

City of Carrollton

*1945 E. Jackson Road
Carrollton, TX 75006*



REGULAR WORKSESSION & MEETING

Tuesday, August 18, 2026

5:45 PM

CITY HALL, 2nd Floor

City Council

*Mayor Steve Babick
Mayor Pro Tem Daisy Palomo
Deputy Mayor Pro Tem Jason Carpenter
Councilmember Christopher Axberg
Councilmember Richard Fleming
Councilmember Lisa Sutter
Councilmember Nancy Cline
Councilmember Rowena Watters*

*****PRE-MEETING / EXECUTIVE SESSION*******5:45 P.M. – COUNCIL BRIEFING ROOM**

1. Receive **information and discuss agenda.**
2. Council will convene in Executive Session pursuant to Texas Government Code:
 - **Section 551.071** for private consultation with the City Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the City Attorney has a duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct regarding confidential communication with the City Council.
 - **Section 551.074** to discuss personnel matters.
 - Annual review of the City Attorney.
3. Council will **reconvene in open session** to consider action, if any, on matters discussed in the Executive Session.

*****WORKSESSION*****

4. Discuss **Fiscal Year 2027 Funding Recommendations Of The Community Service Committee.**
5. Discuss **Fiscal Year 2027 Proposed Budget, Tax Rate And Fee Changes.**
6. **Mayor And Council Reports And Information Sharing.**

*****REGULAR MEETING 7:00 PM*****

INVOCATION - Councilmember Christopher Axberg

PLEDGE OF ALLEGIANCE - Councilmember Richard Fleming

CITIZEN COMMENT

7. **Citizen Comment is the opportunity for citizens/visitors to speak on items listed on the posted meeting agenda. Citizens/visitors wishing to address the Council regarding items not on the posted meeting agenda will have the opportunity to speak during the Public Forum.**

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CONSENT AGENDA

*(*All items marked with a single asterisk are part of the Consent Agenda and require no deliberation by the Council. Council may approve all items in this section with a single vote. Each Council member has the prerogative of removing an item from this section so that it may be considered separately. Contracts and agreements are available upon request.)*

MINUTES

- *8. Consider Approval Of The July 24, 2026 Strategic Retreat Minutes.

CONTRACTS & AGREEMENTS

- *9. Consider Authorizing The City Manager To Approve A Professional Services Agreement For Engineering Services With Birkhoff, Hendricks & Carter, LLP. For The Channels And Floodplains Aerial Survey Project In An Amount Not To Exceed \$544,100.00.
- *10. Consider Authorizing The City Manager To Approve A Professional Services Agreement For Engineering Services With LJA Engineering, Inc. For The Woodlake Pond Enhancements Phase 2 Project In An Amount Not To Exceed \$444,250.00.

RESOLUTIONS

- *11.** Consider A Resolution Authorizing The City Manager To Execute The Documents Necessary To Enter Into An Easement Encroachment Agreement With CoServ Electric To Allow For The Placement Of Electric Conduit And Wiring Across And Within Easements Dedicated To the City Of Carrollton.
- *12.** Consider A Resolution Authorizing The City Manager To Negotiate and Execute An Interlocal Cooperative Agreement (ICA) With The North Central Texas Council Of Governments (NCTCOG) To Provide Local Match Funding For The Design and Construction Of The Cotton Belt Shared Use Trail.
- *13.** Consider A Resolution Of The City Council Of The City Of Carrollton, Texas, Approving A Negotiated Settlement Between The Atmos Cities Steering Committee ("ACSC") And Atmos Energy Corp., Mid-Tex Division Regarding The Company's 2026 Rate Review Mechanism Filing; Declaring Existing Rates To Be Unreasonable; Adopting Tariffs That Reflect Rate Adjustments Consistent With The Negotiated Settlement; Finding The Rates To Be Set By The Attached Settlement Tariffs To Be Just And Reasonable And In The Public Interest; Approving An Attachment Establishing A Benchmark For Pensions And Retiree Medical Benefits; 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; And Providing An Effective Date.
- *14.** Consider A Resolution Supporting A Municipal Setting Designation For Property Located At 1349 Valley View Lane In The City Of Farmers Branch, Texas.

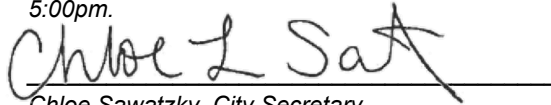
PUBLIC FORUM

15. **Public Forum** is the opportunity for citizens/visitors to speak on items not listed on the posted meeting agenda. Citizens/visitors wishing to address the Council regarding items on the posted meeting agenda will have the opportunity to speak during the Citizen Comment.

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ADJOURNMENT

CERTIFICATE - I certify that the above agenda giving notice of meeting was posted on the bulletin board at the City Hall of Carrollton, Texas on the 12th day of August 2026 at 5:00pm.


Chloe Sawatzky, City Secretary

This building is wheelchair accessible. To request accommodations or sign language interpretive services, please contact the City Secretary's Office at least 72 hours in advance by email at citysecr@cityofcarrollton.com or by phone at 972-466-3001. The City of Carrollton provides opportunities and services without regard to race, color, age, national origin, religion, sex, or disability.

Pursuant to Section 551.071 of the Texas Government Code, the City Council reserves the right to consult in a closed meeting with its attorney and to receive legal advice regarding any item listed on this agenda. Further the Texas Open Meetings Act, codified in Chapter 551 of the Texas Government Code, does not require an agenda posting where there is a gathering of a quorum of the City Council at a regional, state or national convention or workshop, social function, convention, workshop, ceremonial event or press conference. The City Secretary's Office may post agendas for such events; however, there is no legal requirement to do so and in the event a notice is not posted for such functions, nothing shall preclude a quorum of the City Council from gathering as long as "deliberations" within the meaning of the Texas Open Meetings Act do not occur.

FIREARMS PROHIBITED at City Council meetings pursuant to Texas Penal Code Sections 46.035(c) and 30.05.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7585

Agenda Date:

Version: 1

Status: Pre-meeting

In Control: City Council

File Type: Procedural Item

Agenda Number: 1.

Receive information and discuss agenda.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 5215

Agenda Date:

Version: 1

Status: Executive session

In Control: City Council

File Type: Procedural Item

Agenda Number: 2.

Council will convene in **Executive Session** pursuant to Texas Government Code:

- **Section 551.071** for private consultation with the City Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the City Attorney has a duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct regarding confidential communication with the City Council.
- **Section 551.074** to discuss personnel matters.
 - Annual review of the City Attorney.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 5218

Agenda Date:

Version: 1

Status: Executive session

In Control: City Council

File Type: Procedural Item

Agenda Number: 3.

Council will reconvene in open session to consider action, if any, on matters discussed in the Executive Session.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7722

Agenda Date: 8/18/2026

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 4.

City Council Meeting Date: **August 18, 2026**

Date: August 6, 2026

To: Erin Rinehart, City Manager

From: Melissa Everett, Finance Director
Chrystal Davis, Assistant City Manager

Discuss **Fiscal Year 2027 Funding Recommendations Of The Community Service Committee.**

Background:

The Community Service Committee reviewed applications for Community Service and Event Funding options which are to be included in the Fiscal Year 2027 Adopted Budget. Councilmember Nancy Cline will provide an overview of the funding recommendations.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7721

Agenda Date: 8/18/2026

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 5.

City Council Meeting Date: **August 18, 2026**

Date: August 6, 2026

To: Erin Rinehart, City Manager

From: Melissa Everett, Finance Director
Diana Vaughn, Chief Financial Officer
Chrystal Davis, Assistant City Manager

Discuss **Fiscal Year 2027 Proposed Budget, Tax Rate And Fee Changes.**

Background:

The Fiscal Year 2027 Proposed Budget was distributed to the City Council on July 31, 2026. On August 11, 2026, a City Council work session was held to provide Council a briefing on the Proposed Budget and set the Proposed Tax Rate. The August 18, 2026 work session is to provide an opportunity for Council to deliberate on the Proposed Budget and provide staff with feedback on any desired changes. Additionally, Council will also have an opportunity to deliberate changes to fees and the proposed Tax Rate.

Staff Recommendation/Action Desired:

Deliberate and provide direction on desired changes to the Fiscal Year 2027 Proposed Budget and Proposed Tax Rate.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 5231

Agenda Date:

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 6.

Mayor And Council Reports And Information Sharing.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

Agenda Date:

Version: 1

Status: Public Forum

In Control: City Council

File Type: Public Forum

Agenda Number: 7.

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City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7731

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: *8.

City Council Meeting Date: August 18, 2026

Date: August 11, 2026

To: Erin Rinehart, City Manager

From: Chloe Sawatzky, City Secretary

Consider **Approval Of The July 24, 2026 Strategic Retreat Minutes.**

**CARROLLTON CITY COUNCIL
SPECIAL PLANNING SESSION
JULY 24, 2026**

The City Council of the City of Carrollton, Texas convened in a Special Planning Session on Friday, July 24, 2026 with the following members present: Mayor Steve Babick, Mayor Pro Tem Daisy Palomo, Deputy Mayor Pro Tem Jason Carpenter, Councilmembers Christopher Axberg, Richard Fleming, Lisa Sutter, Nancy Cline, and Rowena Watters. Also present were City Manager Erin Rinehart, Assistant City Manager Chrystal Davis, Assistant City Manager Shannon Hicks, City Attorney Meredith Ladd, and City Secretary Chloe Sawatzky.

**FRIDAY, JULY 24, 2026
8:00 A.M. – MUNICIPAL COURTS – COMMUNITY ROOM**

1. Receive Information And Discuss Agenda.

Mayor Babick called the meeting to order, welcomed all attendees, and provided an overview of the day's agenda and planned discussions.

2. Receive Update On 2025 - 2026 Accomplishments And Strategic Initiatives.

City Manager Erin Rinehart provided an overview of the City's accomplishments from the prior year and presented a brief update on an upcoming strategic initiative for the next fiscal year. The initiative will focus on evaluating departmental programs through a strategic lens, ensuring alignment with the City Council's Vision and Goals.

3. Receive Update On Strategic Planning.

Krystle Boise, Strategic Services Director, provided an update on the City's departmental strategic business planning through Cascade, including key performance indicators (KPIs) related to HOME. Council also received a brief overview and reminder of the City's Vision Plan, Downtown Master Plan, Sustainability Plan, and Parks Master Plan.

