

**MINUTES  
CITY OF GAINESVILLE  
CITY COUNCIL MEETING  
200 South Rusk  
Gainesville, Texas 76240  
August 17, 2021**

The City Council of the City of Gainesville, Texas met in regular session August 17, 2021 at 6:30 p.m. with the following persons in attendance.

**MEMBERS PRESENT:** Mayor Tommy Moore, Mayor Pro Tem Ken Keeler, Carolyn Hendricks, Brandon Eberhart, Michael Hill, Martin Phillips, Mary Jo Dollar.

**MEMBERS ABSENT:** None

**STAFF PRESENT:** Barry Sullivan, City Manager; Belvin Harris, City Attorney; Diana Alcala, City Secretary; J.I. Johnson, Finance Director; Kevin Phillips, Police Chief; Calvin Manuel, Community Development Director.

**OTHERS PRESENT:** Mike Gordon, Delania Raney, Aubrey Eberhart, Andrie Krahl, Peter Aguirre, Jan Trigg, Rex Crim, Tony Dresser (videographer).

**CALL TO ORDER**

Mayor Tommy Moore called the meeting to order at 6:30 p.m.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Rev. Martha Hagen-Smith gave the invocation. Mayor Tommy Moore led the pledge to the flag.

**CONSENT AGENDA**

Council reviewed the Minutes of the City Council Meeting on August 3, 2021 and approved them as written.

**RESOLUTION 08-17-2021 - A RESOLUTION APPOINTING EX OFFICIO MEMBER TO THE BOARD OF DIRECTORS OF GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION.**

This Resolution appoints Brent Wallace as an Ex Officio member to the Board of Directors of the Gainesville Economic Development Corporation.

Councilmember Keeler **moved to approve the Consent Agenda.** The motion was seconded by Councilmember Eberhart and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**RESOLUTION 08-17-2021A - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2021 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 ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; 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.**

This Resolution approves a settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp, Mid-Tex division regarding the company's 2021 Rate Review Mechanism Filing.

Atmos requested an increase of \$29.3 million from ACSC Cities. 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 \$22.78 million applicable to ACSC Cities with an Effective Date of December 1, 2021.

This settlement saves ACSC Cities \$6.5 million. The two month delayed Effective Date from October 1 to December 1 will save ACSC ratepayers an additional \$3.8 million off new rates imposed by the tariffs.

Councilmember Hendricks **moved to approve the Resolution.** The motion was seconded by Councilmember Dollar and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**RESOLUTION 08-17-2021B - A RESOLUTION OF INTENT TO ESTABLISH A PACE PROGRAM.**

This resolution establishes Gainesville's intent to establish City of Gainesville Property Assessed Clean Energy Program (Gainesville PACE program). It also calls for a public hearing on September 7, 2021, for public input on this possible program.

The resolution declares the boundary of the program to be the City limits. It also declares that the City will not spend funds on a project because a third party (found by the owners) will provide the loans and a third party (Texas PACE Authority) will work as the City's authorized representative to administer the program. All fees to cover these costs are to be paid from the property owners that borrow money through this program.

Councilmember Hill **moved to approve the Resolution.** The motion was seconded by Councilmember Eberhart and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**RESOLUTION 08-17-2021C - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, APPROVING THE REVEILLE PARK PRELIMINARY PLAT, BEING PLUS OR MINUS 5.41 ACRES OUT OF THE ADAM DOZIER SURVEY, ABSTRACT NUMBER 318, GENERALLY LOCATED AT 1704 WEST HIGHWAY 82, WITHIN THE CITY LIMITS OF GAINESVILLE, COOKE COUNTY, TEXAS; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.**

This Resolution approves the Reveille Park Preliminary Plat located at 1704 West Highway 82.

Councilmember Keeler **moved to approve the Resolution.** The motion was seconded by Councilmember Eberhart and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**RESOLUTION NO. 08-17-2021D - A RESOLUTION APPROVING THE CITY OF GAINESVILLE TO BE PUT ON THE LIST OF REPRESENTED CLIENTS FOR LLOYD GOSSELINK ROCHELLE & TOWNSEND, P.C. FOR THE RATE RECOVERY CASE FOR WINTER STORM URI.**

This Resolution approves the City of Gainesville to be put on the list of represented clients for Lloyd Gosselink Rochelle & Townsend, P.C. for the rate recovery case for Winter Storm Uri.

Councilmember Dollar **moved to approve the Resolution.** The motion was seconded by Councilmember Keeler and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**EXECUTIVE SESSION**

At 6:41 p.m. Mayor Tommy Moore announced that Council would convene into Executive Session in compliance with Vernon's Texas Codes Annotated, Government Code, Chapter 551 (Open Meetings Act), to discuss the following:

- Under Government Code §551.071 Attorney-Client Matters
- Under Government Code §551.072 Real Property

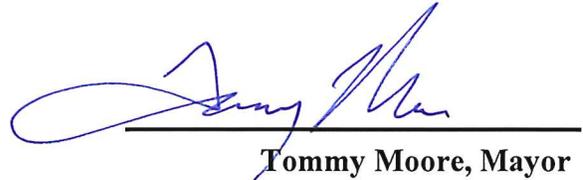
**RECONVENE INTO OPEN SESSION**

Council reconvened into open session at 7:24 p.m. and Mayor Tommy Moore announced no action was taken during executive session.

With no further business to come before the City Council, the meeting was adjourned at 7:24 p.m.  
Respectfully submitted,



**Diana Alcalá, City Secretary**



**Tommy Moore, Mayor**



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