

**CITY COUNCIL MEETING
AGENDA
CITY OF BRIDGE CITY**



TUESDAY, SEPTEMBER 21, 2021

6:00 PM

**City Hall Council
Chambers260 Rachal
Bridge City TX 77611**

1. CALL TO ORDER

2. INVOCATION

3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG

4. APPROVAL OF AGENDA

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5. REPORTS & COMMENTS FROM:

- (a) City Manager
- (b) City Council
- (c) City Staff
- (d) Mayor

6. CITIZEN COMMENTS

At this time comments will be taken from citizens on subject matters not on the agenda. All comments are limited to a maximum of three minutes for each speaker as adopted in the City of Bridge City Council Decorum and Procedures Policy. As noted in the Texas Open Meetings Act no deliberation of or decision about a subject not included on the current meeting notice shall be allowed by Council. Your comments are appreciated and will be forwarded to staff.

7. ORDINANCE

- (a) Consideration and possible action to approve Ordinance No. 2021-09 amending the City of Bridge City's floodplain Ordinance No. 87-16

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- (b) Consideration and possible action to approve Ordinance No. 2021-12 denying the rate increase request of Entergy Texas, Inc. filed on August 31, 2021 27

8. RESOLUTIONS

- (a) Consideration and possible action to approve Resolution No. 2021-18(R) approving the submission of an application for a State and Community Highway Safety Grant Program for STEP Comprehensive 2022 Project to be operated for the FY2022 34
- (b) Consideration and possible action to approve Resolution No. 2021-19(R) nominating Philip Welch as a candidate for the Board of Directors of the Orange County Appraisal District 35

9. ITEMS FOR DISCUSSION & POSSIBLE ACTION

- (a) Consideration and possible action to approve the minutes for the September 7, 2021 City Council Meeting 36
- (b) Consideration and possible action to approve City bills for the month of August 2021 43
- (c) Consideration and possible action to appoint/reappoint members for the 2021-2022 terms to the following City Boards and Commissions

Board of Adjustment
Building Standards Commission
Planning and Zoning Commission
Library Advisory Board
- (d) Consideration and possible action authorizing the City of Bridge City to enter into a contract with the Bridge City Police Association for the period effective October 1, 2021 through September 30, 2022
- (e) Consideration and possible action to cancel or reschedule the October 5, 2021 City Council meeting due to Council's attendance at the Texas Municipal League Conference in Houston, Texas

10. ADJOURN

AGENDA POSTING CERTIFICATION: I, the undersigned authority, do hereby certify that the September 21, 2021, Agenda of items to be considered by the City Council of Bridge City was posted on the City of Bridge City Bulletin Board located at City Hall, 260 Rachal, at 4:15 p.m. on Thursday, September 16, 2021.

/s/Jeanie McDowell

JEANIE MCDOWELL, CITY SECRETARY

EXECUTIVE SESSION STATEMENT: The City Council of Bridge City reserves the right to adjourn into a Closed Executive Session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Chapter 551 of the TEXAS GOVERNMENT CODE, Section 551.071 (Consultation with Attorney), Section 551.072 (Deliberations about Real Property), Section 551.073 (Deliberations Regarding Gifts and Donations), Section 551.074 (Personnel Matters), Section 551.076 (Deliberations about Security Devices) and Section 551.087 (Deliberation Regarding Economic Development Negotiations).

NOTICE OF ASSISTANCE: Persons with disabilities who plan to attend this meeting are requested to contact the City Secretary's office 48 hours in advance of the meeting at 409.735.6801 and reasonable accommodations will be made for assistance.

ORDINANCE NO. 2021-09

AN ORDINANCE OF THE CITY COUNCIL OF BRIDGE CITY, TEXAS, AMENDING THE FLOOD DAMAGE PREVENTION ORDINANCE; PROVIDING FOR A PENALTY FOR VIOLATION OF THE ORDINANCE OF A FINE NOT TO EXCEED \$500.00; PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR ENFORCEMENT.

FLOOD DAMAGE PREVENTION ORDINANCE

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND METHODS

SECTION A. STATUTORY AUTHORIZATION

The Legislature of the State of Texas has in the Flood Control Insurance Act, Texas Water Code, Section 16.315 delegated the responsibility of local governmental units to adopt regulations designed to minimize flood losses. Therefore, the City Council of Bridge City, Texas does ordain as follows:

SECTION B. FINDINGS OF FACT

(1) The flood hazard areas of the City of Bridge City, Texas are subject to periodic inundation, which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.

(2) These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazard areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

SECTION C. STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Protect human life and health;

- (2) Minimize expenditure of public money for costly flood control projects;
- (3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) Minimize prolonged business interruptions;
- (5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;
- (6) Help maintain a stable tax base by providing for the sound use and development of flood-prone areas in such a manner as to minimize future flood blight areas; and
- (7) Insure that potential buyers are notified that property is in a flood area.

SECTION D. METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance uses the following methods:

- (1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities;
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- (3) Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of flood waters;
- (4) Control filling, grading, dredging and other development which may increase flood damage;
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

ARTICLE 2 DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

ALLUVIAL FAN FLOODING - means flooding occurring on the surface of an alluvial fan or similar landform which originates at the apex and is characterized by high-velocity flows; active processes of erosion, sediment transport, and deposition; and unpredictable flow paths.

APEX - means a point on an alluvial fan or similar landform below which the flow path of the major stream that formed the fan becomes unpredictable and alluvial fan flooding can occur.

APPURTENANT STRUCTURE – means a structure which is on the same parcel of property as the principal structure to be insured and the use of which is incidental to the use of the principal structure

AREA OF FUTURE CONDITIONS FLOOD HAZARD – means the land area that would be inundated by the 1-percent-annual chance (100 year) flood based on future conditions hydrology.

AREA OF SHALLOW FLOODING - means a designated AO, AH, AR/AO, AR/AH, or VO zone on a community's Flood Insurance Rate Map (FIRM) with a 1 percent or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD - is the land in the floodplain within a community subject to a 1 percent or greater chance of flooding in any given year. The area may be designated as Zone A on the Flood Hazard Boundary Map (FHBM). After detailed rate making has been completed in preparation for publication of the FIRM, Zone A usually is refined into Zones A, AO, AH, A1-30, AE, A99, AR, AR/A1-30, AR/AE, AR/AO, AR/AH, AR/A, VO, V1-30, VE or V.

BASE FLOOD - means the flood having a 1 percent chance of being equaled or exceeded in any given year.

BASE FLOOD ELEVATION (BFE) – The elevation shown on the Flood Insurance Rate Map (FIRM) and found in the accompanying Flood Insurance Study (FIS) for Zones A, AE, AH, A1-A30, AR, V1-V30, or VE that indicates the

water surface elevation resulting from the flood that has a 1% chance of equaling or exceeding that level in any given year - also called the Base Flood.

BASEMENT - means any area of the building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL – means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces, without causing damage to the elevated portion of the building or supporting foundation system.

CRITICAL FEATURE - means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

DEVELOPMENT - means any man-made change to improved and unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

ELEVATED BUILDING – means, for insurance purposes, a non-basement building, which has its lowest elevated floor, raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns.

EXISTING CONSTRUCTION - means for the purposes of determining rates, structures for which the "start of construction" commenced before the effective date of the FIRM or before January 1, 1975, for FIRMs effective before that date. "Existing construction" may also be referred to as "existing structures."

EXISTING MANUFACTURED HOME PARK OR SUBDIVISION - means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

EXPANSION TO AN EXISTING MANUFACTURED HOME PARK OR SUBDIVISION - means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

FLOOD OR FLOODING - means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) the overflow of inland or tidal waters.
- (2) the unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD ELEVATION STUDY – means an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudslide (i.e., mudflow) and/or flood-related erosion hazards.

FLOOD INSURANCE RATE MAP (FIRM) - means an official map of a community, on which the Federal Emergency Management Agency has delineated both the special flood hazard areas and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS) – see *Flood Elevation Study*

FLOODPLAIN OR FLOOD-PRONE AREA - means any land area susceptible to being inundated by water from any source (see definition of flooding).

FLOODPLAIN MANAGEMENT - means the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works and floodplain management regulations.

FLOODPLAIN MANAGEMENT REGULATIONS - means zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such state or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOOD PROTECTION SYSTEM - means those physical structural works for which funds have been authorized, appropriated, and expended and which have been constructed specifically to modify flooding in order to reduce the extent of the area within a community subject to a "special flood hazard" and the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood modifying works are those constructed in conformance with sound engineering standards.

FLOOD PROOFING - means any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

FLOODWAY – see *Regulatory Floodway*

FUNCTIONALLY DEPENDENT USE - means a use, which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

HIGHEST ADJACENT GRADE - means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

HISTORIC STRUCTURE - means any structure that is:

(1) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

(2) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

(3) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or

(4) Individually listed on a local inventory or historic places in communities with historic preservation programs that have been certified either:

(a) By an approved state program as determined by the Secretary of the Interior or;

(b) Directly by the Secretary of the Interior in states without approved programs.

LEVEE - means a man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding.

LEVEE SYSTEM - means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

LOWEST FLOOR - means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking or vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; **provided** that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirement of Section 60.3 of the National Flood Insurance Program regulations.