4. Receive Update On Infrastructure And Bond Projects.

Jody Byerly, Public Works Director, and Jonathan Wheat, Engineering Director, provided an infrastructure update, highlighting accomplishments from the prior year and upcoming projects, with an emphasis on Bond Projects. Diana Vaughn, Chief Financial Officer, provided a brief update regarding the City's bonds.

5. Receive Development Update.

Ravi Shah, Executive Director of Development Services, provided an update on development, including accomplishments from the prior year and upcoming development projects.

6. Receive Update On 2027 Legislative Session.

Larry Gonzales, the City's Legislative Consultant, provided an overview of the upcoming Legislative Session, including potential legislative issues and threats, as well as the City's position on key legislative matters.

LUNCH

7. Receive Presentation On The State Of The Workforce.

Samantha Dean, Workforce Services Director, presented the State of the Workforce update and the department's Addition to Base request.

Krystle Boise presented the Strategic Services Addition to Base request.

8. Receive Departmental Updates And Addition To Base Requests.

City Council received a presentation from each department that submitted an Addition to Base request. The requests were presented by Parks and Recreation, Library, Economic Development, Engineering, Public Works, Fire, and Police.

Council was provided with an opportunity to ask questions and discuss ahead of the upcoming budget process.

9. Discuss Council Initiatives Related To City Citywide Vision And Planning.

Council engaged in an open discussion regarding the City's key budgetary policies and priorities, with an emphasis on the upcoming budget cycle and the 2027 Legislative Session. Diana Vaughn provided a high-level overview of the City's financial preparedness and strategies for addressing potential financial challenges.

10. Review Next Steps And Share Final Thoughts.

Councilmembers shared final thoughts.

ADJOURNMENT – Mayor Babick adjourned the meeting at approximately 5:15pm.

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7725

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type:
Contracts/Agreements

Agenda Number: *9.

City Council Meeting Date: **August 18, 2026**

Date: August 10, 2026

To: Erin Rinehart, City Manager

From: Jonathan Wheat, P.E., Director of Engineering
Shannon Hicks, P.E., Assistant City Manager

Consider **Authorizing The City Manager To Approve A Professional Services Agreement For Engineering Services With Birkhoff, Hendricks & Carter, LLP. For The Channels And Floodplains Aerial Survey Project In An Amount Not To Exceed \$544,100.00.**

Summary:

The purpose of this item is to conduct aerial drone surveys of the City's drainage channels and to prioritize drainage projects.

Background:

The City of Carrollton has over 70 miles of channels and over 2300 acres of FEMA regulated floodplain. The maintenance and improvement of these areas have been at the discretion of the engineering and public works departments, with most considerations for capital projects being determined either by direct staff observation, work crew observations, or reports from residents of areas that need attention.

The Channels and Floodplain Aerial Survey project aims to more efficiently analyze, monitor, and identify areas within all the channels and floodplains that need to be repaired. The project aims to streamline that workflow through the following proposed scope of work:

1. Initial Data Review and Consulting - The consultant will meet with the City to review project goals and geospatial data, then develop an initial asset rating system for creeks and channels based on features such as floodplain data, crossings, slopes, and temporal erosion analysis. This rating system is flexible and can be updated as new data is gathered. The consultant can also apply machine-learning-based object recognition to improve feature identification and support more detailed future analysis.

2. Limited Initial Imaging - The consultant will use small unoccupied aerial systems (drones) to collect high-density LiDAR and high-resolution imagery, following FAA safety guidelines and avoiding restricted areas such as major highways and power transmission corridors. Data collection will occur during low-flow periods to maximize visibility of channel features.
3. Limited Data Processing and Asset Rating - The consultant will process LiDAR and imagery to create a bare-earth model of the areas of interest and extract key features using traditional and machine-learning methods. These results will be integrated into a geospatial asset management system and delivered to the City along with a letter report, classified point cloud, orthomosaic, and a digital viewer. This information will help the client identify priority areas for further investigation and plan maintenance funding more effectively.
4. Limited Bathymetric Mapping - The consultant will perform limited bathymetric mapping of select features within the areas of interest, focusing on sites larger than 1.5 acres and at least four feet deep. These bathymetric data will be integrated into the broader spatial model created from LiDAR and imagery to support temporal analysis of erosion or sedimentation. This information enhances the overall understanding of site conditions and changes over time.
5. Additional Limited Initial Imaging, Data Processing, and Asset Rating - The consultant will repeat the imaging and data-processing steps from earlier tasks after a City-defined period (1 to 2 years) to monitor erosion and deposition within the project areas. All assets will then be re-rated using the same methodology, with any changes documented.
6. Modification of the Asset Management System with Additional Features - After earlier tasks are completed, the consultant may modify the asset management system to include new features identified in the data or requested by the City, using machine-learning algorithms if those features are detectable in previously collected remote-sensing data.

The city obtained proposals from three different consultants, and using a professional services qualification-based selection, determined that selected Birkhoff, Hendricks & Carter LLP were most qualified and prepared for the inaugural aerial survey of the City's channels and floodplains.

Financial Implications:

Birkhoff, Hendricks & Carter, LLP. has submitted a proposal to the City of Carrollton to provide engineering design services for the Channels And Floodplains Aerial Survey Engineering project in an amount not to exceed \$544,100.00.

Impact on Community Sustainability:

This project supports the City Council's strategic objectives and vision of building a community that families and businesses want to call home by:

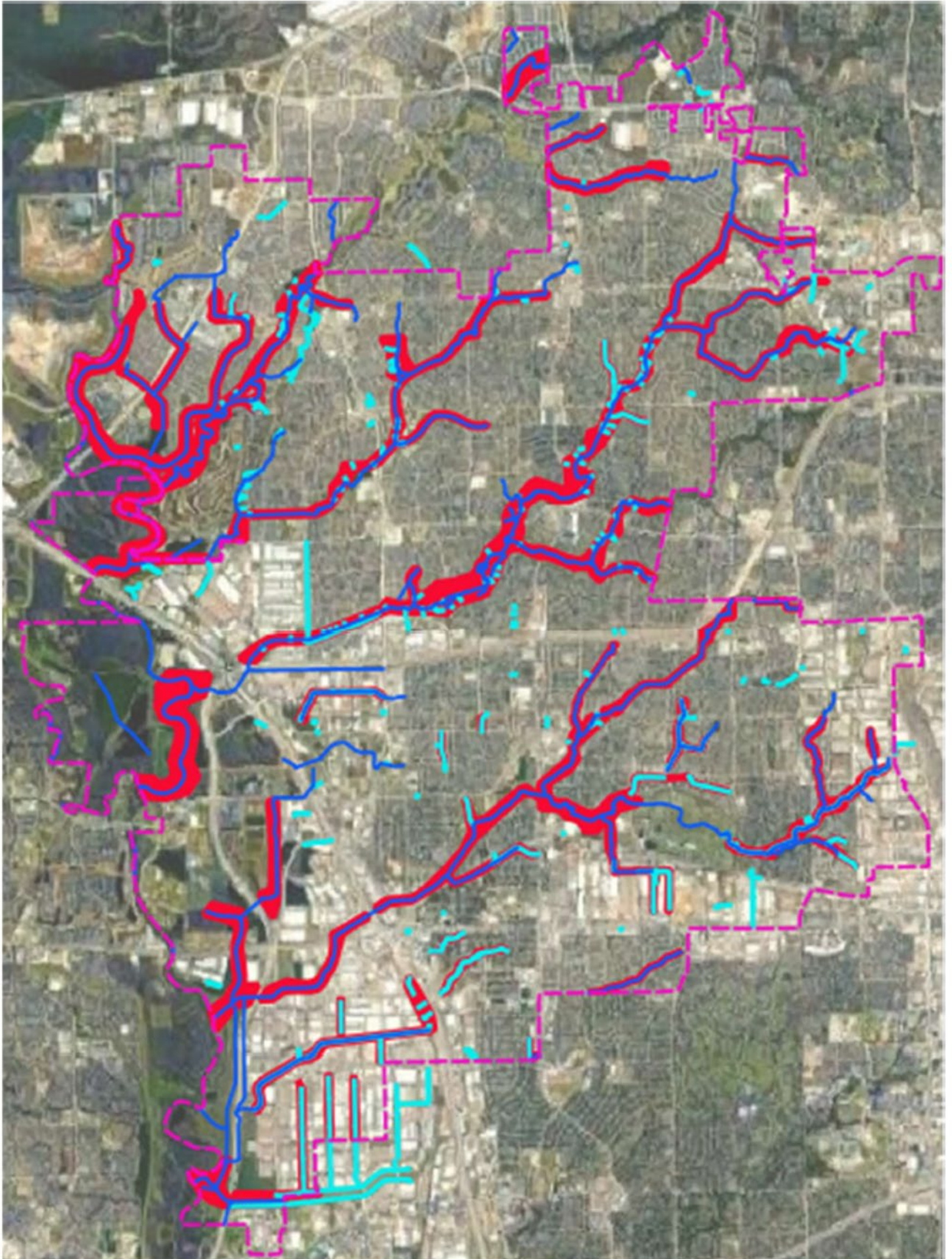
- Improving community safety by identifying erosion, structural risks, and flood-related vulnerabilities within channels and FEMA-regulated floodplains, helping protect residents and businesses from future hazards (Hospitality; Healthy).

- Strengthening infrastructure reliability through comprehensive LiDAR, imagery, and bathymetric mapping that supports long-term drainage system maintenance and investment (Economical).
- Enhancing operational efficiency by streamlining how Engineering and Public Works monitor, prioritize, and manage drainage assets, allowing city staff to provide faster, data-driven service (Optimize).

Staff Recommendation/Action Desired:

Staff recommend authorizing the City Manager to enter a professional services agreement for engineering services with Birkhoff, Hendricks & Carter, LLP. for the Channels And Floodplains Aerial Survey Engineering project in an amount not to exceed \$544,100.00.

Map





City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7726

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type:
Contracts/Agreements

Agenda Number: *10.

City Council Meeting Date: **August 18, 2026**

Date: August 10, 2026

To: Erin Rinehart, City Manager

From: Jonathan Wheat, P.E., Director of Engineering
Shannon Hicks, P.E., Assistant City Manager

Consider Authorizing The City Manager To Approve A Professional Services Agreement For Engineering Services With LJA Engineering, Inc. For The Woodlake Pond Enhancements Phase 2 Project In An Amount Not To Exceed \$444,250.00.

Summary:

The purpose of this item is to design the remaining enhancements for Woodlake Lake.

