#### NOTICE OF REGULAR MEETING HIDALGO CITY HALL 704 EAST RAMON AYALA DRIVE, HIDALGO, TEXAS JULY 19, 2021 6:00 P.M.

- 1. Call to Order.
- 2. Pledge of Allegiance and Invocation.
- 3. Public Comment.

#### 1.0 Approval and Authorization.

- 1.1 Consideration and action on approval of July 6, 2021 Workshop minutes and July 6, 2021 Special Meeting minutes.
- 1.2 Consideration and action on Payne Arena Phone System improvements/Eduardo Rincon/Eric Trevino.
- 1.3 Discussion and action on AEP Texas Inc. Non-Exclusive Franchise/Julian Gonzalez.
- 1.4 Consideration and action on Ordinance Number 2021-04; Approving a Negotiated Resolution between City of Hidalgo and Texas Gas Service April 29, 2021 Cost of Service Adjustment (COSA) Filing/Julian Gonzalez.
- 1.5 Consideration and action on Master Fee Ordinance for Youth Center and Parks Facilities/Jaime Gaona.
- 1.6 Consideration and action on Construction Projects for 6<sup>th</sup> Street & Azalea Avenue Drainage Improvements/Virgilio Gonzalez.
- 1.7 Discussion and action on possible Interlocal Cooperation Agreement between the City of Hidalgo and Hidalgo County Drainage District Number 1 and Hidalgo County Irrigation District Number 2 pertaining to drainage improvements on Drainage Ditch south of Military Road/Julian Gonzalez.
- 1.8 Discussion and action on Application to the Metropolitan Planning Organization/
  LRGVDC for Hike and Bike Trail improvements and the Streetscape project; RGV/
  MPO-TASA/Julian Gonzalez/Robert Segura.
- 1.9 Future Agenda Items.
- 1.10 City Manager's Report.
- 1.11 CLOSED SESSION: City Council May Go into Closed Session Pursuant to Chapter 551, Texas Government Code, and discuss Section §551.074 (Personnel Matters) and Section §551.071 (Consultation with Attorney).
  - a. Consultation with City Attorney regarding Payne Arena Matters.
  - b. Consultation with City Attorney regarding Pending Litigation.
- 1.12 OPEN SESSION:
  - a. Discussion and action on Payne Arena Matters.
  - b. Discussion and action on Pending Litigation.
- 4. Adjournment.

I, the undersigned authority, do hereby certify that this Notice of Regular Called Meeting was posted on a bulletin board at Hidalgo City Hall at a place convenient and readily accessible to the general public at all times; and said Notice was posted on this the 16<sup>th</sup> day of July 2021 at 5:00 p.m. and said Notice remained posted continuously for at least 72 hours preceding the schedule time of said meeting, in compliance with Article 6252-17 of the Vernon's Texas Civil Statues.

WITNESS MY HAND AND SEAL THIS 16<sup>TH</sup> DAY OF JULY 2021.

Denise M. Elliff, City Secretary

#### NOTICE OF REGULAR MEETING OF THE

#### CITY COUNCIL OF THE CITY OF HIDALGO

Notice is hereby given that on the 19<sup>th</sup> day of July 2021 the City Council of the City of Hidalgo will hold a regular meeting at 6:00 p.m. at Hidalgo City Hall, 704 East Ramon Ayala Drive, Hidalgo, Texas 78557. The subjects discussed are listed on the agenda, which is attached to and made part of this Notice.

If, during the course of the meeting covered by this Notice, the City Council should determine that a closed or executive meeting or session of the Council is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Council at the date, hour and place given in this Notice or as soon after commencement of the meeting covered by this Notice as the Council may conveniently meet at such closed or executive meeting or session concerning any and all purposed permitted by the Act, including, but not limited to the following sections and purposes.

#### Texas Government Code Section:

551.071	Consultation with Attorney.
551.072	Deliberation regarding real property.
551.073	Deliberation regarding prospective gifts.
551.074	Personnel matters.
551.076	Deliberation regarding security devices or security audits.
551.0785	Deliberations involving medical or psychiatric records of individuals.
551.084	Investigation; exclusion of witness from hearing.
551.087	Deliberation regarding economic development negotiations.
551.088	Deliberation regarding test item.

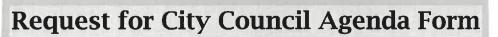
Should any final action, final decision or final vote be required in the opinion of the City Council with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) In the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) At a subsequent public meeting of the City Council upon notice thereof, as the Council shall determine.

This Notice was posted on the 16<sup>th</sup> day of July 2021 at 5:00 p.m. and remained so posted at least 72 hours preceding the scheduled time of said meeting, in compliance with Article 6252-17 of the Vernon's Texas Civil Statues.

Denise M. Elliff, City Secretary







City Council Meeting	Agenda Item: 1					
	Date Submitted: 7/16/2021					
	Meeting Date: 7/19/2021					
1. Call to Order.						
2. Party Making Request:						
3. Nature of Request (Brief Overview) Attachment: YE	S NO					
4. Policy Implementation:						
5. Budgeted:   Original Contract Amount: Change Order: Revised Contract Amount: Fundraising Source:						
6. Alternate Option Costs:						
7. Routing:  NAME/TITLE  a)  b)  c)	/DATE CONCURRENCE					
8. Staff Recommendation:						
9. Advisory Board: $\square$ Approved $\square$	Disapproved					
10. City Attorney: ☐ Approved ☐	Disapproved					
11. Manager Rec.: $\square$ Approved $\square$	Disapproved					
12. Action Taken:						





City Council Meeting	Agenda Item: 2				
	Date Submitted: 7/16/2021				
	Meeting Date: 7/19/2021				
1. Pledge of Allegiance and Invocation.					
2. Party Making Request:					
3. Nature of Request (Brief Overview) Attachment: Y	ES NO				
4. Policy Implementation:					
5. Budgeted:					
6. Alternate Option Costs:					
7. Routing:	/DATE CONCURRENCE				
a)	L/DATE CONCURRENCE				
b)					
8. Staff Recommendation:					
9. Advisory Board:	☐ Disapproved ☐ None				
10. City Attorney:	☐ Disapproved ☐ None				
11. Manager Rec.:	☐ Disapproved ☐ None				
12. Action Taken:					





City Council Meeting	Agenda Item: 3					
	Date Submitted: 7/16/2021					
	Meeting Date: 7/19/2021					
1. Public Comment.						
2. Party Making Request:						
3. Nature of Request (Brief Overview) Attachment	: YES NO					
4. Policy Implementation:						
5. Budgeted:						
6. Alternate Option Costs:						
7. Routing:	ITIAL/DATE CONCURRENCE					
a)	TTIAL/DATE CONCURRENCE					
b) c)						
8. Staff Recommendation:						
9. Advisory Board:	☐ Disapproved ☐ None					
10. City Attorney:   Approved	☐ Disapproved ☐ None					
11. Manager Rec.:	☐ Disapproved ☐ None					
12. Action Taken:						





City Council Meeting	Agenda Item: 1.0				
	Date Submitted: 7/16/2021				
	Meeting Date: 7/19/2021				
1. Approval and Authorization.					
2. Party Making Request:					
3. Nature of Request (Brief Overview) Attachment: YES	S NO				
4. Policy Implementation:					
5. Budgeted:					
6. Alternate Option Costs:					
7. Routing:  NAME/TITLE  a)  b)  c)	/DATE CONCURRENCE				
8. Staff Recommendation:					
9. Advisory Board: $\square$ Approved $\square$	Disapproved				
10. City Attorney: ☐ Approved ☐	Disapproved				
11. Manager Rec.:	Disapproved				
12. Action Taken:					





City Council Meeting	Agenda Item: 1.1				
	Date Submitted: 7/16/2021				
	Meeting Date: 7/19/2021				
Consideration and action on approval of July 6, 202     Meeting minutes.	1 Workshop minutes and July 6, 2021 Special				
2. Party Making Request:					
3. Nature of Request (Brief Overview) Attachment: X	YES NO				
4. Policy Implementation:					
5. Budgeted:					
6. Alternate Option Costs:					
7. Routing:  NAME/TITLE  a)  b)  c)	./DATE CONCURRENCE				
8. Staff Recommendation:					
9. Advisory Board: $\square$ Approved $\square$	☐ Disapproved ☐ None				
10. City Attorney: ☐ Approved ☐	☐ Disapproved ☐ None				
11. Manager Rec.: $\square$ Approved	☐ Disapproved ☐ None				
12. Action Taken:					

# Minutes of a Workshop Of the City Council Hidalgo City Hall 704 East Ramon Ayala Drive, Hidalgo, Texas Commencing at 5:00 p.m. On the 6<sup>th</sup> day June 2021 Virtual/Live Meeting

### The City Council of City of Hidalgo, Texas met in a regular session with the following members present, to Wit:

#### PRESENT:

#### **ABSENT:**

Sergio Coronado, Mayor Linda Ayala, Mayor Pro-Tem Gustavo Sanchez, Councilmember Abram Ramirez, Councilmember (Via Zoom) Bertha Sosa, Councilmember Augusto Contreras, Councilmember

#### **STAFF PRESENT:**

Robert Segura, Assistant City Manager
Prisciliano Trevino, HEDC Executive Director
Eduardo Rincon, I.T. Department
Virgilio Gonzalez, Public Works Director
Jose Lizcano, Code Inspector
Romeo Rodriguez, Police Chief
Raul Sanchez, Library Director
Francisco Cruz, Municipal Court Administrator
Victor Flores, Code Enforcement
Denise Elliff, City Secretary

#### **OTHERS PRESENT:**

Ricardo Perez, City Attorney

With the following members present, to wit: thus, constituting a quorum at which time the following business transacted to wit:

Minutes.

- 1. Call to Order.
- 2. Amending Food Truck Ordinance/Virgilio Gonzalez.
- 3. Amendments to Vehicle for Hire Ordinance/Virgilio Gonzalez.
  - a. Tow Trucks
  - b. Transit Jitney Buses
- 4. Adjournment.

#### Agenda Item 1. Call To Order.

Mayor Sergio Coronado called the workshop to Order at 5:33 p.m. with a quorum present.

