

**PALM VALLEY CITY COUNCIL
MINUTES
REGULAR MEETING
July 19, 2022**

The City Council of the City of Palm Valley met in a Regular Meeting on the 19th day of July 2022 at 6:00 p.m. at 1313 N. Stuart Place Road, Palm Valley, Texas. (ZOOM videoconferencing was available for the public).

Council members present:
Eric Hoff, Mayor Pro Tem
Councilwoman Annette Baker
Councilman Gilberto Lucio
Councilman Jerry Wade

VIA ZOOM
Councilwoman Lisa Taylor
Jason Mann, City Attorney

City Secretary: Sylvia R. Trevino (in person)

Staff present (all in person):
Chief A. R. Garcia
Rosendo Flores, Director of Public Works
Jose Rivera, Support Services Aide

1. **CALL TO ORDER** - The meeting was called to order by Mayor Pro Tem Hoff.
2. **LEGISLATIVE PRAYER** - The Legislative Prayer was recited by City Secretary Trevino.
3. **PLEDGE OF ALLEGIANCE** – Led by Mayor Pro Tem Hoff.
4. **PUBLIC COMMENTS** - None

(At this time, Mayor Pro Tem Hoff took Item No. 7 out of order)

7. **ORDINANCE ADOPTED APPROVING A NEGOTIATED RESOLUTION BETWEEN THE CITY OF PALM VALLEY AND TEXAS GAS SERVICE REGARDING THE COMPANY'S APRIL 20, 2021, COST OF SERVICE ADJUSTMENT ("COSA") AND OTHER RELATED PROVISIONS.**

Mr. Thomas Brocato, attorney representing the cities, explained that this is a settlement agreement reached with Texas Gas Service. The Texas Legislature allows gas utilities to annual adjust rates based on changes invested capital through a mechanism referred to as the Gas Reliability Infrastructure Program ("GRIP"). The cities' consultants found that TGS cost of service calculations were consistent with the terms of the COSA tariff. However, several adjustments were identified that were appropriate. After meeting to discuss the adjustment, the parties agreed to a total revenue requirement adjustment of \$967,040 from the Company original request of \$3,717,040. The agreed reductions to the revenue requirement result in a total increase of \$2,750,000. He added that the

new rates become effective on or after the first billing cycle of August of each year. Mr. Brocato recommended adopting the ordinance.

Councilwoman Baker asked how this rate would impact the residents. Mr. Brocato replied that there would be a \$2.13 increase to the user for the average residential customer: commercial, \$19.51, and industrial, \$191.05.

Councilman Wade made a motion to adopt the ordinance as recommended.

Councilman Lucio seconded the motion.

Mayor Pro Tem Hoff took the votes and the motion carried unanimously by those present.

5. **APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JUNE 21, 2022 AND SPECIAL MEETING OF JUNE 27, 2022**

There being no corrections, Councilman Wade made a motion to approve the minutes.

Councilwoman Baker seconded the motion.

Mayor Pro Tem Hoff took the votes and the motion carried unanimously by those present.

6. **CITY'S PERSONNEL POLICY AMENDED TO INCORPORATE A 'TAKE HOME VEHICLE' POLICY.**

There was discussion that the policy would require eliminating the reference to 'workman's comp because under the law, 'commuting' is not covered. Coverage under workman's comp must be "job related". Jason Mann commented that keeping that provision in the policy would be problematic and the Texas Municipal League staff had agreed as well.

Further discussion followed on whether the Chief would be covered if he were in an accident. There was clarification that liability is not the same as workman's comp.

Councilwoman Taylor made a motion to approve the policy excluding the reference to **"Personnel operating a vehicle in compliance with all applicable policies will be covered by worker's compensation."**

Councilman Wade seconded the motion.

Mayor Pro Tem Hoff took the votes and the motion carried unanimously by those present.

8. **CONSENT AGENDA:**
A. **RESOLUTION APPROVED TO DESIGNATE BY OFFICIAL ACTION AN OFFICER OR EMPLOYEE TO CALCULATE THE NO-NEW-REVENUE AND THE VOTER-APPROVAL TAX RATES FOR THE CITY OF PALM VALLEY.**
B. **Police Monthly Report – June 2022**

- C. Municipal Court Monthly Report – June 2022**
- D. Monthly Investment Report – June 2022**
- E. Monthly Financial Report – June 2022**
- F. Monthly Check Listings – June 2022**
- G. Council/staff liaison reports**

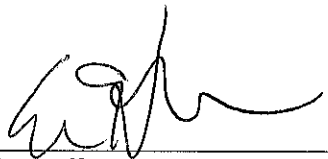
City Secretary Trevino distributed copies of the upcoming budget calendar and asked that the Council make special note of the Special Meetings that will be necessary.

Councilwoman Taylor made a motion to approve the Consent Agenda.

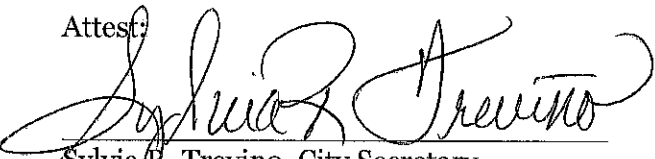
Councilman Lucio seconded the motion.

Mayor Hoff took the votes and the motion carried unanimously by those present.

There being no further business the meeting adjourned at 6:16 p.m. upon a motion by Councilwoman Baker and a second by Councilman Wade.



Eric Hoff, Mayor Pro Tem

Attest:


Sylvia R. Trevino, City Secretary