CITY COUNCIL

MEETING AGENDA

FEBRUARY 21, 2023, 6:00 PM

CITY COUNCIL REGULAR MEETING
HISTORIC CHURCH BUILDING - 403 N 7TH STREET, SANGER, TEXAS



CALL THE WORK SESSION TO ORDER AND ESTABLISH A QUORUM

EXECUTIVE SESSION

Pursuant to the Open Meetings Act, Chapter 551, the City Council Will Meet in a Closed Executive Session in Accordance with the Texas Government Code:

Section 551.072, DELIBERATION REGARDING REAL PROPERTY

For deliberations regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person specifically, Michael Riley, Laura Riley, and J. Mike Riley Ranch Properties, LLC, (collectively the "Owner").

RECONVENE INTO WORK SESSION

Reconvene into Work Session. If any action is necessary, action taken will be taken in regular session.

OVERVIEW OF ITEMS ON THE REGULAR AGENDA

ADJOURN THE WORK SESSION

The Regular Meeting will begin following the Work Session but not earlier than 7:00 p.m.

CALL THE REGULAR MEETING TO ORDER AND ESTABLISH A QUORUM

INVOCATION AND PLEDGE

CITIZENS COMMENTS

This is an opportunity for citizens to address the Council on any matter. Comments related to public hearings will be heard when the specific hearing begins. Citizens are allowed 3 minutes to speak. Each speaker must complete the Speaker's Form and include the topic(s) to be presented. Citizens who wish to address the Council with regard to matters on the agenda will

be received at the time the item is considered. The Council is not allowed to converse, deliberate or take action on any matter presented during citizen input.

REPORTS

Staff Reports are for discussion only. No action may be taken on items listed under this portion of the agenda.

- Construction update from DEC Engineering, Dannenbaum, regarding the IH-35 / FM 455 Expansion Project
- 2. Presentation and overview of the City Secretary's Office.

CONSENT AGENDA

All items on the Consent Agenda will be acted upon by one vote without being discussed separately unless requested by a Councilmember to remove the item(s) for additional discussion. Any items removed from the Consent Agenda will be taken up for individual consideration.

- 3. Consideration and possible action on the minutes from the February 3, 2023, meeting.
- 4. Consideration and possible action on the minutes from the February 4, 2023, meeting.
- 5. Consideration and possible action on the minutes from the February 6, 2023, meeting.
- 6. Consideration and possible action on accepting a donation in the amount of \$5000.00 from Sanger Softball Association to upgrade the new scoreboards at Porter Park.
- Consideration and possible action on Resolution 2023-01, Appointing Matt Fuller to the Ray Roberts Planning Commission.

ACTION ITEMS

- 8. Consideration and possible action on ratifying Change Request No. 1 in the amount of \$5,060.00 with North Rock Construction for the Porter Park Softball Field Renovations.
- Consideration and possible action on ratifying Change Request No. 2 in the amount of \$531.30 with North Rock Construction for the Porter Park Softball Field Renovations.
- 10. Consideration and possible action on Change Order No. 9 in the amount of \$334,518.20 with Quality Excavation, LLC for the FM 455 Project to identify all line item overruns; and, authorize the City Manager to execute said Change Order No. 9.

FUTURE AGENDA ITEMS

The purpose of this item is to allow the Mayor and Councilmembers to bring forward items they wish to discuss at a future meeting, A Councilmember may inquire about a subject for which notice has not been given. A statement of specific factual information or the recitation of

existing policy may be given. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting. Items may be placed on a future meeting agenda with a consensus of the Council or at the call of the Mayor.

INFORMATIONAL ITEMS

Information Items are for informational purposes only. No action may be taken on items listed under this portion of the agenda.

- 11. Atmos Rider GCR Rate Filing Docket No 10170 January 25, 2023
- 12. Atmos Industrial Sales tariff sheet Schedule I January 20, 2023

EXECUTIVE SESSION

Pursuant to the Open Meetings Act, Chapter 551, the City Council Will Meet in a Closed Executive Session in Accordance with the Texas Government Code:

Section 551.072. DELIBERATION REGARDING REAL PROPERTY

For deliberations regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person specifically, Michael Riley, Laura Riley, and J. Mike Riley Ranch Properties, LLC, (collectively the "Owner").

RECONVENE INTO REGULAR SESSION

Reconvene into Regular Session and take any action deemed necessary as a result of Executive Session.

ADJOURN

NOTE: The City Council reserves the right to adjourn into Executive Session as authorized by Texas Government Code, Section 551.001, et seq. (The Texas Open Meetings Act) on any item on its open meeting agenda in accordance with the Texas Open Meetings Act, including, without limitation Sections 551.071-551.087 of the Texas Open Meetings Act.

CERTIFICATION

I certify that a copy of this meeting notice was posted on the bulletin board at City Hall that is readily accessible to the general public at all times and was posted on the City of Sanger website on February 15, 2023, at 4:00 PM.

/s/Kelly	Edwards
Kelly Edwards,	City Secretary

The Historical Church is wheelchair accessible. Request for additional accommodations or sign interpretation or other special assistance for disabled attendees must be requested 48 hours prior to the meeting by contacting the City Secretary's Office at 940.458.7930.



DATE: February 21, 2023

FROM: Kelly Edwards, City Secretary

AGENDA ITEM: Consideration and possible action on the minutes from the February 3, 2023,

meeting.

SUMMARY:

N/A

FISCAL INFORMATION:

Budgeted: N/A Amount: \$0.00 GL Account: N/A

RECOMMENDED MOTION OR ACTION:

Approve the minutes from the February 3, 2023, meeting.

ATTACHMENTS:

01/03/2023 City Council minutes

CITY COUNCIL

WORK SESSION MINUTES



FEBRUARY 03, 2023, 8:00 AM

CITY COUNCIL WORK SESSION HOLIDAY INN EXPRESS & SUITES (MEETING ROOM) - 600 N STEMMONS ST, SANGER, TX 76266

CALL THE WORK SESSION TO ORDER AND ESTABLISH A QUORUM

Mayor Muir called the work session to order at 8:04 a.m.

COUNCILMEMBERS PRESENT

Mayor Thomas Muir
Mayor Pro Tem, Place 2 Gary Bilyeu
Councilmember, Place 1 Marissa Barrett
Councilmember, Place 3 Dennis Dillon
Councilmember, Place 5 Victor Gann

COUNCILMEMBERS ABSENT

Councilmember, Place 4 Allen Chick

STAFF MEMBERS PRESENT:

City Manager John Noblitt, Assistant City Manager Alina Ciocan, City Secretary Kelly Edwards, City Attorney Hugh Coleman, Director of Development Services Ramie Hammonds, Director of Economic Development Shani Bradshaw, Electric Superintendent Mike Prater, and Director of Public Works Jim Bolz.

