



ADMINISTRATION
285 Uptown Blvd., Bldg. 100
Cedar Hill, TX 75104
O. 972.291.5100
F. 972.291.5199

**NOTICE OF CITY COUNCIL BRIEFING SESSION
MAY 23, 2017
T.W. "TURK" CANNADY – CEDAR HILL ROOM
GOVERNMENT CENTER
285 UPTOWN BLVD. – BLDG. 100
CEDAR HILL, TEXAS**

6:00 P.M.

AGENDA

- I. Call the meeting to order.**
- II. Presentation by International ICMA Fellows.**
- III. Briefing on 2017 Bond Committee Recommendations.**
- IV. City Manager Reports:**
 - City Council Calendar/Upcoming Events
 - City Operations
 - Conduct a briefing to discuss items for the 7:00 p.m. regular meeting
- V. Adjourn.**

I certify that the above notice of meeting was posted in accordance with the Texas Open Meetings Act on the 19th day of May 2017.

Belinda Berg
City Secretary

This facility is wheelchair accessible. If you plan to attend this public meeting and you have a disability that requires special arrangements, please call 972-291-5100 Ext. 1011 or (TDD) 1-800-RELAY TX (1-800-735-2989) at least 48 hours in advance. Reasonable accommodations will be made to assist your needs.

“PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY”

“CONFORME A LA SECCIÓN 30.07, DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA VISIBLE), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA VISIBLE”



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**NOTICE OF CITY COUNCIL MEETING
MAY 23, 2017
T.W. "TURK" CANNADY-CEDAR HILL ROOM
285 UPTOWN BLVD. – BLDG. 100
CEDAR HILL, TEXAS**

7:00 P.M.

VISION STATEMENT: We envision Cedar Hill as a premier city that retains its distinctive character; where families and businesses flourish in a safe and clean environment.

MISSION STATEMENT: The mission of the City of Cedar Hill is to deliver the highest quality municipal services to our citizens and customers consistent with our community values.

AGENDA

- I. Call the meeting to order.**
- II. Invocation – Dr. Edsel Duréus of Thanksgiving Tabernacle Bible Fellowship Church.**
- III. Pledge of Allegiance.**
- IV. Election Matters:**
 - 1. Installation of City Council Member Place 6:
 - Issue Certificates of Election.
 - Administer Oaths of Office.
 - Remarks by elected officials.
- V. Distinctive Character Presentation:**
 - 1. Presentation by the Zula B. Wylie Public Library of the 2017 Waste Management Scholarship to Cedar Hill residents Katherine Alexander, graduate of Cedar Hill Collegiate High School, and William Pinon, graduate of Grace Preparatory Academy.

Mayor Rob Franke • Mayor Pro Tem, Stephen Mason • Jami McCain • Daniel C. Haydin, Jr.
Wallace Swayze • Chris Parvin • Clifford R. Shaw • City Manager, Greg Porter

CedarHillTX.com

VI. Presentation:

1. Issue Oath of Office to Firefighter/Paramedic Ethan Davis.

VII. Citizens Forum.

VIII. Consent Agenda:

The Consent Agenda includes routine items that may be acted upon with a single vote. Any City Council member may remove items from the Consent Agenda for separate discussion and consideration.

1. Consider approving the minutes of the May 9, 2017 regular meeting and May 16, 2017 special meeting.
2. Consider adopting a calendar of regular city council meetings for the next twelve months.
3. Consider adopting Resolution No. R17-485 approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division regarding the company's 2017 rate review mechanism filings.
4. Receive report from 2017 Bond Committee.

IX. Regular Agenda:

1. Consider authorizing the Mayor to execute the Joe Pool Lake Watershed Protection Plan Agreement with the Trinity River Authority of Texas.

X. Adjourn.

I certify that the above notice of meeting was posted in accordance with the Texas Open Meetings Act on the 19th day of May 2017.

Belinda Berg
City Secretary

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PREMIER STATEMENTS

**CEDAR HILL HAS DISTINCTIVE CHARACTER
CEDAR HILL HAS EXCELLENT, SAFE, & EFFICIENT INFRASTRUCTURE
CEDAR HILL IS SAFE
CEDAR HILL IS CLEAN
CEDAR HILL HAS TEXAS SCHOOLS OF CHOICE
CEDAR HILL HAS VIBRANT PARKS AND NATURAL BEAUTY
CEDAR HILL HAS A STRONG AND DIVERSE ECONOMY**

CITY COUNCIL VALUES

**PEOPLE AND RELATIONSHIPS
STEWARDSHIP
HIGHEST ETHICAL STANDARDS, BEHAVIOR, AND INTEGRITY
SERVANT LEADERSHIP**

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the Government Center bulletin board on the _____ day of _____, 2017, By: _____

**BRIEFING MINUTES
CITY COUNCIL MEETING
MAY 9, 2017**

The City Council of the City of Cedar Hill, Texas, met in briefing session Tuesday, May 9, 2017, 6:00 p.m., 285 Uptown Blvd., Bldg. 100, Cedar Hill, Texas.

The following members of the City Council were present, to wit: Mayor Rob Franke, Mayor Pro Tem Stephen Mason, and Council Members Jami McCain, Daniel C. Haydin, Jr., Chris Parvin, and Cliff Shaw.

Absent: Council Member Wallace Swayze.

I. Call the meeting to order.

Mayor Franke called the meeting to order at 6:00 p.m., declaring it an open meeting with a quorum present and the meeting notice was duly posted.

II. City Manager Reports:

- City Council Calendar/Upcoming Events.

