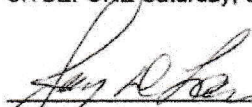


VILLAGE OF PALISADES  
REGULAR MEETING  
BOARD OF ALDERMEN  
ADENDA

TUESDAY, September 14, 2021 at 6:30 P.M.  
COMMUNITY CENTER  
(THE PUBLIC IS ALWAYS WELCOME)

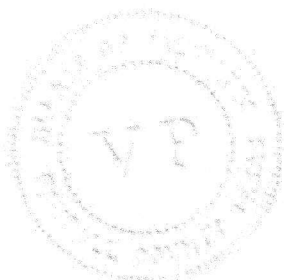
- 
1. CALL TO ORDER
  2. QUORUM CHECK
  3. PLEDGE OF ALLEGIANCE & INVOCATION
  4. NEW BUSINESS: ATMOS RATE RESOLUTION – Discuss and take action on gas rate increase.
  5. READING AND APPROVAL OF MINUTES: August 10, August 16, 2021
  6. ACKNOWLEDGEMENT OF ANY NEW RESIDENT(S) ATTENDING
  7. TREASURER'S REPORT (Carolyn LaRue)
  8. P.V.F.D. REPORT: (Chief Dennis Massey)
  9. PERMIT CLERK'S REPORT: (Kelly Weatherford)
  10. FLOOD PLAIN ADMINISTRATOR REPORT: (David LaRue)
  11. ORDINANCE REPORT: (Carolyn LaRue)
  12. NEW BUSINESS:
    1. Discuss and take action on the 2021-2022 Budget
    2. Discuss and take action on the 2021-2022 Tax Rate
    3. Discuss and take action on request for building permit for Chris Fry at 112 Exmoor
    4. Discuss, clarify and take action on ATV permits.
    5. Discuss Fall Cleanup
  13. PUBLIC COMMENT: EACH PERSON WISHING TO MAKE A PUBLIC COMMENT WILL BE LIMITED TO 2 MINUTES WITH COMMENTS DIRECTED TO THE BOARD AS A WHOLE.
  14. MAYOR'S REPORT
  15. ADJOURNMENT

I CERTIFY THAT THE ABOVE VILLAGE MEETING'S AGENDA WAS POSTED ON THE VILLAGE COMMUNICATION BOARD ON OR BEFORE Saturday, September 11, 2021 before 6:30 P.M. Revisions have been made according to the city attorney.

  
\_\_\_\_\_  
JERRY LANE  
VILLAGE OF PALISADES MAYOR

***There will be a public comment sheet at the door. Please put your name and the topic you wish to discuss. When your name is called, please stand and address the board.***

THE VILLAGE BOARD RESERVES THE RIGHT TO RECESS INTO EXECUTIVE SESSION.  
SECTION 551.074 DURING THE REGULAR MEETING WHENEVER NECESSARY.



VILLAGE OF PALISADES  
REGULAR MONTHLY MEETING

Tuesday, September 14, 2021

6:30 p.m.

Palisades Community Center

Mayor Jerry Lane

brought the meeting to order at 6:30 p.m.

The Community  
cited the Pledge of Allegiance to the Flag and the Lord's  
Prayer.

Mayor Lane  
did a quorum check-all Aldermen were present for the meeting.

New

Business-Atmos Rate Resolution

Mayor Lane introduced Michael Gonzalez, Manager of Public Affairs from Atmos Energy to speak about their proposed rate increase. Mr. Gonzalez stated that the proposed rate increase was due to a disagreement between the West Texas City Coalition (represents 63 cities across West Texas) and Atmos Energy on a difference of \$152,000 on an investment in replacing, maintaining the pipeline (infrastructure) across Atmos's West Texas Division. He stated that the difference is implemented in the resident's charges in the amount of an 8% increase based on the customer rate, rate increase and gas consumption. Mr. Gonzalez answered questions on procedure on finding gas leaks, replacement, etc. and the turnaround time expected. Alderman Salazar asked if there was any way to change the commercial rate on the



Palisades VFD due to they don't use any gas. Mr. Gonzalez said that he would check and get back with her. There was more discussion on several possible leaks in the Village that were previously turned in to Atmos and Mr. Gonzalez stated that he would check on the status of those calls.

