



CITY COUNCIL AGENDA

NOTICE IS GIVEN THAT THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, WILL MEET IN A REGULAR CALLED MEETING AT 5:30 P.M. ON TUESDAY, AUGUST 18, 2015, 601 SOUTH FIRST STREET, FOR THE PURPOSE OF CONSIDERING AND TAKING OFFICIAL ACTION ON THE FOLLOWING ITEMS:

1. **CALL TO ORDER:**
2. **INVOCATION:**
3. **CONSENT AGENDA:** All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.
 - a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on July 21, July 28, and August 4, 2015.
4. **PUBLIC HEARING ON REQUEST FOR ZONE CHANGE – 204 N. AVENUE S:** Public hearing to consider the petition of Steven Hatchett to change the zone of the following property: Lot 2, Block 5 of Park Terrace Addition from R-1 (Single Family Residential) to C-1 for use as a residence and a hair salon to be located in the back yard of the property of the following property: All of Lot 2, Block 5, Park Terrace Addition to the Town of Lamesa, Dawson County, Texas. (204 North Avenue S)
5. **REQUEST FOR ZONE CHANGE – 204 N. AVENUE S:** Consider taking action on the appeal of Steven Hatchett appealing the decision of the Planning & Zoning Commission denying his application for a zone change from R-1 (Single Family Residential) to C-1 (Local Retail) of the following property: All of Lot 2, Block 5, Park Terrace Addition to the Town of Lamesa, Dawson County, Texas. (204 North Avenue S)
6. **PUBLIC HEARING ON REQUEST FOR ZONE CHANGE – 406 S. 7th Street:** Public hearing to consider the petition of Danny and Karen Coldiron to change the zone from R-1 (Single Family Residential) with a zoning variance for placement of a manufactured home for use as a single family residential lot with a manufactured home variance of the following property: Lots 3 and 4, Block 13 of the Lee Addition to the City of Lamesa, Dawson County, Texas (406 S. 7th Street).
7. **REQUEST FOR ZONE CHANGE – 406 S. 7th Street:** Consider taking action on the petition of Danny and Karen Coldiron to change the zone from R-1 (Single Family Residential) with a zoning variance for placement of a manufactured home for use as a single family residential lot with a manufactured home variance of the following property: Lots 3 and 4, Block 13 of the Lee Addition to the City of Lamesa, Dawson County, Texas (406 S. 7th Street).
8. **USDA RURAL HOUSING SERVICE (USDA RHS) GRANT:** Consider passing a resolution authorizing the Mayor to authorize and direct to make application for grant assistance to USDA RHS and to sign the acceptance of the grant assistance and any other grant documents to complete the project, on behalf of the City of Lamesa.
9. **PROPOSITION 7 (TRANSPORTATION):** Consider passing a resolution in support of a constitutional amendment for increased state funding for transportation.
10. **ACCEPTANCE OF EASEMENT FROM BORDER MANAGEMENT – 7TH STREET BETWEEN LYNN AND DALLAS AVENUES:** Consider taking action to accept an easement from Border Management Corp. on N. 7th Street between Lynn and Dallas Avenues.

11. **STREETS – SEAL COAT PROGRAM & REHABILITATION OF ALLEYWAYS:** Discuss and consider taking action to allow a portion of FY 2014/2015 Seal Coat Program to be re-purposed for the rehabilitation of alleyways throughout the City through the purchase of a mix of caliche and aggregate.
12. **BUDGET WORK SESSION III:** Council to meet with city staff to discuss and set priorities for the 2015 – 2016 operating budget.
13. **CITY MANAGER REPORT:** City Manager to report on current activities and answer questions from the City Council.
 - Update from City Manager on City-wide Clean-up efforts and mowing of right-of-ways within the City limits.
 - Update from City Manager and Personnel Director regarding to City Secretary search.
14. **ADJOURNMENT:**




Open Meetings Information



CLOSED MEETINGS

The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

PUBLIC PARTICIPATION

 The meeting will be held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551). Discussion and actions are limited to the agenda items listed above. Persons desiring to address the City Council or express their opinion about a particular item on this agenda should notify the City Secretary before the meeting. Persons desiring to present other business or discuss matters not on this agenda should submit a request in writing to the City Secretary/City Manager by the end of business hours on the Wednesday before the next meeting in order to be considered for inclusion on that agenda.

MEETING ACCESSIBILITY

1 Upon request, auxiliary aids and services will be provided to an individual with a disability in order to allow them to effectively participate in the city council meeting. Those requesting auxiliary aids or services should notify the contact person listed below at least twenty-four hours prior to the meeting by mail, telephone or RELAY Texas (1-800-735-2989)

Contact: Shawna Burkhart at 806-872-4321

✉ 601 South First Street, Lamesa, Texas 79331

☎ **Telephone** - (806) 872-4321

📠 **Fax** - (806) 872-4338

CERTIFICATION OF NOTICE



I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at **4:45 p.m August 14, 2015** in accordance with Chapter 551.041 of the Government Code.

Shawna D Burkhart
Shawna D. Burkhart, City Manager

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEMS: 1 & 2

1. **CALL TO ORDER:** *Announcement* - "This meeting is being held in accordance with the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551). Discussion and actions are limited to the agenda items as posted. Persons desiring to address the City Council or express their opinion about a particular item on this agenda should complete a request at this time. Persons desiring to present other business or discuss matters not on this agenda should submit a request in writing to the City Secretary in order to be considered for inclusion on the agenda of the next meeting. A quorum being present as evidenced by the presence of _____ members of the City Council, this meeting is hereby called to order."

The following members are present:

DAVE NIX	Mayor
JOSH STEVENS	Council Member – District 1
MARIE A. BRISENO	Council Member – District 2
FABIAN RUBIO	Council Member – District 3
BOBBY G. GONZALES	Council Member - District 4
FRED VERA	Council Member – District 5
CHANCE BRITT	Council Member – District 6

City Staff members present at the meeting:

SHAWNA D. BURKHART	City Manager
VACANT	City Secretary
RUSSELL CASSELBERRY	Attorney

Members of the press present at the meeting:

Members of the public present at the meeting:

2. **INVOCATION:**

AND PLEDGE OF ALLEGIANCE.



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 3

SUBJECT: **CONSENT AGENDA ITEMS**

PROCEEDING: Approval

SUBMITTED BY: City Staff

SUMMARY STATEMENT

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meeting held on July 21, July 28, and August 4, 2015.

COUNCIL ACTION

Motion by Council Member _____ to approve Item 3a. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

These items are considered non-controversial but do require formal council approval. If a council member objects to a consent item, it is removed from the list and separate action is taken on the item(s). If a council member questions a consent item, but not so strongly as to require that it be removed from the list, his/her "no" vote or abstention can be entered in the minutes when the consent vote is taken. Recommend approval.

THE STATE OF TEXAS X
COUNTY OF DAWSON X
CITY OF LAMESA X

MINUTES OF THE CITY COUNCIL REGULAR CALLED MEETING:

J U L Y 2 1 , 2 0 1 5

On this the 21st day of July, 2015, at 5:30 P.M. there came on and was held a regular called session of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Nix announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 6 the Council Members were present:

DAVE NIX	MAYOR
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
JOSH STEVENS	MAYOR PRO-TEM /COUNCIL MEMBER – DISTRICT 1
ABSENT----- FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
FRED VERA	COUNCIL MEMBER – DISTRICT 5
CHANCE BRITT	COUNCIL MEMBER - DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
MARIA HATCHETT	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Herrell Hallmark	Sandy Trevino	Victor Dimas	Sylvia Dimas
Larry Duyck	Tommy Arguijo	Wayne Smith	Terri Stahl
Shanna Smith	Tele Gonzales	Joey Rivas	Scott Leonard
Nathan Tafoya			

Invocation was given by Pastor Scott Seymour with First United Methodist Church.

CONSENT AGENDA: All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.

- a. APPROVAL OF THE MINUTES: Approval of the minutes of the council meetings held on June 16, 2015.
- b. BILLS FOR JUNE 2015: Approval of the bills paid by the City of Lamesa for the month of June 30, 2015.
- C. APPOINTMENT - CANADIAN RIVER MUNICIPAL WATER AUTHORITY: Consider passing a resolution appointing one (1) member to the CRMWA Board of Directors for a two (2) year term ending on July 31, 2017. (*Dale Newberry has agreed to serve*) R-12-15, Ord. Book No. 11, Page 307

- d. SOUTH PLAINS PUBLIC HEALTH DISTRICT: Consider appointing one (1) member to serve a unexpired two year term ending on December 31, 2015. (*Shawna Burkhardt will replace Wayne Chapman*)

Motion by Council Member Britt to approve items 3a, b, c and d. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

LAMESA ECONOMIC DEVELOPMENT CORPORATION & LAMESA ECONOMIC ALLIANCE PROJECT: Hear quarterly report from LEDC/LEAP Executive Director Nathan Tafoya.

Executive Director, Nathan Tafoya gave a brief summary of activities and upcoming events for LEDC/LEAP. Board President Scott Leonard answered questions with respect to MPTX.