City Manager Greg Porter reviewed the City Council's calendar, emphasizing the following:

- | | |
|---------------------------|--|
| Thursday, May 11 - | 6:00 pm-9:00 pm – Bond Committee Final Meeting –
Cedar Hill Government Center – 3 rd Fl. ISD Training
Room, 285 Uptown Blvd., Bldg. 100, Cedar Hill |
| Friday, May 12 - | 7:00pm-11:00pm – Cedar Hill Chamber of Commerce – Annual
Gala – Ruthe Jackson Center – 3113 S. Carrier Parkway, Grand
Prairie |
| Tuesday, May 16 - | 6:00pm-8:00pm – Special City Council Workshop – Streets,
Facilities, Parks, Water, & Sewer CIP – Cedar Hill Government
Center – 4 th Fl. Admin Conference Room, 285 Uptown Blvd.,
Bldg. 100, Cedar Hill |
| Thursday, May 18 - | 11:30am-1:30pm – Best Southwest Transportation Luncheon –
David's Seafood Grill – 350 FM 1382, Cedar Hill |
| Friday, May 19 - | 7:00pm-9:00pm – Rock the Library – Hillside Village Shopping
Center – 305 W. FM 1382, Cedar Hill |
| Saturday, May 20 - | 8:00am-12:00pm – Head for the Hills Bike Rally – Hillside Village
Shopping Center – 305 W. FM 1382, Cedar Hill |
| | 11:00am-6:00pm – All Pro Dads 3rd Annual Crawfish Boil – Belt
Line Intermediate – 504 E. Belt Line Rd., Cedar Hill |
| Tuesday, May 23 - | 6:00pm-8pm – City Council Meeting – Cedar Hill Government
Center - T.W. "Turk" Cannady/Cedar Hill Room |

- Thursday, May 25 - 11:30am-1:00pm – Best Southwest Scholars Luncheon** – Hilton Garden Inn – 800 N. Main St., Duncanville
- Saturday, May 27 - 8:30am-12:30pm – Insane Inflatable 5K** – Valley Ridge Park – 2850 Park Ridge Dr., Cedar Hill
- 10:00am-3:00pm – ReMarket Cedar Hill** - Historic Downtown Cedar Hill
- Monday, May 29 - Memorial Day – City Offices Closed**
- Tuesday, May 30 - 6:00pm-8:00pm – Special City Council Workshop** – Boards & Commission Appointments – Cedar Hill Government Center – 4th Fl. Admin Conference Room, 285 Uptown Blvd., Bldg. 100, Cedar Hill
- Saturday, June 3 - 9:00am-1:00pm – Cedar Hill Home Buyers Fair** – Lobby of the Cedar Hill Government Center - 285 Uptown Blvd., Bldg. 100, Cedar Hill
- Thurs. Jun 8 – Sat. Jun 10 - Mission Cedar Hill** – High Pointe Baptist Church - 101 High Pointe Ln., Cedar Hill
- Friday, June 9 - 8:00pm-9:30pm – Music in the Park Concert Series** – Valley Ridge Park - 2850 Park Ridge Dr., Cedar Hill

- City Operations.

City Manager Greg Porter invited the city council to attend the annual Cedar Hill Employee Luncheon on Wednesday, May 10, 2017.

Utility Billing Manager Joe Komisarz gave a brief update regarding the Fathom/Global Mobile App., its features, and when it will be available to the public.

- City Manager Greg Porter conducted a briefing to discuss items for the 7:00 p.m. regular meeting.

Distinctive Character Presentations

Present Certificates of Recognition to Paula Gallegos of Permenter Middle School and DaCorey Ware of Bessie Coleman Middle School, S.T.A.R. Student Award winners for the month of May 2017.

Present Good Samaritan Award to James Lyons.

Presentations

Present a proclamation designating the week of May 7-13, 2017 as National Economic Development Week in Cedar Hill.

Present a proclamation designating the week of May 7-13, 2017 as Texas Travel and Tourism Week in Cedar Hill.

Present a proclamation designating the week of May 14-20, 2017 as National Police Week in Cedar Hill.

Present a proclamation designating the week of May 21-27, 2017 as National EMS Week in Cedar Hill.

Present a proclamation designating the week of May 21-27, 2017 as National Public Works Week in Cedar Hill.

Public Hearing

Case No. 17-08 – Conduct a public hearing and consider a replat combining the following parcels of land into a single lot: Lot 1-R1, Block 1 of the Hillcrest Addition – Section One; Lot 31, Block 5 of the Heritage Addition – Phase II, and two tracts of abandoned TxDOT right-of-way, located north of the intersection of FM 1382 and Pleasant Run Road and east of Straus Road; requested by Jay Childs on behalf of Bobby Fletcher for Hillcrest Baptist Church.

Consent Agenda

Consider approving the minutes from the April 25, 2017 City Council meeting.

Consider authorizing the Mayor to execute an advance funding agreement with the Texas Department of Transportation (TxDOT) regarding the railing upgrade for the Highway 67 Widening Project.

Regular Agenda

Consider adoption of Ordinance No. 2017-617 establishing the name of Penn Branch Parkway for the roadway segment leading into the Cedar Hill State Park from FM-1382.

Closed Session pursuant to Sec. 551.071 of the Texas Government Code, consultation with City Attorney regarding contemplated legal action in connection with:

- High Pointe Village Apartments

Closed Session pursuant to Sec. 551.087(1) of the Texas Government Code for deliberation and discussion regarding economic development negotiations with, and financial offers or incentives to, business prospects that the City seeks to have locate, stay, or expand in or near the City of Cedar Hill:

- Project Campania

Reconvene in Open Session and consider any action(s) to be taken as a result of the Closed Session

III. Briefing on Economic Development Activities.

Economic Development Director Allison Thompson, along with Marketing Manager Andy Buffington, briefed the City Council on the various incentives and programs offered by the Economic Development Corporation to attract and retain businesses to Cedar Hill.

IV. Adjourn.

There being no further business, Mayor Pro Tem Mason made a motion to adjourn the briefing session, seconded by Council Member Parvin. The motion passed by unanimous vote, and the meeting adjourned at 6:51 p.m.

Approved: _____
Rob Franke, Mayor

Attest: _____
Belinda Berg, City Secretary

**MINUTES
CITY OF CEDAR HILL
CITY COUNCIL MEETING
MAY 9, 2017**

The City Council of the City of Cedar Hill, Texas met in regular session Tuesday, May 9, 2017, 7:00 p.m., T.W. "Turk" Cannady - Cedar Hill Room, 285 Uptown Blvd., Cedar Hill, Texas.

The following members of the City Council were present, to wit: Mayor Rob Franke, Mayor Pro Tem Stephen Mason, and Council Members Jami McCain, Daniel C. Haydin, Jr., Chris Parvin, and Cliff Shaw.

Absent: Council Member Wallace Swayze.

I. Call the meeting to order.

Mayor Franke called the meeting to order at 7:09 p.m., declaring it an open meeting with a quorum present and that the meeting notice was duly posted.

II. Invocation.

Mayor Rob Franke gave the invocation.