Mayor Lane asked Mr. Gonzalez if there was anything else they needed to do in regards to the resolution. There was discussion on what the City attorney requires in regards to reading (x of times) and Aldermen Sherry Simms-Fleming and Dave LaRue (respectively) read aloud Resolution No. 91421 to the Public and Alderman Dave LaRue made a motion to approve Resolution #91421 Atmos Energy rate increase. Alderman Sherry Simms-Fleming seconded the motion. No one opposed.

Reading and Approval of  
Minutes: August 10, August 16, 2021

The Board previously read the minutes and Alderman Dave LaRue stated he noticed several corrections that needed to be made on the minutes from August 10, 2021 Regular meeting: page 5-omit \$457.72 to Julian's Transmission on the P.V.F.D. report (previously mentioned in last month's minutes), also in P.V.F.D. report-page 5-add Atmos rate of \$54.21 (CC and VFD) lengthy discussion ( was omitted from minutes), page 7-4<sup>th</sup> paragraph Shane Womack's property not Shane Webb's and 6<sup>th</sup> paragraph previous "ordinances" not previous "website", page 10-3<sup>rd</sup> paragraph in proposed budget discussion-add PARIS email system cost \$200.00 annually, also on page 10-3<sup>rd</sup> paragraph-add \$1,000 for "legal" fees not for "professional" services, page 11-first paragraph-\$1,136.24 to set

up "website" not "internet" (omit "for Community Center") and also on page 11-last paragraph- Carolyn LaRue stated that she gets an itemized bill for? (for internet costs). Alderman Sherry Simms-Fleming made a motion to approve the minutes with the corrections mentioned. Alderman Beau Fletcher seconded the motion. No one opposed.

The Board previously read the minutes (submitted by Shelli Lane) from the Special Meeting held on August 16, 2021. There was discussion on the copy of the minutes they were going to approve and Secretary Jo Anne Short objected to approval of minutes submitted due to no mention of her lawyer being present in previous meeting in the copy approved. Mayor Lane stated that it was supposed to be what was done not what was said in the minutes and he didn't see any need for that to be in the minutes. Alderman Dave LaRue made a motion to accept the minutes as submitted. Alderman Garry Swindell seconded the motion. Alderman Salazar asked the Mayor who he spoke with regarding the Executive session and Mayor Lane stated that he spoke with PRPC and our City Attorney Angelique Weaver (not TML) about Executive session. Mayor Lane asked if anyone was opposed and Alderman Salazar opposed. The motion carried. .

There

were no new residents to acknowledge at the meeting.

#### Treasurer's Report (Carolyn LaRue)

Treasurer LaRue stated that the beginning balance in the checking account at the first of August was \$18,780.87 and our income included \$287.50 in Randall County property tax collections, \$20.00 road contribution and \$270.00 in permit fees



for a total income of \$577.51. Mrs. LaRue stated that our expenses included \$14.55 for the safety light at the gate, \$76.88 Xcel Energy (CC), \$57.87 Atmos (CC) note-Mrs. LaRue said that she called Atmos and that \$57.00 charge is the minimum charge for a resident for a commercial account and she called Atmos back in November because they are charging us taxes on our gas bill and we are tax exempt and they credited the Village 2-2 1/2 years for the overpayment on our bill, \$29.64 Grainger-reflector strips for poles in CC parking lot), \$366.00 Amarillo Globe News (publish tax rate), \$422.00 (PRPC-Pancom Fair Share) and \$50.00 refund to Amelia Salazar (deposit refund-CC) leaving a net income for the month of -439.43. leaving an ending balance of \$18,341.44 in the checking account and \$22,056.58 in the money market account. with 0.37 cents interest leaving the ending balance of money market account at \$22,056.95. Alderman Dave LaRue made a motion to approve the Treasurer's report as written and Beau Fletcher seconded it. No one opposed.