#### Agenda Item 2. Amending Food Truck Ordinance/Virgilio Gonzalez.

Mayor Sergio Coronado said the agenda item Amending Food Truck Ordinance. Public Works Director Virgilio Gonzalez said there were amendments to the Ordinance, refer to Council handout; staff

recommended to allow up to seven (7) more trucks at the McAllen Park and increase fee for initial registration at \$300.00 with alignment to regular business permits, renewals at \$225.00 or reapplication, another addition if mobile food truck or concession trailer was located in the city owned property must pay a monthly fee of \$150.00 that included the following: a 20 x 15 space for a mobile food truck or concession trailer, water and waste water connections if available, disposal of solid waste, restrooms at La Cancha and other staff recommendation to add additional locations as needed from accumulation of City growth. Mayor Sergio Coronado mentioned there were complaints on amount of dollar amount on the Ordinance and requested detail on the \$100.00 permit. Virgilio Gonzalez said in addition was a \$50.00 charge for fire inspection, \$75.00 for health inspection totaling \$225.00, but charge for mobile food truck was handled differently for business permit and inspection, \$225, with fees of \$100.00 and \$75.00; receipt given specifying detail of charges. Further, hours were 6:30 a.m. through midnight. Mayor Sergio Coronado opened up discussion for Council. Councilmember Gustavo Sanchez asked for HEDC rental charges. Mr. Prisciliano Trevino replied \$150.00 for a smaller building and \$350 with lights included. Virgilio Gonzalez to do water connections in the area; vendor brought their own connections and generators, City to do an electrical sub meter; Mr. Gonzalez asked to proceed in August, 2021.

#### Agenda Item 3. Amendments to Vehicle for Hire Ordinance/Virgilio Gonzalez.

- a. Tow Trucks
- b. Transit Jitney Buses

Mayor Sergio Coronado said the agenda item was on Amendments to Vehicle for Hire Ordinance. Public Works Director Virgilio Gonzalez said City Attorney to address. City Attorney, Ricardo Perez said he had been reviewing the Ordinance amendments for two (2) weeks, some conflicts were on Ordinance 2013-02 forward on amended Ordinances, Mr. Perez ensured amendments since 2013 forward including inspection of vehicles, Mr. Perez conferred with City Manager, Julian Gonzalez to create separate Ordinances for taxis, limos and tow trucks and cleaning up the amendments. City Attorney, Ricardo Perez gave examples of Ordinance conflicts 2013 vehicle impounded with 100 vehicle storage, then reduced from 100 changed to 10 (actual property), 2/5 another amendment needed 10,000 pounds, boom line (original was 50 pounds wench). Mayor Sergio Coronado reminded they also had taxi permits. City Attorney, Ricardo Perez notice that in 2011 Ordinance, section 114-66 did not exist. Further, Mr. Perez said 2014 Ordinance specified having a tow truck office one mile from the Hidalgo International Bridge, with a minimum 850 square foot building for bus transit companies; Mr. Perez said another Ordinance increased fees to \$750 for renewal in 2016; Mr. Perez was still working on revising the Ordinance. Mayor Sergio Coronado authorized division of ordinance into parts. HEDC Director, Prisciliano Trevino had spoken to LRGVDC about a bus route through Hidalgo, with coordination with Manuel Cruz of LRGVDC. Mayor Sergio Coronado asked about the state level structure. Inspector, Jose Lizcano replied cities may impose a fee on non-consent. Mayor Sergio Coronado inquired if taxis had structure at state level with non-consent. Mr. Lizcano said no. Mayor Sergio Coronado inquired about taxis at the state level and Uber. Public Works Director, Virgilio Gonzalez said one could not call the City of McAllen taxis to come pick them up. Virgilio Gonzalez said Hidalgo had 50 permits. There was discussion on open permits and Mayor Sergio Coronado requested a permit waiting list. Mayor Sergio Coronado requested for City Attorney to being separating the ordinance amendments.

#### Agenda Item 4. Adjournment.

Mayor Pro-Tem Linda Ayala made a motion to adjourn the meeting at 6:03 p.m. and Councilmember Bertha Sosa seconded the motion. Motion carried unanimously.

Passed and approved by the City of Hidalgo, Texas on this 19th day of July 2021.

Minutes, 7/6/2021 page 3	
ATTEST:	Sergio Coronado, Mayor
Denise M. Elliff, City Secretary	

# Minutes of a Special Meeting Of the City Council Hidalgo City Hall 704 East Ramon Ayala Drive, Hidalgo, Texas

Commencing at 6:00 p.m.
On the 6<sup>th</sup> day July 2021
Virtual/Live Meeting

### The City Council of City of Hidalgo, Texas met in a regular session with the following members present, to Wit:

#### PRESENT:

**ABSENT:** 

Augusto Contreras, Councilmember

Sergio Coronado, Mayor Linda Ayala, Mayor Pro-Tem Gustavo Sanchez, Councilmember Abram Ramirez, Councilmember (Via Zoom) Bertha Sosa, Councilmember

#### **STAFF PRESENT:**

Robert Segura, Assistant City Manager
Prisciliano Trevino, HEDC Executive Director
Eduardo Rincon, I.T. Department
Virgilio Gonzalez, Public Works Director
Jose Lizcano, Code Inspector
Romeo Rodriguez, Police Chief
Raul Sanchez, Library Director
Francisco Cruz, Municipal Court Administrator
Victor Flores, Code Enforcement
Denise Elliff, City Secretary

#### **OTHERS PRESENT:**

Ricardo Perez, City Attorney

With the following members present, to wit: thus, constituting a quorum at which time the following business transacted to wit:

Minutes,

- 1. Call to Order.
- 2. Pledge of Allegiance and Invocation.
- 3. Public Comment.
- 1.0 Approval and Authorization.
- 1.1 Consideration and action on approval of June 21, 2021 Workshop minutes and June 21, 2021 Regular Meeting minutes.
- 1.2 Consideration and action on Ordinance Number 2021-01 Amendment on Food Trucks/Virgilio Gonzalez.
- 1.3 Consideration and action on Approval of Ordinance Number 2021-02, Amendment to Vehicle for Hire.
  - a. Tow Trucks
  - b. Transit Jitney Buses
- 1.4 Consideration and action on Ordinance Number 2021- Amendment on Solid Waste Chapter 90/Virgilio Gonzalez.

#### Minutes, 7/6/2021 page 2

- 1.5 Consideration and action on Payne Arena Phone System improvements/Eduardo Rincon/Eric Trevino.
- 1.6 Discussion and action on AEP Texas Inc. Non-Exclusive Franchise/Julian Gonzalez.
- 1.7 Departmental Reports for the Month of June 2021.
- 1.8 Future Agenda Items.
- 1.9 City Manager's Report.
- 1.10 CLOSED SESSION: City Council May Go into Closed Session Pursuant to Chapter 551, Texas Government Code, and discuss Section §551.074 (Personnel Matters) and Section §551.071 (Consultation with Attorney).
  - a. Consultation with City Attorney regarding Payne Arena Matters.
  - b. Consultation with City Attorney regarding Pending Litigation.

#### 1.11 OPEN SESSION:

- a. Discussion and action on Payne Arena Matters.
- b. Discussion and action on Pending Litigation.
- 4. Adjournment.

#### Agenda Item 1. Call To Order.

Mayor Sergio Coronado called the meeting to Order at 6:03 p.m. with a quorum present.

#### Agenda Item 2. Pledge of Allegiance and Invocation.

Mayor Sergio Coronado said the item was on Pledge of Allegiance and Invocation. Pledge of Allegiance by all and Police Chief Romeo Rodriguez gave the invocation.

#### Agenda Item 3. Public Comment.

Mayor Sergio Coronado said the item was on Public Comment. There were none.

#### Agenda Item 1.0 Approval and Authorization.

Mayor Sergio Coronado said the item was on Approval and Authorization.

### Agenda Item 1.1 Consideration and action on approval of June 21, 2021 Workshop minutes and June 21, 2021 Regular Meeting minutes.

Mayor Sergio Coronado said the item was on approval of June 21, 2021 Workshop minutes and June 21, 2021 Regular Meeting minutes. Councilmember Abram Ramirez made a motion to approve and Mayor Pro-Tem Linda Ayala seconded the motion. Motion carried unanimously.

### Agenda Item 1.2 Consideration and action on Ordinance Number 2021-01 Amendment on Food Trucks/Virgilio Gonzalez.

Mayor Sergio Coronado said the item was on Ordinance Number 2021-01 Amendment on Food Trucks. Public Works Director Virgilio Gonzalez said staff had recommended allowing for seven (7) new trucks, as City currently had five (5) trucks with start date of August 1<sup>st</sup>. Mayor Sergio Coronado suggested having Ribbon Cutting with Mariachis, etc. Virgilio Gonzalez suggested adding seating and lighting. Mayor Pro-Tem Linda Ayala made a motion to approve Ordinance 2021-01 Amendment on Food Trucks, Councilmember Abram Ramirez seconded the motion. Motion carried unanimously.

### Agenda Item 1.3 Consideration and action on Approval of Ordinance Number 2021-02, Amendment to Vehicle for Hire.

- a. Tow Trucks
- b. Transit Jitney Buses.

Mayor Sergio Coronado said the item was on Ordinance Number 2021-02, Amendment to Vehicle for Hire. Mayor Sergio Coronado give authorization for City Attorney Ricardo Perez to divide the Ordinance

into sections. Mayor Pro-Tem Linda Ayala so moved, Councilmember Abram Ramirez seconded the motion. Motion carried unanimously.

### Agenda Item 1.4 Consideration and action on Ordinance Number 2021- Amendment on Solid Waste Chapter 90/Virgilio Gonzalez.

Mayor Sergio Coronado said the item was on Ordinance Number 2021- Amendment on Solid Waste Chapter 90/Virgilio Gonzalez. Public Works Director Virgilio Gonzalez asked to repeal the existing Ordinance, amending Chapter 90 from original 30 gallon trash containers to 96 gallon containers and adding section on commercial. Water bills were billed through a third party. Further, staff recommended adopting a new Ordinance without amendments specifying City and business owner responsibility. Mayor Sergio Coronado entertained a motion, Mayor Pro-Tem Linda Ayala so moved and Councilmember Bertha Sosa seconded the motion. Motion carried unanimously.

### Agenda Item 1.5 Consideration and action on Payne Arena Phone System improvements/Eduardo Rincon/Eric Trevino.

Mayor Sergio Coronado said the item was on Payne Arena Phone System improvements. Mayor Sergio Coronado recommended tabling the agenda item, Mayor Coronado entertained a motion to table the agenda item, Councilmember Abram Ramirez so moved and Mayor Pro-Tem Linda Ayala seconded the motion. Motion carried unanimously.

Agenda Item 1.6 Discussion and action on AEP Texas Inc. Non-Exclusive Franchise/Julian Gonzalez. Mayor Sergio Coronado said the item was on AEP Texas Inc. Non-Exclusive Franchise. Assistant City Manager Robert Segura said City Manager Julian Gonzalez recommended tabling the agenda item, studying the legislation. Mayor Sergio Coronado entertained a motion to table the agenda item, Mayor Pro-Tem Linda Ayala so moved and Councilmember Bertha Sosa seconded the motion. Motion carried unanimously.