III. Pledge of Allegiance.

Council Member Jami McCain led the Pledge of Allegiance to the U.S. and Texas flags.

IV. Distinctive Character Presentations:

1. Present Certificates of Recognition to Paula Gallegos of Permenter Middle School and DaCorey Ware of Bessie Coleman Middle School, S.T.A.R. Student Award winners for the month of May 2017.

Following a reading of her bio, Council Member McCain presented the Star Student Award to Paula Gallegos.

Following a reading of his bio, Mayor Pro Tem Mason presented the Star Student Award to DaCorey Ware.

2. Present Good Samaritan Award to James Lyons.

Following a reading of a recommendation letter, Mayor Pro Tem Mason presented the Good Samaritan Award to James Lyons.

V. Presentations:

1. Present a proclamation designating the week of May 7-13, 2017 as National Economic Development Week in Cedar Hill.

Following a reading of the proclamation, Council Member McCain presented it to Economic Development Director Allison Thompson, Marketing Manager Andy Buffington, and members of the Economic Development Board of Directors.

2. Present a proclamation designating the week of May 7-13, 2017 as Texas Travel and Tourism Week in Cedar Hill.

Following a reading of the proclamation, Council Member Parvin presented it to Director of Experience Russell Read.

3. Present a proclamation designating the week of May 14-20, 2017 as National Police Week in Cedar Hill.

Following a reading of the proclamation, Council Member Haydin presented it to the Cedar Hill Police Honor Guard.

4. Present a proclamation designating the week of May 21-27, 2017 as National EMS Week in Cedar Hill.

Following a reading of the proclamation, Council Member Haydin presented it to Fire Chief John Ballard and members of the Cedar Hill Fire Department.

5. Present a proclamation designating the week of May 21-27, 2017 as National Public Works Week in Cedar Hill.

Following a reading of the proclamation, Council Member Shaw presented it to Director of Public Works Elias Sassoon and members of the public works staff.

VI. Public Hearing:

1. Case No. 17-08 – Conduct a public hearing and consider a replat combining the following parcels of land into a single lot: Lot 1-R1, Block 1 of the Hillcrest Addition – Section One; Lot 31, Block 5 of the Heritage Addition – Phase II, and two tracts of abandoned TxDOT right-of-way, located north of the intersection of FM 1382 and Pleasant Run Road and east of Straus Road; requested by Jay Childs on behalf of Bobby Fletcher for Hillcrest Baptist Church.

Mayor Franke read the agenda item wording and opened the public hearing for anyone wishing to speak in opposition to this request.

No one spoke.

Mayor Franke closed that portion of the public hearing and opened the floor to anyone wishing to speak in favor of this request.

1. Delores Shaw, 1509 Chapman St., Cedar Hill

Ms. Shaw, speaking on behalf of the High Pointe Public Improvement District Board of Directors, stated they were not opposed to the request but would have liked the opportunity to review it early on in the development process due to the possible financial implications to the PID.

2. Joyce Stanton – 908 W. Main St. Arlington, TX

Ms. Stanton of Stanton & Associates stated she was in favor of this request.

Seeing no one else wishing to speak for or against this request, Mayor Franke closed the public hearing and opened the floor to the City Council for comments, questions, or action.

Council Member Parvin made a motion to approve the request, subject to the Planning & Zoning Commission's recommendations. The motion was seconded by Council Member Haydin and approved by a unanimous vote.

VII. Citizens Forum.

1. Elaine Cook– 2818 Sonterra Dr., Cedar Hill, TX 75104

Ms. Cook spoke about the library summer reading program.

2. Delores Hulig – 1718 Stewart St., Cedar Hill, TX 75104

Ms. Hulig thanked the City Council members that attended the Senior Center open house event on Saturday, April 29, 2017.

3. Carl Marsh – 447 McKinley St., Cedar Hill, TX 75104

Mr. Marsh congratulated Council Member Shaw for his reelection to City Council Place 6.

VIII. Consent Agenda:

Mayor Franke introduced the Consent Agenda and stated the Consent Agenda includes routine items that may be acted upon by a single vote. Any City Council member may remove items from the Consent Agenda for separate discussion and consideration. There were none.

Item 1 was to consider approving the minutes from the April 25, 2017 City Council meeting.

Item 2 was to consider authorizing the Mayor to execute an advance funding agreement with the Texas Department of Transportation (TxDOT) regarding the railing upgrade for the Highway 67 Widening Project.

Council Member Haydin made a motion to approve Consent Agenda Items 1 and 2, as presented. The motion was seconded by Council Member Parvin and approved by unanimous vote.

IX. Regular Agenda.

1. Consider adoption of Ordinance No. 2017-617 establishing the name of Penn Branch Parkway for the roadway segment leading into the Cedar Hill State Park from FM-1382.

Council Member Parvin made a motion to adopt Ordinance No. 2017-617, as presented. The motion was seconded by Mayor Pro Tem Mason, and after a reading of the caption for Ordinance No. 2017-617, the motion was approved by unanimous vote.

2. Closed Session pursuant to Sec. 551.071 of the Texas Government Code, consultation with City Attorney regarding contemplated legal action in connection with:

- High Pointe Village Apartments

The City Council entered into Closed Session at 8:08 pm.

3. Closed Session pursuant to Sec. 551.087(1) of the Texas Government Code for deliberation and discussion regarding economic development negotiations with, and financial offers or incentives to, business prospects that the City seeks to have locate, stay, or expand in or near the City of Cedar Hill:

- Project Campania

4. Reconvene in Open Session and consider any action(s) to be taken as a result of the Closed Session

The City Council reconvened in Open Session at 9:01 pm. No action was taken as a result of the Closed Session.

X. Adjourn.

Upon a motion to adjourn by Mayor Pro Tem Mason, seconded by Council Member Parvin, the meeting adjourned at 9:02 p.m.

Approved: _____
Rob Franke, Mayor

Attest: _____
Belinda Berg, City Secretary

**MINUTES
CITY OF CEDAR HILL
SPECIAL CITY COUNCIL MEETING
4TH FLOOR ADMINISTRATION CONFERENCE ROOM
MAY 16, 2017
6:00 P.M.**

The City Council for the City of Cedar Hill, Texas conducted a special meeting on Tuesday, May 16, 2017 at 6:00 p.m., in the Fourth Floor Administration Conference Room, Cedar Hill Government Center, 285 Uptown Blvd., Cedar Hill, Texas 75104.

