



Application to Obtain or Amend a Water or Sewer Certificate of Convenience and Necessity (CCN)

Pursuant to 16 Texas Administrative Code (TAC) Chapter 24, Substantive Rules Applicable to Water and Sewer Service Providers, Subchapter G: Certificates of Convenience and Necessity

CCN Application Instructions

- I. **COMPLETE:** In order for the Commission to find the application sufficient for filing, you should adhere to the following:
- Answer every question and submit all required attachments.
 - Use attachments or additional pages if needed to answer any question. If you use attachments or additional pages, reference their inclusion in the form.
 - Provide all mapping information as detailed in Part F: Mapping & Affidavits.
 - Provide any other necessary approvals from the Texas Commission on Environmental Quality (TCEQ), or evidence that a request for approval is being sought at the time of filing with the Commission.
- II. **FILE:** Seven (7) copies of the completed application with numbered attachments. One copy should be filed with no permanent binding, staples, tabs, or separators; and 7 copies of the portable electronic storage medium containing the digital mapping data.
- SEND TO:** Public Utility Commission of Texas, Attention: Filing Clerk, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326 (NOTE: Electronic documents may be sent in advance of the paper copy; however, they will not be processed and added to the Commission's on-line Interchange until the paper copy is received and file-stamped in Central Records.)
- III. The application will be assigned a docket number, and an administrative law judge (ALJ) will issue an order requiring Commission Staff to file a recommendation on whether the application is sufficient. The ALJ will issue an order after Staff's recommendation has been filed:
- DEFICIENT (Administratively Incomplete):** Applicant will be ordered to provide information to cure the deficiencies by a certain date (usually 30 days from ALJ's order). *Application is not accepted for filing.*
 - SUFFICIENT (Administratively Complete):** Applicant will be ordered by the ALJ to give appropriate notice of the application using the notice prepared by Commission Staff. *Application is accepted for filing.*
- IV. Once the Applicant issues notice, a copy of the actual notice sent (including any map) and an affidavit attesting to notice should be filed in the docket assigned to the application. Recipients of notice may choose to take one of the following actions:
- HEARING ON THE MERITS:** an affected party may request a hearing on the application. The request must be made within 30 days of notice. If this occurs, the application may be referred to the State Office of Administrative Hearings (SOAH) to complete this request.
 - LANDOWNER OPT-OUT:** A landowner owning a qualifying tract of land (25+ acres) may request to have their land removed from the requested area. The Applicant will be requested to amend its application and file new mapping information to remove the landowner's tract of land, in conformity with this request.
- V. **PROCEDURAL SCHEDULE:** Following the issuance of notice and the filing of proof of notice in step 4, the application will be granted a procedural schedule for final processing. During this time the Applicant must respond to hearing requests, landowner opt-out requests, and requests for information (RFI). The Applicant will be requested to provide written consent to the proposed maps, certificates, and tariff (if applicable) once all other requests have been resolved.
- VI. **FINAL RECOMMENDATION:** After receiving all required documents from the Applicant, Staff will file a recommendation on the CCN request. The ALJ will issue a final order after Staff's recommendation is filed.

FAQ:

Who can use this form?

Any retail public utility that provides or intends to provide retail water or wastewater utility service in Texas.

Who is required to use this form?

A retail public utility that is an investor owned utility (IOU) or a water supply corporation (WSC) must use this form to obtain or amend a CCN prior to providing retail water or sewer utility service in the requested area.

What is the purpose of the application?

A CCN Applicant is required to demonstrate financial, managerial, and technical (FMT) capability to provide continuous and adequate service to any requested area. The questions in the application are structured to support an Applicant's FMT capabilities, consistent with the regulatory requirements.

Application Summary

Applicant: City of Johnson City

CCN No. to be amended: 20159 (Sewer) and 10441 (Water)

or Obtain NEW CCN Water Sewer

County(ies) affected by this application: Blanco County

Dual CCN requested with: _____

CCN No.: _____ (name of retail public utility)
 Portion or All of requested area

Decertification of CCN for: _____

CCN No.: _____ (name of retail public utility)
 Portion or All of requested area

Table of Contents

CCN Application Instructions 1
Part A: Applicant Information..... 3
Part B: Requested Area Information 4
Part C: CCN Obtain or Amend Criteria Considerations 6
Part D: TCEQ Public Water System or Sewer (Wastewater) Information 7
Part E: Financial Information 9
Part F: Mapping & Affidavits..... 10
Part G: Notice Information..... 11
Appendix A: Historical Financial Information (Balance Sheet and Income Schedule)..... 13
Appendix B: Projected Information..... 16

Please mark the items included in this filing

- | | |
|---|-----------------------|
| <input type="checkbox"/> Partnership Agreement | Part A: Question 4 |
| <input type="checkbox"/> Articles of Incorporation and By-Laws (WSC) | Part A: Question 4 |
| <input type="checkbox"/> Certificate of Account Status | Part A: Question 4 |
| <input type="checkbox"/> Franchise, Permit, or Consent letter | Part B: Question 7 |
| <input checked="" type="checkbox"/> Existing Infrastructure Map | Part B: Question 8 |
| <input type="checkbox"/> Customer Requests For Service in requested area | Part B: Question 9 |
| <input checked="" type="checkbox"/> Population Growth Report or Market Study | Part B: Question 10 |
| <input type="checkbox"/> TCEQ Engineering Approvals | Part B: Question 11 |
| <input type="checkbox"/> Requests & Responses For Service to ½ mile utility providers | Part B: Question 12.B |
| <input type="checkbox"/> Economic Feasibility (alternative provider) Statement | Part B: Question 12.C |
| <input type="checkbox"/> Alternative Provider Analysis | Part B: Question 12.D |
| <input type="checkbox"/> Enforcement Action Correspondence | Part C: Question 16 |
| <input type="checkbox"/> TCEQ Compliance Correspondence | Part D: Question 20 |
| <input type="checkbox"/> Purchased Water Supply or Treatment Agreement | Part D: Question 23 |
| <input type="checkbox"/> Rate Study (new market entrant) | Part E: Question 28 |
| <input type="checkbox"/> Tariff/Rate Schedule | Part E: Question 29 |
| <input checked="" type="checkbox"/> Financial Audit | Part E: Question 30 |
| <input type="checkbox"/> Application Attachment A & B | Part E: Question 30 |
| <input checked="" type="checkbox"/> Capital Improvement Plan | Part E: Question 30 |
| <input type="checkbox"/> Disclosure of Affiliated Interests | Part E: Question 31 |
| <input checked="" type="checkbox"/> Detailed (large scale) Map | Part F: Question 32 |
| <input checked="" type="checkbox"/> General Location (small scale) Map | Part F: Question 32 |
| <input checked="" type="checkbox"/> Digital Mapping Data | Part F: Question 32 |
| <input checked="" type="checkbox"/> Signed & Notarized Affidavit | Page 12 |

Part A: Applicant Information

1. A. Name: City of Johnson City
(individual, corporation, or other legal entity)
 Individual Corporation WSC Other: City

B. Mailing Address: P.O. Box 369
Johnson City, Texas 78636

Phone No.: (830) 868-7111 Email: rschroder@johnsoncitytx.gov

C. Contact Person. Please provide information about the person to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney, accountant, or other title.

Name: Alan Moon, PE Title: Engineer

Mailing Address: 3100 Alvin Devane Boulevard, Austin, Texas 78741

Phone No.: (713) 353-7231 Email: amoon@quiddity.com

2. If the Applicant is someone other than a municipality, is the Applicant currently paid in full on the Regulatory Assessment Fees (RAF) remitted to the TCEQ?

Yes No N/A

3. If the Applicant is an Investor Owned Utility (IOU), is the Applicant current on Annual Report filings with the Commission?

Yes No If no, please state the last date an Annual Report was filed: _____

4. The legal status of the Applicant is:

- Individual or sole proprietorship
- Partnership or limited partnership (*attach* Partnership agreement)
- Corporation: Charter number (recorded with the Texas Secretary of State): _____
- Non-profit, member-owned, member controlled Cooperative Corporation [Article 1434(a) Water Supply or Sewer Service Corporation, incorporated under TWC Chapter 67]
Charter number (as recorded with the Texas Secretary of State): _____
- Articles of Incorporation and By-Laws established (*attach*)
- Municipally-owned utility
- District (MUD, SUD, WCID, FWSD, PUD, etc.)
- County
- Affected County (a county to which Subchapter B, Chapter 232, Local Government Code, applies)
- Other (please explain): _____

5. If the Applicant operates under an assumed name (i.e., any d/b/a), provide the name below:

Name: N/A

Part B: Requested Area Information

6. Provide details on the existing or expected land use in the requested area, including details on requested actions such as dual certification or decertification of service area.

The existing land use in the requested area includes: single family residential, commercial, multi-family residential, and currently undeveloped tracts. The land in the requested area is not currently included in any other CCN.

7. The requested area (check all applicable):

- Currently receives service from the Applicant Is being developed with no current customers
 Overlaps or is within municipal boundaries Overlaps or is within district boundaries

Municipality: City of Johnson City District: _____

Provide a copy of any franchise, permit, or consent granted by the city or district. If not available please explain:

No permits or consent needed since the CCN update is on behalf of the City.

8. Describe the circumstances (economic, environmental, etc.) driving the need for service in the requested area:

The City's current CCN limits do not extend to the City limits, so the requested area now matches the City limits. The City is experiencing interest from developers within and around the City limits and the City will need to extend service to the developments. In addition, the area is experiencing severe drought. The City must be involved in regulatory oversight to protect sources for all concerned.

9. Has the Applicant received any requests for service within the requested area?

- Yes* No *Attach copies of all applicable requests for service and show locations on a map

10. Is there existing or anticipated growth in the requested area?

- Yes* No *Attach copies of any reports and market studies supporting growth

11. A. Will construction of any facilities be necessary to provide service to the requested area?

- Yes* No *Attach copies of TCEQ approval letters

B. Date Plans & Specifications or Discharge Permit App. submitted to TCEQ: TBD

C. Summarize an estimated timeline for construction for any required facilities to serve the requested area:

The City is expecting to build additional groundwater wells, plants, an elevated storage tank, waterlines, lift stations, sewer lines, and expand the wastewater treatment plant over the next 10 years to provide service to this area. Please see attached Capital Improvements Plan and Impact Fee Study, attached in Appendix B.

D. Describe the source and availability of funds for any required facilities to serve the requested area:

The City plans to fund the Capital Improvements Plan projects utilizing impact fees, public and private partnerships, and water and wastewater funds. In addition, the City is researching and reviewing available grants and government loans for which the City qualifies and can apply.

Note: Failure to provide applicable TCEQ construction or permit approvals, or evidence showing that the construction or permit approval has been filed with the TCEQ may result in the delay or possible dismissal of the application.

12. A. If construction of a physically separate water or sewer system is necessary, provide a list of all retail public water and/or sewer utilities within one half mile from the outer boundary of the requested area below:

City of Johnson City operates a physically separate water and sewer system. There are 2 other CCNS within a half mile radius: Donald Phelps (CCN No. N0014) and Oak Ridge Water Supply Company (CCN No. 12524).

B. Did the Applicant request service from each of the above water or sewer utilities?

Yes*

No

*Attach copies of written requests and copies of the written response

C. Attach a statement or provide documentation explaining why it is not economically feasible to obtain retail service from the water or sewer retail public utilities listed above.

D. If a neighboring retail public utility agreed to provide service to the requested area, attach documentation addressing the following information:

- (A) A description of the type of service that the neighboring retail public utility is willing to provide and comparison with service the applicant is proposing;
- (B) An analysis of all necessary costs for constructing, operating, and maintaining the new facilities for at least the first five years of operations, including such items as taxes and insurance; and
- (C) An analysis of all necessary costs for acquiring and continuing to receive service from the neighboring retail public utility for at least the first five years of operations.

13. Explain the effect of granting the CCN request on the Applicant, any retail public utility of the same kind serving in the proximate area, and any landowners in the requested area. The statement should address, but is not limited to, regionalization, compliance, and economic effects.

Part B: Requested Area Information

- 7. Provide a copy of any franchise, permit, or consent granted by the city or district. If not available please explain:**

The City's existing CCN limits do not extend to the City limits or to its current service area. The City would like the CCN limits to conform with its existing customers and service area.

- 9. Has the Applicant received any requests for service within the requested area?**

Yes, copies of all applicable service requests and a map that showing the locations of the service requests are attached in Appendix B.

- 10. Is there existing or anticipated growth in the requested area?**

Yes, the City currently has an estimated population of 2,053 and is projected to grow ultimately by 756 people with the current and projected development within the requested CCN area. The projected population growth for the requested area is based on the population projections in the Capital Improvements Plan and Impact Fee Study 2022 Update in Appendix A.

- 11. Will construction of any facilities be necessary to provide service to the requested area?**

A. The facilities expansions required as identified in the Capital Improvements Plan have not yet been designed or constructed. The City will acquire TCEQ approval for all improvements necessary to serve the requested area.

- 12. Did the Applicant request service from each of the above water or sewer utilities?**

B. The City of Johnson City did not request services because it operates its own separate water and sewer system.

Attach a statement or provide documentation explaining why it is not economically feasible to obtain retail service from the water or sewer retail public utilities listed above.

C. The City of Johnson City is a public entity that provides water and sewer services, and is looking to revise its CCN limits.

With the revision request, the City's CCN will be extended to the full limit of its City limits. The property within the requested area is undeveloped, or existing residential and businesses currently within the City limits. There are no known adverse economic effects to the properties within the requested service area. To the contrary, the City anticipates that the provision of water and wastewater to these areas will increase and diversify the economy for the City and the area.

Part C: CCN Obtain or Amend Criteria Considerations

14. Describe the anticipated impact and changes in the quality of retail utility service for the requested area:

The area proposed to be added to the City's CCN either currently receives service from the City or is unserved by a public utility.

15. Describe the experience and qualifications of the Applicant in providing continuous and adequate retail service:

The City has provided continuous and adequate retail service before and since receiving its CCN. Other than normal maintenance issues which may have interrupted service in specific areas, there are no known instances in which the City was unable to provide continuous or adequate retail service.

16. Has the Applicant been under an enforcement action by the Commission, TCEQ, Texas Department of Health (TDH), the Office of the Attorney General (OAG), or the Environmental Protection Agency (EPA) in the past five (5) years for non-compliance with rules, orders, or state statutes?

Yes* No

*Attach copies of any correspondence with the applicable regulatory agency concerning any enforcement actions, and attach a description of any actions or efforts the Applicant has taken to comply with these requirements.

17. Explain how the environmental integrity of the land will or will not be impacted or disrupted as a result of granting the CCN as requested:

The integrity of the land will be increased by being able to provide sustainable public water and sanitary sewer resources that will assist in the development of this area. Furthermore the public utilities will eliminate any potential health hazards or environmental concerns due to probable inadequate maintenance of private water wells and septic systems.

18. Has the Applicant made efforts to extend retail water or sewer utility service to any economically distressed area located within the requested area?

City of Johnson City or its immediate surrounding area does not qualify as an economically distressed area.

Part C: CCN Obtain or Amend Criteria considerations.

16. Has the Applicant been under an enforcement action by the Commission, TCEQ, Texas Department of Health (TDH), the Office of the Attorney General (OAG), or the Environmental Protection Agency (EPA) in the past five (5) years for non-compliance with rules, orders, or state statutes?

The City has never been under enforcement action by the Public Utility Commission, Texas Dept. of Health, EPA, or the Office of the Attorney General.

19. List all neighboring water or sewer retail public utilities, cities, districts (including ground water conservation districts), counties, or other political subdivisions (including river authorities) providing the same service located within two (2) miles from the outer boundary of the requested area:

There are two CCNs within a 2 mile radius: Donald Phelps (CCN No. N0014) and Oak Ridge Water Supply Company (CCN No. 12524). The groundwater conservation district for the area is the Blanco-Pedernales Groundwater Conservation District.

Part D: TCEQ Public Water System or Sewer (Wastewater) Information

20. A. Complete the following for **all** Public Water Systems (PWS) associated with the Applicant's CCN:

TCEQ PWS ID:	Name of PWS:	Date of TCEQ inspection*:	Subdivisions served:
TX0160001	City of Johnson City	6/12/2019	Johnson City

*Attach evidence of compliance with TCEQ for each PWS

- B. Complete the following for **all** TCEQ Water Quality (WQ) discharge permits associated with the Applicant's CCN:

TCEQ Discharge Permit No:	Date Permit expires:	Date of TCEQ inspection*:	Subdivisions served:
WQ- 0010198001	10/23/2024	9/28/2022	Johnson City
WQ-			
WQ-			
WQ-			

*Attach evidence of compliance with TCEQ for each Discharge Permit

- C. The requested CCN service area will be served via: PWS ID: TX0160001
WQ - 0010198001

21. List the number of **existing** connections for the PWS & Discharge Permit indicated above (Question 20. C.):

Water				Sewer	
	Non-metered	42	2"	766	Residential
943	5/8" or 3/4"		3"	135	Commercial
4	1"	4	4"	8	Industrial
	1 1/2"		Other	59	Other
Total Water Connections:			993	Total Sewer Connections: 968	

22. List the number of **additional** connections projected for the requested CCN area:

Water				Sewer	
	Non-metered	2	2"	202	Residential
201	5/8" or 3/4"		3"	2	Commercial
	1"		4"		Industrial
	1 1/2"		Other		Other
Total Water Connections:			203	Total Sewer Connections: 204	

Part D: TCEQ Public Water system or sewer (Wastewater) information

20. Complete the following for all Public Water Systems (PWS) associated with the Applicant's CCN:

A. The TCEQ exit interview form of inspection issued 6/12/2019 and the compliance TCEQ central registry history of investigations from 2018 to 2021 is attached in Appendix C.

Complete the following for all TCEQ Water Quality (WQ) discharge permits associated with the Applicant's CCN:

B. The TCEQ exit interview form of inspection issued 9/28/2022 and the TCEQ Discharge permit WQ0010198001 that expires on 10/23/2024 is attached in Appendix C.

22. List the number of additional connections projected for the requested CCN area:

The additional connections projected for the requested CCN area are based on population and development projections found in the Capital Improvements Plan and Impact Fee Study that is attached in Appendix A.

23. A. Will the system serving the requested area purchase water or sewer treatment capacity from another source?

Yes* No *Attach a copy of purchase agreement or contract.

Capacity is purchased from:

Water: _____

Sewer: _____

B. Are any of the Applicants PWS's required to purchase water to meet the TCEQ's minimum capacity requirements or TCEQ's drinking water standards?

Yes No

C. What is the amount of supply or treatment purchased, per the agreement or contract? What is the percent of overall demand supplied by purchased water or sewer treatment (if any)?

	Amount in Gallons	Percent of demand
Water:		0%
Sewer:		0%

24. Does the PWS or sewer treatment plant have adequate capacity to meet the current and projected demands in the requested area?

Yes No

25. List the name, class, and TCEQ license number of the operators that will be responsible for the operations of the water or sewer utility service provided to the requested area:

Name (as it appears on license)	Class	License No.	Water/Sewer
Brent J Sultemeyer	C	WW0027403	Sewer
Brent J Sultemeyer	C	WG0004647	Water
Larry Bible	C	WG0000093	Water

26. A. Are any improvements required for the existing PWS or sewer treatment plant to meet TCEQ or Commission standards?

Yes No

B. Provide details on each required major capital improvement necessary to correct deficiencies to meet the TCEQ or Commission standards (attach any engineering reports or TCEQ approval letters):

Description of the Capital Improvement:	Estimated Completion Date:	Estimated Cost:

27. Provide a map (or maps) showing all facilities for production, transmission, and distribution, and the location of existing or proposed customer connections, in the requested area. Facilities should be identified on subdivision plats, engineering planning maps, or other large scale maps. Color coding can be used, and is encouraged, to distinguish types of facilities.

Part D: TCEQ Public Water system or sewer (Wastewater) information

23. Will the system serving the requested area purchase water or sewer treatment capacity from another source?

A. The City of Johnson City will be serving the requested area and will not require the purchase of water or sewer from another source.

Are any of the Applicants PWS's required to purchase water to meet the TCEQ's minimum capacity requirements or TCEQ's drinking water standards?

C. The City of Johnson City will be serving the requested area and will not require the purchase of water or sewer from another source.

24. Does the PWS or sewer treatment plant have adequate capacity to meet the current and projected demands in the requested area?

The City currently has adequate capacity for the existing customers and current development. The water facilities and the wastewater treatment plant are proposed to be expanded as part of the Capital Improvements Plan to serve the continued buildout of the proposed CCN and ETJ. The Capital Improvements Plan and Impact Fee Study that is attached in Appendix A.

26. Are any improvements required for the existing PWS or sewer treatment plant to meet TCEQ or Commission standards?

B. The proposed capital improvements with the estimated completion dates and costs can be found in the Capital Improvements Plan and Impact Fee Study attached in Appendix A.

27. Provide a map (or maps) showing all facilities for production, transmission, and distribution, and the location of existing or proposed customer connections, in the requested area. Facilities should be identified on subdivision plats, engineering planning maps, or other large scale maps. Color coding can be used, and is encouraged, to distinguish types of facilities.

From the Capital Improvements Plan and Impact Fee Study, a Land Use Map (Exhibit A) showing the current and projected land uses is shown in Appendix A. Two facility maps for wastewater and water services showing the existing and proposed water and wastewater infrastructure and facilities are attached in Appendix F.

Part E: Financial Information

28. If the Applicant seeking to obtain a CCN for the first time is an Investor Owned Utility (IOU) and under the original rate jurisdiction of the Commission, a proposed tariff must be attached to the application. The proposed rates must be supported by a rate study, which provides all calculations and assumptions made. Once a CCN is granted, the Applicant must submit a rate filing package with the Commission within 18 months from the date service begins. The purpose of this rate filing package is to revise a utility's tariff to adjust the rates to a historic test year and to true up the new tariff rates to the historic test year. It is the Applicant's responsibility in any future rate proceeding to provide written evidence and support for the original cost and installation date of all facilities used and useful for providing utility service. Any dollar amount collected under the rates charged during the test year in excess of the revenue requirement established by the Commission during the rate change proceeding shall be reflected as customer contributed capital going forward as an offset to rate base for ratemaking purposes.

29. If the Applicant is an existing IOU, please attach a copy of the current tariff and indicate:

- A. Effective date for most recent rates: N/A
- B. Was notice of this increase provided to the Commission or a predecessor regulatory authority?
 No Yes Application or Docket Number: N/A
- C. If notice was not provided to the Commission, please explain why (ex: rates are under the jurisdiction of a municipality)

The City is not an investor owned utility.

If the Applicant is a Water Supply or Sewer Service Corporation (WSC/SSC) and seeking to obtain a CCN, attach a copy of the current tariff.

30. **Financial Information**

Applicants must provide accounting information typically included within a balance sheet, income statement, and statement of cash flows. If the Applicant is an existing retail public utility, this must include historical financial information and projected financial information. However, projected financial information is only required if the Applicant proposes new service connections and new investment in plant, or if requested by Commission Staff. If the Applicant is a new market entrant and does not have its own historical balance sheet, income statement, and statement of cash flows information, then the Applicant should establish a five-year projection.

Historical Financial Information may be shown by providing any combination of the following that includes necessary information found in a balance sheet, income statement, and statement of cash flows:

1. Completed Appendix A;
2. Documentation that includes all of the information required in Appendix A in a concise format; or
3. Audited financial statements issued within 18 months of the application filing date. This may be provided electronically by providing a uniform resource locator (URL) or a link to a website portal.

Part E: Financial information

28. If the Applicant seeking to obtain a CCN for the first time is an Investor Owned Utility (IOU) and under the original rate jurisdiction of the Commission, a proposed tariff must be attached to the application. The proposed rates must be supported by a rate study, which provides all calculations and assumptions made. Once a CCN is granted, the Applicant must submit a rate filing package with the Commission within 18 months from the date service begins. The purpose of this rate filing package is to revise a utility's tariff to adjust the rates to a historic test year and to true up the new tariff rates to the historic test year. It is the Applicant's responsibility in any future rate proceeding to provide written evidence and support for the original cost and installation date of all facilities used and useful for providing utility service. Any dollar amount collected under the rates charged during the test year in excess of the revenue requirement established by the Commission during the rate change proceeding shall be reflected as customer contributed capital going forward as an offset to rate base for ratemaking purposes.

The City of Johnson City is not an Investor Owned Utility nor is it seeking to obtain a CCN for the first time. At present, the City of Johnson City is only seeking to extend its utility service area.

29. If the Applicant is an existing IOU, please attach a copy of the current tariff and indicate:

The City of Johnson City is not an Investor Owned Utility.

30. Financial information

Applicants must provide accounting information typically included within a balance sheet, income statement, and statement of cash flows. If the Applicant is an existing retail public utility, this must include historical financial information and projected financial information. However, projected financial information is only required if the Applicant proposes new service connections and new investment in plant, or if requested by Commission Staff. If the Applicant is a new market entrant and does not have its own historical balance sheet, income statement, and statement of cash flows information, then the Applicant should establish a five-year projection.

- **Historical Financial information**

The City's financial audit for FY 2023 is available online at the provided link below:

<https://www.johnsoncitytx.org/financial-transparency/>

- **Projected Financial Information**

Projected financial information is contained in the Capitol Improvements Plan and Impact Fee Study, attached in **Appendix A**.

Projected Financial Information may be shown by providing any of the following:

1. Completed Appendix B;
2. Documentation that includes all of the information required in Appendix B in a concise format;
3. A detailed budget or capital improvement plan, which indicates sources and uses of funds required, including improvements to the system being transferred; or
4. A recent budget and capital improvements plan that includes information needed for analysis of the operations test for the system being transferred and any operations combined with the system. This may be provided electronically by providing a uniform resource locator (URL) or a link to a website portal.

31. Attach a disclosure of any affiliated interest or affiliate. Include a description of the business relationship between all affiliated interests and the Applicant.

DO NOT INCLUDE ATTACHMENTS A OR B IF LEFT BLANK

Part F: Mapping & Affidavits

32. Provide the following mapping information with each of the seven (7) copies of the application:
1. A general location (small scale) map identifying the requested area in reference to the nearest county boundary, city, or town. The Applicant should adhere to the following guidance:
 - i. If the application includes an amendment for both water and sewer certificated service areas, separate maps must be provided for each.
 - ii. A hand drawn map, graphic, or diagram of the requested area is not considered an acceptable mapping document.
 - iii. To maintain the integrity of the scale and quality of the map, copies must be exact duplicates of the original map. Therefore, copies of maps cannot be reduced or enlarged from the original map, or in black and white if the original map is in color.
 2. A detailed (large scale) map identifying the requested area in reference to verifiable man-made or natural landmarks such as roads, rivers, and railroads. The Applicant should adhere to the following guidance:
 - i. The map should be clearly labeled and the outer boundary of the requested area should be marked in reference to the verifiable man-made or natural landmarks. These verifiable man-made and/or natural landmarks must be labeled and marked on the map as well.
 - ii. If the application includes an amendment for both water and sewer certificated service area, separate maps need to be provided for each.
 - iii. To maintain the integrity of the scale and quality of the map, copies must be exact duplicates of the original map. Therefore, copies of maps cannot be reduced or enlarged from the original map, or in black and white if the original map is in color.
 3. One of the following identifying the requested area:
 - i. A metes and bounds survey sealed or embossed by either a licensed state land surveyor or a registered professional land surveyor. Please refer to the mapping guidance in part 2 (above);

31. Attach a disclosure of any affiliated interest or affiliate. Include a description of the business relationship between all affiliated interests and the Applicant.

There are not any affiliated interests associated with the City.

Part F: Mapping & Affidavits

32.

1. General location (small scale) maps for both water and wastewater are in Appendix D.
2. Detail (large scale) maps for both water and wastewater are in Appendix F.
3. Digital Data of the maps can be found on the USB drive.
4. Facility (large scale) maps for both water and wastewater are in Appendix E.
5. Service requests (large scale) map is in Appendix B.

- ii. A recorded plat. If the plat does not provide sufficient detail, Staff may request additional mapping information. Please refer to the mapping guidance in part 2 (above); or
- iii. Digital mapping data in a shapefile (SHP) format georeferenced in either NAD 83 Texas State Plane Coordinate System (US Feet) or in NAD 83 Texas Statewide Mapping System (Meters). The digital mapping data shall include a single, continuous polygon record. The following guidance should be adhered to:
 - a. The digital mapping data must correspond to the same requested area as shown on the general location and detailed maps. The requested area must be clearly labeled as either the water or sewer requested area.
 - b. A shapefile should include six files (.dbf, .shp, .shx, .sbx, .sbn, and the projection (.prj) file).
 - c. The digital mapping data shall be filed on a data disk (CD or USB drives), clearly labeled, and filed with Central Records. Seven (7) copies of the digital mapping data is also required.

Part G: Notice Information

The following information will be used to generate the proposed notice for the application.
 DO NOT provide notice until the application is deemed sufficient for filing and the Applicant is ordered to provide notice.

33. Complete the following using verifiable man-made and/or natural landmarks such as roads, rivers, or railroads to describe the requested area (to be stated in the notice documents). Measurements should be approximated from the outermost boundary of the requested area:

The total acreage of the requested area is approximately: 1,256

Number of customer connections in the requested area: 993

The closest city or town: City of Johnson City

Approximate mileage to closest city or town center: _____

Direction to closest city or town: _____

The requested area is generally bounded on the North by: _____

on the East by: _____

on the South by: _____

on the West by: _____

34. A copy of the proposed map will be available at City website.

Applicant's Oath

STATE OF Texas

COUNTY OF Blanco

I, _____ being duly sworn, file this application to
obtain or amend a water or sewer CCN, as _____
(owner, member of partnership, title as officer of corporation, or authorized representative)

I attest that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the documents filed with this application, and have complied with all the requirements contained in the application; and, that all such statements made and matters set forth therein with respect to Applicant are true and correct. Statements about other parties are made on information and belief. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Commission.

I further represent that the application form has not been changed, altered, or amended from its original form.
I further represent that the Applicant will provide continuous and adequate service to all customers and qualified applicants within its certificated service area should its request to obtain or amend its CCN be granted.

AFFIANT
(Utility's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

SUBSCRIBED AND SWORN BEFORE ME, a Notary Public in and for the State of Texas
this day the _____ of _____, 20 _____

SEAL

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

PRINT OR TYPE NAME OF NOTARY

My commission expires: _____

APPENDICES ATTACHED

Appendix A – Capital Improvements Plan and Impact fee Study 2022 Update

Appendix B – Service Requests and Maps

Appendix C – TCEQ Inspections and History

Appendix D – General Location Maps

Appendix E – Location Facility Maps

Appendix F – Detailed Requested Area Maps



APPENDIX A

CAPITAL IMPROVEMENTS PLAN AND IMPACT FEE STUDY 2022 UPDATE



QUIDDITY

Capital Improvements Plan and Impact Fee Study 2022 Update

City of Johnson City



Alan Moon

JULY 2022
QUIDDITY JOB NO. 0A830-0011-00



**CAPITAL IMPROVEMENTS PLAN AND IMPACT FEE STUDY
CITY OF JOHNSON CITY**

TABLE OF CONTENTS

EXECUTIVE SUMMARY	iv
1.0 INTRODUCTION	1
2.0 PLANNED GROWTH PROJECTIONS.....	2
2.1 EXISTING SYSTEM	2
2.2 LAND USE PLAN.....	2
2.3 FUTURE GROWTH	3
2.3.1 5-YEAR PROJECTIONS.....	3
2.3.2 10-YEAR PROJECTIONS.....	4
2.3.3 20-YEAR PROJECTIONS.....	4
3.0 WATER SYSTEM CAPITAL IMPROVEMENTS PLAN.....	4
3.1 EXISTING SYSTEM EVALUATION.....	5
3.1.1 EXISTING INFRASTRUCTURE.....	5
3.1.2 EXISTING WATER DEMANDS.....	5
3.1.3 EXISTING SYSTEM CAPACITY ANALYSIS.....	6
3.2 FUTURE SYSTEM EVALUATION.....	7
3.2.1 METHODOLOGY OF PROJECTED WATER DEMANDS.....	7
3.2.2 5-YEAR PROJECTIONS.....	7
3.2.3 10-YEAR PROJECTIONS.....	7
3.2.4 FUTURE SYSTEM CAPACITY ANALYSIS.....	8
3.3 CAPITAL IMPROVEMENTS PLAN (CIP).....	8
4.0 WASTEWATER SYSTEM CAPITAL IMPROVEMENTS PLAN	9
4.1 EXISTING SYSTEM EVALUATION.....	10
4.1.1 EXISTING INFRASTRUCTURE.....	10
4.1.2 EXISTING WASTEWATER FLOWS.....	10
4.2 FUTURE SYSTEM EVALUATION.....	12
4.2.1 METHODOLOGY OF WASTEWATER FLOW PROJECTIONS.....	12
4.2.2 5- AND 10-YEAR PROJECTIONS	12
4.2.3 FUTURE SYSTEM CAPACITY ANALYSIS.....	12
4.3 CAPITAL IMPROVEMENTS PLAN	13
5.0 IMPACT FEE ANALYSIS.....	13
5.1 SERVICE UNITS	14
5.2 WATER AND WASTEWATER ATTRIBUTABLE IMPROVEMENTS.....	14
5.3 MAXIMUM IMPACT FEE CALCULATION	15
6.0 IMPACT FEE ADOPTION	17

**JOHNSON CITY
CAPITAL IMPROVEMENTS PLAN AND IMPACT FEE STUDY**

LIST OF FIGURES

- A. Future Land Use Plan
- B. Water System Improvements
- C. Wastewater System Improvements

LIST OF ATTACHMENTS

- A. Texas Local Government Code Chapter 395
- B. Existing Water Plant Capacity Analysis
- C. Projected 2027 Water Plant Capacity Analysis
- D. Projected 2032 Water Plant Capacity Analysis
- E. Water Capital Improvement Plan Projects Cost Estimates
- F. Wastewater Capital Improvement Plan Projects Cost Estimates

EXECUTIVE SUMMARY

This study was performed to update the City of Johnson City’s water and wastewater system impact fees in accordance with the Texas Local Government Code Chapter 395. The population growth over the next 20-years was projected, water and wastewater system analyses were completed, and the City’s Land Use Plan and Capital Improvements Plans were updated per the requirements of Texas Local Government Code Chapter 395.

The projected 10-year growth by water connections was converted to equivalent standard 5/8” diameter water meter service units, which is the typical size for a single-family residential connection. Only projects that are attributable to new development were considered when calculating impact fees. Based on the City’s 10-year growth projections and associated demand values, a total of 2,580 additional service units are anticipated being added by the year 2032. The total water improvements cost per service unit eligible for impact fees is estimated at \$7,100 and the total wastewater improvements cost per service unit eligible for impact fees is estimated at \$10,181. With a 50% reduction of the maximum eligible recoverable cost per Chapter 395.014(7), the baseline impact fee per service unit is \$3,550 for water and \$5,091 for wastewater. The impact fees per service unit were then applied to the standard water meters’ capacity. Table ES-1 presents the maximum assessable impact fees for commonly used meters based on the 50% reduction, as outlined in the Texas Local Government Code Chapter 395.

Table ES-1 Maximum Assessable Impact Fee

Meter Size	Maximum Capacity (gallons per minute)	ESFC	Maximum Assessable Water Fee	Maximum Assessable Wastewater Fee
5/8”	15	1.0	\$3,550	\$5,091
3/4”	25	1.7	\$6,035	\$8,654
1”	40	2.7	\$9,585	\$13,744
1 1/4”	45	3.0	\$10,650	\$15,272
1 1/2”	50	3.3	\$11,715	\$16,799
2”	160	10.7	\$37,985	\$54,468
3”	320	21.3	\$75,615	\$108,428
4”	500	33.3	\$118,215	\$169,514
6”	1,000	66.7	\$236,785	\$339,536
8”	1,600	106.7	\$378,785	\$543,156
10”	2,300	153.3	\$544,215	\$780,374

1.0 INTRODUCTION

In January 2022, the City of Johnson City (the “City”) authorized Quiddity to update the 2017 Water & Wastewater Impact Fee Study for the City’s water and wastewater systems. The purpose of this report is to calculate water and wastewater impact fees for the City in accordance with Texas Local Government Code Chapter 395 (§395), as shown in Attachment A. §395 defines an impact fee as “a charge or assessment imposed by a political subdivision against new development in order to generate revenue for funding or recouping the costs of capital improvements.” Impact fees may be imposed to pay for capital improvements, including and limited to:

- Construction contract price;
- Surveying and engineering fees;
- Land acquisition costs, including land purchases, court awards and costs, attorney’s fees, and expert witness fees; and
- Fees actually paid or contracted to be paid to an independent qualified engineer or financial consultant preparing or updating the capital improvements plan.

Impact fees cannot be used to pay for:

- Construction, acquisition, or expansion of public facilities other than capital improvements identified in the capital improvements plan;
- Repair, operation, or maintenance of existing or new capital improvements;
- Upgrading, updating, expanding, or replacing existing capital improvements to serve existing development in order to meet stricter standards;
- Upgrading, updating, expanding, or replacing existing capital improvements to provide better service to existing developments;
- Administrative and operating costs of the political subdivision; and
- Principal payments and interest or other finance charges.

Impact fees must be assessed for new developments on projects identified in the Capital Improvements Plan (CIP) and cannot be used for any rehabilitation project to serve existing development. Also required per §395, a Land Use Plan and CIP must be presented to the public. The CIP should include an analysis of the total water and wastewater system capacity, projected service units attributable to new development

within a period of 10-years, and should be updated at least every five years. The City’s last update was completed August 2017.

2.0 PLANNED GROWTH PROJECTIONS

A critical part of the CIP is to project the future development within the City’s system and to project the anticipated water demands and wastewater flows. The projections aide in determining what capital improvements are necessary to sustain future growth, as well as the timing of those improvements. The future development projections are based on the City’s available space for growth and the anticipated type of developments. These anticipated types of development then become the foundation for the future water demands and wastewater flows.

2.1 EXISTING SYSTEM

Currently, the City serves the area within its City limits and serves only a handful of any customers within its Extra-Territorial Jurisdiction (ETJ). Monthly billing information was provided to Quiddity for Fiscal Year (FY) 2021. Connection counts from January 2022 were utilized as the existing system connections. The existing water system is comprised of several types of uses, including single family residential, multi-family residential, commercial, industrial, and institutional (i.e. schools, public buildings, etc.) uses. Connections for this analysis are physical connections to which drinking water is supplied, as defined by 30 TAC §290.38(16). Table 2-1 presents the existing system connection count.

Table 2-1 Existing System Connections

Type	Connections
Single Family Residential	724
Multi Family Residential	4
Commercial	122
Industrial	2
Institutional	67
Total	919

2.2 LAND USE PLAN

The future land use plan was created by utilizing the City’s existing land use plan and zoning map, identifying the undeveloped lots and lots anticipated to redevelop, and assigning anticipated types of development to the lots. Quiddity collaborated with the City to determine the anticipated type of development and a timetable for each undeveloped lot. There are several tracts with proposed land plans or developer interest, such as the LCRA tract and the 92-acre tract, which were incorporated into the land

plan. Other currently undeveloped tracts along highways or major roads were projected to be developed for commercial or mixed use. The future land use plan is attached in Figure 1.

2.3 FUTURE GROWTH

The future growth projections are based on the future land use plan and the projected development timing. Any development or re-development that is anticipated to occur outside of the 20-year timeframe was excluded from this analysis. The number of connections per acre was assumed for each type of usage and applied to the acreage of the proposed development. The number of connections per acre, or density, was established based on the existing density within the City’s system and Quiddity’s experience with other types of development within the area. Table 2-2 lists the assumed density by type of usage for the future developments.

Table 2-2 Density by Type of Development

Type	Connections per Acre
Single Family Residential	1.5
Multi Family Residential	2-7
Mixed-Use	2
Commercial	0.5-1
Commercial (RV Parks)	7

2.3.1 5-YEAR PROJECTIONS

The growth projected within the next 5 years is primarily assumed to occur on the undeveloped tracts the City is currently discussing with Developers and commercial tracts within the City’s limits. This includes approximately 92 acres of single family residential, 116 acres of commercial, and 25 acres of mixed-use tracts. The City’s 5-year population projection resulting from this growth is 4,600, approximately double the existing population. Table 2-3 lists the 5-year projected connections for each use.

Table 2-3 5-Year Connection Projections (FY 2027)

Type	Connections
Single Family Residential	925
Multi Family Residential	404
Commercial	137
Industrial	2
Institutional	77
Total	1,545

2.3.2 10-YEAR PROJECTIONS

The growth within the 5- to 10-year timeframe will primarily take place in the undeveloped areas in the outer City limits or within the ETJ. This includes approximately 460 acres of single-family residential, 75 acres of multi-family residential, 130 acres of commercial, as well as 175 acres of mixed use projects. The City's 10-year population projection resulting from this growth is approximately 7,340 people. Table 2-4 lists the 10-year projected connections for each use.

Table 2-4 10-Year Connection Projections (FY 2032)

Type	Connections
Single Family Residential	1,384
Multi Family Residential	621
Commercial	207
Industrial	2
Institutional	87
Mixed Use	124
Total	2,425

2.3.3 20-YEAR PROJECTIONS

Much of the growth to the City's system is anticipated to occur during the 10- to 20-year timeframe. The growth is expected to occur along the US-290 and US-281 corridors and is expected to include approximately 142 acres of land for single-family and 137 acres of land for commercial. The City's 20-year population projection resulting from this growth is 13,560 people.

The Texas Water Development Board (TWDB) analyzes population trends across the State and produces population and water demand projections. The 2021 TWDB population projections for Johnson City showed a population increase of 388 people in the next 10 years and 861 people over the next 50 years. After discussions with the City gauging developer interest, it was quickly clear that the TWDB population projections did not reflect current situational trends in the City and surrounding areas.

3.0 WATER SYSTEM CAPITAL IMPROVEMENTS PLAN

The water system capabilities to serve the existing and future development were evaluated as part of the impact fee analysis. Quiddity collected available records from City Staff, including three (3) years of daily well meter readings, monthly customer billing data, GIS shapefiles, maps, and previous reports.

3.1 EXISTING SYSTEM EVALUATION

3.1.1 EXISTING INFRASTRUCTURE

The City currently has two (2) water plants and an additional elevated storage tank serving its system. The Danz Water Plant is located at 813 Danz Well Rd, and the Eagle Water Plant is located at 300 N Avenue J. The Lady Bird Elevated Storage Tank (EST) is located on East Lady Bird Lane. The City has two additional wells located on US-290 that pump to the Danz Water Plant, as well as a booster station located at 100 Post Oak Drive. Table 3-1 presents the facilities at each of the City’s water plants.

Table 3-1 Existing Water Plant Facilities

Facilities	Well (gpm)	Ground Storage (gal)	Elevated Storage (gal)	Booster Pumps (gpm)	Hydro-Tank (gal)
Danz Water Plant	1 – 140	1 – 200,000 1 – 211,568	-	2 – 530	-
Eagle Water Plant	1 – 160 1 – 60	1 – 95,000	-	2 – 700	-
US-290 West Wells	1 – 170 1 – 270	-	-	-	-
Lady Bird EST	-	-	1 – 150,000	-	-
Post Oak Booster Station	-	-	-	2 – 50	1 – 2,000

The City also owns and maintains approximately 108,000 LF of waterline ranging in size between 2” diameter to 10” diameter.

3.1.2 EXISTING WATER DEMANDS

Water demands were determined by analyzing the City’s January 2022 billing data, as well as using three (3) years of daily well meter readings. An average, daily flow was established using the number of connections in the billing data provided, and the monthly metering data for each connection type was utilized to determine unit flow rates. Table 3-2 presents the existing demand breakdown for the City.

Table 3-2 Existing System Demands

Connection Type	Connections	Unit Demand (gpd/conn)	Total Demand (gpd)
Single Family Residential	724	115	83,260
Multi Family Residential	4	910	3,640
Commercial	122	190	23,180
Industrial	2	2,000	4,000
Public	67	215	14,405
Accountability/Losses	58%		180,215
Total	919		308,700

The City had a significant difference between well pumpage and billed amounts of water in 2021 that’s been attributed to water loss. The City has already begun identifying and fixing leaks and taking steps to minimize the water loss. To evaluate the system, the peak-hour condition, as set forth by the TCEQ, was used as the worst-case scenario. Peak-hour conditions occur when a system experiences the highest-use hour on a maximum day. Evaluating the previous three (3) years of well data, the City experienced a maximum day on September 7th, 2021, resulting in a maximum day factor of 2.2. Table 3-3 presents the calculation for the maximum day flow.

Table 3-3 Max Day Flow

	Flow (gpd)
Average Day Flow	308,700
Max Day Factor	2.2
Max Day Flow	679,140

Peak-hour flows (PHF) are determined by multiplying the maximum day flow by a factor of 1.25 for systems with elevated storage in the absence of verified historical data. No hourly demand data was available at the time of the report. A calculation of 2.2 multiplied by 1.25 yields a total maximum day PHF of 2.75 times the average day flow (ADF). Table 3-4 presents the existing flow condition for the City.

Table 3-4 Existing Peak Hour Flow

Existing Flow Condition	Equation	Flow (gpm)
Average Day	308,700 gpd / 1,440 min/day	214
Peak Hour (Max Day)	214 gpm x 2.2 x 1.25	589

3.1.3 EXISTING SYSTEM CAPACITY ANALYSIS

The existing water facilities were analyzed for their capacity to serve the existing system, in accordance with 30 TAC §TAC290.45(b)(1)(D). To meet the minimum requirements, the City must have a minimum guaranteed supply of 0.6 gpm per connection, a minimum storage capacity of 200 gallons per connection, a minimum elevated storage tank capacity of 100 gallons per connection, and either a firm booster pump

capacity (with the largest pump out of service) of 2 gpm per connection or enough firm booster pump capacity to meet the maximum day peak hour demand. The City’s water plants have enough supply, elevated storage, ground storage, and booster pump capacity to serve the existing system. The existing system water plant capacity analysis is presented in Attachment B.

3.2 FUTURE SYSTEM EVALUATION

3.2.1 METHODOLOGY OF PROJECTED WATER DEMANDS

To determine the projected water demands, the projected connections based on the future developments and timelines were utilized. The water unit demands by type of connection were applied to the projected connections, where applicable, and unit demands were established for Mixed Use and Industrial connections based upon Quiddity’s experience with similar types of developments within the region.

3.2.2 5-YEAR PROJECTIONS

Table 3-5 presents the projected average daily flows for the 5-year anticipated buildout.

Table 3-5 5-Year Projected Average Day Flow

Connection Type	Connections	Unit Demand (gpd/conn)	Total Demand (gpd)
Existing Single Family Residential	724	115	83,260
New Single Family Residential	201	225	45,225
Existing Multi Family Residential	4	910	3,640
Multi Family (Apartments)	400	200	80,000
Commercial	133	190	25,270
Commercial (RV Parks)	4	20,000	80,000
Industrial	2	2,000	4,000
Institutional	77	215	16,555
Accountability/Losses	20%		67,160
Total	1,535		405,540

3.2.3 10-YEAR PROJECTIONS

Table 3-6 presents the projected average daily flows for the 10-year anticipated buildout.

Table 3-6 10-Year Projected Average Day Flow

Connection Type	Connections	Unit Demand (gpd/conn)	Total Demand (gpd)
Existing Single Family Residential	724	115	83,260
New Single Family Residential	660	225	148,500
Multi Family Residential	221	910	201,110
Multi Family (Apartments)	400	200	80,000
Commercial	203	190	38,570
Commercial (RV Parks)	4	20,000	80,000
Industrial	2	2,000	4,000
Institutional	87	215	18,705
Mixed Use	124	200	24,800
Accountability/Losses	10%		67,460
Total	2,405		746,835

The total demand is expected to more than double from the 5-year projected demand.

3.2.4 FUTURE SYSTEM CAPACITY ANALYSIS

The City’s water plants do not have enough water supply, elevated storage, ground storage, and booster pump capacity to serve the projected 5-year and 10-year buildouts. The City needs to build a 100,000 gallon elevated storage tank and a 320 gallon per minute (gpm) well to serve the 5-year buildout. The City also needs to build a 100,000 gallon ground storage tank, a 330 gpm well, and two (2) - 300 gpm booster pumps in the 10-year buildout. The 5-year and 10-year water plant capacity analyses are presented in Attachments C and D, respectively.

3.3 CAPITAL IMPROVEMENTS PLAN (CIP)

Quiddity collaborated with City Staff to identify and include projects in the Water CIP that are needed to not only serve new development, but also to assist with operations and better serve the existing customers. Previous CIPs were utilized as reference for improvement and rehabilitation projects that were planned, but not completed, to date. However, not all projects in the CIP can be utilized for impact fees; only those that serve new or future development can be funded through impact fees. Table 3-7 presents the Water CIP. Cost estimates are included in Attachment E for construction projects that can be funded

through impact fees and are intended to serve future development. These projects include engineering and contingencies, where applicable. The water construction projects are shown in Figure 2.

Table 3-7 Water Capital Improvements Plan

No.	Description of Project	Cost
Existing Projects		
W-1	Impact Fee Study	\$90,000
W-2	2" Waterline Replacement	\$1,827,00
W-3	West Side Remote Water Well Connection	\$734,000
W-4	Ladybird Elevated Storage Tank Connection	\$54,000
W-5	Post Oak Drive Water Age Loop	\$158,000
Proposed Projects		
W-6	Remote Water Well and 0.1 MG EST	\$5,230,000
W-7	US-290 12" Extension	\$722,000
W-8	US-281 Water Improvements	\$842,000
W-9	US-281 N Waterline Extension	\$603,000
W-10	FM 2766 Waterline Extension	\$943,000
W-11	Mesquite & Vio-Lin Loop	\$1,455,000
W-12	Water Plant No. 3 (Well, GST, BPs)	\$4,175,000
Total		\$16,833,000

4.0 WASTEWATER SYSTEM CAPITAL IMPROVEMENTS PLAN

The wastewater system capabilities to serve the existing and future development were evaluated as part of the impact fee analysis. Quiddity collected available records from City Staff, such as three (3) years of daily wastewater treatment plant (WWTP) effluent flows, daily lift station pump run times for two (2) lift stations, and lift station record drawings.

4.1 EXISTING SYSTEM EVALUATION

4.1.1 EXISTING INFRASTRUCTURE

The City owns and maintains a WWTP, located at 343 Resort Road, which has a permitted daily average flow of 303,000 gallons per day (gpd) and a 2-hour peak of 619 gallons per minute (gpm) utilizing a peak factor of approximately 3.0.

The City also owns and maintains eight (8) lift stations (LS) within the system, including, but not limited to, the Oak Forest LS, Deer Creek LS, Gonzales LS, Creekview LS, Brianna Circle LS, and Heritage LS. The wastewater system also contains approximately 62,000 LF of gravity sewers ranging in size between 6" diameter to 12" diameter and approximately 160 manholes.

4.1.2 EXISTING WASTEWATER FLOWS

Daily lift station pump run times from April 29th, 2021 to August 23rd, 2021 were provided for the Gonzales LS and Deer Creek LS. The data was analyzed to determine the lift stations’ average day and maximum day flows. Daily run times for the other four LS (Oak Forest, Creekview, Brianna Circle, Heritage) were not available at the time of the report, and daily average flows were provided by the City. Table 4-1 presents the average and maximum lift station pump run times in hours.

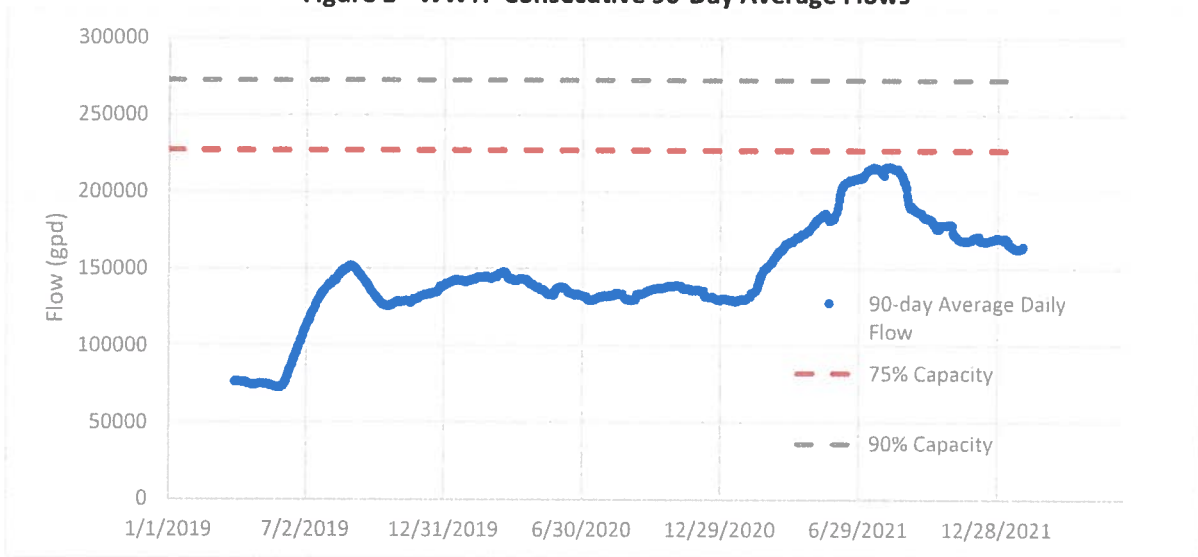
Table 4-1 Lift Station Run Times Summary

Lift Station	Average Day (hours)	Max Day (hours)
Oak Forest	1.3	-
Deer Creek	0.14	0.38
Gonzales	4.0	18.0
Creekview	2.5	-
Brianna Circle	0.7	-
Heritage	3.4	-

Based on the three (3) years of WWTP effluent data available, the City currently has an average daily flow of approximately 146,700 gallons and a permitted average daily flow of 303,000 gallons. TCEQ §305.126 requires a WWTP permit holder to initiate engineering and financial planning for expansion when the average daily sewer flows reach 75% of permitted daily flows for 3 consecutive months. Additionally, the permit holder must also obtain necessary authorization to commence construction for additional facilities when the average daily flows reach 90% of permitted flows for 3 consecutive months. Figure 1 shows the consecutive 90-day average of the daily flows. The plant’s consecutive 90-day average day flows peaked from July to mid-August 2021 with a maximum 90-day average of 216,160 gpd, approximately 71% of the plant’s permitted capacity.

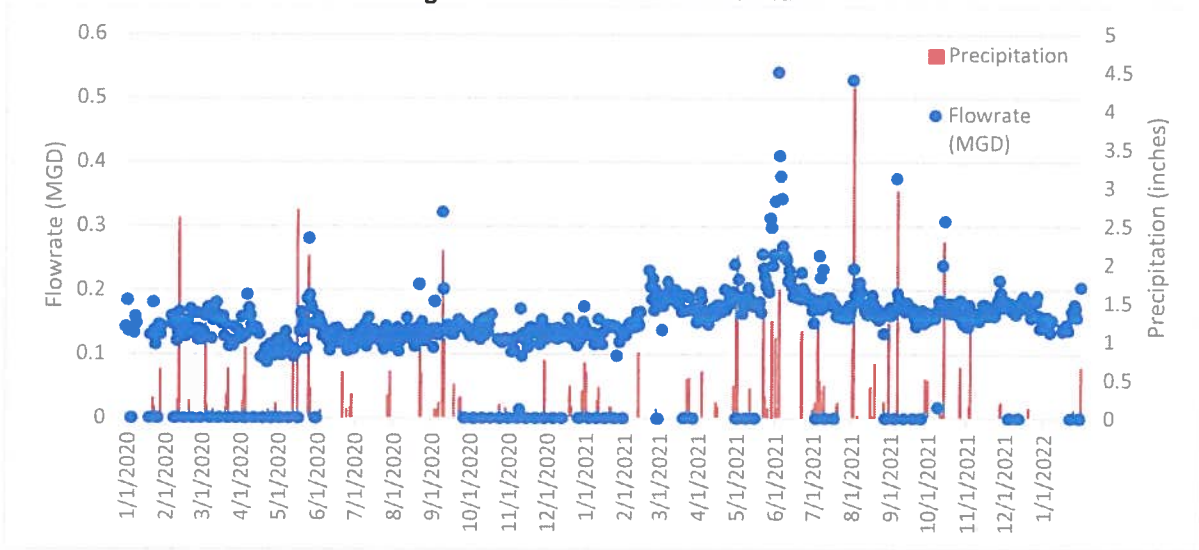
from July to mid-August 2021 with a maximum 90-day average of 216,160 gpd, approximately 71% of the plant's permitted capacity.

Figure 1 - WWTP Consecutive 90-Day Average Flows



In discussions with City Staff, there are deficiencies in the existing gravity sewer system that could be leading to inflow and infiltration. Figure 2 presents the daily WWTP flows compared to the rainfall logged from the Lower Colorado River Authority's rain gauge in the City. There were several rainfall events greater than 2" since September 2020 that correspond with peak daily flows at the WWTP, including a 4" rainfall event in August 2021 which correlates with the peak consecutive 90-day average in August 2021. By eliminating some inflow and infiltration, the City would be able to decrease their peak daily flows and the corresponding 3 month average daily flows.

Figure 2 - WWTP Flows vs. Rainfall



4.2 FUTURE SYSTEM EVALUATION

4.2.1 METHODOLOGY OF WASTEWATER FLOW PROJECTIONS

To determine the projected wastewater flows, projected connections based on future developments and timelines were utilized. Water unit demands by type of connection were utilized, and a return factor was applied to establish the wastewater flows. Due to the significant amount of water loss and reported issues with the sewer system leading to inflow and infiltration, a historical system-wide return factor could not be established. A return factor of 0.6 was used for new development.

4.2.2 5- AND 10-YEAR PROJECTIONS

Table 4-2 presents the projected 5-year and 10-year buildout average day flows for the WWTP.

Table 4-2 Projected WWTP Flows

Year	Total Connections	Average Daily Flows (gpd)
2022 (Existing)	919	146,700
2027 (5-yr projection)	1,545	370,510
2032 (10-yr projection)	2,425	536,600

4.2.3 FUTURE SYSTEM CAPACITY ANALYSIS

The City is expected to surpass their permitted capacity of 303,000 gallons within the next 5 years. It is recommended that the City begin preparing to expand the WWTP in anticipation of new development and closely monitor flows after the 5 year mark as tracts continue to develop. The City has already begun daily influent sampling in preparation for a WWTP expansion.

4.3 CAPITAL IMPROVEMENTS PLAN

Quiddity collaborated with City Staff to identify and include projects in the Wastewater CIP that are needed to not only serve new development, but also, to assist with operations and provide better service to the existing customers. Previous CIPs were utilized as reference for improvement and rehabilitation projects that were planned, but not completed, to date. However, not all of the projects in the CIP can be utilized for impact fees; only those that serve new or future development can be funded through impact fees. Table 4-3 presents the Wastewater CIP. Cost estimates are included in Attachment F for construction projects that can be funded through impact fees and are intended to serve future development. These projects include engineering and contingencies, where applicable. The wastewater construction projects are shown in Figure 3.

Table 4-3 Wastewater Capital Improvements Plan

No.	Description of Project	Cost
Existing Projects		
S-1	Impact Fee Study	\$80,000
Proposed Projects		
S-2a	WWTP Expansion Study	\$40,000
S-2b	WWTP Expansion	\$14,000,000
S-3	Trunk Line Upsizing	\$1,293,000
S-4	US-290 Sewer Extension	\$437,000
S-5	US-281 S Sewer Extension	\$323,000
S-6	US-281 N Lift Station and Force Main	\$1,337,000
S-7	FM 2766 Lift Station and Force Main	\$1,195,000
S-8	US-290 Lift Station and Force Main	\$1,091,000
S-9	Mesquite & Vio-Lin Sewer Extensions	\$1,010,000
S-10	Wastewater Master Plan	\$75,000
S-11	Smoke Testing	\$36,000
S-12	CCTV	\$75,000
S-13	Gravity System Rehabilitation	\$300,000
S-14	SCADA Improvements at LSs & WWTP	\$199,900
Total		\$21,491,000

5.0 IMPACT FEE ANALYSIS

The impact fee analysis determines the capacity of existing and proposed improvement projects utilized to serve new developments over the next 10-years. The fees are calculated as a percentage of the estimated project cost based upon the percentage of the project's capacity to serve the projected development in the next 10-years. No improvement projects meant to improve service to existing

customers or projects increasing capacity serving existing development are considered as part of this analysis.

5.1 SERVICE UNITS

For impact fees, a service unit is defined as an equivalent single family residential water connection (ESFC) that consumes the amount of water requiring a standard 5/8” diameter meter. This is a different definition of connection from 30 TAC §290.38(16) in that a single physical connection could be defined as multiple ESFCs. For a development that requires a different size meter, a service unit equivalent is established at a multiplier based on its capacity with respect to the 5/8” meter. The City does not meter or bill individual customer wastewater flows; therefore, wastewater service units are equivalent to water service units for this analysis. Table 5-1 presents the water and wastewater ESFCs for the existing and future systems.

Table 5-1 Projected Service Units

	2022 ADF (gpd)	2022 ESFCs	2027 ADF (gpd)	2027 ESFCs	2032 ADF (gpd)	2032 ESFCs
Water	308,700	1,086	405,540	2,345	746,835	3,666
Wastewater	216,160	1,086	370,510	2,345	536,600	3,666

5.2 WATER AND WASTEWATER ATTRIBUTABLE IMPROVEMENTS

Existing and proposed improvement projects were evaluated to determine the percent utilization for new development within the next 10-years. The percent utilization within the 10-year timeframe for new development is used to calculate the eligible project costs for impact fees. Any of the projects’ capacity used on existing development cannot be included in the eligible project costs for impact fees. Tables 5-2 and 5-3 show the calculated eligible project cost for the water and wastewater systems.

CITY OF JOHNSON CITY
Capital Improvements Plan and Impact Fee Study
2022 Update

Table 5-2 Water Projects Eligible Impact Fee Cost

Project	% Utilization	FY 2022-2027	FY 2027-2032	Total	Impact Fee Eligible Cost
Impact Fee Study	100%	40,000	50,000	90,000	90,000
2" Waterline Replacement	10%	1,827,000	-	1,827,000	182,700
West Side Remote Water Well Connection	10%	734,000	-	734,000	73,400
Ladybird Elevated Storage Tank Connection	50%	54,000	-	54,000	27,000
Post Oak Drive Water Loop	25%	158,000	-	158,000	39,500
Remote Water Well and 0.1 MG EST	100%	5,230,000	-	5,230,000	5,230,500
US-290 12" Water Extension	100%	722,000	-	722,000	722,000
US-281 Water Improvements	25%	842,000	-	842,000	210,500
US-281 N Waterline Extension	100%	603,000	-	603,000	603,000
FM 2766 Water Extension	100%	-	997,000	997,000	997,000
Mesquite & Vio-Lin Loop	100%	-	1,455,000	1,455,000	1,455,000
Water Plant No. 3(Well, GST, BPs)	100%	-	4,175,00	4,175,000	\$4,175,000
Summation		\$10,210,00	\$6,677,000	\$16,887,000	\$13,805,600

Table 5-3 Wastewater Project Eligible Impact Fee Cost

Project	% Utilization	FY 2022-2027	FY 2027-2032	Total	Impact Fee Eligible Cost
Impact Fee Study	100%	35,000	45,000	80,000	80,000
WWTP Expansion	100%	14,000,000	-	14,000,000	14,000,000
Trunk Line Upsizing	25%	1,293,000	-	1,293,000	323,250
US-290 Sewer Extension	100%	437,000	-	437,000	437,000
US-281 S Sewer Extension	100%	323,000	-	323,000	323,000
US-281 N Lift Station and Force Main	100%	1,337,000	-	1,337,000	1,337,000
FM 2766 Lift Station and Force Main	100%	-	1,195,000	1,195,000	1,195,000
US-290 Lift Station and Force Main	100%	-	1,091,000	1,091,000	1,091,000
Mesquite & Vio-Lin Sewer Extensions	100%	-	1,010,000	1,010,000	1,010,000
Summation		\$17,425,00	\$3,341,000	\$20,766,000	\$19,796,250

5.3 MAXIMUM IMPACT FEE CALCULATION

According to the §395, impact fees can be assessed based on one of two options. The fees can either a) allow for a credit calculation to credit back the development community based on the utility revenues and ad valorem taxes that are allocated for paying a portion of future capital improvements or b) reduce recoverable cost for implementing the capital improvements plan by 50%. The intent of the credit is to

prevent the City from double charging development for future capital improvements via impact fees and utility rates. The City has historically assessed impact fees using the second option, to reduce the recoverable cost by 50%. For this analysis, the 50% credit option was utilized. Tables 5-4 and 5-5 present the calculation for the maximum assessable impact fee per service unit for both the water and wastewater system.

Table 5-4 Maximum Water Impact Fee per Service Unit

Eligible Impact Fee Costs	\$13,805,600
Finance Costs (4%)	\$4,515,000
10-Year Additional ESFCs	2,580 ESFCs
Eligible Cost per ESFC	\$7,100
Impact Fee per ESFC (50% Reduction)	\$3,550.00

Table 5-5 Maximum Wastewater Impact Fee per Service Unit

Eligible Impact Fee Costs	\$19,796,250
Finance Costs (4%)	\$6,474,000
10-Year Additional ESFCs	2,580 ESFCs
Eligible Cost per ESFC	\$10,181
Impact Fee per ESFC (50% Reduction)	\$5,091

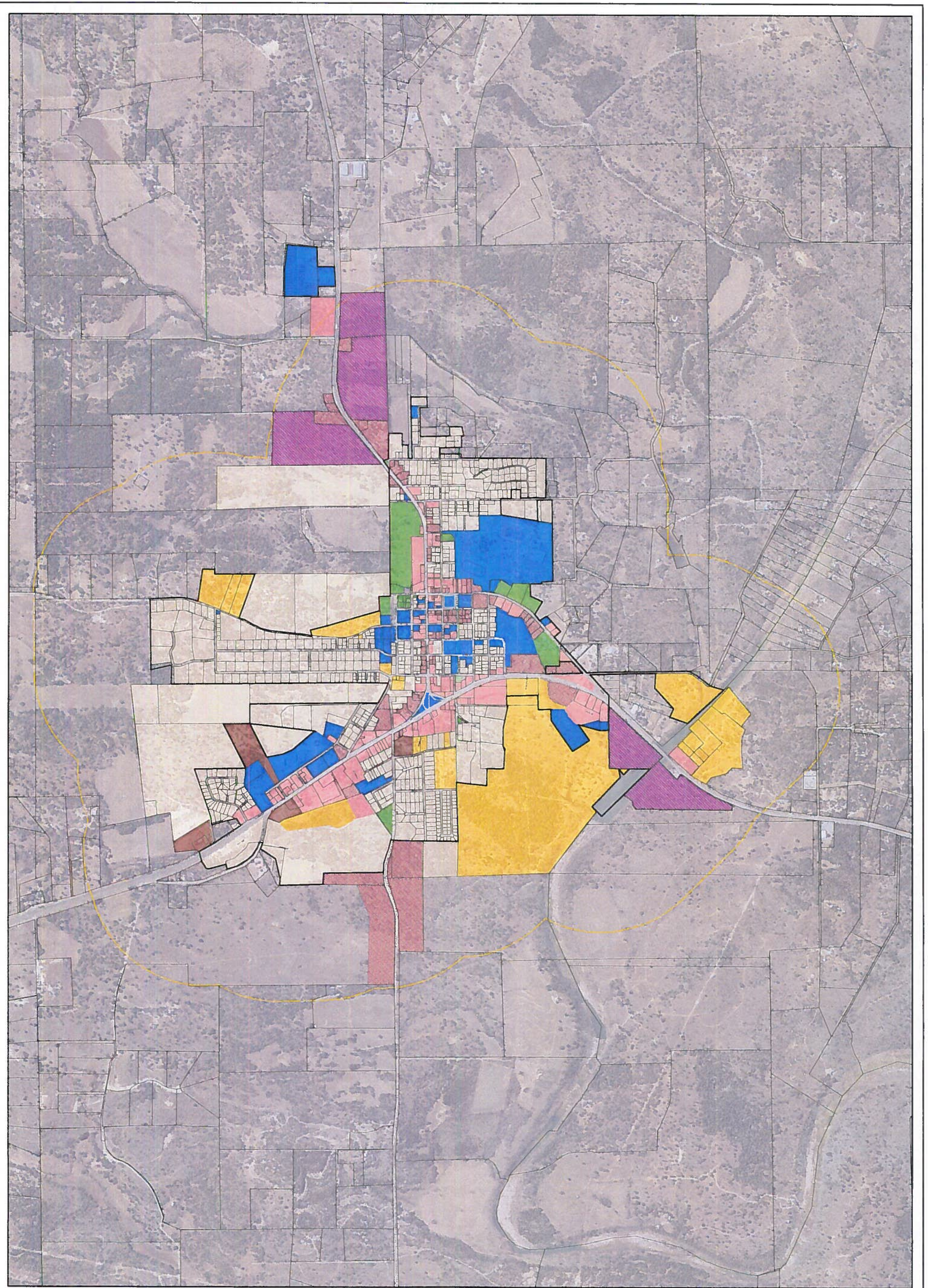
For a development that requires a different size meter, an ESFC is established at a multiplier based on its capacity with respect to a 5/8" meter. The maximum impact fee that could be assessed for other meter sizes is based on the value show in Table 5-6.

Table 5-6 Proposed Water & Wastewater Impact Fees

Meter Size	Maximum Capacity (gpm)	ESFC	Maximum Assessable Water Fee	Maximum Assessable Wastewater Fee
5/8"	15	1.0	\$3,550	\$5,091
3/4"	25	1.7	\$6,035	\$8,654
1"	40	2.7	\$9,585	\$13,744
1 1/4"	45	3.0	\$10,650	\$15,272
1 1/2"	50	3.3	\$11,715	\$16,799
2"	160	10.7	\$37,985	\$54,468
3"	320	21.3	\$75,615	\$108,428
4"	500	33.3	\$118,215	\$169,514
6"	1,000	66.7	\$236,785	\$339,536
8"	1,600	106.7	\$378,785	\$543,156
10"	2,300	153.3	\$544,215	\$780,374

6.0 IMPACT FEE ADOPTION

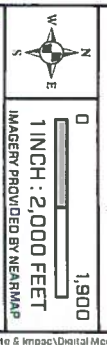
In order to approve the impact fees outlined in the report, an advisory council must review the proposed CIP, Land Use Plan, and Impact Fees and provide comments to the City Council. A public hearing must subsequently be held to review and allow public comment on the CIP, Land Use Plan, and Impact Fees. Quiddity presented the CIP, Land Use Plan and Impact Fees update to the Capital Improvements Advisory Committee on June 28th which submitted their written comments and recommendations to the City Council. A public hearing was held on July 26th discussing the updates to the CIP, Land Use Plan and Impact Fees. The City Council approved the updates on July 26th, 2022.



VICINITY MAP
1 INCH = 50 MILES

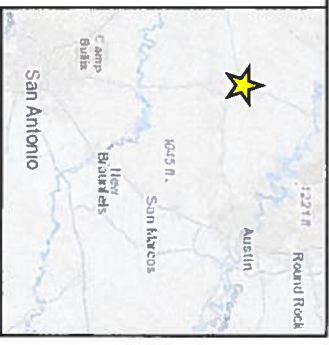
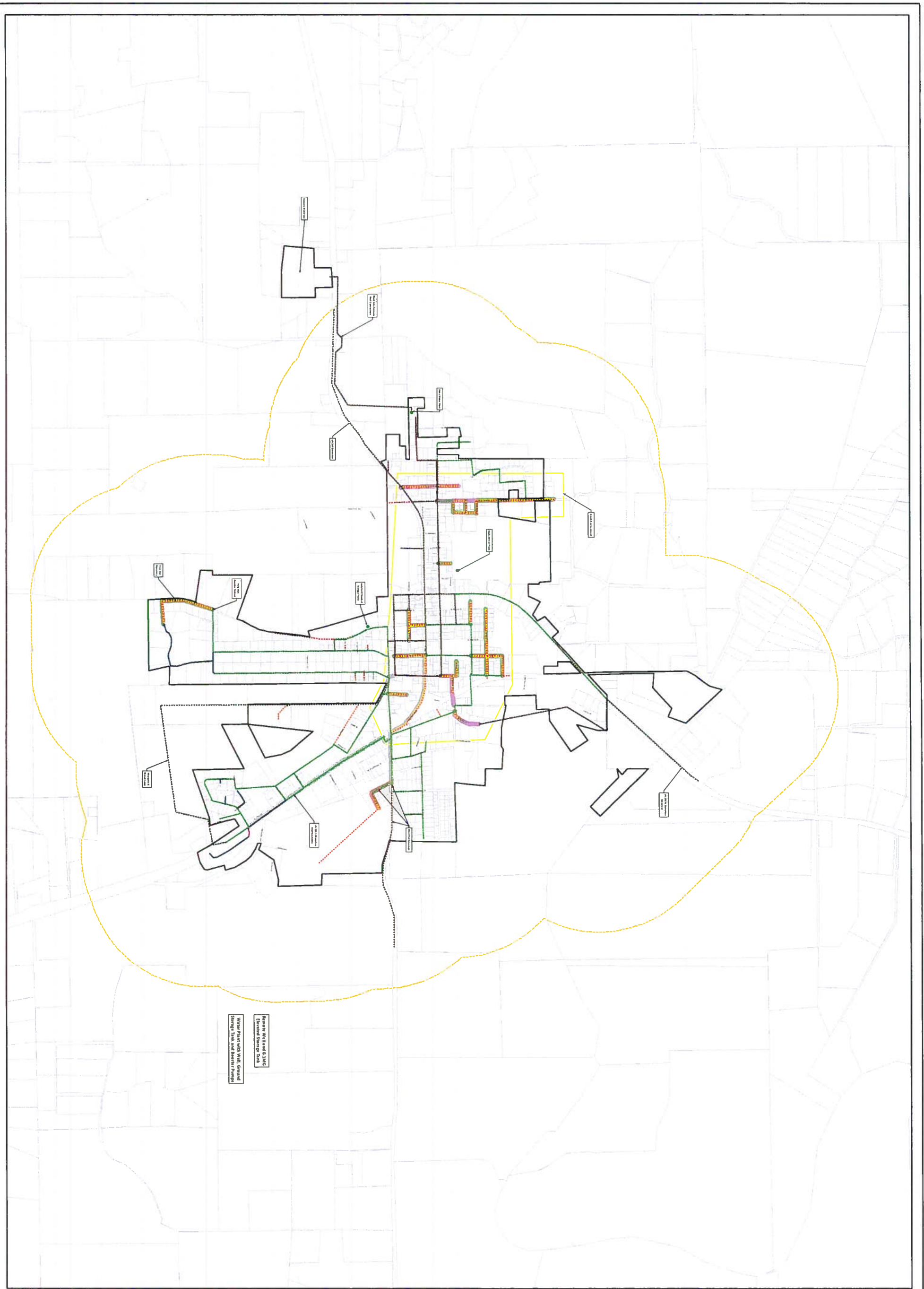
- LEGEND**
- City Limits
 - City ETJ
 - Agriculture/Undeveloped
 - Commercial
 - Industrial/Warehouse
 - Future Commercial
 - Institutional
 - Mixed Use
 - Public Use
 - Recreation/Open Space
 - Multi-Family Residential
 - Single-Family Residential
 - Property Lines

EXHIBIT A
LAND USE
EXHIBIT
CITY OF JOHNSON CITY
BLANCO COUNTY, TEXAS



Disclaimer: This product is offered for informational purposes and may not have been prepared for or be used for any other purpose. It is not intended to be used as a substitute for professional engineering, architectural, or other services. It does not represent an opinion on the ground survey and represents only the approximate relative location of property, governmental and/or political boundaries or related facilities to said boundary. No express warranties are made by Quiddity Engineering concerning the accuracy, completeness, reliability, or usability of the information included within this exhibit.

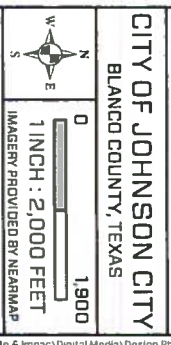




VICINITY MAP
1 INCH = 50 MILES

- LEGEND**
- Property Lines
 - City ETJ
 - City Limits
 - 12" Waterline
 - 10" Waterline
 - 8" Waterline
 - 6" Waterline
 - 4" Waterline
 - 2" Waterline
 - 2" Replacement
 - Storage Tanks
 - Increase to 6"
 - Increase to 8"
 - Increase to 10"
 - Increase to 12"

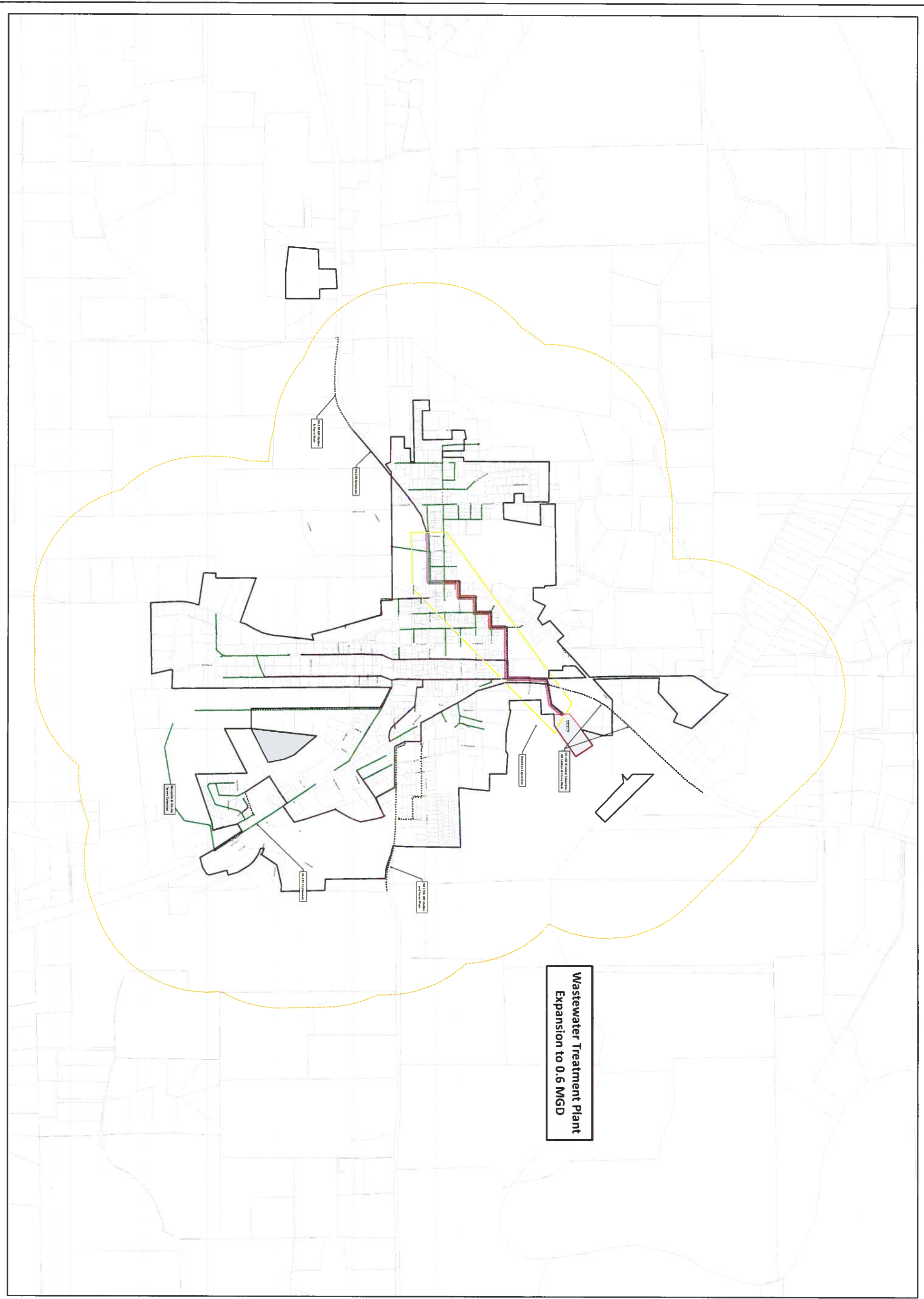
EXHIBIT B
WATER CAPITAL PROJECTS
CITY OF JOHNSON CITY
BLANCO COUNTY, TEXAS



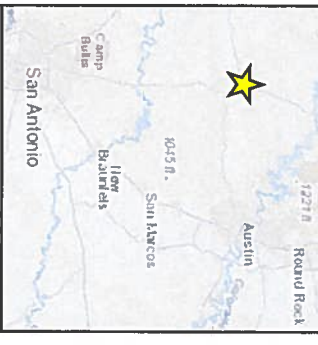
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QUIDDITY



**Wastewater Treatment Plant
Expansion to 0.6 MGD**



VICINITY MAP
1 INCH = 50 MILES

- LEGEND**
- Property Lines
 - City Limits
 - City ETJ
 - Lift Station
 - Manhole
 - 15" Sanitary Line
 - 12" Sanitary Line
 - 8" Sanitary Line
 - 6" Sanitary Line
 - 6" Force Main
 - 4" Force Main
 - Increase to 8"
 - Increase to 12"
 - Increase to 15"
 - Trunkline Expansion

EXHIBIT C

**WASTEWATER
CAPITAL PROJECTS**
CITY OF JOHNSON CITY
BLANCO COUNTY, TEXAS



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QUIDDITY

ATTACHMENT A

LOCAL GOVERNMENT CODE

TITLE 12. PLANNING AND DEVELOPMENT

SUBTITLE C. PLANNING AND DEVELOPMENT PROVISIONS APPLYING TO MORE THAN ONE TYPE OF LOCAL GOVERNMENT

CHAPTER 395. FINANCING CAPITAL IMPROVEMENTS REQUIRED BY NEW DEVELOPMENT IN MUNICIPALITIES, COUNTIES, AND CERTAIN OTHER LOCAL GOVERNMENTS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 395.001. DEFINITIONS. In this chapter:

(1) "Capital improvement" means any of the following facilities that have a life expectancy of three or more years and are owned and operated by or on behalf of a political subdivision:

(A) water supply, treatment, and distribution facilities; wastewater collection and treatment facilities; and storm water, drainage, and flood control facilities; whether or not they are located within the service area; and

(B) roadway facilities.

(2) "Capital improvements plan" means a plan required by this chapter that identifies capital improvements or facility expansions for which impact fees may be assessed.

(3) "Facility expansion" means the expansion of the capacity of an existing facility that serves the same function as an otherwise necessary new capital improvement, in order that the existing facility may serve new development. The term does not include the repair, maintenance, modernization, or expansion of an existing facility to better serve existing development.

(4) "Impact fee" means a charge or assessment imposed by a political subdivision against new development in order to generate revenue for funding or recouping the costs of capital improvements or facility expansions necessitated by and attributable to the new development. The term includes amortized charges, lump-sum charges, capital recovery fees, contributions in aid of construction, and any other fee that functions as described by this definition. The term does not include:

(A) dedication of land for public parks or payment in lieu of the dedication to serve park needs;

(B) dedication of rights-of-way or easements or construction or dedication of on-site or off-site water distribution, wastewater

collection or drainage facilities, or streets, sidewalks, or curbs if the dedication or construction is required by a valid ordinance and is necessitated by and attributable to the new development;

(C) lot or acreage fees to be placed in trust funds for the purpose of reimbursing developers for oversizing or constructing water or sewer mains or lines; or

(D) other pro rata fees for reimbursement of water or sewer mains or lines extended by the political subdivision.

However, an item included in the capital improvements plan may not be required to be constructed except in accordance with Section 395.019(2), and an owner may not be required to construct or dedicate facilities and to pay impact fees for those facilities.

(5) "Land use assumptions" includes a description of the service area and projections of changes in land uses, densities, intensities, and population in the service area over at least a 10-year period.

(6) "New development" means the subdivision of land; the construction, reconstruction, redevelopment, conversion, structural alteration, relocation, or enlargement of any structure; or any use or extension of the use of land; any of which increases the number of service units.

(7) "Political subdivision" means a municipality, a district or authority created under Article III, Section 52, or Article XVI, Section 59, of the Texas Constitution, or, for the purposes set forth by Section 395.079, certain counties described by that section.

(8) "Roadway facilities" means arterial or collector streets or roads that have been designated on an officially adopted roadway plan of the political subdivision, together with all necessary appurtenances. The term includes the political subdivision's share of costs for roadways and associated improvements designated on the federal or Texas highway system, including local matching funds and costs related to utility line relocation and the establishment of curbs, gutters, sidewalks, drainage appurtenances, and rights-of-way.

(9) "Service area" means the area within the corporate boundaries or extraterritorial jurisdiction, as determined under Chapter 42, of the political subdivision to be served by the capital improvements or facilities expansions specified in the capital improvements plan, except roadway facilities and storm water, drainage, and flood control facilities. The service area, for the purposes of this chapter, may include all or part of the land within the political subdivision or its extraterritorial jurisdiction, except for roadway facilities and storm water, drainage, and

flood control facilities. For roadway facilities, the service area is limited to an area within the corporate boundaries of the political subdivision and shall not exceed six miles. For storm water, drainage, and flood control facilities, the service area may include all or part of the land within the political subdivision or its extraterritorial jurisdiction, but shall not exceed the area actually served by the storm water, drainage, and flood control facilities designated in the capital improvements plan and shall not extend across watershed boundaries.

(10) "Service unit" means a standardized measure of consumption, use, generation, or discharge attributable to an individual unit of development calculated in accordance with generally accepted engineering or planning standards and based on historical data and trends applicable to the political subdivision in which the individual unit of development is located during the previous 10 years.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 1989, 71st Leg., ch. 566, Sec. 1(e), eff. Aug. 28, 1989;
Acts 2001, 77th Leg., ch. 345, Sec. 1, eff. Sept. 1, 2001.

SUBCHAPTER B. AUTHORIZATION OF IMPACT FEE

Sec. 395.011. AUTHORIZATION OF FEE. (a) Unless otherwise specifically authorized by state law or this chapter, a governmental entity or political subdivision may not enact or impose an impact fee.

(b) Political subdivisions may enact or impose impact fees on land within their corporate boundaries or extraterritorial jurisdictions only by complying with this chapter, except that impact fees may not be enacted or imposed in the extraterritorial jurisdiction for roadway facilities.

(c) A municipality may contract to provide capital improvements, except roadway facilities, to an area outside its corporate boundaries and extraterritorial jurisdiction and may charge an impact fee under the contract, but if an impact fee is charged in that area, the municipality must comply with this chapter.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.012. ITEMS PAYABLE BY FEE. (a) An impact fee may be imposed only to pay the costs of constructing capital improvements or facility expansions, including and limited to the:

- (1) construction contract price;
- (2) surveying and engineering fees;

(3) land acquisition costs, including land purchases, court awards and costs, attorney's fees, and expert witness fees; and

(4) fees actually paid or contracted to be paid to an independent qualified engineer or financial consultant preparing or updating the capital improvements plan who is not an employee of the political subdivision.

(b) Projected interest charges and other finance costs may be included in determining the amount of impact fees only if the impact fees are used for the payment of principal and interest on bonds, notes, or other obligations issued by or on behalf of the political subdivision to finance the capital improvements or facility expansions identified in the capital improvements plan and are not used to reimburse bond funds expended for facilities that are not identified in the capital improvements plan.

(c) Notwithstanding any other provision of this chapter, the Edwards Underground Water District or a river authority that is authorized elsewhere by state law to charge fees that function as impact fees may use impact fees to pay a staff engineer who prepares or updates a capital improvements plan under this chapter.

(d) A municipality may pledge an impact fee as security for the payment of debt service on a bond, note, or other obligation issued to finance a capital improvement or public facility expansion if:

(1) the improvement or expansion is identified in a capital improvements plan; and

(2) at the time of the pledge, the governing body of the municipality certifies in a written order, ordinance, or resolution that none of the impact fee will be used or expended for an improvement or expansion not identified in the plan.

(e) A certification under Subsection (d)(2) is sufficient evidence that an impact fee pledged will not be used or expended for an improvement or expansion that is not identified in the capital improvements plan.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 1995, 74th Leg., ch. 90, Sec. 1, eff. May 16, 1995.

Sec. 395.013. ITEMS NOT PAYABLE BY FEE. Impact fees may not be adopted or used to pay for:

(1) construction, acquisition, or expansion of public facilities or assets other than capital improvements or facility expansions identified in the capital improvements plan;

(2) repair, operation, or maintenance of existing or new capital improvements or facility expansions;

(3) upgrading, updating, expanding, or replacing existing capital improvements to serve existing development in order to meet stricter safety, efficiency, environmental, or regulatory standards;

(4) upgrading, updating, expanding, or replacing existing capital improvements to provide better service to existing development;

(5) administrative and operating costs of the political subdivision, except the Edwards Underground Water District or a river authority that is authorized elsewhere by state law to charge fees that function as impact fees may use impact fees to pay its administrative and operating costs;

(6) principal payments and interest or other finance charges on bonds or other indebtedness, except as allowed by Section 395.012.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.014. CAPITAL IMPROVEMENTS PLAN. (a) The political subdivision shall use qualified professionals to prepare the capital improvements plan and to calculate the impact fee. The capital improvements plan must contain specific enumeration of the following items:

(1) a description of the existing capital improvements within the service area and the costs to upgrade, update, improve, expand, or replace the improvements to meet existing needs and usage and stricter safety, efficiency, environmental, or regulatory standards, which shall be prepared by a qualified professional engineer licensed to perform the professional engineering services in this state;

(2) an analysis of the total capacity, the level of current usage, and commitments for usage of capacity of the existing capital improvements, which shall be prepared by a qualified professional engineer licensed to perform the professional engineering services in this state;

(3) a description of all or the parts of the capital improvements or facility expansions and their costs necessitated by and attributable to new development in the service area based on the approved land use assumptions, which shall be prepared by a qualified professional engineer licensed to perform the professional engineering services in this state;

(4) a definitive table establishing the specific level or quantity of use, consumption, generation, or discharge of a service unit for each category of capital improvements or facility expansions and an equivalency or conversion table establishing the ratio of a service unit to

various types of land uses, including residential, commercial, and industrial;

(5) the total number of projected service units necessitated by and attributable to new development within the service area based on the approved land use assumptions and calculated in accordance with generally accepted engineering or planning criteria;

(6) the projected demand for capital improvements or facility expansions required by new service units projected over a reasonable period of time, not to exceed 10 years; and

(7) a plan for awarding:

(A) a credit for the portion of ad valorem tax and utility service revenues generated by new service units during the program period that is used for the payment of improvements, including the payment of debt, that are included in the capital improvements plan; or

(B) in the alternative, a credit equal to 50 percent of the total projected cost of implementing the capital improvements plan.

(b) The analysis required by Subsection (a) (3) may be prepared on a systemwide basis within the service area for each major category of capital improvement or facility expansion for the designated service area.

(c) The governing body of the political subdivision is responsible for supervising the implementation of the capital improvements plan in a timely manner.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 2, eff. Sept. 1, 2001.

Sec. 395.015. MAXIMUM FEE PER SERVICE UNIT. (a) The impact fee per service unit may not exceed the amount determined by subtracting the amount in Section 395.014(a) (7) from the costs of the capital improvements described by Section 395.014(a) (3) and dividing that amount by the total number of projected service units described by Section 395.014(a) (5).

(b) If the number of new service units projected over a reasonable period of time is less than the total number of new service units shown by the approved land use assumptions at full development of the service area, the maximum impact fee per service unit shall be calculated by dividing the costs of the part of the capital improvements necessitated by and attributable to projected new service units described by Section 395.014(a) (6) by the projected new service units described in that section.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 3, eff. Sept. 1, 2001.

Sec. 395.016. TIME FOR ASSESSMENT AND COLLECTION OF FEE. (a) This subsection applies only to impact fees adopted and land platted before June 20, 1987. For land that has been platted in accordance with Subchapter A, Chapter 212, or the subdivision or platting procedures of a political subdivision before June 20, 1987, or land on which new development occurs or is proposed without platting, the political subdivision may assess the impact fees at any time during the development approval and building process. Except as provided by Section 395.019, the political subdivision may collect the fees at either the time of recordation of the subdivision plat or connection to the political subdivision's water or sewer system or at the time the political subdivision issues either the building permit or the certificate of occupancy.

(b) This subsection applies only to impact fees adopted before June 20, 1987, and land platted after that date. For new development which is platted in accordance with Subchapter A, Chapter 212, or the subdivision or platting procedures of a political subdivision after June 20, 1987, the political subdivision may assess the impact fees before or at the time of recordation. Except as provided by Section 395.019, the political subdivision may collect the fees at either the time of recordation of the subdivision plat or connection to the political subdivision's water or sewer system or at the time the political subdivision issues either the building permit or the certificate of occupancy.

(c) This subsection applies only to impact fees adopted after June 20, 1987. For new development which is platted in accordance with Subchapter A, Chapter 212, or the subdivision or platting procedures of a political subdivision before the adoption of an impact fee, an impact fee may not be collected on any service unit for which a valid building permit is issued within one year after the date of adoption of the impact fee.

(d) This subsection applies only to land platted in accordance with Subchapter A, Chapter 212, or the subdivision or platting procedures of a political subdivision after adoption of an impact fee adopted after June 20, 1987. The political subdivision shall assess the impact fees before or at the time of recordation of a subdivision plat or other plat under Subchapter A, Chapter 212, or the subdivision or platting ordinance or procedures of any political subdivision in the official records of the county clerk of the county in which the tract is located. Except as provided by Section 395.019, if the political subdivision has water and wastewater capacity available:

(1) the political subdivision shall collect the fees at the time the political subdivision issues a building permit;

(2) for land platted outside the corporate boundaries of a municipality, the municipality shall collect the fees at the time an application for an individual meter connection to the municipality's water or wastewater system is filed; or

(3) a political subdivision that lacks authority to issue building permits in the area where the impact fee applies shall collect the fees at the time an application is filed for an individual meter connection to the political subdivision's water or wastewater system.

(e) For land on which new development occurs or is proposed to occur without platting, the political subdivision may assess the impact fees at any time during the development and building process and may collect the fees at either the time of recordation of the subdivision plat or connection to the political subdivision's water or sewer system or at the time the political subdivision issues either the building permit or the certificate of occupancy.

(f) An "assessment" means a determination of the amount of the impact fee in effect on the date or occurrence provided in this section and is the maximum amount that can be charged per service unit of such development. No specific act by the political subdivision is required.

(g) Notwithstanding Subsections (a)-(e) and Section 395.017, the political subdivision may reduce or waive an impact fee for any service unit that would qualify as affordable housing under 42 U.S.C. Section 12745, as amended, once the service unit is constructed. If affordable housing as defined by 42 U.S.C. Section 12745, as amended, is not constructed, the political subdivision may reverse its decision to waive or reduce the impact fee, and the political subdivision may assess an impact fee at any time during the development approval or building process or after the building process if an impact fee was not already assessed.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 1997, 75th Leg., ch. 980, Sec. 52, eff. Sept. 1, 1997;

Acts 2001, 77th Leg., ch. 345, Sec. 4, eff. Sept. 1, 2001.

Sec. 395.017. ADDITIONAL FEE PROHIBITED; EXCEPTION. After assessment of the impact fees attributable to the new development or execution of an agreement for payment of impact fees, additional impact fees or increases in fees may not be assessed against the tract for any reason unless the number of service units to be developed on the tract

increases. In the event of the increase in the number of service units, the impact fees to be imposed are limited to the amount attributable to the additional service units.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.018. AGREEMENT WITH OWNER REGARDING PAYMENT. A political subdivision is authorized to enter into an agreement with the owner of a tract of land for which the plat has been recorded providing for the time and method of payment of the impact fees.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.019. COLLECTION OF FEES IF SERVICES NOT AVAILABLE. Except for roadway facilities, impact fees may be assessed but may not be collected in areas where services are not currently available unless:

(1) the collection is made to pay for a capital improvement or facility expansion that has been identified in the capital improvements plan and the political subdivision commits to commence construction within two years, under duly awarded and executed contracts or commitments of staff time covering substantially all of the work required to provide service, and to have the service available within a reasonable period of time considering the type of capital improvement or facility expansion to be constructed, but in no event longer than five years;

(2) the political subdivision agrees that the owner of a new development may construct or finance the capital improvements or facility expansions and agrees that the costs incurred or funds advanced will be credited against the impact fees otherwise due from the new development or agrees to reimburse the owner for such costs from impact fees paid from other new developments that will use such capital improvements or facility expansions, which fees shall be collected and reimbursed to the owner at the time the other new development records its plat; or

(3) an owner voluntarily requests the political subdivision to reserve capacity to serve future development, and the political subdivision and owner enter into a valid written agreement.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.020. ENTITLEMENT TO SERVICES. Any new development for which an impact fee has been paid is entitled to the permanent use and benefit of the services for which the fee was exacted and is entitled to receive

immediate service from any existing facilities with actual capacity to serve the new service units, subject to compliance with other valid regulations.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.021. AUTHORITY OF POLITICAL SUBDIVISIONS TO SPEND FUNDS TO REDUCE FEES. Political subdivisions may spend funds from any lawful source to pay for all or a part of the capital improvements or facility expansions to reduce the amount of impact fees.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.022. AUTHORITY OF POLITICAL SUBDIVISION TO PAY FEES. (a) Political subdivisions and other governmental entities may pay impact fees imposed under this chapter.

(b) A school district is not required to pay impact fees imposed under this chapter unless the board of trustees of the district consents to the payment of the fees by entering a contract with the political subdivision that imposes the fees. The contract may contain terms the board of trustees considers advisable to provide for the payment of the fees.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 250 (S.B. 883), Sec. 1, eff. May 25, 2007.

Sec. 395.023. CREDITS AGAINST ROADWAY FACILITIES FEES. Any construction of, contributions to, or dedications of off-site roadway facilities agreed to or required by a political subdivision as a condition of development approval shall be credited against roadway facilities impact fees otherwise due from the development.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.024. ACCOUNTING FOR FEES AND INTEREST. (a) The order, ordinance, or resolution levying an impact fee must provide that all funds collected through the adoption of an impact fee shall be deposited in interest-bearing accounts clearly identifying the category of capital

improvements or facility expansions within the service area for which the fee was adopted.

(b) Interest earned on impact fees is considered funds of the account on which it is earned and is subject to all restrictions placed on use of impact fees under this chapter.

(c) Impact fee funds may be spent only for the purposes for which the impact fee was imposed as shown by the capital improvements plan and as authorized by this chapter.

(d) The records of the accounts into which impact fees are deposited shall be open for public inspection and copying during ordinary business hours.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.025. REFUNDS. (a) On the request of an owner of the property on which an impact fee has been paid, the political subdivision shall refund the impact fee if existing facilities are available and service is denied or the political subdivision has, after collecting the fee when service was not available, failed to commence construction within two years or service is not available within a reasonable period considering the type of capital improvement or facility expansion to be constructed, but in no event later than five years from the date of payment under Section 395.019(1).

(b) Repealed by Acts 2001, 77th Leg., ch. 345, Sec. 9, eff. Sept. 1, 2001.

(c) The political subdivision shall refund any impact fee or part of it that is not spent as authorized by this chapter within 10 years after the date of payment.

(d) Any refund shall bear interest calculated from the date of collection to the date of refund at the statutory rate as set forth in Section 302.002, Finance Code, or its successor statute.

(e) All refunds shall be made to the record owner of the property at the time the refund is paid. However, if the impact fees were paid by another political subdivision or governmental entity, payment shall be made to the political subdivision or governmental entity.

(f) The owner of the property on which an impact fee has been paid or another political subdivision or governmental entity that paid the impact fee has standing to sue for a refund under this section.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 1997, 75th Leg., ch. 1396, Sec. 37, eff. Sept. 1, 1997;

Acts 1999, 76th Leg., ch. 62, Sec. 7.82, eff. Sept. 1, 1999; Acts 2001, 77th Leg., ch. 345, Sec. 9, eff. Sept. 1, 2001.

SUBCHAPTER C. PROCEDURES FOR ADOPTION OF IMPACT FEE

Sec. 395.041. COMPLIANCE WITH PROCEDURES REQUIRED. Except as otherwise provided by this chapter, a political subdivision must comply with this subchapter to levy an impact fee.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.0411. CAPITAL IMPROVEMENTS PLAN. The political subdivision shall provide for a capital improvements plan to be developed by qualified professionals using generally accepted engineering and planning practices in accordance with Section 395.014.

Added by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.042. HEARING ON LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN. To impose an impact fee, a political subdivision must adopt an order, ordinance, or resolution establishing a public hearing date to consider the land use assumptions and capital improvements plan for the designated service area.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.043. INFORMATION ABOUT LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN AVAILABLE TO PUBLIC. On or before the date of the first publication of the notice of the hearing on the land use assumptions and capital improvements plan, the political subdivision shall make available to the public its land use assumptions, the time period of the projections, and a description of the capital improvement facilities that may be proposed.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.044. NOTICE OF HEARING ON LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN. (a) Before the 30th day before the date of the hearing on the land use assumptions and capital improvements plan, the political

subdivision shall send a notice of the hearing by certified mail to any person who has given written notice by certified or registered mail to the municipal secretary or other designated official of the political subdivision requesting notice of the hearing within two years preceding the date of adoption of the order, ordinance, or resolution setting the public hearing.

(b) The political subdivision shall publish notice of the hearing before the 30th day before the date set for the hearing, in one or more newspapers of general circulation in each county in which the political subdivision lies. However, a river authority that is authorized elsewhere by state law to charge fees that function as impact fees may publish the required newspaper notice only in each county in which the service area lies.

(c) The notice must contain:

(1) a headline to read as follows:

"NOTICE OF PUBLIC HEARING ON LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN RELATING TO POSSIBLE ADOPTION OF IMPACT FEES"

(2) the time, date, and location of the hearing;

(3) a statement that the purpose of the hearing is to consider the land use assumptions and capital improvements plan under which an impact fee may be imposed; and

(4) a statement that any member of the public has the right to appear at the hearing and present evidence for or against the land use assumptions and capital improvements plan.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.045. APPROVAL OF LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN REQUIRED. (a) After the public hearing on the land use assumptions and capital improvements plan, the political subdivision shall determine whether to adopt or reject an ordinance, order, or resolution approving the land use assumptions and capital improvements plan.

(b) The political subdivision, within 30 days after the date of the public hearing, shall approve or disapprove the land use assumptions and capital improvements plan.

(c) An ordinance, order, or resolution approving the land use assumptions and capital improvements plan may not be adopted as an emergency measure.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.
Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.0455. SYSTEMWIDE LAND USE ASSUMPTIONS. (a) In lieu of adopting land use assumptions for each service area, a political subdivision may, except for storm water, drainage, flood control, and roadway facilities, adopt systemwide land use assumptions, which cover all of the area subject to the jurisdiction of the political subdivision for the purpose of imposing impact fees under this chapter.

(b) Prior to adopting systemwide land use assumptions, a political subdivision shall follow the public notice, hearing, and other requirements for adopting land use assumptions.

(c) After adoption of systemwide land use assumptions, a political subdivision is not required to adopt additional land use assumptions for a service area for water supply, treatment, and distribution facilities or wastewater collection and treatment facilities as a prerequisite to the adoption of a capital improvements plan or impact fee, provided the capital improvements plan and impact fee are consistent with the systemwide land use assumptions.

Added by Acts 1989, 71st Leg., ch. 566, Sec. 1(b), eff. Aug. 28, 1989.

Sec. 395.047. HEARING ON IMPACT FEE. On adoption of the land use assumptions and capital improvements plan, the governing body shall adopt an order or resolution setting a public hearing to discuss the imposition of the impact fee. The public hearing must be held by the governing body of the political subdivision to discuss the proposed ordinance, order, or resolution imposing an impact fee.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.
Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.049. NOTICE OF HEARING ON IMPACT FEE. (a) Before the 30th day before the date of the hearing on the imposition of an impact fee, the political subdivision shall send a notice of the hearing by certified mail to any person who has given written notice by certified or registered mail to the municipal secretary or other designated official of the political subdivision requesting notice of the hearing within two years preceding the date of adoption of the order or resolution setting the public hearing.

(b) The political subdivision shall publish notice of the hearing before the 30th day before the date set for the hearing, in one or more newspapers of general circulation in each county in which the political subdivision lies. However, a river authority that is authorized elsewhere by state law to charge fees that function as impact fees may publish the required newspaper notice only in each county in which the service area lies.

(c) The notice must contain the following:

(1) a headline to read as follows:

"NOTICE OF PUBLIC HEARING ON ADOPTION OF IMPACT FEES"

(2) the time, date, and location of the hearing;

(3) a statement that the purpose of the hearing is to consider the adoption of an impact fee;

(4) the amount of the proposed impact fee per service unit; and

(5) a statement that any member of the public has the right to appear at the hearing and present evidence for or against the plan and proposed fee.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.050. ADVISORY COMMITTEE COMMENTS ON IMPACT FEES. The advisory committee created under Section 395.058 shall file its written comments on the proposed impact fees before the fifth business day before the date of the public hearing on the imposition of the fees.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.051. APPROVAL OF IMPACT FEE REQUIRED. (a) The political subdivision, within 30 days after the date of the public hearing on the imposition of an impact fee, shall approve or disapprove the imposition of an impact fee.

(b) An ordinance, order, or resolution approving the imposition of an impact fee may not be adopted as an emergency measure.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 5, eff. Sept. 1, 2001.

Sec. 395.052. PERIODIC UPDATE OF LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN REQUIRED. (a) A political subdivision imposing an impact fee shall update the land use assumptions and capital improvements plan at least every five years. The initial five-year period begins on the day the capital improvements plan is adopted.

(b) The political subdivision shall review and evaluate its current land use assumptions and shall cause an update of the capital improvements plan to be prepared in accordance with Subchapter B.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 6, eff. Sept. 1, 2001.

Sec. 395.053. HEARING ON UPDATED LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN. The governing body of the political subdivision shall, within 60 days after the date it receives the update of the land use assumptions and the capital improvements plan, adopt an order setting a public hearing to discuss and review the update and shall determine whether to amend the plan.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.054. HEARING ON AMENDMENTS TO LAND USE ASSUMPTIONS, CAPITAL IMPROVEMENTS PLAN, OR IMPACT FEE. A public hearing must be held by the governing body of the political subdivision to discuss the proposed ordinance, order, or resolution amending land use assumptions, the capital improvements plan, or the impact fee. On or before the date of the first publication of the notice of the hearing on the amendments, the land use assumptions and the capital improvements plan, including the amount of any proposed amended impact fee per service unit, shall be made available to the public.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.055. NOTICE OF HEARING ON AMENDMENTS TO LAND USE ASSUMPTIONS, CAPITAL IMPROVEMENTS PLAN, OR IMPACT FEE. (a) The notice and hearing procedures prescribed by Sections 395.044(a) and (b) apply to a hearing on the amendment of land use assumptions, a capital improvements plan, or an impact fee.

(b) The notice of a hearing under this section must contain the following:

(1) a headline to read as follows:

"NOTICE OF PUBLIC HEARING ON AMENDMENT OF IMPACT FEES"

(2) the time, date, and location of the hearing;

(3) a statement that the purpose of the hearing is to consider the amendment of land use assumptions and a capital improvements plan and the imposition of an impact fee; and

(4) a statement that any member of the public has the right to appear at the hearing and present evidence for or against the update.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 345, Sec. 7, eff. Sept. 1, 2001.

Sec. 395.056. ADVISORY COMMITTEE COMMENTS ON AMENDMENTS. The advisory committee created under Section 395.058 shall file its written comments on the proposed amendments to the land use assumptions, capital improvements plan, and impact fee before the fifth business day before the date of the public hearing on the amendments.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.057. APPROVAL OF AMENDMENTS REQUIRED. (a) The political subdivision, within 30 days after the date of the public hearing on the amendments, shall approve or disapprove the amendments of the land use assumptions and the capital improvements plan and modification of an impact fee.

(b) An ordinance, order, or resolution approving the amendments to the land use assumptions, the capital improvements plan, and imposition of an impact fee may not be adopted as an emergency measure.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.0575. DETERMINATION THAT NO UPDATE OF LAND USE ASSUMPTIONS, CAPITAL IMPROVEMENTS PLAN OR IMPACT FEES IS NEEDED. (a) If, at the time an update under Section 395.052 is required, the governing body determines that no change to the land use assumptions, capital improvements plan, or impact fee is needed, it may, as an alternative to the updating requirements of Sections 395.052-395.057, do the following:

(1) The governing body of the political subdivision shall, upon determining that an update is unnecessary and 60 days before publishing the final notice under this section, send notice of its determination not to update the land use assumptions, capital improvements plan, and impact fee

by certified mail to any person who has, within two years preceding the date that the final notice of this matter is to be published, give written notice by certified or registered mail to the municipal secretary or other designated official of the political subdivision requesting notice of hearings related to impact fees. The notice must contain the information in Subsections (b) (2)-(5).

(2) The political subdivision shall publish notice of its determination once a week for three consecutive weeks in one or more newspapers with general circulation in each county in which the political subdivision lies. However, a river authority that is authorized elsewhere by state law to charge fees that function as impact fees may publish the required newspaper notice only in each county in which the service area lies. The notice of public hearing may not be in the part of the paper in which legal notices and classified ads appear and may not be smaller than one-quarter page of a standard-size or tabloid-size newspaper, and the headline on the notice must be in 18-point or larger type.

(b) The notice must contain the following:

(1) a headline to read as follows:

"NOTICE OF DETERMINATION NOT TO UPDATE

LAND USE ASSUMPTIONS, CAPITAL IMPROVEMENTS

PLAN, OR IMPACT FEES";

(2) a statement that the governing body of the political subdivision has determined that no change to the land use assumptions, capital improvements plan, or impact fee is necessary;

(3) an easily understandable description and a map of the service area in which the updating has been determined to be unnecessary;

(4) a statement that if, within a specified date, which date shall be at least 60 days after publication of the first notice, a person makes a written request to the designated official of the political subdivision requesting that the land use assumptions, capital improvements plan, or impact fee be updated, the governing body must comply with the request by following the requirements of Sections 395.052-395.057; and

(5) a statement identifying the name and mailing address of the official of the political subdivision to whom a request for an update should be sent.

(c) The advisory committee shall file its written comments on the need for updating the land use assumptions, capital improvements plans, and

impact fee before the fifth business day before the earliest notice of the government's decision that no update is necessary is mailed or published.

(d) If, by the date specified in Subsection (b)(4), a person requests in writing that the land use assumptions, capital improvements plan, or impact fee be updated, the governing body shall cause an update of the land use assumptions and capital improvements plan to be prepared in accordance with Sections 395.052-395.057.

(e) An ordinance, order, or resolution determining the need for updating land use assumptions, a capital improvements plan, or an impact fee may not be adopted as an emergency measure.

Added by Acts 1989, 71st Leg., ch. 566, Sec. 1(d), eff. Aug. 28, 1989.

Sec. 395.058. ADVISORY COMMITTEE. (a) On or before the date on which the order, ordinance, or resolution is adopted under Section 395.042, the political subdivision shall appoint a capital improvements advisory committee.

(b) The advisory committee is composed of not less than five members who shall be appointed by a majority vote of the governing body of the political subdivision. Not less than 40 percent of the membership of the advisory committee must be representatives of the real estate, development, or building industries who are not employees or officials of a political subdivision or governmental entity. If the political subdivision has a planning and zoning commission, the commission may act as the advisory committee if the commission includes at least one representative of the real estate, development, or building industry who is not an employee or official of a political subdivision or governmental entity. If no such representative is a member of the planning and zoning commission, the commission may still act as the advisory committee if at least one such representative is appointed by the political subdivision as an ad hoc voting member of the planning and zoning commission when it acts as the advisory committee. If the impact fee is to be applied in the extraterritorial jurisdiction of the political subdivision, the membership must include a representative from that area.

(c) The advisory committee serves in an advisory capacity and is established to:

(1) advise and assist the political subdivision in adopting land use assumptions;

(2) review the capital improvements plan and file written comments;

(3) monitor and evaluate implementation of the capital improvements plan;

(4) file semiannual reports with respect to the progress of the capital improvements plan and report to the political subdivision any perceived inequities in implementing the plan or imposing the impact fee; and

(5) advise the political subdivision of the need to update or revise the land use assumptions, capital improvements plan, and impact fee.

(d) The political subdivision shall make available to the advisory committee any professional reports with respect to developing and implementing the capital improvements plan.

(e) The governing body of the political subdivision shall adopt procedural rules for the advisory committee to follow in carrying out its duties.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

SUBCHAPTER D. OTHER PROVISIONS

Sec. 395.071. DUTIES TO BE PERFORMED WITHIN TIME LIMITS. If the governing body of the political subdivision does not perform a duty imposed under this chapter within the prescribed period, a person who has paid an impact fee or an owner of land on which an impact fee has been paid has the right to present a written request to the governing body of the political subdivision stating the nature of the unperformed duty and requesting that it be performed within 60 days after the date of the request. If the governing body of the political subdivision finds that the duty is required under this chapter and is late in being performed, it shall cause the duty to commence within 60 days after the date of the request and continue until completion.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.072. RECORDS OF HEARINGS. A record must be made of any public hearing provided for by this chapter. The record shall be maintained and be made available for public inspection by the political subdivision for at least 10 years after the date of the hearing.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.073. CUMULATIVE EFFECT OF STATE AND LOCAL RESTRICTIONS. Any state or local restrictions that apply to the imposition of an impact fee in a political subdivision where an impact fee is proposed are cumulative with the restrictions in this chapter.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.074. PRIOR IMPACT FEES REPLACED BY FEES UNDER THIS CHAPTER. An impact fee that is in place on June 20, 1987, must be replaced by an impact fee made under this chapter on or before June 20, 1990. However, any political subdivision having an impact fee that has not been replaced under this chapter on or before June 20, 1988, is liable to any party who, after June 20, 1988, pays an impact fee that exceeds the maximum permitted under Subchapter B by more than 10 percent for an amount equal to two times the difference between the maximum impact fee allowed and the actual impact fee imposed, plus reasonable attorney's fees and court costs.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.075. NO EFFECT ON TAXES OR OTHER CHARGES. This chapter does not prohibit, affect, or regulate any tax, fee, charge, or assessment specifically authorized by state law.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.076. MORATORIUM ON DEVELOPMENT PROHIBITED. A moratorium may not be placed on new development for the purpose of awaiting the completion of all or any part of the process necessary to develop, adopt, or update land use assumptions, a capital improvements plan, or an impact fee.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 441, Sec. 2, eff. Sept. 1, 2001.

Sec. 395.077. APPEALS. (a) A person who has exhausted all administrative remedies within the political subdivision and who is aggrieved by a final decision is entitled to trial de novo under this chapter.

(b) A suit to contest an impact fee must be filed within 90 days after the date of adoption of the ordinance, order, or resolution establishing the impact fee.

(c) Except for roadway facilities, a person who has paid an impact fee or an owner of property on which an impact fee has been paid is entitled to specific performance of the services by the political subdivision for which the fee was paid.

(d) This section does not require construction of a specific facility to provide the services.

(e) Any suit must be filed in the county in which the major part of the land area of the political subdivision is located. A successful litigant shall be entitled to recover reasonable attorney's fees and court costs.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.078. SUBSTANTIAL COMPLIANCE WITH NOTICE REQUIREMENTS. An impact fee may not be held invalid because the public notice requirements were not complied with if compliance was substantial and in good faith.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Sec. 395.079. IMPACT FEE FOR STORM WATER, DRAINAGE, AND FLOOD CONTROL IN POPULOUS COUNTY. (a) Any county that has a population of 3.3 million or more or that borders a county with a population of 3.3 million or more, and any district or authority created under Article XVI, Section 59, of the Texas Constitution within any such county that is authorized to provide storm water, drainage, and flood control facilities, is authorized to impose impact fees to provide storm water, drainage, and flood control improvements necessary to accommodate new development.

(b) The imposition of impact fees authorized by Subsection (a) is exempt from the requirements of Sections 395.025, 395.052-395.057, and 395.074 unless the political subdivision proposes to increase the impact fee.

(c) Any political subdivision described by Subsection (a) is authorized to pledge or otherwise contractually obligate all or part of the impact fees to the payment of principal and interest on bonds, notes, or other obligations issued or incurred by or on behalf of the political subdivision and to the payment of any other contractual obligations.

(d) An impact fee adopted by a political subdivision under Subsection (a) may not be reduced if:

(1) the political subdivision has pledged or otherwise contractually obligated all or part of the impact fees to the payment of

principal and interest on bonds, notes, or other obligations issued by or on behalf of the political subdivision; and

(2) the political subdivision agrees in the pledge or contract not to reduce the impact fees during the term of the bonds, notes, or other contractual obligations.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 2001, 77th Leg., ch. 669, Sec. 107, eff. Sept. 1, 2001.

Sec. 395.080. CHAPTER NOT APPLICABLE TO CERTAIN WATER-RELATED SPECIAL DISTRICTS. (a) This chapter does not apply to impact fees, charges, fees, assessments, or contributions:

(1) paid by or charged to a district created under Article XVI, Section 59, of the Texas Constitution to another district created under that constitutional provision if both districts are required by law to obtain approval of their bonds by the Texas Natural Resource Conservation Commission; or

(2) charged by an entity if the impact fees, charges, fees, assessments, or contributions are approved by the Texas Natural Resource Conservation Commission.

(b) Any district created under Article XVI, Section 59, or Article III, Section 52, of the Texas Constitution may petition the Texas Natural Resource Conservation Commission for approval of any proposed impact fees, charges, fees, assessments, or contributions. The commission shall adopt rules for reviewing the petition and may charge the petitioner fees adequate to cover the cost of processing and considering the petition. The rules shall require notice substantially the same as that required by this chapter for the adoption of impact fees and shall afford opportunity for all affected parties to participate.

Added by Acts 1989, 71st Leg., ch. 1, Sec. 82(a), eff. Aug. 28, 1989.

Amended by Acts 1995, 74th Leg., ch. 76, Sec. 11.257, eff. Sept. 1, 1995.

Sec. 395.081. FEES FOR ADJOINING LANDOWNERS IN CERTAIN MUNICIPALITIES. (a) This section applies only to a municipality with a population of 115,000 or less that constitutes more than three-fourths of the population of the county in which the majority of the area of the municipality is located.

(b) A municipality that has not adopted an impact fee under this chapter that is constructing a capital improvement, including sewer or waterline or drainage or roadway facilities, from the municipality to a

development located within or outside the municipality's boundaries, in its discretion, may allow a landowner whose land adjoins the capital improvement or is within a specified distance from the capital improvement, as determined by the governing body of the municipality, to connect to the capital improvement if:

(1) the governing body of the municipality has adopted a finding under Subsection (c); and

(2) the landowner agrees to pay a proportional share of the cost of the capital improvement as determined by the governing body of the municipality and agreed to by the landowner.

(c) Before a municipality may allow a landowner to connect to a capital improvement under Subsection (b), the municipality shall adopt a finding that the municipality will benefit from allowing the landowner to connect to the capital improvement. The finding shall describe the benefit to be received by the municipality.

(d) A determination of the governing body of a municipality, or its officers or employees, under this section is a discretionary function of the municipality and the municipality and its officers or employees are not liable for a determination made under this section.

Added by Acts 1997, 75th Leg., ch. 1150, Sec. 1, eff. June 19, 1997.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 1043 (H.B. 3111), Sec. 5, eff. June 17, 2011.

Acts 2011, 82nd Leg., R.S., Ch. 1163 (H.B. 2702), Sec. 100, eff. September 1, 2011.

**ATTACHMENT B
EXISTING SYSTEM
WATER PLANT CAPACITY ANALYSIS
THE CITY OF JOHNSON CITY
JULY 2022**

1. Unit Flows

	Connections	Unit Flowrate	Total Average Daily Flow
Single Family	724	115 gpd/conn	83,260 gpd (1)
Multi Family	4	910 gpd/conn	3,640 gpd
Commercial	122	190 gpd/conn	23,180 gpd
Industrial	2	2,000 gpd/conn	4,000 gpd
Institutional	67	215 gpd/conn	14,405 gpd
Water Loss	58%		180,215 gpd
	<u>919</u>		<u>308,700 gpd</u>

Effective Unit Flowrate Per Connection = 336 gpd/conn
140 gpd/conn

2. Total Supply Capacity {TAC §290.45(b)(1)(D)(i)}

	Individual Capacity	Average Daily Flowrate
TCEQ Minimum Required = (0.6 gpm/conn)(919 conn) =	551 gpm	
Existing Well #2 @ Danz Road: 1@ 140 gpm	140 gpm	
Existing Well #3 : 1@ 170 gpm	170 gpm	
Existing Well #4: 1 @ 270 gpm	270 gpm	
Existing Well #5 @ Eagle: 1 @ 160 gpm	160 gpm	
Existing Well #6 @ Eagle: 1 @ 60 gpm	<u>60 gpm</u>	
	800 gpm	

(800 gpm)(1440 min/day)/(2.2) = 523,636 gpd (2)

3. Ground Storage Capacity {TAC §290.45(b)(1)(D)(ii)}

TCEQ Minimum Required = (200 gal/conn)(919 conn) =	183,800 gal	
Existing Ground Storage Tank @ Danz Road: 1 @ 200,000 gallons	200,000 gal	
Existing Ground Storage Tank @ Danz Road: 1 @ 211,568 gallons	211,568 gal	
Existing Ground Storage Tank @ Eagle: 1 @ 95,000 gallons	<u>95,000 gal</u>	
	506,568 gal	(3)

4. Elevated Storage Capacity

TCEQ Minimum Required = (100 gal/conn)(919 conn) =	91,900 gal	
Existing Elevated Storage Tank: 1 @ 150,000 gallons	150,000 gal	(4)

5. Booster Pump Capacity {TAC §290.45(b)(1)(D)(iii)}

TCEQ Minimum Required = (2 gpm/conn)(919 conn) = 1,838 gpm
or (308700 gpd)*(2.2*1.25)/(1,440 min/day) = 590 gpm

Existing Pumps @ Eagle: 2 @ 600 gpm 600 gpm
Existing Pumps @ Danz Road: 2 @ 530 gpm 1,060 gpm
Existing Pumps @ Booster Station: 2 @ 50 gpm 100 gpm
(with largest out of service) 1,760 gpm

(1760 gpm)(1440 min/day)/(1.25)/(2.2) = 921,600 gpd (5)

Total Plant Capacity = 523,636 gpd

NOTES: (Corresponding to the numbered items above)

1. Existing connection counts are based on the City's January billing data. Unit flow rates were calculated based on customer's monthly billing and rounded to the nearest whole number based on the past 36 months of historical data. A max day factor of 2.2 is utilized based on 3 years of historical daily well logs provided by the City.
2. The City must have two or more wells having a total capacity of 0.6 gpm per connection. The City currently has five active wells.
3. The ground storage tank (GST) capacity required by the TCEQ is 200 gpd/conn. Because the GST does not produce any water, it should not be considered in the calculation of the plant's capacity in terms of flow.
4. The City is required to have elevated storage tank (EST) capacity of 100 gallons per connection or hydropneumatic tank capacity of 20 gallons per connection for up to 2,500 connections. For more than 2,500 connections, the City is required to have EST capacity of 100 gallons per connection.
5. The TCEQ's minimum requirement for booster pumps is 2 gpm/conn or a minimum of 1,000 gpm and the ability to meet peak hourly demand with the largest pump out of service. The Peak Hourly Demand (PHD) is calculated by using the TCEQ's factor of 1.25 for the ratio of PHD to Maximum Daily Flow. Multiplying the two factors together gives us the ratio of PHD to ADF and is equal to 3.0.

**ATTACHMENT C
PROJECTED 2027 SYSTEM
WATER PLANT CAPACITY ANALYSIS
THE CITY OF JOHNSON CITY
JULY 2022**

1. Unit Flows

	Connections	Unit Flowrate	Total Average Daily Flow
Single Family	724	115 gpd/conn	83,260 gpd (1)
New Single Family	201	225 gpd/conn	45,225 gpd
Multi Family	4	910 gpd/conn	3,640 gpd
Multi Family (Apartments)	400	200 gpd/conn	80,000 gpd
Commercial	133	190 gpd/conn	25,270 gpd
Commercial (RV Parks)	4	20,000 gpd/conn	80,000 gpd
Industrial	2	2,000 gpd/conn	4,000 gpd
Institutional	77	215 gpd/conn	16,555 gpd
Water Loss	<u>20%</u>		<u>67,590 gpd</u>
	1,545		405,540 gpd

Effective Unit Flowrate Per Connection = 262 gpd/conn

2. Total Supply Capacity {TAC §290.45(b)(1)(D)(i)}

	Individual Capacity	Average Daily Flowrate
TCEQ Minimum Required = (0.6 gpm/conn)(1545 conn) =	927 gpm	
Existing Well #2 @ Danz Road: 1@ 140 gpm	140 gpm	
Existing Well #3 : 1@ 170 gpm	170 gpm	
Existing Well #4: 1 @ 270 gpm	270 gpm	
Existing Well #5 @ Eagle: 1 @ 160 gpm	160 gpm	
Existing Well #6 @ Eagle: 1 @ 60 gpm	60 gpm	
Proposed Well: 1 @ 320 gpm	<u>320 gpm</u>	
	1,120 gpm	

(1120 gpm)(1440 min/day)/(2.2) = 733,091 gpd (2)

3. Ground Storage Capacity {TAC §290.45(b)(1)(D)(ii)}

TCEQ Minimum Required = (200 gal/conn)(1545 conn) =	309,000 gal	
Existing Ground Storage Tank @ Danz Road: 1 @ 200,000 gallons	200,000 gal	
Existing Ground Storage Tank @ Danz Road: 1 @ 211,568 gallons	211,568 gal	
Existing Ground Storage Tank @ Eagle: 1 @ 95,000 gallons	<u>95,000 gal</u>	
	506,568 gal	(3)

4. Elevated Storage Capacity

TCEQ Minimum Required = (100 gal/conn)(1545 conn) =	154,500 gal	
Existing Elevated Storage Tank: 1 @ 150,000 gallons	150,000 gal	(4)
Proposed Elevated Storage Tank: 1 @ 100,000 gallons	<u>100,000 gal</u>	
	250,000 gal	

5. Booster Pump Capacity {TAC §290.45(b)(1)(D)(iii)}

TCEQ Minimum Required = (2 gpm/conn)(1545 conn) = 3,090 gpm
or (405540 gpd)*(2.2*1.25)/(1,440 min/day) = 774 gpm

Existing Pumps @ Eagle: 2 @ 600 gpm 600 gpm
Existing Pumps @ Danz Road: 2 @ 530 gpm 1,060 gpm
Existing Pumps @ Post Oak Booster Station: 2 @ 50 gpm 100 gpm
(with largest out of service) 1,760 gpm

(1760 gpm)(1440 min/day)/(1.25)/(2.2) = 921,600 gpd (5)

Total Plant Capacity = 733,091 gpd

NOTES: (Corresponding to the numbered items above)

1. Existing connection counts are based on the City's January billing data. Unit flow rates were calculated based on customer's monthly billing and rounded to the nearest whole number based on the past 36 months of historical data. A max day factor of 2.2 is utilized based on 3 years of historical daily well logs provided by the City. The amount of water loss was reduced from existing day based on the City finding and fixing issues attributing to water loss.
2. The City must have two or more wells having a total capacity of 0.6 gpm per connection. The City currently has five active wells.
3. The ground storage tank (GST) capacity required by the TCEQ is 200 gpd/conn. Because the GST does not produce any water, it should not be considered in the calculation of the plant's capacity in terms of flow.
4. The City is required to have elevated storage tank (EST) capacity of 100 gallons per connection or hydropneumatic tank capacity of 20 gallons per connection for up to 2,500 connections. For more than 2,500 connections, the City is required to have EST capacity of 100 gallons per connection.
5. The TCEQ's minimum requirement for booster pumps is 2 gpm/conn or a minimum of 1,000 gpm and the ability to meet peak hourly demand with the largest pump out of service. The Peak Hourly Demand (PHD) is calculated by using the TCEQ's factor of 1.25 for the ratio of PHD to Maximum Daily Flow. Multiplying the two factors together gives us the ratio of PHD to ADF and is equal to 3.0.

**ATTACHMENT D
PROJECTED 2032 SYSTEM
WATER PLANT CAPACITY ANALYSIS
THE CITY OF JOHNSON CITY
JULY 2022**

1. Unit Flows	Connections	Unit Flowrate	Total Average Daily Flow
Single Family	724	115 gpd/conn	83,260 gpd ⁽¹⁾
New Single Family	660	225 gpd/conn	148,500 gpd
Multi Family	221	910 gpd/conn	201,110 gpd
Multi Family (Apartments)	400	200 gpd/conn	80,000 gpd
Commercial	203	190 gpd/conn	38,570 gpd
Commercial (RV Parks)	4	20,000 gpd/conn	80,000 gpd
Industrial	2	2,000 gpd/conn	4,000 gpd
Institutional	87	215 gpd/conn	18,705 gpd
Mixed Use	124	200 gpd/conn	24,800 gpd
Water Loss	10%		67,890 gpd
	<u>2,425</u>		<u>746,835 gpd</u>

Effective Unit Flowrate Per Connection = 308 gpd/conn

2. Total Supply Capacity {TAC §290.45(b)(1)(D)(i)}	Individual Capacity	Average Daily Flowrate
TCEQ Minimum Required = (0.6 gpm/conn)(2425 conn) =	1,455 gpm	
Existing Well #2 @ Danz Road: 1@ 140 gpm	140 gpm	
Existing Well #3 : 1@ 170 gpm	170 gpm	
Existing Well #4: 1 @ 270 gpm	270 gpm	
Existing Well #5 @ Eagle: 1 @ 160 gpm	160 gpm	
Existing Well #6 @ Eagle: 1 @ 60 gpm	60 gpm	
Proposed Well: 1 @ 320 gpm	320 gpm	
Proposed Well: 1 @ 330 gpm	330 gpm	
	<u>1,450 gpm</u>	
(1,450 gpm)(1440 min/day)/(2.2) =		<u>949,091 gpd</u> ⁽²⁾

3. Ground Storage Capacity {TAC §290.45(b)(1)(D)(ii)}	Capacity	
TCEQ Minimum Required = (200 gal/conn)(2425 conn) =	485,000 gal	
Existing Ground Storage Tank @ Danz Road: 1 @ 200,000 gallons	200,000 gal	
Existing Ground Storage Tank @ Danz Road: 1 @ 211,568 gallons	211,568 gal	
Existing Ground Storage Tank @ Eagle: 1 @ 95,000 gallons	95,000 gal	
Proposed Ground Storage Tank: 1 @ 100,000 gallons	<u>100,000 gal</u>	
	606,568 gal	(3)

4. Elevated Storage Capacity	Capacity	
TCEQ Minimum Required = (100 gal/conn)(2425 conn) =	242,500 gal	
Existing Elevated Storage Tank: 1 @ 150,000 gallons	150,000 gal	(4)

Proposed Elevated Storage Tank: 1 @ 100,000 gallons

100,000 gal

250,000 gal

5. Booster Pump Capacity {TAC §290.45(b)(1)(D)(iii)}

TCEQ Minimum Required = (2 gpm/conn)(2425 conn) =
or (746835 gpd)*(2.2*1.25)/(1,440 min/day) =

4,850 gpm

1,426 gpm

Existing Pumps @ Eagle: 2 @ 600 gpm

600 gpm

Existing Pumps @ Danz Road: 2 @ 530 gpm

1,060 gpm

Existing Pumps @ Booster Station: 2 @ 50 gpm

100 gpm

Proposed Booster Pumps: 2 @ 300 gpm

300 gpm

(with largest out of service)

2,060 gpm

(1760 gpm)(1440 min/day)/(1.25)/(2.2) =

1,078,691 gpd (5)

Total Plant Capacity =

949,091 gpd

NOTES: (Corresponding to the numbered items above)

1. Existing connection counts are based on the City's January billing data. Unit flow rates were calculated based on customer's monthly billing and rounded to the nearest whole number based on the past 36 months of historical data. A max day factor of 2.2 is utilized based on 3 years of historical daily well logs provided by the City. The amount of water loss was reduced from existing day based on the City finding and fixing issues attributing to water loss.
2. The City must have two or more wells having a total capacity of 0.6 gpm per connection. The City currently has five active wells.
3. The ground storage tank (GST) capacity required by the TCEQ is 200 gpd/conn. Because the GST does not produce any water, it should not be considered in the calculation of the plant's capacity in terms of flow.
4. The City is required to have elevated storage tank (EST) capacity of 100 gallons per connection or hydropneumatic tank capacity of 20 gallons per connection for up to 2,500 connections. For more than 2,500 connections, the City is required to have EST capacity of 100 gallons per connection.
5. The TCEQ's minimum requirement for booster pumps is 2 gpm/conn or a minimum of 1,000 gpm and the ability to meet peak hourly demand with the largest pump out of service. The Peak Hourly Demand (PHD) is calculated by using the TCEQ's factor of 1.25 for the ratio of PHD to Maximum Daily Flow. Multiplying the two factors together gives us the

ATTACHMENT E

**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
2" WATERLINE REPLACEMENT
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 60,000	\$ 60,000
2	12" Waterline	2,360	L.F.	90	212,000
3	12" Waterline by Trenchless Construction	470	L.F.	150	71,000
4	8" Waterline	840	L.F.	75	63,000
5	8" Waterline by Trenchless Construction	50	L.F.	130	7,000
6	6" Waterline	5,580	L.F.	50	279,000
7	6" Waterline by Trenchless Construction	870	L.F.	100	87,000
8	12" Gate Valves	4	EA.	2,500	10,000
9	8" Gate Valves	5	EA.	2,000	10,000
10	6" Gate Valves	15	EA.	2,000	30,000
11	12" Wet Connection	4	EA.	5,000	20,000
12	8" Wet Connection	3	EA.	4,000	12,000
13	6" Wet Connection	12	EA.	3,000	36,000
14	Reconnect Services	150	EA.	2,000	300,000
15	Abandon 2" Waterline	10,170	L.F.	10	102,000
16	SWPPP	1	L.S.	10,000	10,000
17	Traffic Control	1	L.S.	15,000	15,000
				Subtotal	\$ 1,324,000
				Contingencies	20% 265,000
				Engineering	15% 238,000
				TOTAL	\$ 1,827,000
TOTAL REIMBURSABLE PERCENTAGE					25%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
WEST SIDE REMOTE WELL CONNECTION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 20,000	\$ 20,000
2	6" Waterline	1,800	L.F.	50	90,000
3	6" Gate Valve	3	EA.	1,500	5,000
4	6" Wet Connect	1	EA.	1,500	2,000
5	12" Waterline	4,900	L.F.	75	368,000
6	12" Gate Valve	7	EA.	2,500	18,000
7	12" Wet Connect	1	EA.	2,000	2,000
8	Combination Air Release Valve w/ Manhole	3	EA.	5,000	15,000
9	2" Blow Off	1	EA.	2,000	2,000
10	Traffic Control	1	L.S.	10,000	10,000
Subtotal					\$ 532,000
Contingencies					20% 106,000
Engineering					15% 96,000
TOTAL					\$ 734,000
TOTAL REIMBURSABLE PERCENTAGE					10%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (3) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
LADYBIRD ELEVATED STORAGE TANK CONNECTION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 5,000	\$ 5,000
2	10" Waterline	300	L.F.	65	20,000
3	10" Gate Valve	1	Ea.	2,500	3,000
4	6" Wet Connect	1	Ea.	2,000	2,000
5	Fire Hydrant Assembly	1	Ea.	4,000	4,000
6	Traffic Control	1	L.S.	5,000	5,000
Subtotal					\$ 39,000
Contingencies					20% 8,000
Engineering					15% 7,000
TOTAL					\$ 54,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (3) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
POST OAK WATERLINE LOOP
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 4,000	\$ 4,000
2	6" Waterline	1,700	L.F.	50	85,000
3	6" Gate Valve	2	Ea.	2,000	4,000
4	6" Wet Connect	2	Ea.	2,000	4,000
5	Fire Hydrant Assembly	3	Ea.	4,000	12,000
6	Traffic Control	1	L.S.	5,000	5,000
Subtotal					\$ 114,000
Contingencies					20% 23,000
Engineering					15% 21,000
TOTAL					\$ 158,000
TOTAL REIMBURSABLE PERCENTAGE					25%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
REMOTE WATER WELL AND 0.1 MG ELEVATED STORAGE TANK
CITY OF JOHNSON CITY**

JUNE 2022

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST	RI
1.	Move-in and Set-up	1	L.S.	\$140,000	\$140,000	
2.	One (1) 320 gpm Water Well	1	L.S.	1,100,000	1,100,000	(3)
3.	One (1) Standby Generator with Fuel Tank	1	L.S.	200,000	200,000	
4.	Electrical Work	1	L.S.	450,000	450,000	
5.	On-Site Plant Piping, Valves, Fittings, Thrust Blocks, Pipe Supports, & Coating	1	L.S.	250,000	250,000	
6.	Disinfection Including FRP building	1	L.S.	150,000	150,000	(4)
7.	One (1) 0.1 MG Multi-Leg Elevated Storage Tank	1	L.S.	1,200,000	1,200,000	
8.	Hydro-mulch Disturbed Areas	1	L.S.	10,000	10,000	
9.	Site Work	1	L.S.	150,000	150,000	(5)
10.	GST Modifications for Remote Tie-In	1	L.S.	100,000	100,000	
11.	Chain-Link Fencing and Gate	1	L.S.	30,000	30,000	
12.	Pollution Prevention	1	L.S.	10,000	10,000	
Subtotal					\$3,790,000	
Contingencies					20%	\$760,000
Engineering					15%	\$680,000
TOTAL					\$5,230,000	
TOTAL					\$5,230,500.0	
TOTAL REIMBURSABLE PERCENTAGE						100%

Notes:

- (1) This estimate represents my best judgment as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This cost estimate assumes the water plant site is not located within the 1% annual chance floodplain or within existing wetlands. This estimate does not include any costs for wetland mitigation, detention basins, mitigation basins, or any other work related to compensating for wetlands or floodplain impact.
- (3) JC does not and cannot guarantee a 320 gpm water well can be obtained from this aquifer in this location. JC does not control the hydraulic conductivity of the aquifer or the water quality produced from the aquifer. JC will hold the Contractor responsible for obtaining the capacity that has a minimum of 80% aquifer efficiency as measured in draw down tests. This estimate does not provisions to improve water quality if poor water quality is found after the water well is constructed. This estimate includes a two-piece well to accommodate the pump being set in liner, a test hole 200' beyond planned depth, and an aboveground motor.
- (4) This item includes a chlorine gas disinfection system.
- (5) This item includes concrete pavement and site drainage.
- (6) This estimate does not include costs associated with inflation; engineering; land and easement acquisition; platting; detention; offsite drainage, distribution waterlines outside the plant; aesthetic upgrades; electrical underground service entrance; or bringing electrical power to the site.
- (7) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
12" WATERLINE EXTENSION ALONG US 290
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 15,000	\$ 15,000
2	12" Waterline	4,125	L.F.	90	371,000
3	12" Waterline by Trenchless Construction	160	L.F.	150	24,000
	12" Waterline by Trenchless Construction w/ Steel				
4	Casing	170	L.F.	225	38,000
5	12" Gate Valves	3	EA.	3,000	9,000
6	Wet Connection	1	EA.	3,000	3,000
7	Plug & Clamp w/ 2" Blow off	1	EA.	3,000	3,000
8	Fire Hydrant Assemblys	8	EA.	4,000	32,000
9	SWPPP	1	L.S.	8,000	8,000
10	Traffic Control	1	L.S.	20,000	20,000
			Subtotal		\$ 523,000
			Contingencies	20%	105,000
			Engineering	15%	94,000
			TOTAL		\$ 722,000
			TOTAL REIMBURSABLE PERCENTAGE		100%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
US 281 S WATERLINE IMPROVEMENTS
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 30,000	\$ 30,000
2	12" Waterline	2,925	L.F.	90	263,000
3	12" Waterline by Trenchless Construction	1,180	L.F.	150	177,000
4	Abandon 6" Waterline	3,250	L.F.	10	33,000
5	Abandon 4" Waterline	860	L.F.	8	7,000
6	12" Gate Valves	2	EA.	3,000	6,000
7	8" Gate Valves	2	EA.	2,500	5,000
8	Wet Connection	2	EA.	3,000	6,000
9	Plug & Clamp w/ 2" Blow off	2	EA.	3,000	6,000
10	Reconnect Fire Hydrants	3	EA.	4,000	12,000
11	Reconnect Services	25	EA.	2,000	50,000
12	SWPPP	1	L.S.	5,000	5,000
13	Traffic Control	1	L.S.	10,000	10,000
				Subtotal	\$ 610,000
				Contingencies	20% 122,000
				Engineering	15% 110,000
				TOTAL	\$ 842,000
				TOTAL REIMBURSABLE PERCENTAGE	100%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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Engineer: Alan M. Moon, P.E.
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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
US-281 N WATERLINE EXTENSION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 20,000	\$ 20,000
2	12" Waterline	2,385	L.F.	90	215,000
3	12" Waterline by Trenchless Construction	115	L.F.	150	17,000
4	12" Waterline Aerial - Attached to Bridge	690	L.F.	200	138,000
5	12" Gate Valves	2	EA.	2,500	5,000
6	Wet Connection	1	EA.	3,000	3,000
7	Plug & Clamp w/ 2" Blow off	1	EA.	3,000	3,000
8	Fire Hydrant Assembly	4	EA.	4,000	16,000
9	SWPPP	1	L.S.	5,000	5,000
10	Traffic Control	1	L.S.	15,000	15,000
Subtotal					\$ 437,000
Contingencies					20% 87,000
Engineering					15% 79,000
TOTAL					\$ 603,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
FM 2766 WATERLINE EXTENSION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 30,000	\$ 30,000
2	12" Waterline	4,580	L.F.	90	412,000
3	12" Waterline by Trenchless Construction	160	L.F.	150	24,000
4	8" Waterline	870	L.F.	75	65,000
5	8" Waterline by Trenchless Construction	60	L.F.	130	8,000
6	Abandon 6" Waterline	1,785	L.F.	10	18,000
7	12" Gate Valves	3	EA.	3,000	9,000
8	8" Gate Valves	2	EA.	2,500	5,000
9	Wet Connection	2	EA.	3,000	6,000
10	Plug & Clamp w/ 2" Blow off	2	EA.	3,000	6,000
11	Fire Hydrants	8	EA.	5,000	40,000
12	Reconnect Fire Hydrants	3	EA.	4,000	12,000
13	Reconnect Services	10	EA.	2,000	20,000
14	SWPPP	1	L.S.	8,000	8,000
15	Traffic Control	1	L.S.	20,000	20,000
				Subtotal	\$ 683,000
				Contingencies	20% 137,000
				Engineering	15% 123,000
				TOTAL	\$ 943,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
MESQUITE / VIO-LIN LOOP
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 52,000	\$ 52,000
2	12" Waterline	8,340	L.F.	90	751,000
3	12" Waterline by Trenchless Construction 12" Waterline by Trenchless Construction w/ Steel	360	L.F.	150	54,000
4	Casing	150	L.F.	200	30,000
5	Abandon 6" Waterline	2,360	L.F.	10	24,000
6	Abandon 2" Waterline	2,045	L.F.	4	8,000
7	12" Gate Valves	6	EA.	3,000	18,000
8	Wet Connection	2	EA.	3,000	6,000
9	Fire Hydrant Assembly	12	EA.	5,000	60,000
10	Reconnect Fire Hydrants	4	EA.	4,000	16,000
11	Reconnect Services	10	EA.	2,000	20,000
12	SWPPP	1	L.S.	5,000	5,000
13	Traffic Control	1	L.S.	10,000	10,000
Subtotal					\$ 1,054,000
Contingencies					20% 211,000
Engineering					15% 190,000
TOTAL					\$ 1,455,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
WATER PLANT NO. 3
CITY OF JOHNSON CITY
JUNE 2022**

Item			Unit		
<u>No.</u> <u>Description</u>	<u>Unit</u>	<u>Qty.</u>	<u>Price</u>	<u>Total</u>	
1. Move-in and Set-up	L.S.	1	\$110,000	\$110,000	
2. One (1) 330 gpm Water Well	L.S.	1	1,100,000	1,100,000	(3)
3. One (1) Standby Generator with Fuel Tank	L.S.	1	200,000	200,000	
4. Electrical Work	L.S.	1	500,000	500,000	
5. On-Site Plant Piping, Valves, Fittings, Thrust Blocks, Pipe Supports, & Coating	L.S.	1	325,000	325,000	
6. Disinfection Including FRP building	L.S.	1	150,000	150,000	(4)
7. One (1) 0.1 MG Bolted Ground Storage Tank	L.S.	1	175,000	175,000	
8. Hydro-mulch Disturbed Areas	L.S.	1	10,000	10,000	
9. Site Work Including Building for Electrical	L.S.	1	250,000	250,000	(5)
10. Two (2) 300 gpm Booster Pumps	L.S.	1	150,000	150,000	
11. Chain-Link Fencing and Gate	L.S.	1	45,000	45,000	
12. Pollution Prevention	L.S.	1	10,000	10,000	
				\$3,025,000	
			Contingencies 20%	\$605,000	
			Engineering 15%	545,000	
			TOTAL	\$4,175,000	

Notes:

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- (2) This cost estimate assumes the water plant site is not located within the 1% annual chance floodplain or within existing wetlands. This estimate does not include any costs for wetland mitigation, detention basins, mitigation basins, or any other work related to compensating for wetlands or floodplain impact.
- (3) Quiddity does not and cannot guarantee a 330 gpm water well can be obtained from this aquifer in this location. Quiddity does not control the hydraulic conductivity of the aquifer or the water quality produced from the aquifer. Quiddity will hold the Contractor responsible for obtaining the capacity that has a minimum of 80% aquifer efficiency as measured in draw-down tests. This estimate does not provisions to improve water quality if poor water quality is found after the water well is constructed. This estimate includes a two-piece well to accommodate the pump being set in liner, a test hole 200' beyond planned depth, and an aboveground motor.
- (4) This item includes a chlorine gas disinfection system.
- (5) This item includes concrete pavement and site drainage.
- (6) This estimate does not include costs associated with inflation; engineering; land and easement acquisition; platting; detention; offsite drainage, distribution waterlines outside the plant; aesthetic upgrades; electrical underground service entrance; or bringing electrical power to the site.
- (7) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 8.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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ATTACHMENT F

**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
TRUNKLINE UPSIZING
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 36,000	\$ 36,000
2	Pre-Construction Cleaning and Televising	6,950	L.F.	\$ 5	\$ 35,000
3	Pipe Burst 6" Sanitary to 8"	1,850	L.F.	\$ 50	\$ 93,000
4	Pipe Burst 8" Sanitary Line to 12"	3,900	L.F.	\$ 100	\$ 390,000
5	Pipe Burst 12" Sanitary Line to 15"	1,200	L.F.	\$ 110	\$ 132,000
6	Manhole Rehabilitation	17	EA.	\$ 4,000	\$ 68,000
7	Service Reconnections	70	EA.	\$ 1,200	\$ 83,000
8	By-pass Pumping	1	L.S.	\$ 100,000	\$ 100,000
Subtotal					\$ 937,000
Contingencies					20% 187,000
Engineering					15% 169,000
TOTAL					\$ 1,293,000
TOTAL REIMBURSABLE PERCENTAGE					50%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
US 290 GRAVITY SEWER EXTENSION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 12,000	\$ 12,000
2	8" Gravity Sewer	2,730	L.F.	\$ 75	\$ 205,000
3	8" Gravity Sewer by Trenchless Construction	270	L.F.	\$ 120	\$ 32,000
4	8" Gravity Sewer by Trenchless Construction with Steel Casing	100	L.F.	\$ 200	\$ 20,000
5	Manholes	6	EA.	\$ 5,000	\$ 30,000
6	Manhole Connection and Rehabilitation	1	EA.	\$ 8,000	\$ 8,000
7	SWPPP	1	L.S.	\$ 5,000	\$ 5,000
8	Traffic Control	1	L.S.	\$ 5,000	\$ 5,000
Subtotal					\$ 317,000
Contingencies					20% 63,000
Engineering					15% 57,000
TOTAL					\$ 437,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
US 281 GRAVITY SEWER EXTENSION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 9,000	\$ 9,000
2	6" Gravity Sewer	2,510	L.F.	\$ 60	\$ 151,000
3	6" Gravity Sewer by Trenchless Construction	240	L.F.	\$ 110	\$ 26,000
4	Manholes	6	EA.	\$ 5,000	\$ 30,000
5	Manhole Connection and Rehabilitation	1	EA.	\$ 8,000	\$ 8,000
6	SWPPP	1	L.S.	\$ 5,000	\$ 5,000
7	Traffic Control	1	L.S.	\$ 5,000	\$ 5,000
Subtotal					\$ 234,000
Contingencies					20% 47,000
Engineering					15% 42,000
TOTAL					\$ 323,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
US 281 N LIFT STATION AND FORCE MAIN
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 6,000	\$ 6,000
2	6' Diameter Lift Station	1	L.S.	\$ 400,000	\$ 400,000
3	Electrical	1	L.S.	\$ 200,000	\$ 200,000
4	Site Work	1	L.S.	\$ 40,000	\$ 40,000
5	4" Force Main	2,200	L.F.	\$ 40	\$ 88,000
6	4" Force Main Aerial - Attached to Bridge	600	L.F.	\$ 125	\$ 75,000
7	4" Gate Valves	2	EA.	\$ 2,000	\$ 4,000
8	8" Gravity Sewer	1,390	L.F.	\$ 75	\$ 104,000
9	8" Gravity Sewer by Trenchless Construction	60	L.F.	\$ 120	\$ 7,000
10	Manholes	6	EA.	\$ 5,000	\$ 30,000
11	Manhole Connection and Rehabilitation	1	EA.	\$ 5,000	\$ 5,000
12	SWPPP	1	L.S.	\$ 5,000	\$ 5,000
13	Traffic Control	1	L.S.	\$ 5,000	\$ 5,000
				Subtotal	\$ 969,000
				Contingencies 20%	194,000
				Engineering 15%	174,000
				TOTAL	\$ 1,337,000
				TOTAL REIMBURSABLE PERCENTAGE	100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
FM 2766 LIFT STATION AND FORCE MAIN
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 33,000	\$ 33,000
2	6' Diameter Lift Station	1	L.S.	\$ 400,000	\$ 400,000
3	Electrical	1	L.S.	\$ 200,000	\$ 200,000
4	Site Work	1	L.S.	\$ 50,000	\$ 50,000
5	4" Force Main 4" Force Main by Trenchless Construction w/ Steel	3,770	L.F.	\$ 40	\$ 151,000
6	Casing	80	L.F.	\$ 100	\$ 8,000
7	Combination Air Release Valve w/ Manhole	1	EA.	\$ 5,000	\$ 5,000
8	Gate Valve	2	EA.	\$ 2,000	\$ 4,000
9	SWPPP	1	L.S.	\$ 5,000	\$ 5,000
10	Traffic Control	1	L.S.	\$ 10,000	\$ 10,000
Subtotal					\$ 866,000
Contingencies					20% 173,000
Engineering					15% 156,000
TOTAL					\$ 1,195,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
US 290 LIFT STATION AND FORCE MAIN
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 40,000	\$ 40,000
2	6' Diameter Lift Station	1	L.S.	\$ 400,000	\$ 400,000
3	Electrical	1	L.S.	\$ 200,000	\$ 200,000
4	Site Work	1	L.S.	\$ 40,000	\$ 40,000
5	4" Force Main	2,100	L.F.	\$ 40	\$ 84,000
6	4" Force Main by Trenchless Construction	80	L.F.	\$ 100	\$ 8,000
7	Combination Air Release Valve w/ Manhole	1	EA.	\$ 5,000	\$ 5,000
8	Gate Valves	2	EA.	\$ 2,000	\$ 4,000
9	SWPPP	1	L.S.	\$ 5,000	\$ 5,000
10	Traffic Control	1	L.S.	\$ 5,000	\$ 5,000
Subtotal					\$ 791,000
Contingencies					20% 158,000
Engineering					15% 142,000
TOTAL					\$ 1,091,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
MESQUITE & VIO-LIN SEWER EXTENSION
CITY OF JOHNSON CITY
JUNE 2022**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL COST
1	Mobilization	1	L.S.	\$ 28,000	\$ 28,000
2	6" Gravity Sewer	9,250	L.F.	\$ 60	\$ 555,000
3	6" Gravity Sewer by Trenchless Construction	100	L.F.	\$ 110	\$ 11,000
4	6" Gravity Sewer by Trenchless Construction W/ Steel Casing	100	L.F.	\$ 200	\$ 20,000
5	Manholes	20	EA.	\$ 5,000	\$ 100,000
6	Manhole Connection and Rehabilitation	1	EA.	\$ 8,000	\$ 8,000
7	SWPPP	1	Ea.	\$ 5,000	\$ 5,000
8	Traffic Control	1	L.S.	\$ 5,000	\$ 5,000
Subtotal					\$ 732,000
Contingencies					20% 146,000
Engineering					15% 132,000
TOTAL					\$ 1,010,000
TOTAL REIMBURSABLE PERCENTAGE					100%

NOTES:

- (1) This estimate represents my best judgement as a design professional familiar with the construction industry. Quiddity has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This estimate does not include inflation or escalation. Market condition remain volatile due to, but not limited to, labor shortages, material shortages, and supply chain disruptions since the start of the pandemic. More recently, market conditions are experiencing added strain due to recent and global conflicts. The U.S. Bureau of Labor Statistics Consumer Index reported an average overall inflation of 7.5% over the last 12 months. The unknown decisions of federal government monetary policy, in connection with the events noted above, may increase or decrease current inflation rates. In addition to inflation, Quiddity has seen a significant market escalation, on the order of 30-40%, over the past 24 months due to the significant deficit in supply versus demand in the local construction industry in connection with the events noted above. It is recommended the City take these items in consideration when preparing the budget of the project.

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**CLASS 3 ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COST
FOR CONSTRUCTION OF
SCADA IMPROVEMENTS
CITY OF JOHNSON CITY
June 6, 2022**

Item				Unit		
<u>No.</u> <u>Description</u>	<u>Unit</u>	<u>Qty.</u>		<u>Price</u>	<u>Total</u>	
1. Lift Station SCADA Panels	L.S.	4	\$	31,860	\$ 127,400	(2)
2. Mobilization	L.S.	1		6,370	\$ 6,400	
				SUBTOTAL	\$ 133,800	
				Contingencies (30%)	40,000	
				Engineering	26,070	
				TOTAL	\$ 199,900	

Notes:

- (1) This estimate represents my best judgment as a design professional familiar with the construction industry. Quiddity Engineering has no control over the cost of labor, materials, or equipment; over the Contractor's methods of determining bid prices; or over competitive bidding or market conditions. Accordingly, we cannot and do not guarantee that bids will not vary from this cost estimate.
- (2) This cost includes programming, testing, start-up, and training for the SCADA system at four lift stations not yet in the SCADA Network as well as the master SCADA at City Hall.

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APPENDIX B

SERVICE REQUESTS AND MAPS