MANUFACTURED HOME - means a structure transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

MANUFACTURED HOME PARK OR SUBDIVISION - means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MEAN SEA LEVEL - means, for purposes of the National Flood Insurance Program, the North American Vertical Datum (NAVD) of 1988 or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

NEW CONSTRUCTION - means, for the purpose of determining insurance rates, structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures. For floodplain management purposes, "new construction" means structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

NEW MANUFACTURED HOME PARK OR SUBDIVISION - means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by a community.

PRIMARY FRONTAL DUNE - means a continuous or nearly continuous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to the beach and subject to erosion and overtopping from high tides and waves during major coastal storms. The inland limit of the primary frontal dune occurs at the point where there is a distinct change from a relatively steep slope to a relatively mild slope.

RECREATIONAL VEHICLE - means a vehicle which is (i) built on a single chassis; (ii) 400 square feet or less when measured at the largest horizontal projections; (iii) designed to be self-propelled or permanently towable by a light duty truck; and (iv) designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

REGULATORY FLOODWAY - means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

RIVERINE – means relating to, formed by, or resembling a river (including tributaries), stream, brook, etc.

SAND DUNES - mean naturally occurring accumulations of sand in ridges or mounds landward of the beach.

SPECIAL FLOOD HAZARD AREA – see *Area of Special Flood Hazard*

START OF CONSTRUCTION - (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (Pub. L. 97-348)), includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE – means, for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL DAMAGE - means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged

condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT - means any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either: (1) Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions or (2) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure."

VARIANCE – means a grant of relief by a community from the terms of a floodplain management regulation. (For full requirements see Section 60.6 of the National Flood Insurance Program regulations.)

VIOLATION - means the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in Section 60.3(b)(5), (c)(4), (c)(10), (d)(3), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION - means the height, in relation to the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

ARTICLE 3

GENERAL PROVISIONS

SECTION A. LANDS TO WHICH THIS ORDINANCE APPLIES

The ordinance shall apply to all areas of special flood hazard with the jurisdiction of the City of Bridge City.

SECTION B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled, "The Flood Insurance Study (FIS) for Orange County Texas and Incorporated Areas" dated [effective December 16, 2021](#), with accompanying Flood Insurance Rate Maps (Firm) dated [December 16, 2021](#). and any revisions thereto are hereby adopted by reference and declared to be a part of this ordinance.

SECTION C. ESTABLISHMENT OF DEVELOPMENT PERMIT

A Floodplain Development Permit shall be required to ensure conformance with the provisions of this ordinance.

SECTION D. COMPLIANCE

No structure or land shall hereafter be located, altered, or have its use changed without full compliance with the terms of this ordinance and other applicable regulations.

SECTION E. ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and another ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

SECTION F. INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be; (1) considered as minimum requirements; (2) liberally construed in favor of the governing body; and (3) deemed neither to limit nor repeal any other powers granted under State statutes.

SECTION G. WARNING AND DISCLAIMER OR LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. On rare occasions greater floods can and will occur and flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of the community or any official or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made hereunder.

ARTICLE 4

ADMINISTRATION

SECTION A. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR

The Director of Public Works is hereby appointed the Floodplain Administrator to administer and implement the provisions of this ordinance and other appropriate sections of 44 CFR (Emergency Management and Assistance - National Flood Insurance Program Regulations) pertaining to floodplain management.

SECTION B. DUTIES & RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR

Duties and responsibilities of the Floodplain Administrator shall include, but not be limited to, the following:

(1) Maintain and hold open for public inspection all records pertaining to the provisions of this ordinance.

(2) Review permit application to determine whether to ensure that the proposed building site project, including the placement of manufactured homes, will be reasonably safe from flooding.

(3) Review, approve or deny all applications for development permits required by adoption of this ordinance.

(4) Review permits for proposed development to assure that all necessary permits have been obtained from those Federal, State or local governmental agencies (including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334) from which prior approval is required.

(5) Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the Floodplain Administrator shall make the necessary interpretation.

(6) Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is the Texas Water Development Board (TWDB) and also the Texas Commission on Environmental Quality (TCEQ), prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

(7) Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.

(8) When base flood elevation data has not been provided in accordance with Article 3, Section B, the Floodplain Administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a Federal, State or other source, in order to administer the provisions of Article 5.

(9) When a regulatory floodway has not been designated, the Floodplain Administrator must require that no new construction, substantial improvements, or other development (including fill) shall be permitted within Zones A1-30 and AE on the community's FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

(10) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program regulations, a community may approve certain development in Zones A1-30, AE, AH, on the community's FIRM which increases the water surface elevation of the base flood by more than 1 foot, provided that the community **first** completes all of the provisions required by Section 65.12.

SECTION C. PERMIT PROCEDURES

(1) Application for a Floodplain Development Permit shall be presented to the Floodplain Administrator on forms furnished by him/her and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, including the placement of manufactured homes, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:

(a) Elevation (in relation to mean sea level), of the lowest floor (including basement) of all new and substantially improved structures;

(b) Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed;

(c) A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of Article 5, Section B (2);

(d) Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development;

(e) Maintain a record of all such information in accordance with Article 4, Section (B)(1);

(2) Approval or denial of a Floodplain Development Permit by the Floodplain Administrator shall be based on all of the provisions of this ordinance and the following relevant factors:

(a) The danger to life and property due to flooding or erosion damage;

(b) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;

(c) The danger that materials may be swept onto other lands to the injury of others;

(d) The compatibility of the proposed use with existing and anticipated development;

(e) The safety of access to the property in times of flood for ordinary and emergency vehicles;

(f) The costs of providing governmental services during and after flood conditions including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems;

(g) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site;

(h) The necessity to the facility of a waterfront location, where applicable;

(i) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.

SECTION D. VARIANCE PROCEDURES

(1) The Appeal Board, as established by the community, shall hear and render judgment on requests for variances from the requirements of this ordinance.

(2) The Appeal Board shall hear and render judgment on an appeal only when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this ordinance.

(3) Any person or persons aggrieved by the decision of the Appeal Board may appeal such decision in the courts of competent jurisdiction.

(4) The Floodplain Administrator shall maintain a record of all actions involving an appeal and shall report variances to the Federal Emergency Management Agency upon request.

(5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this ordinance.

(6) Variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing the relevant factors in Section C (2) of this Article have been fully considered. As the lot size increases beyond the 1/2 half acre, the technical justification required for issuing the variance increases.

(7) Upon consideration of the factors noted above and the intent of this ordinance, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this ordinance (Article 1, Section C).

(8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

(9) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.

(10) Prerequisites for granting variances:

(a) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

(b) Variances shall only be issued upon: (i) showing a good and sufficient cause; (ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

(c) Any application to which a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(11) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use provided that (i) the criteria outlined in Article 4, Section D (1)-(9) are met, and (ii) the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

ARTICLE 5

PROVISIONS FOR FLOOD HAZARD REDUCTION

SECTION A. GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements:

(1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;

(2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;

(3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;

(4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment

and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding;

(5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

(6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system and discharge from the systems into flood waters; and,

(7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

SECTION B. SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) Article 3, Section B, (ii) Article 4, Section B (8), or (iii) Article 5, Section C (3), the following provisions are required:

(1) **Residential Construction** - new construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to or above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the Floodplain Administrator that the standard of this subsection as proposed in Article 4, Section C (1) a., is satisfied.

(2) **Nonresidential Construction** - new construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to or above the base flood level or together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the Floodplain Administrator.

(3) **Enclosures** - new construction and substantial improvements, with fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and

which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:

- (a) A minimum of two openings on separate walls having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.
- (b) The bottom of all openings shall be no higher than 1 foot above grade.
- (c) Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(4) Manufactured Homes -

(a) Require that all manufactured homes to be placed within Zone A on a community's FHBM or FIRM shall be installed using methods and practices which minimize flood damage. For the purposes of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

(b) Require that manufactured homes that are placed or substantially improved within Zones A1-30, AH, and AE on the community's FIRM on sites (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as a result of a flood, be elevated on a permanent foundation such that the lowest floor of the manufactured home is elevated to or above the base flood elevation and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

(c) Require that manufactured homes be placed or substantially improved on sites in an existing manufactured home park or subdivision with Zones A1-30, AH and AE on the community's FIRM that are not subject to the provisions of paragraph (4) of this section be elevated so that either:

- (i) the lowest floor of the manufactured home is at or above the base flood elevation, or

(ii) the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

(5) **Recreational Vehicles** - Require that recreational vehicles placed on sites within Zones A1-30, AH, and AE on the community's FIRM either (i) be on the site for fewer than 180 consecutive days, or (ii) be fully licensed and ready for highway use, or (iii) meet the permit requirements of Article 4, Section C (1), and the elevation and anchoring requirements for "manufactured homes" in paragraph (4) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

SECTION C. STANDARDS FOR SUBDIVISION PROPOSALS

(1) All subdivision proposals including the placement of manufactured home parks and subdivisions shall be consistent with Article 1, Sections B, C, and D of this ordinance.