Background:

This project is an extension of the first phase of the Woodlake Pond Enhancements project which was completed in August 2026. Phase 2 of the Woodlake Pond Enhancements project is located adjacent to the phase 1 site, which is near the intersection of E. Peters Colony Road and N. Josey Lane in Carrollton, Texas. The Phase 2 project aims to enhance the Woodlake Pond park area by including the design of a boardwalk and lake overlook pergola, enhanced plantings and trees, terraced picnic area, shaded seating over the water, decorative screen walls, seat walls, and a lake fountain. The current proposed scope for phase 2 was presented to council in work session on June 7, 2022, and was approved.

The proposed scope of work in this engineering design services contract includes topographic surveying, hydraulic and hydrologic analysis, site development plans, landscape architecture, site lighting, and all related engineering design necessary for construction. Professional services include project management, surveying, engineering design, bid phase assistance, and construction administration services through project completion.

Consultant selection was performed using a Request for Qualifications method where five engineering firms submitted a Statement of Qualifications which was evaluated by a four-person committee.

Financial Implications:

LJA Engineering, Inc. has submitted a proposal to the City of Carrollton to provide engineering design services for the Woodlake Pond Enhancements Phase 2 project in an amount not to exceed \$444,250.00.

Impact on Community Sustainability:

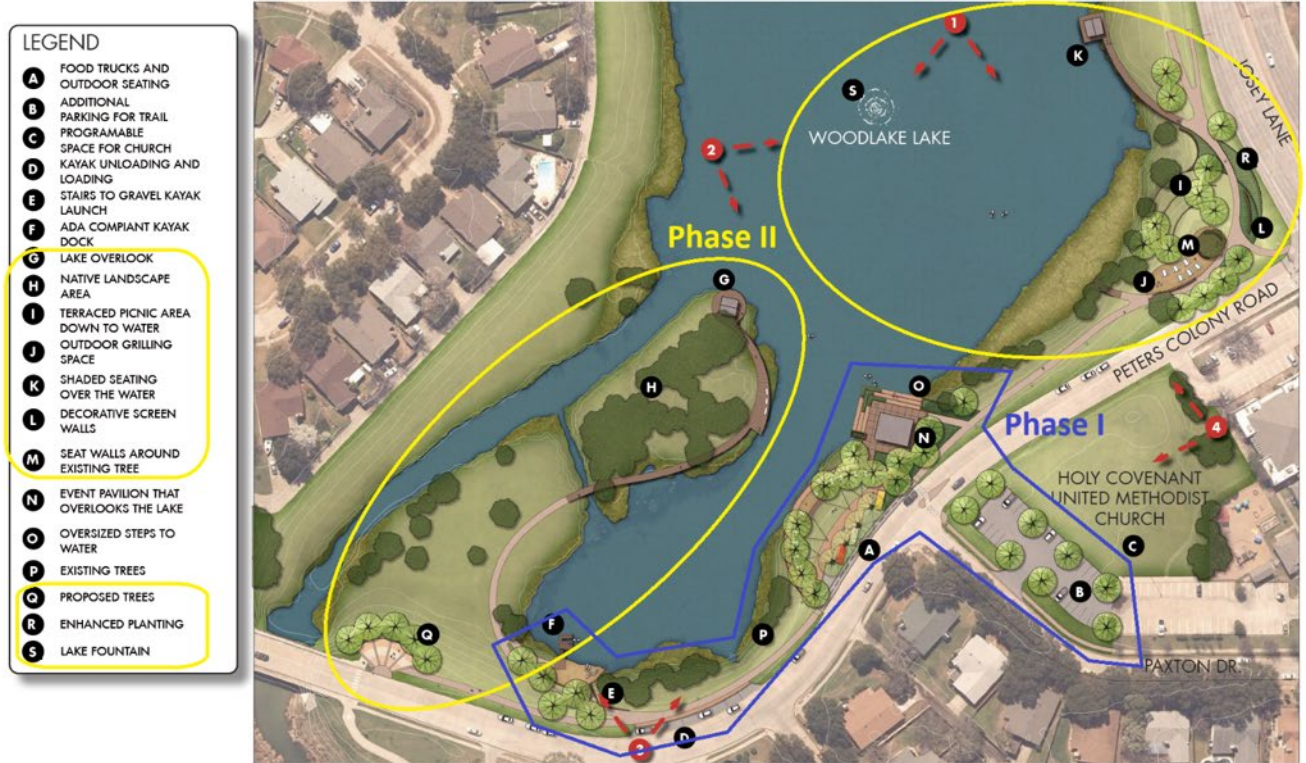
This project supports the City Council's strategic objectives and vision of building a community that families and businesses want to call home by:

- Enhancing recreational opportunities and improving the park experience through upgraded amenities including the boardwalk, pergola overlook, terraced picnic areas, shaded seating, plantings, and lake fountain, strengthening quality of life and community hospitality (Hospitality, Healthy, Thriving).
- Improving accessibility and pedestrian connectivity within the Woodlake Pond area to ensure residents can easily and safely reach park features, supporting connected neighborhoods and mobility (Hospitality, Accessible).
- Supporting revitalization of an existing community amenity by reinvesting in infrastructure and recreational spaces that maintain Carrollton's signature character (Revitalized).

Staff Recommendation/Action Desired:

Staff recommend authorizing the City Manager to enter into a professional services agreement for engineering services with LJA Engineering, Inc. for the Woodlake Pond Enhancements Phase 2 project in an amount not to exceed \$444,250.00.

Map



THIS PLAN AND THE DESIGNS DEPICTED ARE CONCEPTUAL IN NATURE AND ARE CONSIDERED PRELIMINARY AND SUBJECT TO CHANGE.

SCHEMATIC DESIGN PLAN

JUNE 29, 2022





City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7723

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *11.

City Council Meeting Date: **August 18, 2026**

Date: August 6, 2026

To: Erin Rinehart, City Manager

From: Jonathan Wheat, P.E., Director of Engineering
Shannon Hicks, P.E., Assistant City Manager

Consider A **Resolution Authorizing The City Manager To Execute The Documents Necessary To Enter Into An Easement Encroachment Agreement With CoServ Electric To Allow For The Placement Of Electric Conduit And Wiring Across And Within Easements Dedicated To the City Of Carrollton.**

Summary:

This agenda item is to adopt a resolution authorizing the City Manager to execute an easement encroachment agreement that will allow CoServ facilities to pass across and within utility easements dedicated to the City of Carrollton at the Lifetime Fitness site.

Background:

Lifetime Fitness is a development currently under development in the northern area of the City and is located at 5015 Plano Parkway (Plano Pkwy and Parker Rd). The building in development is to receive electrical service from CoServ Electric. Due to the layout of the site, there are locations where the proposed electrical lines will cross City of Carrollton public water easements on the site. CoServ is seeking to execute an easement encroachment agreement with the City to allow for their electric lines to cross the City's existing utility easements.

Financial Implications:

There is no impact to the city's current or future operating budgets for this request.

Staff Recommendation/Action Desired:

Staff recommend Council adopt a resolution authorizing the City Manager to execute the documents necessary to enter into an easement encroachment agreement with CoServ Electric to allow for the placement of electric conduit and wiring across and within easements dedicated to the City.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS NECESSARY TO ENTER INTO AN EASEMENT ENCROACHMENT AGREEMENT WITH DENTON COUNTY ELECTRIC COOPERATIVE, INC., D/B/A COSERV ELECTRIC, TO ALLOW FOR THE PLACEMENT OF ELECTRIC CONDUIT AND WIRING ACROSS AND WITHIN EASEMENTS DEDICATED TO THE CITY OF CARROLLTON; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, CoServ Electric is the electric service provider for Lifetime Fitness located at 5015 Plano Parkway, near the intersection of Plano Parkway and Parker Road; and

WHEREAS, the City of Carrollton has easements dedicated for the conveyance of water service within and adjacent to the Lifetime Fitness site;

WHEREAS, CoServ Electric has obtained separate utility easements; and

WHEREAS, CoServ Electric, in order to provide electric service to and throughout the Lifetime Fitness site, finds it necessary to encroach within the easements dedicated to the City of Carrollton;

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

SECTION 1:

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2:

The City Manager, or designee, is hereby authorized to execute documents necessary to convey an Encroachment Agreement to Denton County Electric Cooperative, Inc. D/B/A CoServ Electric, in a form to be approved by the City Attorney, in consideration of \$10.00 and other good and valuable consideration.

SECTION 3:

The City Manager, or designee, is authorized to take those steps reasonable and necessary to comply with the intent and purposes of this Resolution.

SECTION 4:

This Resolution shall take effect immediately from and after its passage.

PASSED and APPROVED on this 18th day of August 2026.

CITY OF CARROLLTON, TEXAS

Steve Babick,
Mayor

ATTEST:

Chloe Sawatzky,
City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith A. Ladd,
City Attorney

Jonathan Wheat, P.E.,
Director of Engineering

Map



Development Location



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7727

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *12.

City Council Meeting Date: **August 18, 2026**

Date: August 6, 2026

To: Erin Rinehart, City Manager

From: Jonathan Wheat, P.E., Director of Engineering
Shannon Hicks, P.E., Assistant City Manager

Consider A Resolution Authorizing The City Manager To Negotiate and Execute An Interlocal Cooperative Agreement (ICA) With The North Central Texas Council Of Governments (NCTCOG) To Provide Local Match Funding For The Design and Construction Of The Cotton Belt Shared Use Trail.

Summary:

The purpose of this item is to authorize local match funding for the design and construction of a shared use trail parallel to the DART Silver Line and a connection into McInnish Park in a maximum amount of \$832,202.

Background:

NCTCOG has been coordinating with DART to construct the Cotton Belt Trail along the entire length of the Silver Line. Phase 3A of the DART Cotton Belt Trail extends from Downtown Carrollton to the south edge of McInnish Park. Funding for this section of trail in the amount of \$22,000,000 is currently programmed for design and construction, with a local match requirement of \$351,446. DART will coordinate the design and construction of the trail and the only requirement from Carrollton is local match funding. Subsequent to the initial planning for this project, NCTCOG has identified additional funding in the corridor that was initially earmarked for a segment of trail in the City of Grapevine in the amount of \$1,923,024. The project in Grapevine cannot be completed in the timeframe of this funding availability, so NCTCOG has identified another section of trail that can be completed, and has reappropriated this funding to connect the Cotton Belt Trail into McInnish Park. In order to utilize this funding, an additional local match of \$480,756 is required from the City of Carrollton. Thus, a total local match for both of the trail projects is \$832,202.

