

NORTH TEXAS MUNICIPAL WATER DISTRICT

RESOLUTION NO. 23-31

A RESOLUTION APPROVING APPROPRIATIONS FOR THE 2023-24 ALL SYSTEMS ANNUAL BUDGET, AMENDING THE 2022-23 ANNUAL BUDGET AND PROVIDING RATES AND CHARGES FOR SYSTEM SERVICES OF THE NORTH TEXAS MUNICIPAL WATER DISTRICT

WHEREAS, State Law and contracts between the North Texas Municipal Water District and the municipalities served require the adoption of an Annual Budget appropriating funds for the operation, maintenance and debt service requirements for each of the District Systems; and

WHEREAS, it is necessary to establish rates and charges to meet the financial requirements for each of the District Systems in accordance with contractual agreements; and

WHEREAS, the Executive Director/General Manager has prepared the Annual Budget and has determined that the charges for services as proposed will meet the overall financial requirements for each of the District Systems.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTH TEXAS MUNICIPAL WATER DISTRICT THAT THE 2023-24 ALL SYSTEMS ANNUAL BUDGET BE APPROVED AS SUBMITTED BY THE EXECUTIVE DIRECTOR FOR THE FISCAL YEAR OCTOBER 1, 2023 THROUGH SEPTEMBER 30, 2024. FURTHER, THE RATES AND CHARGES FOR SERVICES ARE HEREBY APPROVED IN ACCORDANCE WITH THE FOLLOWING APPROPRIATIONS, CHARGES AND SPECIAL DETAILS.

SECTION A - APPROPRIATIONS

1. The major budgetary control shall be the expenditure summary sheet of each System in the 2023-24 Annual All Systems Budget document; and the Executive Director, or their designee, shall have the authority to transfer funds between System accounts. Such transfers shall be documented in an amended Annual All Systems Budget approved the Board of Directors. If needed, the Board of Directors may approve by separate resolution expenditures exceeding those shown in the expenditure summary sheet of each System taking into account available transfers.

<u>By System:</u>	2022-23 Amended Budget	2023-24 Proposed Budget
Regional Water System	\$ 429,957,115	\$ 469,388,075
Regional Wastewater System	97,346,400	108,374,210
Upper East Fork Interceptor System	48,974,735	55,601,960
Regional Solid Waste System	45,479,995	45,548,730
Little Elm Water Transmission Facilities	10,010	-
Plano Water Transmission Facilities	296,340	1,750,055
Kaufman Four-One Water Distribution Facilities	149,800	164,500
Rockwall-Heath Water Storage Facilities	237,370	160,845
Terrell Water Transmission Facilities	742,485	743,850
Rockwall Water Pump Station Facilities	174,165	175,455
South Rockwall (Buffalo Creek) WWTP	1,868,185	2,069,335
North Rockwall (Squabble Creek) WWTP	980,995	978,175
Panther Creek WWTP	10,356,860	11,076,440
Sabine Creek WWTP	7,137,115	6,828,810
Stewart Creek WWTP	11,296,865	11,873,195
Muddy Creek WWTP	10,041,220	11,361,000
Seis Lagos WWTP	373,735	420,565
Farmersville WWTP	632,690	832,075
Lavon (Bear Creek) WWTP	550,185	583,525
Forney Interceptor	591,245	610,840
Lower East Fork Interceptor	1,991,575	2,952,015
Muddy Creek Interceptor	303,550	182,485

	2022-23 Amended Budget	2023-24 Proposed Budget
<u>By System (continued):</u>		
Parker Creek Interceptor	\$ 443,410	\$ 445,245
Sabine Creek Interceptor	98,660	358,000
Buffalo Creek Interceptor	4,400,285	5,339,530
McKinney Creek Interceptor	88,930	52,975
Mustang Creek Interceptor	2,527,285	3,491,660
Parker Creek Parallel Interceptor	257,720	264,340
Wastewater Pretreatment Program	1,439,115	1,764,925
Total	<u>\$ 678,748,040</u>	<u>\$ 743,392,815</u>

	Amended Budget	Proposed Budget
<u>By Character:</u>		
Personnel	\$ 112,223,305	\$ 123,925,830
Supplies	117,326,905	123,611,345
Services	95,480,260	115,718,330
Capital Outlay	19,164,925	13,427,400
Escrow	12,615,645	3,422,810
Capital Improvement	23,266,500	38,765,000
Debt Service	298,670,500	324,522,100
Total	<u>\$ 678,748,040</u>	<u>\$ 743,392,815</u>

2. The Amended Budget, as set forth in the 2023-24 All Systems Annual Budget Document, shall be approved as the authorized Amended Budget for the 2022-23 Fiscal Year and the Proposed Budget, as set forth in the 2023-24 All Systems Annual Budget Document, shall be approved as the authorized Budget for the 2023-24 Fiscal Year.

3. The Salary Plan as set forth in the 2023-24 All Systems Annual Budget Document shall be applicable to all District employees and salaries shall be paid during the 2023-24 Fiscal Year in biweekly payments (every two weeks).

4. The Executive Director / General Manager's annual total compensation shall be set by the Board of Directors.

5. The annual total compensation for the Deputy Directors and the General Counsel shall be set by the Executive Director/General Manager and shall not exceed 80% of the annual total compensation for the ED/GM.

6. All District employees who have progressed to the maximum pay for their salary grade shall be considered for a one-time merit lump sum payment, with an average of 5% of their current annual salary.

#### SECTION B - CHARGES FOR SERVICE

1. The following minimum annual demands and water rates shall be applicable during the 2023-24 Fiscal Year.

#### WHOLESALE TREATED WATER RATES

<u>Entity</u>	Minimum Annual Demand 1,000 gallons	Water Rate per 1,000 gallons	Minimum Annual Charge	Excess Water Rate per 1,000 gallons
Members:				
Allen	6,337,339	\$ 3.69	\$ 23,384,781	\$ 0.83
Farmersville	273,807	3.69	1,010,348	0.83
Forney	2,866,785	3.69	10,578,437	0.83
Frisco	14,133,266	3.69	52,151,752	0.83
Garland	13,055,765	3.69	48,175,773	0.83
McKinney	12,390,810	3.69	45,722,089	0.83
Mesquite	7,819,360	3.69	28,853,438	0.83

WHOLESALE TREATED WATER RATES (continued)

Entity	Minimum Annual Demand 1,000 gallons	Water Rate per 1,000 gallons	Minimum Annual Charge	Excess Water Rate per 1,000 gallons
Plano	25,457,479	\$ 3.69	93,938,098	0.83
Princeton	1,372,059	3.69	5,062,898	0.83
Richardson	10,565,349	3.69	38,986,138	0.83
Rockwall	4,728,973	3.69	17,449,910	0.83
Royse City	873,326	3.69	3,222,573	0.83
Wylie	1,930,568	3.69	7,123,796	0.83
Total Members	101,804,886		\$ 375,660,029	
Customers:				
Ables Springs SUD	109,977	\$ 3.74	\$ 411,314	c
Bear Creek SUD	476,419	3.74	1,781,807	c
BHP WSC	176,927	3.74	661,707	c
Bonham	640,000	3.69 a	2,361,600	b
Caddo Basin SUD	493,610	3.74	1,846,101	0.88
Cash SUD	360,572	3.74	1,348,539	c
College Mound SUD	78,066	3.74	291,967	0.88
Copeville SUD	139,114	3.74	520,286	0.88
East Fork SUD	699,808	3.74	2,617,282	0.88
Fairview	1,036,186	3.74	3,875,336	c
Fate	920,331	3.74	3,442,038	c
Forney Lake WSC	632,384	3.74	2,365,116	c
Gastonia Scurry SUD	110,490	3.74	413,233	c
GTUA	1,633,584	3.74	6,109,604	c
Josephine	243,242	3.74	909,725	c
Kaufman	465,043	3.74	1,739,261	c
Kaufman Four-One	555,695	3.74	2,078,299	0.88
Little Elm	1,804,752	3.74	6,749,772	b
Lucas	712,171	3.74	2,663,520	0.88
Melissa	350,960	3.74	1,312,590	0.88
Milligan WSC	149,894	3.74	560,604	b
Mt. Zion WSC	156,750	3.74	586,245	c
Murphy	1,661,494	3.74	6,213,988	0.88
Nevada SUD	160,111	3.74	598,815	c
North Collin SUD	390,919	3.74	1,462,037	c
Parker	676,902	3.74	2,531,613	0.88
Prosper	3,085,412	3.74	11,539,441	c
Rose Hill SUD	142,315	3.74	532,258	c
Rowlett	3,192,039	3.74	11,938,226	b
Sachse	1,332,153	3.74	4,982,252	0.88
Seis Lagos Utility District	165,598	3.74	619,337	0.88
Sunnyvale	783,784	3.74	2,931,352	b
Terrell	1,489,739	3.74	5,571,624	b
Wylie N.E. SUD	476,262	3.74	1,781,220	c
Total Customers	25,502,703		\$ 95,348,109	
Total	127,307,589		\$ 471,008,139	

a Pays Member Rate.

b Excess Water Rate Subject to Contract Minimums.

c Water consumed over Minimum Annual Demand shall be charged at a rate of \$3.74 / 1,000 gallons.

RETAIL TREATED WATER RATES - RESIDENTIAL

Minimum - First 2,000 Gallons	\$15.00
From 2,000 to 10,000 Gallons	\$7.48 per 1,000 Gallons
From 10,000 to 20,000 Gallons	\$9.36 per 1,000 Gallons
Above 20,000 Gallons	\$11.69 per 1,000 Gallons
Reconnect Fees	\$30.00

RETAIL TREATED WATER RATES - COMMERCIAL

From 0 to 10,000 Gallons	\$7.48 per 1,000 Gallons
Above 10,000 Gallons	\$9.36 per 1,000 Gallons
Reconnect Fees	\$30.00

NON-POTABLE WATER RATE

East Fork Raw Water Project	\$.75 per 1,000 Gallons
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2. The following charges, taken from the adopted Bois d'Arc Lake Shore Management Plan, shall be applicable during the 2023-24 Fiscal Year.

BOIS D'ARC LAKE FEES

SHORELINE LEASE AND USE AGREEMENT

<u>Activity / Facility</u>	<u>Application Fee</u>	<u>Annual Fee</u>
Dock	Application First Year: \$750	\$325 for years 2 through 5 of a 5-year agreement
Vegetation Modification	\$500	N/A
Other (access paths, non-bioengineered structures for erosion control, land-based facilities, etc.)	\$500	N/A
Modification Fee	50-100% of the original application fee	N/A
Renewal Fee	50-100% of the original application fee	N/A
Appeal or Revocation Agreement	\$250	N/A
Appeal or Denial of Agreement Conditions	\$100	N/A
Standing timber removal below 534 MSL contour (not to exceed 0.5 acres)	\$250	N/A

BOIS D'ARC LAKE FEES (continued)

SHORELINE LEASE AND USE AGREEMENT

SPECIAL EVENT / TEMPORARY USE AGREEMENT

25+ persons or vessels involved in an event	\$150	N/A
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NATURAL RESOURCE MANAGEMENT NOTIFICATION

Hazard tree removal	\$0	N/A
Planting/restoring native vegetation	\$0	N/A
Invasive/noxious weed removal/control	\$0	N/A

LEGAL NON-CONFORMING USE AUTHORIZATION

Non-conforming use	\$0	N/A
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MOBILITY ASSISTANT VEHICLE AGREEMENT

Allows for 6-foot-wide path and use of approved motorized vehicle	\$25	N/A
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BOIS D'ARC LAKE PENALTIES FOR VIOLATIONS