P.V.F.D. Report (Chief Dennis Massey)

P.V.F.D. Treasurer Alfonso Salazar

gave the Fire Department's financial report. He stated that they had \$12,199.52 in their checking account at Happy State Bank. Mr. Salazar said that they had one bill of \$401.55 for 5 new batteries and a bill from AT&T for \$102.52. He stated that they have \$5,678.34 in their saving's account and this is on top of what they have moved over to Wells Fargo account (in process of changing banks). and have got rid of AT&T service and went to Puma..

Fire Chief Massey stated that they had 2 calls in

August-a structure/grass fire in Palisades and a grass fire in River Falls (small fire-disregarded). He stated that they have 3 estimates for electric door openers (approx. \$1,900.00 lowest) and that they are in the process of getting bids on a concrete pad. He reminded residents it's dry and to keep their yards mowed and trees trimmed and to fill out Fire wise forms for them. Fire Chief Massey stated that they have 8 volunteers now.

Fire Chief Massey said that they are going to have a fundraiser and a trunk or treat for Halloween at the Fire station and will be serving hot dogs and hamburgers. There was discussion on when the fundraiser would be (Saturday or Sunday?) and mention of posting on a sign that was thrown away that belonged to P.V.F.D. so not sure where they could post. The Village garage sale will be in Spring.

Chief Massey stated that they are still doing training with the other fire departments in the area. There was also a question about whether they would go and do a check on resident's smoke alarms if called. Chief Massey stated that they would go check them if called.

#### Permit Clerk' Report (Kelly

Weatherford)

Permit clerk Kelly

Weatherford was absent from the meeting so Carolyn LaRue gave his report. She stated that they gave 6 permits for the month of August-Chris Schofield (multi-load permit and fence permit), Hoss Hamilton (portable bldg), Dennis Paquette (multi-load permit), Sonny Helm (roof permit) and Jerry Lane (multi-load) for a total of \$270.00 permit income for August.

Ordinance Report



(Carolyn LaRue)

Ordinance

clerk Carolyn LaRue said that she was doing a follow-up on last month's report about the property that Shane Womack owns on Glen Eagle Tr. She stated that the property has been sold to a veterinarian and will be closing on the 30th of next month.

There was a discussion on location of the house and prior owner including on whether they were aware of the septic problems. Mayor Lane said that they had spoken with John Gates and the buyer is aware that the septic would have to pass inspection.

#### Flood Plain Administrator Report (Dave LaRue)

Dave LaRue stated that he had phone calls but generated no paperwork last month. He said that he was going to address an ongoing issue related to some allegations that some dirt that was dumped was illegal. He had an overhead screen showing a floodplain map of Palisades and explained to residents which zones were flood zone, floodway, 500-year floodplain, etc. He showed on the map where the dirt was dumped and the surrounding area and stated where the dirt was dumped was at least 70 feet away from the flood zone. He showed where the truck came in and where it got stuck when pulling up the hill.

Resident Mary Jones stated that years ago they were told by FEMA that dumping dirt on the creek was illegal.

Alderman Dave LaRue stated to her that dumping fill dirt in a flood zone is illegal but you are allowed to work with dirt that is there.

Mr. LaRue said that him and Carolyn had made up a map showing satellite view of areas of flooding and where resident's houses were so that they could get an idea of where

they are in respect to the floodplain. He stated that the brown zone x was the 500-yr flood zone (you would need to know for insurance purposes/no permits required), the blue zone is the flood zone, and the blue and red zone was the flood way. He said that they would place the map on the wall for anyone to look at or could visit about after the meeting. Mr. LaRue stated that it was a federal issue if you build in a floodplain. He stated that you if you build in the floodplain the federal government can send you a letter to remove it and fine you daily-they set the stipulations.