The following members of City Council were present: Mayor Rob Franke, Mayor Pro Tem Stephen Mason, and City Council Members Daniel C. Haydin, Jr., Jami McCain, Clifford Shaw, and Wallace Swayze.

**Council Member Chris Parvin arrived at 6:33 pm.*

The following members of staff were present: City Manager Greg Porter, Assistant City Manager Melissa Valadez-Cummings, City Secretary Belinda Berg, Assistant to the City Manager Marie Watts, Finance Director Alan Dickerson, Public Works Director Elias Sassoon, Parks Director Will Ford, and Parks Superintendent Shawn Ray.

I. Call meeting to order.

Mayor Franke called the meeting to order at 6:00 pm, declaring it an open meeting, that a quorum was present and that the meeting notice was duly posted.

II. Canvass the votes of the May 6, 2017 General Election and declare the results.

The City Council reviewed the canvass reports prepared by Dallas County Elections Department. Mayor Franke read the following vote totals:

<u>CANDIDATES</u>	<u>TOTAL VOTES</u>
CITY COUNCIL PLACE 2	
Shenita Cleveland	1,146
Michael Heath Lewis	304
Daniel C. Haydin, Jr.	1,264

<u>CANDIDATES</u>	<u>TOTAL VOTES</u>
CITY COUNCIL PLACE 6	
Cliff Shaw	1,691
Shenita Cleveland	303

A motion was made by Mayor Pro Tem Mason and seconded by Council Member Swayze that, having canvassed the votes of the general election held on May 6, 2017, the City Council finds and declares that the following candidate, having received a majority of the votes, duly elected: Cliff Shaw, City Council Place 6. The motion was approved by a unanimous vote.

III. Consider ordering a Runoff Election to be held on Saturday, June 10, 2017 to elect City Council Member Place 2.

The City Council, having reviewed the canvass reports prepared by Dallas County Elections Department, declared that no candidate received a majority of the votes for City Council Place 2 and so ordered a runoff election to be held on June 10, 2017 to elect City Council Place 2.

A motion was made by Mayor Pro Tem Mason and seconded by Council Member Swayze, ordering a runoff election to be held on June 10, 2017 to elect City Council Place 2. The motion was approved by a unanimous vote.

IV. Conduct a Streets, Facilities, and Parks Capital Improvement Workshop.

The City Council received an update on Active Street Projects that were complete, under construction, and under design (see details below) and progress made to date.

- o **Complete:**
 - Street Sign Illumination, Phase I
- o **Under Construction:**
 - Mansfield Road
 - FM-1382 (New Clark to State Park entrance)
 - Intersection Improvements/Safety Lane
 - Median opening and left-turn at Dogwood Canyon Audubon Center
 - Signal Light Improvements (two locations)
 - Multi-use Trail (included in Parks CIP)
 - Hwy-67 Widening

- **Under Design:**
 - Wintergreen/Duncanville Intersection
 - Phase I - Citywide Monuments (Selected locations - Mansfield Road, E. Belt Line Road, Zula B. Wylie Public Library, Senior Center and Cedar Hill Parks (17 locations)
 - Weaver Street Sidewalk Improvements
 - Safe Routes to School Project (pending final grant approval)

- **Proposed FY 2018 CIP Projects**
 - Signalization at Wintergreen/New Clark intersection
 - Major arterial street lighting
 - Joe Wilson (Hwy 67 to Belt Line)
 - E. Belt Line (Hwy 67 to FM-1382)
 - Parkerville (East of Highlands Drive to Joe Wilson)
 - Hwy 67 amenities
 - Safe Routes to School
 - Drainage: Hardy and Texas Intersection/Design

The City Council was also updated on the progress of the Pavement Management Program, which was approved in the FY2017 budget.

Finally, the City Council received an update of the active parks projects, which support the Council's vision of Cedar Hill being a "City in a Park".

- **Park Projects**
 - 2 Completed Neighborhood Parks – Bear Creek Park & Highlands South Park

- **Under Construction**
 - 2 Core Trail Projects
 - Mansfield Rd.
 - FM 1382 Core Trail – Phase I
 - Multi-Use Trail (New Clark Road to State Park Entrance)
 - Safety lane (included in Streets CIP)

- **Under Design:**
 - 1 Core Trail Project
 - FM 1382 Core Trail – Phase II
 - Multi-Use Trail (State Park - Joe Pool Overlook)

City staff made a recommendation that the City Council set aside capital funds on a reoccurring basis to continuously invest in Cedar Hill's park system and for the update of the Parks Master Plan in 2018.

Absent dissent, Mayor Franke adjourned the workshop at 8:30 p.m.

Approved: _____
Rob Franke, Mayor

Attest: _____
Belinda Berg, City Secretary

**CITY OF CEDAR HILL
CITY COUNCIL AGENDA ITEM**

Agenda Date: May 23, 2017

Agenda wording: Consider adopting a calendar of regular city council meetings for the next twelve months.

Summary: The City of Cedar Hill Charter mandates the scheduling of the city council meeting calendar for a 12 month period from June of the current year through May of the following year. The calendar is to be adopted at the first regularly scheduled city council meeting following the general election held in May.

"The schedule of said meetings shall be published in the official newspaper of the City of Cedar Hill, Texas, having a general circulation and posted on the meeting board at the City Hall of the City of Cedar Hill or such other public place as deemed appropriate or necessary by the City Council." (Cedar Hill City Charter, Article VI, Sec. 3)

Attached is the proposed calendar.

Funding Source: N/A

Recommended Action: Adopt the proposed calendar.

Department: Administration

Contact / Phone No:

Belinda Berg

972.291.5100 x 1018

Attachments:

Yes

If yes, how many pages: 1

**CITY COUNCIL MEETINGS
CITY OF CEDAR HILL, TEXAS**

The following is the schedule of dates for the regular meetings of the City Council of the City of Cedar Hill, Texas from June 2017 through May 2018.

