.00	\$75.00	\$18.00	\$54.00	\$13.00	\$39.00	\$200.00	\$600.00	\$20.00	\$60.00
39	REFL PAV MRK TY II (W) (DBL ARROW)	2	EA	\$82.00	\$164.00	\$40.00	\$80.00	\$37.00	\$74.00	\$26.00	\$52.00	\$200.00	\$400.00	\$25.00	\$50.00
40	REFL PAV MRK TY II (W) (WORD)	1	EA	\$75.00	\$75.00	\$30.00	\$30.00	\$24.00	\$24.00	\$13.00	\$13.00	\$150.00	\$150.00	\$25.00	\$25.00
41	REFL PAV MRK TY II (Y) 4" (SLD)	132	LF	\$0.20	\$26.40	\$1.00	\$132.00	\$1.00	\$132.00	\$0.26	\$34.32	\$0.59	\$77.88	\$0.10	\$13.20
42	RE PM W/RET REQ TY I (W)4"(BRK)(100MIL)	280	LF	\$0.42	\$117.60	\$6.00	\$1,680.00	\$1.00	\$280.00	\$1.95	\$546.00	\$0.80	\$224.00	\$0.85	\$238.00
43	RE PM W/RET REQ TY I (Y)4"(SLD)(100MIL)	132	LF	\$0.42	\$55.44	\$1.00	\$132.00	\$1.00	\$132.00	\$1.82	\$240.24	\$0.95	\$125.40	\$0.85	\$112.20
44	REFL PAV MRKR TY I-C	3	EA	\$0.42	\$1.26	\$6.00	\$18.00	\$6.00	\$18.00	\$7.80	\$23.40	\$10.00	\$30.00	\$7.00	\$21.00
45	REFL PAV MRKR TY II-C-R	5	EA	\$0.42	\$2.10	\$6.00	\$30.00	\$6.00	\$30.00	\$7.80	\$39.00	\$10.00	\$50.00	\$7.00	\$35.00
46	REFL PAV MRKR TY II-A-A	6	EA	\$3.35	\$20.10	\$6.00	\$36.00	\$6.00	\$36.00	\$7.80	\$46.80	\$10.00	\$60.00	\$7.00	\$42.00
47	ELIM EXT PAV MRK & MRKS (4")	356	LF	\$0.42	\$149.52	\$1.00	\$356.00	\$1.00	\$356.00	\$0.39	\$138.84	\$0.65	\$231.40	\$1.00	\$356.00
48	ELIM EXT PAV MRK & MRKS (8")	123	LF	\$0.80	\$98.40	\$2.00	\$246.00	\$1.00	\$123.00	\$0.52	\$63.96	\$1.25	\$153.75	\$1.20	\$147.60
49	ELIM EXT PAV MRK & MRKS (18")	83	LF	\$2.60	\$215.80	\$3.00	\$249.00	\$2.00	\$166.00	\$1.69	\$140.27	\$3.00	\$249.00	\$2.00	\$166.00

BID TABULATION

KIMLEY-HORN AND ASSOCIATES, INC.

CHECKED AND RECEIVED BY:


Abishek Acharya, P.E., 7/21/2021

Owner: City of Saginaw

Job No.: 061003140

Project: Bailey-Boswell Road at Knowles Drive

Date: 7/20/2021

Owner: City of Saginaw				BIDDER 1		BIDDER 2		BIDDER 3		BIDDER 4		BIDDER 5		BIDDER 6	
Job No.: 061003140				Tejas Utilities,LLC		Roadway Solutions Inc		Durable Specialties Inc		Bean Electrical, Inc.		Road Solutions, LLC		Select Maintenance,LLC	
Project: Bailey-Boswell Road at Knowles Drive				PO Box 338		1425 Crescent Drive		PO Box 535969		821 E. Enon		1535 Snider Lane		11332 Mosier Valley Rd.	
Date: 7/20/2021				Coppell, TX		Carrollton, TX 75006		Grand Praire, TX 75053		Fort Worth, TX 76140		Lucas, TX 75002		Eules, TX 76040	
Item No.	Item Description	Quantity	Unit	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost
50	ELIM EXT PAV MRK & MRKS (24")	268	LF	\$3.50	\$938.00	\$4.00	\$1,072.00	\$3.00	\$804.00	\$2.08	\$557.44	\$4.50	\$1,206.00	\$2.25	\$603.00
51	ELIM EXT PAV MRK & MRKS (ARROW)	4	EA	\$75.00	\$300.00	\$40.00	\$160.00	\$18.00	\$72.00	\$52.00	\$208.00	\$100.00	\$400.00	\$75.00	\$300.00
52	ELIM EXT PAV MRK & MRKS (DBL ARROW)	1	EA	\$110.00	\$110.00	\$65.00	\$65.00	\$65.00	\$65.00	\$104.00	\$104.00	\$200.00	\$200.00	\$100.00	\$100.00
53	ELIM EXT PAV MRK & MRKS (WORD)	13	EA	\$85.00	\$1,105.00	\$40.00	\$520.00	\$40.00	\$520.00	\$52.00	\$676.00	\$125.00	\$1,625.00	\$100.00	\$1,300.00
54	PAV SURF PREP FOR MRK (4")	412	LF	\$1.20	\$494.40	\$0.50	\$206.00	\$1.00	\$412.00	\$0.26	\$107.12	\$0.25	\$103.00	\$0.10	\$41.20
55	PAV SURF PREP FOR MRK (8")	153	LF	\$1.20	\$183.60	\$0.50	\$76.50	\$1.00	\$153.00	\$0.39	\$59.67	\$0.35	\$53.55	\$0.20	\$30.60
56	PAV SURF PREP FOR MRK (24")	686	LF	\$1.40	\$960.40	\$1.00	\$686.00	\$1.00	\$686.00	\$1.62	\$1,111.32	\$1.00	\$686.00	\$0.40	\$274.40
57	PAV SURF PREP FOR MRK (ARROW)	3	EA	\$30.00	\$90.00	\$20.00	\$60.00	\$10.00	\$30.00	\$19.50	\$58.50	\$30.00	\$90.00	\$25.00	\$75.00
58	PAV SURF PREP FOR MRK (DBL ARROW)	2	EA	\$34.00	\$68.00	\$30.00	\$60.00	\$22.00	\$44.00	\$39.00	\$78.00	\$50.00	\$100.00	\$35.00	\$70.00
59	PAV SURF PREP FOR MRK (WORD)	1	EA	\$30.00	\$30.00	\$20.00	\$20.00	\$17.00	\$17.00	\$19.50	\$19.50	\$50.00	\$50.00	\$35.00	\$35.00
60	PAV SURF PREP FOR MRK (RPM)	14	EA	\$1.20	\$16.80	\$1.00	\$14.00	\$1.00	\$14.00	\$1.30	\$18.20	\$2.00	\$28.00	\$0.50	\$7.00
61	INSTALL HWY TRF SIG (ISOLATED)	1	EA	\$25,000.00	\$25,000.00	\$21,922.00	\$21,922.00	\$34,000.00	\$34,000.00	\$31,772.00	\$31,772.00	\$33,670.00	\$33,670.00	\$40,000.00	\$40,000.00
62	VEH SIG SEC (12")LED(GRN)	11	EA	\$300.00	\$3,300.00	\$300.00	\$3,300.00	\$210.00	\$2,310.00	\$300.00	\$3,300.00	\$280.00	\$3,080.00	\$225.00	\$2,475.00
63	VEH SIG SEC (12")LED(GRN ARW)	5	EA	\$300.00	\$1,500.00	\$300.00	\$1,500.00	\$210.00	\$1,050.00	\$300.00	\$1,500.00	\$270.00	\$1,350.00	\$225.00	\$1,125.00
64	VEH SIG SEC (12")LED(YEL)	11	EA	\$300.00	\$3,300.00	\$300.00	\$3,300.00	\$210.00	\$2,310.00	\$300.00	\$3,300.00	\$280.00	\$3,080.00	\$225.00	\$2,475.00
65	VEH SIG SEC (12")LED(YEL ARW)	9	EA	\$300.00	\$2,700.00	\$300.00	\$2,700.00	\$210.00	\$1,890.00	\$300.00	\$2,700.00	\$270.00	\$2,430.00	\$225.00	\$2,025.00
66	VEH SIG SEC (12")LED(RED)	11	EA	\$300.00	\$3,300.00	\$300.00	\$3,300.00	\$210.00	\$2,310.00	\$300.00	\$3,300.00	\$280.00	\$3,080.00	\$225.00	\$2,475.00
67	VEH SIG SEC (12")LED(RED ARW)	4	EA	\$300.00	\$1,200.00	\$300.00	\$1,200.00	\$210.00	\$840.00	\$300.00	\$1,200.00	\$260.00	\$1,040.00	\$225.00	\$900.00
68	PED SIG SEC (LED)(COUNTDOWN)	8	EA	\$600.00	\$4,800.00	\$850.00	\$6,800.00	\$400.00	\$3,200.00	\$700.00	\$5,600.00	\$695.00	\$5,560.00	\$450.00	\$3,600.00