#### New Business-

1) Discuss and take action on the  
2021-2022 Budget

Carolyn LaRue stated that all of the Alderman got a copy of the proposed budget at last month's meeting and the proposed tax rate was figured at .14530. She stated that after Sherri Kizziar was here last month they refigured the proposed tax rate and instead of the \$16,255.79 proposed tax income it would be \$17,026.40 and that would leave an additional \$770.61 to be allocated into the budget. Alderman LaRue said that he thought it should go in discretionary fund-there was discussion on discretionary fund and how can be used and Alderman Beau Fletcher made a motion to place the \$770.61 in the discretionary fund. Alderman Salazar suggested they put in the discretionary fund for road maintenance. There was more discussion on what money market for and when they could pull from (w/penalties) and Alderman Dave LaRue seconded the motion to add to the discretionary fund. Alderman Amelia Salazar opposed. The motion carried 4-1.

Carolyn LaRue stated that the proposed budget would be \$32,344.69 for the year not



including money market account. Jo Anne Short had question about Village Entrance budget since materials and contracted work added in budget to w/flower money. Carolyn LaRue stated that discretionary funds could be used if over budgeted.

Alderman LaRue made a motion to approve the proposed budget of \$32,344.69 for the 2021-22 tax year. Garry Swindell seconded the motion. Alderman Salazar opposed. The motion carried 4-1.

(2) Discuss and take action on the 2021-22 Tax rate

Alderman Dave LaRue made a motion that we adopt the proposed tax rate of .014530. Alderman Beau Fletcher seconded the motion. No one opposed- the motion carried.

(3) Discuss and take action on request for building permit for Chris Fry at 112 Exmoor

Carolyn LaRue stated that Kelly Weatherford was not at the meeting but asked to her to speak on this. She stated that the building committee had met with Mr. Fry and have seen his building plans and they went over all the regulations including septic system. regulations to build a new structure. Mr. Fry was to meet with Mr. Gates that Friday and go over what kind of septic system he needed and Carolyn LaRue stated that he has met all of the regulations in our ordinances to build a structure and is not in the floodplain. Alderman Sherry Simms-Fleming made a motion to approve the building permit at 113 Exmoor for Mr. Fry. Alderman Garry Swindell seconded the motion-no one opposed. Motion carried.

(4) Discuss, clarify and take action on ATV permits  
Carolyn LaRue stated back in June the Board discussed the ATV permits and they made a motion to

remove the permit required in section no. 8.02003 and remove it as a fundraiser. She needed clarification on before changing in the ordinances. There was discussion on previous changes to ordinance and Alderman LaRue made a motion to make the permits as a fundraiser only and be removed from the ordinances as a requirement. Alderman Garry Swindell seconded the motion. No one opposed-the motion carried.

(5) Discuss Fall Clean-up

Mayor Jerry Lane said they needed to decide when to have the Fall clean-up. He stated it needed to be prior to November for Fire wise. There was discussion on Fire wise event on October 23rd w/Timbercreek, historical date of clean-up and all agreed should be before so date set and agreed on October 9, 2021. There was also discussion on chipping? (Mayor Lane said no chipping-just clean up), number of roll-offs needed, new budget beginning, price of roll-offs and set number 4 then stopping. Resident Randy Hooker mentioned someone who would take the wood and chip it themselves. Mayor Lane mentioned they have a guy that takes the metal. Beau Fletcher volunteered to haul several loads out and mentioned that if anyone from outside of the Village was dumping in our roll-offs it would be "theft of service" and we could file charges on them. Alderman Sherry Simms-Fleming made a motion to approve 4 roll-offs for Fall Clean-up on October 9th and Alderman LaRue seconded the motion. No one opposed. There was more discussion on cost of roll-offs and if exceeded budget and total cost of clean-up. Alderman Sherry Simms Fleming amendd her prior motion to say motion to approve no more than \$1,600.00 on roll-offs for the Fall clean-up on October 9th. Alderman Dave LaRue



seconded the motion. No one opposed.