#### Agenda Item 1.7 Departmental Reports for the Month of June 2021.

Mayor Sergio Coronado said the item was on Departmental Reports for the Month of June 2021. Mayor Sergio Coronado thanked everyone for a great 4<sup>th</sup> of July event with a good attendance. Mayor Sergio Coronado asked Police Chief Romeo Rodriguez if there were any safety concerns. Police Chief Romeo Rodriguez replied there was graffiti by swimming pool, on the stop sign and light pole. Further, on Ramon Ayala Drive a manhole valve broken and was contained; new police vehicles were on the road looking for contraband in vehicles. Mayor Sergio Coronado asked HEDC Director Prisciliano Trevino about a recent event by Pumphouse and trash littering. HEDC Director Prisciliano Trevino said vendors had thrown trash around the business dumpsters at a Market Place private event; there was discussion on deposits and add on fees for tables, chairs, containers, etc. Also discussion on neighborhood garage sales with a weekly advertisement and street list. Mayor Sergio Coronado inquired about drainage at the old Hidalgo drainage project. Assistant City Manager Robert Segura said drainage went to the outfall and was connected, there were old asbestos lines there and contact made with Hidalgo County. Virgilio Gonzalez said on HISD water drainage a new line was installed, HISD had added buildings and were to come up with retention pond design between school maintenance and cafeteria buildings; 8 or 12 inch line reduced the flow, another drainage location was by the Junior High School. Assistant City Manager Robert Segura said 6th Street and Azalea Avenue Drainage Project Bid Opening was on July 9th and agenda item be brought for July 19 Council Meeting.

#### Agenda Item 1.8 Future Agenda Items.

Mayor Sergio Coronado said the item was on Future Agenda Items. No discussion.

Agenda Item 1.9 City Manager's Report.

Minutes, 7/6/2021 page 4

Mayor Sergio Coronado said the item was on City Manager's Report. Assistant City Manager Robert Segura said that was it for now.

Agenda Item 1.10 CLOSED SESSION: City Council May Go into Closed Session Pursuant to Chapter 551, Texas Government Code, and discuss Section §551.074 (Personnel Matters) and Section §551.071 (Consultation with Attorney).

- a. Consultation with City Attorney regarding Payne Arena Matters.
- b. Consultation with City Attorney regarding Pending Litigation.

Mayor Sergio Coronado said the item was on Closed Session. Mayor Sergio Coronado entertained a motion to recess into Closed Session at 7:02 p.m. Councilmember Bertha Sosa so moved and Mayor Pro-Tem Linda Ayala seconded the motion. Motion carried unanimously.

#### Agenda Item 1.11 OPEN SESSION:

- a. Discussion and action on Payne Arena Matters.
- b. Discussion and action on Pending Litigation.

Mayor Sergio Coronado said the item was on Open Session, Mayor Sergio Coronado entertained a motion to reconvene into Open Session at 8:00 p.m. Councilmember Bertha Sosa so moved and Mayor Pro-Tem Linda Ayala seconded the motion. Motion carried unanimously.

#### Agenda Item 4. Adjournment.

Mayor Sergio Coronado entertained a motion to adjourn the meeting at 8:00 p.m. Mayor Pro-Tem Linda Ayala so moved and Councilmember Bertha Sosa seconded the motion. Motion carried unanimously.

ATTEST:	Sergio Coronado, Mayor		
Denise M. Elliff, City Secretary			

Passed and approved by the City of Hidalgo, Texas on this 19th day of July 2021.

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City Council Meeting	Agenda Item: 1.2				
	Date Submitted: 7/16/2021				
	Meeting Date: 7/19/2021				
1. Consideration and action on Payne Arena Phone Syst	em improvements.				
2. Party Making Request: Eduardo Rincon/Eric Trevino					
3. Nature of Request (Brief Overview) Attachment: X Y	ES NO				
4. Policy Implementation:					
5. Budgeted: Original Contract Amount: Change Order: Revised Contract Amount: Fundraising Source:					
6. Alternate Option Costs:					
7. Routing:  NAME/TITLE  a)  b)  c)	DATE CONCURRENCE				
8. Staff Recommendation:					
9. Advisory Board:	Disapproved				
10. City Attorney: ☐ Approved ☐	Disapproved				
11. Manager Rec.:	Disapproved				
12. Action Taken:					

#### **Denise Elliff**

From: Eduardo Rincon

**Sent:** Thursday, July 15, 2021 3:49 PM **To:** City Manager; Denise Elliff

Cc: Commissioner Abram Ramirez; Eric Trevino

**Subject:** Quotes for Arena

Attachments: City of Hidalgo - Cat6A Quote.pdf

Good afternoon, attached to this email is the revised quote from the vendor we are attempting to contract for the revitilization of the arena per the spec requested, this is to be discussed for the Agenda I believe, please let me know if you have any questions or concerns. Thank you.

#### Eduardo Rincon



City of Hidalgo 704 E. Ramon Ayala Dr. Hidalgo, TX 78557

Office: (956)843-2093 ext 2002

**CONFIDENTIALITY NOTE:** The information transmitted, including attachments, is intended only for the person(s) or entity to which it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and destroy any copies of this information.





### We have prepared a quote for you

Payne Arena Re-Cabling, Switch and Camera Upgrades

Quote # 004206 Version 1

### Prepared for:

City of Hidalgo

Eduardo Rincon erincon@cityofhidalgo.net







**Executive Summary** 

City of Hidalgo

Attention: Mr. Eduardo Rincon

704 E. Ramon Ayala Drive

Hidalgo, Texas 78557

Re: Payne Arena Re-Cabling and Switch Upgrade

Mr.Rincon.

Barcom Technology Solutions is a regional technology services firm headquartered in San Antonio, Texas with offices in Harlingen and Austin, Texas. Barcom Technology Solutions was founded in 2004 with the goal of providing the highest level of service to customers in the network infrastructure and data cabling sector. Today, we are comprised of one hundred and ten employees with the majority of our employee's focus being on technical customer service and installations. A number of our staff on our engineering team hold high level vendor certifications from manufacturers such as *Cisco*, *Aruba* and *VMWare*. Our size and strength allow for a multidisciplinary approach to responding to evolving market trends.

Barcom Technology Solutions is well equipped and qualified to provide the services required during the discovery walk through regarding cabling and network technology at Payne Arena. The Barcom Technology Solutions team has several years of experience procuring, configuring, installing and maintaining similar products in a multitude of environments. Our firm is familiar with the protocols involved in working in this unique space such as being respectful of network integrity as well as halting work during important critical times. Our engineering and project management team have the experience and manufacturer certifications required to deliver a complete finished product, within budget and in the time frame allowed, that will meet and exceed the City of Hidalgo's needs for many years to come.

Thank you for your time and consideration and we look forward to hearing from you soon.

Sincerely,

Arturo J. Garcia

Senior Solutions Executive

Barcom Technology Solutions

222 East Van Buren

Harlingen, Texas 78550 (956) 313-8597

Quote #004206 v1 Page: 2 of 8



#### Cisco Switches

Item #	Manufacturer Part Number	Product Details		Price	Qty	Ext. Price
Cisco		0 48 Port PoE+ Switches				
2	C9200L-48P-4X-	Catalyst 9200L 48-port PoE+, 4 x 10G, Network Switch	- 1 mm - 1	\$3,577.23	5	\$17,886.15
3	CON-SSSNT- C9200L4X	SmartNet 3 Year Subscription SOLN SUPP 8X5XNBD C9200L-48P-4X-E	CISCO. Smart Net Total Care	\$1,434.11	5	\$7,170.55
4	C9200L-NW-E- 48	C9200L Network Essentials 48-port license	License	\$0.00	5	\$0.00
5	CAB-TA-NA	North America AC Type A Power Cable	3	\$0.00	5	\$0.00
6	PWR-C5-BLANK	Config 5 Power Supply Blank	+ 4	\$0.00	5	\$0.00
7	C9200-STACK- BLANK	Catalyst 9200 Blank Stack Module	CISCO	\$0.00	10	\$0.00
8	C9200L-DNA-E- 48	C9200L Cisco DNA Essentials 48-port Term license	tijtiji. CISCO	\$0.00	5	\$0.00
9	C9200L-DNA-E- 48-3Y	C9200L Cisco DNA Essentials, 48-port 3 Year Term	cisco.	\$806.42	5	\$4,032.10
10	CON-SSTCM- C92LE48	SmartNet 3 Year Subscription SOLN SUPP SW C9200L- DNA-E-48	CISCO- Smart Net Total Care	\$107.52	5	\$537.60
11	NETWORK-PNP- LIC	Network Plug-n-Play License for zero-touch device deployment	crsco	\$0.00	5	\$0.00
Cisco	Catalyst 920	0 24 Port PoE+ Switches				
12	C9200L-24P-4X- E	Catalyst 9200L 24-port PoE+, 4 x 10G, Network Switch		\$2,707.04	1	\$2,707.04
13	CON-SSSNT- C920024X	SmartNet 3 Year Subscription SOLN SUPP 8X5XNBD Catalyst 9200L 24-port	CISCO. Smart Net Total Care	\$879.75	1	\$879.75
14	C9200L-NW-E- 24	C9200L Network Essentials 24-port license	illilli. CISCO	\$0.00	1	\$0.00
15	CAB-TA-NA	North America AC Type A Power Cable	3	\$0.00	1	\$0.00

Quote #004206 v1 Page: 3 of 8



#### Cisco Switches

Item #	Manufacturer Part Number	Product Details		Price	Qty	Ext. Price
16	PWR-C5-BLANK	Config 5 Power Supply Blank	+ 4	\$0.00	1	\$0.00
17	C9200-STACK- BLANK	Catalyst 9200 Blank Stack Module	CISCO.	\$0.00	2	\$0.00
18	C9200L-DNA-E- 24	C9200L Cisco DNA Essentials 24-port Term license	License	\$0.00	1	\$0.00
19	C9200L-DNA-E- 24-3Y	C9200L Cisco DNA Essentials, 24-port 3 Year Subscription	cisco Licenso	\$520.32	1	\$520.32
20	CON-SSTCM- C92LE24	SmartNet 3 Year Subscription SOLN SUPP SW C9200L- DNA-E-24	CISCO. Smart Net Total Care	\$76.50	1	\$76.50
21	NETWORK-PNP- LIC	Network Plug-n-Play License for zero-touch device deployment	cisco.	\$0.00	1	\$0.00
Cisco	Switch Insta	Illation and Configuration			Y = 111	
22	PF-SVCS	Professional Services - Cisco Catalyst Switch Installation and Configuration	Barcom	\$125.00	28	\$3,500.00
		Scope of Work:				
		Review existing equipment configuration Identify requirements for new environment IP Addressing Hostnames Develop migration and cutover plan Pre-configure switches for installation Install switches and verify connectivity Provide updated documentation Conduct knowledge transfer session with customer				