DISCUSSION ITEMS

- Introduction/ Overview of the current state of the City as it relates to growth.
 - City Manager Noblitt provided an overview of today's session, and current and ongoing development.
- 2. Presentation and discussion on Emergency Services Districts (ESDs).
 - Debra Drayovitch, provided a presentation and overview of ESD and Special Districts.

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Discussion ensued regarding the Pros & Cons of EDSs, how to proceed considering the size of Sanger's Fire District, and the current Interlocal Agreement with Denton County, including the reimbursement amounts.

3. Presentation and discussion on Municipal Utility Districts (MUDs) and Public Improvement Districts (PIDs).

Mary Petty, P3Works, provided a presentation and overview of Municipal Utility Districts (MUDs) and Public Improvement Districts (PIDs).

Discussion ensued regarding Development Agreements, Special Districts financing mechanisms, how Development Agreements are the controlling document, and negotiable items in Development Agreements.

4. Presentation and discussion on future City infrastructure needs including Electric, Water, and Wastewater.

Director Prater provided a presentation and overview regarding Electric infrastructure.

Discussion ensued regarding budgeting for future growth by extending electric capacity, consumption of new users, increasing the megawatts to be prepared for future growth, benefits of adding the SCADA system, and the forthcoming development within the city's Electric CCN.

Director Bolz provided a presentation and overview of the water, wastewater, and streets.

Discussion ensued regarding future road projects, utilizing a SUMP program, treatment of wastewater and the capacity, and above-ground storage capacity.

5. Presentation and discussion on development processes which includes but not limited to: Overview of development practices and update on Zoning/Subdivision/Sign ordinance rewrite; development processes; and discussion on targeted Housing Mix.

Assistant City Manager Ciocan provided a presentation and overview of development, including establishing a policy and process for PIDs, then provided an overview of other municipalities' guidelines for Special Districts, TECQ approval of MUDs,

Director Hammonds provided a presentation and overview of the rewrite of the ordinances and the city's development process.

Discussion ensued regarding streamlining the ordinances, the platting process, why staff would recommend denial of a plat, zoning code amendments, and to be notified of the rewrite revisions suggested during the public meetings.

6. Presentation and discussion on economic development.

Director Bradshaw provided a presentation and overview of both Economic Development Boards' structure, the goals of each board, and operation highlights.

Discussion ensued regarding prioritizing the needs of economic development moving forward, prospects that need large infrastructure demands, talking to property owners regarding sellable property, partnering with local colleges to foster workforce opportunities, and Miracle League field status.

7. Discussion of key points regarding development, growth, and infrastructure that require Council direction.

City Manager Noblitt provided a presentation regarding the Council survey outlining items on track and those with room for opportunities to build on moving forward, and determining the Council's goals and desired outcomes.

Discussion ensued regarding tying department projects and budgeting strategies to the Council's organizational goals to reach the desired outcomes, prioritizing the goals, and the timeline necessary to build a wastewater plant.

Mayor stated he would like to discuss Council direction regarding the following items: mixed housing opportunities, what would be allowed in PID or MMD within the city's CCN, and infrastructure needs for growth.

ADJOURN THE WORK SESSION

There being no further business, Mayor	Muir adjourned the work session at 4:55 p.m.
	Thomas E. Muir, Mayor
Kelly Edwards, City Secretary	



DATE: February 21, 2023

FROM: Kelly Edwards, City Secretary

AGENDA ITEM: Consideration and possible action on the minutes from the February 4, 2023,

meeting.

SUMMARY:

N/A

FISCAL INFORMATION:

Budgeted: N/A Amount: \$0.00 GL Account: N/A

RECOMMENDED MOTION OR ACTION:

Approve the minutes from the February 4, 2023, meeting.

ATTACHMENTS:

01/04/2023 City Council minutes

CITY COUNCIL

WORK SESSION MINUTES



FEBRUARY 04, 2023, 8:00 AM

CITY COUNCIL WORK SESSION HOLIDAY INN EXPRESS & SUITES (MEETING ROOM) - 600 N STEMMONS ST, SANGER, TX 76266

CALL THE WORK SESSION TO ORDER AND ESTABLISH A QUORUM

Mayor Muir called the work session to order at 8:02 a.m.

COUNCILMEMBERS PRESENT

Mayor	Thomas Muir
Mayor Pro Tem, Place 2	Gary Bilyeu
Councilmember, Place 1	Marissa Barrett
Councilmember, Place 3	Dennis Dillon
Councilmember, Place 4	Allen Chick
Councilmember, Place 5	Victor Gann

COUNCILMEMBERS ABSENT

None

STAFF MEMBERS PRESENT:

City Manager John Noblitt, Assistant City Manager Alina Ciocan, City Secretary Kelly Edwards, City Attorney Hugh Coleman, Director of Development Services Ramie Hammonds, Director of Economic Development Shani Bradshaw, Electric Superintendent Mike Prater, and Director of Public Works Jim Bolz.

DISCUSSION ITEMS

- 1. Introduction/ Overview of the current state of the City as it relates to growth.
- 2. Presentation and discussion on Emergency Services Districts (ESDs).
- 3. Presentation and discussion on Municipal Utility Districts (MUDs) and Public Improvement Districts (PIDs).
- 4. Presentation and discussion on future City infrastructure needs including Electric, Water, and Wastewater.

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- 5. Presentation and discussion on development processes which includes but not limited to: Overview of development practices and update on Zoning/Subdivision/Sign ordinance rewrite; development processes; and discussion on targeted Housing Mix.
- 6. Presentation and discussion on economic development.
- 7. Discussion of key points regarding development, growth, and infrastructure that require Council direction.

PIDs, MUDS, and MMD

- Formally adopting a policy for staff use as a guide
- MMD or PID in ETJ annex into the city limits, greater than 300 acres, provide benefits such as water/wastewater site, planned community, carry their own capacity, provide an area for future municipal facilities, Developer Agreements, include the guidelines in the Developer packet on the website

Discussion ensued regarding the adoption of the PID and MMD guidelines, including the adopted guidelines in a developer packet, staff reporting items that meet or don't meet those guidelines, proceeding to protest MUDs, a regional approach to rural service areas in the ETJ without service, and scheduling a work session for MDD and PID proposed developments.