June 13, 2017	December 12, 2017
June 27, 2017	January 9, 2018
July 11, 2017	January 23, 2018
July 25, 2017	February 13, 2018
August 15, 2017	February 27, 2018
August 29, 2017	March 13, 2018
September 12, 2017	March 27, 2018
September 26, 2017	April 10, 2018
October 10, 2017	April 24, 2018
October 24, 2017	May 8, 2018
November 14, 2017	May 22, 2018

The regular city council meetings are scheduled to begin at 7:00 P.M. City council briefing sessions are typically one hour prior to the regular meetings. Meeting times are subject to change. The times will be noted on the agendas that are posted at the government center at least 72 hours prior to all meetings.

**CITY OF CEDAR HILL
CITY COUNCIL AGENDA ITEM**

Agenda Date: May 23, 2017

Agenda Item Wording: Consider adopting Resolution No. R17-485 approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division regarding the company's 2017 rate review mechanism filings.

Summary:

The City of Cedar Hill, along with over 150 cities served by Atmos Mid-Tex, is a member of the Atmos Cities Steering Committee (ACSC). ACSC facilitates the review of and response to natural gas issues affecting rates charged in the Atmos Mid-Tex service area.

In March 2017, Atmos Energy Corp., Mid-Tex Division (Atmos Mid-Tex) made a filing requesting \$57.4 million additional revenues on a system-wide basis under the Rate Review Mechanism (RRM) tariff. Due to the fact that the City of Dallas has a separate rate review process, the exclusion of Dallas results in Atmos Mid-Tex requesting \$46.4 million from other municipalities. Had Atmos Mid-Tex used the Gas Reliability Infrastructure Program (GRIP) process rather than RRM, it would have received a \$52.4 million increase.

ACSC has reached an agreement with Atmos Mid-Tex to reduce the request by \$9.4 million, which reflects an increase of \$48 million on a system-wide basis, or \$38.8 million for Mid-Tex Cities, exclusive of the City of Dallas. The approved rates will increase the Atmos Mid-Tex division's revenue by \$38.8 million, effective for bills rendered on or after June 1, 2017. The average monthly bill impact for the typical residential customer will be an increase of \$2.04 (3.87%).

The ACSC recommends each member of the ACSC adopt the attached resolution, approving the negotiated rate settlement resolving the 2017 RRM filing and implementing the rate change. The attached resolution has been approved as to form by legal counsel.

Funding Source: N/A

Recommended Action: Adopt Resolution No. R17-485.

Department: Administration

Contact / Phone No: Marie Watts 972.291.5100 Ext. 1118

Attachments: Yes If yes, how many pages: 5

RESOLUTION NO. R17-485

AN RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR HILL, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2017 RATE REVIEW MECHANISM FILINGS; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; REQUIRING RECONCILIATION AND RATE ADJUSTMENTS IF FEDERAL INCOME TAX RATES CHANGE; TERMINATING THE RRM PROCESS FOR 2018 PENDING RENEGOTIATION OF RRM TERMS AND CONDITIONS; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.

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

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

WHEREAS, ACSC and the Company worked collaboratively to develop a new Rate Review Mechanism (“RRM”) tariff that allows for an expedited rate review process by ACSC Cities as a substitute to the Gas Reliability Infrastructure Program (“GRIP”) process instituted by

the Legislature, and that will establish rates for the ACSC Cities based on the system-wide cost of serving the Atmos Mid-Tex Division; and

WHEREAS, on March 1, 2017, Atmos Mid-Tex filed its 2017 RRM rate request with ACSC Cities; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2017 RRM filing through its Executive Committee, assisted by ACSC's attorneys and consultants, to resolve issues identified in the Company's RRM filing; and

WHEREAS, the Executive Committee, as well as ACSC's counsel and consultants, recommend that ACSC Cities approve an increase in base rates for Atmos Mid-Tex of \$48 million on a system-wide basis; and

WHEREAS, the attached tariffs implementing new rates are consistent with the recommendation of the ACSC Executive Committee, are agreed to by the Company, and are just, reasonable, and in the public interest;

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

WHEREAS, the Company and ACSC have agreed that rates should be adjusted if any change in federal income tax rates is implemented during the period that rates approved herein remain in place; and

WHEREAS, because ACSC believes that certain provisions of the current terms and conditions of the RRM tariff are inconsistent with market conditions, the City expects renegotiation of the current RRM tariff in the Summer of 2017.

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

Section 1. That the findings set forth in this Resolution are hereby in all things approved.

Section 2. That the City Council finds that the settled amount of an increase in revenues of \$48 million on a system-wide basis represents a comprehensive settlement of gas utility rate issues affecting the rates, operations, and services offered by Atmos Mid-Tex within the municipal limits arising from Atmos Mid-Tex's 2017 RRM filing, is in the public interest, and is consistent with the City's authority under Section 103.001 of the Texas Utilities Code.

Section 3. That the existing rates for natural gas service provided by Atmos Mid-Tex are unreasonable. The new tariffs attached hereto and incorporated herein as Attachment A, are just and reasonable, and are designed to allow Atmos Mid-Tex to recover annually an additional \$48 million in revenue over the amount allowed under currently approved rates, as shown in the Proof of Revenues attached hereto and incorporated herein as Attachment B; such tariffs are hereby adopted.

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

Section 5. Consistent with Texas Utilities Code Section 104.055(c), Atmos Energy's recovery of federal income tax expense through the Rider RRM has been computed using the statutory income tax rate. In the event that a change in the statutory income tax rate is implemented during the Rider RRM Rate Effective Date, Atmos Energy shall reconcile the difference between the amount of federal income tax expense included in the Rider RRM calculation for the Rate Effective Date with the amount of federal income tax expense authorized under the new statutory income tax rate. The reconciliation period shall be from the date on which any new statutory income tax rate is implemented through the Rate Effective Date. An

interest component calculated at the customer deposit interest rate then in effect as approved by the Railroad Commission of Texas shall be applied to the federal income tax expense reconciliation. Further, any required reconciliation of federal income tax expense shall be included as part of Atmos Mid-Tex's next annual RRM filing and shall be returned to or recovered from customers as a one-time credit or surcharge to the customer's bill.

Section 6. The City requires renegotiation of RRM tariff terms and conditions during the Summer of 2017. If an agreed renegotiated RRM tariff cannot be achieved, the City will terminate the RRM process and consider initiation of a traditional rate case to reduce the Company's authorized return on equity.

Section 7. That Atmos Mid-Tex shall reimburse the reasonable ratemaking expenses of the ACSC in processing the Company's 2017 RRM filing.

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

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

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

Section 11. That consistent with the City Resolution that established the RRM process, this Resolution shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after June 1, 2017.