Subtotal: \$37,310.01

Quote #004206 v1 Page: 4 of 8



#### **Ubiquiti Wireless Access Points**

Item #	Manufacturer Part Number	Product Details		Price	Qty	Ext. Price
Ubiqu	uiti Wireless	Access Points and Controller				
23	UAP-XG-US	Ubiquiti UniFi XG UAP-XG IEEE 802.11 a/b/g/n/ac Wireless Access Point - 5 GHz, 2.40 GHz - MIMO Technology - 2 x Network (RJ-45) - PoE Ports - Ceiling Mountable, Wall Mountable, Junction Box Mount	9	\$705.51	15	\$10,582.65
24	UC-CK	Ubiquiti UniFi Cloud Key Controller	J I	\$106.00	1	\$106.00
Ubiqu	uiti Wireless	Access Point Installation and Configurat	ion			
25	PF-SVCS	Professional Services - Installation and Configuration of Ubiquiti Wireless Access Points and Wireless Controller  Scope of Work:  Identify wireless access point locations Review existing equipment configurations Identify requirements for new environment IP Addressing Hostnames Develop migration plan Stage and pre-configure wireless access points and controller for installation Install wireless access points and controller at client designated location Conduct knowledge transfer with customer	Barcom	\$125.00	30	\$3,750.00

Subtotal: \$14,438.65

Quote #004206 v1 Page: 5 of 8



#### **Network Cabling**

tem #	Manufacturer Part Number	Product Details		Price	Qty	Ext. Price
Netwo	ork Cabling a	nd Materials				
26	6A-272-2B	SUPERIOR C 6A-272-2B 22/4PR SOL NS CAT6A CMP 1000' REEL - BLUE		\$588.50	48	\$28,248.00
27	61110-RL6-LEV	LEVITON 61110-RL6 CAT6+ JACK - BLUE	H	\$5.77	201	\$1,159.77
28	41080-1WP-LEV	LEVITON 41080-1WP 1PORT SINGLE FACEPLATE		\$1.48	101	\$149.48
29	41080-2WP-LEV	LEVITON 41080-2WP 2PORT WHT SG CONFIG FP		\$1.48	100	\$148.00
30	МСТР6І-6-3	MODCORD CAT6 BLUE 3'		\$1.95	201	\$391.95
31	69586-U48-LEV	LEVITON 69586-U4848P CAT6+ PATCH PANEL		\$306.90	4	\$1,227.60
32	69586-U24-LEV	LEVITON 69586-U24 24P CAT6+ PATCH PANEL		\$155.10	8	\$1,240.80
		24-Port Patch Panel				
33	SSP100	STI SpecSeal Putty Seal	4	\$25.30	1	\$25.30
		Firestopping Putty				
34	FS200-STI	SPECIFIED FS200 2" READY FIRE SLEEVE MOQ - 6		\$40.70	6	\$244.20
35	САТ32НР	ERICO J-Hook - Zinc Plated - 50 Pack		\$2.91	300	\$873.00
		NVENT ERIC CAT32HP 2" J-HOOK MOQ - 50				
36	Non-Stock	HUBBELL PR HBL2400B10IV RACEWAY, 10' BASE HBL2400, IV		\$1.46	1500	\$2,190.00
37	42777-1IA-LEV	LEVITON 42777-1IA SURFACE MOUNT BOX IVORY 1.89"D		\$3.30	75	\$247.50
38	Wire Molding Materials	Wire Molding Materials		\$2,000.00	1	\$2,000.00

Quote #004206 v1 Page: 6 of 8



#### Network Cabling

Item # Manufactu Part Numb		Price	Qty	Ext. Price
39 PF-SVCS	Professional Services - New Cabling Installation and Termination. Existing Cabling Demolition and Disposal Scope of Work:  • Installation of Two Hundred & One (201) new copper Cat6A cable at State Farm Arena locations determined by City of Hidalgo staff • Installation of five (5) 48 port Cat6A patch panels in MDF/IDF areas designated by City of Hidalgo staff • Installation of One (1) 24 port Cat6A patch panels in MDF/IDF areas designated by City of Hidalgo staff • Installation of Two Hundred & One (201) new Cat6A three foot slim patch cords in MDF/IDF areas • All newly installed cables will be terminated, tested and labeled at both the MDF/IDF side as well as the floor side • New 2 inch molding conduit and straps will be installed at designated locations to support the routing of new cabling • New 2 inch J-Hooks will be installed at designated locations to support the routing of new cabling • New 2 inch fireproof sleeves will be installed, where needed, to create pathways for new cable • Each new fireproof sleeve will be filled with fire stopping putty to meet local building codes • Barcom Technology Solutions technicians will carefully remove and dispose of all existing copper cables that are to be replaced • All cabling will be installed using industry best practices. • New cabling will come with Leviton's Certified 20 Year Warranty	\$85.00	176	\$14,960.00

Subtotal: \$53,105.60

Quote #004206 v1 Page: 7 of 8





#### Payne Arena Re-Cabling, Switch and Camera Upgrades



Prepared by:

Barcom Technology Solutions

Arturo J. Garcia
(210) 930-6960
agarcia@barcoment.com

#### Prepared for:

#### City of Hidalgo

704 E Ramon Ayala Dr. Hidaglo, TX 78557 Eduardo Rincon (956) 943-2095 erincon@cityofhidalgo.net



#### Quote Information:

Quote #: 004206

Version: 1

Contract #: Cisco DIR-TSO-4167 / Cabling DIR-TSO-4359 Delivery Date: 07/07/2021

Expiration Date: 05/28/2021

#### **Quote Summary**

Description	Amount
Cisco Switches	\$37,310.01
Ubiquiti Wireless Access Points	
Network Cabling	

Total: \$104,854.26

Due upon delivery, Applicable tax and shipping is not included in the prices above.

#### **Barcom Technology Solutions**

Solutions Executive

Signature:

Name: Arturo J. Garcia

Date: 07/07/2021

Title:

#### City of Hidalgo

Signature:

Name: Eduardo Rincon

Date:

Quote #004206 v1 Page: 8 of 8





	7			
City Council Meeting	Agenda Item: 1.3			
	Date Submitted: 7/16/2021			
	Meeting Date: 7/19/2021			
1. Discussion and action on AEP Texas Inc. Non-Exclu	isive Franchise.			
2. Party Making Request: Julian Gonzalez				
2. Tarty Making Request. Junian Gonzaicz				
3. Nature of Request (Brief Overview) Attachment: $\lambda$	YYES NO			
4. Policy Implementation:				
5. Budgeted:	S 🗆 NO 🗆 N/A			
Original Contract Amount: Change Order:				
Revised Contract Amount:				
Fundraising Source:				
6. Alternate Option Costs:				
7. Routing:				
NAME/TITLE INITIA a)	L/DATE CONCURRENCE			
b)				
c)				
8. Staff Recommendation:				
9. Advisory Board:	□ Disapproved □ None			
10. City Attorney: ☐ Approved	□ Disapproved □ None			
11. Manager Rec.: $\square$ Approved	□ Disapproved □ None			
12. Action Taken:				

AN ORDINANCE GRANTING TO AEP TEXAS INC., ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE LINES AND APPURTENANCES AND APPLIANCES FOR CONDUCTING ELECTRICITY IN, OVER, UNDER AND THROUGH THE STREETS, AVENUES, ALLEYS AND PUBLIC PLACES OF THE CITY OF HIDALGO, TEXAS

### BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HIDALGO, TEXAS, A MAJORITY OF MEMBERS CONCURRING:

**SECTION 1:** That AEP Texas Inc., formerly known as AEP Texas Central Company, a corporation organized under the laws of the State of Delaware, its successors and assigns, ("Company") is granted the non-exclusive right, privilege, franchise and authority until December 1, 2043, to acquire, construct, maintain and operate in, above, under, across, over and along the streets, alleys, thoroughfares, bridges and public places ("Public Rights-of-Way"), as the same now exist or may hereafter be laid out, in the City of Hidalgo, State of Texas, ("City"), lines for the transmission and distribution of electric energy and services incidental thereto, either by means of overhead or underground conductors, with all necessary or desirable appurtenances and appliances, as currently installed or that may be installed in the future, including but not limited to electric substations, underground conduits, poles, towers, wires and transmission and distribution lines, and fiber optic cable and telegraph and telephone wires for audio, video and data communications for use in support of transmission and distribution operations and the electric system and grid and matters appurtenant thereto, all for the purpose of transmitting and distributing electrical energy to the City and its inhabitants, and persons and corporations within and beyond the limits thereof for light, heat, power and any other purpose or purposes for which electric energy is now or may hereafter be used, and to license or lease space on or within Company's poles, conduit and appurtenant facilities for the

attachment of third party facilities, and for all other facilities Company deems reasonably necessary for the provision of safe, reliable and economical electric service to the City.

SECTION 2: Poles and towers shall be erected so as not to interfere unreasonably with traffic over streets and alleys, and the City may make and impose reasonable requirements fixing the location of poles, towers and conduits, provided that no such requirement shall be unreasonably burdensome upon Company or unreasonably interfere with the operation or maintenance of its facilities.

SECTION 3: The City grants to Company permission to cut down, trim, remove and otherwise control using herbicides or tree growth regulators, any trees, branches, vegetation or brush upon and overhanging the Public Rights-of-Way of the City in the vicinity of Company's electric facilities where such trees and other vegetation, in Company's reasonable opinion, may endanger the safety of Company's personnel or interfere with the construction, operation or maintenance of Company's facilities or ingress or egress to, from or along the Public Rights-of-Way.

**SECTION 4:** The Company shall fully indemnify and save harmless the City from any and all damage, loss, action or cause of action arising in whole or in part from Company's exercise of any of its rights, privileges, franchises and obligations hereunder except to the extent arising out of the City's negligence or willful misconduct.

SECTION 5: For and as full consideration and compensation for this franchise and the rights, privileges and easements granted and conferred thereby and as rental for the use of the Public Rights-of-Way within or that may hereafter be located within the City, Company shall pay said City an amount calculated in accordance with the methodology prescribed by applicable law, as it exists today in the form and substance of the Texas Public Utilities

Regulatory Act (PURA) Section 33.008(b), Texas Utilities Code, currently the product of a factor of \$0.002886 per kilowatt hour multiplied times the number of kilowatt hours delivered by Company to retail customers within the City's boundaries, as such charge may be revised from time to time in accordance with Section 33.008(b) of the Texas Utilities Code or any other applicable provision of law regarding franchise fee payments. A payment made on the basis of the foregoing applicable law or any change, modification or replacement thereof will be made each month throughout the term provided for in this ordinance, with each such payment to be made on the first business day of the second month following the month in which the deliveries occurred, for the billing cycle for that month.

The City must notify the Company in writing of newly annexed and de-annexed areas. The notice shall include the ordinance number authorizing the action, an appropriate map identifying the areas and documentation of the notice to the State of Texas regarding the annexation or de-annexation. The Company shall have no responsibility for commencing payments to the City for kilowatt hours delivered in newly annexed areas until it has received the City's notification. Upon the City's notification and beginning the 91st day after receipt of such notice, Company will commence payments to the City for kilowatt hours delivered in each newly annexed area and will make any appropriate adjustments in payments reflecting over deliveries of kilowatt hours in any prior month resulting from inclusion of kilowatt hours from de-annexed areas in the calculation of the monthly charge. Payments for deliveries in newly annexed areas and adjustments for over deliveries in de-annexed areas must be made back to the effective date of the ordinance.

