

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANGUS, TEXAS, APPROVING A TARIFF AUTHORIZING AN ANNUAL RATE REVIEW MECHANISM ("RRM") AS A SUBSTITUTION FOR THE ANNUAL INTERIM RATE ADJUSTMENT PROCESS DEFINED BY SECTION 104.301 OF THE TEXAS UTILITIES CODE, AND AS NEGOTIATED BETWEEN ATMOS ENERGY CORP., MID-TEX DIVISION ("ATMOS MID-TEX" OR "COMPANY") AND THE STEERING COMMITTEE OF CITIES SERVED BY ATMOS; REQUIRING THE COMPANY TO REIMBURSE CITIES' REASONABLE RATEMAKING EXPENSES; ADOPTING A SAVINGS CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND LEGAL COUNSEL FOR THE STEERING COMMITTEE.**

WHEREAS, the City of ANGUS, Texas ("City") is a gas utility

customer of Atmos Energy Corp., Mid-Tex Division ("Atmos Mid-Tex" or "Company"), and a regulatory authority with an interest in the rates and charges of Atmos Mid-Tex; and

WHEREAS, the City and similarly-situated Mid-Tex municipalities created the Steering Committee of Cities Served by Atmos to efficiently address all rate and service matters associated with delivery of natural gas; and

WHEREAS, the Steering Committee formed an Executive Committee to direct legal counsel and to recommend certain specific actions to all aligned Mid-Tex Cities through resolution or ordinance; and

WHEREAS, pursuant to the terms of a November 2007 agreement between the Steering Committee and Atmos Mid-Tex that settled the Company's interim rate filing under Section 104.301 of the Texas Utilities Code (a "GRIP" rate case), the Steering Committee and the Company collaboratively developed a Rate Review Mechanism ("RRM") Tariff, ultimately

authorized by the City in 2008, that allows for an expedited rate review process as a substitute for an expedited process for the GRIP process; and

WHEREAS, the City has kept some form of a RRM Tariff in place until 2017 when it adopted an ordinance approving an RRM Tariff filing settlement and specifically calling for termination of the existing RRM Tariff and negotiation of a replacement RRM Tariff following the Railroad Commission's decision in a then-pending Atmos Texas Pipeline case (GUD No. 10580); and

WHEREAS, the Steering Committee's Executive Committee has recently approved a settlement with the Company on the attached RRM Tariff that contains certain notable improvements, from a consumer perspective, over the prior RRM Tariff, including a reduced rate of return on equity, acceptance of certain expense adjustments made by the Railroad Commission in the Order in GUD No. 10580, and the addition of two months to the time for processing a RRM Tariff application; and

WHEREAS, the RRM Tariff contemplates reimbursement of Cities' reasonable expenses associated with RRM Tariff applications; and

WHEREAS, the Steering Committee's Executive Committee recommends that all Steering Committee member cities adopt this ordinance and the attached RRM Tariff; and

WHEREAS, the attached RRM Tariff is just, reasonable and in the public interest,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY

OF ANGUS, TEXAS:

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

**Section 2.** That the attached RRM Tariff re-establishing a form of Rate Review Mechanism is just and reasonable and in the public interest, and is hereby adopted.

shall reimburse **Section 3.** That Atmos Mid-Tex shall reimburse the Cities' reasonable expenses and the other associated with adoption of this Ordinance and the attached RRM Tariff and in processing future the attached RRM Tariff applications filed pursuant to the attached tariff.

**Section 4.** That to the extent any resolution or ordinance previously adopted by the City which is hereby repealed is inconsistent with this Ordinance, it is hereby repealed.

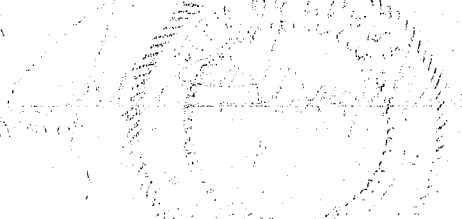
**Section 5.** That the meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

**Section 6.** That if any one or more sections or clauses of this Ordinance is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, and the remaining provisions of this Ordinance shall be interpreted as if the offending section or clause never existed.

**Section 7.** That this Ordinance shall become effective from and after its passage.

**Section 8.** That a copy of this Ordinance shall be sent to Atmos Mid-Tex, care of Chris Felan, Vice President of Rates and Regulatory Affairs, Atmos Energy Corporation, Mid-Tex Division, 5420 LBJ Freeway, Suite 1862, Dallas, Texas 75240, and to Geoffrey Gay, General Counsel to Mid-Tex Cities, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

PASSED AND APPROVED this 13TH day of MARCH, 2018.



*Julie Humphries*  
\_\_\_\_\_  
Mayor

APPROVE ATTEST:  
*Irena Jeffers*  
\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM:  
\_\_\_\_\_  
City Attorney (Secretary)

**MODEL STAFF REPORT**

**BACKGROUND AND SUMMARY**

The City, along with 171 other Mid-Texas Cities Served by Atmos Energy Corporation, Mid-Tex Division (“Atmos Mid-Tex” or “Company”), is a member of the Steering Committee of Cities Served by Atmos (“Cities”). In 2007, the Cities 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 Ordinance that resolved the Company’s application under the RRM Tariff in 2017 also terminated the existing RRM Tariff and required a renegotiation of the terms of that tariff. Negotiations have taken place over the past several months, and have resulted in a revised RRM Tariff that has been agreed to by the Company. The Cities’ Executive Committee has recommended acceptance of the revised RRM Tariff, which is attached to the Ordinance.

**CITIES’ OBJECTION TO THE SECTION 104.301 GRIP PROCESS**

Cities strongly opposed the GRIP process because it constitutes piecemeal ratemaking by ignoring declining expenses and increasing revenues and rewarding the Company for increasing capital investment. The GRIP process does not allow any review of the reasonableness of capital investment and does not allow cities to participate in the Railroad Commission’s review of annual GRIP filings or recover their rate case expenses. The Railroad Commission undertakes a mere administrative review of GRIP filings (instead of a full hearing) and rate increases go into effect

without any material adjustments. In the Steering Committee's view, the GRIP process unfairly raises customers' rates without any regulatory oversight. In contrast, the RRM process has allowed for a more comprehensive rate review and annual evaluation of expenses and revenues, as well as capital investment.

## CHANGES TO THE RRM TARIFF

The RRM Tariff on which the 2017 rates were based allowed a rate of return on equity of 10.50%. The revised RRM Tariff reduces that to 9.8%. The revised RRM Tariff also captures the reduction in federal income tax rates from 35% to 21%, and should result in a rate reduction effective by mid-March, 2018. Prior RRM tariffs allowed Cities only three months to review the Company's filing. The new revised Tariff expands that time period by two months. New applications by the Company should be made on or about April 1 of each year, with new rates effective October 1. A rate order from the Railroad Commission in an Atmos Texas Pipeline rate case adopted the position of Cities with regard to incentive compensation related to Atmos' Shared Services Unit that reduced allowed expenses, and that reduced level of expenses will be applicable under the new RRM Tariff.

## EXPLANATION OF "BE IT ORDAINED" PARAGRAPHS

1. This section approves all findings in the Ordinance.
2. This section adopts the attached RRM Tariff and finds the adoption of the Tariff to be just, reasonable, and in the public interest. The prior tariff expired by its own terms.
3. This section requires the Company to reimburse the City for expenses associated with adoption of the Ordinance and RRM Tariff and in processing future applications pursuant to the Ordinance.

4. This section repeals any resolution or ordinance that is inconsistent with this Ordinance.

5. This section finds that the meeting was conducted in compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

6. This section is a savings clause, which provides that if any section is later found to be unconstitutional or invalid, that finding shall not affect, impair, or invalidate the remaining provisions of this Ordinance. This section further directs that the remaining provisions of the Ordinance are to be interpreted as if the offending section or clause never existed.

7. This section provides for an effective date upon passage.

8. This section directs that a copy of the signed Ordinance be sent to a representative of the Steering Committee. Company and legal counsel for the Steering Committee.

# Corsicana Daily Sun

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Work hours:  
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Retirement Benefits

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at 936.468.4546 for  
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Walk for Conon Hounds For Sale

Male, 8 yr old, straight conon dog

Male, 15 month old, started conon dog

Male, 6 month old, ready to train

T. Solway  
903-467-2189

**five reasons to read the newspaper**

1. It's free... it's yours for the price of a nickel

2. It's fast... you can find what you need in under a minute

3. It's important... you need to know what's going on in your community

4. It's reliable... you can trust the news in the newspaper

5. It's fun... you can enjoy the news while you read it

Public Notice

**LEGAL NOTICE**

**ORDINANCE #18**

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Send Email or Hard Copy Expressions of Interest to:  
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Denver, CO 80237  
P: (303) 993-8929  
Email: [dnmoody@amerivets.com](mailto:dnmoody@amerivets.com)

Please reference USDA 46-213-HENDERSON-2018 in your reply.

**Pets & Free Pets**

Walker  
Coon Hounds  
For Sale

Male, 8 yr old, straight conon dog

Male, 15 month old, started conon dog

Male, 6 month old, ready to train

T. Solway  
903-467-2189

**General Help Wanted**

Full time, production position available

Climate controlled, indoor, environment necessary will provide all training

Must be able to lift 40 pounds, stand for long periods of time, and work in a fast paced environment.

Benefits available; Medical and Dental insurance, paid Holidays, and paid Vacation time

Apply in person, Barstow Pro Rodco, 701 South Main, Corsicana, TX, (903)874-3355

**Roper's Roofing**

Now hiring experienced Roofing Construction Workers. Must have valid DL and have their own tools.

903-875-1200.

**Trucks**

For Sale: 2004 Dodge 1 ton 5.9 Cummin diesel, 4-w/ drive, fuel inject, Call 503-654-3707.

**Public Notice**

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400 Hospital Drive, Suite 100  
Corsicana, TX 75110

**Land/Acreage/For Sale**

1.5 acres for sale, 1000 trees, ready for your mobile home, 2000 down, 393.37 per month. Please call 903-928-0551.

65 acres, near Dawson, good fence, good hunting, 30 acre conservation lake, good fishing, huge canopy for motor home and one for car, 127 acres, Kerens, fenced, two ponds, good hunting (214)435-4743

Adam's Ranch  
1810 Mill Run Rd  
Athens, TX,  
7000 sq ft, mid-century modern home with a large pool, 85 acres on the Loop with a spring-fed lake. Seller says "Bring me an offer!" \$795,000.  
Virginia Cook  
Realtors  
Pamela Hunt  
214-822-9844  
903-870-1131

**Farm**

John Deere tractor, Model 790, 2003, 1900 hrs., 4-wheel drive, brush hog includes a like new \$5500. (214)435-4743

**Misc Merchandise**

Wood buildings 10x15, \$1850; and 12x24, \$2600 Call 631-831-1703

**Manufactured Homes/For Rent**

1 & 2 bedroom mobile homes for rent. Call 903-928-4851.

**Equipment**

10 acres, 600/mo, 400/dep, win/obile home look-ups. 903-928-4851.

**Land/Acreage/For Sale**

Richland Chambers Lake  
13.4 acres,  
\$4600 per acre.  
14 acres,  
\$4700 acre.  
Seller financing.

Prettiest subdivision on the lake, Grandview Estates, 98 ft waterfall, retaining wall in place \$43,500.

Richland Chambers Lake,  
24x x 160 log cabin style park model on two lake view lots. Fully furnished, full pool, air, light, hot tub, full 4 bath screened porch, many more. Great investment or retirement place.

Owner/Agent  
903-874-2759

**Drivers**

**FIRST DAY**  
CDL Driver 40-hr/wk. Pay starts at \$13/hr with our Athens location. Home every night, 40H.  
Apply in person. Red Hat Uniforms, 851 NE Loop 7 Athens, TX  
EOE

**General Help Wanted**  
Experienced welder wanted. Non-drinking and smoking environment. Call 903-928-4851.

**Full and Part Time**  
Homekeeping services. Clean homes, weekly. Call 903-872-6878.

**Manufactured Homes/For Sale**

No Owner Finance Double wide 3602 BA mobile home. New flooring. Big front porch closed in back porch. Double car port.  
Single wide 1801 BA mobile home. Small front porch, 4 sheds, 1 storage building, fenced 6 gales. Sit on 3 acres in Oak Valley. Sold as a package \$150,000 903-467-7366

**Rentals**

10 acres, 600/mo, 400/dep, win/obile home look-ups. 903-928-4851.

**Garage Sale**

Estate Sale Thurs. Fri. Sat. 2021 Fundus King bedroom set (5 pieces), six oak dining chairs, china armoire (TV stand), patio table, Cracker Barrel rockers, oriental rug, wicker coffee table, new food processor, Haviland china set, Waterford wine glasses, secretary desk (6 pieces), antiques and much more!

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Jan Ingbar's Pink Sign Estate Sale (903)41-8764

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\$4700 acre, Seller financing.

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We would like to invite all our friends to a really special sale. Starting this one with everything 1/2 price. Sat. all will be 75% off - all all items!

Don't miss this great sale

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**Local Driver Needed**

Two years verifiable experience and good driving record required. Salaried position with 40 hours guaranteed per week.  
Home each evening.

Must apply in person at 1022 N. Business 35 Corsicana, TX or print application at [rylietransports.com](http://rylietransports.com)

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Realtors  
Pamela Hunt  
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Wood buildings 10x15, \$1850; and 12x24, \$2600 Call 631-831-1703

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Wood buildings 10x15, \$1850; and 12x24, \$2600 Call 631-831-1703

**Manufactured Homes/For Rent**

1 & 2 bedroom mobile homes for rent. Call 903-928-4851.

**Equipment**

10 acres, 600/mo, 400/dep, win/obile home look-ups. 903-928-4851.

**Public Notice**

**NOTICE**

Joseph Saucedo, D.O., will be closing his practice affiliated with Medical Associates of Navarro County in Corsicana on May 31st, 2018.

Please contact Medical Associates of Navarro County for assistance with a referral so to arrange the transfer of your medical records to Dr. Saucedo's new practice in the community. His office may be reached at 903-641-3830.

After May 31st, please call 903-641-3815 to request that an authorization for release of records be sent to you by mail.

400 Hospital Drive, Suite 100  
Corsicana, TX 75110

**Public Notice**

**LEGAL NOTICE**

**ORDINANCE #18**

THE FOLLOWING ORDINANCE WAS PASSED AND APPROVED BY THE CITY OF ANGELES, TEXAS APPROXIMATELY AT 10:00 A.M. ON THE 15TH DAY OF MAY 2018 BY THE JUDICIAL OFFICE OF THE CITY OF ANGELES, TEXAS:

AN ORDINANCE OF THE CITY OF ANGELES, TEXAS APPROXIMATELY AT 10:00 A.M. ON THE 15TH DAY OF MAY 2018 BY THE JUDICIAL OFFICE OF THE CITY OF ANGELES, TEXAS:

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CITY SECRETARY  
TRINA JEFFERS

**Public Notice**

**WANTED TO LEASE BY USDA**

The US Dept. of Agriculture in Henderson County, City of Athens, TX, wishes to lease 6.753 ACDA - 3,302 RCF office with 23 parking spaces for a term of 10 years full, 0 years firm. To be considered, space offered must be located within the following delineated area: North: Hwy 18N Loop 5 East: Loop 705 Hwy 175E South: Hwy 18S/FM 753 West: S Prairieville/Hwy 1 Run Road. A copy of the delineated area map and further information can be located at [www.FBO.gov](http://www.FBO.gov).

Offered space must meet Government requirements for fire safety, accessibility, seismic, and sustainability standards. A fully service lease is required. Proposed building, including parking areas shall not be located within a 100-year flood plain. Expressions of Interest due by 5:00 p.m. Mountain Standard Time, 5/18/2018.

Send Email or Hard Copy Expressions of Interest to:  
AmeriVet Real Estate Services, Inc.  
c/o Damon Moody  
6850 E. Chamargo Ave., Suite 632  
Denver, CO 80237  
P: (303) 993-8929  
Email: [dnmoody@amerivets.com](mailto:dnmoody@amerivets.com)

Please reference USDA 46-213-HENDERSON-2018 in your reply.

**Local Driver Needed**

Two years verifiable experience and good driving record required. Salaried position with 40 hours guaranteed per week.  
Home each evening.

Must apply in person at 1022 N. Business 35 Corsicana, TX or print application at [rylietransports.com](http://rylietransports.com)

**Land/Acreage/For Sale**

1.5 acres for sale, 1000 trees, ready for your mobile home, 2000 down, 393.37 per month. Please call 903-928-0551.

65 acres, near Dawson, good fence, good hunting, 30 acre conservation lake, good fishing, huge canopy for motor home and one for car, 127 acres, Kerens, fenced, two ponds, good hunting (214)435-4743

Adam's Ranch  
1810 Mill Run Rd  
Athens, TX,  
7000 sq ft, mid-century modern home with a large pool, 85 acres on the Loop with a spring-fed lake. Seller says "Bring me an offer!" \$795,000.  
Virginia Cook  
Realtors  
Pamela Hunt  
214-822-9844  
903-870-1131

**Farm**

John Deere tractor, Model 790, 2003, 1900 hrs., 4-wheel drive, brush hog includes a like new \$5500. (214)435-4743

**Misc Merchandise**

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