Section 12. That a copy of this Resolution shall be sent to Atmos Mid-Tex, care of Chris Felan, Vice President of Rates and Regulatory Affairs Mid-Tex Division, Atmos Energy Corporation, 5420 LJB Freeway, Suite 1862, Dallas, Texas 75240, and to Geoffrey Gay, General Counsel to ACSC, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

PASSED AND APPROVED this 23rd day of May, 2017.

Mayor

ATTEST:

APPROVED AS TO FORM:

City Secretary

City Attorney

**CITY OF CEDAR HILL
CITY COUNCIL AGENDA ITEM**

Agenda Date: May 23, 2017

Agenda Item Wording: Consider authorizing the Mayor to execute the Joe Pool Lake Watershed Protection Plan Agreement with the Trinity River Authority of Texas.

Summary:

The Trinity River Authority (TRA) has prepared an interlocal agreement that will allow them to develop, manage, and administer a watershed protection plan for Joe Pool Lake watershed. This agreement will also allow TRA to address the local impaired water bodies, to protect and improve the water quality from stormwater runoff, and to develop and submit a grant application for the Clean Water Act (CWA) Section 319(h) funds with the Texas Commission on Environmental Quality (TCEQ).

Subsequent to the execution of this agreement, TRA will apply for grant funds of approximately \$600,000 to cover the cost, with 20% local match.

This agreement names the TRA, City of Dallas, City of Duncanville, City of Grand Prairie, City of Mansfield, City of Midlothian and City of Cedar Hill as equal financial partners to split the cost of the local match of the grant which is \$80,000 per year for three consecutive years, starting fiscal year 2019. The cost for each financial partner will not exceed the amount of \$20,000 per year. With seven equal financial parties, the City of Cedar Hill will be required to pay a fee of approximately \$11,500 per year for three consecutive years. If one of the Cities named above does not authorize this interlocal agreement, which would result in less than seven parties, the annual fee could increase slightly, but will not exceed \$20,000 per year.

The attached agreement has been reviewed and approved by legal counsel.

Funding Source: General Fund

Recommended Action: Authorize the Mayor to execute the agreement.

Department:	Public Works	
Contact / Phone No:	Duy Vu	972-291-5126 ext. 2819
Attachments:	Yes	If yes, how many pages: 16

INTERLOCAL AGREEMENT AMONG THE TRINITY RIVER AUTHORITY OF TEXAS, CITY OF CEDAR HILL, TEXAS, CITY OF DALLAS, TEXAS, CITY OF DUNCANVILLE, TEXAS, CITY OF GRAND PRAIRIE, TEXAS, CITY OF MANSFIELD, TEXAS, AND CITY OF MIDLOTHIAN, TEXAS REGARDING THE JOE POOL LAKE WATERSHED PROTECTION PLAN

STATE OF TEXAS §

COUNTY OF TARRANT §

THIS INTERLOCAL AGREEMENT (AGREEMENT) is made and entered into by and among the TRINITY RIVER AUTHORITY OF TEXAS, a conservation and reclamation district created by and functioning under special and general law, with its principal office at 5300 South Collins, Arlington, Tarrant County, Texas, 76018 (AUTHORITY), the CITY OF CEDAR HILL, TEXAS (CEDAR HILL), the CITY OF DALLAS, TEXAS (DALLAS), the CITY OF DUNCANVILLE, TEXAS (DUNCANVILLE), the CITY OF GRAND PRAIRIE, TEXAS (GRAND PRAIRIE), the CITY OF MANSFIELD, TEXAS (MANSFIELD), and the CITY OF MIDLOTHIAN, TEXAS (MIDLOTHIAN), each of the foregoing cities being Home Rule municipal corporations, acting under the laws of the State of Texas and their respective home rule charters. The foregoing cities being known herein as the CITIES, and all parties hereto being jointly known as the FINANCING PARTIES.

WITNESSETH:

WHEREAS, this AGREEMENT is made under the authority granted by and pursuant to Texas Government Code Chapter 791, the Interlocal Cooperation Act; and

WHEREAS, in 2006, Walnut Creek, Segment 0838C as identified by the Texas Commission on Environmental Quality (TCEQ), was first listed on the Texas Water Quality Inventory and 303(d) List for a recreational use impairment due to elevated bacteria; and

WHEREAS, in 2006, Joe Pool Lake, Segment 0838 as identified by the TCEQ, was first listed on the Texas Water Quality Inventory and Water Bodies with Concerns for Use Attainment and Screening Levels List for a general use concern due to elevated nitrate; and

WHEREAS, the AUTHORITY is the local sponsor for Joe Pool Lake and holds water rights within the reservoir; and

WHEREAS, there exists the opportunity to develop Joe Pool Lake for expanded current and future use as a water supply reservoir and recreational amenity; and

WHEREAS, the FINANCING PARTIES wish to take a long-term, holistic approach to protecting and improving the water quality of Joe Pool Lake and its watershed as the area is developed; and

WHEREAS, a watershed protection plan is designed to provide stakeholders with the capability of addressing regional-scale, multi-jurisdictional water quality concerns through the

stakeholder engagement process via the recommendation and implementation of watershed-specific, stakeholder-directed watershed protection measures; and

WHEREAS, the FINANCING PARTIES agree that a Joe Pool Lake watershed protection plan (JPLWPP) will be an effective method of developing and implementing the recommended watershed protection measures; and

WHEREAS, the AUTHORITY is currently developing a watershed protection plan for the Village Creek-Lake Arlington watershed, which is adjacent to the Joe Pool Lake watershed, presenting unique co-programming opportunities due to geographic proximity, economies of scale, and the AUTHORITY's existing expertise with both the geographic area and the watershed protection planning process; and

WHEREAS, the AUTHORITY has approached the TCEQ regarding Clean Water Act Section 319(h) grant funding to develop the JPLWPP; and

WHEREAS, the TCEQ recognizes the value of the JPLWPP; and

WHEREAS, the FINANCING PARTIES wish to develop, as part of the JPLWPP, a pollutant load model for the watershed that can be used to guide management decisions for Joe Pool Lake and its watershed.