**SECTION 6:** References made in this ordinance to the City or Company will include the respective successor or assign of either, and all rights, privileges, franchises and obligations

contained in this ordinance shall bind and benefit each successor or assign, in which event the predecessor of each successor or assign is divested of all such rights, privileges, franchises or obligations, whether or not so expressed.

**SECTION 7:** The terms and provisions of this ordinance are joint and several, and the invalidity of any part will not affect the validity of the remainder of the ordinance.

SECTION 8: This ordinance shall take effect from and after the earliest period allowed by law, provided that Company shall file its written acceptance of this franchise within 90 days after the adoption of this ordinance. Once this ordinance takes effect, the electric franchise under which the City has been operating heretofore, shall stand surrendered.

INTRODUCED, READ FOR THE FIRST TIME AND PASSED to the second				
reading	at a regular	meeting duly and regula	arly called and held or	the day of
		, 2021, by the follow	ving vote:	
AYES:			NAYES:	
-	<u> </u>	3		
-	s	·	·	:
-				

# INTRODUCED, READ FOR THE SECOND TIME AND PASSED to the third reading at a regular meeting duly and regularly called and held on the day of , 2021, by the following vote: AYES: NAYES: INTRODUCED, READ FOR THE THIRD TIME AND FINALLY PASSED AND ADOPTED in written form at a regular meeting, duly and regularly called and held on the day of \_\_\_\_\_\_, 2021, by the following vote: AYES: NAYES:





City Council Meeting	Agenda Item: 1.4		
	Date Submitted: 7/16/2021		
	Meeting Date: 7/19/2021		
Consideration and action on Ordinance Number 2021-04; Approving a Negotiated Resolution between City of Hidalgo and Texas Gas Service April 29, 2021 Cost of Service Adjustment (COSA) Filing.			
2. Party Making Request: Julian Gonzalez			
3. Nature of Request (Brief Overview) Attachment: X YES NO			
4. Policy Implementation:			
5. Budgeted:			
6. Alternate Option Costs:			
7. Routing:  NAME/TITLE  a)  b)  c)	INITIAL/DATE CONCURRENCE		
8. Staff Recommendation:			
9. Advisory Board:	☐ Disapproved ☐ None		
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None		
11. Manager Rec.:	☐ Disapproved ☐ None		
12. Action Taken:			

- STATE OF TEXAS §
- COUNTY OF HIDALGO §
- CITY OF HIDALGO §

#### **ORDINANCE NUMBER 2021-04**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY TEXAS, ("CITY") APPROVING HIDALGO. NEGOTIATED RESOLUTION BETWEEN THE CITY AND TEXAS GAS SERVICE ("TGS" OR "THE COMPANY") REGARDING THE COMPANY'S APRIL 29, 2021 COST OF SERVICE ADJUSTMENT ("COSA") FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING NEW TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; PROVIDING FOR THE RECOVERY OF THE CITY'S AND TGS' REASONABLE AND NECESSARY RATE CASE **EXPENSES: ADOPTING**  $\mathbf{A}$ **SAVINGS CLAUSE:** DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; DECLARING AN ANY EFFECTIVE DATE: REPEALING PRIOR ORDINANCES INCONSISTENT WITH THIS ORDINANCE AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY'S AND THE CITY'S LEGAL COUNSEL.

WHEREAS, the City of Hidalgo, Texas ("City") is a gas utility customer of Texas Gas Service ("TGS" or "the Company"), and a regulatory authority with an interest in the rates and charges of TGS; and

WHEREAS, pursuant to the terms of the agreement settling TGS' 2017 Statement of Intent to increase rates, to which City was a signatory, the City and other municipalities within the Rio Grande Valley Service Area and TGS worked collaboratively to develop the Cost of Service Adjustment ("COSA") tariff that allows for an expedited comprehensive rate review process; and

WHEREAS, on or about April 29, 2021, TGS filed with the City a COSA tariff seeking to increase natural gas rates to all customers residing in the City; and

WHEREAS, the Company requested a system-wide increase of \$4,262,987; and

WHEREAS, the City coordinated a review of TGS' COSA filing and designated attorneys and consultants to resolve issues in the Company's COSA filing; and

WHEREAS, the Company has filed evidence that existing rates are unreasonable and should be changed; and

WHEREAS, independent analysis by the City's rate expert concluded that TGS is able to justify an increase over current rates; and

WHEREAS, the City's attorney and consultant recommend that the City approve the Settlement Agreement reflecting increased revenues of \$3,842,357 on a system-wide basis; and

WHEREAS, the attached tariffs implementing new rates are consistent with the negotiated resolution reached by the City and are just, reasonable, and in the public interest; and

WHEREAS, the negotiated resolution of the Company's COSA filing and the resulting rates are, as a whole, in the public interest; and

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

- Section 1. That the City Council finds that the existing rates for natural gas service provided by TGS are unreasonable and the new tariffs implementing this Ordinance, which are attached hereto and incorporated herein as Attachment A, are just and reasonable and are hereby adopted.
  - Section 2. That a rate increase of \$3,842,357 on a system-wide basis is reasonable.
- Section 3. That TGS shall reimburse the reasonable ratemaking expenses of the City in processing the Company's rate application.
- Section 4. That to the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Ordinance, it is hereby repealed.
- Section 5. That the meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.
- Section 6. 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 7. That the tariffs attached as Attachment A to this Ordinance shall become effective for meters read on and after July 28, 2021 consistent with the COSA tariff.
- Section 9. That a copy of this Ordinance shall be sent to TGS, care of Stephanie Houle, 1301 South Mopac, Suite 400, Austin, Texas 78746, and to Thomas L. Brocato, Special Counsel to the City, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

#### TEXAS GAS SERVICE, a division of ONE Gas, Inc. Rio Grande Valley Service Area

RATE SCHEDULE 1-1 Page 1 of 4

#### COST OF SERVICE ADJUSTMENT CLAUSE

#### A. APPLICABILITY

This Cost of Service Adjustment Clause applies to all gas sales and standard transportation rate schedules of Texas Gas Service, a division of ONE Gas, Inc. (the "Company") currently in force in the incorporated areas of the Company's Rio Grande Valley Service Area ("RGVSA"). All rate calculations under this tariff shall be made on a RGVSA system wide basis. If, through the implementation of the provisions of this mechanism, it is determined that rates should be decreased or increased, then rates will be adjusted accordingly in the manner set forth herein. The rate adjustments implemented under this mechanism will reflect annual changes in the Company's cost of service and rate base as computed herein. This Rate Schedule 1-1 is authorized for an initial implementation period of three years commencing with the Company's filing under this rate schedule for the calendar year 2017, effective the first billing cycle of August 2018 and shall automatically renew for successive annual periods unless either the Company or the regulatory authority having original jurisdiction gives written notice to the contrary to the other by February 1, 2021, or February 1 of each succeeding year. Both the cities and the Company retain their statutory right to initiate a rate proceeding at any time.

#### B. EFFECTIVE DATE

Rate adjustments shall be made in accordance with the procedures described below on an annual basis. The Company shall make its annual filing no later than May 1, with the rate adjustments to be effective for meters read on or after the first billing cycle of August each year. The first filing pursuant to this Rider shall be no later than May 1, 2018 and shall be based on the financial results for the calendar year ending December 31, 2017.

#### C. COMPONENTS OF THE RATE ADJUSTMENT

Calculation of the rate adjustment will be based on operating expenses, return on investment, and Federal Income Tax. The first \$0.50 of the residential rate adjustment shall be included in the residential monthly Customer Charge of the applicable rate schedules with the excess of that amount applied to the Commodity Charge. The rate adjustment shall be included in the monthly Customer Charge of all other applicable rate schedules. The actual percentage change in total calendar year operating expenses shall not exceed five percent (5%), provided that the costs for the Company to provide public notice and reimburse City and Company rate case expenses as required herein, shall not be included in calculating the five (5%) limitation. The Company shall file with each regulatory authority having original jurisdiction over the Company's rates the schedules specified below, by FERC Account, for the prior calendar year period. The schedules will be based upon the Company's audited financial data, as adjusted, and provided in a format that will allow for the same analysis as that undertaken of a Company Statement of Intent filing, and shall include the following information:

C.1 Operating Expenses - Operating expenses will be those reported as part of our audited financials that are reconciled to the general ledger and assigned to the RGVSA level (either directly or allocated) in a manner consistent with the most recent RGVSA rate case.

The applicable expenses are:

Depreciation and Amortization Expense (Account Nos. 403-405) \*

Taxes Other Than FIT (Account No. 408) \*\*

Operation and Maintenance Expenses (Account Nos. 850-894, excluding any cost of gas related expenses)

Customer Related Expenses (Account Nos. 901-916) \*\*\*

Administrative & General Expenses (Account Nos. 920-932)

Interest on Customer Deposits (Account No. 431)

This information will be presented with supporting calculations.

- \* Based on the last approved depreciation methods and lives.
- \*\* Includes Texas Franchise Tax. Excludes City Franchise Fees, Gross Receipts, and any other revenue-based tax.

Meters Read On and After November 28, 2018 Meters Read On and After TBD

### **TEXAS GAS SERVICE**, a division of ONE Gas, Inc. Rio Grande Valley Service Area

RATE SCHEDULE 1-1 Page 2 of 4

#### COST OF SERVICE ADJUSTMENT CLAUSE

\*\*\* Account 9040, bad debt reserve accruals, will be replaced by Account 1440, bad debt actual write-offs, beginning with the COSA filed for calendar year ending December 31, 2021.

All shared expenses allocated to the RGVSA must be supported by workpapers containing the allocated amount, methodology and factors. The Company shall provide additional information for all operating expenses upon request by the regulatory authority during the ninety (90) day review period specified in Section D.

C.2 Return on Investment - The rate of return will remain constant at the Weighted Cost of Capital authorized in the most recent RGVSA rate case. The return on investment is the rate of return multiplied by the rate base balance for the applicable calendar year.

The rate base balance is composed of:

Net Utility Plant in Service at year-end \* RRC 8.209 Regulatory Asset Balance

Plus:

Other Rate Base Items:

Materials and Supplies Inventories -13-month average

Prepayments (including Prepaid Pension) - 13-month average

Cash Working Capital - shall be calculated using the lead/lag days from the most recent RGVSA rate case

Less:

Customer Deposits (Account No. 235) at year-end Customer Advances (Account No. 252) at year-end

Deferred Federal Income Taxes at year-end, adjusted to reflect the federal income tax rate in C.3.

\* Net Utility Plant in Service as shown by FERC account. Gross utility plant in service and accumulated depreciation by account will be shown separately

Supporting information for all rate base items shall be provided to the regulatory authority during the ninety (90) day review period specified in Section D upon request by the regulatory authority.

#### C.3 Federal Income Tax

Applicable calendar year federal income taxes will be calculated as follows:

Net Taxable Income (applicable calendar-year end rate base multiplied by rate of return from the most recent RGVSA rate case included in Section C.2.)

Less: Interest on Long Term Debt (applicable calendar-year end rate base multiplied by debt cost component of return from the most recent RGVSA rate case)

Multiplied by: Tax Factor (.21 / (1-.21)) or .265823.

The Tax Factor will be calculated using the federal income tax rate(s) in effect during the period revenues from the COSA will be collected, including newly enacted federal tax rates to the extent such new rates are known at the time of the annual filing.

Meters Read On and After November 28, 2018 Meters Read On and After TBD

# TEXAS GAS SERVICE, a division of ONE Gas, Inc. Rio Grande Valley Service Area

RATE SCHEDULE 1-1 Page 3 of 4

#### COST OF SERVICE ADJUSTMENT CLAUSE

C.4 Cost of Service Adjustment - The amount to be collected through the Cost of Service Adjustment will be the sum of the amounts from Sections C.1, C.2, and C.3 that total to the revenue requirement, less the calendar year actual non-gas revenue and other revenue (i.e., transportation revenue and service charges), adjusted for the revised Texas Franchise Tax described in Chapter 171 of the Texas Tax Code.

The formula to calculate the Cost of Service Adjustment is:

[(C.1 Operating Expenses + C.2 Return on Investment + C.3 Federal Income Tax - Actual Non-Gas and Other Revenues)] ÷ (1 - Texas Franchise Tax statutory rate)

#### C.5 Cost of Service Adjustment Rate and Cost of Service Adjustment Volumetric Rate

The Cost of Service Adjustment as calculated in Section C.4 will be allocated among the customer classes in the same manner as the cost of service was allocated among classes of customers in the Company's latest effective rates for the RGVSA. The cost of service adjustment for each customer class will then be converted into a per-customer per-month amount to produce the Cost of Service Adjustment Rate. The per customer adjustment will be the Cost of Service Adjustment as allocated to that class, divided by the average number of gas sales customers in each class for the RGVSA. The Cost of Service Adjustment Rate will be this per customer adjustment amount divided by 12 to produce a monthly adjustment amount, either an increase or decrease, which will be included in the gas sales and standard transportation customer charges. For the residential class only, the Cost of Service Adjustment rate will be limited to \$0.50 in any one year, and the remaining portion of the Cost of Service Adjustment allocated to the residential class will be recovered through a Cost of Service Adjustment Volumetric Rate, which will be calculated by dividing the remaining portion to be recovered from residential customers by annual, weather-normalized residential volumes.

#### C.6 Attestation

A sworn statement shall be filed by the Company's Director of Rates, affirming that the filed schedules are in compliance with the provisions of this tariff and are true and correct to the best of his/her knowledge, information, and belief. No testimony shall be filed.

#### C.7 Proof of Revenues

The Company shall also provide a schedule demonstrating the "proof of revenues" relied upon to calculate the proposed Cost of Service Adjustment rate. The proposed rates shall conform as closely as practicable to the revenue allocation principles in effect prior to the adjustment.

#### C.8 Notice

Notice of the annual Cost of Service Adjustment shall be provided in a form similar to that required under Section 104.103, TEX. UTIL. CODE ANN not later than the 60th day after the date the utility files the COSA with the regulatory authority. The notice to customers shall include the following information:

- a) a description of the proposed revision of rates and schedules;
- b) the effect the proposed revision of rates is expected to have on the rates applicable to each customer class and on an average bill for each affected customer class;
- c) the service area or areas in which the proposed rate adjustment would apply;

### TEXAS GAS SERVICE, a division of ONE Gas, Inc. Rio Grande Valley Service Area

RATE SCHEDULE 1-1 Page 4 of 4

#### COST OF SERVICE ADJUSTMENT CLAUSE

- d) the date the proposed rate adjustment was filed with the regulatory authority; and
- e) the Company's address, telephone number—, and website where information concerning the proposed cost of service adjustment may be obtained.

#### D. REGULATORY REVIEW OF ANNUAL RATE ADJUSTMENT

The regulatory authority with original jurisdiction will have a period of not less than ninety (90) days within which to review the proposed annual rate adjustment. During the review period, Company shall provide additional information and supporting documents as requested by the regulatory authority and such information shall be provided within ten (10) working days of the original request.

The rate adjustment shall take effect for meters read on or after the first billing cycle of August each year. This Cost of Service Adjustment Rate Schedule does not limit the legal rights and duties of the regulatory authority. The Company's annual rate adjustment will be made in accordance with all applicable laws. If at the end of the ninety (90) day review period, the Company and the regulatory authority with original jurisdiction have not reached an agreement on the proposed Cost of Service Adjustment Rate, the regulatory authority may take action to deny such adjustment or approve a different adjustment. If at the end of the ninety (90) day review period, the regulatory authority takes no action, the proposed Cost of Service Adjustment Rate will be deemed approved.

The Company shall have the right to appeal any action by the regulatory authority to the Railroad Commission of Texas not later than the 30th day after the date of the final decision by the regulatory authority. Upon the filing of any appeal, the Company shall have the right to implement its Cost of Service Adjustment Rate, subject to refund.

To defray the cost, if any, of regulatory authorities conducting a review of Company's annual rate adjustment, Company shall reimburse the regulatory authorities for their reasonable expenses for such review. Any reimbursement contemplated hereunder shall be deemed a reasonable and necessary operating expense of the Company in the year in which the reimbursement is made.

A regulatory authority seeking reimbursement under this provision shall submit its request for reimbursement to the Company following the final approval of the COSA but no later than October 1 of the year in which the adjustment is made. The Company shall reimburse the regulatory authorities in accordance with this provision no later than thirty (30) days of receiving the request for reimbursement.

#### RATE SCHEDULE 10

#### RESIDENTIAL SERVICE RATE

#### **APPLICABILITY**

Applicable to a residential customer in a single dwelling, or in a dwelling unit of a multiple dwelling or residential apartment, for domestic purposes. A residential consumer includes an individually-metered residential unit or dwelling that is operated by a public housing agency acting as an administrator of public housing programs under the direction of the U.S. Department of Housing and Urban Development. This rate is only available to full requirements customers of Texas Gas Service Company, a Division of ONE Gas, Inc.

#### **TERRITORY**

The Rio Grande Valley Service Area includes the incorporated areas of Alamo, Alton, Brownsville, Combes, Donna, Edcouch, Edinburg, Elsa, Harlingen, Hidalgo, La Feria, La Joya, La Villa, Laguna Vista, Los Fresnos, Lyford, McAllen, Mercedes, Mission, Palm Valley, Palmhurst, Palmview, Penitas, Pharr, Port Isabel, Primera, Progreso, Rancho Viejo, Raymondville, Rio Hondo, San Benito, San Juan, Santa Rosa, and Weslaco, Texas.

#### COST OF SERVICE RATE

During each monthly billing period:

A Customer Charge per meter per month of

\$17.52 plus

All Ccf @

\$0.74376 per Ccf

#### **OTHER ADJUSTMENTS**

<u>Cost of Gas Component:</u> The basic rates for cost of service set forth above shall be increased by the amount of the Cost of Gas Component for the billing month computed in accordance with the provisions of Rate Schedule 1-INC.

Weather Normalization Adjustment: The billing shall reflect adjustments in accordance with the provisions of the Weather Normalization Adjustment Clause, Rate Schedule WNA.

<u>Energy Efficiency Program:</u> Adjustments in accordance with the provisions of the Energy Efficiency Program, Rate Schedule 1EE, if applicable.

Excess Deferred Income Taxes Rider: The billing shall reflect adjustments in accordance with provisions of the Excess Deferred Income Taxes Rider, Rate Schedule EDIT-Rider.

<u>Pipeline Integrity Testing Rider:</u> The billing shall reflect adjustments in accordance with provisions of the Pipeline Integrity Testing Rider, Rate Schedule PIT.

Rate Schedule RCE: Adjustments in accordance with provisions of the Rate Case Expense Surcharge Rider.

<u>Taxes</u>: Plus applicable taxes and fees (including franchises fees) related to above.

#### **CONDITIONS**

Subject to all applicable laws and orders, and the Company's rules and regulations on file with the regulatory authority.

Supersedes Same Sheet Dated July 29, 2020

Meters Read On and After July 28, 2021

#### **RATE SCHEDULE 20**

#### COMMERCIAL SERVICE RATE

#### APPLICABILITY

Applicable to commercial consumers and to consumers not otherwise specifically provided for under any other rate schedule. This rate is only available to full requirements customers of Texas Gas Service Company, a Division of ONE Gas, Inc.

#### **TERRITORY**

The Rio Grande Valley Service Area includes the incorporated areas of Alamo, Alton, Brownsville, Combes, Donna, Edcouch, Edinburg, Elsa, Harlingen, Hidalgo, La Feria, La Joya, La Villa, Laguna Vista, Los Fresnos, Lyford, McAllen, Mercedes, Mission, Palm Valley, Palmhurst, Palmview, Penitas, Pharr, Port Isabel, Primera, Progreso, Rancho Viejo, Raymondville, Rio Hondo, San Benito, San Juan, Santa Rosa, and Weslaco, Texas.

#### **COST OF SERVICE RATE**

During each monthly billing period:

A Customer Charge per meter per month of

\$122.11 plus (For Commercial Service)

\$104.11 plus (For Church Service)

All Ccf @

\$0.31650 per Ccf

#### OTHER ADJUSTMENTS

<u>Cost of Gas Component:</u> The basic rates for cost of service set forth above shall be increased by the amount of the Cost of Gas Component for the billing month computed in accordance with the provisions of Rate Schedule 1-INC.

<u>Weather Normalization Adjustment:</u> The billing shall reflect adjustments in accordance with the provisions of the Weather Normalization Adjustment Clause, Rate Schedule WNA.

<u>Energy Efficiency Program:</u> Adjustments in accordance with the provisions of the Energy Efficiency Program, Rate Schedule 1EE, if applicable.

Excess Deferred Income Taxes Rider: The billing shall reflect adjustments in accordance with provisions of the Excess Deferred Income Taxes Rider, Rate Schedule EDIT-Rider.

<u>Pipeline Integrity Testing Rider:</u> The billing shall reflect adjustments in accordance with provisions of the Pipeline Integrity Testing Rider, Rate Schedule PIT.

Rate Schedule RCE: Adjustments in accordance with provisions of the Rate Case Expense Surcharge Rider.

<u>Taxes</u>: Plus applicable taxes and fees (including franchises fees) related to above.