PUBLIC HEARING OF STEVEN HATCHETT: Public hearing to consider the petition of Steven Hatchett to change the zone of the following property: Lot 2, Block 5 of Park Terrace Addition from R-1 (Single Family Residential) to C-1 for use as a residence and a hair salon to be located in the back yard of the property of the following property to-wit:

All of Lot 2, Block 5, Park Terrace Addition to the Town of Lamesa, Dawson County, Texas. (204 North Avenue S)

No action was taken.

REQUEST FOR ZONE CHANGE (STEVEN HATCHETT): Consider taking action on the appeal of Steven Hatchett appealing the decision of the Planning & Zoning Commission denying his application for a zone change from R-1 (Single Family Residential) to C-1 (Local Retail) of the following property to-wit:

All of Lot 2, Block 5, Park Terrace Addition to the Town of Lamesa, Dawson County, Texas. (204 North Avenue S)

No action was taken.

TAX ABATEMENT WITH BNB LAMESA SOLAR LLC: Discussion of Tax Abatement with BNB Lamesa Solar LLC.

City Attorney, Russell Casselberry answered questions regarding the tax abatement with BNB and noted the difference between the other entities.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

PRIORITY POWER MANAGEMENT: Consider approving PPM Client Representation Agreement with PPM as the exclusive agent for obtaining electricity usage information and negotiate beneficial contract terms with electrical suppliers on behalf of the City of Lamesa.

Mr. Bob Forman, Senior Director of Business Development for Priority Power Management LLC, stated that it is PPM's goal to monitor and market, looking forward at all times and showing the city what will be available on the market in the future with respect to obtaining electricity usage information and negotiating beneficial contract terms with electrical suppliers on behalf of the city.

Motion by Council Member Britt to approve a new the PPM Client Representation Agreement with PPM as the exclusive agent for obtaining electricity usage information and negotiate beneficial contract terms with electrical suppliers on behalf of the City of Lamesa. Motion seconded by Mayor Pro-tem Stevens and upon being put to vote motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

USDA GRANT APPLICATION: Consider passing a resolution authorizing grant application for the purchase of equipment for the Fire Department.

Motion by Council Member Vera to pass a resolution authorizing grant application for the purchase of equipment. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

Res. No. R-13-15

Ord. Book No. 11

Page 308

INTERLOCAL AGREEMENT BETWEEN LAMESA FIRE RESCUE AND THE LAMESA POLICE DEPARTMENT WITH THE DAWSON COUNTY HOSPITAL DISTRICT AND DAWSON COUNTY: Consider taking action approving a Interlocal Agreement between Lamesa Fire Rescue and the Lamesa Police Department with the Dawson County Hospital District and Dawson County for funding of a secondary dispatch console.

Motion by Mayor Pro-tem Stevens to approve Interlocal Agreement between Lamesa Fire Rescue and the Lamesa Police Department with the Dawson County Hospital District and Dawson County for funding of a secondary dispatch console. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

E9-1-1 INTERLOCAL AGREEMENT PERMIAN BASIN REGIONAL PLANNING COMMISSION: Consider approving Interlocal agreement for E9-1-1 Public Safety Answering Point Services between the City of Lamesa and the Permian Basin Regional Planning Commission.

Motion by Council Member Vera to approve Interlocal agreement for E9-1-1 Public Safety Answering Point Services between the City of Lamesa and the Permian Basin Regional Planning Commission. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

SERVICE AGREEMENT FOR SCHOOL SECURITY: Consider passing a resolution approving a service agreement for school security between the City of Lamesa and the Lamesa Independent School District.

Motion by Council Member Britt to pass a resolution approving a service agreement for school security between the City of Lamesa and the Lamesa Independent School District.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

Res. No. R-14-15

Ord. Book No. 11

Page 309

BUDGET AMENDMENT: Consider amending Ordinance No.O-18-14 on first reading with respect to October 1, 2014 fiscal year budget.

Motion by Mayor Pro-tem Stevens to amend Ordinance No.O-18-14 on first reading with respect to October 1, 2014 fiscal year budget. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

FINANCIAL REPORT: Wayne Chapman, Director of Finance reported on the city's finances.

INVESTMENT REPORT: Wayne Chapman, Director of Finance reported on the city's financial consolidated investment funds.

EXECUTIVE SESSION: Council to convene in closed executive session with the City Manager and City Secretary in accordance with the provisions of the Texas Open Meetings Act (Chapter 551.074 Government Code) to consider personnel matters. No action will be taken in closed session. The Council will reconvene into open session after the completion of the executive session.

BUDGET WORK SESSION I: Council met with city staff to discuss and set priorities for the 2015 – 2016 operating budget.

ADJOURNMENT: Mayor Nix announced that the next regular called meeting of the City Council of the City of Lamesa, Texas would be held on August 18, 2015. There being no other business, the meeting was adjourned.

Pursuant to the provisions of the Texas Open Meetings Act, the City Council certifies that the items above are a full record of the subject matter of each deliberation and indicates each vote, order, decision or other action taken by the City Council of the City of Lamesa, Texas at the meeting held on the date indicated above. Ratified and approved at the regular meeting of the City Council of the City of Lamesa, Texas held on August 18, 2015.

ATTEST:

APPROVED:

Shawna D. Burkhart
City Manager

Dave Nix
Mayor

THE STATE OF TEXAS X
COUNTY OF DAWSON X
CITY OF LAMESA X

MINUTES OF THE CITY COUNCIL REGULAR CALLED MEETING:

J U L Y 2 8 , 2 0 1 5

On this the 28th day of July, 2015, at 5:30 P.M. there came on and was held a regular called session of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Nix announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 6 the Council Members were present:

DAVE NIX	MAYOR
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
ABSENT----- JOSH STEVENS	MAYOR PRO-TEM /COUNCIL MEMBER – DISTRICT 1
FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
FRED VERA	COUNCIL MEMBER – DISTRICT 5
ARRIVED LATE- CHANCE BRITT	COUNCIL MEMBER - DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
MARIA HATCHETT	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Herrell Hallmark	Sandy Trevino	Cris Norris	Tommy Arguijo
Larry Duyck	Wayne Smith	Terri Stahl	

AD VALOREM TAX RATE – 2015: City council discuss the proposed tax rate and consider voting to holding two (2) public hearings on a proposal to increase the total tax revenues of the City of Lamesa from properties on the tax roll. *(by record vote)*

Proposed 1st Public Hearing – August 25, 2015

Proposed 2nd Public Hearing – September 1, 2015

Council Member Britt joined the meeting at 5:34 p.m.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

Dave Nix	√
Marie Briseno	√
Josh Stevens	(absent)
Fabian Rubio	√
Greg Hughes	√
Robert Moreno	√
Chance Britt	√

BUDGET AMENDMENT: Consider amending Ordinance No.O-18-14 on second and final reading with respect to October 1, 2014 fiscal year budget.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

Motion by Council Member Gonzales to pass an ordinance amending Ordinance No.O-18-14 on second and final reading with respect to October 1, 2014 fiscal year budget. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

Ord. No. O-11-15

Ord. Book No. 11

Page 315

RETIREMENT OF CITY SECRETARY: Consider accepting the letter of the retirement from the city secretary, effective August 5, 2015.

Motion by Council Member Gonzales to accept the letter of retirement from city secretary Maria Hatchett. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

EXECUTIVE SESSION: Council to convene in closed executive session regarding the city secretary position in accordance with the provisions of the Texas Open Meetings Act (Chapter 551.074 Government Code) to consider personnel matters. No action will be taken in closed session. The Council will reconvene into open session after the completion of the executive session.

Motion by Council Member Britt to convene in closed executive session in accordance with the provisions of the Texas Open Meetings Act to discuss and consider personnel matters. Motion seconded by Council Member Rubio and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

CITY SECRETARY SEARCH: Consider giving staff direction with respect to filling the position.

Motion by Council Member Vera to amend and revise/update the current city secretary job description and to direct staff to advertise with TML, in the west Texas area and locally. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

BUDGET WORK SESSION II: Council to meet with city staff to discuss and set priorities for the 2015 – 2016 operating budget.

ADJOURNMENT: Mayor Nix announced that the next regular called meeting of the City Council of the City of Lamesa, Texas would be held on August 18, 2015. There being no other business, the meeting was adjourned.

Pursuant to the provisions of the Texas Open Meetings Act, the City Council certifies that the items above are a full record of the subject matter of each deliberation and indicates each vote, order, decision or other action taken by the City Council of the City of Lamesa, Texas at the meeting held on the date indicated above. Ratified and approved at the regular meeting of the City Council of the City of Lamesa, Texas held on August 18, 2015.

ATTEST:

APPROVED:

Shawna D. Burkhart
City Manager

Dave Nix
Mayor

THE STATE OF TEXAS X
COUNTY OF DAWSON X
CITY OF LAMESA X

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

AUGUST 4, 2015

On this the 4th day of August, 2015, at 5:30 P.M. there came on and was held a special called session of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Nix announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 6 the Council Members were present:

DAVE NIX	MAYOR
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
JOSH STEVENS	MAYOR PRO-TEM /COUNCIL MEMBER – DISTRICT 1
ABSENT-----FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
FRED VERA	COUNCIL MEMBER – DISTRICT 5
CHANCE BRITT	COUNCIL MEMBER - DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
MARIA HATCHETT	CITY SECRETARY
ABSENT-----RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Herrell Hallmark	Sandy Trevino	Irma Ramirez	Robert Ramirez
Larry Duyck	Wayne Smith	Terri Stahl	Gloria Tejeda
Lenda Vogler	Melba Rush	Joe Vera	Chief Dale Alwan

AD VALOREM TAX RATE – 2015: City Council to discuss the FY 2015/2016 Proposed Tax Rate, the Effective Tax Rate and the Rollback Tax Rate.