NOW, THEREFORE, in consideration of the premises and mutual covenants contained herein, the FINANCING PARTIES agree as follows:

ARTICLE I

TERMS OF AGREEMENT

The AUTHORITY agrees to perform the tasks specified below and detailed in Attachment A in connection with the PROJECT, as follows:

- A. The AUTHORITY agrees to develop and submit to the TCEQ, at its sole expense, a grant application for Clean Water Act Section 319(h) funds to provide partial funding for the JPLWPP.
- B. Receipt of grant funding from the TCEQ will require the AUTHORITY to negotiate a contract with the TCEQ. This contract (GRANT) will specify the requirements of the JPLWPP and govern the disbursement of funds to the AUTHORITY.
- C. With assistance from the FINANCING PARTIES, the AUTHORITY will create and convene an inclusive group of watershed stakeholders, of which the FINANCING PARTIES will be members.
- D. Upon receipt of grant funding from the TCEQ, the AUTHORITY will conduct baseline water quality monitoring, source identification surveys, and pollutant load modeling to provide the foundation on which the watershed stakeholders will base their management decisions, in furtherance of the JPLWPP.

- E. The AUTHORITY will deliver a final report to TCEQ.
- F. The AUTHORITY will be responsible for development, management, and revision of the budget, and will administer the GRANT, providing detailed accounting of expenses as required by same.
- G. The CITIES will participate in the stakeholder process by providing feedback during the watershed protection planning process.
- H. Invoices will be provided to the CITIES at the beginning of each year on an annual basis over a three-year period. Total cost to all of the FINANCING PARTIES shall not exceed forty percent of the total project cost. Invoices will be rendered to the CITIES on or after December 1, 2018, 2019 and 2020, payable by the 30th day following the date of the invoice. Total cost to each of the CITIES to develop the JPLWPP will be split equally between each of the CITIES and shall not exceed \$60,000 (\$20,000 per year for three years) per city, absent the mutual agreement of all FINANCING PARTIES.
- I. Funds received by the AUTHORITY from the CITIES will be held in escrow and will be used to partially fund the PROJECT.
- J. The AUTHORITY will incur all expenses associated with PROJECT and will be reimbursed from funding provided by FINANCING PARTIES (40%) and from the TCEQ under the terms of the GRANT (60%).

ARTICLE II

AGREEMENT INTERPRETATION

The PARTIES covenant and agree that any litigation relating to this AGREEMENT, the terms and conditions of the AGREEMENT will be interpreted according to the laws of the State of Texas.

ARTICLE III

CAPTION

The captions to the various clauses of this AGREEMENT are for informational purposes only and in no way alter the substance of the terms and conditions of this AGREEMENT.

ARTICLE IV

IMMUNITY

It is expressly understood and agreed that, in the execution of this AGREEMENT, no party waives, nor shall be deemed hereby to waive, any immunity or defense that would otherwise be available to it against claims arising in the exercise of governmental powers and functions.

ARTICLE V

SEVERABILITY

If any of the terms, sections, subsections, sentences, clauses, phrases, provisions, covenants or conditions of this AGREEMENT are for any reason held to be invalid, void or unenforceable, the remainder of the terms, sections, subsections, sentences, clauses, phrases, provisions, covenants, or conditions in this AGREEMENT shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

ARTICLE VI

TERM

This AGREEMENT shall be in full force and effect for a period of three years from the start date of the project or until the AUTHORITY is released from its obligations under the GRANT.

ARTICLE VII

AMENDMENT

No amendment, modification or alteration of the terms of this AGREEMENT shall be binding unless it is in writing, dated subsequent to the date hereof, and be agreed to and duly executed by each of the FINANCING PARTIES after official action by each of the respective governing bodies of the FINANCING PARTIES.

ARTICLE VIII

NOTICES

All notices and communications under this AGREEMENT to be delivered to any FINANCING PARTIES as required or appropriate shall be sent to the specified addresses of the FINANCING PARTIES as follows:

To TRINITY RIVER AUTHORITY. Notices to the AUTHORITY shall be addressed to:

Trinity River Authority of Texas
P.O. Box 60
Arlington, Texas 76004-0240

Attention: Mr. Webster Mangham
Senior Manager, Environmental Services

To CITY OF CEDAR HILL. Notices to CEDAR HILL shall be addressed to:

Entity
Address
City, Texas 7XXXX-XXXX

Attention: POC Name
POC Title

To CITY OF DALLAS. Notices to DALLAS shall be addressed to:

Entity
Address
City, Texas 7XXXX-XXXX

Attention: POC Name
POC Title

To CITY OF DUNCANVILLE. Notices to DUNCANVILLE shall be addressed to:

Entity
Address
City, Texas 7XXXX-XXXX

Attention: POC Name
POC Title

To CITY OF GRAND PRAIRIE. Notices to GRAND PRAIRIE shall be addressed to:

Entity
Address
City, Texas 7XXXX-XXXX

Attention: POC Name
POC Title

To CITY OF MANSFIELD. Notices to MANSFIELD shall be addressed to:

Entity
Address
City, Texas 7XXXX-XXXX

Attention: POC Name
POC Title

To CITY OF MIDLOTHIAN. Notices to MIDLOTHIAN shall be addressed to:

Entity
Address
City, Texas 7XXXX-XXXX

Attention: POC Name
POC Title

ARTICLE IX

RELATIONSHIP OF FINANCING PARTIES

Nothing contained herein shall be deemed or construed by the FINANCING PARTIES, or by any third party, as creating the relationship of principal and agent, joint venture or any other similar relationship among the FINANCING PARTIES. It is understood and agreed that no provisions contained herein nor any acts of the FINANCING PARTIES hereto create a relationship among the FINANCING PARTIES other than that of independent contractor. In keeping with the provision of its Services as an independent contractor, each FINANCING PARTY shall be responsible for its respective acts or omissions. No FINANCING PARTY has the authority to bind the other FINANCING PARTIES or to hold out to third parties that it has the authority to bind the other FINANCING PARTIES separately or collectively.

ARTICLE IX

GOVERNING LAW

The validity of the AGREEMENT and of any of its terms or provisions, as well as the rights and duties hereunder, shall be governed by the laws of the State of Texas.

ARTICLE X

COMPLIANCE WITH LAWS AND ORDINANCES

The FINANCING PARTIES hereby agree to comply with all Federal, state, and local laws and ordinances applicable to the work or services to be performed under this AGREEMENT. The FINANCING PARTIES acknowledge that they are each subject to the Texas Public Information Act and the exceptions stated in such Act.