- PID Committee process replacing by the adopted policy, therefore, dissolving the PID Committee
- MUDs guidelines proceed with the process to protest and move forward

Housing Mix Discussion

Discussion ensued regarding the proposed study showing a detailed breakout of the current housing with square footage and lot size, review requirements for Garden Homes and Town Homes, defining 'Urban Residential', the current housing mix adopted by resolution, and the possibility of establishing an apartment square footage.

Electric Discussion

Discussion ensued regarding the implementation of the SCADA Control System, solar and diesel generation options with AEP at the Walmart facility, adding additional megawatts, an additional transformer, future substation options, purchasing agreements, Transmission Operator requirements, transformer lead-time, expanding the substation, and future land acquisition.

Wastewater

Discussion ensued regarding wastewater options for the future, the number of sewer connections, the largest users, the impact of future approved developments, PID usage and building out to capacity, the impact of residential and commercial developments in process, managing and phasing in new development, and system expansion.

Water

Discussion ensued regarding drilling an additional well, future tank and elevated tower storage, increasing redundancy and pressure, service for Riley Ranch, additional capacity to assist with future prospects, and pursuing outer looping possibilities.

Roads

Discussion ensued regarding roads and streets, County bond funds for the repair of two roadways, the current road program, working with an Engineering firm to establish a SUMP (Street Utility Maintenance Program) Program for repairs of streets, and the costs for Marion Road.

Solid Waste

Discussion ensued regarding the current agreement, direction for staff regarding specifics of the RFP, an option for residents to opt-in for recycling services, and a survey of residents regarding recycling and trash pickup.

Survey (one can pick up twice a week or two cans one time a week)

4A & 4B

Discussion ensued regarding the downtown park outlined in the Comprehensive Plan, purchasing land, an agreement between the City and Economic Development Boards regarding the Director's employment, the status of the Miracle League field, the Sanger Area Chamber of Commerce, and preparing action plans for both boards.

ESDs

Discussion ensued regarding working with the County and surrounding municipalities to discuss the costs and repayment of serving the Districts with equity.

Continue updating Council on any progress.

ADJOURN THE WORK SESSION

There being no further business, Mayor	Muir adjourned the work session at 3:21 p.m.
	Thomas E. Muir, Mayor
Kelly Edwards, City Secretary	

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DATE: February 21, 2023

FROM: Kelly Edwards, City Secretary

AGENDA ITEM: Consideration and possible action on the minutes from the February 6, 2023,

meeting.

SUMMARY:

N/A

FISCAL INFORMATION:

Budgeted: N/A Amount: \$0.00 GL Account: N/A

RECOMMENDED MOTION OR ACTION:

Approve the minutes from the February 6, 2023, meeting.

ATTACHMENTS:

01/06/2023 City Council minutes

CITY COUNCIL

MEETING MINUTES

FEBRUARY 06, 2023, 6:00 PM

CITY COUNCIL REGULAR MEETING
HISTORIC CHURCH BUILDING - 403 N 7TH STREET, SANGER, TEXAS



CALL THE WORK SESSION TO ORDER AND ESTABLISH A QUORUM

Mayor Muir called the work session to order at 6:01 p.m.

COUNCILMEMBERS PRESENT

Mayor Pro Tem, Place 2
Councilmember, Place 1
Councilmember, Place 3
Councilmember, Place 3
Councilmember, Place 4
Councilmember, Place 5

Thomas Muir
Gary Bilyeu
Marissa Barrett
Dennis Dillon
Allen Chick
Victor Gann

COUNCILMEMBERS ABSENT

None

STAFF MEMBERS PRESENT:

City Manager John Noblitt, Assistant City Manager Alina Ciocan, City Secretary Kelly Edwards, City Attorney Hugh Coleman, Finance Director Clayton Gray, Director of Human Resources and Special Projects Jeriana Staton, Marketing and Civic Engagement Director Donna Green, Chief of Police Waylan Rhodes, Director of Public Works Jim Bolz, and Assistant Police Chief Jonathan Perkins.

OVERVIEW OF ITEMS ON THE REGULAR AGENDA

1. Presentation and overview of the Annual Financial Report and related audit by BrooksWatson & Co. for the fiscal year ending September 30, 2022.

Director Gray introduced Jon Watson from BrooksWatson & Company.

Mr. Watson provided a presentation and overview of the audit report.

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Discussion ensued regarding net pension rations, lump sum contributions, GASB 87 calculating lease payments, internal controls, and recommendations.

DISCUSSION ITEMS

No additional discussion

ADJOURN THE WORK SESSION

There being no further business, Mayor Muir adjourned the work session at 6:56 p.m.

CALL THE REGULAR MEETING TO ORDER AND ESTABLISH A QUORUM

Mayor Muir called the regular meeting to order at 7:03 p.m.

COUNCILMEMBERS PRESENT

Mayor Thomas Muir
Mayor Pro Tem, Place 2
Councilmember, Place 1
Councilmember, Place 3
Councilmember, Place 4
Councilmember, Place 4
Councilmember, Place 5

Thomas Muir
Gary Bilyeu
Marissa Barrett
Dennis Dillon
Allen Chick
Victor Gann

COUNCILMEMBERS ABSENT

None

STAFF MEMBERS PRESENT:

City Manager John Noblitt, Assistant City Manager Alina Ciocan, City Secretary Kelly Edwards, City Attorney Hugh Coleman, Finance Director Clayton Gray, Director of Development Services Ramie Hammonds, Director of Human Resources and Special Projects Jeriana Staton, Marketing and Civic Engagement Director Donna Green, Chief of Police Waylan Rhodes, Director of Public Works Jim Bolz, and Assistant Police Chief Jonathan Perkins, and Director of Public Works Jim Bolz.

INVOCATION AND PLEDGE

Councilmember Bilyeu gave the invocation, the Pledge of Allegiance was led by Councilmember Gann.

CITIZENS COMMENTS

Cole Thompson, spoke regarding Public Safety and his previous employment.

Katherine Curtis, 113 Ringneck Drive, spoke regarding her stolen vehicle and issues with the Police Department's responsiveness.