(2) All proposals for the development of subdivisions including the placement of manufactured home parks and subdivisions shall meet Floodplain Development Permit requirements of Article 3, Section C; Article 4, Section C; and the provisions of Article 5 of this ordinance.

(3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including the placement of manufactured home parks and subdivisions which is greater than 50 lots or 5 acres, whichever is lesser, if not otherwise provided pursuant to Article 3, Section B or Article 4, Section B (8) of this ordinance.

(4) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.

(5) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.

SECTION D. STANDARDS FOR AREAS OF SHALLOW FLOODING (AO/AH ZONES)

Located within the areas of special flood hazard established in Article 3, Section B, are areas designated as shallow flooding. These areas have special flood hazards associated with flood depths of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow; therefore, the following provisions apply:

(1) All new construction and substantial improvements of **residential** structures have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least 2 feet if no depth number is specified).

(2) All new construction and substantial improvements of **non-residential** structures;

(a) have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified), or

(b) together with attendant utility and sanitary facilities be designed so that below the base specified flood depth in an AO Zone, or below the Base Flood Elevation in an AH Zone, level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads of effects of buoyancy.

(3) A registered professional engineer or architect shall submit a certification to the Floodplain Administrator that the standards of this Section, as proposed in Article 4, Section C are satisfied.

(4) Require within Zones AH or AO adequate drainage paths around structures on slopes, to guide flood waters around and away from proposed structures.

SECTION E. FLOODWAYS

Floodways - located within areas of special flood hazard established in Article 3, Section B, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and erosion potential, the following provisions shall apply:

(1) Encroachments are prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway unless it has been demonstrated through hydrologic and

hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(2) If Article 5, Section E (1) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article 5.

(3) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program Regulations, a community may permit encroachments within the adopted regulatory floodway that would result in an increase in base flood elevations, provided that the community **first** completes all of the provisions required by Section 65.12.

SECTION F. COASTAL HIGH HAZARD AREAS

Located within the areas of special flood hazard established in Article 3, Section B, are areas designated as Coastal High Hazard Areas (Zones V1-30, VE, and/or V). These areas have special flood hazards associated with high velocity waters from tidal surges and hurricane wave wash; therefore, in addition to meeting **all** provisions outlined in this ordinance, the following provisions must also apply:

(1) Obtain the elevation (in relation to mean sea level) of the bottom of the lowest structural member of the lowest floor (excluding pilings and columns) of all new and substantially improved structures, and whether or not such structures contain a basement. The Floodplain Administrator shall maintain a record of all such information.

(2) All new construction shall be located landward of the reach of mean high tide.

(3) All new construction and substantial improvements shall be elevated on pilings and columns so that:

(i) the bottom of the lowest horizontal structural member of the lowest floor (excluding the pilings or columns) is elevated to or above the base flood level;

(ii) the pile or column foundation and structure attached thereto is anchored to resist flotation, collapse and lateral movement due to the effects of wind and water loads acting simultaneously on all building components. Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State or local

building standards. A registered professional engineer or architect shall develop or review the structural design, specifications and plans for the construction, and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for meeting the provisions of (3)(i) and (ii) of this Section.

(4) Provide that all new construction and substantial improvements have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood lattice-work, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system.

For the purpose of this section, a breakaway wall shall have a design safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Use of breakaway walls which exceed a design safe loading resistance of 20 pounds per square foot (either by design or when so required by local or State codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions:

(i) breakaway wall collapse shall result from a water load less than that which would occur during the base flood; and

(ii) the elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other structural damage due to the effects of wind and water loads acting simultaneously on all building components (structural and nonstructural). Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State or local building standards. Such enclosed space shall be useable solely for parking of vehicles, building access, or storage. Such space shall not be used for human habitation.

(5) Prohibit the use of fill for structural support of buildings.

(6) Prohibit man-made alteration of sand dunes and mangrove stands that increase potential flood damage.

(7) **Manufactured Homes -**

Require that manufactured homes placed or substantially improved within Zone V1-30, V, and VE on the community's FIRM on sites (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of

a flood, meet the standards of paragraphs (1) through (6) of this section **and** that manufactured homes placed or substantially improved on other sites in an existing manufactured home park or subdivision within Zones V1-30, V, and VE on the community's FIRM meet the requirements of Article 5, Section B(4) of this ordinance.

(8) Recreational Vehicles -

Require that recreational vehicles placed on sites within Zones V1-30, V, and VE on the community's FIRM either (i) be on the site for fewer than 180 consecutive days, or (ii) be fully licensed and ready for highway use, or (iii) meet the requirements in Article 3, Section C of this ordinance and paragraphs (1) through (6) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

SECTION G. SEVERABILITY

If any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION H. PENALTIES FOR NON COMPLIANCE

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this court order and other applicable regulations. Violation of the provisions of this court order by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this court order or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500.00 for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent City Council from taking such other lawful action as is necessary to prevent or remedy any violation.

This Ordinance shall become effective ten (10) days after its publication date, in caption form only, after its passage by the City Council of the CITY OF BRIDGE CITY, TEXAS, after its reading at one (1) regularly scheduled City Council meetings of the CITY OF BRIDGE CITY, TEXAS.

PASSED BY THE CITY COUNCIL OF THE CITY OF BRIDGE CITY, TEXAS, this 21st day of September 2021.

David Rutledge, Mayor

ATTEST:

Jeanie McDowell, City Secretary

PAUL M. FUKUDA, City Attorney

SECTION I. CERTIFICATION OF ADOPTION

APPROVED: _____
David Rutledge, Mayor

PASSED: September 21, 2021
(Adoption date)

ORDINANCE BECOMES EFFECTIVE: October 12, 2021
(Effective date)

I, the undersigned, Jeanie McDowell, City Secretary, do hereby certify that the above is a true and correct copy of an ordinance duly adopted by the City Council, at a regular meeting duly convened on September 21, 2021.

Jeanie McDowell, City Secretary

Publication dates: September 25, 2021
 October 2, 2021

Effective date: October 12, 2021
{Seal}

ORDINANCE NO. 2021-12

AN ORDINANCE BY THE CITY OF BRIDGE CITY, TEXAS (“CITY”) DENYING THE DISTRIBUTION COST RECOVERY FACTOR RATE INCREASE REQUEST OF ENTERGY TEXAS, INC. FILED ON OR ABOUT AUGUST 31, 2021; SETTING JUST AND REASONABLE RATES FOR ENTERGY TEXAS, INC. FOR SERVICE WITHIN THE MUNICIPAL LIMITS; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS

WHEREAS, on or about August 31, 2021, Entergy Texas, Inc. (“Entergy”) filed an Application to Amend its Distribution Cost Recovery Factor (“DCRF”) with the City to increase electric rates by amending its DCRF rider pursuant to Public Utility Regulatory Act (“PURA”) Section 36.210;

WHEREAS, City has exclusive original jurisdiction over the rates, operations and services of an electric utility within its municipal limits pursuant to PURA Section 33.001(a);

WHEREAS, the jurisdictional deadline for the City to act in this rate matter is October 30, 2021;

WHEREAS, Entergy’s existing DCRF rider is set to collect approximately \$26.3 million per year;

WHEREAS, Entergy’s proposed amended Distribution Cost Recovery Factor rider would increase customer rates in the Entergy Service Area by approximately \$13.9 million per year, for a total of \$40.2 million per year;

WHEREAS, the City retained the Lawton Law Firm, P.C. to review the Company’s rate request and make necessary rate recommendations to the City; and

WHEREAS, the Lawton Law Firm has recommended that the City deny the Company’s request to amend its Distribution Cost Recovery Factor.

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

Section 1. That the statement and findings set out in the preamble to this ordinance are hereby in all things approved and adopted.

Section 2. The City of Bridge City hereby denies Entergy’s request to amend its Distribution Cost Recovery Factor in total.

Section 3. 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 4. This ordinance shall become effective from and after its passage.

PASSED AND APPROVED this 21st day of September 2021.

DAVID RUTLEDGE, Mayor

ATTEST:

JEANIE MCDOWELL, City Secretary

DRAFT

THE LAWTON LAW FIRM, P.C.