Public Comment-limit 2

minutes addressed to Board

1) Robert Booth-spoke to Board due to asked to address the Board about his story of getting rid of the trailer at Casino. He stated that he knew Kelli Lane and that he met her husband Jerry Lane and he asked him about the trailer prior to becoming Mayor-about what they were doing with it, and Robert told him wanted to get rid of it but after speaking w/his family they decided no. Later when agreed on getting rid of they got a hold of Jerry Lane and he knew a guy who would move it out of Palisades at no charge and that they were grateful that it was gone.

2) Dale Conner-spoke to the Board about accepting change and how there had been a big change and nothing but improvement. He said there had been some setbacks that he felt came from people who resist change. . He asked for the complete Village to get into a mode where change is inevitable and do the best they can. He stated that social media was susceptible to rumors-to let the facts be presented. He stated that you need communication between X&Y to solve a problem. He said if anyone had a problem (instead of complaining) to bring it out in the open-that goes for both sides.

3) Brenda Kiewiet-she said that her comment was similar-that alot of people work for free including Mayor, Secretary, person that waters the flowers and many more unseen. She stated that there will be conflict due to we are a community and a family. She stated that she is thankful and told people to just be part of the solution.

4) Jo Anne Short-addressed the minutes done by anonymous person at prior meetings who did not sign them and she has no copy/no record of. She stated that she needed the signed copy of the previous minutes that they have put on line-some are not stamped-she has no record of. She stated that the Board needed to appoint a Secretary Pro tem and previously told Starla Medlin (offered to do the job) they would put on the agenda but was no put on the agenda. There was discussion about who was doing the minutes and who had the copies of the signed minutes. Carolyn LaRue stated she had the copies of the signed minutes (needed to be stamped) that she put online but has not had an opportunity to return to the Secretary because there has been another meeting to do so. She stated that Katie said that the minutes didn't need to be stamped to go online.

5)  
Paul Fleming-stated that he agreed with Dale Conner and Brenda Kiewiet.

6) Mary Jones-she stated that she was glad to see on the board that Emergency Management was coming soon. She asked for the Board to be transparent and treat everyone fair. She stated that some people have to get permits and some don't (exp wood being delivered-permit?). She stated that she was told the Mayor's company printed the ATV stickers we bought. She asked the Mayor did he benefit from the Village on that? He said yes. She also mentioned how the Board has treated the Secretary-harassed her on Sunday nights, Holidays when company here and when she told you she was sick having tests ran and told the Mayor he passed her in the hallway last



meeting and treated her like she had the plague-she doesn't think the residents are being treated right and says residents have the right to say something.

7) Kelli Lane-stated that she would like to make up welcome packets and distribute for new residents in the neighborhood and welcomed anyone who wanted to volunteer to help her. Brenda Kiewiet offered to volunteer. Mrs. Lane asked if anyone has a name of a new resident to get it to her.

Mayors Report-the Mayor asked everyone how they liked the mailbox drive (recently paved). He said someone mentioned mowing at the North gate and mentioned Mr. Rutar wants kept natural on Tanglewood side. He said he contacted Tanglewood and they are to handle.

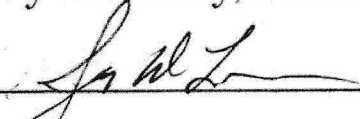
Mayor Lane said that on Firewise they needed to find someone to take Helen Genitski's place in running volunteers at clean-up and find out what it entails Helen explained some of what she does-designating volunteers to places to cut/trim, track volunteer hours, etc. There was discussion on criteria-must have event and must turn in so many hours toward Fire wise prior to November 15<sup>th</sup> to keep status. The Mayor asked for a volunteer to help with. There were no volunteers. He also addressed overgrowth on some lots and how to help residents cut/mow if they are incapable of cutting. Discussion on putting a sign up sheet for volunteers to help those residents.