#### CONDITIONS

Subject to all applicable laws and orders, and the Company's rules and regulations on file with the regulatory authority.

Supersedes Same Sheet Dated July 29, 2020 Meters Read On and After July 28, 2021

#### **RATE SCHEDULE 30**

#### INDUSTRIAL SERVICE RATE

#### **APPLICABILITY**

Applicable to any qualifying industrial customer whose primary business activity at the location served is included in one of the following classifications of the Standard Industrial Classification Manual of the U.S. Government.

Division B - Mining - all Major Groups

Division D - Manufacturing - all Major Groups

Divisions E and J - Utility and Government - facilities generating power for resale only

#### **TERRITORY**

The Rio Grande Valley Service Area includes the incorporated areas of Alamo, Alton, Brownsville, Combes, Donna, Edcouch, Edinburg, Elsa, Harlingen, Hidalgo, La Feria, La Joya, La Villa, Laguna Vista, Los Fresnos, Lyford, McAllen, Mercedes, Mission, Palm Valley, Palmhurst, Palmview, Penitas, Pharr, Port Isabel, Primera, Progreso, Rancho Viejo, Raymondville, Rio Hondo, San Benito, San Juan, Santa Rosa, and Weslaco, Texas.

#### COST OF SERVICE RATE

During each monthly billing period:

A Customer Charge per meter per month of

\$712.83 plus

All Ccf @

\$0.30336 per Ccf

#### **OTHER ADJUSTMENTS**

<u>Cost of Gas Component:</u> The basic rates for cost of service set forth above shall be increased by the amount of the Cost of Gas Component for the billing month computed in accordance with the provisions of Rate Schedule 1-INC.

Excess Deferred Income Taxes Rider: The billing shall reflect adjustments in accordance with provisions of the Excess Deferred Income Taxes Rider, Rate Schedule EDIT-Rider.

<u>Pipeline Integrity Testing Rider:</u> The billing shall reflect adjustments in accordance with provisions of the Pipeline Integrity Testing Rider, Rate Schedule PIT.

Rate Schedule RCE: Adjustments in accordance with provisions of the Rate Case Expense Surcharge Rider.

<u>Taxes</u>: Plus applicable taxes and fees (including franchises fees) related to above.

#### **CONDITIONS**

Subject to all applicable laws and orders, and the Company's rules and regulations on file with the regulatory authority.

RATE SCHEDULE 40

#### PUBLIC AUTHORITY SERVICE RATE

#### APPLICABILITY

Applicable to any qualifying public authority, public and parochial schools and colleges, and to all facilities operated by Governmental agencies not specifically provided for in other rate schedules or special contracts. This rate is only available to full requirements customers of Texas Gas Service Company, a Division of ONE Gas, Inc.

#### **TERRITORY**

The Rio Grande Valley Service Area includes the incorporated areas of Alamo, Alton, Brownsville, Combes, Donna, Edcouch, Edinburg, Elsa, Harlingen, Hidalgo, La Feria, La Joya, La Villa, Laguna Vista, Los Fresnos, Lyford, McAllen, Mercedes, Mission, Palm Valley, Palmhurst, Palmview, Penitas, Pharr, Port Isabel, Primera, Progreso, Rancho Viejo, Raymondville, Rio Hondo, San Benito, San Juan, Santa Rosa, and Weslaco, Texas.

#### **COST OF SERVICE RATE**

During each monthly billing period:

A Customer Charge per meter per month of

\$112.04 plus

All Ccf @

\$0.38068 per Ccf

#### OTHER ADJUSTMENTS

<u>Cost of Gas Component:</u> The basic rates for cost of service set forth above shall be increased by the amount of the Cost of Gas Component for the billing month computed in accordance with the provisions of Rate Schedule 1-INC.

Excess Deferred Income Taxes Rider: The billing shall reflect adjustments in accordance with provisions of the Excess Deferred Income Taxes Rider, Rate Schedule EDIT-Rider.

Weather Normalization Adjustment: The billing shall reflect adjustments in accordance with the provisions of the Weather Normalization Adjustment Clause, Rate Schedule WNA.

<u>Pipeline Integrity Testing Rider:</u> The billing shall reflect adjustments in accordance with provisions of the Pipeline Integrity Testing Rider, Rate Schedule PIT.

Rate Schedule RCE: Adjustments in accordance with provisions of the Rate Case Expense Surcharge Rider.

<u>Taxes</u>: Plus applicable taxes and fees (including franchises fees) related to above.

#### **CONDITIONS**

Subject to all applicable laws and orders, and the Company's rules and regulations on file with the regulatory authority.

RATE SCHEDULE T-1 Page 1 of 2

#### TRANSPORTATION SERVICE RATE

#### **APPLICABILITY**

Applicable to customers who have elected Transportation Service not otherwise specifically provided for under any other rate schedule.

Service under this rate schedule is available for the transportation of customer-owned natural gas through Texas Gas Service Company, a Division of ONE Gas, Inc.'s (the "Company") distribution system. The customer must arrange with its gas supplier to have the customer's gas delivered to one of the Company's existing receipt points for transportation by the Company to the customer's facilities at the customer's delivery point. The receipt points shall be specified by the Company at its reasonable discretion, taking into consideration available capacity, operational constraints, and integrity of the distribution system.

#### **AVAILABILITY**

Natural gas service under this rate schedule is available to any individually metered, non-residential customer for the transportation of customer owned natural gas through the Company's Rio Grande Valley distribution system which includes the incorporated areas of Alamo, Alton, Brownsville, Combes, Donna, Edcouch, Edinburg, Elsa, Harlingen, Hidalgo, La Feria, La Joya, La Villa, Laguna Vista, Los Fresnos, Lyford, McAllen, Mercedes, Mission, Palm Valley, Palmhurst, Palmview, Penitas, Pharr, Port Isabel, Primera, Progreso, Rancho Viejo, Raymondville, Rio Hondo, San Benito, San Juan, Santa Rosa, and Weslaco, Texas. Such service shall be provided at any point on the Company's System where adequate capacity and gas supply exists, or where such capacity and gas supply can be provided in accordance with the applicable rules and regulations and at a reasonable cost as determined by the Company in its sole opinion.

#### **COST OF SERVICE RATE**

During each monthly billing period, a customer charge per meter per month listed by customer class as follows:

Commercial \$464.11 per month Industrial \$962.83 per month Public Authority \$467.04 per month

Plus – All Ccf per monthly billing period listed by customer class as follows:

Commercial The First 5000 Ccf @ \$0.31650 per Ccf
All Over 5000 Ccf @ \$0.01777 per Ccf

RATE SCHEDULE T-1
Page 2 of 2

## TRANSPORTATION SERVICE RATE (Continued)

Industrial

The First 5000 Ccf @

\$0.30336 per Ccf

All Over 5000 Ccf @

\$0.03453 per Ccf

Public Authority

The First 5000 Ccf @

\$0.38068 per Ccf

All Over 5000 Ccf @

\$0.01595 per Ccf

#### ADDITIONAL CHARGES

- 1) A charge will be made each month to recover the cost of taxes paid to the State of Texas pursuant to Texas Utilities Code, Chapter 122 as such may be amended from time to time which are attributable to the transportation service performed hereunder.
- 2) A charge will be made each month to recover the cost of any applicable franchise fees paid to the cities.
- 3) In the event the Company incurs a demand or reservation charge from its gas supplier(s) or transportation providers in the unincorporated areas of the Rio Grande Valley Service Area, the customer may be charged its proportionate share of the demand or reservation charge based on benefit received by the customer.
- 4) Adjustments in accordance with provisions of the Rate Case Expense Surcharge Rider RCE.
- 5) The billing shall reflect adjustments in accordance with provisions of the Pipeline Integrity Testing Rider, Rate Schedule PIT.
- 6) The billing shall reflect adjustments in accordance with provisions of the Excess Deferred Income Taxes Rider, Rate Schedule EDIT-Rider.

### SUBJECT TO

- 1) Tariff T-TERMS, General Terms and Conditions for Transportation.
- Transportation of natural gas hereunder may be interrupted or curtailed at the discretion of the Company in case of shortage or threatened shortage of gas supply from any cause whatsoever, to conserve gas for residential and other higher priority customers served. The curtailment priority of any customer served under this schedule shall be the same as the curtailment priority established for other customers served pursuant to the Company's rate schedule which would otherwise be available to such customer.
- 3) Subject to all applicable laws and orders, and the Company's rules and regulations on file with the regulatory authority.

### Model Staff Report in Support of TGS COSA Rate Increase Ordinance

#### Background

On April 29, 2021, Texas Gas Service Company ("TGS" or "Company") filed for a rate increase pursuant to the Cost of Service Adjustment ("COSA") tariff adopted by the Rio Grande Valley Service Area ("RGVSA") Cities. TGS claimed an entitlement to rate relief under the tariff in the amount of \$4,262,987 on a system-wide basis. Attorney, Thomas Brocato, and consultant, Karl Nalepa, relied upon by the city coalition to review the TGS filing and negotiate a settlement, agreed to recommend a settlement of \$3,842,357 on a system-wide basis.

#### Purpose of the COSA

The Texas Legislature allows gas utilities to annually adjust rates based on changes to invested capital. That statutory provision is referred to as the Gas Reliability Infrastructure Program ("GRIP"). In a GRIP proceeding, cities are not allowed to intervene at the Railroad Commission, cannot challenge the reasonableness of any investment, and may not recover rate case expenses. In 2009, RGVSA Cities negotiated a COSA tariff as a three year experimental substitute for the GRIP process. Finding the COSA process to be mutually beneficial, the COSA process was renewed at the end of the experiment. In 2012, Cities and TGS agreed to a revised COSA tariff. In 2017, Cities and TGS agreed to revise the existing COSA tariff. This is the third filing under the revised tariff.

### Resolution of the 2021 Filing

Cities' consultant found that TGS' cost of service calculations were consistent with the terms of the COSA tariff. However, he identified several adjustments that were appropriate. After meeting to discuss the adjustment, the parties were able to reach negotiated resolution of the 2021 COSA.

In summary, the parties agreed to a total revenue requirement adjustment of \$780,364 off of the Company's original request of \$4,262,987. The agreed reductions to the revenue requirement results in a total increase of \$3,842,357.

#### EXPLANATION OF "BE IT ORDAINED" PARAGRAPHS IN THE ORDINANCE

- Section 1. When rates change, it is critical for the regulatory authority to find existing rates to be unreasonable and for the new rates to be just and reasonable. This section finds that the new rates reflected in tariffs for each customer class attached to the Ordinance are reasonable.
- Section 2. This paragraph authorizes TGS to collect an additional \$3,842,357 in revenue.
- Section 3. This paragraph requires the Company to reimburse the City for consulting and legal costs associated with the requested increase.