Financial Implications:

NCTCOG has received funding for design and construction of the Cotton Belt Trail from Downtown Carrollton into McInnish Park in an amount of \$23,923,024. The local match for this project is \$832,202. Funds for the local match are available from the Parks Consolidated fund.

Impact on Community Sustainability:

This project will support the City Council's strategic objectives and vision of building a community that families and businesses want to call home by:

- Expanding access to the regional trail network and increasing safe, connected mobility options for pedestrians and cyclists. (Hospitality, Accessible, Healthy)
- Creating a key recreation asset along the DART Silver Line corridor and improving opportunities for outdoor activity and wellness. (Healthy, Thriving)
- Supporting long term infrastructure investment through partnership with DART and NCTCOG, maximizing funding and demonstrating responsible stewardship of City resources. (Economical)
- Strengthening community connectivity and encouraging greater public engagement with parks and trails. (Engaging)

Staff Recommendation/Action Desired:

Staff recommends adopting a resolution authorizing the City Manager to enter into an ICA with NCTCOG for funding the local match for the design and construction of the Cotton Belt shared use trail along the DART Silver Line.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN INTERLOCAL COOPERATIVE AGREEMENT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS TO FUND THE DESIGN AND CONSTRUCTION OF THE COTTON BELT SHARED USE TRAIL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton (City) and the North Central Texas Council of Governments (NCTCOG) mutually desire to enter into an Interlocal Cooperative Agreement (ICA) to allow the design and construction of the Cotton Belt shared use trail between the Downtown Carrollton and McInnish Park, along the Dallas Area Rapid Transit (DART) Silver Line; and

WHEREAS, the North Central Texas Council of Governments (NCTCOG) has recommitted funding to extend the Cotton Belt shared use trail into McInnish Park; and

WHEREAS, local match funding in an amount of \$832,202 from the City is necessary for the Cotton Belt Trail and extension into McInnish Park; and

WHEREAS, an ICA with NCTCOG is necessary in order to allow the City to fund the local match for the design and construction of these shared use trail projects.

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

SECTION 1

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2

The City Manager, or designee, is authorized to negotiate and execute an ICA with NCTCOG for the local match funding for the design and construction of the Cotton Belt Trail and extension.

SECTION 3

The City Manager, or designee, is authorized to take those steps reasonable and necessary to comply with the intent of this Resolution.

SECTION 4

This Resolution shall take effect immediately from and after its passage.

DULY PASSED and APPROVED on this 18th day of August, 2026.

CITY OF CARROLLTON, TEXAS

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

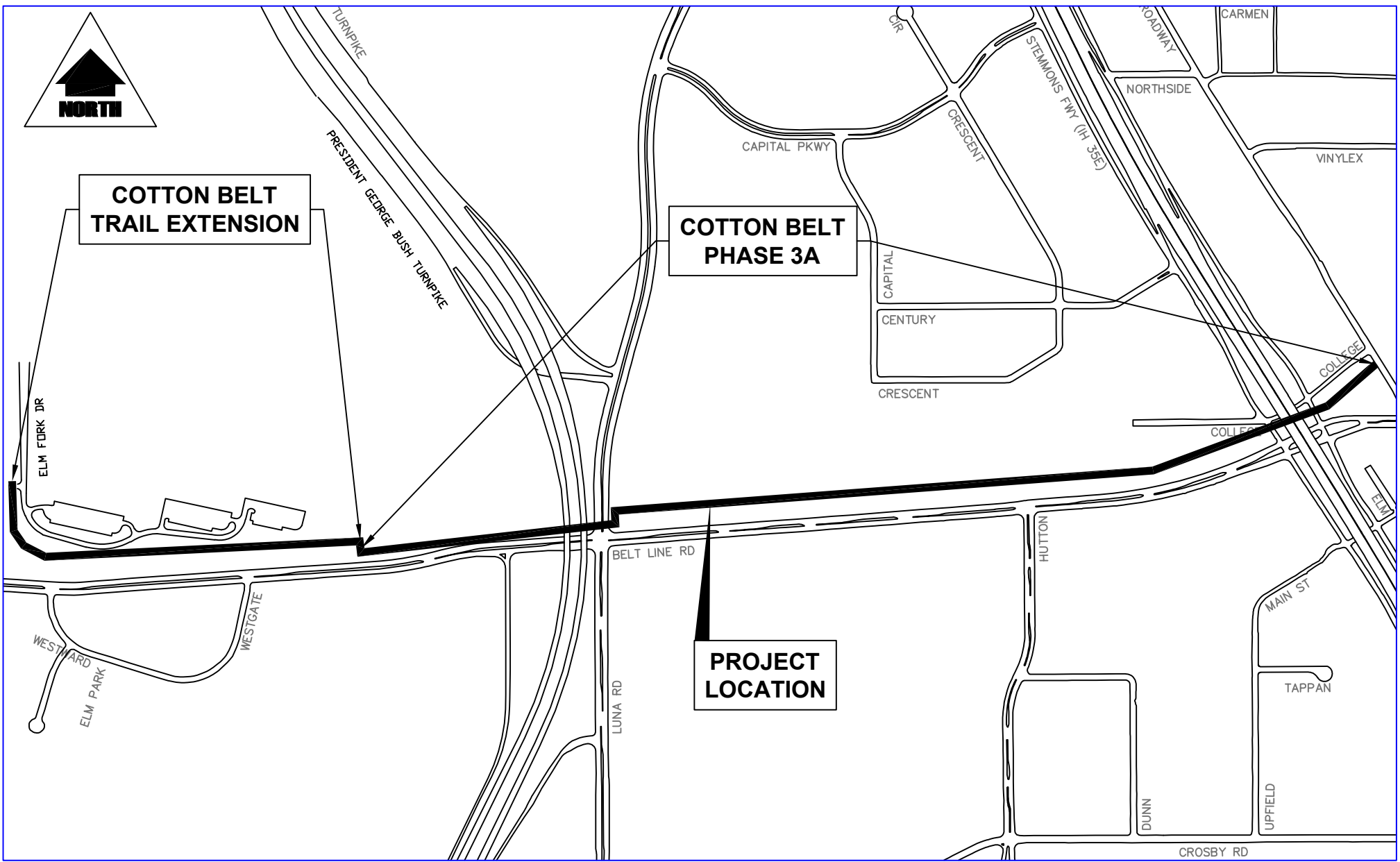
APPROVED AS TO FORM:

Meredith A. Ladd, City Attorney

APPROVED AS TO CONTENT:

Jonathan Wheat, P.E.,
Director of Engineering

FILENAME: U:\TRANSPORTATION_ENGR_DIV\AGENDA_ITEMS\COTTON_BELT_TRAIL



COTTON BELT TRAIL



SCALE: NTS DATE: 8/5/2026
SHEET
NUMBER: 1 OF 1 SHEETS



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7729

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *13.

City Council Meeting Date: August 18, 2026

Date: August 6, 2026

To: City Council

From: Meredith A. Ladd, City Attorney

Consider A Resolution Of The City Council Of The City Of Carrollton, Texas, Approving A Negotiated Settlement Between The Atmos Cities Steering Committee (“ACSC”) And Atmos Energy Corp., Mid-Tex Division Regarding The Company’s 2026 Rate Review Mechanism Filing; Declaring Existing Rates To Be Unreasonable; Adopting Tariffs That Reflect Rate Adjustments Consistent With The Negotiated Settlement; Finding The Rates To Be Set By The Attached Settlement Tariffs To Be Just And Reasonable And In The Public Interest; Approving An Attachment Establishing A Benchmark For Pensions And Retiree Medical Benefits; 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; And Providing An Effective Date.

Background:

The City, along with 181 other Mid-Texas cities served by Atmos Energy Corporation, Mid-Tex Division (“Atmos Mid-Tex” or “Company”), is a member of the Atmos Cities Steering Committee (“ACSC”). In 2007, ACSC and Atmos Mid-Tex settled a rate application filed by the Company pursuant to Section 104.301 of the Texas Utilities Code for an interim rate adjustment commonly referred to as a GRIP filing (arising out of the Gas Reliability Infrastructure Program legislation). That settlement created a substitute rate review process, referred to as Rate Review Mechanism (“RRM”), as a substitute for future filings under the GRIP statute.

Since 2007, there have been several modifications to the original RRM Tariff. The most recent iteration of an RRM Tariff was reflected in an ordinance adopted by ACSC members in 2018. On or about April 1, 2026, the Company filed a rate request pursuant to the RRM Tariff adopted by ACSC members. The Company claimed that its cost-of-service in a test year ending December 31, 2025,

entitled it to additional system-wide revenues of \$291.1 million.

Application of the standards set forth in ACSC's RRM Tariff reduces the Company's request to \$273.6 million. After reviewing the filing and conducting discovery, ACSC's consultants concluded that the system-wide deficiency under the RRM regime should be \$253.4 million instead of the claimed \$291.1 million.

After several settlement meetings, the parties have agreed to settle the case for \$260.5 million. This is a reduction of over \$30 million to the Company's initial request. This includes payment of ACSC's expenses. The Effective Date for new rates is October 1, 2026.

Financial Implications:

The impact of the settlement on average residential rates is an increase of \$13.37 on a monthly basis, or 14.15%. The increase for average commercial usage will be \$44.82 or 9.90%.

Staff Recommendation/Action Desired:

Staff recommends City Council adopt the Resolution approving the negotiated settlement in accordance with the terms set forth therein.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2026 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; 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 Carrollton, Texas (“City”) is a gas utility customer of Atmos Energy Corp., Mid-Tex Division (“Atmos Mid-Tex” or “Company”), and a regulatory authority with an interest in the rates, charges, and services of Atmos Mid-Tex; and

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

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

WHEREAS, the current RRM tariff was adopted by the City in a rate ordinance in 2018; and

WHEREAS, on about April 1, 2026, Atmos Mid-Tex filed its 2026 RRM rate request with ACSC Cities based on a test year ending December 31, 2026; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2026 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 \$260.5 million on a system-wide basis with an Effective Date of October 1, 2026; and

WHEREAS, ACSC agrees that Atmos' plant-in-service is reasonable; and

WHEREAS, with the exception of approved plant-in-service, ACSC is not foreclosed from future reasonableness evaluation of costs associated with incidents related to gas leaks; and

WHEREAS, the attached tariffs (Attachment 1) implementing new rates are consistent with the recommendation of the ACSC Executive Committee, are agreed to by the Company, and are just, reasonable, and in the public interest; and

WHEREAS, the settlement agreement sets a new benchmark for pensions and retiree medical benefits (Attachment 2); and

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

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

SECTION 1

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety

SECTION 2

Without prejudice to future litigation of any issue identified by ACSC, the City Council finds that the settled amount of an increase in revenues of \$260.5 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 2026 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

Despite finding Atmos Mid-Tex's plant-in-service to be reasonable, ACSC is not foreclosed in future cases from evaluating the reasonableness of costs associated with incidents involving leaks of natural gas.