CONSENT AGENDA

- 2. Consideration and possible action on the minutes from the January 17, 2023, meeting.
- 3. Consideration and possible action to issue the notice to proceed with South Manor Court cul-de-sac project.
- 4. Consideration, Acknowledgement, and Acceptance of the Annual Financial Report and Related Audit by BrooksWatson & Co. for the Fiscal Year Ending September 30, 2022.
- Consideration and possible action on an Inter-Local Cooperation Agreement between Denton County and the City of Sanger Police and Fire Departments for the use of the Denton County Radio Communications System.
- 6. Consideration and possible action on Ordinance 02-03-23, amending the budget for the 2022-2023 fiscal year and authorizing amended expenditures as provided; providing for the repeal of all ordinances in conflict; providing a cumulative clause; providing for a severability clause; and providing a savings clause; an establishing an effective date.
- 7. Consideration and possible action acknowledging no responses to the Request for Qualifications (RFQ) for the update to the Roadway Impact Fee Study were received; and proceeding with reposting the Request for Qualifications (RFQ) for the same.

Motion to approve the consent agenda made by Councilmember Bilyeu, Seconded by Councilmember Dillon.

Voting Yea: Councilmember Barrett, Councilmember Chick, and Councilmember Gann. Motion passed unanimously.

PUBLIC HEARING ITEMS

8. Conduct a public hearing regarding a zoning change from (B-1) Business-1 to (SF-10) Single Family-10 for approximately 0.5877 acres of land, described as MARY H SHIRLEY LOT 7, generally located on the southwest corner of 2nd Street and Church Street.

Mayor Muir opened the public hearing at 7:13 p.m.

Director Hammonds provided an overview of the item.

Mayor Muir closed the public hearing at 7:15 p.m.

ACTION ITEMS

9. Consideration and possible action on Ordinance No. 02-02-23 regarding a zoning change from (B-1) Business-1 to (SF-10) Single Family-10 for approximately 0.5877 acres of land, described as MARY H SHIRLEY LOT 7, generally located on the southwest corner of 2nd Street and Church Street.

Discussion ensued regarding the zoning of the surrounding properties.

Motion to approve made by Councilmember Barrett, Seconded by Councilmember Bilyeu.

Voting Yea: Councilmember Chick, Councilmember Dillon, and Councilmember Gann. Motion passed unanimously.

10. Consideration and possible action on the Preliminary Plat of STC Phase 2, being 119.199 acres, located in the City of Sanger, and generally located on the west side of Sanger Circle Addition and west of Montecristo Lane and Bridle Path Lane.

Director Hammonds provided an overview of the item.

Discussion ensued regarding access to the property.

Motion to approve made by Councilmember Gann, Seconded by Councilmember Dillon. Voting Yea: Councilmember Barrett, Councilmember Bilyeu, and Councilmember Chick. Motion passed unanimously

11. Consideration and possible action on the Preliminary Plat of the Metz View Addition, being 59.97 acres, located in the City of Sanger's ETJ, and generally located on the east side of Metz Road at the intersection of Metz Road and View Road.

Director Hammonds provided an overview of the item, explaining the reason staff recommends denial.

Lee Allison, applicant, acknowledged that the Engineering comments had not been satisfied.

Discussion ensued regarding access to the homes, drainage, and ponds.

Motion to deny due to comments not being addressed made by Councilmember Bilyeu, Seconded by Councilmember Barrett.

Voting Yea: Councilmember Chick, Councilmember Dillon, and Councilmember Gann. Motion passed unanimously

12. Consideration and possible action on the Final Plat of the Metz View Addition, being 59.97 acres, located in the City of Sanger's ETJ, and generally located on the east side of Metz Road at the intersection of Metz Road and View Road.

Motion to deny due to comments not being addressed made by Councilmember Bilyeu, Seconded by Councilmember Gann.

Voting Yea: Councilmember Barrett, Councilmember Chick, and Councilmember Dillon. Motion passed unanimously

13. Consideration and possible action on the Final Plat of the Sanger Storage Addition, being 9.325 acres, located in the City of Sanger, and generally located on the west side of Stemmons Road approximately 192 feet south of Duck Creek Road.

Director Hammonds stated that the applicant requested a 30-day extension.

No action taken.

Mayor Muir moved to Executive Session.

FUTURE AGENDA ITEMS

None.

EXECUTIVE SESSION

Pursuant to the Open Meetings Act, Chapter 551, the City Council Will Meet in a Closed Executive Session in Accordance with the Texas Government Code:

Section 551.072. DELIBERATION REGARDING REAL PROPERTY

For deliberations regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person specifically, Michael Riley, Laura Riley, and J. Mike Riley Ranch Properties, LLC, (collectively the "Owner").

Council convened into executive session at 7:26 p.m.

RECONVENE INTO REGULAR SESSION

Reconvene into Regular Session and take any action deemed necessary as a result of Executive Session.

Council reconvened into open session at 8:22 p.m.

No action taken.

Mayor Muir moved back to Future Agenda Items.

INFORMATIONAL ITEMS

14. TML denial letter regarding a claim from Kumar Mainali

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There being no further business, Mayor	r Muir adjourned the meeting at 8:23 p.m.
	Thomas E. Muir, Mayor
Kelly Edwards, City Secretary	



CITY COUNCIL COMMUNICATION

DATE: February 21, 2023

FROM: Ryan Nolting, Parks & Recreation Director

AGENDA ITEM: Consideration and possible action on accepting a donation in the amount of

\$5000.00 from Sanger Softball Association to upgrade the new scoreboards at

Porter Park.

SUMMARY:

• City contacted Sanger Softball Association about timers being added to the new scoreboards at Porter Park on January 26, 2023.

Sanger Softball Association's check for the \$5000.00 was deposited on January 30, 2023.

FISCAL INFORMATION:

Budgeted: NO Amount: \$5000.00 GL Account:

RECOMMENDED MOTION OR ACTION:

Staff recommends approval.

ATTACHMENTS:

None



DATE: February 21, 2023

FROM: Kelly Edwards, City Secretary

AGENDA ITEM: Consideration and possible action on Resolution 2023-01, Appointing Matt Fuller

to the Ray Roberts Planning Commission.

SUMMARY:

• Local Government Code Section 213.107 (d) allows a mayor serving on the commission to designate another person to serve in place of the mayor at one or more commission meetings.

Mayor Muir has designated Matt Fuller to serve on the commission.

FISCAL INFORMATION:

Budgeted: N/A Amount: \$0.00 GL Account: N/A

RECOMMENDED MOTION OR ACTION:

Approve the resolution appointing Matt Fuller to the Ray Roberts Planning and Zoning Commission.