12600 Hill Country Blvd., Suite R-275 • Austin, Texas 78738 • 512/322-0019 • Fax: 512/329-2604

CONFIDENTIAL/PRIVILEGED ATTORNEY-CLIENT COMMUNICATION

September 3, 2021

Via E-Mail

Mr. Richard G. Baker
City Attorney – City of Anahuac
P.O. Box 10066
Liberty, Texas 77575

Mr. Tyrone Cooper
City Attorney – City of Beaumont
P.O. Box 3827
Beaumont, Texas 77704

Mr. Kyle Hayes
City Manager – City of Beaumont
P.O. Box 3827
Beaumont, Texas 77704

Mr. Paul Fukuda
City Attorney – Bridge City
City Attorney – Pine Forest
260 Rachal
Post Office Box 846
Bridge City, Texas 77611

Mr. Robert Pennington
City Manager – City of Cleveland
907 E. Houston
Cleveland, Texas 77327

Mr. David Olson
City Attorney – City of Cleveland
Wortham Tower, Suite 600
2727 Allen Parkway
Houston, Texas 77019

Ms. Angela Smith
City Secretary – City of Cleveland
907 E. Houston
Cleveland, Texas 77327

Mr. Gary Scott
City Attorney – City of Conroe
P.O. Box 3066
Conroe, Texas 77305

Mayor Nyla Akin Dalhaus
City of Cut and Shoot
P.O. Box 7364
Cut and Shoot, Texas 77306

Amy L. Wade
City Secretary – City of Cut and Shoot
P.O. Box 7364
Cut and Shoot, Texas 77306

Mr. Jeff Lambright
Mayor – City of Dayton
117 Cook Street
Dayton, Texas 77535

Mr. Theo Melancon
City Manager – City of Dayton
117 Cook Street
Dayton, Texas 77535

Mr. James Black
City Attorney – City of Groves
3535 Calder Avenue, Suite 310
Beaumont, TX 77706

Mr. D. E. Sosa
City Manager – City of Groves
P.O. Box 3286
Port Arthur, Texas 77643

Ms. Tina Paez
City of Houston Administration & Regulatory
Affairs Department (ARA)
611 Walker, 13 th Floor
Houston, Texas 77002

Ms. Yushan Chang
City of Houston Legal Department
P.O. Box 368, Houston, Texas 77001-0368
City Hall Annex, 4th Floor
900 Bagby
Houston, Texas 77002

Mr. Leonard Schneider
City Attorney – City of Huntsville
City Attorney – City of Splendora
Liles Parker PLLC
2261 Northpark Dr., Suite 445
Kingwood, TX 77339

Mr. Aron Kulhavy
City Manager – City of Huntsville
1212 Ave. M
Huntsville, Texas 77340

Mr. Brandon Davis
City Attorney – City of Liberty
City Attorney – City of Dayton
1517 Trinity
Liberty, Texas 77575

Mr. Tom Warner
City Manager – City of Liberty
1829 Sam Houston
Liberty, Texas 77575

Mr. Alan P. Petrov
City Attorney – City of Montgomery
Johnson Petrov LLP
2929 Allen Parkway, Suite 3150
Houston, Texas 77019

Mr. Richard Tramm
City Administrator – City of Montgomery
101 Old Plantersville Road
Montgomery, TX 77316

Mr. Cary Bovey
City Attorney – City of Navasota
Bovey & Cochran, PLLC
2251 Double Creek Dr., Suite 204
Round Rock, Texas 78664

Mr. Brad Stafford
City Manager – City of Navasota
202 E. Washington
Navasota, Texas 77868

Mr. Christopher Duque
City Manager – City of Nederland
P.O. Box 967
Nederland, Texas 77627

Mr. Jesse Branick
City Attorney – City of Nederland
221 Hwy. 69 South, Suite 100
Nederland, Texas 77627

Ms. Elizabeth Harrell
City Secretary – City of Oak Ridge North
27424 Robinson Road
Oak Ridge North, Texas 77385

Ms. Heather Neeley
City Manager – City of Oak Ridge North
27424 Robinson Road
Oak Ridge North, Texas 77385

Mr. Guy Goodson
City Attorney – City of Orange
GERMER PLLC
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Beaumont, Texas 77701

Mr. Mike Kunst
City Manager – City of Orange
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Mr. Rodney Price
City Attorney – City of Rose City
P.O. Box 310
Vidor, Texas 77670

Mr. Jerry Hood
City Administrator – City of Pinehurst
2497 Martin Luther King Jr. Drive
Orange, Texas 77630

Mr. Tommy Gunn
City Attorney – City of Pinehurst
202 S. Border
Orange, Texas 77630

Ms. Val Tizeno
City Attorney – City of Port Arthur
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Port Arthur, Texas 77641

Mr. Ronald Burton
City Manager – City of Port Arthur
P.O. Box 1089
Port Arthur, Texas 77641

Mr. Pete Steele
City Attorney – City of Port Neches
3120 Central Mall Drive
Port Arthur, Texas 77642

Mr. Andre' Wimer
City Manager – City of Port Neches
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Port Neches, Texas 77651

Mr. Larry L. Foerster
City Attorney – City of Roman Forest
Darden, Fowler and Creighton, LLP
414 West Phillips, Suite 100
Conroe, Texas 77301

Ms. Kathie Reyer
City Administrator – City of Shenandoah
29955 IH-45 N.
Shenandoah, Texas 77381

Mr. Solomon Freimuth
City Attorney – City of Silsbee
P.O. Box 186
Port Neches, Texas 77651

Ms. DeeAnn Zimmerman
City Manager – City of Silsbee
105 South 3rd Street
Silsbee, Texas 77656

Mr. Alex Stelly
City Attorney – City of Sour Lake
2615 Calder Ave., Ste. 1070
Beaumont, Texas 77702

Mr. Jack Provost
City Manager – City of Sour Lake
625 Hwy 105 W
Sour Lake, Texas 77959

Mayor Dorothy Welch
City Attorney Leonard Schneider
City of Splendora
P.O. Box 1087
Splendora, Texas 77372

Mr. Robbie Hood
City Manager - City of Vidor
1395 N. Main St.
Vidor, Texas 77662-3726

Mr. Chris Leavins
City Attorney – City of Vidor
City Attorney – City of West Orange
P.O. Box 4915
Beaumont, Texas 77704-4915

Mayor Roy McDonald
Mayor – City of West Orange
2700 Western Avenue
West Orange, TX 77630

Mr. Michael S. Stelly
City of West Orange, Texas
2700 Austin Avenue
West Orange, TX 77630

Ms. Marissa Quintanilla
City Secretary – City of Willis
200 N. Bell
Willis, Texas 77378

Re: **Entergy Texas, Inc.’s 2021 Application to Amend its Distribution Cost Recovery Factor**

Dear Cities:

On or about August 31, 2021, Entergy Texas Inc. (“Entergy” or “Company”) filed an application to amend its Distribution Cost Recovery Factor (“DCRF”) with each of the Cities in its service area and concurrently with the Public Utility Commission of Texas (“Commission”). Cities have 60 days to pass a Rate Ordinance accepting, modifying, or rejecting a DCRF Application. **Accordingly, Cities’ deadline to pass a Rate Ordinance is October 30, 2021.**

After the 60 days have passed, Cities’ rate decisions will be joined with the Company's DCRF application pending with the Commission, and the Commission will make the final determination to approve or deny the Company’s request.¹ Cities that do not pass a rate ordinance by the 60-day deadline will also be joined. We have intervened in the Commission proceedings and will represent Cities’ interests there.

The purpose of a DCRF tariff is to allow a utility to recover increased distribution investment expenses it has incurred since its last base rate case. DCRF tariffs can be amended thereafter as the Company continues making distribution investment between rate cases. This will be the fourth DCRF amendment since the Company’s last base rate case.

¹ The Commission has original jurisdiction over Entergy service areas outside the City limits and appellate jurisdiction over City decisions. *See* Tex. Util. Code § 32.001.

Entergy's current DCRF tariff was set to collect approximately \$26.3 million annually. Entergy now requests to collect an additional \$13.9 million in annual revenue, for a total of \$40.2 million. Residential customers would be charged approximately \$24.8 million or 62% of the requested revenue requirement, which amounts to approximately \$3.91 per month for an average residential customer using 1000 kWh per month. This represents a \$1.34 increase, or 52 percent, over the current DCRF charge of about \$2.57 per month for the average residential customer.

The DCRF procedure differs significantly from a base rate case in that it is strictly limited in scope. Discovery is limited in DCRF cases, and parties will not be allowed to explore whether the requested investment complies with PURA, or is prudent, reasonable, or necessary. Instead, if approved, the DCRF will be reconciled in the next base rate case, and Entergy will be required to pay back, with carrying costs, any revenue received for investment that does not comply with PURA, or is not prudent, reasonable, or necessary.

We are currently reviewing the Company's application to determine whether the Company properly calculated its proposed DCRF revenue requirement, class billing determinants, and resulting rates. Despite the limited scope, Cities and other intervening parties in Entergy's previous DCRF cases have identified numerous issues regarding Entergy's calculations and assumptions. In a previous DCRF case, Cities contested the Company's attempt to include ineligible retired meters in its DCRF calculation. The Commission agreed with Cities and disallowed \$4.1 million from the Company's requested revenue requirement. We will ensure that the Company has attempted to include these ineligible retired meters in its current application. Other previous DCRF cases have also ultimately been resolved with Entergy agreeing to less than its initial proposed revenue requirement.

Because of the limited timeline, we recommend that the Cities deny Entergy's application in total by October 30, 2021. We have attached a recommended Rate Ordinance denying Entergy's DCRF application. Please forward passed ordinances to us at molly@mayhallvandroort.com and danlawtonlawfirm@gmail.com.

If there are any questions or concerns, please do not hesitate to call.

Sincerely,



Daniel J. Lawton

RESOLUTION NO. 2021-18(R)

A RESOLUTION APPROVING THE SUBMISSION OF AN APPLICATION FOR A STATE AND COMMUNITY HIGHWAY SAFETY GRANT PROGRAM; APPROVAL OF PROVIDING MATCHING FUNDS; AND DESIGNATION OF INDIVIDUAL AUTHORIZED TO REPRESENT CITY IN ALL MATTERS PERTAINING TO GRANT

WHEREAS, the City of Bridge City finds it in the best interest of the citizens, that the "Texas Traffic Safety Program Grant" issued through the National Highway Traffic Safety Administration and the State of Texas Department of Transportation be operated for the 2021-2022 fiscal year; and

WHEREAS, the City of Bridge City agrees to provide applicable matching funds for the said project as required by the Texas Department of Transportation – State and Community Highway Safety Grant Program, grant application; and

WHEREAS, the City of Bridge City designates the Mayor as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter, or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that the City of Bridge City approves submission of the grant application for the State and Community Highway Safety Grant Program to the Texas Department of Transportation."

Project Title: STEP Comprehensive 2022

Passed and approved this 21st of September 2021.

DAVID RUTLEDGE, Mayor

ATTEST:

JEANIE MCDOWELL, City Secretary

PAUL M. FUKUDA, City Attorney

RESOLUTION NO. 2021-19(R)

**A RESOLUTION OF THE CITY OF BRIDGE CITY, TEXAS
NOMINATING PHILIP WELCH AS A CANDIDATE FOR
THE BOARD OF DIRECTORS OF THE ORANGE
COUNTY APPRAISAL DISTRICT**

On this the 21st day of September 2021, the City Council of Bridge City, Texas, met in Regular Session at 6:00 p.m., at the City Hall of Bridge City, Texas, with the following members present:

- David Rutledge, Mayor
- Aaron Roccaforte, Mayor Pro-Tem
- Mike Reed, Council Member
- Tammi Fisette, Council Member
- Danny Harrington, Council Member
- Terri Gauthier, Council Member
- Lucy Fields, Council Member

Among other things properly coming before the City Council, the following business was transacted:

A motion was made as follows: “BE IT RESOLVED by the City Council of Bridge City, County of Orange, Texas, that the Council nominates PHILIP WELCH as a Candidate for the Board of Directors of the Orange County Appraisal District.”

The motion was made by _____,
seconded by _____;
There upon the motion being voted upon, the motion to adopt the resolution passed.

PASSED, APPROVED AND AUTHENTICATED this the 21st day of September 2021.

DAVID RUTLEDGE, Mayor

ATTEST:

JEANIE MCDOWELL, City Secretary

APPROVED AS TO FORM:

PAUL M. FUKUDA, City Attorney

AARON ROCCAFORTE <i>Mayor Pro-Tem/Council Member, Place 1</i>	DAVID RUTLEDGE <i>Mayor</i> 	DANNY HARRINGTON <i>Council Member, Place 4</i>
MIKE REED <i>Council Member, Place 2</i>		TERRI GAUTHIER <i>Council Member, Place 5</i>
TAMMI FISETTE <i>Council Member, Place 3</i>		LUCY FIELDS <i>Council Member, Place 6</i>

CITY COUNCIL REGULAR MEETING

CITY OF BRIDGE CITY

September 7, 2021

The City Council of Bridge City met in a regular session on Tuesday, September 7, 2021, at the City Hall of Bridge City, 260 Rachal, Bridge City, Texas.

1. CALL TO ORDER

Mayor David Rutledge called the City Council meeting to order at 6:00 p.m.

CITY COUNCIL PRESENT:

Mayor David Rutledge
Mayor Pro-Tem Aaron Roccaforte
Council Member Mike Reed
Council Member Tammi Fisette
Council Member Danny Harrington
Council Member Terri Gauthier

CITY COUNCIL ABSENT: Council Member Lucy Fields.

CITY STAFF PRESENT:

City Manager Jerry D. Jones
City Secretary Jeanie McDowell
City Attorney Paul Fukuda
Finance Director Karen Morgan
Police Chief Tod McDowell
Personnel/Purchasing Director Kim Tucker
Public Works Director Mike Lund
Utility Superintendent Mike Die

2. INVOCATION

Invocation given by Council Member Terri Gauthier.

3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG

Mayor Rutledge led in the pledge of allegiance to the United States flag and to the State of Texas flag. At the conclusion of the pledges, Mayor Rutledge thanked everyone for coming to the meeting.

4. APPROVAL OF AGENDA

Council Member Reed made a motion to approve the agenda, seconded by Council Member Harrington.

With no corrections, additions, or deletions, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fisette, Harrington, Gauthier.

Noes: None.

Absent: Council Member Fields.

5. PUBLIC HEARING

(a) City Council to hear and consider public comments regarding the proposed ad valorem tax rate for the 2021 tax year for the City of Bridge City, Texas, levied as follows:

\$0.16374 per \$100.00 valuation - Debt Service Rate (Interest and Sinking)

\$0.35995 per \$100.00 valuation - Maintenance and Operations Rate

\$0.52369 per \$100.00 valuation - Total Tax Rate

After reading Agenda Item 5(a) Mayor Rutledge opened the public hearing at 6:02 p.m. and asked if there were any questions or comments.

With no questions or comments, Mayor Rutledge closed the public hearing at 6:03 p.m.

6. REPORTS AND COMMENTS FROM:

(a) City Manager

City Manager Jerry Jones had the following report for Council:

1. Police Chief – introduced Tod McDowell as the new Chief.

2. Roberts well – the City received the \$1.9M grant on the Roberts water well. The City opened an account and deposited \$974,000 in the account to get the project started. He said an item the agenda was to select the engineer to begin working on it.

Mike Lund reported:

1. Head walls - on Franklin Street are completed and the contractors are putting the railings up. The contractors began work on the head walls on Warner Street and would be complete in a couple of weeks.

2. Franklin Street – contractors are close to begin the project and that is the last of the three streets. Mr. Lund said he spoke with Dylan, and he has been in contact with the homeowner at the end of the street. The homeowners are building a house and have been hauling heavy equipment to the new house. He said the contractors would like for the homeowner to finish so there would be no damage to the new road. Mr. Lund said he believes the contractors would be able to start in a week or two.

3. Meter reading system – City Staff has been working on this for a while now. The contractors came to the City last Monday and they changed out approximately 100 meters. He said City Crews were working on changing out the meters to get the system running properly.

4. Waterwood Tank – was awarded at the last meeting. The contractors would begin collecting core samples, so they could start the foundation. He said they would pour the slab and transfer the tank from Romero to Waterwood Estates.

5. Generators – Centerpoint should be calling any day to set Rachal and Nitsche up. He said the City would have an upgrade on Nitsche and new service on Rachal. Mr. Lund said he spoke with Dewayne, and he would have to shut the electricity off for half a day and that would be done either this Saturday or next Saturday.

6. Sewer yard lines – have completed 50-yard lines out of 125.

7. Sunnyside well - would be meeting with the engineers to finalize the project, so they could submit it to the State and begin the groundwork.

(b) City Council

Mayor Pro-Tem Roccaforte

None.

Council Member Mike Reed said he would like to welcome Chief McDowell to his new position and if you need help, he would be there for him.

Council Member Tammi Fisette said congratulations to Chief McDowell.

Council Member Danny Harrington

None.

Council Member Gauthier said she would like to welcome Chief McDowell.

Council Member Lucy Fields

Absent.

(c) **City Staff Report**

None.

City Attorney Paul Fukuda said he would like to congratulate Mr. McDowell. He also said the Cardinals did a shut out on Tarkington. He said he does not recall that ever happening. He asked the Council to stay after the meeting to sign an Ordinance.

(d) **Mayor**

Mayor David Rutledge had the following report:

1. Police Chief – welcomed Chief McDowell.
2. Damon West – an inspirational speaker on Tuesday, September 7, 2021, at 7:00 p.m. at the Bridge City Elementary.

7. CITIZEN COMMENTS

Peggy Prosperie

819 Sunnyside

Ms. Prosperie said the City Council would be talking about an Ordinance regarding the sewer, water, and garbage rates. She said on the July 21st meeting Mr. Jones said Republic dropped the citizen's rates for next year \$.75 per month per container. She said Mayor Rutledge also said yes \$.75 from this past year. She said from looking at the paperwork the City has, it is the same \$21.75 per month plus tax. She said it is also showing this coming year \$21.75, so she doesn't see the \$.75 decrease and was wondering where it was. She said last meeting she did not understand the buyback. When the Council was removing it from the table, she did not realize they were voting on it, and she thought they were getting rid of it. She said she would have spoken then about it, but her understanding was, she believes the Council was voted in to represent the citizens of Bridge City, such as workers at Wal-Mart and everyone around here struggling trying to make it. She said she does not see the advantage to the citizens for this buyback, the Council spending over \$400,000 possibly on eight employees. The Council has a really good retirement package already for the employees. So, she does not see the need in the buyback.

8. ORDINANCE

(a) ***Consideration and possible action to approve Ordinance No. 2021-10 adopting and levying municipal ad valorem taxes for the 2021 tax year for the City of Bridge City, Texas as follows:***

\$0.16375 per \$100.00 valuation - Debt Service Rate (Interest and Sinking)

\$0.35995 per \$100.00 valuation - Maintenance and Operations Rate

\$0.52369 per \$100.00 valuation - Total Tax Rate

Mr. Fukuda read the caption only of Ordinance No. 2021-10, thereby constituting the reading of the ordinance as required by City Charter, Section 3.10.

Mayor Pro-Tem Roccaforte made a motion "I move that the property tax rate be increased by the adoption of a total tax rate of 0.52369, which is effectively a 7.05 percent increase in the calculated No New Revenue tax rate. The tax rate is 0.35995 for maintenance and operations and 0.16375 for debt service with a total of 0.52369 per \$100 valuation. This rate is a 3.12% decrease from last years adopted rate." Motion was seconded by Council Member Reed.

After discussion, Mayor Rutledge called for a vote.

Votes were as follows for Sections A and B:

Ayes:

Mayor Rutledge	Yes
Mayor Pro-Tem Roccaforte	Yes
Council Member Reed	Yes
Council Member Fisette	Yes
Council Member Harrington	Yes
Council Member Gauthier	Yes

Noes: None.

Absent: Council Member Fields.

(b) Consideration and possible action to approve Ordinance No. 2021-11 amending Ordinance No. 90-2 and Exhibit "A" of Ordinance Nos. 03-04, 05-07, 2013-04, 2015-09 and 2018-16 by increasing sewer, water, and garbage rates

Mr. Fukuda read the caption only of Ordinance No. 2021-11, thereby constituting the reading of the ordinance as required by City Charter, Section 3.10.

Council Member Gauthier made a motion to approve Ordinance No. 2021-11 amending Ordinance No. 90-2 and Exhibit "A" of Ordinance Nos. 03-04, 05-07, 2013-04, 2015-09 and 2018-16 by increasing sewer, water, and garbage rates, seconded by Council Member Harrington.

After discussion, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Harrington, Gauthier.

Noes: Council Member Fisette.

Absent: Council Member Fields.

9. ITEMS FOR DISCUSSION & POSSIBLE ACTION

(a) Consideration and possible action to approve the minutes for the August 17, 2021 City Council Meeting

Council Member Harrington made a motion to approve the minutes of the August 17, 2021, City Council Meeting, seconded by Mayor Pro-Tem Roccaforte.

With no corrections, additions, or deletions, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fiset, Harrington, Gauthier.

Noes: None.

Absent: Council Member Fields.

(b) Consideration and possible action to approve the recommendation of the Selection Review Committee to award by resolution LJA Engineering for grant engineering services in conjunction with an application (if applicable) of funding from the U.S. Department of Treasury for the American Rescue Plan Act (ARPA) to provide application preparation and project implementation, if awarded.

Mayor Pro-Tem Roccaforte made a motion to approve the recommendation of the Selection Review Committee to award by resolution LJA Engineering for grant engineering services in conjunction with an application of funding from the U.S. Department of Treasury for ARPA to provide application preparation and project implementation, seconded by Council Member Gauthier.

After discussion, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fiset, Harrington, Gauthier.

Noes: None.

Absent: Council Member Fields.

10. ADJOURN

Council Member Harrington made a motion to adjourn the meeting at 6:20 p.m., seconded by Council Member Reed.

With no further discussion, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fisette, Harrington, Gauthier.

Noes: None.

Absent: Council Member Fields.

David Rutledge, Mayor

ATTEST:

Jeanie McDowell, City Secretary

DRAFT

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-0010	BRIDGE CITY STATE BANK	6	65,748.30	N	01 4112-00	FICA PAYABLE	13,002.39
					01 4114-00	MEDICARE PAYABLE	3,040.88
					01 4116-00	WITHHOLDING PAYABLE	20,930.25
					01 810-00-1050	FICA/MEDICARE	118.58
					01 811-00-1050	FICA/MEDICARE	345.56
					01 812-00-1050	FICA/MEDICARE	737.61
					01 813-00-1050	FICA/MEDICARE	374.98
					01 814-00-1050	FICA/MEDICARE	468.94
					01 815-00-1050	FICA/MEDICARE	255.51
					01 816-00-1050	FICA/MEDICARE	8,521.02
					01 817-00-1050	FICA/MEDICARE	113.83
					01 820-00-1050	FICA/MEDICARE	2,884.49
					01 822-00-1050	FICA/MEDICARE	635.00
					01 824-00-1050	FICA/MEDICARE	251.77
					01 826-00-1050	FICA/MEDICARE	119.97
					01 828-00-1050	FICA/MEDICARE	753.12
					01 832-00-1050	FICA/MEDICARE	462.89
					02 4112-00	FICA PAYABLE	3,414.69
					02 4114-00	MEDICARE PAYABLE	798.61
					02 4116-00	WITHHOLDING PAYABLE	4,304.91
					02 840-00-1050	FICA/MEDICARE	207.06
					02 841-00-1050	FICA/MEDICARE	566.36
					02 842-00-1050	FICA/MEDICARE	2,580.98
					02 848-00-1050	FICA/MEDICARE	858.90
01-0014	CIGNA HEALTHCARE	2	2,639.87	N	01 4122-00	DENTAL/LIFE PAYABLE	742.30
					01 811-00-1052	GROUP HEALTH	24.94
					01 812-00-1052	GROUP HEALTH	28.74
					01 813-00-1052	GROUP HEALTH	28.74
					01 814-00-1052	GROUP HEALTH	57.49
					01 816-00-1052	GROUP HEALTH	603.71
					01 820-00-1052	GROUP HEALTH	287.49
					01 822-00-1052	GROUP HEALTH	57.49
					01 824-00-1052	GROUP HEALTH	28.74
					01 826-00-1052	GROUP HEALTH	28.74
					01 828-00-1052	GROUP HEALTH	57.49
					01 832-00-1052	GROUP HEALTH	57.49
					02 4122-00	DENTAL/LIFE PAYABLE	316.48
					02 840-00-1052	GROUP HEALTH	32.56
					02 841-00-1052	GROUP HEALTH	28.74
					02 842-00-1052	GROUP HEALTH	172.50
					02 848-00-1052	GROUP HEALTH	86.23
01-0080	CITY OF BRIDGE CITY	1	935.10	N	01 810-00-5462	WATER - CITY BUILDINGS	23.98
					01 816-00-5462	WATER - CITY BUILDINGS	41.30
					01 820-00-5462	WATER - CITY BUILDINGS	58.98
					01 824-00-5462	WATER - CITY BUILDINGS	47.95
					01 826-00-5462	WATER - CITY BUILDINGS	75.95
					01 826-00-5472	WATER - LL/PC/FL FIELD	495.75
					01 832-00-5462	WATER - CITY BUILDINGS	34.65
					02 840-00-5462	WATER - CITY BUILDINGS	41.29
					02 842-00-5462	WATER - CITY BUILDINGS	67.30
					02 848-00-5462	WATER - CITY BUILDINGS	47.95

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-0095	NATIONWIDE RETIREMENT SOL	2	3,321.00	N	01 4132-00 02 4132-00	DEFERRED COMPENSATION DEFERRED COMPENSATION	2,671.00 650.00
01-0103	AFLAC ADMINISTRATIVE	4	1,380.74	N	01 4127-00 02 4127-00	AFLAC PAYABLE AFLAC PAYABLE	1,067.52 313.22
01-01112	AT&T	3	307.22	N	01 816-00-5452 01 824-00-5452 02 848-00-5452	TELEPHONE TELEPHONE TELEPHONE - LAND/SCADA	215.82 48.70 42.70
01-0136	AMERICAN MUNICIPAL SERVIC	1	3,141.79	N	01 4190-00	AMS (WARRANT FEES) PAY	3,141.79
01-0137	AMERICAN TIRE DISTRIBUTOR	2	1,225.56	N	01 816-00-4368 01 820-00-4368	R & M - VEHICLES - Police R & M - VEHICLES - Street	1,011.36 214.20
01-0154	AT YOUR SERVICE CLEANING	1	2,598.00	Y	01 810-00-2144 01 814-00-2144 01 816-00-2144 01 826-00-2144 01 832-00-2144 02 840-00-2144	JANITORIAL SERVICES JANITORIAL SERVICES JANITORIAL SERVICES JANITORIAL SERVICES JANITORIAL SERVICES JANITORIAL SERVICES	259.80 519.60 519.60 519.60 519.60 259.80
01-0166	AATTABOY TERMITE & PEST C	1	125.00	N	01 810-00-4304 01 816-00-4304 01 820-00-4304 01 826-00-4304 01 832-00-4304 02 840-00-4304 02 842-00-4304	R & M - BUILDING R & M - BUILDING	12.50 25.00 6.25 37.50 25.00 12.50 6.25
01-0175	BAKER & TAYLOR	12	632.00	N	01 832-00-3252	MAPS, BOOKS, ETC. - Library	632.00
01-0220	BIG RED AC	1	129.00	N	01 820-00-4304 02 842-00-4304	R & M - BUILDING R & M - BUILDING	64.50 64.50
01-0237	BOSCO INDUSTRIES	1	480.00	N	02 844-00-4332	R & M - MAIN LINES	480.00
01-0253	BRIDGE CITY LOCK & KEY	1	14.90	Y	01 826-00-4304	R & M - BUILDING	14.90
01-0275	REPUBLIC SERVICES	3	63,124.89	N	01 4158-00 02 4158-00 02 846-00-2186 02 848-00-5450	REPUBLIC SERVICES PAYA REPUBLIC SERVICES PAYA SOLID WASTE COLLECTION GARBAGE PICKUP	309.42 58,136.50 4,456.14 222.83
01-0304	CENTERPOINT ENERGY ENTEX	17	778.75	N	01 816-00-5442 01 820-00-5442 02 842-00-5442 02 844-00-5442	NATURAL GAS NATURAL GAS NATURAL GAS NATURAL GAS	49.73 20.32 246.98 461.72
01-0315	CITY OF ORANGE	1	6,804.67	N	01 816-00-2174	INTERLOCAL RADIO TOWER Upgrade Police Radio System	6,804.67
01-0318	STATE COMPTROLLER	1	5,803.91	N	02 4026-00	SALES TAX PAYABLE (SAN)	5,803.91