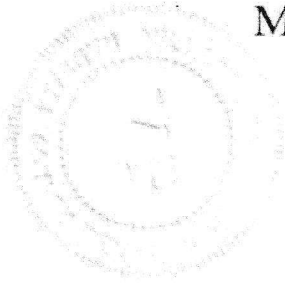
Alderman Dave LaRue made a motion to adjourn and Alderman Beau Fletcher seconded the motion. O one opposed. The Mayor adjourned the

meeting at 8:01p.m.

Respectfully

submitted by Secretary, Jo Anne Short

  
\_\_\_\_\_  
Mayor, Jerry Lane





**VILLAGE OF PALISADES  
FINANCIAL REPORT  
August 31, 2021**

	Balance	Deposits	Debits/Withdrawals
<b>Checking Account</b>			
Beginning Balance 8-1-2021	\$18,780.87		
<b>Income:</b>			
Randall County Property Tax Collections		\$287.51	
Contribution - Roads		\$20.00	
Permit Income		\$270.00	
<b>Total Income</b>		<b>\$577.51</b>	
<b>Expenses:</b>			
Safety Light - Gate			\$14.55
Community Center - Xcel			\$76.88
Community Center - Atmos			\$57.87
Grainger - Reflector strips for parking poles			\$29.64
Amarillo Globe News - Ad for Tax Rate			\$366.00
PRPC - PANOM Fair Share			\$422.00
Amelia Salazar - Deposit Refund for Renting Community Center			\$50.00
<b>Total Expenses</b>			<b>\$1,016.94</b>
<b>Net Income for the month of August</b>		<b>\$439.43</b>	
<b>Ending Balance 8-31-2021</b>	<b>\$18,341.44</b>		
<b>Money Market Account</b>			
Beginning Balance 8-1-2021	\$22,056.58		
Interest		\$0.37	
<b>Ending Balance 8-31-2021</b>	<b>\$22,056.95</b>		





**PALISADES VOLUNTEER FIRE DEPARTMENT**  
114 Brentwood, Amarillo Texas

**From-August, 2021 Report**

**Bank Statement as of 08/31/2021.**

**Checking: \$ 12,199.52.**

**Debits:**

Bruckner's Truck Parts, 5-New Batteries for Engine, \$401.55. Pd.  
AT&T-\$102.52  
Coming soon (I am Responding) for paging. \$300.00 per year.

**Saving: \$5,678.34.**

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**{2} calls in August:**

- 1) 8/02/21, Structure/Grass Fire in Palisades.  
Brush-1, Dennis Massey.
- 2) 8/09/21, Grass Fire in River Falls. Turned out to be a small fire & we were disregarded  
Brush-1, Dennis Massey, Tommy Medlin.

---

Items we are still working for now are: Electric door openers (3 estimates).  
Concrete pad for possible new addition.

---

Things are going to start getting hotter, so please keep your homes and area mowed, weed eaten and keep brush and trees trimmed. Don't forget to fill out Fire wise forms.

**Have 8 Volunteers.**

**Training: With Timber Creek VFD, Tangle-Wood VFD, RCFD, T.F.S.**

**Emergencies: Please, if you have an Emergency, call 911 or Randall Co. Sheriff's Office (806-468-5800) with your information.**



RESOLUTION NO. 91421

**A RESOLUTION OF THE BOARD OF ALDERMEN OF THE VILLAGE OF PALISADES, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE EXECUTIVE COMMITTEE OF CITIES SERVED BY ATMOS WEST TEXAS ("CITIES") AND ATMOS ENERGY CORP., WEST TEXAS 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 CITIES' 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 CITIES' LEGAL COUNSEL.**

WHEREAS, the Village of Palisades, Texas ("City") is a gas utility customer of Atmos Energy Corp., West Texas Division ("Atmos West Texas" or "Company"), and a regulatory authority with an interest in the rates and charges of Atmos West Texas; and