69	BACK PLATE (12")(3 SEC)ALUM	10	EA	\$100.00	\$1,000.00	\$120.00	\$1,200.00	\$100.00	\$1,000.00	\$93.00	\$930.00	\$120.00	\$1,200.00	\$170.00	\$1,700.00
70	BACK PLATE (12")(4 SEC)ALUM	4	EA	\$100.00	\$400.00	\$130.00	\$520.00	\$100.00	\$400.00	\$101.00	\$404.00	\$135.00	\$540.00	\$170.00	\$680.00
71	BACK PLATE (12")(5 SEC)ALUM	1	EA	\$100.00	\$100.00	\$140.00	\$140.00	\$100.00	\$100.00	\$122.00	\$122.00	\$150.00	\$150.00	\$170.00	\$170.00
72	TRF SIG CBL (TY A)(14 AWG)(5 CONDR)	585	LF	\$2.20	\$1,287.00	\$3.00	\$1,755.00	\$2.00	\$1,170.00	\$1.08	\$631.80	\$4.15	\$2,427.75	\$2.20	\$1,287.00
73	TRF SIG CBL (TY A)(14 AWG)(7 CONDR)	290	LF	\$2.20	\$638.00	\$3.00	\$870.00	\$3.00	\$870.00	\$2.10	\$609.00	\$4.35	\$1,261.50	\$2.40	\$696.00
74	TRF SIG CBL (TY A)(14 AWG)(10 CONDR)	620	LF	\$3.50	\$2,170.00	\$3.00	\$1,860.00	\$4.00	\$2,480.00	\$2.65	\$1,643.00	\$4.85	\$3,007.00	\$2.75	\$1,705.00
75	TRF SIG CBL (TY A)(14 AWG)(20 CONDR)	670	LF	\$4.80	\$3,216.00	\$9.00	\$6,030.00	\$2.00	\$1,340.00	\$5.00	\$3,350.00	\$4.75	\$3,182.50	\$4.40	\$2,948.00
76	TRF SIG CBL (TY C)(12 AWG)(2 CONDR)	1,335	LF	\$4.40	\$5,874.00	\$3.00	\$4,005.00	\$2.00	\$2,670.00	\$1.60	\$2,136.00	\$2.25	\$3,003.75	\$2.10	\$2,803.50
77	INS TRF SIG PL AM(S)1 ARM(32')	1	LF	\$10,000.00	\$10,000.00	\$7,500.00	\$7,500.00	\$11,000.00	\$11,000.00	\$8,352.00	\$8,352.00	\$9,976.00	\$9,976.00	\$20,000.00	\$20,000.00
78	INS TRF SIG PL AM(S)1 ARM(32')LUM	1	LF	\$11,000.00	\$11,000.00	\$8,000.00	\$8,000.00	\$12,500.00	\$12,500.00	\$10,111.00	\$10,111.00	\$11,460.00	\$11,460.00	\$22,000.00	\$22,000.00
79	INS TRF SIG PL AM(S)1 ARM(65')	1	LF	\$20,000.00	\$20,000.00	\$23,500.00	\$23,500.00	\$28,900.00	\$28,900.00	\$33,640.00	\$33,640.00	\$27,845.00	\$27,845.00	\$30,000.00	\$30,000.00
80	INS TRF SIG PL AM(S)1 ARM(65')LUM	1	LF	\$21,000.00	\$21,000.00	\$24,500.00	\$24,500.00	\$31,700.00	\$31,700.00	\$36,488.00	\$36,488.00	\$29,834.00	\$29,834.00	\$32,000.00	\$32,000.00
81	PED POLE ASSEMBLY	4	LF	\$2,300.00	\$9,200.00	\$2,200.00	\$8,800.00	\$3,000.00	\$12,000.00	\$2,180.00	\$8,720.00	\$2,544.00	\$10,176.00	\$5,000.00	\$20,000.00
82	PED DETECT PUSH BUTTON (APS)	8	LF	\$880.00	\$7,040.00	\$1,100.00	\$8,800.00	\$800.00	\$6,400.00	\$749.00	\$5,992.00	\$989.00	\$7,912.00	\$1,100.00	\$8,800.00
83	PED DETECTOR CONTROLLER UNIT	1	LF	\$2,800.00	\$2,800.00	\$3,200.00	\$3,200.00	\$4,000.00	\$4,000.00	\$3,693.00	\$3,693.00	\$4,000.00	\$4,000.00	\$7,000.00	\$7,000.00
84	BBU SYSTEM (EXTERNAL BATT CABINET)	1	LF	\$8,500.00	\$8,500.00	\$7,500.00	\$7,500.00	\$7,000.00	\$7,000.00	\$7,105.00	\$7,105.00	\$7,550.00	\$7,550.00	\$5,000.00	\$5,000.00
85	VIVDS PROSR SYS	1	LF	\$8,000.00	\$8,000.00	\$6,700.00	\$6,700.00	\$8,000.00	\$8,000.00	\$7,930.00	\$7,930.00	\$9,536.00	\$9,536.00	\$7,000.00	\$7,000.00
86	VIVDS CAM ASSY FXD LNS	4	LF	\$1,700.00	\$6,800.00	\$2,500.00	\$10,000.00	\$2,150.00	\$8,600.00	\$2,175.00	\$8,700.00	\$2,150.00	\$8,600.00	\$3,000.00	\$12,000.00
87	VIVDS CABLING	890	LF	\$4.40	\$3,916.00	\$4.00	\$3,560.00	\$3.00	\$2,670.00	\$3.00	\$2,670.00	\$3.89	\$3,462.10	\$3.30	\$2,937.00
88	PREEMPTION DETECTORS	3	LF	\$600.00	\$1,800.00	\$2,500.00	\$7,500.00	\$2,380.00	\$7,140.00	\$2,218.00	\$6,654.00	\$3,790.00	\$11,370.00	\$5,500.00	\$16,500.00
89	OPTICOM CABLE	625	LF	\$2.20	\$1,375.00	\$2.00	\$1,250.00	\$2.00	\$1,250.00	\$2.10	\$1,312.50	\$3.00	\$1,875.00	\$2.98	\$1,862.50
Total Base Bid					\$299,998.99		\$334,311.00		\$335,400.00		\$392,819.10		\$402,492.92		\$434,545.40