SECTION 4

The existing rates for natural gas service provided by Atmos Mid-Tex are unreasonable. The new tariffs attached hereto and incorporated herein as Attachment 1, are just and reasonable,

and are designed to allow Atmos Mid-Tex to recover annually an additional \$260.5 million on a system-wide basis, over the amount allowed under currently approved rates. Such tariffs are hereby adopted.

SECTION 5

The ratemaking treatment for pensions and retiree medical benefits in Atmos Mid-Tex's next RRM filing shall be as set forth on Attachment 2, attached hereto and incorporated herein.

SECTION 6

Atmos Mid-Tex shall reimburse the reasonable ratemaking expenses of the ACSC in processing the Company's 2026 RRM filing.

SECTION 7

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

SECTION 8

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 9

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 10

Consistent with the City Ordinance that established the RRM process, this Resolution shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after October 1, 2026.

SECTION 11

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas, on this 18th day of August, 2026.

CITY OF CARROLLTON, TEXAS

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky
City Secretary

APPROVED AS TO FORM:

Meredith A. Ladd
City Attorney

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	R – RESIDENTIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Application

Applicable to Residential Customers for all natural gas provided at one Point of Delivery and measured through one meter.

Type of Service

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

Monthly Rate

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

Charge	Amount
Customer Charge per Bill	\$ 24.35 per month
Rider CEE Surcharge	\$ 0.05 per month ¹
Total Customer Charge	\$ 24.40 per month
Commodity Charge – All <u>Ccf</u>	\$ 1.03839 per Ccf

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

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

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

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

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

Agreement

An Agreement for Gas Service may be required.

Notice

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

¹Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 19196. Surcharge billing effective July 1, 2026.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	C – COMMERCIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Application

Applicable to Commercial Customers for all natural gas provided at one Point of Delivery and measured through one meter and to Industrial Customers with an average annual usage of less than 30,000 Ccf.

Type of Service

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

Monthly Rate

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

Charge	Amount
Customer Charge per Bill	\$ 115.50 per month
Rider CEE Surcharge	\$ 0.00 per month ¹
Total Customer Charge	\$ 115.50 per month
Commodity Charge – All Ccf	\$ 0.27784 per Ccf

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

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

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

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

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

Agreement

An Agreement for Gas Service may be required.

Notice

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

Presumption of Plant Protection Level

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

¹ Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 19196. Surcharge billing effective July 1, 2026.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Application

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

Type of Service

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

Monthly Rate

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

Charge	Amount
Customer Charge per Meter	\$ 2,304.50 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.9582 per MMBtu
Next 3,500 MMBtu	\$ 0.7018 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.1505 per MMBtu

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

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

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

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

Curtailment Overpull Fee

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

Replacement Index

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Agreement

An Agreement for Gas Service may be required.

Notice

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

Special Conditions

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

Presumption of Plant Protection Level

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Application

Applicable, in the event that Company has entered into a Transportation Agreement, to a customer directly connected to the Atmos Energy Corp., Mid-Tex Division Distribution System (Customer) for the transportation of all natural gas supplied by Customer or Customer's agent at one Point of Delivery for use in Customer's facility.

This tariff is not available to customers with a maximum daily demand of 1,000 MMBtu or greater and a daily/annual load factor of 10% or less. Load factor is calculated as follows: annual usage / (maximum daily connected demand X 365). Load factors will be recalculated once each year to determine appropriate eligibility for Rate T.

Type of Service

Company's receipt and delivery of all gas quantities under the applicable Transportation Agreement will be on a wholly interruptible basis subject to the Terms and Conditions incorporated in the Transportation Agreement. If Customer is an Industrial Customer, then Customer may elect, at the reasonable discretion of Company, to contract for Plant Protection transportation quantities defined as the minimum natural gas required to prevent physical harm and/or protect critical safety to the plant facilities, plant personnel, or the public when such protection cannot be achieved through the use of an alternate fuel. Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

Monthly Rate

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

Charge	Amount
Customer Charge per Meter	\$ 2,304.50 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.9582 per MMBtu
Next 3,500 MMBtu	\$ 0.7018 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.1505 per MMBtu

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

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

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

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

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Imbalance Fees

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

Monthly Imbalance Fees

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

Overpull Fee

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

Replacement Index

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

Agreement

A transportation agreement is required.

Notice

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

Special Conditions

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	SUR – SURCHARGES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Application

This Rider is applicable to customer classes in the incorporated areas under the RRM tariff as authorized by the state or any governmental entity, a municipality, or a regulatory authority pursuant to any statute, ordinance, order, rule, contract, or agreement.

Monthly Calculation

Surcharges will be calculated in accordance with the applicable statute, ordinance, order, rule, contract, or agreement.

FASB ASC 740-10 (Fin48) Refund

Applicable to Customers taking service under Rate Schedules R – Residential, C – Commercial, I – Industrial and T – Transportation.

To ensure that gas utility customers receive the benefit associated with the changes in the Company's Uncertain Tax Positions ("UTPs") arising from recognition of Texas Margin Tax returns.

The decrease shall be calculated as follows:

Beginning with implementation of rates from the negotiated RRM Tariff, and annually thereafter, the portion of UTP liabilities identified in Schedule FIN48-1.1 for the prior fiscal year shall be allocated based on the final class allocations of GUD No. 10170 as per the RRM Tariff, divided by the annual bill count to derive rates to be refunded through Rider SUR in the subsequent fiscal year. Each year's calculation will include a true-up (+ or -) due to account for over/under collections. Amounts identified in Schedule FIN48-1 shall be adjusted to reflect any audit adjustments received from the Texas Comptroller of Public Accounts.

No action on the part of the Regulatory Authority is required to give effect to the amount to be refunded to customers. However, any amount refunded to customers shall be fully subject to review for reasonableness and accuracy in the gas utility's next statement of intent proceeding with the Railroad Commission of Texas, and if applicable, the gas utility shall be required to reconcile any discrepancies.

The following refund as authorized in the most recent negotiated RRM Tariff shall be refunded to each Rate Schedules R – Residential, C – Commercial, I – Industrial and T – Transportation customer's monthly bill in each month for a 12-month period. The refund amount by month by Rate Schedule is shown in the table below:

Rate Schedules	Rate
Rate R – Residential Sales	\$ (0.14)
Rate C – Commercial Sales	\$ (0.49)
Rate I – Industrial Sales	\$ (10.47)
Rate T – Transportation	\$ (10.47)

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	SUR – SURCHARGES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Unprotected Excess Deferred Income Tax Amortization

The allocated RRM Cities balance of the Unprotected portion of the Excess Deferred Income Taxes (“EDIT”) remaining after implementation of rates at October 1, 2026 shall be applied to each Rate Schedules R – Residential, C – Commercial, I – Industrial and T – Transportation customer's monthly bill for a one-month period. The refund amount by Rate Schedule is shown in the table below:

Rate Schedules	Rate
Rate R – Residential Sales	\$ (4.45)
Rate C – Commercial Sales	\$ (14.80)
Rate I – Industrial Sales	\$ (319.02)
Rate T – Transportation	\$ (319.02)

Maximum Allowable Operating Pressure (“MAOP”) Hydrostatic Testing Cost Recovery

The allocated RRM Cities balance of the MAOP Hydrostatic Testing Cost as of December 31, 2025 is to be recovered through a monthly rate. This monthly rate shall be applied to each Rate Schedules R – Residential, C – Commercial, I – Industrial and T – Transportation customer's monthly bill for approximately twelve (12) months or until all approved costs are recovered from the applicable customer classes. The monthly recovery rate by Rate Schedule is shown in the table below:

Rate Schedules	Rate
Rate R – Residential Sales	\$ 0.30
Rate C – Commercial Sales	\$ 0.98
Rate I – Industrial Sales	\$ 21.17
Rate T – Transportation	\$ 21.17

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	WNA – WEATHER NORMALIZATION ADJUSTMENT	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Provisions for Adjustment

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

Computation of Weather Normalization Adjustment

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

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

Where

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

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

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

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

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

ADD = billing cycle actual heating degree days.

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

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

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

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

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	WNA – WEATHER NORMALIZATION ADJUSTMENT	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2026	

Base Use/Heat Use Factors

<u>Weather Station</u>	<u>Residential</u>		<u>Commercial</u>	
	<u>Base use Ccf</u>	<u>Heat use Ccf/HDD</u>	<u>Base use Ccf</u>	<u>Heat use Ccf/HDD</u>
Abilene	9.78	0.1448	91.89	0.8018
Austin	9.07	0.1318	213.26	0.9418
Dallas	12.87	0.1937	192.49	1.1269
Waco	9.39	0.1261	159.17	0.8068
Wichita Falls	10.61	0.1364	133.65	0.6965

Weather Normalization Adjustment (WNA) Report

On or before June 1 of each year, the company posts on its website at www.atmosenergy.com/MTXTariffs, in Excel format, a *Weather Normalization Adjustment (WNA) Report* to show how the company calculated its WNAs factor during the preceding winter season. Additionally, on or before June 1 of each year, the company files one hard copy and an Excel version of the *WNA Report* with the Railroad Commission of Texas' Gas Services Division, addressed to the Director of that Division.

ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
PENSIONS AND RETIREE MEDICAL BENEFITS FOR CITIES APPROVAL
TEST YEAR ENDING DECEMBER 31, 2025

Line No.	Description	Shared Services		Mid-Tex Direct			Adjustment Total
		Pension Account Plan	Post-Employment Benefit Plan	Pension Account Plan	Post-Employment Benefit Plan	Supplemental Executive Benefit Plan	
	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Proposed Benefits Benchmark -						
	Fiscal Year 2026 Willis Towers Watson Report as adjusted (1) (2) (3)	\$ 200,382	\$ (490,197)	\$ 951,536	\$ (3,288,240)	\$ 72,926	
2	Allocation Factor	46.66%	46.66%	87.00%	87.00%	100.00%	
3	Proposed Benefits Benchmark Costs Allocated to Mid-Tex (Ln 1 x Ln 2)	\$ 93,490	\$ (228,707)	\$ 827,882	\$ (2,860,928)	\$ 72,926	
4	O&M and Capital Allocation Factor	100.00%	100.00%	100.00%	100.00%	100.00%	
5	Proposed Benefits Benchmark Costs to Approve (Ln 3 x Ln 4)	\$ 93,490	\$ (228,707)	\$ 827,882	\$ (2,860,928)	\$ 72,926	\$ (2,095,337)
6							
7	O&M Expense Factor (WP_F-2.3, Ln 2)	80.27%	80.27%	36.19%	36.19%	8.73%	
8							
9	Summary of Costs to Approve (1):						
10	Total Pension Account Plan	\$ 75,047		\$ 299,646			\$ 374,693
11	Total Post-Employment Benefit Plan		\$ (183,588)		\$ (1,035,492)		(1,219,080)
12	Total Supplemental Executive Benefit Plan					\$ 6,367	6,367
13	Total (Ln 10 + Ln 11 + Ln 12)	\$ 75,047	\$ (183,588)	\$ 299,646	\$ (1,035,492)	\$ 6,367	\$ (838,020)



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 7730

Agenda Date: 8/18/2026

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *14.

City Council Meeting Date: **August 18, 2026**

Date: July 29, 2026

To: Erin Rinehart, City Manager

From: Cory Heiple, Environmental Services Director
Shannon Hicks, Assistant City Manager

Consider A **Resolution Supporting A Municipal Setting Designation For Property Located At 1349 Valley View Lane In The City Of Farmers Branch, Texas.**

Background:

This agenda item seeks the approval of a resolution granting support to a request for a Municipal Setting Designation (MSD) by the City of Farmers Branch for the property at 1349 Valley View Lane located within the City of Farmers Branch.

An MSD is a Texas Commission on Environmental Quality (TCEQ) certification of a property declaring that the groundwater beneath the designated property is not used as potable water and is prohibited from future use as potable water. The purpose of the MSD is to provide a TCEQ-approved remediation process for a site with historical environmental impacts provided there is no current or planned use for a potable water well on the site. This designation allows for redevelopment of areas that would have otherwise been left abandoned and unproductive. To be approved, the groundwater must meet minimum safety thresholds for exposure levels; the site's environmental data shows it to be within the TCEQ protective levels for an MSD.

To meet the MSD requirements, an MSD application needs a resolution of support from municipalities owning public water wells within five miles of the designated property. The City of Carrollton owns and operates an emergency public water supply well 4.3 miles northeast and upgradient of the designated property. It is for this reason that the applicants are requesting a resolution of support from the City of Carrollton for their MSD application to the Texas Commission on Environmental Quality.

City staff have reviewed the pertinent materials submitted by the applicants, including the approval of its MSD application by the City of Farmers Branch through an MSD Ordinance (Ordinance No.

4006) for the designated property approved on July 7, 2026.

The detected contaminants of concern that exceeded the residential protective concentration levels are semi-volatile organic compounds, per- and polyfluoroalkyl substances, and Resource Conservation and Recovery Act metals. These appear to have been associated with a former landfill operated by the City of Farmers Branch at 1349 Valley View Lane. The impacted property entered into the Voluntary Cleanup Program (VCP No. 3388) with the Texas Commission on Environmental Quality (TCEQ) on April 6, 2026. Results from the groundwater monitoring wells have indicated the levels of these remaining concentrations are within the state-allowable soil concentrations but exceed drinking water concentrations necessitating an MSD. This area in Farmers Branch does not have a current or future need to utilize shallow wells as a potable water supply.

The affected groundwater zone is approximately 13-40 feet deep below ground surface. Carrollton's emergency water supply well (State ID 3302102) is cemented from 0 to 2,475 feet which separates the production zone from the shallower aquifers and groundwater-bearing units. This municipal water supply well is about 4.3 miles northeast of the designated property. The groundwater flow beneath the designated property is generally to the southwest, downgradient and away from the Carrollton well.

Based on the above findings staff has determined there is essentially no risk to the interests of the City of Carrollton in granting consent to the applicant's request for an MSD support resolution.

Financial Implications:

There are no financial implications for the City of Carrollton for approval of this MSD.

Impact on Community Sustainability:

There is no expected impact to environmental sustainability for the City of Carrollton as the emergency well is 4.3 miles upgradient from the MSD application site. Additionally, the chemicals of concern have stabilized and decreased due to remediation efforts and monitoring well samples indicate the protective contaminant levels do not exceed TCEQ concentrations for an MSD.

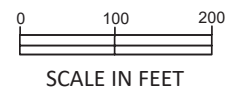
Staff Recommendation/Action Desired:

Staff recommends City Council approval of a resolution of support for this Municipal Setting Designation in the City of Farmers Branch.



LEGEND

- APPROXIMATE MSD BOUNDARY
-  APPROX BORING/MONITORING WELL LOCATION
(B-# AND PMW-#)



SOURCE: GOOGLE EARTH (OCTOBER 2025), DCAD (OCTOBER 2025)

PROPOSED MSD BOUNDARY

22.929 ACRE FORMER LANDFILL
SITE 1349 VALLEY VIEW LANE
FARMERS BRANCH, TEXAS 75234

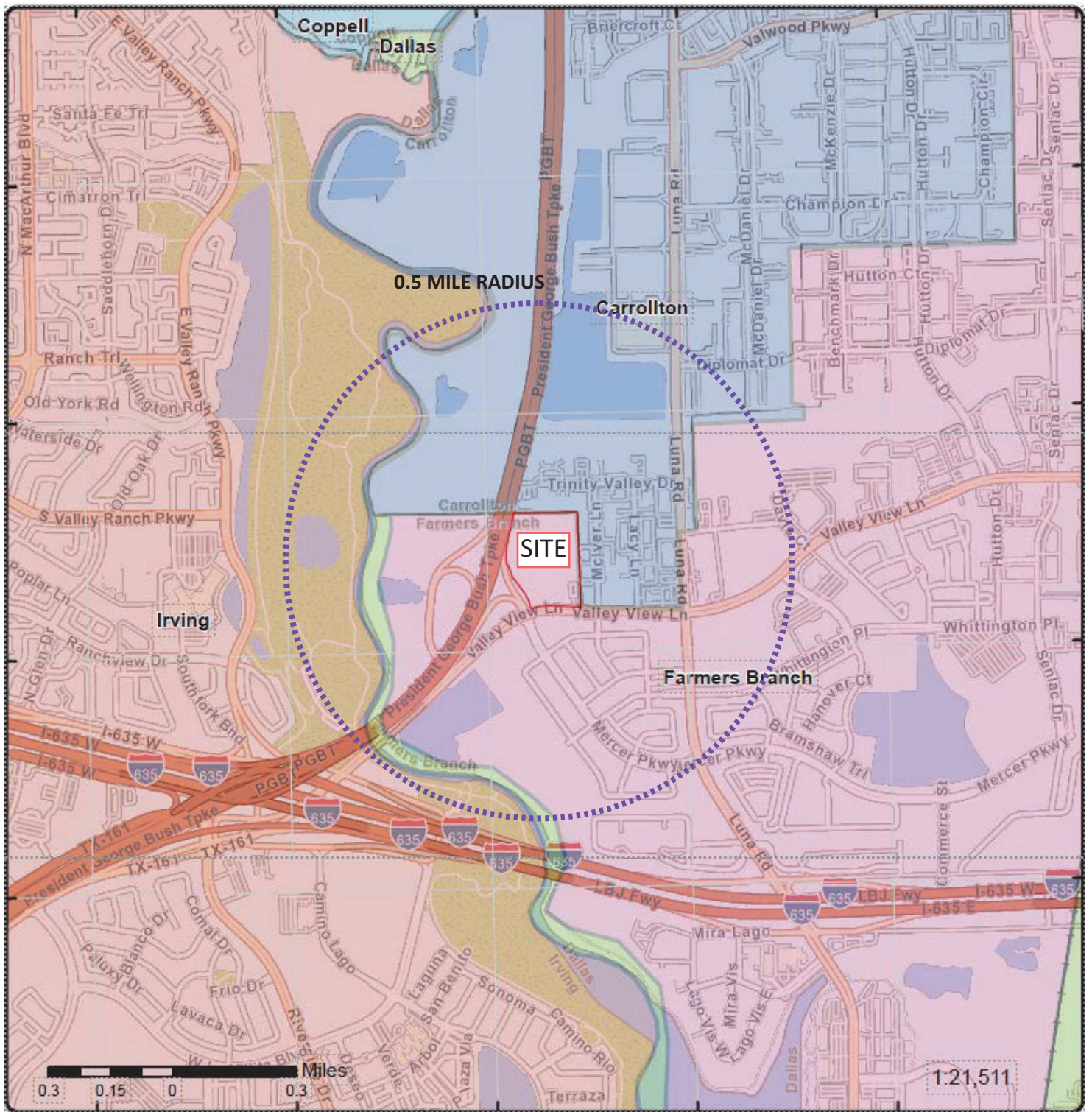
DATE:	MAY 2026
DRAWN BY:	MT
CHECKED BY:	PR
VERTEX PROJECT #:	111418

FIGURE
7-1

VERTEXENG.COM

VERTEX[®]
3030 LBJ FWY., STE. 1620
DALLAS, TX 75234





- 1/2-MILE RADIUS
- DESIGNATED PROPERTY
- IRVING
- DALLAS
- FARMERS BRANCH
- CARROLLTON



Source: © US Geological Survey, © ERIS Information Inc.

MUNICIPALITY LIMITS WITHIN 0.5-MILE

22.929 ACRE FORMER LANDFILL SITE
1349 VALLEY VIEW LANE FARMERS
BRANCH, TEXAS 75234

DATE:	MAY 2026
DRAWN BY:	MT
CHECKED BY:	PR
VERTEX PROJECT #:	111418

FIGURE
7-2

VERTEXENG.COM

VERTEX[®]
3030 LBJ FREEWAY, SUITE 1620
DALLAS, TEXAS 75234

RESOLUTION NO. _____

A RESOLUTION BY THE CITY OF CARROLLTON, TEXAS IN SUPPORT OF THE APPLICATION BY THE CITY OF FARMERS BRANCH (“MSD APPLICANT”) TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) FOR A MUNICIPAL SETTING DESIGNATION FOR PROPERTY GENERALLY LOCATED AT 1349 VALLEY VIEW LANE.