ATTACHMENTS:

Resolution 2023-01

CITY OF SANGER, TEXAS

RESOLUTION NO. 2023-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANGER, TEXAS, APPOINTING MATT FULLER AS THE CITY OF SANGER, TEXAS REPRESENTATIVE TO THE LAKE RAY ROBERTS PLANNING AND ZONING COMMISSION TO FILL A TERM ENDING ON FEBRUARY 1 OF AN ODD -NUMBER YEAR OCCURRING AFTER THE DATE OF APPOINTMENT.

WHEREAS, pursuant to Local Government Code Chapter 231, SUBCHAPTER F, Section 231.103 provides for the Zoning around Lake Ray Roberts; and

WHEREAS, Section 231.107 (a) 3 states that the Planning Commission is composed of the mayor of each municipality the territory or extraterritorial jurisdiction of which includes any part of the lake area in the county serves on the Lake Planning Commission; and

WHEREAS, Section 213.107 (d) allows a mayor serving on the commission to designate another person to serve in place of the mayor at one or more commission meetings; and

WHEREAS, the City Council finds that the passage of this Resolution is in the best interest of the citizens of Sanger.

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

SECTION 1. The facts and recitals set forth in the preamble of this resolution are hereby found to be true and correct.

SECTION 2. That Mayor Muir recommends Sanger resident Matt Fuller, as the City's representative for the Lake Ray Roberts Planning and Zoning Commission to fill a term ending February 1 of 2025.

SECTION 4. That this resolution shall become effective from and after its date of passage.

PASSED AND APPROVED THIS THE 21ST DAY OF FEBRUARY, 2023.

	APPROVED:	
ATTEST:		
	Thomas E. Muir, Mayor	
Kelly Edwards, City Secretary		



CITY COUNCIL COMMUNICATION

DATE: February 21, 2023

FROM: Ryan Nolting, Parks & Recreation Director

AGENDA ITEM: Consideration and possible action on ratifying Change Request No. 1 in the

amount of \$5,060.00 with North Rock Construction for the Porter Park Softball

Field Renovations.

SUMMARY:

 January 5, 2023 – Executed contact with North Rock Construction for the Porter Park Softball Field Renovations.

- January 26, 2032 City contacted Sanger Softball Association about adding timers to the new scoreboards at Porter Park.
- January 30, 2023 Sanger Softball Association gave a check for \$5000.00 for the upgrade to the scoreboard.
- February 2, 2023 Executed Change Request No. 1 by City Manager. This action was needed to keep the project on track. Estimated time of arrival for the scoreboards, 20 weeks.

FISCAL INFORMATION:

Budgeted: NO Amount: \$5,060.00 GL Account: 76-6116

RECOMMENDED MOTION OR ACTION:

Staff recommends approval.

ATTACHMENTS:

Change Request No. 1



PROJECT: Porter Park S	Softball	DATE: January 3	30, 2023	⊠Owner	The sound of the
ield Renovations					The state of the s
		CONTRACT DAT		⊠Architect	John 19 1
		ARCHITECT'S P		⊠Contractor	3245
O CONTRACTOR:		NUMBER: 8156.		⊠Other	OF OF THE
lorth Rock Construction 21 South Loop 288, Suit Jenton, TX 76205	e 125	RFP #2023-002			01/30/2023
ase submit an itemized quotat cuments described herein. TH REIN UNTIL APPROVED BY escription: (Written desc	IS IS NOT A	A CHANGE ORDER NO ER.	n and/or Time incidente OR A DIRECTION TO F	al to proposed modific PROCEED WITH THI	cation to the Contract E WORK DESCRIBED
rovide and Install countd	lown time	ers for (3) scoreboar	rds.		
bmitted By: Attachments					
		ct Sum	Addition	al days requested	for this CCR: <u>0</u>
NTRACTOR'S RESPON	NSE: Contrac		Addition \$ \$ <u>5,060.00</u>	al days requested	for this CCR: <u>0</u>
NTRACTOR'S RESPON	NSE: Contrac	gency ner 🗌 CMAR	\$	al days requested	for this CCR: <u>0</u>
NTRACTOR'S RESPON ☐ Add to / ☐ Credit ☐ Credit / ☑ Deduct	NSE: Contract Conting ☑ Own	gency ner 🗌 CMAR	\$	al days requested	for this CCR: <u>0</u> (Name of Allowance)
NTRACTOR'S RESPON ☐ Add to / ☐ Credit ☐ Credit / ☑ Deduct	NSE: Contract Conting ☑ Own	gency ner 🗌 CMAR	\$	al days requested	
NTRACTOR'S RESPON ☐ Add to / ☐ Credit ☐ Credit / ☑ Deduct ☐ Credit / ☐ Deduct	NSE: Contract Conting ☑ Own	gency ner 🗌 CMAR	\$	al days requested	(Name of Allowance)
ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown	NSE: Contrac Conting Own	gency ner	\$\$ \$ <u>5,060.00</u> \$		(Name of Allowance) \$ 5,060.00
ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown	NSE: Contrac Conting Own	gency ner	\$\$ \$ <u>5,060.00</u> \$		(Name of Allowance)
NTRACTOR'S RESPONDA Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown CONSTRU then signed by Owner and uperscribed above. If CCR is challed the construction of the construc	Contraction Allowa	gency ner	\$\$ 5,060.00 \$\$	UEST A	(Name of Allowance) \$ 5,060.00 PPROVAL proceed with the change(s
Add to / Credit Credit / Deduct Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown CONSTRU Chen signed by Owner and up	Contraction Allowa	gency ner	\$\$ 5,060.00 \$\$	UEST A The Contractor shall ficial Change Order	(Name of Allowance) \$ 5,060.00 PPROVAL proceed with the change(son AIA G701 will be
DNTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown	Contraction Allowa	gency ner	\$\$ 5,060.00 \$\$	UEST A The Contractor shall ficial Change Order	(Name of Allowance) \$ 5,060.00 PPROVAL proceed with the change(s on AIA G701 will be

521 South Loop 288, Suite 125 NORTH ROCK

Denton, TX 76205 Phone: 940-220-5500

Project	Porter Park Softball Field Renovations	U.O.C # 1	
Contract #	RFP #2023-002	Original Contract Amount \$	348,579.21
Attention	Ryan Nolting	Previous Change Orders	\$-
Contract Date	01/5/2023	Current Contigency request	\$5,060.00
ОН&Р	15%	Balance of Contigency	\$8,940.00
NR Project #	22N-090	Original Contract Day	80
Start Date	01/16/2023	Previous Added Days	0
Compl Date	04/6/2023	Current CO Days Added	0
Today's Date	01/27/2023	Revised Contract Days	80