Discussion only. No action taken.

ADJOURNMENT: Mayor Nix announced that the next regular called meeting of the City Council of the City of Lamesa, Texas would be held on August 18, 2015. There being no other business, the meeting was adjourned.

Pursuant to the provisions of the Texas Open Meetings Act, the City Council certifies that the items above are a full record of the subject matter of each deliberation and indicates each vote, order, decision or other action taken by the City Council of the City of Lamesa, Texas at the meeting held on the date indicated above. Ratified and approved at the regular meeting of the City Council of the City of Lamesa, Texas held on August 18, 2015.

ATTEST:

APPROVED:

Shawna D. Burkhardt
City Manager

Dave Nix
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 4

SUBJECT: **PUBLIC HEARING ON ZONE REQUEST OF STEVEN HATCHETT:**
PROCEEDING: Public Hearing
SUBMITTED BY: Wayne Smith (Appeal of Steven Hatchett)
EXHIBITS: P&Z final report
AUTHORITY: City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

Public hearing to consider the petition of Steven Hatchett to change the zone of the following property: Lot 2, Block 5 of Park Terrace Addition from R-1 (Single Family Residential) to C-1 for use as a residence and a hair salon to be located in the back yard of the property of the following property to-wit:

All of Lot 2, Block 5, Park Terrace Addition to the Town of Lamesa, Dawson County, Texas. (204 North Avenue S)

PUBLIC HEARING

The Mayor will ask if anyone wishes to speak regarding said property located at 204 North Ave S.

The following persons spoke:

_____	_____
_____	_____
_____	_____

Following the public comments the Mayor will close the public hearing.

CITY MANAGER'S MEMORANDUM

See attached P&Z final report, P&Z public hearing was held on June 25, 2015.

THE STATE OF TEXAS X
COUNTY OF DAWSON X
CITY OF LAMESA X

FINAL REPORT

On June 25, 2015 there came on and was held a meeting of the Planning and Zoning Commission of the City of Lamesa, Texas, with the following members present:

ABSENT-----	John Hegi	Member
	Gary Culp	Member
	Bob Henderson	Member
	Ray Stephens	Member
	Larry Allison	Member
ABSENT-----	Sam Adams	Member
	Richard Leonard	Member
	Jinkin Ortiz	Alternate Member
ABSENT-----	Barney Blount	Alternate Member
Also Meeting:		
	Wayne Smith	Chief Inspector

A quorum being present and acting throughout the meeting, the following among other proceedings were held.

1. CALL TO ORDER:

A quorum being present and acting throughout the meeting, the following cases were considered:

2. APPROVAL OF THE MINUTES: Consider all matters incidental and related to ratify and approve the minutes of the Planning and Zoning commission concerning each of the matters listed on the agenda of the regular meeting of the Planning and Zoning Commission of the City of Lamesa, Texas held on May 18, 2015.

A motion to approve the minutes was made by Gary Culp and seconded by Bob Henderson.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

3. CASE NO. PZ15-06: To consider the petition of Steven Hatchett, 204 North Avenue S, Lamesa, Texas 79331 to change the zone of the following property:

Lot 2 Block 5 of the Park Terrace Addition to the City of Lamesa, Dawson County, Texas

located at 204 North Avenue S, Lamesa, Texas 79331 from zoning district R-1 to zoning district C-1 for use as a residence and a hair salon to be located in the back yard of the property.

Discussion: Two letters of opposition were received concerning the change in the use of the property. Due to the close proximity of the neighbors in opposition and with concerns over parking on a heavily used street a motion was made by Gary Culp to deny the application of Steven Hatchett and seconded by Larry Allison.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

4. ADJOURNMENT: There being no other business the meeting was adjourned

ATTEST:

APPROVED:

Chief Inspector

Chairman



204 N. Ave 5

© 2015 Google

Google earth

Imagery Date: 1/16/2014 32°43'48.59" N 101°58'20.66" W elev 2965 ft eye alt 3923 ft

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City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 5

SUBJECT: **REQUEST FOR ZONE CHANGE (Steven Hatchett):**
PROCEEDING:
SUBMITTED BY: Wayne Smith (Appeal of Steven Hatchett)
EXHIBITS:
AUTHORITY: City Charter, Texas Government Code

SUMMARY STATEMENT

Consider taking action on the appeal of Steven Hatchett appealing the decision of the Planning & Zoning Commission denying his application for a zone change from R-1 (Single Family Residential) to C-1 (Local Retail) of the following property to-wit:

All of Lot 2, Block 5, Park Terrace Addition to the Town of Lamesa, Dawson County, Texas. (204 North Avenue S)

COUNCIL ACTION

Motion by Council Member _____ to **(grant or deny the application of Steven Hatchett).**

Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

The P & Z Commission met on June 25, 2015. All notices and publications have been posted to comply with city codes for holding this public hearing and possible action by City Council.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 6

SUBJECT: **PUBLIC HEARING ON ZONE REQUEST OF DANNY and KAREN COLDIRON:**

PROCEEDING: Public Hearing

SUBMITTED BY: Wayne Smith (Petition of Danny and Karen Coldiron)

EXHIBITS: P&Z final report

AUTHORITY: City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

Public hearing on the petition of Danny and Karen Coldiron to change the zone from R-1 (Single Family Residential) with a zoning variance for placement of a manufactured home for use as a single family residential lot with a manufactured home variance of the following property to-wit:

Lots 3 and 4, Block 13 of the Lee Addition to the City of Lamesa, Dawson County, Texas
(406 S. 7th Street).

PUBLIC HEARING

The Mayor will ask if anyone wishes to speak regarding said property located at 406 S. 7th Street.

The following persons spoke:

_____	_____
_____	_____
_____	_____

Following the public comments the Mayor will close the public hearing.

CITY MANAGER'S MEMORANDUM

See attached P&Z final report, P&Z public hearing was held on July 30, 2015.

THE STATE OF TEXAS X
COUNTY OF DAWSON X
CITY OF LAMESA X

FINAL REPORT

On July 30, 2015 there came on and was held a meeting of the Planning and Zoning Commission of the City of Lamesa, Texas, with the following members present:

	John Hegi	Member
	Gary Culp	Member
	Bob Henderson	Member
ABSENT-----	Ray Stephens	Member
ABSENT-----	Larry Allison	Member
	Sam Adams	Member
	Richard Leonard	Member
ABSENT-----	Jinkin Ortiz	Alternate Member
ABSENT-----	Barney Blount	Alternate Member

Also Meeting:

Wayne Smith	Chief Inspector
-------------	-----------------

A quorum being present and acting throughout the meeting, the following among other proceedings were held.

1. CALL TO ORDER:

A quorum being present and acting throughout the meeting, the following cases were considered:

2. APPROVAL OF THE MINUTES: Consider all matters incidental and related to ratify and approve the minutes of the Planning and Zoning commission concerning each of the matters listed on the agenda of the regular meeting of the Planning and Zoning Commission of the City of Lamesa, Texas held on June 25, 2015.

A motion to approve the minutes was made by Gary Culp and seconded by Bob Henderson.
VOTING: "AYE" 5 "NAY" 0 "ABSTAIN" 0

3. CASE NO. PZ 15-7: To consider the petition of Danny and Karen Coldiron 802 N 11th Street Lamesa, Texas 79331 to change the zone of the following property:

Lots 3 & 4 Block 13 of the Lee Addition to the City of Lamesa, Dawson
County, Texas

located at 406 S 7th Street from zoning district R-1 (Single Family Residential) to zoning district R-1 (Single Family Residential) with a zoning variance for placement of a manufactured home for use as a single family residential lot with a manufactured home variance.



406 S. 7th

Google earth

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 7

SUBJECT: **REQUEST FOR ZONE CHANGE (Danny and Karen Coldiron)**
PROCEEDING:
SUBMITTED BY: Wayne Smith (Petition of Danny and Karen Coldiron))
EXHIBITS:
AUTHORITY: City Charter, Texas Government Code

SUMMARY STATEMENT

Consider taking action on the petition of Danny and Karen Coldiron to change the zone from R-1 (Single Family Residential) with a zoning variance for placement of a manufactured home for use as a single family residential lot with a manufactured home variance of the following property to-wit:

Lots 3 and 4, Block 13 of the Lee Addition to the City of Lamesa, Dawson County, Texas
(406 S. 7th Street).