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-0367	DOMINION FORMS, INC.	1	49.50	N	01 810-00-3284	SUPPLIES-OFFICE	49.50
01-0390	DUPUIS TIRE & SERVICE CEN	1	685.84	Y	01 816-00-4368 01 820-00-4368 02 842-00-4368	R & M - VEHICLES - Police R & M - VEHICLES - Street R & M - VEHICLES - Water	153.00 525.84 7.00
01-0395	DXI INDUST	4	3,435.58	N	02 842-00-3206 02 848-00-3206	CHEMICALS - Water CHEMICALS - WWTP	746.08 2,689.50
01-0410	ENTERGY	1	21,507.40	N	01 810-00-5432 01 816-00-5432 01 820-00-5412 01 820-00-5432 01 832-00-5432 02 840-00-5432 02 842-00-5432 02 844-00-5422 02 848-00-5432	ELECTRICITY - CITY BUI ELECTRICITY - CITY BUI ELECTRICITY - STREET L ELECTRICITY - CITY BUI ELECTRICITY - CITY BUI ELECTRICITY - CITY BUI ELECTRICITY - CITY BUI ELECTRICITY - LIFT STA ELECTRICITY - CITY BUI	319.02 1,056.54 4,327.83 365.14 390.37 319.01 3,723.25 4,895.36 6,110.88
01-0434	FIRST CHOICE TECHNOLOGY O	1	2.29	N	01 810-00-5452 01 816-00-5452 02 840-00-5452	TELEPHONE TELEPHONE TELEPHONE	0.39 1.51 0.39
01-0453	FUELMAN OF LAFAYETTE	1	8,159.72	N	01 816-00-3222 01 820-00-3222 01 824-00-3222 01 828-00-3222 02 842-00-3222	FUELS & LUBRICANTS - Police FUELS & LUBRICANTS - Street FUELS & LUBRICANTS - Animal FUELS & LUBRICANTS - Code FUELS & LUBRICANTS - Water	3,217.53 2,535.73 310.77 168.70 1,926.99
01-0487	GOPHER INDUSTRIAL, INC.	3	430.27	N	01 820-00-3286 02 842-00-3216 02 844-00-4332	SUPPLIES-WAREHOUSE EQUIP. UNDER \$5,000 - R & M - MAIN LINES	160.43 23.84 246.00
01-0492	GREAT AMERICA LEASING COR	1	505.69	N	01 810-00-4340 01 816-00-4340 02 840-00-4340 13 890-00-4340	R & M - PRINTERS R & M - PRINTERS R & M - PRINTERS R & M - PRINTERS	117.50 212.69 117.50 58.00
01-0500	INGRAM LIBRARY SERVICES	1	15.50	Y	01 832-00-3252	MAPS, BOOKS, ETC.	15.50
01-0539	HOME DEPOT	4	429.62	N	01 810-00-4304 01 820-00-3286 01 820-00-4320 01 824-00-3212 01 826-00-4304 02 840-00-4304	R & M - BUILDING SUPPLIES-WAREHOUSE R & M - GROUNDS EQUIP. UNDER \$5,000 - Traps R & M - BUILDING R & M - BUILDING	29.91 81.96 16.41 187.40 84.04 29.90
01-0543	HORSEMAN'S STORE OF TEXAS	1	354.97	N	02 3120-00	DUE FROM EMPLOYEES	354.97
01-0649	LANSDOWNE-MOODY CO.,LP	1	169.71	Y	01 820-00-4328	R & M - LIGHT EQUIPMEN	169.71
01-0667	LJA ENGINEERING, INC	2	3,690.89	N	02 840-00-2172	PROFESSIONAL SERVICES Stormwater Coalition & Culvert Crossing	3,690.89

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-0686	MANNINGS	3	561.47	N	01 810-00-3262	PRINTING	207.40
					01 814-00-3262	PRINTING	16.45
					01 816-00-3262	PRINTING	130.23
					02 840-00-3262	PRINTING	207.39
01-0690	MASTERCARD	1	6,286.05	N	01 810-00-1068	TRAVEL & TRAINING - TML	2,415.00
					01 810-00-7608	BOARDS, COMMISSIONS, C	5.39
					01 810-00-7686	EMPLOYEE RELATIONS - Funerals	642.06
					01 811-00-1068	TRAVEL & TRAINING - Personnel	545.00
					01 813-00-1068	TRAVEL & TRAINING - City Sec	280.00
					01 816-00-3300	KOCH HELPING HEROS GRA	71.97
					01 816-00-4368	R & M - VEHICLES	6.00
					01 820-00-4328	R & M - LIGHT EQUIPMEN	149.95
					01 820-00-4368	R & M - VEHICLES	28.50
					01 832-00-2124	DUES & SUBSCRIPTIONS-Library	317.00
					01 832-00-3283	SUPPLIES - CHILDRENS P	79.76
					02 841-00-1068	TRAVEL & TRAINING	113.75
					02 842-00-1068	TRAVEL & TRAINING - Water	429.20
					02 842-00-3212	EQUIP. UNDER \$5,000 - Fan	392.98
					02 842-00-4368	R & M - VEHICLES	9.50
					34 845-00-4304	R & M - BUILDING Air Compress	799.99
01-0703	MODICA BROS BRIDGE CITY L	1	149.44	N	02 842-00-4368	R & M - VEHICLES	149.44
01-0743	NAPCO CHEMICAL CO., INC.	1	1,679.04	N	02 842-00-3206	CHEMICALS	1,679.04
01-0759	O'REILLY AUTOMOTIVE, INC.	20	1,584.32	N	01 816-00-4368	R & M - VEHICLES	154.79
					01 820-00-3286	SUPPLIES-WAREHOUSE	15.28
					01 820-00-4324	R & M - HEAVY EQUIPMEN	5.98
					01 820-00-4328	R & M - LIGHT EQUIPMEN	731.92
					01 820-00-4368	R & M - VEHICLES	360.12
					02 842-00-4317	R & M - GENERATORS	114.15
					02 842-00-4328	R & M - LIGHT EQUIPMEN	17.98
					02 842-00-4368	R & M - VEHICLES	184.10
01-0769	O. C. TREASURER	1	800.00	N	01 814-00-2142	JAIL EXPENSES	800.00
01-0772	ORANGE COUNTY BUILDING MA	7	335.97	N	01 820-00-3286	SUPPLIES-WAREHOUSE	82.69
					01 826-00-4304	R & M - BUILDING	7.99
					02 842-00-3286	SUPPLIES-WAREHOUSE	17.38
					02 842-00-3290	TOOLS - SMALL	59.25
					02 842-00-4317	R & M - GENERATORS	27.99
					02 842-00-4352	R & M - SERVICE LINES	28.50
					02 844-00-4332	R & M - MAIN LINES	50.20
					02 844-00-4352	R & M - SERVICES LINES	61.97
01-0775	ORANGE STATIONER, INC.	4	1,698.60	N	01 810-00-3284	SUPPLIES-OFFICE	642.45
					01 816-00-3284	SUPPLIES-OFFICE	221.79
					01 816-00-4340	R & M - PRINTERS	514.87
					02 840-00-3284	SUPPLIES-OFFICE	54.47
					13 890-00-4340	R & M - PRINTERS	265.02
01-0790	ORANGE OILFIELD SUPPLY	4	243.77	N	01 820-00-3286	SUPPLIES-WAREHOUSE	5.07
					01 820-00-4368	R & M - VEHICLES	12.79