WHEREAS, Chapter 361, Subchapter W, of the Texas Solid Waste Disposal Act authorizes the Texas Commission on Environmental Quality (TCEQ) to certify Municipal Setting Designations for properties upon receipt and approval of a properly submitted application to the TCEQ; and,

WHEREAS, as part of the application to the TCEQ for a Municipal Setting Designation, the Applicant is required to provide documentation that the application is supported by the City Council of each municipality that owns or operates a groundwater supply well located not more than five miles from the proposed designated area; and,

WHEREAS, The City of Farmers Branch (“MSD Applicant”) filed an application with City of Farmers Branch, Texas for the issuance of a Municipal Setting ordinance for the property located 1349 Valley View Lane in the City of Farmers Branch and adjacent public rights of way in Farmers Branch, Texas (Site), more fully described in Exhibit A; and,

WHEREAS, on July 7, 2026 the City Council of the City of Farmers Branch approved and adopted Ordinance No. 4006 (the Farmers Branch Ordinance, copy attached as Exhibit A) which, among other things, prohibits the potable use of groundwater beneath the Site; and,

WHEREAS, with the adoption of the Farmers Branch Ordinance, the MSD Applicants now desire and intend to submit to the TCEQ an application for certification of a Municipal Setting Designation for the Site pursuant to the Texas Health and Safety Code, Chapter 361, Subchapter W; and,

WHEREAS, the City of Carrollton owns and operates a groundwater supply well identified as State Well ID 3302102, located north of Country Club Drive, near the Country Club Pump Station, east of Kelly Boulevard which is within five miles from the Site; and,

WHEREAS, the designated groundwater identified in the MSD Applicant’s City of Farmers Branch Municipal Setting Designation Application is shallow perched groundwater beneath the Site to a depth approximately 13-40 feet below ground surface while the well owned by the City of Carrollton collects water from the Twin Mountains aquifer at depths greater than 2,200 feet-below ground surface; and,

WHEREAS, the City of Carrollton groundwater supply well at Country Club Drive is approximately 4.3 miles northeast of the Site and is up-gradient of the contaminated groundwater beneath the Site.

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

SECTION 1.

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and are hereby approved, ratified, and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2.

That the City of Carrollton supports the MSD Applicants' Municipal Setting Designation application to the Texas Commission on Environmental Quality for the Site described in Exhibit A.

SECTION 3.

This Resolution shall take effect upon passage.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas on this 18th day of August, 2026.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED TO FORM:

Meredith A. Ladd,
City Attorney

APPROVED TO CONTENT:

Cory Heiple,
Environmental Services Director

Exhibit A - Farmers Branch Ordinance 4006



ORDINANCE NO. 4006

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, PROHIBITING THE USE OF AND CONTACT WITH DESIGNATED GROUNDWATER FROM BENEATH THE PROPERTY DESCRIBED IN EXHIBIT "A" HERETO, TO FACILITATE CERTIFICATION OF A MUNICIPAL SETTING DESIGNATION ("MSD") OF SAID PROPERTY BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY PURSUANT TO THE TEXAS SOLID WASTE DISPOSAL ACT; AUTHORIZING THE CITY MANAGER TO SUBMIT APPROPRIATE APPLICATIONS FOR PERMIT DESIGNATIONS; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED \$2,000.00; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 361, Subchapter W, of the Texas Health & Safety Code ("MSD Statute") authorizes the Texas Commission on Environmental Quality ("TCEQ") to certify Municipal Setting Designations ("MSDs") for properties upon receipt and approval of a proper application to the TCEQ; and

WHEREAS, the Texas legislature, in enacting the MSD Statute, found that an action by a municipality to restrict access to or the use of groundwater in support of or to facilitate an MSD advances a substantial and legitimate State interest; and

WHEREAS, as part of the application process for an MSD, an applicant is required to provide the TCEQ with documentation of a resolution or ordinance of support from the municipality in which the MSD is being sought, which ordinance prohibits the use of and contact with groundwater from beneath the designated property for potable purposes; and

WHEREAS, due to limited quantity and low quality, there are areas of shallow groundwater within the City and its extraterritorial jurisdiction that are not valuable as potable water sources and therefore are not utilized for potable water; and

WHEREAS, some property within the City formerly used for certain commercial and industrial purposes is underlain with unusable groundwater that has become contaminated by historical on-site or off-site sources; and

WHEREAS, the potable use of groundwater in designated areas should be prohibited to protect public health and welfare when the quality of the groundwater presents an actual or potential threat to public health; and

WHEREAS, the use of an MSD allows for a State-evaluated corrective action process for groundwater that is directed towards the protection of human health and the

environment; and

WHEREAS, the City Council of the City of Farmers Branch, Texas (the “City”), finds it in public interest to submit an application to the TCEQ for certification of an MSD for 22.929± acres of land owned by the City and located within the City’s corporate limits generally described by metes and bounds and depicted in Exhibit “A” attached hereto and made a part hereof (the “MSD Property”); and

WHEREAS, the City has certified that the type of known contaminants that have been documented within the uppermost groundwater beneath the MSD Property at concentrations above potable standards are as set forth in Exhibit “B” attached hereto and made a part hereof; and

WHEREAS, the City has certified that:

1. The purpose of the application is to assist the City in obtaining from the TCEQ closure documentation demonstrating the TCEQ's determination, after completion of any remediation requirements and appropriate review by the TCEQ, that no further environmental cleanup or restoration is required by the TCEQ with respect to the MSD Property; and
2. As a part of the application, the City has or will submit to the TCEQ a statement regarding the type of known contamination in the groundwater beneath the MSD Property and has identified that shallow groundwater contains chemicals of concern above Tier 1 groundwater ingestion protective concentration levels, as set forth in 30 Texas Administrative Code, Chapter 350, the Texas Risk Reduction Program; and

WHEREAS, the City has continuing obligations to satisfy applicable statutory and regulatory provisions concerning groundwater contamination investigation and response actions at the MSD Property; and

WHEREAS, a public drinking water supply system exists that satisfies the requirements of Texas Health and Safety Code Chapter 341 for the MSD Property and property within one-half mile of the MSD Property; and

WHEREAS, the City Council of the City of Farmers Branch, Texas, further finds it to be in the best interest of the public and the City to authorize the City Manager to file an application for an MSD on the MSD Property and to facilitate the City's efforts to secure approval of such MSD and TCEQ closure documentation by passage of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1. The City Council finds the declarations and findings set forth in the

preamble of this Ordinance are true and correct and are incorporated herein.

SECTION 2. The City Council finds this Ordinance is necessary for the protection of the public health and welfare because contaminant concentrations exceed TCEQ potable water standards.

SECTION 3. The City Council supports the designation of the MSD Property as an MSD and hereby authorizes the City Manager, acting on behalf of the City, to prepare and submit, or cause to be prepared and submitted, to the TCEQ an application and all necessary supporting documentation and take such other action as may be reasonable and necessary to obtain an MSD for the MSD Property.

SECTION 4. The City Council finds it is in the best interest of the public and for the protection of the public health and welfare to facilitate TCEQ's certification of an MSD for the MSD Property as well as the TCEQ closure documentation.

SECTION 5. Upon and after the effective date of this Ordinance, the drilling of wells and the use of designated groundwater from beneath the MSD Property for any purpose, including, but not limited to, as potable water or for any purpose, excepting only: (i) wells used as monitoring wells for the collection of groundwater samples for chemical or biological laboratory analysis; and (ii) wells used for the purpose of remediation of soil or groundwater contamination, is hereby prohibited on or from any portion of the MSD Property. All other uses of and contact with the groundwater beneath the MSD Property is prohibited except as otherwise expressly allowed herein

SECTION 6. All provisions of the ordinances of the City of Farmers Branch in conflict with the provisions of this Ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Farmers Branch not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 7. Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Ordinance as a whole.

SECTION 8. An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinances, as amended, in effect when the offense was committed, and the former law is continued in effect for this purpose.

SECTION 9. Any person, firm or corporation violating any of the provisions or terms of this Ordinance shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 10. This Ordinance shall take effect from and after its passage and the

publication of the caption of said Ordinance as the law and the City Charter in such case provides.

**DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS
BRANCH, TEXAS, ON THE 7TH DAY OF JULY 2026.**

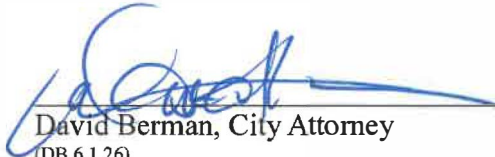
APPROVED:


Terry Lynne, Mayor

ATTEST:


Stacy Henderson, Interim City Secretary

APPROVED AS TO FORM:


David Berman, City Attorney
(DB 6.1.26)

ORDINANCE NO. 4006
Exhibit "A" – Boundary Description and Survey of the MSD Property

Legal Description of 1349 Valley View Lane:

BEING A 22.929 ACRE TRACT OF LAND OUT OF THE JAMES F. CHENOAETH SURVEY NO. 121C, ABSTRACT NO. 267, SITUATED IN DALLAS COUNTY, TEXAS, AND BEING A PORTION OF THE CALLED 76.37 ACRE TRACT OF LAND CONVEYED TO THE CITY OF FARMERS BRANCH PER DEED OF RECORD AS VOLUME 76108, PAGE 372 OF THE DEED RECORDS OF DALLAS COUNTY, TEXAS (D.R.D.C.T.), AND ALL OF A CALLED 3.00 ACRE TRACT OF LAND CONVEYED TO THE CITY OF FARMERS BRANCH BY DEED OF RECORD AS VOLUME 78232, PAGE 1849, D.R.D.C.T., SAID 22.929 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT A ½-IRON ROD WITH "CEC BOUNDARY" CAP SET ON THE NORTHERLY RIGHT-OF-WAY LINE OF VALLEY VIEW LANE (RIGHT-OF-WAY WIDTH VARIES), BEING A CALLED 23.8688 ACRE TRACT OF LAND CONVEYED TO THE NORTH TEXAS TOLLWAY AUTHORITY PER DEED OF RECORD AS VOLUME 2003085, PAGE 1942, D.R.D.C.T., BEING SOUTHERLY COMMON CORNER OF SAID 3.00 ACRE TRACT AND OF A CALLED 1.1877 ACRE TRACT OF LAND CONVEYED TO CUAUHEMOC RORIGUES AND WIFE, HO SUN RODRIGUES, PER DEED OF RECORD AS VOLUME 2003265, PAGE 10748, D.R.D.C.T., BEING A PORTION OF BLOCK 1, VALLEY VIEW WEST BUSINESS PARK, A SUBDIVISION OF RECORD PER VOLUME 79173, PAGE 107 OF THE PLAT RECORDS OF DALLAS COUNTY, TEXAS (P.R.D.C.T) FOR THE POINT OF BEGINNING, AND SOUTHEASTERLY CORNER HEREOF;