Violation	Category	Fine First Notice	Fine Second/Third Notice
Unauthorized Burning	Major	\$200	N/A
Storage or placement of fuel, oil, treated landscape timbers, pesticides, or other hazardous materials on docks or NTMWD-owned property	Major	N/A	\$200
Unauthorized use of pesticides/fertilizers on leased property	Major	\$200	N/A
Unauthorized placement or storage of personal property on NTMWD-owned property and/or water	Major	N/A	\$200
Unauthorized use of private overwater facility (e.g., human habitation on boat dock, storing nonauthorized vessels or watercraft at an approved boat dock, subletting boat dock)	Major	\$200	\$200
Unauthorized dock structure or dock modification	Major	\$200	\$200
Unauthorized vegetation modification (e.g., removing vegetation outside of an authorized area, changing landform, planting unauthorized plants)	Major	\$200	\$200
Deviation from approved dock construction plans (e.g., construction materials, anchoring methods, etc.)	Major	N/A	\$200
Unauthorized access path construction	Major	\$200	\$200
Emerging erosion issues (signs may include shoreline recession, increased water turbidity and discoloration in the surrounding area, bare soil, exposed plant roots and unstable banks)	Major	\$200	\$200
Unauthorized use of a mobility assistance vehicle	Major	N/A	\$200

BOIS D'ARC LAKE PENALTIES FOR VIOLATIONS (continued)

<u>Violation</u>	<u>Category</u>	<u>Fine First Notice</u>	<u>Fine Second/Third Notice</u>
Failure to delineate the NTMWD boundary line	Moderate	N/A	\$200
Failure to restore the leased area after completion of a permitted activity or after the lessee damages the area	Moderate	N/A	\$200/week
Failure of new adjacent landowner to apply for shoreline use agreement for existing uses within 30 days or to restore the use area within 60 days from the date of ownership transfer	Moderate	N/A	\$200/week
Failure to display agreement tags on authorized facilities	Minor	N/A	\$50/week
Failure to have a copy of the agreement with the mobility assistance vehicle during use on NTMWD-owned property	Minor	N/A	\$50
Failure to pay agreement fees	Minor	N/A	\$50/week
Failure to renew an agreement	Minor	N/A	\$50/week
Failure to complete construction within allowed time limit	Minor	N/A	\$50/week
Non-compliance with applicable laws, ordinances, and regulations	N/A	Depends on law/ regulation	Depends on law/ regulation

3. The following non-member city customer charges at District landfills and transfer stations shall be applicable during the 2023-24 Fiscal Year.

121 REGIONAL DISPOSAL FACILITY CHARGES

- I. All Vehicles - \$48.00 per Ton, One Ton Minimum
- II. Additional charge above the basic vehicle charge:
  - For loads containing roofing shingles - \$150.00
  - For tires based on wheel size:
    - \$5.00 per tire up to 24.5" diameter
    - No farm tractor, motor grader, loader or scraper tires accepted
- III. The Executive Director may prepare a schedule of charges to be used when weights are not practical to obtain.
- IV. There shall be a charge to District operated wastewater plants for disposal of federal and state approved sludge materials equivalent to \$28.09 per actual ton.
- V. Pull-off Fee (non-refundable) - \$25.00 (plus sales tax, if applicable)
- VI. The Executive Director may prepare a schedule of charges, subject to approval of the Board of Directors, for special projects.

CUSTER ROAD, PARKWAY AND LOOKOUT DRIVE TRANSFER STATION CHARGES

- I. All Vehicles - \$65.00 per Ton (plus sales tax), One Ton Minimum
  - II. Member City residents delivering construction and demolition debris waste (0.5 tons and less) - \$25.00 (plus sales tax)
  - III. Additional charge above the basic vehicle charge for loads containing roofing shingles - \$150.00 (plus sales tax)
  - IV. The Executive Director may prepare a schedule of charges to be used when weights are not practical to obtain.
  - V. Pull-off Fee (non-refundable) - \$25.00 (plus sales tax, if applicable)
4. Charges shall be levied on the basis of monthly increments to provide the necessary funds to meet the appropriations for the Regional Wastewater System, Regional Solid Waste System, Upper East Fork Interceptor System and each of the Funds in the Small Systems in accordance with the appropriate contracts for service. Actual charges shall be determined after the end of the fiscal year and the appropriate debit or credit allowed.
5. Special debt service shall be allocated to the City of Sulphur Springs in the amount of \$600 in the Water System.

THIS RESOLUTION ADOPTED BY THE NTMWD BOARD OF DIRECTORS IN A REGULAR MEETING ON SEPTEMBER 28, 2023, IN THE ADMINISTRATIVE OFFICES OF THE NTMWD.

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DAVID HOLLIFIELD, SECRETARY

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RICHARD PEASLEY, PRESIDENT