Owner Change Order

Line	Quantity	Unit	Description	Unit	Total
Item			UOC#1	Price	Price
1	1	LS	Provide and Install countdown timers for (3) scoreboards	\$ 4,400.00	\$ 4,400.00
2	1	LS			\$ -
3	1	LS			\$ -
4	1	LS			\$ -
5	1	LS			\$ -
6	1	EA			\$ -
			Subtotal		\$ 4,400.00
3	1	LS	Overhead & Profit	15%	\$ 660.00

Total Add: 5,060.00

Deductions

1	4	EA		\$ -
2	1	LS		\$ -

Total Deduct:

\$ -\$ 5,060.00 Friday, January 27, 2023 Total: D<u>ate:</u> North Rock Construction Garrett Harden (Project Engineer)

Accepted By:



CITY COUNCIL COMMUNICATION

DATE: February 21, 2023

FROM: Ryan Nolting, Parks & Recreation Director

AGENDA ITEM: Consideration and possible action on ratifying Change Request No. 2 in the

amount of \$531.30 with North Rock Construction for the Porter Park Softball

Field Renovations.

SUMMARY:

• January 5, 2023 – Executed contact with North Rock Construction for the Porter Park Softball Field Renovations.

• February 2, 2023 – Executed Change Request No. 2 by City Manager to add city logos to each scoreboard. This action was needed to keep the project on track. Estimated time of arrival for the scoreboards, 20 weeks.

FISCAL INFORMATION:

Budgeted: NO Amount: \$531.30 GL Account: 76-6116

RECOMMENDED MOTION OR ACTION:

• Staff recommends approval.

ATTACHMENTS:

Change Request No. 2

Parkhill

ROJECT: Porter Park Si ield Renovations	oftball	DATE: February	2, 2023	⊠Owner	Jay on G. A
					12 V
		CONTRACT DA		⊠Architect	SAN INSP
		ARCHITECT'S F NUMBER: 8156		⊠Contractor	3545
TO CONTRACTOR:			JECT NUMBER:	⊠Other	A Processor of
North Rock Construction		RFP #2023-002			Philippin .
521 South Loop 288, Suite	e 125				00/00/0000
Denton, TX 76205					02/02/2023
ease submit an itemized quotatiocuments described herein. THI	S IS NOT	A CHANGE ORDER N	m and/or Time incident OR A DIRECTION TO I	al to proposed modifi PROCEED WITH TH	cation to the Contract E WORK DESCRIBED
Description: (Written descr	ription of	the work)			
Add City of Sanger logos t	o scoreb	ooards.			
ridd Oily of Garigor logod i	.0 000.02				
Attachmentor					
TIDMITED BV. ADSEDITIONS.					
submitted By: Attachments:					
			Additior	nal days requested	for this CCR: 0
	ISE:	ct Sum	Additior	nal days requested	for this CCR: 0
ONTRACTOR'S RESPON	ISE : Contra		\$	nal days requested	for this CCR: 0
ONTRACTOR'S RESPON	ISE: Contra Contin	gency		nal days requested	for this CCR: 0
ONTRACTOR'S RESPON ☐Add to / ☐ Credit	ISE: Contra Contin		\$	nal days requested	for this CCR: 0
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DNTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR	VSE: Contra Conting ☑ Ow	gency ner □ CMAR	\$	nal days requested	(Name of Allowance)
ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct	VSE: Contra Conting ☑ Ow	gency ner □ CMAR	\$	nal days requested	(Name of Allowance)
ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown	Contra Contin	gency ner □ CMAR nce	\$\$ \$ 531.30 \$		(Name of Allowance) \$ 531.30
ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown	Contra Contin	gency ner □ CMAR nce	\$\$ \$ 531.30 \$		(Name of Allowance) \$ 531.30
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ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown CONSTRU	CTIC	gency ner	\$\$ 531.30 \$	UEST A	(Name of Allowance) \$ 531.30 PPROVAL proceed with the change
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ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown	Contra Conting Own Allowa	gency ner	\$\$ 531.30 \$	UEST A	(Name of Allowance) \$ 531.30 PPROVAL proceed with the change
ONTRACTOR'S RESPON Add to / Credit Credit / Deduct Credit / Deduct TOTAL CCR Attachment: Breakdown CONSTRU When signed by Owner and updescribed above, if CCR is characters.	Contra Conting Own Allowa	gency ner	\$\$ 531.30 \$	LILEST A	(Name of Allowance) \$ 531.30 PPROVAL proceed with the change of an AIA G701 will be

521 South Loop 288, Suite 125 NORTH ROCK

Denton, TX 76205 Phone: 940-220-5500

Phone: 940-220-3	300					
Project	Porter Park Softball Field Renovations	U.O.C # 2				
Contract #	RFP #2023-002	Original Contract Amount \$	348,579.21			
Attention	Ryan Nolting	Previous Change Orders	\$5,060.00			
Contract Date	01/5/2023	Current Contigency request	\$531.30			
ОН&Р	15%	Balance of Contigency	\$8,408.70			
NR Project #	22N-090	Original Contract Day	80			
Start Date	01/16/2023	Previous Added Days	0			
Compl Date	04/6/2023	Current CO Days Added	0			
Today's Date	02/2/2023	Revised Contract Days	80			

Line Item	Quantity	Unit	Description UOC #2	Unit Price	Total Price
1	1	LS	Add City of Sanger logo to (3) scoreboards	\$ 462.00	\$ 462.00
2	1	LS			\$ -
3	1	LS			\$ -
4	1	LS			\$ -
5	1	LS			\$ -
6	1	EA			\$ -
			Subtotal		\$ 462.00
3	1	LS	Overhead & Profit	15%	\$ 69.30

Total Add: 531.30

Deductions

1	4	EA		\$ -
2	1	LS		\$ -

Total Deduct: Total: 531.30 Thursday, February 2, 2023 Date: North Rock Construction Garrett Harden (Project Engineer)

Accepted By:



DATE: February 21, 2023

FROM: Jim Bolz, Director of Public Works

AGENDA ITEM: Consideration and possible action on Change Order No. 9 in the amount of

\$334,518.20 with Quality Excavation, LLC for the FM 455 Project to identify all line item overruns; and, authorize the City Manager to execute said Change

Order No. 9.