THENCE, ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF VALLEY VIEW LANE, THE FOLLOWING SIX (6) COURSES AND DISTANCES:

1. N88°54'51"W, A DISTANCE OF 252.80 FEET TO A 5/8-INCH IRON ROD FOUND;
2. N87°54'15"W, A DISTANCE OF 61.22 FEET TO A 5/8-INCH IRON ROD WITH "M.S.I. R.P.L.S. 4224" CAP FOUND;
3. N89°25'40"W, A DISTANCE OF 20.63 FEET TO A ½-IRON ROD WITH "CEC BOUNDARY" CAP SET AT THE BEGINNING OF A NON-TANGENT 1004.63 RADIUS CURVE TO THE LEFT;
4. ALONG THE ARC OF SAID 1004.63 FOOT RADIUS CURVE A DISTANCE OF 121.13 FEET THROUGH A CENTRAL ANGLE OF 06°54'30", AND HAVING A CHORD BEARING S86°19'38"W, A DISTANCE OF 121.06 FEET TO A 5/8-INCH IRON ROD FOUND AT THE BEGINNING OF A NON-TANGENT 260.00 FOOT RADIUS CURVE TO THE LEFT;
5. ALONG THE ARC OF SAID 260.00 FOOT RADIUS CURVE A DISTANCE OF 91.47 FEET THROUGH A CENTRAL ANGLE OF 20°09'29", AND HAVING A CHORD BEARING S88°19'55", A DISTANCE OF 91.00 FEET TO A 5/8-INCH IRON ROD WITH "M.S.I. R.P.L.S. 4224" CAP FOUND AT THE BEGINNING OF A NON-TANGENT 1246.00 FOOT RADIUS CURVE TO THE LEFT;
6. ALONG THE ARC OF SAID 1246.00 FOOT RADIUS CURVE A DISTANCE OF 89.45 FEET THROUGH A CENTRAL ANGLE OF 04°06'47" AND HAVING A CHORD BEARING S76°50'16"W, A DISTANCE OF 89.43 FEET TO A ½-IRON ROD WITH "CEC BOUNDARY" CAP SET FOR THE INTERSECTION POINT OF THE NORTHERLY RIGHT-OF-WAY LINE OF VALLEY VIEW LANE AND THE EASTERLY RIGHT-OF-WAY LINE OF PRESIDENT GEORGE BUSH TURNPIKE (RIGHT-OF-WAY WIDTH VARIES), ALSO BEING SAID 23.8688 ACRE TRACT, FROM WHICH A ½-IRON ROD WITH "RLS 5664" CAP FOUND AT THE RETURN OF THE SOUTHERLY RIGHT-OF-WAY LINE OF VALLEY VIEW LANE AND THE EASTERLY RIGHT-OF-WAY LINE OF PRESIDENT GEORGE BUSH TURNPIKE, BEING A POINT ON THE NORTHERLY LINE OF BLOCK B, WESTSIDE ADDITION SECTION 1, A SUBDIVISION OF RECORD PER

DOCUMENT NO. 200600172708, O.P.R.D.C.T., BEARS S1517'48"E, A DISTANCE OF 153.27 FEET;

THENCE, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF PRESIDENT GEORGE BUSH TURNPIKE, THE FOLLOWING NINE (9) COURSES AND DISTANCES:

1. N10°59'54"W, A DISTANCE OF 80.57 FEET TO A 5/8-INCH IRON ROD FOUND;
2. N26°54'31"W, A DISTANCE OF 113.46 FEET TO A 5/8-INCH IRON ROD FOUND;
3. N37°15'51"W, A DISTANCE OF 276.92 FEET TO A 5/8-INCH IRON ROD FOUND;
4. N19°17'52"W, A DISTANCE OF 147.19 FEET TO A 5/8-INCH IRON ROD FOUND;
5. N45°34'48"W, A DISTANCE OF 33.97 FEET TO A ½-INCH IRON ROD FOUND AT THE BEGINNING OF A NON-TANGENT 819.84 FOOT RADIUS CURVE TO THE RIGHT;
6. ALONG THE ARC OF SAID 819.84 FEET FOOT RADIUS CURVE A DISTANCE OF 264.00 FEET THROUGH A CENTRAL ANGLE OF 18°27'01", AND HAVING A CHORD BEARING N01°29'29"E, A DISTANCE OF 262.86 FEET TO A 5/8-INCH IRON ROD FOUND AT THE BEGINNING OF A NON-TANGENT 2834.37 FOOT RADIUS CURVE TO THE RIGHT;
7. ALONG THE ARC OF SAID 2834.37 FEET FOOT RADIUS CURVE A DISTANCE OF 101.73 FEET THROUGH A CENTRAL ANGLE OF 02°03'23", AND HAVING A CHORD BEARING N11°53'38"E, A DISTANCE OF 101.72 FEET TO A ½-INCH IRON ROD WITH "A.Z.B." CAP FOUND;
8. N12°47'49"E, A DISTANCE OF 297.57 FEET TO A ½-INCH IRON ROD WITH "A.Z.B." CAP FOUND FOR THE NORTHWESTERLY CORNER HEREOF;
9. N89°21'28"E, A DISTANCE OF 13.15 FEET TO A ½-IRON ROD WITH "CEC BOUNDARY" CAP SET AT THE SOUTHWEST CORNER OF LOT 1, BLOCK 1, LOTS 1 AND 2, BLOCK 1, VALLEY VIEW WEST BUSINESS PARK, A SUBDIVISION OF RECORD PER VOLUME 87150, PAGE 3351, D.R.D.C.T., BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF PRESIDENT GEORGE BUSH TURNPIKE;

THENCE, ALONG THE SOUTHERLY LINE OF SAID LOT 1, THEN OF LOT 2 OF SAID VALLEY VIEW WEST BUSINESS PARK, THE OF A CALLED 1.933 ACRE TRACT OF LAND CONVEYED TO PSP GANESH, LLC BY DEED OF RECORD AS DOCUMENT NO. 2015005335128 OF THE OFFICIAL PUBLIC RECORDS OF DALLAS COUNTY, TEXAS (O.P.R.D.C.T.), THEN OF A CALLED 2.021 ACRE TRACT OF LAND CONVEYED TO 2405 MCIVER, LLC BY DEED OF RECORD AS DOCUMENT NO. 20120026319, O.P.R.D.C.T., BOTH BEIN A PORTION OF SAID BLOCK 1, VALLEY VIEW WEST BUSINESS PARK, N89°21'28"E, A DISTANCE OF 795.70 FEET TO A ½-IRON ROD FOUND FOR A POINT IN THE SOUTHERLY LINE OF SAID 2.021 ACRE TRACT, BEING THE NORTHWESTERLY CORNER OF A CALLED 2.00 ACRE TRACT OF LAND CONVEYED TO DALLAS LIGHT INDUSTRIAL, LLC BY DEED OF RECORD AS DOCUMENT 202100361570, O.P.R.D.C.T., FOR THE NORTHEASTERLY CORNER HEREOF; THENCE, ALONG THE WESTERLY LINE OF SAID BLOCK 1, VALLEY VIEW BUSINESS PARK, SAME BEING THE WEST LINE OF SAID 2.00 ACRE TRACT, THEN OF A CALLED 1.00 ACRE TRACT OF LAND CONVEYED TO MCIVER PROPERTIES, LLC BY DEED OF RECORD AS DOCUMENT NO. 201600326707, O.P.R.D.C.T., THEN OF A CALLED 1.367 ACRE TRACT OF LAND CONVEYED TO M CROWD RESTAURANT GROUP, LTD BY DEED OF RECORD AS DOCUMENT NO. 202300041228, O.P.R.D.C.T., THEN OF SAID 1.1877 ACRE TRACT, THE FOLLOWING TWO (2) COURSES AND DISTANCES:

1. S01°45'42"E, A DISTANCE OF 435.23 FEET TO A ½-INCH IRON ROD WITH "PROBECK 5187" CAP FOUND FOR THE COMMON WESTERLY CORNER OF SAID 2.00 ACRE TRACT AND OF SAID 1.00 ACRE TRACT;
2. S01°51'22"E, A DISTANCE OF 767.58 FEET TO A POINT THE BEGINNING, AND CONTAINING 22.929 ACRES (998,780 SQUARE FEET) OF LAND, MORE OR LESS.

Global Positioning Satellite Coordinates:

Latitude	Longitude
32.918189	-96.929472
32.918237	-96.9306
32.918227	-96.930973
32.918222	-96.931273
32.91815	-96.931556
32.918392	-96.931607
32.919294	-96.932296
32.919678	-96.932441
32.919744	-96.932519
32.920248	-96.932518
32.920579	-96.932447
32.920786	-96.932386
32.92153	-96.932163
32.921516	-96.929534
32.918189	-96.929472

ORDINANCE NO. 4006
Exhibit “B” – Summary of Known Contaminants

Contaminants in groundwater that currently exceed, or have historically exceeded, the groundwater ingestion PCL:

2,6-Dinitrotoluene
Perfluorooctane sulfonic acid (PFOS)
Perfluorooctanoic acid (PFOA)
Perfluorohexane sulfonic acid (PFHxS)
Perfluorononanoic acid (PFNA)
Perfluorooctane sulfonamide (PFOSA)
Arsenic



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

Agenda Date:

Version: 1

Status: Public Forum

In Control: City Council

File Type: Public Forum

Agenda Number: 15.

Public Forum is the opportunity for citizens/visitors to speak on items not listed on the posted meeting agenda. Citizens/visitors wishing to address the Council regarding items on the posted meeting agenda will have the opportunity to speak during the Citizen Comment.

Citizens/visitors should complete an appearance card located on the table at the entrance to the City Council Chambers. Speakers must address their comments to the presiding officer rather than to individual Council members or staff; Stand at the podium, speak clearly into the microphone and state your name and city of residence prior to beginning your remarks; Speakers will be allowed up to 3 minutes for testimony; Speakers making loud, abusive, personal, defamatory, impertinent, profane, threatening, or impertinent remarks may be removed from the room; Unauthorized remarks from the audience, stamping of feet, whistles, yells, booing, and similar demonstrations will not be permitted; No placards, banners, or signs will be permitted in the Chambers or in any other room in which the Council is meeting. Any person who does not comply with these provisions is subject to removal or forfeiting their right to attend a future meeting. In accordance with the Texas Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. Action can only be taken at a future meeting.