- Section 4. This paragraph repeals any prior City action that might be inconsistent with the new tariffs adopted by the Council.
- Section 5. This paragraph recites compliance with the Open Meetings Act.
- Section 6. This paragraph is a typical savings clause, preserving the remaining provisions of the Ordinance should any one provision be determined to be invalid.
- Section 7. Pursuant to the COSA tariff, the new rates are to become effective on or after the first billing cycle of August each year. This paragraph allows the Company to implement the new rates on meter reads that occur on or after July 28, 2021.
- Section 8. This paragraph requires that an adopted and signed copy of the Ordinance be sent to the Company and outside counsel to the City.

#### RECOMMENDATION

The City staff recommends adoption of the Ordinance and tariffs establishing new rates.

## PASSED AND APPROVED this 19<sup>th</sup> day of July, 2021.

	CITY OF HIDALGO
	Sergio Coronado, Mayor
ATTEST:	
Denise M. Elliff, City Secretary	
APPROVED AS TO FORM:	
Ricardo Perez, City Attorney	



# **Request for City Council Agenda Form**



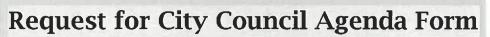
City Council Meeting	Agenda Item: 1.5
	Date Submitted: 7/16/2021
	Meeting Date: 7/19/2021
1. Consideration and action on Master Fee Ordinance	e for Youth Center and Parks Facilities.
2. Party Making Request: Jaime Gaona	
3. Nature of Request (Brief Overview) Attachment:	YES NO
4. Policy Implementation:	
5. Budgeted:	S
6. Alternate Option Costs:	
7. Routing:  NAME/TITLE  a)  b)  c)	L/DATE CONCURRENCE
8. Staff Recommendation:	
9. Advisory Board:	☐ Disapproved ☐ None
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None
11. Manager Rec.:	☐ Disapproved ☐ None
12. Action Taken:	

### YOUTH CENTER

## **EXISTING FEES**

LAISTING PLES	
Youth Sports League	\$25.00
Soccer Registration Per Participant	\$25.00
Basketball Registration Per Participant	\$35.00
Volleyball Per Participant	\$25.00
•	\$25.00
Flag Football Per Participant	\$23.00
Adult Sports League	
Softball Per-Team	\$250.00
Basketball Per-Team	\$250.00
Aerobics Per Participant	\$20.00
Weight Room Per Participant	\$10.00
UPDATED FEES	
Youth Sports League	\$25.00
Soccer Registration Per Participant	\$25.00
Baseball Registration Per Participant	\$35.00
Winter Baseball Per Participant	\$25.00
Basketball Registration Per Participant	\$25.00
Volleyball Per Participant	\$25.00
Flag Football Per Participant	\$25.00
Summer League	
Boys Varsity Per Team	\$250.00
Girls Varsity Per Team	\$250.00
Adult Sports Leagues	
Softball Per Team	\$250.00
Kickball Per Team	\$250.00
Basketball Per Team	\$250.00
Dasketball Fel Tealli	\$230.00
Swimming lessons per participant	\$25.00
Pool Rental Per Hour	\$75.00
Splash Pad Per Hour	\$75.00
Swimming Pool Admission (13yrs+)	\$2.00
Swimming Pool Admission (2yrs-12yrs)	\$1.00
Swimming Pool Admission (55yrs+)	\$1.00
Simming 1 ooi 1 dinibitor (objits)	ΨΧΙΟΟ
Baseball park rental w/o lights per field \$2	5.00
Concession Stand per day	\$50.00
Cleaning fee	\$25.00
Lights fee (per field)	\$25.00
Fencing	\$100.00
Basketball gymnasium rental per day	\$50.00
Event Supervisor (hourly)	\$10.00
1 7	







City Council Meeting	Agenda Item: 1.6		
	Date Submitted: 7/16/2021		
	Meeting Date: 7/19/2021		
Consideration and action on Construction Projects for 6 <sup>th</sup> Street & Azalea Avenue Drainage Improvements.			
2. Party Making Request: Virgilio Gonzalez			
3. Nature of Request (Brief Overview) Attachment:	X YES NO		
4. Policy Implementation:			
5. Budgeted: Original Contract Amount: Change Order: Revised Contract Amount: Fundraising Source:			
6. Alternate Option Costs:			
7. Routing:  NAME/TITLE  a)  b)  c)	TIAL/DATE CONCURRENCE		
8. Staff Recommendation:			
9. Advisory Board:	☐ Disapproved ☐ None		
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None		
11. Manager Rec.:	☐ Disapproved ☐ None		
12. Action Taken:			

### Bid Tabulation Sheet City of Hidalgo

## 6th Street and Azalea Avenue Drainage Improvements

Engineer: Javier Hinojosa Engineering Bid Date: July 9, 2021 @ 10:00 a.m.

	Bidder	Total Base Bid	Bid Bond (Y/N)
1.	RBM Contractors, LLC	\$171,335.00	Υ
2.	Saenz Utility Contractors, LLC	\$179,265.00	Υ
3.	The 5125 Company	\$188,888.00	Υ
4.	MJA Construction, LLC	\$191,918.40	Υ
5.	Salazar Utility Construction, Inc.	\$196,246.90	Cashier's Check
6. Go Underground, LLC	\$213,085.76 (Correct Amount)		
		\$213,083.00 (Read Amount)	Υ
7.	RDH Site and Concrete, LLC	\$218,966.00	Υ
8.	IOC Company, LLC	\$314,368.00	Υ







City Council Meeting	Agenda Item: 1.7		
	Date Submitted: 7/16/2021		
1. Discussion and action on possible Interlocal Cooperation Agreement between the City of Hidalgo and Hidalgo County Drainage District Number 1 and Hidalgo County Irrigation District Number 2 pertaining to drainage improvements on Drainage Ditch south of Military Road.			
2. Party Making Request: Julian Gonzalez			
3. Nature of Request (Brief Overview) Attachm	ent: YES NO		
4. Policy Implementation:			
5. Budgeted: Original Contract Amount: Change Order: Revised Contract Amount: Fundraising Source:	□ YES □ NO □ N/A		
6. Alternate Option Costs:			
7. Routing:  NAME/TITLE  a)  b)  c)	INITIAL/DATE CONCURRENCE		
8. Staff Recommendation:			
9. Advisory Board:   Approved	☐ Disapproved ☐ None		
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None		
11. Manager Rec.: $\square$ Approved	☐ Disapproved ☐ None		
12. Action Taken:			







City Council Meeting			Agenda Item:	1.8
			Date Submitted:	7/16/2021
			Meeting Date:	7/19/2021
1. Discussion and action or Hike and Bike Trail impr				
2. Party Making Request: Ju	ılian Gonzalez/Rol	oert Segura	a	
3. Nature of Request (Brief	Overview) Attachm	nent: YES	NO	
4. Policy Implementation:				
5. Budgeted: Original Contr Change Order: Revised Contra Fundraising So	act Amount:	☐ YES	□NO	□ N/A
6. Alternate Option Costs:				
7. Routing:  NAME/TITLE  a)  b)  c)		INITIAL/	DATE - - -	CONCURRENCE
8. Staff Recommendation:				
9. Advisory Board:	☐ Approved		Disapproved	□ None
10. City Attorney:	☐ Approved		Disapproved	□ None
11. Manager Rec.:	☐ Approved		Disapproved	□ None
12. Action Taken:				





# **Request for City Council Agenda Form**

City Council Meeting	Agenda Item: 1.9
	Date Submitted: 7/16/2021
	Meeting Date: 7/19/2021
1. Future Agenda Items.	
2. Party Making Request:	
3. Nature of Request (Brief Overview) Attachm	ent: YES NO
4. Policy Implementation:	
5. Budgeted:	□ YES □ NO □ N/A
Original Contract Amount: Change Order:	
Revised Contract Amount: Fundraising Source:	
6. Alternate Option Costs:	
o. Atternate option costs.	
7. Routing: NAME/TITLE	INITIAL/DATE CONCURRENCE
a)	
b) c)	
8. Staff Recommendation:	
9. Advisory Board:   Approved	☐ Disapproved ☐ None
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None
11. Manager Rec.: $\square$ Approved	☐ Disapproved ☐ None
12. Action Taken:	

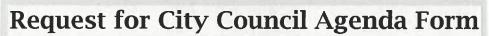






City Council Meeting	Agenda Item: 1.10
	Date Submitted: 7/16/2021
	Meeting Date: 7/19/2021
1. City Manager's Report.	
2. Party Making Request:	
3. Nature of Request (Brief Overview) Attachment	: YES NO
4. Policy Implementation:	
	YES NO N/A
Original Contract Amount: Change Order:	
Revised Contract Amount: Fundraising Source:	
6. Alternate Option Costs:	
7. Routing:	TIAL /DATE CONCURRENCE
a)	TIAL/DATE CONCURRENCE
b) c)	
8. Staff Recommendation:	
9. Advisory Board:	☐ Disapproved ☐ None
10. City Attorney: ☐ Approved	□ Disapproved □ None
11. Manager Rec.:	□ Disapproved □ None
12. Action Taken:	







City Council Meeting	Agenda Item: 1.11		
	Date Submitted: 7/16/2021		
	Meeting Date: 7/19/2021		
1. CLOSED SESSION: City Council May Go into Closed Session Pursuant to Chapter 551, Texas Government Code and discuss Section §551.074 (Personnel Matters) and Section §551.071 (Consultation with City Attorney).  a. Consultation with City Attorney regarding Payne Arena Matters.  b. Consultation with City Attorney regarding Pending Litigation.			
2. Party Making Request:			
3. Nature of Request (Brief Overview) Attachment:	YES NO		
4. Policy Implementation:			
5. Budgeted: Original Contract Amount: Change Order: Revised Contract Amount: Fundraising Source:	YES NO N/A		
6. Alternate Option Costs:			
7. Routing:  NAME/TITLE  a)  b)  c)	ΓΙΑL/DATE CONCURRENCE		
8. Staff Recommendation:			
9. Advisory Board:	☐ Disapproved ☐ None		
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None		
11. Manager Rec.: $\square$ Approved	☐ Disapproved ☐ None		
12. Action Taken:			







City Council Meeting	Agenda Item: 1.12		
	Date Submitted: 7/16/2021		
	Meeting Date: 7/19/2021		
OPEN SESSION:     a. Consultation with City Attorney regarding Payne Arena Matters.     b. Consultation with City Attorney regarding Pending Litigation.			
2. Party Making Request:			
3. Nature of Request (Brief Overview) Attachmen	t: YES NO		
4. Policy Implementation:			
5. Budgeted:			
6. Alternate Option Costs:			
7. Routing:  NAME/TITLE  a)  b)  c)	IITIAL/DATE CONCURRENCE		
8. Staff Recommendation:			
9. Advisory Board:	☐ Disapproved ☐ None		
10. City Attorney: ☐ Approved	☐ Disapproved ☐ None		
11. Manager Rec.:	☐ Disapproved ☐ None		
12. Action Taken:			