SUMMARY:

 This project has had numerous instances where the conditions on the ground were not reflective of the plan sets provided

- Many of these issues stemmed from existing infrastructure not being located on plan sets or being unidentified in current maps used to provide locates during construction
- Staff verbally approved several material and labor overruns in the field due to the critical timing and sequencing of the project
- This item will true-up the contract document

FISCAL INFORMATION:

Budgeted: YES Amount: \$334,518.20 GL Account: 840-54-

6526.2/840-50-6256.2

- Original Contract Amount \$4,546,550.20
- Up-to-date Contract Amount \$4,748,746.65
 - Change Order No. 1 \$39,993.00
 - Change Order No. 2 \$3,145.00
 - Change Order No. 3 \$23,650.00
 - Change Order No. 4 \$44,260.45
 - o Change Order No. 5 \$27,040.00
 - o Change Order No. 6 \$20,348.00
 - Change Order No. 7 \$11,600.00
 - o Change Order No.8 \$32,160.00

RECOMMENDED MOTION OR ACTION:

Staff recommends approval

ATTACHMENTS:

Change Order No. 9



QUALITY EXCAVATION, LLC 958 US HIGHWAY 377, SUITE # 200 AUBREY, TX 76227

Project Name
Project Number
Date
Current Contract Amount
Requested Change Order Amount

Sanger FM 455 Water and Wastewater Utility Relocations

CSJ: 0195-02-072

December 31, 2022

\$4,808,746.65 \$334,518.20

Ch	2	nge	~	-4-	n A	10	0
CH	d	156	OI	ue	11	w.	7

BID ITEM	DESCRIPTION	QUANTITY	UNIT	S/UNIT	TOTAL/EXTENSION
6	Exploratory Exca of Exist Utilities	19	EA	\$1,500.00	\$28,500.00
8	Temp Water or Wastewater Bypass Piping	1	EA	\$1,600.00	\$1,600.00
13	8" PVC Water Pipe (DR 18) by Open Cut (OC)	128	LF	\$73.00	\$9,344.00
16	12" Steel Casing Pipe by other than Open Cut(OTOC)	120	LF	\$226.00	\$27,120.00
17	2" PVC Water Pipe (Sch 80) by Open Cut (OC)	32	LF	\$44.00	\$1,408.00
18	12" Resilient Seat Gate Valve	2	EA	\$3,045.00	\$6,090.00
19	8" Resilient Seat Gate Valve	1	EA	\$1,860.00	\$1,860.00
20	6" Resilient Seat Gate Valve	4	EA	\$1,415.00	\$5,660.00
21	Various DI Fittings, Valves & Related Appurt	4.65	TON	\$21,778.00	\$101,267.70
22	Fire Hydrants Assembly & Related Appurt	2	EA	\$4,500.00	\$9,000.00
23	2" Flush Valve Assembly	1	EA	\$9,400.00	\$9,400.00
24	Water Service Reconnection	4	EA	\$1,515.00	\$6,060.00
29	8" PVC SDR 26 SS Pipe by Open Cut	128	LF	\$116.00	\$14,848.00
34	12" HDPE SS Pipe by Pipe Burst Method	25	LF	\$141.00	\$3,525.00
46	Extra Depth 5' Dia Eccentric SSMH (over 6')	21.5	LF	\$697.00	\$14,985.50
48	Rmv Existing SSMH	6	EA	\$870.00	\$5,220.00
61	Conc Encase/Class G Embed	275	LF	\$44.00	\$12,100.00
33	CO#1-12" PVC SDR 26 Carrier Pipe (in 18" Steel Casing)	14	LF	\$84.00	\$1,176.00
CO#3	8" Valve Insertion	2	EA	\$11,825.00	\$23,650.00
37	CO#6-WW Service Line Reconnection	2	EA	\$2,909.00	\$5,818.00
CO#8	8" Valve Insertion	4	EA	\$11,825.00	\$47,300.00
31	CO#1-12" PVC SDR 26 SS Pipe by Open Cut (8'-16' deep)	-14	LF	\$101.00	-\$1,414.00

\$334,518.20

These quantities are reflective of scope changes verbally approved in the field.

Respectively	SII	hm	ittec	

Garland Wilson

Approved	

Printed	Item 10).



Chris Felan
Vice President
Rates & Regulatory Affairs

January 25, 2023

City Official

Re: Rider GCR - Rate Filing under Docket No. 10170

Enclosed is Atmos Energy Corp., Mid-Tex Division's Statement of Rider GCR applicable for the February 2023 billing periods. This Statement details the gas cost component of the residential, commercial, and industrial sales rates for customers within your city. This filing is for informative purposes only and no action is required on your city's part.

Should you have any questions, please let me know.

Sincerely,

Chris Felan

Vice President, Rates and Regulatory Affairs

Atmos Energy, Mid-Tex Division

Attachment

ATMOS ENERGY CORPORATION MID-TEX DIVISION

STATEMENT OF RIDER GCR

February, 2023

PREPARED IN ACCORDANCE WITH GAS UTILITIES DOCKET NO. 10170

Part (a) - Mid-Tex	Commodity	[,] Costs
--------------------	-----------	--------------------