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-0790	ORANGE OILFIELD SUPPLY	4	243.77	N	** (CONTINUED) **		
					02 3120-00	DUE FROM EMPLOYEES	64.69
					02 842-00-3296	UNIFORMS	30.00
					02 842-00-4368	R & M - VEHICLES	131.28
01-0792	ORANGEFIELD WATER SUPPLY	2	6,407.05	N	02 842-00-2168	ORGFLD WATER - REGAL P	1,137.50
					02 848-00-2169	WATERWOOD SEWER - OF W	5,269.55
01-0835	PT ARTHUR NEWS	3	610.00	N	01 810-00-2102	ADS & PUBLICATIONS	610.00
						Grants and Notifications	
01-0900	RELIABLE UNIFORM SERVICE	2	94.18	N	01 810-00-3284	SUPPLIES-OFFICE	25.46
					01 816-00-1090	UNIFORM CLEANING	68.72
01-0961	MITEL NETWORKS, INC.	1	2,282.22	N	01 810-00-5452	TELEPHONE	747.85
					01 814-00-5452	TELEPHONE	75.17
					01 816-00-5452	TELEPHONE	653.19
					01 832-00-5452	TELEPHONE	58.16
					02 840-00-5452	TELEPHONE	747.85
01-0980	AT&T	1	37.13	N	02 842-00-5452	TELEPHONE - SCADA LINE	12.38
					02 844-00-5452	TELEPHONE - SCADA LINE	12.38
					02 848-00-5452	TELEPHONE - LAND/SCADA	12.37
01-0997	STRIKE WATER SERVICES LLC	1	340.00	N	02 842-00-2146	LAB EXPENSE	340.00
01-0999	SPRINT WASTE SERVICES, LP	1	4,350.45	Y	02 848-00-2194	SLUDGE DISPOSAL	4,350.45
01-1014	SUNBELT RENTALS	1	3,168.77	N	02 844-00-3272	RENTAL/LEASE FIELD EQU	3,168.77
						Excavator - Bridgeview Proj	
01-1053	TEXAS EXCAVATION SAFETY S	1	168.15	Y	02 840-00-2160	LINE LOCATES - 811	168.15
01-1054	OFFICE OF THE ATTORNEY GE	8	1,671.86	N	01 4318-00	CHILD SUPPORT	504.62
					01 4322-00	CHILD SUPPORT	468.00
					02 4312-00	CHILD SUPPORT	369.24
					02 4318-00	CHILD SUPPORT	330.00
01-1131	SPECTRUM BUSINESS	2	507.63	Y	01 810-00-5472	SPECTRUM - INTERNET	193.51
					01 832-00-5472	TIME WARNER - INTERNET	120.62
					02 840-00-5472	SPECTRUM - INTERNET	193.50
01-1153	TOTAL CARE BRIDGE CITY	1	95.00	N	01 816-00-1066	PHYSICALS	60.00
					01 820-00-2150	MEDICAL SERVICES	35.00
01-1180	UNITED HEALTH CARE	4	38,855.82	N	01 4120-00	MEDICAL PAYABLE	4,322.90
					01 811-00-1052	GROUP HEALTH	0.00
					01 813-00-1052	GROUP HEALTH	744.58
					01 814-00-1052	GROUP HEALTH	1,347.00
					01 816-00-1052	GROUP HEALTH	12,759.20
					01 820-00-1052	GROUP HEALTH	5,421.78

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-1180	UNITED HEALTH CARE	4	38,855.82	N	** (CONTINUED) **		
					01 822-00-1052	GROUP HEALTH	624.10
					01 824-00-1052	GROUP HEALTH	602.42
					01 826-00-1052	GROUP HEALTH	602.42
					01 828-00-1052	GROUP HEALTH	602.42
					01 832-00-1052	GROUP HEALTH	1,347.00
					02 4120-00	MEDICAL PAYABLE	2,400.00
					02 840-00-1052	GROUP HEALTH	744.58
					02 841-00-1052	GROUP HEALTH	744.58
					02 842-00-1052	GROUP HEALTH	4,643.42
					02 848-00-1052	GROUP HEALTH	1,949.42
01-1181	UNITED RENTALS	1	1,339.73	N	02 842-00-3272	RENTAL/LEASE FIELD EQU Mini Excavator - Bridgeview	1,339.73
01-1187	U-RENT ALLS, INC.	1	55.35	N	01 820-00-3290	TOOLS - SMALL	10.00
					02 842-00-3212	EQUIP. UNDER \$5,000 -	45.35
01-1209	VERIZON WIRELESS	2	1,081.79	N	01 812-00-2170	MOBILE PHONES	124.28
					01 813-00-2170	MOBILE PHONES	40.25
					01 816-00-2170	MOBILE PHONES	426.39
					01 820-00-2170	MOBILE PHONES	60.71
					01 822-00-2170	MOBILE PHONES	78.24
					01 824-00-2170	MOBILE PHONES	19.78
					01 826-00-2170	MOBILE PHONES	53.34
					01 828-00-2170	MOBILE PHONES	30.25
					02 840-00-2138	INTERNET PROVIDOR SERV	37.99
					02 841-00-2170	MOBILE PHONES	40.25
					02 842-00-2170	MOBILE PHONES	143.88
					02 848-00-2170	MOBILE PHONES	26.43
01-1230	WALMART COMMUNITY BRC	1	1,694.18	N	01 810-00-1072	EMPLOYEE RECOGNITION	86.94
					01 810-00-3284	SUPPLIES-OFFICE	65.98
					01 816-00-3284	SUPPLIES-OFFICE	58.35
					01 816-00-3300	KOCH HELPING HEROS GRA	1,054.00
					01 832-00-3252	MAPS, BOOKS, ETC.	152.10
					01 832-00-3280	SUPPLIES-CLEANING	20.92
					01 832-00-3283	SUPPLIES - CHILDRENS P	35.29
					01 832-00-3284	SUPPLIES-OFFICE	56.93
					02 840-00-3284	SUPPLIES-OFFICE	9.30
					02 842-00-4332	R & M - MAIN LINES	14.88
					02 844-00-3212	EQUIP. UNDER \$5,000 -	26.98
					02 848-00-2146	LAB EXPENSES	2.40
					02 848-00-3212	EQUIP. UNDER \$5,000 -	9.45
					02 848-00-3280	SUPPLIES-CLEANING	22.75
					02 848-00-4340	R & M - PRINTERS	77.91
01-1297	COASTAL WELDING	1	24.80	N	01 820-00-3286	SUPPLIES-WAREHOUSE	24.80
01-1310	JEANIE MCDOWELL	1	785.16	N	01 813-00-1068	TRAVEL & TRAINING	785.16
01-1395	GARY R. TRAYLOR & ASSOC.	1	550.00	N	02 840-00-2172	PROFESSIONAL SERVICES Local Part of Grant	550.00
01-1500	SANITARY SUPPLY CO.	1	455.34	N	01 826-00-3280	SUPPLIES-CLEANING	303.56
					01 832-00-3280	SUPPLIES-CLEANING	151.78

ACCOUNTS PAYABLE
DISBURSEMENT REPORT

VENDOR SET: 01 POOLED CASH - AP
VENDOR CLASS(ES): ALL CLASSES

BANK: ALL

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	G/L 1099	G/L ACCT NO#	G/L NAME	G/L AMOUNT
01-2190	NC CHILD SUPPORT CENTRALI	2	391.38	N	01 4321-00	CHILD SUPPORT	391.38
01-2280	KIM TUCKER	1	893.80	N	01 811-00-1068	TRAVEL & TRAINING	893.80
01-2285	NECHES FEDERAL CREDIT UNI	1	25.00	N	01 4213-00	C.U.PAYABLE - NECHES F	25.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1	FARONICS							
I-200016	FARONICS:	R	8/13/2021			100665		161.70
01 832-00-3211	SOFTWARE UNDER \$5,000	FARONICS:		161.70	- Library			
1	WOLTERS KLUWER							
I-4805281736	WOLTERS KLUWER:	R	8/13/2021			100666		542.73
01 822-00-3252	MAPS, BOOKS, ETC.	WOLTERS KLUWER:		542.73	- GAAP Guide Book			
1	HANNAH CLAYTON							
I-CLAYTONSH81421	HANNAH CLAYTON:	R	8/13/2021			100667		50.00
01 6120-00	RENTAL - SR. CITIZEN HALL	HANNAH CLAYTON:		50.00	Refund			
1	TAMMY MENARD							
I-MENARDSH82821	TAMMY MENARD:	R	8/13/2021			100668		50.00
01 6120-00	RENTAL - SR. CITIZEN HALL	TAMMY MENARD:		50.00	Refund			
1	DESIGN STORAGE SOLUTIONS							
I-822021	DESIGN STORAGE SOLUTIONS:	R	8/23/2021			100726		856.03
01 832-00-3284	SUPPLIES-OFFICE	DESIGN STORAGE SOLUT		856.03	Library			
1	JANICE TODORA							
I-TODORA-SH10221	JANICE TODORA:	R	8/23/2021			100727		60.00
01 6122-00	RENTAL - COMMUNITY CENTER	JANICE TODORA:		60.00	Refund			

*** REPORT TOTALS *** 171 279,571.59



SEPTEMBER 2021

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<i>August 29</i>	<i>August 30</i>	<i>August 31</i>	1	2	3	4
5	6  <i>City Hall closed for holiday</i>	7  6:00 p.m. PUBLIC HEARING & COUNCIL MEETING	8	9	10  KAREN MORGAN!!	11
12	13	14	15	16	17	18
19	20	21  6:00 p.m. COUNCIL MEETING	22	23	24	25
26	27	28	29	30	<i>October 1</i>	<i>October 2</i>

Dear Friends,

THANK YOU FOR THE BEAUTIFUL FLORAL
ARRANGEMENT SENT TO HONOR MY DAD
AT HIS MEMORIAL SERVICE. YOUR KIND
WORDS, THOUGHTS, & PRAYERS ARE GREATLY
APPRECIATED.

DAVID & BECKY RUTLEDGE
AND THE FAMILY OF MILES HALL