COUNCIL ACTION

Motion by Council Member _____ to **(grant or deny the application of Steven Hatchett).**

Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

The P & Z Commission met on July 30, 2015. All notices and publications have been posted to comply with city codes for holding this public hearing and possible action by City Council.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: August 18, 2015

AGENDA ITEM: 8

SUBJECT: **USDA GRANT APPLICATION:**
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS: Resolution
AUTHORITY: City Charter, Texas Government Code

SUMMARY STATEMENT

Consider passing a resolution authorizing Mayor Dave Nix, or the Successor of said Agent, to authorize and make application for grant assistance under the Rules and Regulations of Rural Housing Service, a department of the United States Department of Agriculture; and to sign the acceptance of the grant assistance, when made, and any other documents required to completed the project, on behalf of the City of Lamesa. The resolution language was provided by USDA.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to _____. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

A 55/45 grant for fire equipment (city match \$9,983.38) Total Grant \$22,185.30.

THE STATE OF TEXAS X
COUNTY OF DAWSON X
CITY OF LAMESA X

RESOLUTION NO. _____
USDA RURAL HOUSING SERVICE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the CITY OF LAMESA deems it necessary and proper to apply for grant assistance under the Rules and Regulations of Rural Housing Service, a department of the United States Department of Agriculture;

NOW, THEREFORE, BE IT RESOLVED that the CITY OF LAMESA, acting by and through Dave Nix, Mayor, as Signatory Agent of the Applicant, or the successor of said Agent, be, and is hereby authorized and directed to make application for grant assistance under the Rules and Regulations of Rural Housing Service, a department of the United States Department of Agriculture; and to sign the acceptance of the grant assistance, when made, and any other documents required to complete the project, on behalf of the above-named Applicant.

PASSED, APPROVED, AND ADOPTED this 18th day of August, 2015.

ATTEST:

THE CITY OF LAMESA, TEXAS

Shawna D. Burkhardt
City Manager

Dave Nix
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: August 18, 2015

AGENDA ITEM: 9

SUBJECT: **PROPOSITION 7 (TRANSPORTATION):**
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS: Resolution
AUTHORITY:

SUMMARY STATEMENT

Consider passing a resolution in support of a constitutional amendment for increased state funding for transportation.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to _____. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

The purpose of Proposition 7 is to provide a new, stable source of funding for transportation in Texas, dedicated to the construction and maintenance of roads.

THE STATE OF TEXAS } RESOLUTION NO. _____
COUNTY OF DAWSON } PROPOSITION 7
CITY OF LAMESA }

KNOW ALL MEN BY THESE PRESENTS:

RESOLUTION IN SUPPORT OF A CONSTITUTIONAL AMENDMENT FOR INCREASED STATE FUNDING FOR TRANSPORTATION

WHEREAS the 84th Texas Legislature passed historic legislation proposing a constitutional amendment on the state ballot affecting the state's roads, highways, and bridges; and

WHEREAS this is "The constitutional amendment dedicating certain sales and use tax revenue and motor vehicle sales, use, and rental tax revenue to the state highway fund to provide funding for nontolled roads and the reduction of certain transportation-related debt;" and

WHEREAS the proposed amendment will aid in maintaining the current infrastructure and will ease congestion by funding new projects for added capacity without any new or increased taxes, fees or debt; and

WHEREAS a strong transportation system is fundamental to Texas' quality of life and economic vitality, attracting new businesses and generating new jobs; and

WHEREAS the proposed amendment would result in an estimated \$3 billion per year for the state highway fund; and

THEREFORE BE IT RESOLVED, that the City of Lamesa supports the proposed amendment to address Texas' transportation infrastructure needs on the November 3, 2015 ballot.

PASSED, APPROVED AND ADOPTED this 18th day of August, 2015 by the governing body of the City of Lamesa.

ATTEST:

THE CITY OF LAMESA, TEXAS

Shawna D. Burkhart
City Manager

Dave Nix
Mayor



Proposition 7: In a Nutshell

What is the purpose of Proposition 7?

The purpose of Prop 7 is to provide a new, stable source of funding for transportation in Texas, dedicated to the construction and maintenance of roads. Upon passage, Prop 7 will dedicate a portion of the general sales and use tax and the motor vehicle sales tax to the general highway fund.

Will Prop 7 raise my taxes?

No. Voting yes on proposition 7 will NOT raise your taxes.

Where does the money come from?

- \$2.5 billion would be deposited into the state highway fund from state sales tax revenues above the first \$28 billion dollars that year.
- 35% of the net revenue derived from the motor vehicle sales and rental tax above the first \$5 billion dollars each year would be deposited into the state highway fund.

What can the money be used for? Will it be used to fund toll roads?

Prop 7 cannot be used to pay for toll roads. The money deposited into the state highway fund can ONLY be used for:

- 1) Construction, maintenance, and acquiring right of ways for public roads; or
- 2) To repay the principal and interest on general obligation bonds issued by TXDOT

How much money will Prop 7 raise for the state highway fund?

The Legislative Budget Board estimates that \$2.5 billion would be deposited to the state highway fund in 2018 and 2019, and close to \$3 billion in 2020 if Prop 7 is approved by voters.



TRANSPORTATION FUNDING

Understanding Transportation Funding in Texas



The Project Development Cycle

Transportation projects, particularly mobility projects, take many years to develop from the time they are conceived to when they are put up for bid to contractors. Most of the money appropriated to TxDOT in the general appropriations act is to pay for projects that are already underway, to pay debt service on bonds, and to maintain the existing system.

Therefore in order to boost contracting levels in the next two or three years, new funding must enter the system now.

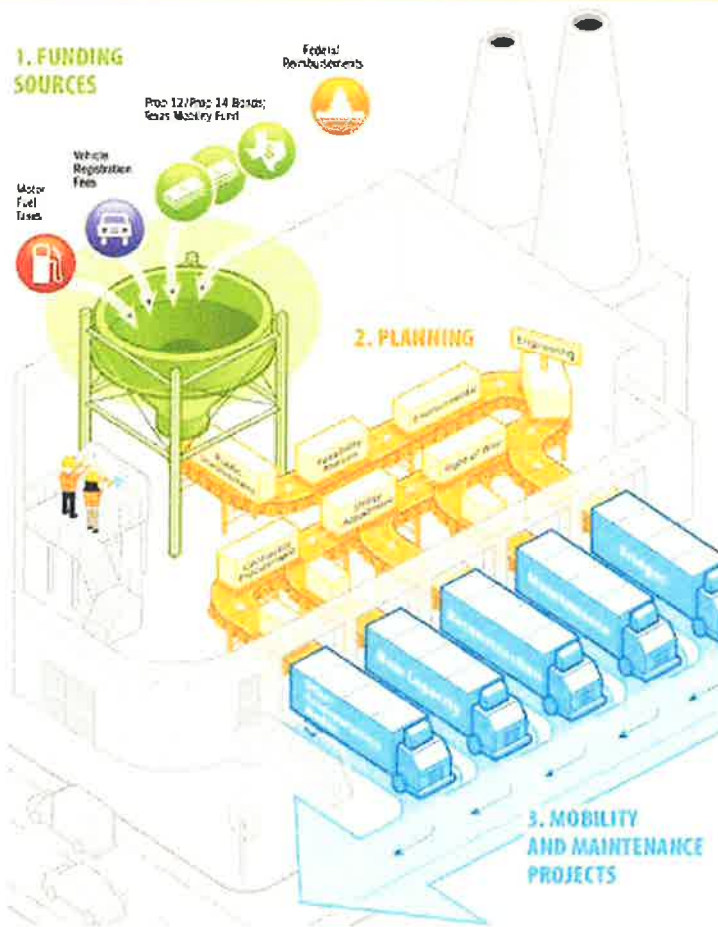
The transportation development cycle can be compared to a factory. A factory cannot start churning out its products simply by turning on a machine. A lot has to happen on the front end.

First, it should be established that there is sufficient demand for the product. This is similar to TxDOT's public involvement, feasibility, and environmental analysis.

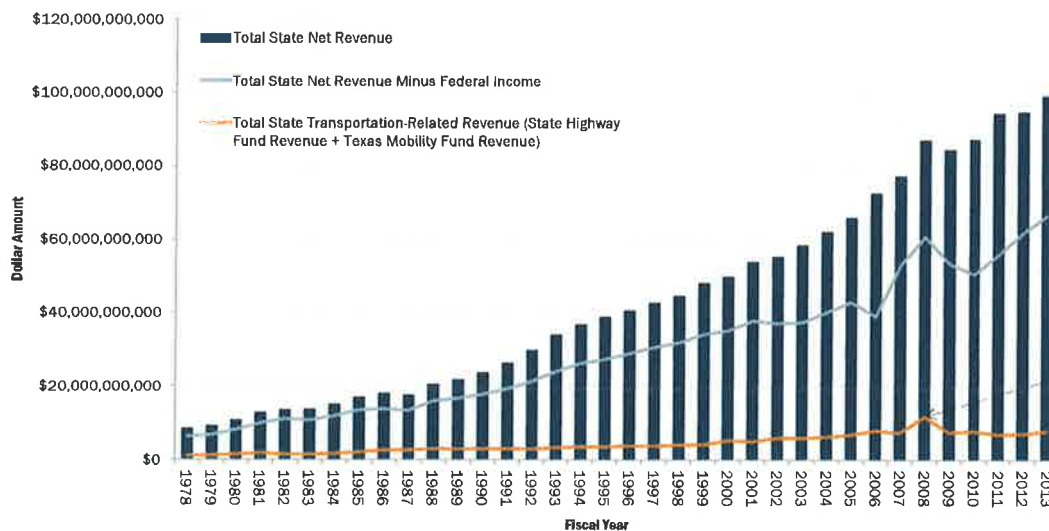
Then, component parts have to be acquired—similar to the design, right of way acquisition, and utility adjustments associated with transportation projects.

It is important to understand that none of these activities can begin until a sound financial analysis indicates there will be sufficient resources to see the process through to the end.

TxDOT has the raw materials to produce a robust level of projects in the near term. But if we don't increase resources now, our "production" in dollar terms will fall to levels not seen since the early 2000s. Meanwhile, more and more people move to Texas, congestion worsens, and our existing assets age.



**Total State Net Revenue vs.
Transportation-Related Revenue
(FY1978-FY2013)**



Notes:

- Total state net revenue and State Highway Fund (SHF) exclude borrowed funds, which are paid back from certain revenues over time.
- Since 2010, some general revenue has been appropriated to TxDOT to pay debt service on Proposition 12.
- TxDOT received a general revenue appropriation in FY2008 to pay debt service on Proposition 14 and short-term debt.
- Transportation infrastructure is not the only use of the SHF.

Sources of Revenue Information:

Total Net State
-Comptroller of Public Accounts (CPA), Net Revenue by Source
-2013: http://www.texastransparency.org/State_Finance/Budget_Finance/Reports/Revenue_by_Source/
-1978-2012: http://www.texastransparency.org/State_Finance/Budget_Finance/Reports/Revenue_by_Source/revenue_hist.php

Total Net State Highway Fund
-CPA, Annual Cash Report (http://www.texastransparency.org/State_Finance/Budget_Finance/Reports/Cash_Report/)
-Numbers reflect total revenue minus "Other cash transfers between funds or accounts"

Total Texas Mobility Fund
-CPA, Annual Cash Report (http://www.texastransparency.org/State_Finance/Budget_Finance/Reports/Cash_Report/)

FY2008 includes \$3,197.1 million received from the North Texas Tollway Authority for the State Highway 121 agreement

Transportation Needs

At the beginning of the 2013 Texas Legislative Session, The Texas Department of Transportation (TxDOT) estimated that there is an average annual gap of \$4 billion between the amount of federal and state revenue projected to be available over the next several years and what is needed to maintain the highway network at 2010 levels of congestion and maintenance. However, the gap discussed at that time did not include an estimated \$1 billion per year needed to address the deterioration of roadways in areas impacted by the dramatic increase in heavy truck traffic needed for energy development. Together, the estimated gap averages \$5 billion per year.

The 2030 Committee was a panel comprised of twelve Texas business and civic leaders appointed by the Texas Transportation Commission in May 2008. The 2030 Committee was charged with independently determining the fiscal requirements for the state's future transportation needs. The Texas A&M Transportation Institute (TTI) served as the committee's research and technical staff.

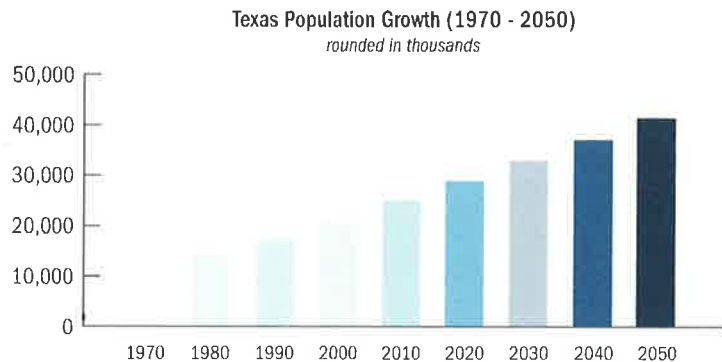
Their study was updated in 2011 and can be found at this web address: http://texas2030committee.tamu.edu/documents/final_03-2011_report.pdf. The committee determined the level of highway investment needed to maintain condition and congestion levels at the 2010 level was \$10.8 billion annually.

After removing temporary funding sources that will soon be exhausted from the highway investment strategies in TxDOT's budget, the level of investment from sustainable, reliable funding sources falls \$4 billion short of the \$10.8 billion annual figure, not including the effects of energy exploration and production. However, in November 2014, voters in Texas will be able to decide on a proposition that would allow lawmakers to deposit up to \$1.7 billion dollars annually to the State Highway Fund. If the proposition is approved, and lawmakers decide to allow the deposit, the \$5 billion annual, average gap would be reduced by whatever amount lawmakers decide to deposit.

Will the gap increase over time? There are many variables that the 2030 Committee and TTI estimated in establishing the state's funding needs including inflation, revenues, population, and vehicle-miles traveled. Any change in these factors, such as population growth, improved technology, a change in commuter habits, and revenue estimates could cause the gap to change. As with any projection of costs and revenues over a significantly long period of time, the estimated gap is merely a snapshot of how the future may look given the assumptions made at that time. Unforeseen circumstances, such as the continued growth in energy sector impacts, certainly would widen the gap.

Additionally, should the department continue to fall short of the funding needed at least to achieve 2010 condition levels, the funding gap will widen. This is the result of further deterioration of the system beyond current conditions that would require a greater level of investment to restore those conditions.

TEXAS POPULATION GROWTH (1970-2050) (rounded, in thousands)



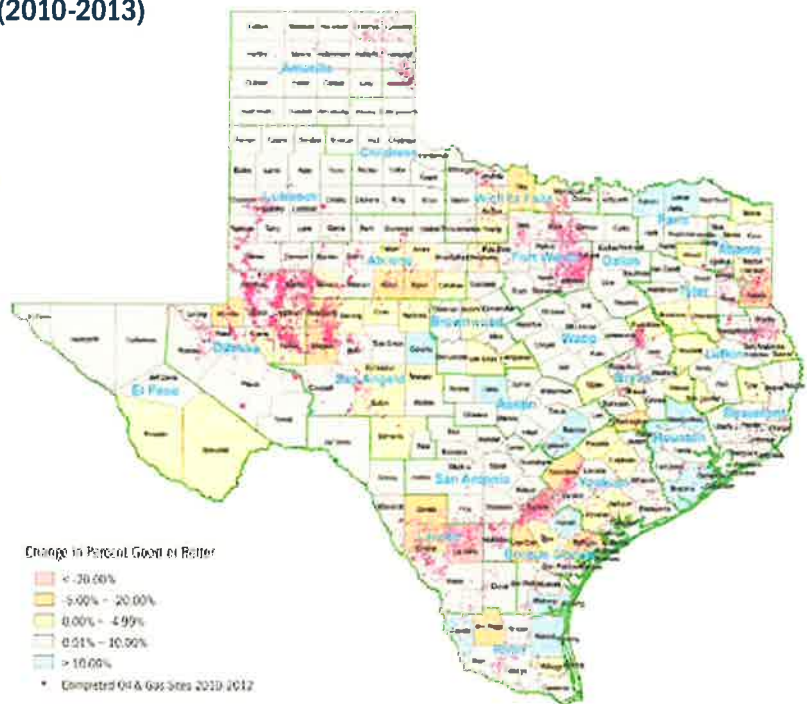
Sources:

1970-1990: "Resident Population, by State: 1900 to 1998", U.S. Census Bureau, *Statistical Abstract of the United States: 1999*

2000: "Resident Population—States: 1980 to 2000", U.S. Census Bureau, *Statistical Abstract of the United States: 2002*

2010-2050: "TX Population, 2010-2050" (note: 2010 is actual Census number, not an estimate), Texas State Data Center, Texas Population Projections Program, Population Projections for the State of Texas and Counties.

PERCENTAGE OF LANE MILES IN GOOD OR BETTER CONDITION (2010-2013)



Texas has seen a tremendous increase in the exploration and production of energy resources over the past decade. For example, with the onset of the Eagle Ford Shale in 2008, shale natural gas production almost tripled in Texas between 2009 and 2012. This increase in energy-related activity has greatly benefited local and state economies. However, the production of oil and gas generates large numbers of heavy trucks on the roads which were not designed for heavy traffic loads. This problem is particularly acute in the oil and gas drilling booming counties. The following counties experienced more than a ten percent drop in their percentage of lane miles in "Good" or better condition in just one year: Hansford, Lipscomb, Roberts, La Salle, Winkler, and Dimmit. Some counties experienced more than a 20 percent drop in their percent of lane miles "Good" or better in the last four years. This map shows the changes in percent lane miles "Good" or better in FY 2010-2013 and the completed oil and gas well locations in 2010-2012.

What are the Challenges?



Potential New Funding Source

In 2013 the Texas Legislature enacted SJR 1 and HB 1. Under current law, the comptroller deposits in the Economic Stabilization Fund (ESF) 75% of the difference between the amount of oil and gas production tax revenue received by the state in the preceding year and the amount received in the fiscal year ending August 31, 1987, with the remaining 25% retained as general revenue.

SJR 1 would, under certain circumstances, allocate half of the amount currently required to be deposited to the ESF to the State Highway Fund and half to the ESF. The General Revenue Fund continues to retain 25 percent. These additional revenues transferred to the state highway fund could only be used for constructing, maintaining, and acquiring rights-of-way for public roadways other than toll roads.

HB 1 establishes the procedures by which the allocations may be adjusted in order to ensure a "sufficient balance" in the ESF. As a result, the amounts to be deposited to the state highway fund are subject to those procedures.

The constitutional amendment was approved by voters on November 4, 2014.

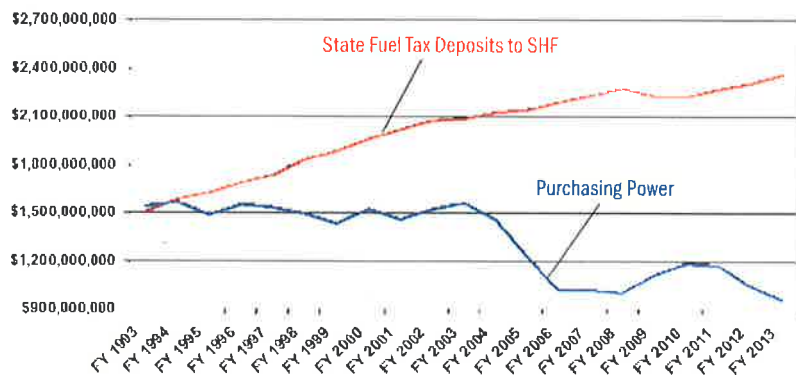
It is expected that SJR 1 could yield as much as \$1.7 billion per year for the State Highway Fund starting in 2015, subject to the decision of the legislature regarding the "sufficient balance" of the ESF.

However, most observers agree this will not solve our transportation funding problems. HB 1 directs the speaker and lieutenant governor each to appoint nine members to House and Senate Select Committees on Transportation Funding, Expenditures, and Finance. The committees shall review, study, and evaluate the future reliability of all current state transportation funding sources and alternatives that may increase available state funding for surface transportation. Their recommendations are due Nov. 1, 2014.

Traditional transportation funding sources—primarily motor fuels taxes and registration fees—have not kept pace with mounting transportation demands.

Since the early 1990s, Texans have continued to pay 38.4 cents per gallon in state and federal gas taxes while the state's population has grown by more than 9.4 million (<http://quickfacts.census.gov/qfd/states/48000.html>), and vehicle miles traveled have increased by more than 68 percent. Population growth is projected to continue, and although more Texans should mean more money in transportation coffers, there are some factors to keep in mind. (Highway Statistics 1990, Table VM-2, 2012, Federal Highway Administration)

- **Fuel efficiency.** By 2025, Texans could be driving new vehicles with an average fleet-wide fuel efficiency of about 54 miles per gallon. That affects hybrid and SUV drivers the same: fewer fuel tax dollars to build roads and bridges. (77 Federal Register 62627, Oct. 15, 2012)
- **Inflation.** One of the most significant challenges we face is the declining purchasing power of the State Highway Fund. In Texas, construction inflation has increased 80 percent since 2002. Motor fuel tax revenue buys far less these days than it did when the state rate was last adjusted in 1991. (See chart below)

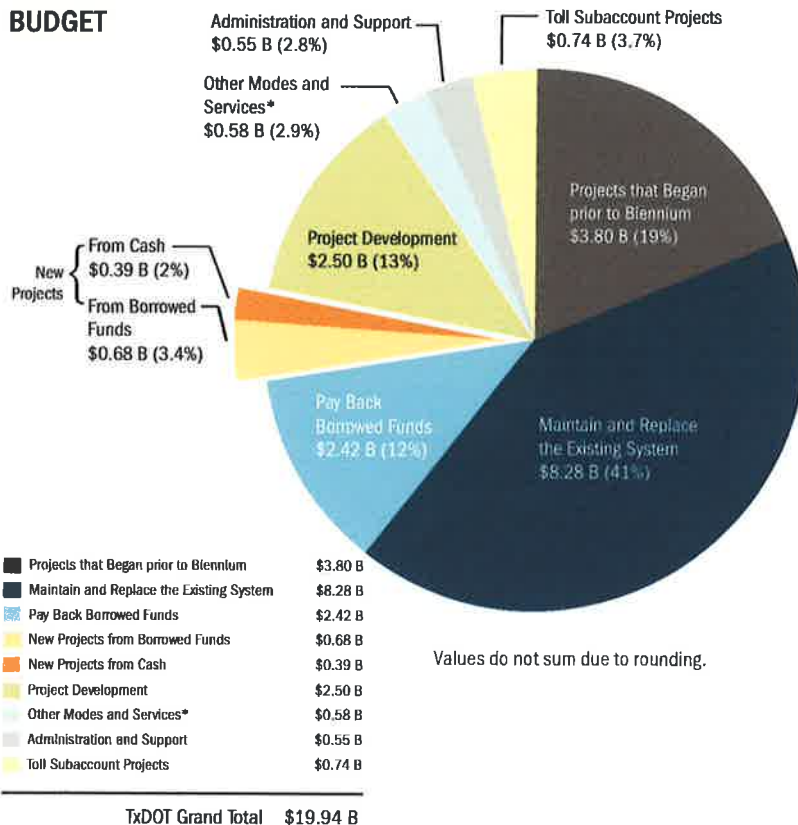


- **Federal funding issues.** Several factors, including the expiration of the current surface transportation legislation, MAP-21 at the end of May 2015, and the continued impending insolvency of the Federal Highway Trust Fund (HTF), make federal funding increasingly unpredictable. The HTF continues to pay out more money to states than it is taking in. Multiple general revenue infusions into the HTF have kept the fund solvent. Without further Congressional action, the HTF would be unable to meet obligations in a timely manner in the summer of 2015, which could result in delayed payments to states. In addition, Texas continues to rate near the bottom in the percentage of fuel tax revenue sent to Washington, compared to the percentage of funds that are returned for projects. These circumstances make it difficult to plan for future transportation projects.
- **Aging infrastructure.** Many Texas roads and bridges have exceeded their intended lifespan and require extensive rehabilitation.
- **Other challenges to consider.** Growing congestion and rural mobility needs aren't the only challenges to our transportation system. The state must also manage impacts to our roadways from the growing energy sector. And with the expansion of the Panama Canal, Texas must be prepared to capitalize on this economic opportunity.

So, What's the Discussion?

2016-2017 TxDOT LEGISLATIVE APPROPRIATION REQUEST

BUDGET



Determining acceptable methods to fund our future transportation needs will be difficult, and no single action is likely to address all of the state's transportation requirements. Several proposals are part of the public dialogue. Here is a sampling.

Maximize Traditional Sources

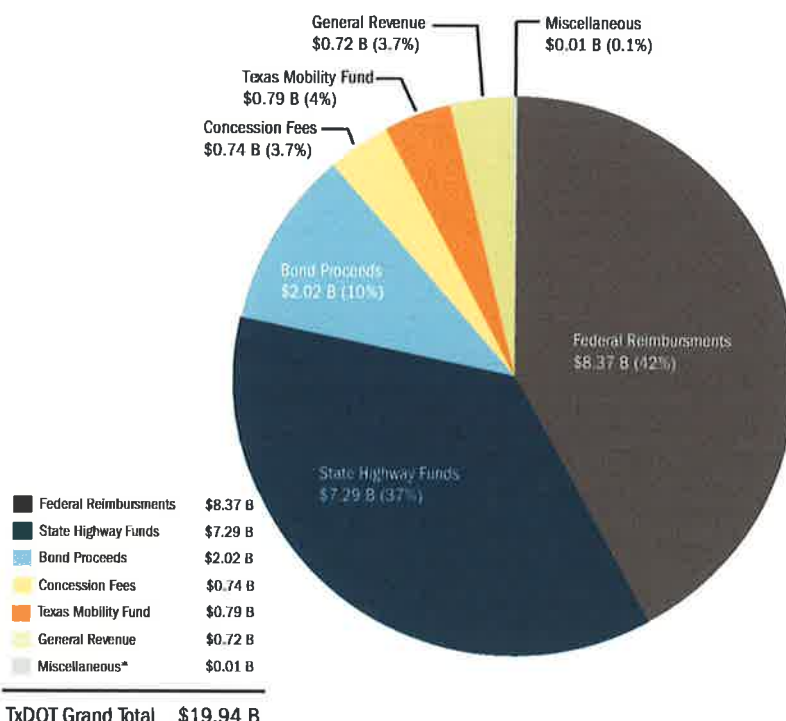
- **Address other uses.** Dedicating all State Highway Funds to transportation would provide additional revenue each biennium, but other essential state services that are currently supported with state highway fund revenues would need different funding sources.
- **Improve TxDOT efficiency.** TxDOT is continually improving its operations. For instance, the Fleet Forward program is designed to streamline the number of TxDOT vehicles and heavy equipment in order to increase productivity while reducing maintenance and storage costs. The department has also enhanced competition for construction and maintenance contracts to get the most out of limited taxpayer dollars.

Create New Capital

- **Motor Vehicle Sales Tax.** Some legislative leaders have suggested using a portion of vehicle sales tax revenue for transportation. Such revenue is projected to reach \$3.8 billion in 2014 and 2015 for the General Revenue Fund. (source: http://www.texastransparency.org/State_Finance/Budget_Finance/Reports/Certification_Revenue_Estimate/cre1415/CRE2014-15.pdf)
- **Public-Private Partnerships.** Partnering with the private sector brings in additional money. It allows projects to be built sooner rather than waiting until traditional funding becomes available.
- **Texas Mobility Fund.** Any new revenue sources for the Texas Mobility Fund could help retire debt or expand the capacity of the fund to accelerate new projects.
- **Transportation Reinvestment Zones (TRZ).** TRZs provide another local funding option for entities that choose to participate. Increased property values generate revenue within the improved zone to finance transportation projects.
- **Vehicle Miles Traveled (VMT) tax.** Replacing the current per-gallon fuel tax with a VMT system would accurately reflect road usage and could compensate for increasing fuel efficiency.
- **Index or increase the motor fuel tax.** A one cent increase in the tax would generate about \$110 million a year in revenue for the SHF. Any additional gains, however, will eventually be tempered by higher fuel efficiency and inflation.
- **Increase vehicle registration fees.** Each \$10 increase in motor vehicle registration fees should yield almost \$210 million annually statewide in additional revenues.
- **Tolling.** Toll roads play a significant role in providing transportation solutions. While toll roads cannot be the state's only approach to providing new roadways, they offer drivers alternative routes and more time-saving choices.

NOTE: These funding sources are not all-inclusive. TxDOT does not advocate any particular solution. Final decisions about transportation funding options are made by state legislators and members of Congress.

METHOD OF FINANCE



Demand on our transportation system is out pacing revenue. We're trying to meet 21st century demands with 20th century approaches. Inflation, population growth, aging infrastructure and more fuel-efficient vehicles have stretched available transportation funds beyond their limits.

Just as the problem is multifaceted, so is the solution. Public officials are working to develop options that are practical and acceptable to the public.

Transportation is essential to Texas' future. Investing in a balanced, regionally determined, multi-modal transportation network stimulates economic activity. It also creates employment opportunities and gives Texas communities choices to address their growing and changing populations.

The information and ideas presented in this brochure discuss the needs of highway and road funding in Texas. But there are other equally important modes of transportation, from rail to public transportation to aviation, which must be considered in the solution to Texas' transportation challenges.

Meeting our future needs requires a multilevel approach, and every Texan needs to be involved in the dialogue. We hope you add your voice to the discussion. If you have any questions or comments, please email us at AskTxDOT@txdot.gov.

Find out more: www.txdot.gov

Sources used in this report: <http://txdot.gov/inside-txdot/division/finance/funding-sources.html>



125 East 11th Street | Austin, Texas 78701
www.txdot.gov

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 10

SUBJECT: **ACCEPTANCE OF EASEMENT FROM BORDER MANAGEMENT –
7TH STREET BETWEEN LYNN AND DALLAS AVENUES**

PROCEEDING: Council Action

SUBMITTED BY: City Manager

EXHIBITS: Survey and Easement

AUTHORITY: City Charter, Texas Local Government Code

SUMMARY STATEMENT

Border Management Corp. desires to dedicate an easement to the City of Lamesa for the maintenance and operation of N. 7th Street between Lynn and Dallas Avenues as a City street.

COUNCIL ACTION

City Council action required.

CITY MANAGER'S MEMORANDUM

Please see the attached survey and easement. The City has historically maintained this right-of-way as a public throughfare, but it is privately owned by Border Management. It is Border Management Corporation's desire to dedicate an easement to the City for the above mentioned roadway for maintenance and operation by the City. There are currently City utilities in the existing right-of-way.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA,
TEXAS, AUTHORIZING THE ACCEPTANCE OF AN EASEMENT FOR
NORTH 7TH STREET LYING BETWEEN DALLAS AND LYNN
AVENUES**

On this the 18th day of August, 2015, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City of Lamesa has been maintaining that portion of North 7th Street lying between Dallas and Lynn Avenues as a public street; and

WHEREAS, there exists no formal dedication or easement for such street; and

WHEREAS, Border Management Corp. is the owner of record of such street and the property lying north of, and adjacent to, such street and desires to grant a formal easement to the City for such street; and

WHEREAS, the City Council of the City of Lamesa, Texas, has determined that it is in the best interest of the public that the City accept such easement.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lamesa, Texas, that the City accept the grant of an easement from Border Management Corp. for that portion of North 7th Street lying between Dallas and Lynn Avenues, such street being described as follows:

A 0.254 acre tract of land located in Section 71, Block35, Township 6 North, Georgetown Railway Company Survey, Dawson County, Texas, being the South 40.00 feet of that certain tract of land described in deed from Michael C. Tyler and Deena L. Tyler to Border Management Corp., dated April 22, 2014 and recorded in Volume 739, Page 682, Official Public Records of Dawson County, Texas, said 2.254 acre tract being more particularly described as follows:

BEGINNING at a specific found at the intersection of the South line of said Section 71 with the Westerly right-of-way line of North Lynn Avenue (R/W V,95,P. 42, D.R.) for the Southeast corner of this tract, from which a railroad spike found for the Southeast corner of said Section 71 bears N.77°10'48"E. 1715.62 feet (bearings compared to the Texas Coordinate of 1983, North Central Zone, distances are true at an averaged surface elevation);

Thence N 12°05'38"W., alongside said right-of-way line, 40.00 feet to a 1/2" iron road with cap marked "NEWTON SURVEYING" set for the Northeast corner of this tract;

Thence S 77°10'48"W., 276.25 feet to a spindle set in the Easterly right-of way line of North Dallas Avenue (R/W V. 60, Page 100, D.R.) for the Northeast corner of this tract;

Thence in a Southerly direction along the arc of a circular curve to the left having a radius of 2804.90 feet (long chord=S.11°08'30"E.40.02 feet) a distance of 40.02 feet to a spindle found in the South line of said Section 71, for the Southwest corner of this tract;

Thence N. 77°10'48"E., along the South line of said Section 71, a distance of 276.90 feet to the PLACE OF BEGINNING.

Upon being put to a vote, the resolution was Passed, Approved and Adopted this 18th day of August, 2015, by majority vote and ordered to be spread upon the minutes of the City Council of the City of Lamesa, Texas, and recorded in the resolution book thereafter.

ATTEST:

APPROVED:

Shawna D. Burkhart, City Manager

Dave Nix, Mayor

EASEMENT AND RIGHT-OF-WAY

THE STATE OF TEXAS {
COUNTY OF DAWSON { KNOW ALL MEN BY THESE PRESENTS:

That Border Management Corp., hereinafter called "Grantor," for good and valuable consideration received by Grantor from The City of Lamesa, Texas, a Texas home rule municipality, hereinafter sometimes called "Grantee," the receipt and sufficiency of which is hereby fully acknowledged and confessed, has granted, sold and conveyed, and does hereby grant, sell and convey unto the said Grantee, its successors and assigns, a right-of-way and easement in, on, under and through the following described tract of land lying and being situated in Dawson County, Texas, to-wit:

A 0.254 acre tract of land located in Section 71, Block 35, T-6-North, Georgetown Ry. Co. Survey, in Dawson County, Texas, being the South 40 feet of that certain tract of land described in deed from Michael C. Tyler and wife, Deena L. Tyler, to Border Management Corp. dated April 22, 2014, and recorded in Volume 739, Page 682, of the Official Public Records of Dawson County, Texas, said 0.254 acre tract being described as follows:

BEGINNING at a spindle found at the intersection of the South line of said Section 71 with the Westerly right-of-way line of North Lynn Avenue (Right-of-way recorded in Volume 95, Page 42, of the Deed Records of Dawson County, Texas) for the Southeast corner of this tract, from which a railroad spike found for the Northeast corner of said Section 71 bears North 77 degrees 10 seconds 48 minutes East 1715.62 feet (bearings compared to the Texas Coordinate System of 1983, North Central Zone, distances are true at an average surface elevation);

Thence North 12 degrees 05 minutes 38 seconds West, along said right-of-way line, 40 feet to a 1/2 inch iron rod with cap marked "Newton Surveying" set for the Northeast corner of this tract;

Thence South 77 degrees 10 minutes 48 seconds West 276.25 feet to a spindle set in the Easter right-of-way line of North Dallas Avenue (Right-of-way recorded in Volume 60, Page 100, of the Deed Records of Dawson County, Texas) for the Northwest corner of this tract;

Thence in a Southerly direction along the arc of a circular curve to the left having a radius of 2804.90 feet (long chord = South 11 degrees 08

minutes 30 seconds East 40.02 feet) a distance of 40.02 feet to a spindle found in the South line of said Section 71, for the Southwest corner of this tract;

Thence North 77 degrees 10 minutes 48 seconds East, along the South line of said Section 71, a distance of 276.90 feet to the Place of Beginning.

The right-of-way and easement and the rights and privileges herein granted shall be used for providing public pedestrian and vehicular ingress and egress and access to North Dallas and North Lynn Avenues, in Lamesa, Texas, and to the properties lying along and adjacent to the above described tract, and to allow Grantee to construct, maintain, repair and replace such utility lines in said tract, including, but not limited to, electric, water, sewer and gas lines, as Grantee shall determine necessary or advisable.

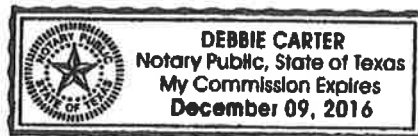
This easement and right-of-way shall extend to and be binding upon both Grantor and Grantee, and their respective heirs, executors, administrators, successors and assigns.

TO HAVE AND TO HOLD said right-of-way and easement unto Grantee, its successors and assigns, forever.

DATED this the ^{12th} day of August, 2015.

Border Management Corp.
By: [Signature]
John Camp, III, President

THE STATE OF TEXAS
COUNTY OF LUBBOCK



This instrument was acknowledged before me on this the 12 day of August, 2015, by John Camp, III, President of Border Management Corp., an Oklahoma corporation, on its behalf.

[Signature]
Notary Public, State of Texas

LEGAL DESCRIPTION

A 0.254 acre tract of land located in Section 71, Block 35, Township 6 North, Georgetown Railway Company Survey, Dawson County, Texas, being the south 40.00 feet of that certain tract of land described in deed from Michael C. Tyler and Debra L. Tyler to Border Management Corp., dated April 22, 2014 and recorded in Volume 739, Page 682, Official Public Records of Dawson County, Texas, said 0.254 acre tract being more particularly described as follows:

BEGINNING at a spindle found at the intersection of the South line of said Section 71 with the West line of said North Lynn Avenue (RW V. 95, P. 42, D.R.) for the Southeast corner of this tract, from which a railroad spike found for the Southeast corner of said Section 71 bears N.77°10'48"E, 171.52 feet (bearing compared to the Texas Coordinate System of 1983, North Central Zone, distances are true at an averaged surface elevation); THENCE N.12°05'30"W, along said right-of-way line, 40.00 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Northeast corner of this tract; THENCE S.77°10'48"W, 276.25 feet to a spindle set in the Easterly right-of-way line of North Dallas Avenue (RW V. 60, Page 100, D.R.) for the Northwest corner of this tract; THENCE in a Southerly direction along the arc of a circular curve to the left having a radius of 2804.30 feet (bearing chord = S.11°00'30"E, 40.02 feet) a distance of 40.02 feet to a spindle found in the South line of said Section 71, for the Southwest corner of this tract; THENCE N.77°10'48"E, along the South line of said Section 71, a distance of 276.90 feet to the PLACE OF BEGINNING.

GENERAL NOTICE:

1. This property may be encumbered with any rights-of-way and easements not indicated hereon.
2. All bearings compared to the Texas Coordinate System of 1983, North Central Zone. All distances are true at an averaged surface elevation.
3. Call 1-800-DIG-TESS before excavating, digging, or placing any structures hereon.

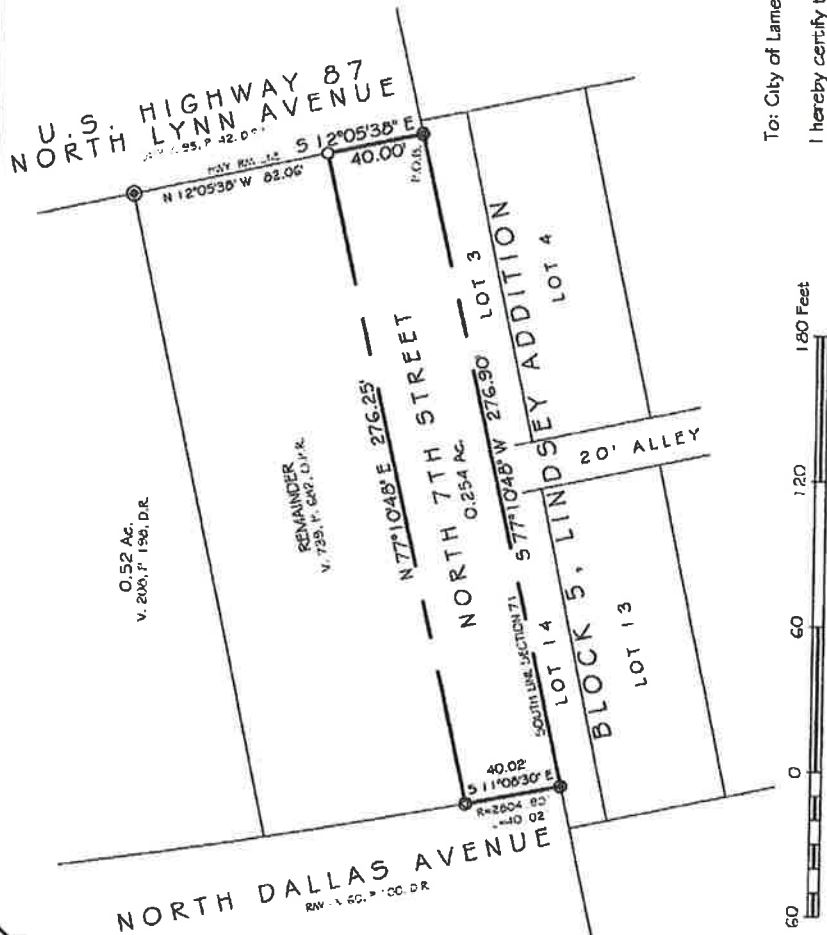


To: City of Lamesa

I hereby certify that this plat correctly shows the results of an actual survey made upon the ground.

This the 27th day of July, 2015.

- = SPINDLE FOUND ON THIS SURVEY
- ⊙ = 1" IRON PIPE FOUND ON THIS SURVEY
- ⊗ = SPINDLE SET FOR THIS SURVEY
- = 1/2" IRON ROD WITH CAP MARKED "NEWTON SURVEYING" SET FOR THIS SURVEY



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Plat showing boundary survey of a 0.254 acre tract of land located in Section 71, Block 35, Township 6 North, Georgetown Railway Company Survey, Dawson County, Texas.

J. N. NEWTON & ASSOCIATES, INC.

FIRM # 10052000

Land Surveying and Mapping
215 SW 2nd Street
Seminole, Texas 79360

800-284-2607 or 432-758-2015 FAX 432-758-9090

Date of Survey: June 25, 2015

Drawn By: N.O.G.

Job No. 19273

J.N. NEWTON, PROFESSIONAL LAND SURVEYOR NO. 1690

NOTE: If this plat does not bear the original signature in light blue pencil and embossed seal this plat is an unauthorized copy and is in violation of the copyright.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 11

SUBJECT: STREETS – SEAL COAT PROGRAM & REHABILITATION OF ALLEYWAYS

PROCEEDING: Council Action
SUBMITTED BY: City Manager
EXHIBITS: Proposed Seal Coat Program for FY 2015/2016
AUTHORITY: City Charter, Texas Local Government Code

SUMMARY STATEMENT

City Staff desires to re-purpose Seal Coat program funding for FY 2014/2015 due to lack of availability and supply of Seal Coat aggregate for the Seal Coat program. The re-purposed funds would be used to purchase a mix of caliche and aggregate for rehabilitation of alleyways throughout the City.

COUNCIL ACTION

City Council action required.

CITY MANAGER'S MEMORANDUM

Seal Coat aggregate will be available and purchased by the end of September 2015 with FY 2014/2015 budget. In addition, the City proposes to purchase crack sealant for roads that are in the FY 2015/2016 Seal Coat program. With the remaining FY 2014/2015 funds, City staff desires to purchase a mix of caliche and aggregate for rehabilitation of alleyways throughout the City (a different type of aggregate than that used in the Seal Coat program).

**CITY OF LAMESA
SEAL COAT PROGRAM 2015**

Type 4 Pre-Coat Crush Rock

Total Area (SY) 85,062

Total (Tons) 850.62 900 Tons, usually order extra rock.

900 tons x \$70.65 delivered = \$63,585.00 Total of 55 Blocks

Crack Seal Material

900lbs. x 0.79lb. = \$7,110.00

Cold Mix

48 tons x \$135.00 delivered = \$6,480.00

Rock/Caliche Base Material (Repair Alley Ways)

1,000 tons x \$19.00 delivered = \$19,000.00

Total Cost Material \$96,175.00

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 12

Subject: **BUDGET WORK SESSION III**
Proceeding: Discussion and setting of priorities, no final action to be taken
Submitted by: City Staff
Exhibits:
Authority: City Charter, Texas Local Government Code

SUMMARY STATEMENT

Council to meet with city staff to discuss and set priorities for the 2015-2016 operating budget

COUNCIL ACTION

Discussion and setting of priorities only; no final action to be taken.

CITY MANAGER'S MEMORANDUM

The City Council and Staff will conduct a work session on the proposed City Budget for the Oct. 2015-2016 fiscal year. This is just a work session and your input on any city project is appreciated. No action is required on this matter.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 13

SUBJECT: CITY MANAGER'S REPORT - City Manager to report on current activities and answer questions from the City Council.

CITY MANAGER'S MEMORANDUM

Update from City Manager regarding the Clean-up efforts and mowing of right-of-ways within the City limits.

Update from City Manager and Personnel Director regarding City secretary search.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 18, 2015

AGENDA ITEM: 14

ADJOURNMENT: *Announcement* – “The next regular meeting of the City Council of the City of Lamesa, Texas will be held at 5:30 p.m., on **Tuesday, September 15, 2015** at City Hall, 601 South First Street. Persons desiring to present business to the city council at that meeting are directed to submit a request in writing to the city secretary by **Wednesday, September 9, 2015** in order to be included on the agenda. There being no other business, the meeting is hereby adjourned.”