WHEREAS, the City is a member of Cities Served by Atmos West Texas ("Cities"), a coalition of similarly-situated cities served by Atmos West Texas that have joined together to facilitate the review of, and response to, natural gas issues affecting rates charged in the Atmos West Texas service area; and

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

RESOLUTION NO. 91421

Legislature, and that will establish rates for Cities based on the system-wide cost of serving the Atmos West Texas service area; and

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

WHEREAS, on about April 1, 2021, Atmos West Texas filed its 2021 RRM rate request with Cities based on a test year ending December 31, 2020; and

WHEREAS, Cities coordinated its review of the Atmos West Texas 2021 RRM filing through its Executive Committee, assisted by Cities' attorneys and consultants, to resolve issues identified in the Company's RRM filing; and

WHEREAS, the Executive Committee, as well as Cities' counsel and consultants, recommends that Cities approve an increase in base rates for Atmos West Texas of \$152,000 with an Effective Date of December 1, 2021; and

WHEREAS, the attached tariffs (Exhibit A) implementing new rates are consistent with the recommendation of the Cities' 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 (Exhibit B) and

WHEREAS, the settlement agreement establishes an amortization schedule for regulatory liability (Exhibit C); and

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF PALISADES, TEXAS:

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



RESOLUTION NO. 91421

**Section 2.** That, without prejudice to future litigation of any issue identified by Cities, the City Council finds that the settled amount of an increase in revenues of \$152,000 for Cities represents a comprehensive settlement of gas utility rate issues affecting the rates, operations, and services offered by Atmos West Texas within the municipal limits arising from Atmos West Texas' 2021 RRM filing, is in the public interest, and is consistent with the City's authority under Section 103.001 of the Texas Utilities Code.

**Section 3.** That the existing rates for natural gas service provided by Atmos West Texas are unreasonable. The new tariffs, attached hereto and incorporated herein as Exhibit A, are just and reasonable, and are designed to allow Atmos West Texas to recover annually an additional \$152,000 in revenue from customers in Cities, over the amount allowed under currently approved rates. Such tariffs are hereby adopted.

**Section 4.** That the ratemaking treatment for pensions and retiree medical benefits in Atmos West Texas' next RRM filing shall be as set forth on Exhibit B, attached hereto and incorporated herein.

**Section 5.** That subject to any future settlement or decision regarding the balance of Excess Deferred Income Tax to be refunded to ratepayers, the amortization of regulatory liability shall be consistent with the schedule found in Exhibit C, attached hereto and incorporated herein.

**Section 6.** That Atmos West Texas shall reimburse the reasonable ratemaking expenses of the Cities in processing the Company's 2021 RRM filing.

**Section 7.** That to the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Resolution, it is hereby repealed.

RESOLUTION NO. 91421

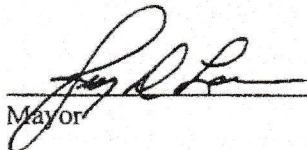
**Section 8.** That the meeting at which this Resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

**Section 9.** That if any one or more sections or clauses of this Resolution is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, and the remaining provisions of the Resolution shall be interpreted as if the offending section or clause never existed.

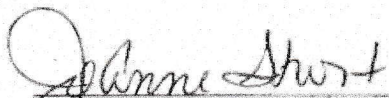
**Section 10.** That consistent with the City Ordinance that established the RRM process, this Resolution shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after December 1, 2021.

**Section 11.** That a copy of this Resolution shall be sent to Atmos West Texas, care of Philip Littlejohn, Vice President of Rates and Regulatory Affairs, West Texas Division, 6606 66th Street, Lubbock, Texas 79424, and Thomas Brocato, General Counsel to Cities, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

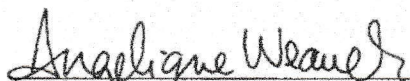
PASSED AND APPROVED this 14 day of SEPTEMBER, 2021.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney