

A G E N D A

**Regular Meeting of the Bedford City Council
Tuesday, May 26, 2015
Bedford City Hall Building A
2000 Forest Ridge Drive
Bedford, Texas 76021**

**Council Chamber Special Session 6:00 p.m.
Council Chamber Work Session 6:15 p.m.
Council Chamber Regular Session 6:30 p.m.**

**COMPLETE COUNCIL AGENDAS AND BACKGROUND INFORMATION ARE AVAILABLE FOR REVIEW
ONLINE AT <http://www.bedfordtx.gov>**

SPECIAL SESSION

- **Administer Statement of Elected Officer and Oath of Office to newly elected Mayor and Council Members Place 1 and Place 2 and presentation of the Certificates of Election.**

COUNCIL CHAMBER WORK SESSION

- **Review and discuss items on the regular agenda and consider placing items for approval by consent.**
- **Presentation on recent Library Advisory Board activities.**
- **Presentation on the possible dismissal of Stage 1 Water Restrictions.**

EXECUTIVE SESSION

To convene in the conference room, if time permits, in compliance with Section 551.001 et. Seq. Texas Government Code, to discuss the following:

- a) **Pursuant to Section 551.074, personnel matters - City Manager search.**

REGULAR SESSION 6:30 P.M.

CALL TO ORDER/GENERAL COMMENTS

INVOCATION (Chaplain Mark Massey)

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS/UPCOMING EVENTS

OPEN FORUM

(The public is invited to address the Council on any topic that is posted on this agenda. Citizens desiring to speak on Public Hearing(s) must do so at the time the Public Hearing(s) are opened. In order to speak during Open Forum a person must first sign in with the City Secretary prior to the Regular Session being called to order. Speakers will be called upon in the order in which they sign in. Any person not signing in prior to the commencement of the Regular Session shall not be allowed to speak under Open Forum. Further, Open Forum is limited to a maximum of 30 minutes. Should speakers not use the entire 30 minutes Council will proceed with the agenda. At the majority vote of the Council the Mayor may extend the time allotted for Open Forum.)

CONSIDER APPROVAL OF ITEMS BY CONSENT

COUNCIL RECOGNITION

1. **Employee Service Recognition**

APPROVAL OF THE MINUTES

2. Consider approval of the following City Council minutes:
 - a) May 12, 2015 regular meeting
 - b) May 12, 2015 emergency meeting
 - c) May 19, 2015 special meeting

NEW BUSINESS

3. Consider an ordinance of the City Council of the City of Bedford, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the company’s 2014 and 2015 Rate Review Mechanism filings.
4. Consider a resolution authorizing the Interim City Manager to purchase replacement vehicles for the Deputy Fire Chief/EMS and Fire Marshal in the amount of \$68,342.54 through the State of Texas Buy Board Purchasing Program from Silsbee Ford.
5. Consider a resolution authorizing the Interim City Manager to enter into a contract with Harrison, Walker and Harper in the amount of \$43,000 to repair and seal the brick and mortar at the Old Bedford School.
6. Discussion on setting a date for a Council Work Session.
7. Report on most recent meeting of the following Boards and Commissions:
 - ✓ Animal Shelter Advisory Board - Councilmember Fisher
 - ✓ Beautification Commission - Councilmember Turner
 - ✓ Cultural Commission - Councilmember Champney
 - ✓ Teen Court Advisory Board - Councilmember Farco
8. Council member Reports
9. City Manager/Staff Reports

EXECUTIVE SESSION

To convene in the conference room, if time permits, in compliance with Section 551.001 et. Seq. Texas Government Code, to discuss the following:

- a) Pursuant to Section 551.074, personnel matters - City Manager search

10. Take any action necessary as a result of the Executive Session.

(Any item on this posted agenda may be discussed in executive session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.)

ADJOURNMENT

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the outside window in a display cabinet at the City Hall of the City of Bedford, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: Friday, May 22, 2015 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

Michael Wells, City Secretary

Date Notice Removed

(Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in City functions and activities. Auxiliary aids and services or accommodations must be requested in writing to the City Secretary's Office a minimum of seventy-two hours (72) hours prior to the scheduled starting time of the posted meeting. Requests can be delivered in person or mailed to the City Secretary's Office at 2000 Forest Ridge Drive, Bedford, TX 76021, or emailed to mwells@bedfordtx.gov. Some requests may take longer due to the nature, extent and/or availability of such auxiliary aids, services or accommodations.)



Council Agenda Background

PRESENTER: Deborah Allbach, Library Board Chairperson **DATE:** 05/26/15

Work Session

ITEM:

Presentation on recent Library Advisory Board activities.

City Manager Review: _____

DISCUSSION:

The Library Advisory Board Chairperson will make a presentation on recent activities and accomplishments.

ATTACHMENTS:

PowerPoint

FY 2014 Annual Report

Library Advisory Board

05/26/2015

Vision & Mission

- Vision:
To enrich, empower and transform lives.
- Mission :
Provide access to information, foster a love of reading and lifelong learning through quality resources and innovative services enabling our community to discover, connect and be inspired.

2014 Donations

Received over **\$27,000** in donations.

Foundation	\$8,300
Friends	\$10,000
Memorials	\$430
Individual Donations	\$6,420
Corporate Donations	\$2,500

Donations Funded:

Igeek birthdaycake 50 Years

HAPPY BIRTHDAY

Library Birthday Bash!
Monday, June 30
2:00 pm

Special appearance by Elsa from Frozen!

bedford public library The library can help everyone explore the things they geek. Get your geek on. Show your support. geekthelibrary.org

Brought to you by OCLC, a nonprofit library cooperative, with funding by a grant from the Bill & Melinda Gates Foundation.

- 50th Anniversary Party
- 1000 Books Before Kindergarten
- Art Gallery Hanging System
- Book Club
- Children's Programs
- Drive-up Doorbell
- Geek the Library Campaign

Donations Funded



- New Books
- Re-Upholstery of Furniture and Windows
- Seuss Festival
- Stanchions to Protect Globe
- Summer Reading Club
- Teen Programs
- Teen Volunteer T-shirts
- Volunteer Appreciation

New Programs

- 1000 Books Before Kindergarten
- Friends Robotics
- Legos Free Builders
- Publisher Classes
- IPAD Classes
- Teen Action Council



New Services



zinio™
FOR PEOPLE WHO **LOVE** MAGAZINES

Full Color, Interactive Content
Free Downloads
Unlimited Access
You Keep the Issues
No Due Dates

- Book a Librarian
- Digital Magazines
- Reserve Available Items
- Pickup Window
- Ask Us Online Service Assistance

Policy Review

BOOK A LIBRARIAN

Got questions?

Need a little extra help?

Don't know where to turn?

Make your appointment
online or call 817-952-2350



- Circulation
- Code of Conduct
- Computer & Wireless
- Confidentiality
- General Services
- Gifts of Art & Artifacts
- Gifts & Memorials
- Reference Services Policy
- Request for Review of Library Materials
- Study Room Policy

Volunteers

7,364 Volunteer Hours



Volunteer Opportunities

- Adopt-a-Shelf
- Foundation Committees
- 4th Fest Parking
- Friends Book Sales
- Greeter
- Teen Action Council
- Summer Volunteers
- Teen Tutors

Volunteers of the Year

Adult

Teen



Ashley Cole



Danyal Ali



Laird Thompson



Kristen Hodges

Survey Results

- 79.64% of Respondents Rated the Library an A
- 90.68% Satisfied with Library Hours
- 88.83% Rated Staff Knowledge Good or Excellent
- 91.3% Rated Staff Friendliness Good or Excellent
- 90.71 % Rated Staff Ability to Quickly Assist Good or Excellent

Because of the Library I:

- Got a job/better job/better salary 59 people
- Created a resume 37 people
- Planned/opened a new business 10 people
- Improved health/well-being 130 people
- Passed a test 69 people
- Completed Homework 89 people
- Saved money on books/movies 327 people

Library Users Requested:

- Upgrade Computer Equipment
- Expand Print Collection
- Add Downloadable Movies/Music
- Increase Ebooks Collection
- Offer More Adult Programs

Memorable Quotes

- I like that the Bedford Public Library meets the needs of every member of our family (ages 2 – 44).
- Great community resource. Terrific return on taxpayer money.
- I am amazed at the quiet in the car on the way home. Your children's section has books that absolutely captivate my 10 and 11 year old kids.
- Best library ever...and I've been all over U.S. Thank you for the privilege.



Texas Municipal Library Director's Association

2014

Achievement in Excellence in Libraries Award



Questions?



Council Agenda Background

<u>PRESENTER:</u> Thomas Hoover, PE Public Works Director Jerry Laverty, Environmental Supervisor	<u>DATE:</u> 05/26/15
Work Session	
<u>ITEM:</u> Presentation on the possible dismissal of Stage 1 Water Restrictions. City Manager Review: _____	
<u>DISCUSSION:</u> Jerry Laverty will present the Tarrant Regional Water District's (TRWD) findings on the current lake levels and their recommendations regarding water restrictions.	
<u>ATTACHMENTS:</u> TRWD Memo	



Council Agenda Background

<u>PRESENTER:</u> Roger Gibson, Interim City Manager Don Henderson, Parks Superintendent James Tindell, Fire Chief	<u>DATE:</u> 05/26/15						
Council Recognition							
<u>ITEM:</u> Employee Service Recognition City Manager Review: _____							
<u>DISCUSSION:</u> The following employees have completed a service period and are eligible for recognition: <table><tr><td>Monique Hall-Corley</td><td>Police Department</td><td>15 years</td></tr><tr><td>Debra Turek</td><td>Police Department</td><td>15 years</td></tr></table>		Monique Hall-Corley	Police Department	15 years	Debra Turek	Police Department	15 years
Monique Hall-Corley	Police Department	15 years					
Debra Turek	Police Department	15 years					
<u>ATTACHMENTS:</u> N/A							



Council Agenda Background

PRESENTER: Michael Wells, City Secretary

DATE: 05/26/15

Minutes

ITEM:

Consider approval of the following City Council minutes:

- a) May 12, 2015 regular meeting
- b) May 12, 2015 emergency meeting
- c) May 19, 2015 special meeting

City Manager Review: _____

DISCUSSION:

N/A

ATTACHMENTS:

May 12, 2015 regular meeting
May 12, 2015 emergency meeting
May 19, 2015 special meeting

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in Work Session at 6:00 p.m. and Regular Session at 6:30 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 12th day of May, 2015 with the following members present:

Jim Griffin	Mayor
Michael Boyter	Council Members
Ray Champney	
Jim Davisson	
Steve Farco	
Roger Fisher	
Roy W. Turner	

constituting a quorum.

Staff present included:

Roger Gibson	Interim City Manager
Stan Lowry	City Attorney
Michael Wells	City Secretary
Cliff Blackwell	Administrative Services Director
Gary Clopton	Information Technology Manager
Natalie Foster	Marketing Specialist
Wendy Hartnett	Special Events Manager
Tom Hoover	Public Works Director
Meg Jakubik	Assistant to the City Manager
Maria Redburn	Library Director
Emilio Sanchez	Planning Manager
James Tindell	Fire Chief

COUNCIL CHAMBER WORK SESSION

Mayor Griffin called the Work Session to order at 6:00 p.m.

- **Review and discuss items on the regular agenda and consider placing items for approval by consent.**

Council discussed placing the following items on consent: 6, 8, 9, 10, 11, 12, 13 and 14.

Assistant to the City Manager Meg Jakubik presented information regarding Item #8. At the previous meeting, there was discussion on items for a budget amendment that were recommended by staff, as well as items requested by Council. Since that time, there have been some changes, including a reduction in the cost of the Fire vehicles, bringing the total amendment of the General Fund to \$299,400. The amendments to the Tourism Fund include the monument signs and the windows for the Old Bedford School. The amendments to the Water and Sewer Fund include adjustments related to the in-house engineering and building improvements. There is also an emergency item request to authorize \$35,000 for a server replacement from the Computer Replacement Fund. In regards to the monument signs on Item #13, there is not an identified funding source but funds are available from the allotment of money identified in the General Fund and, in conjunction with the money pledged by NTE, will cover the costs of the signs. Council was of the consensus to include these additional expenses as part of the budget amendment.

Fire Chief James Tindell presented information regarding Item #11, which will have an impact on the fees to Intermedix for the collection of ambulance billing. A remark was made at a previous Council

meeting about going back to look at contracts to possibly renegotiate them for a better price. Deputy Chief Bobby Sewell went to Intermedex and negotiated the contract fee from 10 percent to 6.55 percent, for a potential savings of approximately \$40,000 a year.

In answer to questions from Council regarding Item #12, Special Events Manager Wendy Hartnett stated that it is not the same company that was used the previous year; that the City did receive a partial refund for product the previous year; that the City has not used the company before, but that the Vice President of the company shot the first FourthFest show 30 years ago and was with Western Enterprises until 2008, so staff has worked with him previously; and that there are contingency plans for the event based on weather issues impacting site preparation.

Public Works Director Tom Hoover presented information regarding Item #13. Two bids were received on April 21, with the low bid being submitted by Turner Signs in the amount of approximately \$128,000. The company has good references and a good reputation for providing a quality product. The price was less than anticipated and the other bid was in excess of \$200,000. The designs of the signs were approved previously by Council. Two signs will be placed at Central Drive, two at Harwood Road and one at Murphy Drive. In answer to questions from Council, Mr. Hoover stated that landscaping was not included in the bids, but there have been discussions with NTE on moving some trees; that it will take approximately two weeks to receive the bonding and insurances from the company, which would then be followed by a notice to proceed; and that the bids include the demolition of the old signs. There was discussion on including a big sign at the Glade Parks addition in the budget; and opportunities to promote the City and its brand.

Mr. Hoover presented information regarding Item #14. He discussed the Texas Water Development Board's (TWDB) State Water Implementation Fund for Texas (SWIFT) program, which authorized the establishment of a \$2B fund to be made available to cities for various projects. The City will need to rehabilitate many water lines over the next 10 to 20 years and the City worked with a consultant in looking at this program as a water conservation measure. The TWDB accepted the City's application and authorized the full \$90M asked for by the City. The funding will be through a one percent interest loan, which, at the \$90M amount, would result in savings of \$20M in interest payments. There is no financial commitment for a certain amount, but the City has to show that it is willing to issue the bonds necessary to pay back the loan. In answer to questions from Council, Mr. Hoover stated that the City was the first to apply for the program under this scenario; that the \$90M would replace every water main in the City, as well as install all new automated smart water meters; and that there is a 10 to 12 percent water loss each year through main breaks and faulty meters. In regards to replacing the lines, Mr. Hoover stated that the plan is to maintain water services while building the new water lines by placing them in the street and leaving the existing water services operational; that some of the City's mains are fragile and would break if built right next to; that construction would be faster and there would be no interference with utility lines; that they will not put in temporary patches but perform full-blown street repairs; and that they will look at the oldest water lines, those with the highest maintenance, and those in conjunction with upcoming street projects. There was discussion on the cost effectiveness of replacing the entire street where water lines are being replaced. In answer to questions from Council regarding financing, Mr. Hoover and Administrative Services Director Cliff Blackwell stated that water rates would be increased to raise funds to pay the bonds; that the bonds would be Certificates of Obligation; and that the State would issue debt on behalf of the City and the City would have to follow the same steps as if it were issuing the debt itself, including approving a resolution of a notice of intent to issue debt. In answer to further questions from Council, Mr. Hoover stated that the note is for 20 years and the City has ten years to lay out its plan; that they are breaking projects into three segments over the next ten years; that staff has to document what is funded; and that they can pay for road repairs associated with construction.

Mayor Griffin adjourned the Work Session at 6:35 p.m.

REGULAR SESSION 6:30 P.M.

The Regular Session began at 6:43 p.m.

CALL TO ORDER/GENERAL COMMENTS

Mayor Griffin called the meeting to order.

INVOCATION (Sam Ross, First Baptist Church of Bedford)

Sam Ross of First Baptist Church of Bedford gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

ANNOUNCEMENTS/UPCOMING EVENTS

Marketing Specialist Natalie Foster stated that seats are available for the Residential Roundtable at the Library starting at 7:00 p.m. on Thursday where residents will be updated on the recycle program, the Bedford Commons and the Boys Ranch construction. The Police Department open house is Saturday from 10:00 a.m. to 2:00 p.m. There will be guided tours of the facility, police dog demonstrations, hot dogs and snow cones, and the Animal Shelter will showcase adoptable animals. The final Twilight Thursdays Taste and Tune event will be May 21 starting at 6:00 p.m. at the Old Bedford School. There will be food trucks, art vendors, bounce houses, hayrides, beer and wine for sale, and a centennial photo gallery. She reminded everybody that canned and boxed food donations are being accepted for the Mayor's Hunger Challenge. There are drop-off locations at City Hall, the Library and the Boys Ranch, as well as at City events.

OPEN FORUM

Nobody chose to speak during Open Forum.

CONSIDER APPROVAL OF ITEMS BY CONSENT

Motioned by Councilmember Champney, seconded by Councilmember Davisson, to approve the following items by consent: 6, 8, 9, 10, 11, 12, 13 and 14.

Motion approved 7-0-0. Mayor Griffin declared the motion carried.

COUNCIL RECOGNITION

1. Proclamation declaring June, July and August as Summer Reading Club Season.

Mayor Griffin read a proclamation declaring June, July and August as Summer Reading Club Season. Teen Volunteer Katie Hodges was present to accept the proclamation on behalf of the Library.

2. Proclamation recognizing the week of May 17 - 23, 2015 as National Public Works Week.

Mayor Griffin read a proclamation recognizing the week of May 17 - 23, 2015 as National Public Works Week. Field Operations Manager Kenny Overstreet was present to accept the proclamation.

3. Proclamation recognizing the week of May 17 - 23, 2015 as Emergency Medical Services Week.

Mayor Griffin read a proclamation recognizing the week of May 17 - 23, 2015 as Emergency Medical Services Week. Deputy Chief Bobby Sewell and Dr. Roy Yamada were present to accept the proclamation.

4. Proclamation recognizing the week of May 10 - 16, 2015 as Police Week and May 15, 2015 as Peace Officers Memorial Day.

Mayor Griffin read a proclamation recognizing the week of May 10 - 16, 2015 as Police Week and May 15, 2015 as Peace Officers Memorial Day. Interim Police Chief Les Hawkins was present to accept the proclamation.

5. Recognition of the City of Bedford's 19th Consecutive Distinguished Budget Presentation Award.

Mayor Griffin presented Ms. Jakubik and Mr. Blackwell with the Distinguished Budget Presentation Award from the Government Finance Officers Association of the United States and Canada.

APPROVAL OF THE MINUTES

6. Consider approval of the following City Council minutes: a) April 28, 2015 regular meeting

This item was approved by consent.

NEW BUSINESS

7. Public hearing and consider an ordinance to rezone Lot 35, Block A, Shady Brook Townhouse Addition, located at 2816 Spring Valley Drive, Bedford, Texas from Planned Unit Development (PUD) to Amended Planned Unit Development (PUD), allowing for the Learning Station Childcare facility to construct a solid fence around the playground area. The property is generally located south of Harwood Road and east of Spring Valley Drive. (Z-273)

Planning Manager Emilio Sanchez presented information regarding this item, which is an amendment to the Planned Unit Development (PUD) site plan for the property at 2816 Spring Valley Drive to allow The Learning Station to replace the chain link fence to a solid fence. The Planning and Zoning Commission approved this request at their April 23 meeting with the following stipulations: that the fence be earth tone in color, that it be six feet in height, that it be of composite material, and that it be outside of the 25-foot visibility triangle. In answer to questions from Council, Mr. Sanchez stated that the solid composite fence would be along Harwood Road; that wood fences along the east, west and south perimeters were approved as part of the previous site plan; that the necessity of a masonry fence between the the facility and the residential properties on the east side is mitigated due to the zoning district being all under the PUD, a fifty-foot buffer between the two uses in the form of a drainage way, and a masonry fence on the residential side; that there is residential property on the south side, which is zoned PUD; and that the building used to be a clubhouse for the development, but was sold off as a commercial use.

In answer to questions from Council, the applicant Raj Gill, 2816 Spring Valley Drive, Bedford, stated that the composite fence would be along Harwood Road, Spring Valley Drive and then back towards the building; that the cedar fence would be continued along the canal; and that the composite fence would be pulled back 25 feet from Harwood Road and Spring Valley Drive so as not to be in the sight triangle. There was discussion on removing the guardrail, including requirements by the State, safety issues and protecting the children on the playground, installing a pipe fence, debris getting into the playground area, painting the guardrail, and the guardrail belonging to the City. There was discussion on the fence being made of a strong plastic; Council approving standards for composite fences; approved screening materials; new products that are available; the guardrail being used to keep the traveling public from driving into the drainage way; and State requirements for the railing. Mr. Sanchez stated that the members of the Planning and Zoning Commission who voted against the recommendation lived in close proximity to the site and had concerns regarding aesthetics and safety.

Mayor Griffin opened the public hearing at 7:28 p.m.

Nobody chose to speak during the public hearing.

Mayor Griffin closed the public hearing at 7:28 p.m.

There was discussion on adding language that the building itself be brought to earth tone colors using the same language as the Master Highway Corridor Overlay District (MHC). Mr. Gill discussed why purple was chosen as the color of the trim of the building and changes he has made to both the inside and outside of the building. In answer to questions from Council, Mr. Gill stated that changing the color would adversely affect his business; that the chain link fence has already affected his business; and that

they have only enrolled 36 children since the previous year. Mr. Sanchez clarified that the opposition from the Commission was also due to the visibility triangle. There was discussion on branding and trademark, and City Attorney Stan Lowry stated that this particular instance is more general so the Council does have discretion. There was discussion on the Library having vivid colors. In answer to questions from Council, Mr. Sanchez stated that the use of earth tones in the MHC is to give a uniform feel through the major corridors of the City; that the MHC runs on 200 feet of either side of Highways 183 and 121, as well as the Central Business District; that there are municipalities that do not allow certain colors and have a required color palette; that there was no one to speak in opposition to this item at the Commission meeting; and that a change in ownership or use would require an amendment to the PUD. There was discussion on dictating that the side of the building facing Harwood Road be of earth tones; color palettes as a precondition versus being retroactively applied; reshaping the aesthetics of the City; not having set standards; and having an ordinance that addresses colors.

Motioned by Councilmember Turner, seconded by Councilmember Farco, to approve an ordinance to rezone Lot 35, Block A, Shady Brook Townhouse Addition, located at 2816 Spring Valley Drive, Bedford, Texas from Planned Unit Development (PUD) to Amended Planned Unit Development (PUD), allowing for the Learning Station Childcare facility to construct a solid fence around the playground area. The property is generally located south of Harwood Road and east of Spring Valley with the following conditions as recommended by the Planning and Zoning Commission: that the fence be earth tone in color, that the fence be six feet in height, that the fence be of composite material, and that the fence not be placed within the 25-foot sight triangle at the intersection of Spring Valley Drive and Harwood Road.

Motion failed 3-4-0. Mayor Griffin declared the motion failed.

Voting in favor of the motion: Councilmember Champney, Councilmember Farco and Councilmember Turner.

Voting in opposition to the motion: Mayor Griffin, Councilmember Boyter, Councilmember Davisson and Councilmember Fisher.

Motioned by Councilmember Fisher, seconded by Councilmember Davisson, to approve an ordinance to rezone Lot 35, Block A, Shady Brook Townhouse Addition, located at 2816 Spring Valley Drive, Bedford, Texas from Planned Unit Development (PUD) to Amended Planned Unit Development (PUD), allowing for the Learning Station Childcare facility to construct a solid fence around the playground area. The property is generally located south of Harwood Road and east of Spring Valley Drive (Z-273) with the following stipulations: that the fence be earth tone in color, that the fence be six feet in height, that the fence be of composite material, that the fence not be placed within the 25-foot sight triangle at the intersection of Spring Valley Drive and Harwood Road, and the building is painted in earth tone colors as set forth in the Highway Overlay District.

Motion approved 5-2-0. Mayor Griffin declared the motion carried.

Voting in favor of the motion: Mayor Griffin, Councilmember Boyter, Councilmember Davisson, Councilmember Champney and Councilmember Fisher.

Voting in opposition to the motion: Councilmember Farco and Councilmember Turner.

8. Consider an ordinance amending the annual budget for the City of Bedford, Texas for the fiscal year October 1, 2014 through September 30, 2015; and declaring an effective date.

This item was approved by consent.

9. Consider a resolution authorizing the Interim City Manager to enter into an agreement with Tech Logic for a Full Service Program Agreement in the amount of \$18,950.

This item was approved by consent.

10. Consider a resolution authorizing the Interim City Manager to enter into agreements with Tech Logic for a Self Checkout Software License Renewal and Extended Hardware Warranty Agreement in the amount of \$9,597.

This item was approved by consent.

11. Consider a resolution authorizing the Interim City Manager to enter into an amended contract with Advanced Data Processing, Inc., a subsidiary of Intermedix Corporation, for EMS billing and accounting services to reduce the costs of service fees from 10% to 6.55%. Additionally, this amended contract will provide four handheld computer devices (live scan) for field reporting.

This item was approved by consent.

12. Consider a resolution authorizing the Interim City Manager to enter into a contract with Pyro Shows for the 2015 4thFest Fireworks Program in the amount of \$30,000.

This item was approved by consent.

13. Consider a resolution authorizing the Interim City Manager to enter into a contract with Turner Signs Systems in the amount of \$128,995 for the Large Monument Sign Project.

This item was approved by consent.

14. Consider a resolution by the City Council of the City of Bedford, Texas requesting financial assistance from the Texas Water Development Board; authorizing the filing of application for assistance; and making certain findings in connection therewith.

This item was approved by consent.

15. Discussion on “Promotions for Adoptions at the Animal Shelter.” *Item requested by Councilmember Boyter**

Councilmember Boyter requested this item be placed on the agenda for discussion. He wanted to address several things he has heard as a Council Member, clear up incorrect information, and provide Council an option to help find more homes for abandoned animals and save lives. He stated that the City and the Council do not condone the killing of animals. The purpose of the Shelter is to provide for the safety and security of the residents. There are no grand conspiracies and the City is not hunting down and killing animals. In regards to stray cats, the City is only responding to calls from residents and those cats brought into the Shelter. Staff at the Shelter have one of hardest jobs in the City and have to make life and death decisions, look after sick and abandoned animals, and deal with residents looking for lost pets. He thanked the Shelter staff and stated the things they do for the City are often overlooked and under-appreciated, but that they keep coming back to make the City safer. He stated that not every animal is adoptable, the City does not have the resources to house and save every animal, and staff has to make painful decisions. He stated that the City and Shelter are easy targets of false information and animals being in the Shelter are due to the irresponsibility of people outside the Shelter.

Councilmember Boyter cited several statistical reports. In 2013, the Shelter impounded 1,322 animals compared to 1,237 in 2014, a decrease of 6.5 percent. In 2013, 783 animals were adopted compared to 895 in 2014, an improvement of 14.3 percent. There were 490 euthanizations in 2013 compared to 349 in 2014, an improvement of 28.8 percent. In the first four months of 2015, the City is on pace to euthanize 96 cats, or a 51.3 percent improvement over one year and a 71 percent improvement over a two-year period. He stated that these are not the numbers of a City that does not care about animals. Every animal that comes into the Shelter is inspected, evaluated and treated as needed, not immediately euthanized. Staff works with other municipal shelters and adoption agencies to find homes for animals. They have also attended 27 events over the last two years, more than other neighboring cities, resulting in increased adoption rates. He cited other statistics, including from the American Humane Society, which estimates that there are approximately 5,000 shelters nationwide, that 5M animals enter these shelters every year, of which 3.5M are euthanized, including 60 percent of dogs

and 70 percent of cats. The City's statistics are lower than those cited at 28 percent. Statistics from the Society for the Prevention of Cruelty to Animals shows that 7.6M animals enter shelters every year, of which 2.7M, or 35.5 percent, are euthanized every year. A 2014 report from the National Council on Pet Population Study and Policy shows that only 30 percent of shelter animals find homes.

Councilmember Boyter displayed pictures of the current Animal Control vehicle and discussed that a mobile pet adoption trailer is available for purchase. He displayed similar trailers nationwide that have been used to increase adoptions. Such a trailer would increase the Shelter's visibility and help find homes for animals, as well as to create another opportunity to market and promote the City. The trailer could be used as a mobile billboard and the visibility would not just be limited to the Shelter. The trailer in question is seven feet by 18 feet, with seven feet of height on the interior. It is made from aluminum and features an indoor sidewalk, dual awning doors, an insulated body, a gas generator with a 20 gallon fuel tank, a roof mounted air conditioning unit, a 20 gallon fresh water tank, a 25 gallon wastewater tank, a stainless steel sink and interior lights. The generator and air conditioning unit have a 15-year life span and the trailer is only a few years old. It has 17 animal compartments that can be expanded to 22. It is designed to display animals to the public while protecting them and providing a comfortable environment. It can be pulled by a simple trailer hitch and can be purchased for \$22,000. In regards to paying for the trailer, there is over \$27,600 in the Animal Shelter Donation Fund. In speaking with a wrap company, it would cost \$3,695 to wrap the trailer, which would leave money left over in the Fund. He stated that no taxpayer funds would be used and he asked Council to instruct staff to use the Fund to purchase the trailer.

Council was of the consensus for staff to investigate and bring forward a resolution to approve the purchase of the trailer. There was discussion on donations and including a donation box in the trailer.

16. End of Term Remarks. *Item requested by Councilmember Davisson**

Councilmember Davisson requested this item be placed on the agenda. He has been blessed to be put into office by the residents. He has had the opportunity to work with wonderful brothers on the Council and was welcomed as an equal from the beginning and has remained so throughout. They have not always agreed but when the vote was taken, they moved forward as a united group and as friends. He stated that he has been and always will be concerned for his city and its residents. He has made Bedford his home for 30 years and he believes he has left it better than when he took office, which took the hard work of the Council and staff. There is still work to be done and he believes the City is in capable hands. He congratulated the Mayor on his re-election and the two new Council Members on their victories. He thanked staff and employees who have helped and guided him over these years. He thanked everybody from the bottom of his heart.

17. Report on most recent meeting of the following Boards and Commissions:

✓ **Animal Shelter Advisory Board - Councilmember Fisher**

Councilmember Fisher reported that the Board will meet the following day in the Council Chambers.

✓ **Beautification Commission - Councilmember Turner**

Councilmember Turner reported that the Commission will meet the following Monday and are still basking in the success of the Clean Up Bedford and Chunk Your Junk Day events.

✓ **Community Affairs Commission - Councilmember Boyter**

Councilmember Boyter discussed the upcoming Residential Roundtable scheduled for Thursday at 7:00 p.m. at the Library. He recognized Commission members in attendance including Gary Morlock, Steve Grubbs, Roy Savage and Mark Massey.

✓ **Cultural Commission - Councilmember Champney**

Councilmember Champney reported that the Commission met the previous night. On Sunday, the Trinity Arts Guild had an open showing with 60 participants. The Twilight Thursday's Taste and Tunes

event will be on May 21. The Cultural District continues to make progress and everything is moving forward in accordance with a strategic plan that is being put together, part of which is a 501(c)(3).

✓ **Investment Committee - Councilmember Turner**

Councilmember Turner reported that the City's money is safe but that not a lot of money is being made. The Committee met the previous Thursday and received a report showing that the City has \$33M invested, mostly in pools. The City is very restricted in what it can invest and the primary concerns are safety, then availability and then yield. The average yield on the City's portfolio is 0.37 percent, which has increased from 0.18 percent a few years ago.

✓ **Library Board - Councilmember Davisson**

Councilmember Davisson reported that the 50 megabyte bandwidth at the Library is now up and running. Based on the results of the Library Satisfaction Survey, he wanted to let everybody know that the Library is open on Sundays and has been since 2007.

✓ **Parks & Recreation Board - Councilmember Davisson**

Councilmember Davisson reported that the Board will hold a joint meeting with the Cultural Commission and the Beautification Commission on June 4. He discussed the earthwork for the the new practice fields at the Boys Ranch and that it is needed for parking for FourthFest.

✓ **Teen Court Advisory Board - Councilmember Farco**

Councilmember Farco invited everybody to attend a Teen Court session on Monday nights and stated that the teens are tougher on the defendants than the regular judge.

18. Council member Reports

Councilmember Fisher congratulated Rusty Sartor, who was in attendance, for his election to Council. He discussed the Miracle League of Dallas and stated that one of its members, Ella Victoria Rosson, threw out the first pitch at that night's Ranger's game.

Mayor Griffin stated that the 6Stones Black and Blue Run For Hope will be on Saturday prior to the Open House and discussed the Mayor's Challenge for collecting food.

19. City Manager/Staff Reports

Interim City Manager Roger Gibson reminded everybody that the Police Department Open House will be the following Saturday from 10:00 a.m. to 2:00 p.m. They will be promoting the new Distracted Driving Ordinance and that 27 signs regarding the Ordinance have been placed at entry points into the City.

EXECUTIVE SESSION

To convene in the conference room, if time permits, in compliance with Section 551.001 et. Seq. Texas Government Code, to discuss the following:

- a) **Pursuant to Section 551.071, Consultation with City Attorney regarding pending or contemplated litigation – David Mathew Thornton v. City of Bedford.**
- b) **Pursuant to Section 551.074, personnel matters - City Manager search**

Council convened into Executive Session pursuant to Texas Government Code Section 551.071, Consultation with City Attorney regarding pending or contemplated litigation – David Mathew Thornton v. City of Bedford and Section 551.074, personnel matters - City Manager search at 8:37 p.m.

Council reconvened from Executive Session at 9:10 p.m.

Any necessary action to be taken as a result of the Executive Session will occur during the Regular Session of the Bedford City Council Meeting.

20. Take any action necessary as a result of the Executive Session.

No action was necessary as a result of the Executive Session.

ADJOURNMENT

Mayor Griffin adjourned the meeting at 9:10 p.m.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in Emergency Session at 9:11 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 12th day of May, 2015 with the following members present:

Jim Griffin
Michael Boyter
Ray Champney
Jim Davisson
Steve Farco
Roger Fisher
Roy W. Turner

Mayor
Council Members

constituting a quorum.

Staff present included:

Roger Gibson
Michael Wells
Gary Clopton
Meg Jakubik

Interim City Manager
City Secretary
Information Technology Manager
Assistant to the City Manager

EMERGENCY SESSION

The Emergency Session began at 9:11 p.m.

CALL TO ORDER

Mayor Griffin called the meeting.

EMERGENCY SESSION

- **Consider a resolution authorizing the Interim City Manager to purchase a new primary file server.**

Motioned by Councilmember Farco, seconded by Councilmember Champney, to approve a resolution authorizing the Interim City Manager to purchase a new primary file server.

Motion approved 7-0-0. Mayor Griffin declared the motion carried.

ADJOURNMENT

Mayor Griffin adjourned the meeting at 9:11 p.m.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in Special Session at 5:30 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 19th day of May, 2015 with the following members present:

Michael Boyter
Ray Champney
Roger Fisher
Roy W. Turner

Mayor Pro Tem
Council Members

constituting a quorum.

Mayor Griffin, Councilmember Davisson and Councilmember Farco were absent from the meeting.

Staff present included:

James Tindell
Michael Wells
Eric Griffin

Acting City Manager
City Secretary
Deputy Police Chief

SPECIAL SESSION

The Special Session began at 5:30 p.m.

CALL TO ORDER

Mayor Pro Tem Boyter called the meeting to order.

1. Consider a resolution authorizing the Interim City Manager to purchase a 2013 Jackson Creek animal adoption trailer in the amount of \$22,000 through Jeff Kurtz.

Deputy Police Chief Eric Griffin presented information regarding this item. He stated that at the last Council meeting, staff was directed to research purchasing an animal adoption trailer. He stated that staff is very excited for this opportunity as they attend several adoption events every year. He received several quotes on trailers ranging from \$22,000 to \$35,000. Quotes on a wrap ranged from \$3,100 to \$4,300. Maintenance costs are estimated at approximately \$200 a year. In answer to questions from Council, Deputy Chief Griffin stated that staff has seen the trailer as it was at the City Expo and that it had new tires. There was discussion on this purchase being unanimously embraced by Council and wrapping the towing vehicle. In answer to further questions from Council, Deputy Chief Griffin stated that the towing vehicle was purchased in 2005, that it is used for other purposes and that it will remain in the fleet at least another two years.

Mayor Pro Tem Boyter asked that it be on the record that several donations were received for the Animal Shelter Donation Fund including from Dorothy McWhorter and Karen Killian. He discussed the great work being done at the Shelter and thanked staff for doing a great job. There was discussion on naming the vehicle.

Motioned by Councilmember Fisher, seconded by Councilmember Champney, to approve a resolution authorizing the Interim City Manager to purchase a 2013 Jackson Creek animal adoption trailer in the amount of \$22,000 through Jeff Kurtz.

Motion approved 4-0-0. Mayor Pro Tem Boyter declared the motion carried.

ELECTION CANVASS

2. Consider a resolution of the City Council of the City of Bedford, Texas, canvassing the returns and declaring the results of the General Election of May 9, 2015 for the purpose of electing the Mayor and Council Members Place 1 and Place 2, as presented by the City Secretary.

Motioned by Councilmember Champney, seconded by Councilmember Turner, to approve a resolution of the City Council of the City of Bedford, Texas, canvassing the returns and declaring the results of the General Election of May 9, 2015 for the purpose of electing the Mayor and Council Members Place 1 and Place 2, as presented by the City Secretary.

Motion approved 4-0-0. Mayor Pro Tem Boyter declared the motion carried.

ADJOURNMENT

Mayor Pro Tem Boyter adjourned the meeting at 5:38 p.m.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary



Council Agenda Background

PRESENTER: Meg Jakubik, Assistant to the City Manager

DATE: 05/26/15

Council Mission Area: Be responsive to the needs of the community.

ITEM:

Consider an ordinance of the City Council of the City of Bedford, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the company’s 2014 and 2015 Rate Review Mechanism filings; approving a settlement agreement with attached rate tariffs and proof of revenues; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring the company to reimburse ACSC’s reasonable ratemaking expenses; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC’s legal counsel.

City Attorney Review: Yes

City Manager Review: _____

DISCUSSION:

The City, along with other similarly situated cities served by Atmos Energy Corp., Mid-Tex Division (“Atmos Mid-Tex” or “Company”), is a member of the Atmos Cities Steering Committee (“ACSC”). The Rate Review Mechanism (“RRM”) Tariff was adopted by the City as an alternative to the Gas Reliability Infrastructure Program (“GRIP”), the statutory provision that allows Atmos to bypass the City’s rate regulatory authority to increase its rates annually to recover capital investments. In February 2014, Atmos Mid-Tex filed its second annual filing under the RRM Tariff, seeking an increase of \$45.7 million. Although ACSC attempted to reach a settlement with the Company as it had in past years, the wide differences between the Company and ACSC’s consultants’ recommendations made a compromise impossible. On the recommendation of the ACSC Executive Committee and ACSC’s legal counsel, the City in 2014 adopted a Resolution denying the requested rate increase.

The Company appealed the City’s denial to the Railroad Commission of Texas (“Commission”), and revised its requested increase to \$43.8 million. A hearing was held on the Company’s appeal on September 3, 2014. On April 28, 2015, the Commission’s Hearings Examiner issued his Proposal for Decision (“PFD”) in the Company’s appeal of the City’s denial of the 2014 RRM rate increase. This PFD was not favorable to ACSC, but did recommend a reduction of approximately \$860,000 to the Company’s adjusted 2014 filing.

While the parties were waiting for the PFD from the Hearings Examiner in the appeal of the 2014 RRM filing, on February 27, 2015, Atmos Mid-Tex filed with the City another rate increase request under the RRM Tariff, seeking additional revenues in the amount of \$28.762 million (total system) or \$24.0 million (affected cities). The City worked with ACSC to analyze the schedules and evidence offered by Atmos Mid-Tex to support its 2015 request to increase rates. The Ordinance and attached Settlement Agreement and tariffs are the result of negotiation between the Mid-Tex Executive Committee and the Company to resolve issues raised by ACSC during the review and evaluation of Atmos Mid-Tex’s filing. The recommended Settlement Agreement also requires Atmos to abate its appeal of the City’s rejection of the 2014 RRM rate increase pending approval by all ACSC cities of the Settlement Agreement. The Agreement requires Atmos to give the City the benefit of the adjustments to the 2014 rate increase recommended by the PFD.

The Ordinance and Settlement tariffs approve rates that will increase the Company's revenues by \$65.7 million for the Mid-Tex Rate Division, effective for bills rendered on or after June 1, 2015. The monthly residential customer charge will be \$18.60. The consumption charge will change from \$0.08819 per Ccf to \$0.09931 per Ccf. The monthly bill impact for the typical residential customer consuming 60 Ccf will be an increase of \$1.14 (about a 1.59% increase in the base bill). The typical commercial customer will see an increase of \$2.69 or 0.96%.

The ACSC Executive Committee and its designated legal counsel and consultants recommend that all Cities adopt the Ordinance approving the negotiated Settlement Agreement resolving both the 2014 and the 2015 RRM filings, and implementing the rate change.

RECOMMENDATION:

Staff recommends the following motion:

Approval of an ordinance of the City Council of the City of Bedford, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the company's 2014 and 2015 Rate Review Mechanism filings; approving a settlement agreement with attached rate tariffs and proof of revenues; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring the company to reimburse ACSC's reasonable ratemaking expenses; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC's legal counsel.

FISCAL IMPACT:

N/A

ATTACHMENTS:

Ordinance
Attachments to Ordinance

ORDINANCE NO. 15-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2014 AND 2015 RATE REVIEW MECHANISM FILINGS; APPROVING A SETTLEMENT AGREEMENT WITH ATTACHED RATE TARIFFS AND PROOF OF REVENUES; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.

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

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

WHEREAS, ACSC and the Company worked collaboratively to develop a new Rate Review Mechanism (“RRM”) tariff that allows for an expedited rate review process by ACSC Cities as a substitute to the Gas Reliability Infrastructure Program (“GRIP”) process instituted by the Legislature, and that will establish rates for the ACSC Cities based on the system-wide cost of serving the Atmos Mid-Tex Division; and,

WHEREAS, the initial RRM Tariff was in effect for four (4) years; and

WHEREAS, ACSC Cities and Atmos Mid-Tex entered into another settlement agreement and revised the RRM Tariff; and,

WHEREAS, ACSC Cities and Atmos Mid-Tex compromised and reached agreements on the amount of the rate increases to be in effect for the RRM Tariff filings for 2012 and 2013; and,

WHEREAS, ACSC Cities and Atmos Mid-Tex were unable to reach an agreement on the 2014 RRM Tariff filing, resulting in the ACSC Cities’ rejection of the 2014 RRM filing; and,

WHEREAS, Atmos Mid-Tex appealed the ACSC Cities’ actions rejecting its 2014 RRM filing to the Railroad Commission of Texas (“Commission”), pursuant to the provisions of the RRM Tariff; and,

WHEREAS, Atmos Mid-Tex and ACSC litigated the appeal of the 2014 RRM filing at the Commission; and,

WHEREAS, on February 27, 2015, Atmos Mid-Tex filed its 2015 RRM Tariff filing, requesting to increase natural gas base rates system-wide by \$28.762 million; and,

WHEREAS, ACSC coordinated its review of Atmos Mid-Tex 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, Atmos Mid-Tex has agreed to withdraw its appeal of ACSC’s rejection of its 2014 RRM Tariff rate increase; and,

ORDINANCE NO. 15-

WHEREAS, the Executive Committee, as well as ACSC's counsel and consultants, recommend that ACSC Cities approve the attached Settlement Agreement (Attachment A to this Ordinance) as well as the tariffs attached thereto, resolving both the 2014 and the 2015 RRM Tariff filings, which together will increase the Company's revenues by \$65.7 million over the amount allowed under City-approved rates set in 2013; and,

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

WHEREAS, the RRM Tariff should be renewed for a period of time commencing in 2016 and continuing until the RRM Tariff is suspended by ordinance of the City; and,

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

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

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

SECTION 2. That the City Council finds that the Settlement Agreement (Attachment A to this Ordinance) 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 2014 and 2015 RRM filings, is in the public interest, and is consistent with the City's authority under Section 103.001 of the Texas Utilities Code.

SECTION 3. That the existing rates for natural gas service provided by Atmos Mid-Tex are unreasonable. The new tariffs attached hereto and incorporated herein as Attachment C, are just and reasonable, and are designed to allow Atmos Mid-Tex to recover annually an additional \$65.7 million in revenue over the amount allowed under currently approved rates, or \$21 million over currently-billed rates, as shown in the Proof of Revenues attached hereto and incorporated herein as Attachment B; such tariffs are hereby adopted.

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

SECTION 5. That in an effort to streamline the regulatory review process, the Atmos Mid-Tex RRM Tariff is renewed for a period commencing with the Company's March 1, 2016 RRM filing for calendar year 2015, effective June 1, 2016, and continuing thereafter until such time as the City adopts an ordinance suspending operation of the RRM Tariff.

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

SECTION 7. That to the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Ordinance, it is hereby repealed.

SECTION 8. That the meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

ORDINANCE NO. 15-

SECTION 9. That if any one or more sections or clauses of this Ordinance is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance and the remaining provisions of the Ordinance shall be interpreted as if the offending section or clause never existed.

SECTION 10. That consistent with the City Ordinance that established the RRM process, this Ordinance shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after June 1, 2015.

SECTION 11. That a copy of this Ordinance shall be sent to Atmos Mid-Tex, care of Chris Felan, Vice President of Rates and Regulatory Affairs Mid-Tex Division, Atmos Energy Corporation, 5420 LJB Freeway, Suite 1862, Dallas, Texas 75240, and to Geoffrey Gay, General Counsel to ACSC, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

PRESENTED AND PASSED on this 26th day of May 2015, by a vote of ___ ayes, ___ nays and ___ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney

**SETTLEMENT AGREEMENT BETWEEN ATMOS ENERGY CORP., MID-TEX
DIVISION AND ATMOS CITIES STEERING COMMITTEE**

WHEREAS, this agreement (“Settlement Agreement”) is entered into by Atmos Energy Corp’s Mid-Tex Division and Atmos Cities Steering Committee (“ACSC”) whose members include the Cities of Abilene, Addison, Allen, Alvarado, Angus, Anna, Argyle, Arlington, Aubrey, Bedford, Bellmead, Benbrook, Beverly Hills, Blossom, Blue Ridge, Bowie, Boyd, Bridgeport, Brownwood, Buffalo, Burkburnett, Burleson, Caddo Mills, Canton, Carrollton, Cedar Hill, Celeste, Celina, Centerville, Cisco, Clarksville, Cleburne, Clyde, College Station, Colleyville, Colorado City, Comanche, Commerce, Coolidge, Coppell, Copperas Cove, Corinth, Corral City, Crandall, Crowley, Dalworthington Gardens, Denison, DeSoto, Duncanville, Eastland, Edgecliff Village, Emory, Ennis, Euless, Everman, Fairview, Farmers Branch, Farmersville, Fate, Flower Mound, Forest Hill, Fort Worth, Frisco, Frost, Gainesville, Garland, Garrett, Grand Prairie, Grapevine, Gunter, Haltom City, Harker Heights, Haskell, Haslet, Hewitt, Highland Park, Highland Village, Honey Grove, Hurst, Hutto, Iowa Park, Irving, Justin, Kaufman, Keene, Keller, Kemp, Kennedale, Kerens, Kerrville, Killeen, Krum, Lake Worth, Lakeside, Lancaster, Lewisville, Lincoln Park, Little Elm, Lorena, Madisonville, Malakoff, Mansfield, McKinney, Melissa, Mesquite, Midlothian, Murphy, Newark, Nocona, North Richland Hills, Northlake, Oakleaf, Ovilla, Palestine, Pantego, Paris, Parker, Pecan Hill, Petrolia, Plano, Ponder, Pottsboro, Prosper, Quitman, Red Oak, Reno (Parker County), Richardson, Richland, Richland Hills, Roanoke, Robinson, Rockwall, Roscoe, Rowlett, Royse City, Sachse, Saginaw, Sansom Park, Seagoville, Sherman, Snyder, Southlake, Springtown, Stamford, Stephenville, Sulphur Springs, Sweetwater, Temple, Terrell, The Colony, Trophy Club, Tyler, University Park, Venus, Vernon, Waco, Watauga, Waxahachie, Westlake, White Settlement, Whitesboro, Wichita Falls, Woodway, and Wylie.

WHEREAS, on February 28, 2014, Atmos filed with the ACSC Cities an application, hereinafter referred to as the 2014 RRM filing, to adjust rates pursuant to Rider RRM - Rate Review Mechanism, which were subsequently consolidated into GUD No. 10359 at the Railroad Commission of Texas; and

WHEREAS, on February 27, 2015, Atmos filed with the ACSC Cities an application, hereinafter referred to as the 2015 RRM filing, to adjust rates pursuant to Rider RRM - Rate Review Mechanism; and

WHEREAS, the Settlement Agreement resolves all issues between Atmos and ACSC (“the Signatories”) regarding the 2014 RRM filing, which is currently pending before the Commission, and the 2015 RRM filing, which is currently pending before the ACSC Cities, in a manner that the Signatories believe is consistent with the public interest, and the Signatories represent diverse interests; and

WHEREAS, the Signatories believe that the resolution of the issues raised in the 2014 RRM filing and the 2015 RRM filing can best be accomplished by each ACSC City approving this Settlement Agreement and the rates, terms and conditions reflected in the tariffs attached to this Settlement Agreement as Exhibit A;

NOW, THEREFORE, in consideration of the mutual agreements and covenants established herein, the Signatories, through their undersigned representatives, agree to the

Attachment A

following Settlement Terms as a means of fully resolving all issues between Atmos and the ACSC Cities involving the 2014 RRM filing and 2015 RRM filing:

Settlement Terms

1. Upon the execution of this Settlement Agreement, the ACSC Cities will approve an ordinance or resolution to approve the Settlement Agreement and implement the rates, terms and conditions reflected in the tariffs attached to the Settlement Agreement as Exhibit A. (Attachment A to the Ordinance ratifying the Agreement). Said tariffs should allow Atmos to recover annually an additional \$65.7 million in revenue over the amount allowed under currently approved rates by implementation of rates shown in the proof of revenues attached as Exhibit B. (Attachment B to the Ordinance ratifying this Agreement). The uniform implementation of gas rates, terms and conditions established by the Settlement Agreement shall be effective for bills rendered on or after June 1, 2015. Consistent with the City's authority under Section 103.001 of the Texas Utilities Code, the Settlement Agreement represents a comprehensive settlement of gas utility rate issues affecting the rates, operations and services offered by Atmos within the municipal limits of the ACSC Cities arising from Atmos' 2014 RRM filing and 2015 RRM filing. No refunds of charges billed to customers by Atmos under the RRM in past periods shall be owed or owing.
2. In an effort to streamline the regulatory review process, Atmos and the ACSC Cities have agreed to renew the Rate Review Mechanism ("Rider RRM") for a period commencing with the Company's March 1, 2016 filing under this mechanism for the calendar year 2015, effective June 1, 2016, and continuing thereafter until such time as either the ACSC Cities issue an ordinance stating a desire to discontinue the operation of the tariff or Atmos files a Statement of Intent. Atmos and the ACSC Cities further agree that the RRM tariff shall remain in effect until such time as new, final rates are established for Atmos. Upon approval of this Settlement Agreement by the ACSC Cities, Atmos shall file an updated RRM Tariff with each city reflecting the provisions of this agreement.
3. Atmos and the ACSC Cities agree that rate base as of December 31, 2014 in the amount of \$1,955,948,256 is just and reasonable and shall be recovered in rates.
4. Atmos and the ACSC Cities agree that a pension and other postemployment benefits balance as of December 31, 2014 in the amount of \$18,284,949 is just and reasonable and shall be used as the beginning balance for purposes of determining pension and other postemployment benefits to be recovered in the next RRM filing (Attachment D to the Ordinance ratifying the Agreement).
5. With regard to the treatment of Atmos' Rule 8.209 regulatory asset under the RRM, Atmos and the ACSC Cities agree to the following with respect to any pending and future RRM filings:
 - a. the capital investment in the Rule 8.209 regulatory asset in the 2014 RRM filing and 2015 RRM filing is reasonable and consistent with the requirements of Rule 8.209;

Attachment A

- b. the classification of projects included in the Rule 8.209 regulatory asset in the 2014 RRM filing and 2015 RRM filing is reasonable and consistent with the requirements of Rule 8.209 and shall serve as a basis for classification of projects in future RRM filings;
 - c. the treatment of blanket replacement projects, system upgrades, relocations, and transmission line replacements in the Rule 8.209 regulatory asset in the 2014 RRM filing and 2015 RRM filing is reasonable and consistent with the requirements of Rule 8.209 and shall be included in future RRM filings.
 - d. the incurred expenses included in the Rule 8.209 regulatory asset in the 2014 RRM and the 2015 RRM are reasonable and consistent with the requirements of Rule 8.209 and shall be included in future RRM filings;
 - e. interest on the Rule 8.209 regulatory asset account shall be calculated using the pre-tax cost of capital most recently approved by the Commission. The use of the pre-tax cost of capital is consistent with Rule 8.209. A return on Rule 8.209 capital investment is only earned once the investment is included in rate base. No change in the Company's calculation of the interest component in its Rule 8.209 regulatory asset accounts is warranted through the period ended May 31, 2015. Beginning June 1, 2015, interest expense shall be calculated monthly using simple interest (*i.e.* 11.49% divided by 12, or approximately 0.96% per month) applied to the total value of the Rule 8.209 asset investment (exclusive of interest) until such time the Rule 8.209 regulatory asset is approved for inclusion in the Company's rate base.
 - f. While Atmos and the ACSC Cities agree to apply the treatments and methodologies set forth in this paragraph, subsections (a) – (e) in all future RRM filings, the regulatory authority retains its right to disallow any capital investment that is not shown to be prudently incurred, and any expense not shown to be reasonable and necessary, in future RRM filings.
 - g. Atmos and the ACSC Cities acknowledge that their agreement regarding the treatment and methodologies applicable to Rule 8.209 capital investments under the RRM tariff shall not prejudice the right of either party to argue for different treatments or methodologies in a future statement of intent proceeding.
6. Revenues approved pursuant to Paragraph 1 of the Settlement Agreement include reimbursement of rate case expenses owed to the ACSC Cities in connection with the 2014 RRM filing.
 7. The Signatories agree that each ACSC city shall approve this Settlement Agreement and adopt an ordinance or resolution to implement for the ACSC Cities the rates, terms, and conditions reflected in the tariffs attached to the Settlement Agreement as Exhibit A. Atmos and ACSC further agree that at such time as all of the ACSC Cities have passed an ordinance or resolution consistent with the Settlement and Atmos has received such ordinance or resolution, Atmos shall withdraw its appeal of the currently pending RRM filing before the Railroad Commission of Texas in connection with the 2014 RRM filing.

8. Atmos and the ACSC Cities further agree that the express terms of the Rider RRM are supplemental to the filing, notice, regulatory review, or appellate procedural process of the ratemaking provisions of Chapter 104 of the Texas Utilities Code. If the statute requires a mandatory action on behalf of the municipal regulatory authority or Atmos, the parties will follow the provisions of such statute. If the statute allows discretion on behalf of the municipal regulatory authority, the ACSC Cities agree that they shall exercise such discretion in such a way as to implement the provisions of the RRM tariff. If Atmos appeals an action or inaction of an ACSC City regarding an RRM filing to the Railroad Commission, the ACSC Cities agree that they will not oppose the implementation of interim rates or advocate the imposition of a bond by Atmos consistent with the RRM tariff. Atmos agrees that it will make no filings on behalf of its Mid-Tex Division under the provisions of Section 104.301 of the Texas Utilities code while the Rider RRM is in place. In the event that a regulatory authority fails to act or enters an adverse decision regarding the proposed annual RRM adjustment, the Railroad Commission of Texas shall have exclusive appellate jurisdiction, pursuant to the provisions of the Texas Utilities Code, to review the action or inaction of the regulatory authority exercising exclusive original jurisdiction over the RRM request. In addition, the Signatories agree that this Settlement Agreement shall not be construed as a waiver of the ACSC Cities' right to initiate a show cause proceeding or the Company's right to file a Statement of Intent under the provisions of the Texas Utilities Code.
9. The Signatories agree that the terms of the Settlement Agreement are interdependent and indivisible, and that if any ACSC city enters an order that is inconsistent with this Settlement Agreement, then any Signatory may withdraw without being deemed to have waived any procedural right or to have taken any substantive position on any fact or issue by virtue of that Signatory's entry into the Settlement Agreement or its subsequent withdrawal. If any ACSC city rejects this Settlement Agreement, then this Settlement Agreement shall be void *ab initio* and counsel for the ACSC Cities shall thereafter only take such actions as are in accordance with the Texas Disciplinary Rules of Professional Conduct.
10. The Signatories agree that all negotiations, discussions and conferences related to the Settlement Agreement are privileged, inadmissible, and not relevant to prove any issues associated with Atmos' 2014 RRM filing and 2015 RRM filing.
11. The Signatories agree that neither this Settlement Agreement nor any oral or written statements made during the course of settlement negotiations may be used for any purpose other than as necessary to support the entry by the ACSC Cities of an ordinance or resolution implementing this Settlement Agreement.
12. The Signatories agree that this Settlement Agreement is binding on each Signatory only for the purpose of settling the issues set forth herein and for no other purposes, and, except to the extent the Settlement Agreement governs a Signatory's rights and obligations for future periods, this Settlement Agreement shall not be binding or precedential upon a Signatory outside this proceeding.

Attachment A

13. The Signatories agree that this Settlement Agreement may be executed in multiple counterparts and may be filed with facsimile signatures.

Agreed to this 7 day of May, 2015.

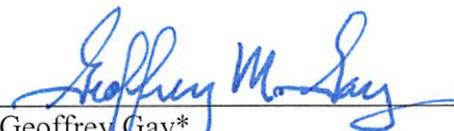
ATMOS ENERGY CORP., MID-TEX DIVISION

By: John A. Paris
John A. Paris
President, Mid-Tex Division

Attachment A

Agreed to this 7th day of May 2015.

ATTORNEY FOR ATMOS CITIES STEERING COMMITTEE, WHOSE MEMBERS INCLUDE THE CITIES OF ABILENE, ADDISON, ALLEN, ALVARADO, ANGUS, ANNA, ARGYLE, ARLINGTON, AUBREY, BEDFORD, BELLMEAD, BENBROOK, BEVERLY HILLS, BLOSSOM, BLUE RIDGE, BOWIE, BOYD, BRIDGEPORT, BROWNWOOD, BUFFALO, BURKBURNETT, BURLESON, CADDO MILLS, CANTON, CARROLLTON, CEDAR HILL, CELESTE, CELINA, CENTERVILLE, CISCO, CLARKSVILLE, CLEBURNE, CLYDE, COLLEGE STATION, COLLEYVILLE, COLORADO CITY, COMANCHE, COMMERCE, COOLIDGE, COPPELL, COPPERAS COVE, CORINTH, CORRAL CITY, CRANDALL, CROWLEY, DALWORTHINGTON GARDENS, DENISON, DESOTO, DUNCANVILLE, EASTLAND, EDGECLIFF VILLAGE, EMORY, ENNIS, EULESS, EVERMAN, FAIRVIEW, FARMERS BRANCH, FARMERSVILLE, FATE, FLOWER MOUND, FOREST HILL, FORT WORTH, FRISCO, FROST, GAINESVILLE, GARLAND, GARRETT, GRAND PRAIRIE, GRAPEVINE, GUNTER, HALTOM CITY, HARKER HEIGHTS, HASKELL, HASLET, HEWITT, HIGHLAND PARK, HIGHLAND VILLAGE, HONEY GROVE, HURST, HUTTO, IOWA PARK, IRVING, JUSTIN, KAUFMAN, KEENE, KELLER, KEMP, KENNEDALE, KERENS, KERRVILLE, KILLEEN, KRUM, LAKE WORTH, LAKESIDE, LANCASTER, LEWISVILLE, LINCOLN PARK, LITTLE ELM, LORENA, MADISONVILLE, MALAKOFF, MANSFIELD, MCKINNEY, MELISSA, MESQUITE, MIDLOTHIAN, MURPHY, NEWARK, NOCONA, NORTH RICHLAND HILLS, NORTHLAKE, OAKLEAF, OVILLA, PALESTINE, PANTEGO, PARIS, PARKER, PECAN HILL, PETROLIA, PLANO, PONDER, POTTSBORO, PROSPER, QUITMAN, RED OAK, RENO (PARKER COUNTY), RICHARDSON, RICHLAND, RICHLAND HILLS, ROANOKE, ROBINSON, ROCKWALL, ROSCOE, ROWLETT, ROYSE CITY, SACHSE, SAGINAW, SANSOM PARK, SEAGOVILLE, SHERMAN, SNYDER, SOUTHLAKE, SPRINGTOWN, STAMFORD, STEPHENVILLE, SULPHUR SPRINGS, SWEETWATER, TEMPLE, TERRELL, THE COLONY, TROPHY CLUB, TYLER, UNIVERSITY PARK, VENUS, VERNON, WACO, WATAUGA, WAXAHACHIE, WESTLAKE, WHITE SETTLEMENT, WHITESBORO, WICHITA FALLS, WOODWAY, AND WYLIE.

By: 
Geoffrey Gay*

* Subject to approval by ACSC City Councils

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RRC Tariff No:

RATE SCHEDULE:	C – COMMERCIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 40.00 per month
Rider CEE Surcharge	\$ 0.00 per month ¹
Total Customer Charge	\$ 40.00 per month
Commodity Charge – All Ccf	\$ 0.08020 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, 2014.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RRC Tariff No:

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 700.00 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.2937 per MMBtu
Next 3,500 MMBtu	\$ 0.2151 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0461 per MMBtu

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

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

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

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

Curtailement Overpull Fee

Upon notification by Company of an event of 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.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RRC Tariff No:

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RRC Tariff No:

RATE SCHEDULE:	R – RESIDENTIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 18.60 per month
Rider CEE Surcharge	\$ 0.02 per month ¹
Total Customer Charge	\$ 18.62 per month
Commodity Charge – All <u>Ccf</u>	\$0.09931 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, 2014.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RRC Tariff No:

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 700.00 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.2937 per MMBtu
Next 3,500 MMBtu	\$ 0.2151 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0461 per MMBtu

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

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

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

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

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

Imbalance Fees

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

Monthly Imbalance Fees

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RRC Tariff No:

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	PAGE:

Curtailement 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 EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 11/01/2015	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 EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 11/01/2015	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	10.22	0.1404	98.80	0.6372
Austin	11.59	0.1443	213.62	0.7922
Dallas	14.12	0.2000	208.11	0.9085
Waco	9.74	0.1387	130.27	0.6351
Wichita Falls	11.79	0.1476	122.35	0.5772

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 a Excel version of the *WNA Report* with the Railroad Commission of Texas' Gas Services Division, addressed to the Director of that Division.

**ATMOS ENERGY CORP., MID-TEX DIVISION
PROOF OF REVENUES AND PROPOSED TARIFF STRUCTURE
TEST YEAR ENDING DECEMBER 31, 2014**

	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Proposed Change In Rates:		\$21,066,527	Schedule A			
2	Proposed Change In Rates without Revenue Related Taxes:		\$19,757,254	Ln 1 divided by factor on WP_F-5.1			
3							
4							
5							
6		Revenue					
		Requirements	Allocations				
7	Residential	\$ 338,431,486	77.95%	Per GUD 10170 Final Order			
8	Commercial	\$ 84,223,622	19.40%	Per GUD 10170 Final Order			
9	Industrial and Transportation	\$ 11,490,316	2.65%	Per GUD 10170 Final Order			
10	Net Revenue Requirements GUD No. 10170	<u>\$ 434,145,424</u>					
11							
12							
17							
18	Rate Class	Current	Proposed Change	Proposed Rates	Proposed Change In Revenues	Proposed Revenues	Proposed Rates with Rate Case Expenses
19							
20	Residential Base Charge	\$ 18.20	\$ 0.36	\$ 18.56	\$ 6,351,350	\$ 327,447,398	\$ 18.60
21	Residential Consumption Charge	\$ 0.08819	\$ 0.01112	\$ 0.09931	\$ 9,049,383	\$ 80,817,829	\$ 0.09931
22	Commercial Base Charge	\$ 38.50	\$ 1.37	\$ 39.87	\$ 2,000,584	\$ 58,221,364	\$ 40.00
23	Commercial Consumption Charge	\$ 0.07681	\$ 0.00339	\$ 0.08020	\$ 1,834,968	\$ 43,411,339	\$ 0.08020
24	I&T Base Charge	\$ 675.00	\$ 22.35	\$ 697.35	\$ 220,192	\$ 6,870,292	\$ 700.00
25	I&T Consumption Charge Tier 1 MMBTU	\$ 0.2807	\$ 0.0130	\$ 0.2937	\$ 142,055	\$ 3,209,350	\$ 0.2937
26	I&T Consumption Charge Tier 2 MMBTU	\$ 0.2056	\$ 0.0095	\$ 0.2151	\$ 117,051	\$ 2,650,282	\$ 0.2151
27	I&T Consumption Charge Tier 3 MMBTU	\$ 0.0441	\$ 0.0020	\$ 0.0461	\$ 42,703	\$ 984,314	\$ 0.0461
28					\$ 19,758,287	\$ 523,612,169	
29							

Data Sources:
GUD10170_FINAL.xlsm

ATMOS ENERGY CORP., MID-TEX DIVISION
 PROOF OF REVENUES AND PROPOSED TARIFF STRUCTURE
 TEST YEAR ENDING DECEMBER 31, 2014

(a)	(b)	(c)	(d)	(e)	(f)	(g)	
1 Proposed Change In Rates:		\$21,066,527	Schedule A				
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5							
6							
		Revenue					
		Requirements	Allocations				
7 Residential	\$ 338,431,486		77.95%	Per GUD 10170 Final Order			
8 Commercial	\$ 84,223,622		19.40%	Per GUD 10170 Final Order			
9 Industrial and Transportation	\$ 11,490,316		2.65%	Per GUD 10170 Final Order			
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20 Residential Base Charge	\$ 18.20	\$ 0.36	\$ 18.56	\$ 6,351,350	\$ 327,447,398	\$ 18.60	
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22 Commercial Base Charge	\$ 38.50	\$ 1.37	\$ 39.87	\$ 2,000,584	\$ 58,221,364	\$ 40.00	
23 Commercial Consumption Charge	\$ 0.07681	\$ 0.00339	\$ 0.08020	\$ 1,834,968	\$ 43,411,339	\$ 0.08020	
24 I&T Base Charge	\$ 675.00	\$ 22.35	\$ 697.35	\$ 220,192	\$ 6,870,292	\$ 700.00	
25 I&T Consumption Charge Tier 1 MMBTU	\$ 0.2807	\$ 0.0130	\$ 0.2937	\$ 142,055	\$ 3,209,350	\$ 0.2937	
26 I&T Consumption Charge Tier 2 MMBTU	\$ 0.2056	\$ 0.0095	\$ 0.2151	\$ 117,051	\$ 2,650,282	\$ 0.2151	
27 I&T Consumption Charge Tier 3 MMBTU	\$ 0.0441	\$ 0.0020	\$ 0.0461	\$ 42,703	\$ 984,314	\$ 0.0461	
28				<u>\$ 19,758,287</u>	<u>\$ 523,612,169</u>		
29							

Data Sources:
 GUD10170_FINAL.xlsm

RATE SCHEDULE:	C – COMMERCIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 40.00 per month
Rider CEE Surcharge	\$ 0.00 per month ¹
Total Customer Charge	\$ 40.00 per month
Commodity Charge – All Ccf	\$ 0.08020 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, 2014.

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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

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All MMBtu over 5,000 MMBtu	\$ 0.0461 per MMBtu

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

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

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

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

Curtailement Overpull Fee

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

Replacement Index

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

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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:	R – RESIDENTIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 18.60 per month
Rider CEE Surcharge	\$ 0.02 per month ¹
Total Customer Charge	\$ 18.62 per month
Commodity Charge – All <u>Ccf</u>	\$0.09931 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, 2014.

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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	\$ 700.00 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.2937 per MMBtu
Next 3,500 MMBtu	\$ 0.2151 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0461 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 EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 06/01/2015	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 EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 11/01/2015	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 EXCEPT THE CITY OF DALLAS AND UNINCORPORATED AREAS	
EFFECTIVE DATE:	Bills Rendered on or after 11/01/2015	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	10.22	0.1404	98.80	0.6372
Austin	11.59	0.1443	213.62	0.7922
Dallas	14.12	0.2000	208.11	0.9085
Waco	9.74	0.1387	130.27	0.6351
Wichita Falls	11.79	0.1476	122.35	0.5772

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 a Excel version of the *WNA Report* with the Railroad Commission of Texas' Gas Services Division, addressed to the Director of that Division.

**ATMOS ENERGY CORP., MID-TEX DIVISION
PENSIONS AND RETIREE MEDICAL BENEFITS FOR CITIES APPROVAL
TEST YEAR ENDING DECEMBER 31, 2014**

Line No.	Description	Shared Services		Mid-Tex Direct			Adjustment Total
		Pension Account Plan ("PAP")	Post-Retirement Medical Plan ("FAS 106")	Pension Account Plan ("PAP")	Supplemental Executive Benefit Plan ("SERP")	Post-Retirement Medical Plan ("FAS 106")	
	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Fiscal Year 2014 Towers Watson Report (excluding Removed Cost Centers)	\$ 6,388,826	\$ 4,542,023	\$ 9,481,670	\$ 165,758	\$ 8,736,645	
2	Allocation to Mid-Tex	46.26%	46.26%	71.70%	100.00%	71.70%	
3	FY14 Towers Watson Benefit Costs (excluding Removed Cost Centers) Allocated to MTX (Ln 1 x Ln 2)	\$ 2,955,304	\$ 2,101,021	\$ 6,798,531	\$ 165,758	\$ 6,264,334	
4	O&M and Capital Allocation Factor	100.00%	100.00%	100.00%	100.00%	100.00%	
5	FY14 Towers Watson Benefit Costs To Approve (excluding Removed Cost Centers) (Ln 3 x Ln 4)	\$ 2,955,304	\$ 2,101,021	\$ 6,798,531	\$ 165,758	\$ 6,264,334	\$ 18,284,949
6							
7							
8	Summary of Costs to Approve:						
9							
10	Total Pension Account Plan ("PAP")	\$ 2,955,304		\$ 6,798,531			\$ 9,753,835
11	Total Post-Retirement Medical Plan ("FAS 106")		\$ 2,101,021			\$ 6,264,334	8,365,356
12	Total Supplemental Executive Retirement Plan ("SERP")				\$ 165,758		165,758
13	Total (Ln 10 + Ln 11 + Ln 12)	\$ 2,955,304	\$ 2,101,021	\$ 6,798,531	\$ 165,758	\$ 6,264,334	\$ 18,284,949
14							
15							
16	O&M Expense Factor	95.82%	95.82%	43.03%	21.00%	43.03%	
17							
18	Expense Portion (Ln 13 x Ln 16)	\$ 2,831,859	\$ 2,013,260	\$ 2,925,600	\$ 34,809	\$ 2,695,721	\$ 10,501,250
19							
20	Capital Factor	4.18%	4.18%	56.97%	79.00%	56.97%	
21							
22	Capital Portion (Ln 13 x Ln 20)	\$ 123,445	\$ 87,761	\$ 3,872,930	\$ 130,949	\$ 3,568,614	\$ 7,783,699
23							
24	Total (Ln 18 + Ln 22)	\$ 2,955,304	\$ 2,101,021	\$ 6,798,531	\$ 165,758	\$ 6,264,334	\$ 18,284,949



Council Agenda Background

PRESENTER: James Tindell, Fire Chief

DATE: 05/26/15

Council Mission Area: Demonstrate excellent customer service in an efficient manner.

ITEM:

Consider a resolution authorizing the Interim City Manager to purchase replacement vehicles for the Deputy Fire Chief/EMS and Fire Marshal in the amount of \$68,342.54 through the State of Texas Buy Board Purchasing Program from Silsbee Ford.

City Attorney Review: N/A

City Manager Review: _____

DISCUSSION

These are replacement vehicles for the Deputy Fire Chief/EMS and Fire Marshal. Both of the currently assigned vehicles have well exceeded the decision tree points for replacement. Recurring maintenance issues and valuation of the current vehicles necessitate replacing them with vehicles that have more reliability.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the Interim City Manager to purchase replacement vehicles for the Deputy Fire Chief/EMS and Fire Marshal in the amount of \$68,342.54 through the State of Texas Buy Board Purchasing Program from Silsbee Ford.

FISCAL IMPACT:

Budget:	\$68,400.00
Actual:	<u>\$68,342.54</u>
Difference:	\$57.46

ATTACHMENTS:

Resolution
Quotes

RESOLUTION NO. 15-

A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO PURCHASE VEHICLES FOR THE DEPUTY FIRE CHIEF/EMS AND FIRE MARSHAL IN THE AMOUNT OF \$68,342.54 THROUGH THE STATE OF TEXAS BUY BOARD PURCHASING PROGRAM FROM SILSBEE FORD.

WHEREAS, the City Council of Bedford, Texas determines the need to purchase new vehicles for the Deputy Fire Chief/EMS and Fire Marshal with funds approved in the 2014-2015 General Fund budget; and,

WHEREAS, the City Council of Bedford, Texas recognizes that the current vehicles have reached their serviceable life and are in need of replacement.

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

SECTION 1. That the findings above are found to be true and correct, and are incorporated herein.

SECTION 2. That the City Council does hereby authorize the Interim City Manager to purchase vehicles for the Deputy Fire Chief/EMS and Fire Marshal in the amount of \$68,342.54 through the State of Texas Buy Board Purchasing Program from Silsbee Ford.

SECTION 3. That funding in the amount of \$68,342.54 will come from the Fiscal Year 2014-15 General Fund budget.

PRESENTED AND PASSED this 26th day of May, 2015, by a vote of ___ ayes, ___ nays and ___ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney

WILDFIRE TRUCK & Equipment Sales

5313 Big Six | Alvarado, TX 76009
Office# (817) 783-3833
(888) 452-2701 Fax# (817) 783-3038

A

QUOTE FOR Bedford Fire Deputy Chief EMS

Date:

04/07/15

Contact Name & Number:	Joey Langford, Fire Marshal 817-713-0525
E-mail	joey.langford@bedfordtx.gov
WF Sales Rep:	David Evans
Quote#	050115-02dg

Quantity	Part #	Description	Price each	Total
2	AVNS2RB	Avenger Super LED Red/Blue	222.60	\$445.20
1	TADP8RB	Dominator Plus LINZ6 T/A rear inside	744.00	\$744.00
2	VTX3609R	360 Side Emitter Vertex White tail lights	79.20	\$158.40
4	VTX3609C	360 Side Emitter Vertex R/B front & rear	79.20	\$316.80
2	AVN2RB	Dual Avenger Super LED R/B side rear	209.40	\$418.80
1	SA315P	Siren Speaker	192.60	\$192.60
1	SAK23	Expedition Speaker Mount	22.20	\$22.20
1	CCSRN	CENCOM SAPPHIRE 3 Position	820.80	\$820.80
1	2410 C	Havis 2410 Console, 13" Storage, Arm Rest	550.00	\$550.00
		Cup Holders, Mic Clips		\$0.00
1		Installation of above	1837.50	\$1,837.50
		2015 Ford Expedition SSV, see Ford Spec Sheet		\$0.00
				\$0.00
		Customer to supply M6 Front Warning and ION Rear upper Warning		\$0.00
				\$0.00
		Ford pricing good until 4-30-15		\$0.00
				\$0.00
				\$0.00
				\$0.00
		Quote good for 30 days		\$0.00
			Taxes	
			Total	5506.30

PRODUCT PRICING SUMMARY BUYBOARD CONTRACT #430-13

Vehicles and Heavy Duty Trucks

VENDOR—Silsbee Ford, 1211 Hwy 96 N., Silsbee TX 77656

End User: CITY OF BEDFORD

Prepared by: CUYLER DODSON

Contact: _____

Phone: (800) 370-7490

Email: _____

Email: cuylerdodson@gmail.com

Product Description: 2016 FORD EXPEDITION SSV

Date: May 5, 2015

A. Bid Series: 103 A. Base Price: \$ 23,576.00

B. Published Options [Itemize each below]

Code	Options	Bid Price	Code	Options	Bid Price
UIF	EXPEDITION 4X2 119" WHEELBASE	\$ 2,837.00			
	SSV	INCL.			
99T	3.5L ECOBOOST V6 ENGINE	N/C			
446	6-SPEED AUTO TRANS	N/C			
WTE	Equipment Package from WildFire as attached Quote "B" Fire Marshal	\$ 8,667.50			
		INCL.			

Total of B. Published Options: \$ 11,504.50

C. Unpublished Options [Itemize each below, not to exceed 25%]

\$= 0.0 %

Options	Bid Price	Options	Bid Price
		COLOR : WHITE	
		INTERIOR: EBONY	

Total of C. Unpublished Options: \$ -

- D. Pre-delivery Inspection: \$ -
- E. Texas State Inspection: \$ -
- F. Manufacturer Destination/Delivery: \$ -
- G. Floor Plan Interest (for in-stock and/or equipped vehicles): \$ 471.52
- H. Lot Insurance (for in-stock and/or equipped vehicles):
- I. Contract Price Adjustment: _____
- J. Additional Delivery Charge: 0 miles \$ -
- K. Subtotal: \$ 35,552.02
- L. Quantity Ordered 1 x K = \$ 35,552.02
- M. Trade in: _____
- N. BUYBOARD Administrative Fee (\$400 per purchase order) \$ -
- O. TOTAL PURCHASE PRICE INCLUDING BUYBOARD FEE \$ 35,552.02

WILDFIRE TRUCK & Equipment Sales

5313 Big Six | Alvarado, TX 76009
Office# (817) 783-3833
(888) 452-2701 Fax# (817) 783-3038

B

QUOTE FOR Bedford Fire Marshall

Date:

05/01/15

Contact Name & Number:	Joey Langford, Fire Marshal 817-713-0525
E-mail	joey.langford@bedfordtx.gov
WF Sales Rep:	David Evans
Quote#	050115dg-01

Quantity	Part #	Description	Price each	Total
2	AVNS2RB	Avenger Super LED Red/Blue	222.60	\$445.20
4	IONJ	ION Red/Blue, behind grille	105.60	\$422.40
2	I2J	DUO Linear ION R/B rear upper	119.40	\$238.80
1	TADP8RB	Dominator Plus LINZ6 T/A rear inside	744.00	\$744.00
4	VTX3609R	360 Side Emitter Vertex White 4 corners	79.20	\$316.80
2	VTX3609C	360 Side Emitter Vertex Red in Taillights	79.20	\$158.40
2	AVN2RB	Dual Avenger Super LED R/B side rear	209.40	\$418.80
1	SA315P	Siren Speaker	192.60	\$192.60
1	SAK23	Expedition Speaker Mount	22.20	\$22.20
1	COSRN	CENCOM SAPPHIRE 3 Position	820.80	\$820.80
1	WF DPSTS-CMD	Wildfire Aluminum 3 Drawner Cabinet	2500.00	\$2,500.00
1	2410 C	Havis 2410 Console, 13" Storage, Arm Rest	550.00	\$550.00
		Cup Holders, Mic Clips		\$0.00
1		Installation of above	1837.50	\$1,837.50
		2015 Ford Expedition SSV, see Ford Spec Sheet		\$0.00
				\$0.00
		Ford pricing good until 4-30-15		\$0.00
				\$0.00
				\$0.00
				\$0.00
				\$0.00
		Quote good for 30 days		\$0.00
			Taxes	
			Total	8667.50

CNGP530

VEHICLE ORDER CONFIRMATION

05/05/15 13:35:52

==>

2016

Dealer: F52089

~~2015~~ EXPEDITION

Page: 1 of 1

Order No: 0000 Priority: F3 Ord FIN: QS093 Order Type: 5B Price Level: 530

Ord Code: 102B Cust/Flt Name: C/O BEDFORD PO Number:

		RETAIL	DLR INV		RETAIL	DLR INV
U1F	4X2 XL	\$40285	\$37567.00	SP FLT ACCT CR		\$(476.00)
	.119" WHEELBASE			FUEL CHARGE		12.70
Z1	OXFORD WHITE			B4A NET INV FLT OPT	NC	7.00
C	CLOTH BUCKET			PRICED DORA	NC	NC
H	EBONY			DEST AND DELIV	1195	1195.00
102B	EQUIP GRP	(2230)	(1946.00)	TOTAL BASE AND OPTIONS	39250	34836.70
41K	.SKID PLATE PKG	NC	NC	TOTAL	39250	34836.70
	.AM/FM GAP RADIO			*THIS IS NOT AN INVOICE*		
	.SSV PACKAGE					
99T	.3.5L ECO V6	NC	NC			
446	.6-SPD AUTO O/D	NC	NC			
	.3.73 REG AXLE					
425	50 STATE EMISS	NC	NC			
153	FRT LICENSE BKT	NC	NC			
	SP DLR ACCT ADJ		(1523.00)			

F1=Help

F2=Return to Order

F3/F12=Veh Ord Menu

F4=Submit

F5=Add to Library

S099 - PRESS F4 TO SUBMIT

QC02549

fmcdealr@Cuyler-Dodsons-iMac.local

May 5, 2015 12:40:00 PM

*SAMPLE
ORDER*

C.D.

15/16MY FORD TRUCK & SUV						
VEHICLE LINE / CURRENT MY	15 MY Fleet Final Order Due Date	15 MY Last Day to Spec Change/ Cancel	15 MY Job Last Date	16 MY Order Bank Open Date	16 MY Scheduling Begins	16 MY Job #1 Date
F650/F750	9/12/14	12/15/14	4/30/15	4/20/15	5/14/15	7/13/15
Explorer Early B/O Paint • Dark Side (BT)	1/30/15 10/29/14	2/6/15	5/3/15 12/23/14	2/2/15	3/12/15	5/4/15
Econoline VSO	1/22/15 1/15/15	1/29/15 1/29/15	4/2/15 3/19/15	1/12/15 1/12/15	3/12/15 3/12/15	4/6/15 5/4/15
Transit Connect	2/27/15	N/A	6/26/15	3/18/15	5/14/15NEW!	6/29/15
Transit Early order cut-off • 15 Pass wagon EXCEPT Jumbo Wagon - U4X body code	5/1/15 3/6/15	5/15/15	7/31/15	5/11/15	6/18/15	8/10/15
VSO	4/17/15	5/1/15	7/10/15	5/11/15	6/18/15	8/31/15
Super Duty Early Order Cut-Off • 450/550 Series • FIN-ST999 450/450 • VSO Paint • VSO 450/550 • VSO Equip, 250/350	2/27/15 1/16/15 12/19/14 12/05/14 12/05/14 02/06/15	3/6/15 1/23/15 12/26/14 12/23/14 12/23/14 02/17/15	5/22/15 5/22/15 5/22/15 4/24/15 4/24/15 4/24/15	3/16/15 3/16/15 3/16/15	4/16/15 4/16/15 4/16/15 4/16/15	5/26/15 7/27/15 6/22/15 6/22/15
Motorhome	2/27/15	4/16/15	5/29/15	3/16/15	4/23/15	6/1/15
F150	TBD	TBD	TBD	TBD	TBD	TBD
Expedition Early B/O Array & Paint • 100 A • 102A • 101A • Vermillion Red (F1) New Array (15MY) • 100 B • 102B • 101B	5/1/15 2/20/15 2/20/15 2/20/15 4/24/15	5/15/15	6/26/15 3/27/15 3/27/15 6/1/15	5/11/5 <i>CAN PLACE ORDERS</i>	6/11/15	7/20/15 <i>BUILDING STARTS</i> TBD (15MY)

* LEAD TIME FOR 2015 WAS 10-12 WEEKS AS ESTIMATE.



Council Agenda Background

PRESENTER: Charles Carlisle,
Fleet & Facility Services Manager

DATE: 05/26/15

Council Mission Area: Support and develop arts and culture in Bedford

ITEM:

Consider a resolution authorizing the Interim City Manager to enter into a contract with Harrison, Walker and Harper (HWH) in the amount of \$43,000 to repair and seal the brick and mortar at the Old Bedford School.

City Attorney Review: Yes

City Manager Review: _____

DISCUSSION:

The Old Bedford School is celebrating its centennial birthday this year and is in need of some repairs. The mortar between the brick has deteriorated and needs to be tuckpointed and sealed to prevent water from damaging the building.

Tuckpointing is a process that begins with the removal of damaged material by grinding or raking-out the old mortar to a certain depth and replacing it with new mortar. Once this process has been completed, the building will be power washed and a waterproofing agent will be applied to help preserve and protect the exterior of the structure.

Mortar joints play a significant role in the structural integrity of the building. Mortar not only binds the bricks together, it bears the compressive weight of the wall and keeps water from infiltrating the interior of the wall itself. Mortar is also the weak link in the wall system. If water is allowed to penetrate the mortar and into the wall, brick failure may occur in the form of cracking or delaminating.

The original budget for this project was \$42,544, due to increases in the cost of labor and materials the bid increased to \$46,000. Staff was able to negotiate the bid down to \$43,000, a difference of \$489 over the budget. The Tourism fund has a sufficient balance to absorb the difference.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the Interim City Manager to enter into a contract with Harrison, Walker and Harper HWH to repair and seal the brick and mortar at the Old Bedford School in the amount of \$43,000.

FISCAL IMPACT:

FY 2014-15 Tourism Fund	
Budget:	\$42,544.00
Updated Bid:	<u>\$43,000.00</u>
Difference:	\$489.00

ATTACHMENTS:

Resolution
Proposal

RESOLUTION NO. 15-

A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO A CONTRACT WITH HARRISON, WALKER AND HARPER IN THE AMOUNT OF \$43,000 TO REPAIR AND SEAL THE BRICK AND MORTAR AT THE OLD BEDFORD SCHOOL.

WHEREAS, the Old Bedford School is important to supporting and developing arts and culture in the City of Bedford; and,

WHEREAS, the City Council of Bedford, Texas has determined that repairing and waterproofing the mortar joints in the masonry walls at the Old Bedford School is necessary to preserve the structural integrity of the building.

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

SECTION 1. That the findings above are found to be true and correct, and are incorporated herein.

SECTION 2. That the City Council does hereby authorize the Interim City Manager to enter into a contract with Harrison, Walker and Harper in the amount of \$43,000 to repair and seal the brick and mortar at the Old Bedford School.

PRESENTED AND PASSED this 26th day of May 2015, by a vote of ___ ayes, ___ nays and ___ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney

April 28, 2015

Mr. Charles Carlisle
Risk / Contractual Services Manager
City of Bedford
Bedford, TX 76021

Re: Tuck Pointing and Sealing
Old Bedford School
Bedford, TX

Dear Charles,

Thank you for the opportunity to submit budget pricing for the tuck pointing and sealing project located at the Old Bedford School. The scope is outlined below.

Scope of Work:

- Inspect all brick on building to ensure structural stability; any loose bricks will be repaired.
- Grind out all loose mortar and replace with new
- Power wash building after mortar has dried.
- Cover all windows and doors and apply waterproofing
- Proposal is for original building only. No work is included on the addition.

Total Cost: \$43,000.00

Clarifications:

- Project is budgeted to be run through TIPS.

Exclusions:

- Sales Tax
- Permit
- ADA compliance

Should you have any questions or require additional information, please call.

Best regards,

Randall Stanley
Project Manager



Council Agenda Background

PRESENTER: Jim Griffin, Mayor

DATE: 05/26/15

Council Request

ITEM:

Discussion on setting a date for a Council Work Session.

City Manager Review: _____

DISCUSSION:

Discussion on possible dates for a future Council Work Session.

ATTACHMENTS:

Calendars



Council Calendar – June 2015

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
1	2	3 6:00p Teen Court Advisory Board City Hall 6:30p Parks & Rec OBS	4	5	6	7
8 6:30p Cultural Commission Library	9 6:30p City Council Meeting City Hall	10	11 11:00a HEB Chamber Luncheon First United Methodist Church of Hurst 7:00p P&Z City Hall	12	13	14
15 6:30p Beautification OBS	16	17 7:00p Library Board Library 6:00p ZBA City Hall	18 5:30p Community Affairs Commission City Hall 7:00p Bedford Library Friends Library	19	20 8:00a Beautification Workday BRAC	21
22	23 6:30p City Council Meeting City Hall	24	25 7:00p P&Z City Hall	26	27	28
29	30					



Council Calendar – July 2015

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
	1	2	3 6:30p Parks & Rec OBS Cancelled	4 Independence Day City Offices Closed 4thFest Boys Ranch	5	6
7	8 6:30p City Council Meeting City Hall Cancelled	9	10 11:00a HEB Chamber Luncheon First United Methodist Church of Hurst 7:00p P&Z City Hall	11	12	13
14	15 6:30p 4B Library	16 6:00p ZBA City Hall Cancelled 7:00p Library Board Cancelled	17 5:30p Community Affairs Commission City Hall Cancelled 7:00p Bedford Library Friends Library	18	19 8:00a Beautification Workday BRAC	20
21 6:30p Beautification Cancelled	22 6:30p City Council Meeting Cancelled	23	24 7:00p P&Z City Hall	25	26	27
28	29	30	31			