Yellow highlight indicates a calculation error by Contractor.

Qualification/Experience

Tejas Utilities LLC has 8 years experience in above ground and underground infrastructure development with a number of projects completed successfully in areas of cable, water, sewer, electric and gas.

9OAKS Subdivision - 2013

Land Development in the City of Coppell, TX for single family dwellings for Drees Homes.

Contact - Erik Norgello

Mobile - 972-740-6372

Enorgello@dreeshomes.com

Highlands of Northlake - 2017

Worked with Jackson construction as Sub for 12" Water and 4" Gas bores. Installed Lights and traffic signs.

Contact - Steve Haberstoh

Mobile - 817-538-3602

Steveh@jacksontx.net

City of Coppell Bethel Rd water loop - 2019

- A. Installed approximately 410 LF of 16-inch C-900 DR-18 PVC by open-cut and trenchless construction methods.**
- B. Installed approximately 95 LF of 8-inch C-900 DR-14 PVC by open-cut and trenchless construction methods.**
- C. Installed approximately 10 LF of 6-inch C-900 DR-14 PVC by open-cut construction methods.**
- D. Cut and plug existing 8-inch and 16-inch water lines.**
- E. Connections to existing water lines.**
- F. Concrete thrust collar.**
- G. Test and place the completed project in operation.**
- H. Restoration of all areas disturbed by construction.**

Contact - Darryl Zbranek (Construction Supervisor)
Mobile - 469-507-9095
EMAIL - Dzbranek@Coppelltx.gov

HMI Communication - Fiber cabling, Fusion Splicing - 2018 - 2020

This project is for major telecommunication and internet providers. Involved Fiber cabling, Fusion Splicing.

Craig Duvall
972-512-2955

City of Mesquite SH 352 UTILITIES RELOCATION - 2019 - 2020

The project is designed to relocate City-owned utilities along SH 352 in advance of a TxDOT roadway/drainage project. Work includes installation of approximately

- 60 linear feet of 12” water line by open cut, 160 linear feet of 1” water service lines and HDPE casing pipe other than open cut, 80 linear feet of 6” water line and steel casing pipe by other than open cut,**
- 80 linear feet of 6” sanitary sewer line and steel casing pipe by other than open cut,**
- 80 linear feet of 8” sanitary sewer line and steel casing pipe by other than open cut, connecting to existing lines by open cut, construction of two 5-foot diameter manholes, and construction of other associated appurtenances.**

Contact - Eric Galt (City of Mesquite)
Mobile - 972-329-8535
EMAIL - Egalt@cityofmesquite.com

Pentex Energy Co-op - 2017 to Current

Working with Pentex Energy for the last 3 years in installing new and changing existing primary and secondary distribution conduit lines from 2 to 6 inch HDPE, pull boxes, pedestals and transformer pads in areas served by Pentex Energy co-op.

Contact - Chris Kubis (Supervisor)

Mobile - 940-736-0455
EMAIL - Chris.kubis@Pentex.com

City of Arlington - 2018 to current

Annual contractor to Arlington city Traffic signals, Street lights, water and sewer departments. Projects involved running new underground PVC and HDPE conduit from sizes ranging from 12 to 18 and pouring Drill shafts for traffic lights.

Contact - Oscar Valle
Mobile - 682-559-3629
Email - Oscar.Valle@arlingtontx.gov

City of Plano, Marsh Lane Lighting - Completion - September 2020

Primary contractor installing Marsh lane lighting in the City of Plano. Project involves installing 24 new street lights with piers on Marsh lane in Plano.

Contact - John Stanely
Mobile - 214-545-8126
Email - Jstanley@plano.gov

City of Carrollton - Current - Annual Contractor for Underground and above and Underground Traffic and Streets Installation and Maintenance

City of Frisco - Ended June 2021

Prime contractor for Traffic Signal Installation FM 423 & Old Newman Road Starting October 2020.

Contact Information
Ram Sunkavalli
214-989-6566
Info@TejasUtilities.com

PO BOX 338
Coppell, TX 75019

City of Frisco

- Tejas worked on the traffic signal installation of FM 423 and Old Newman Road
- They do not seem to have previous experience doing signal project and Frisco signal is their first full signal project.
- Took 5 months to finish signal project (City supply all equipment)
- There are changes orders and more city staff time. With that City did not save money with their low bid.
- Not very knowledgeable on the traffic signal work.
- Quality of work was poor. They have to remove curb ramps 3 times to fix it and to make it compliant.
- They did not do current length for 22 ft drill shafts.
- They did sub out wiring and signal termination work to Highway ITS.

City of Arlington

- Tejas did boring for 2" and 4" conduits.
- They did not do any foundation work as City does those in-house.
- They have annual contract for boring work and they are quick to provide these service once authorized.
- City cannot tell one way or other on recommending them for traffic signal construction as the only work they did was boring for City of Arlington.

City of Plano

- Tejas did conduit, foundation and wiring for Marsh Lane lighting
- They have initial struggle with equipment and drilling on rocks.
- Few change order but not their fault (design error)
- Easy to work with.
- The quality of work come out okay at the end.
- City will recommend them for street lights work but he does not know about their capability to do traffic signal project.

Qualification/Experience

Tejas Utilities LLC has 8 years experience in above ground and underground infrastructure development with a number of projects completed successfully in areas of cable, water, sewer, electric and gas.

9OAKS Subdivision - 2013

Land Development in the City of Coppell, TX for single family dwellings for Drees Homes.

Contact - Erik Norgello

Mobile - 972-740-6372

Enorgello@dreeshomes.com

Highlands of Northlake - 2017

Worked with Jackson construction as Sub for 12" Water and 4" Gas bores. Installed Lights and traffic signs.

Contact - Steve Haberstoh

Mobile - 817-538-3602

Steveh@jacksontx.net

City of Coppell Bethel Rd water loop - 2019

- A. Installed approximately 410 LF of 16-inch C-900 DR-18 PVC by open-cut and trenchless construction methods.**
- B. Installed approximately 95 LF of 8-inch C-900 DR-14 PVC by open-cut and trenchless construction methods.**
- C. Installed approximately 10 LF of 6-inch C-900 DR-14 PVC by open-cut construction methods.**
- D. Cut and plug existing 8-inch and 16-inch water lines.**
- E. Connections to existing water lines.**
- F. Concrete thrust collar.**
- G. Test and place the completed project in operation.**
- H. Restoration of all areas disturbed by construction.**

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