	rait (a) - mid-rex commodity costs						
<u>Line</u>	<u> </u>	(b)					
1	Estimated Gas Cost per Unit:	\$0.34286					
2	Estimated City Gate Deliveries:	254,688,710					
3	Estimated Gas Cost:	\$87,322,571					
•		Ψυ1,υΖΖ,υ1					
4	Lost and Unaccounted For Gas %	2.5932%					
5	Estimated Lost and Unaccounted for Gas	\$2,264,449					
6		· · · · · · · · · · · · · · · · · · ·					
Ų	Total Estimated City Gate Gas Cost:	\$89,587,020					
7	Estimated Sales Volume:	255,962,460					
8	Estimated Gas Cost Factor - (EGCF)	0.35000					
9	Reconciliation Factor - (RF):	0.00594					
10	Taxes (TXS):	0.00000					
11	Adjustment - (ADJ):	0.00000					
• •	rajastificit (rabo).	0.0000		Btu Factor	Per MMBtu		
12	Gas Cost Recovery Factor - (GCRF) (Taxable)	0.35594 p	ner Cof	0.1024	\$3.4760		
12	Cus Cost recovery ractor - (Corts) (raxable)	U.0003-1	JEI CCI	0.1024	φυ. 4 100		
Line	Part (b) - Pipeline Services Costs (a)	<u>(b)</u>	(c) Rate R - Residential	••	(d) Rate C - Commercial		(e) Rate I - Industrial Service Rate T - Transportation
	Fixed Costs						•
13	Fixed Costs Allocation Factors [Set by GUD 10170]	100.0000%	64.3027%		30.5476%		5.1497%
14	a. Current Month Fixed Costs of Pipeline Services	\$46,071,485	29,625,209		14,073,733		2,372,543
15	b. Plus: Second Prior Month Recovery Adjustment	\$0	\$0		\$0		\$0
16	Net Fixed Costs	\$46,071,485	\$29,625,209	-	\$14,073,733		\$2,372,543
					· · ·		
	Commodity Costs						
17	a. Estimated Commodity Cost of Pipeline Services	(\$816,123)	(627,314)		(260,642)		71,833
18	 b. Plus: Second Prior Month Recovery Adjustment 	<u>\$0</u>	<u>\$0</u>		\$0		<u> </u>
19	Net Commodity Cost of Pipeline Services	(\$816,123)	(\$627,314)		(\$260,642)		\$71,833
20	Total Estimated Pipeline Costs (Line 16 + Line 19)	\$45,255,362	\$28,997,895		\$13,813,091		\$2,444,376
21	Estimated Billed Volumes		69,660,930	Ccf	46,178,450	Ccf	4,954,717 MMBtu
22	Pipeline Cost Factor (PCF) [Line 20 / Line 21] (Taxable)		0.41630	Ccf	0.29910	Ccf	\$0.4933 MMBtu
23	Gas Cost Recovery Factor - (GCRF) [Line 12] (Taxable)		0.35594	Ccf	0.35594	Ccf	\$3.4760 MMBtu
24	Rider GCR		0.77224	Ccf	0.65504 (Ccf Rate	l - \$3.9693 MMBtu
25				:			
حيا						Rate	T - \$0.4933 MMBtu

¹ Industrial Service and Transportation are reported in MMBtu. An MMBtu conversion factor of .1024 is used to convert from Ccf.



January 20, 2023 To The Honorable Mayor and City Council

Attached is a revised Schedule I – Industrial Sales tariff sheet for Atmos Energy Corporation, Mid-Tex Division's (the "Company") tariffs. The revisions to Schedule I - Industrial Sales of the Company's tariff will not impact any existing customer, service offering, or rate charged by the Company. The revisions will become effective on January 31, 2023.

The revisions to Schedule I – Industrial Sales of the Company's tariffs are being made in response to the Railroad Commission of Texas (Commission) recently adopted revisions to 16 TAC § 7.455, relating to Curtailment Standards and updating natural gas curtailment priority levels for Texas natural gas utilities. As part of that rulemaking process, the Commission adopted revisions to 16 TAC § 7.455 that elevated the curtailment priority of industrial customers. Previously, under the Company's applicable curtailment order, all industrial customers were one of the lowest levels of priority.

The tariff revision will lower the industrial sales usage threshold to ensure that the Company can meet the elevated curtailment priority that is now applicable to industrial customers. Customers with usage above this threshold may take service pursuant to special contract arrangements. Specifically, the Company is making the following changes to Schedule I - Industrial Sales:

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 200 MMBtu per day for all natural gas provided at one Point of Delivery and measured through one meter. Service for Industrial Customers with an MDU equal to or greater than 200 MMBtu per day will be provided at Company's sole option and will require special contract arrangements between Company and Customer.

The existing threshold of 3,500 MMBtu per day is roughly the equivalent of the gas usage of approximately 2,800 residential customers. The lower threshold of 200 MMBtu is roughly the equivalent of the gas usage of approximately 165 residential customers.

If you have any questions or require additional information regarding this matter, please contact me at your earliest convenience.

Sincerely,

Chris Felan

Vice President, Rates & Regulatory Affairs

Atmos Energy, Mid-Tex Division

Enclosure:

Mid-Tex Division Industrial Sales Tariff

Atmos Energy Corporation
P.O. Box 223705
Dallas, TX 75222-3705
P 214-206-2568 F 214-206-2126 christopher.felan@atmosenergy.com

RRC Tariff No: 33010

MID-TEX DIVISION ATMOS ENERGY CORPORATION

RATE SCHEDULE:	I – INDUSTRIAL SALES		
APPLICABLE TO: ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXMUNICIPALITIES COALITION ("ATM")		HE ATMOS TEXAS	
EFFECTIVE DATE: Bills Rendered on or after 09/01/2022 PAGE 35		PAGE 35	

Application

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 200 MMBtu per day for all natural gas provided at one Point of Delivery and measured through one meter. Service for Industrial Customers with an MDU equal to or greater than 200 MMBtu per day will be provided at Company's sole option and will require special contract arrangements between Company and Customer.

Type of Service

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

Monthly Rate

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

Charge	Amount
Customer Charge per Meter	\$ 784.00 per month
Interim Rate Adjustment ("IRA")	\$ 988.57 per month ¹
Total Customer Charge	\$ 1,772.57 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.3312 per MMBtu
Next 3,500 MMBtu	\$ 0.2425 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0520 per MMBtu

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

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

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

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

Curtailment Overpull Fee

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

¹ 2018 IRA - \$155.80, 2019 IRA - \$261.93, 2020 IRA - \$261.77, 2021 IRA - \$309.07.

RRC Tariff No: 33010

MID-TEX DIVISION ATMOS ENERGY CORPORATION

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION ("ATM")	
EFFECTIVE DATE:	Bills Rendered on or after 09/01/2022	PAGE 36

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

An Agreement for Gas Service may be required.

Notice

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

Special Conditions

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

Presumption of Plant Protection Level

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

RRC Tariff No: 33010

MID-TEX DIVISION ATMOS ENERGY CORPORATION

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION ("ATM")	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2022	PAGE 37

Exhibit A

Cities in the Atmos Texas Municipalities Coalition:

AUSTIN

STAR HARBOR

BALCH SPRINGS

TRINIDAD

BANDERA

WHITNEY

BLOOMING GROVE

BURNET

CAMERON

CEDAR PARK

CLIFTON

COMMERCE

COPPERAS COVE

CORSICANA

ELECTRA

FREDERICKSBURG

GATESVILLE

GOLDTHWAITE

GRANBURY

GREENVILLE

GROESBECK

HAMILTON

HEATH

HENRIETTA

HICKORY CREEK

HICO

HILLSBORO

LAMPASAS

LEANDER

LONGVIEW

MARBLE FALLS

MART

MEXIA

OLNEY

PFLUGERVILLE

POINT

PRINCETON

RANGER

RICE

RIESEL

ROCKDALE

ROGERS

ROUND ROCK

SAN ANGELO

SANGER

SOMERVILLE