ARTICLE XI

ENTIRE AGREEMENT

This AGREEMENT contains all the terms, commitments and covenants of the PARTIES pursuant to this AGREEMENT. Any verbal or written commitment not contained in this AGREEMENT or expressly referred to in this AGREEMENT and incorporated by reference shall have no force or effect.

ARTICLE XII

PARTIES BOUND

This AGREEMENT shall be binding upon and inure only to the benefit of the FINANCING PARTIES hereto and their respective successors and assigns where permitted by this AGREEMENT.

IN WITNESS WHEREOF, the PARTIES acting under authority of their respective governing bodies have caused this AGREEMENT to be duly executed in several counterparts,

each of which is deemed to be an original, as of the day and date first written above.

ARTICLE XIII

CURRENT REVENUES

The parties hereto shall make payments called for hereunder only from current revenues legally available to each party.

ARTICLE XIV

EFFECTIVE DATE

This AGREEMENT shall be effective upon the latest date of execution by the FINANCING PARTIES

[SIGNATURES APPEAR ON FOLLOWING PAGES]

TRINITY RIVER AUTHORITY OF TEXAS

By: _____
J. KEVIN WARD
General Manager

Date: _____

ATTEST:

By: _____
HOWARD S. SLOBODIN
Secretary, Board of Directors

(AUTHORITY'S SEAL)

APPROVED AND RECOMMENDED:

HOWARD S. SLOBODIN
General Counsel

CITY OF CEDAR HILL, TEXAS

By: _____
ROB FRANKE
Mayor

Date: _____

ATTEST:

By: _____
BELINDA BERG
City Secretary

(CITY'S SEAL)

APPROVED AS TO FORM:

CITY ATTORNEY

CITY OF DALLAS, TEXAS

By: _____
MIKE RAWLINGS
Mayor

Date: _____

ATTEST:

By: _____
ROSA A. RIOS
City Secretary

(CITY'S SEAL)

APPROVED AS TO FORM:

CITY ATTORNEY

CITY OF DUNCANVILLE, TEXAS

By: _____
DAVID L. GREEN
Mayor

Date: _____

ATTEST:

By: _____
MARY JONES
City Secretary

(CITY'S SEAL)

APPROVED AS TO FORM:

CITY ATTORNEY

CITY OF GRAND PRAIRIE, TEXAS

By: _____
RON JENSEN
Mayor

Date: _____

ATTEST:

By: _____
CATHY DIMAGGIO
City Secretary

(CITY'S SEAL)

APPROVED AS TO FORM:

CITY ATTORNEY

CITY OF MANSFIELD, TEXAS

By: _____
DAVID COOK
Mayor

Date: _____

ATTEST:

By: _____
JEANNE HEARD
City Secretary

(CITY'S SEAL)

APPROVED AS TO FORM:

CITY ATTORNEY

CITY OF MIDLOTHIAN, TEXAS

By: _____
BILL HOUSTON
Mayor

Date: _____

ATTEST:

By: _____
TAMMY VARNER
City Secretary

(CITY'S SEAL)

APPROVED AS TO FORM:

CITY ATTORNEY

ATTACHMENT A

SCOPE OF WORK

DEVELOPMENT OF A WATERSHED PROTECTION PLAN FOR JOE POOL LAKE WATERSHED

The Joe Pool Lake Watershed Protection Plan (JPLWPP) project is intended to address the growing water quality concerns associated with the rapid development expected within the Joe Pool Lake watershed in recent and coming years. This planning process will lead to the creation of a WPP document, which will provide best management practices (BMPs) recommendations to local stakeholder groups to address the mitigation of water quality concerns on a case-by-case basis throughout the watershed. These recommendations will be based on targeted water quality sampling, analysis, and modeling for a number of water quality constituents including those related to bacteria (*E. coli*), nutrients (nitrogen and phosphorus), algal growth, and sediments.

Objectives:

To develop a watershed protection plan which establishes an analytical framework for managing water quality and produces plans of action to address water quality issues. This includes development of a monitoring strategy that best supports the modeling effort, selection of appropriate and applicable methods for quantification of load reduction targets, and the strategic application of best management practices (BMPs) throughout the watershed to reach these load reduction targets.

- 1) Convene Stakeholder Group. Identify watershed stakeholders that have vested interest in the watershed. This group will be convened and brought into the WPP development process at the outset of this project. Constant communication will be maintained with this group and every effort will be made to ensure they remain vested and committed.
- 2) Compile and Analyze Existing Data. Compile, quality assure and analyze water quality data. Analyses to be performed include 1) spatial and temporal trends, including *E. coli* correlations to flow and meteorological conditions by station; and, 2) comparison of spatial and temporal trends to watershed characteristics (e.g. physical characteristics, land use and population, and other potential pollutant sources). Results of these analyses will be used to guide site selection for further monitoring needs.
- 3) Perform Source Identification and Baseline Monitoring. Source identification will involve selection of several additional sampling locations that are spatially representative of the overall conditions of the Joe Pool Lake watershed. Sites will be positioned to identify contributions from major tributaries and suspected areas of pollutant loading.
- 4) Identify Sources and Quantify Load Reductions. Develop load duration curves (LDCs) using the historical and collected data to determine the needed load reductions for the contaminants of concern. With input from the stakeholder group, develop models or load calculation tools for the Joe Pool Lake watershed and compare calculated results with quality-assured historical and project-collected water quality data. Work with stakeholder group to create a decision support system to: (1) identify, locate, and quantify sources of pollution at the sub-category level which contribute to water quality impairments, and (2) determine pollutant load reductions needed to meet water quality standards.

- 5) Develop a WPP. Develop a WPP to attain target reductions. The plan will include specific best management practices to reduce loadings, feasibility assessments of selected BMPs and approximate costs to implement them, an implementation schedule, a monitoring plan with milestones and key indicators of success (e.g. reduction of *E. coli* by certain percentages). Stakeholder acceptance of the plan, which is paramount to its success, will be assured through regular meetings and updates during which their input and participation will be encouraged.

- 6) Develop the Final Report. Produce a Final Report summarizing all project activities and conclusions reached during the project. Include discussion of project goals and to what extent these goals were achieved during the lifetime of the project. Emphasis will be placed on discussion of successes, failures, and lessons learned, to be applied to future activities.