



CITY COUNCIL AGENDA

NOTICE IS GIVEN THAT THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, WILL MEET IN A REGULARLY SCHEDULED MEETING AT 5:30 P.M. ON TUESDAY, SEPTEMBER 4, 2018, 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 August 28th, 2018.

4. **BUDGET AMENDMENT #8:** City Council to consider amending Ordinance O-20-17 on First reading with respect to October 1, 2017 fiscal year budget. *(City Manager & Finance Director)*

5. **RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FISCAL YEAR 2018-2019 BUDGET:** Consider ratifying the property tax increase reflected in the Fiscal Year 2018-2019 budget that raises more property taxes than the Fiscal Year 2017-2018 budget. *(City Manager)*

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {(Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

6. **AD VALOREM TAX RATE – 2018 (DEBT SERVICE TAX RATE):** Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue required to pay Debt Service at a rate of \$0.029558 per hundred dollar assessed valuation for Fiscal Year beginning October 1, 2018 and ending September 30, 2019 *(City Manager)*

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY 11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

7. **AD VALOREM TAX RATE – 2018 (MAINTENANCE AND OPERATION TAX RATE):** Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation expenditures at a rate of \$0.800442 for Fiscal Year beginning October 1, 2018 and ending September 30, 2019. (City Manager)

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY 11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

8. **AD VALOREM TAX RATE – 2018:** Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on first reading an ordinance establishing the ad valorem tax rate of \$0.830000 per hundred dollar assessed valuation for the Fiscal Year beginning October 1, 2018 and ending September 30, 2019, and adopting the provisions of Section 31.05 of the State Property Tax Code to provide for discounts under certain conditions. (City Manager)

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

9. **CITY MANAGER REPORT:** City Manager to report on current activities and answer questions from the City Council.
10. **MAYORS REPORT:** Mayor to report on future plans and goals.
11. **ADJOURNMENT:** *The next regularly scheduled meetings of the City Council of the City of Lamesa will be September 11, 2018 at 5:30 P.M.*

Upcoming Meetings


- **Sept. 11, 2018 City Council Meeting -**
 - 2nd Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
 - Authorize Warrants for FY 2018/2019
- **Sept. 18, 2018 City Council Meeting -**

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 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

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: Betty Conde at 806-872-4322

✉ 601 South First Street, Lamesa, Texas 79331

☎ **Telephone - (806) 872-4322**

☎ **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 31, 2018** in accordance with Chapter 551.041 of the Government Code.

Betty Conde, City Secretary



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEMS: 1 & 2

1. **CALL TO ORDER:** *Announcement by the Mayor.* "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:

JOSH STEVENS	Mayor
BRANT STEWART	Mayor Pro-tem/Council Member – District 1
MARIE A. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3
JASON MORENO	Council Member – District 4
BOBBY G. GONZALES	Council Member – District 5
DOUGLAS MORRIS	Council Member – District 6

City Staff members present at the meeting:

SHAWNA D. BURKHART	City Manager
BETTY CONDE	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: SEPTEMBER 4, 2018

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 meetings held on August 28th, 2018.

COUNCIL ACTION

DISCUSSION _____

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 }
COUNTY OF DAWSON }
CITY OF LAMESA }

MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:

August 28, 2018

On this the 28th day of August, 2018 at 5:30 P.M., there came on and was held a regularly called meeting 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 Stevens 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 City Council Members were present:

JOSH STEVENS	MAYOR
BRANT STEWART	COUNCIL MEMBER-DISTRICT 1 MAYOR PROTEM
MARIE BRIENO	COUNCIL MEMBER – DISTRICT 2
(LATE 6:46 PM) RICK MORENO	COUNCIL MEMBER – DISTRICT 3
JASON MORENO	COUNCIL MEMBER – DISTRICT 4
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 5
DOUG MORRIS	COUNCIL DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
BETTY CONDE	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the press present at the meeting:

Russel Skiles

Members of the public present at the meeting:

Oressa Moreno	Gary Perez	Scott Leonard
Sean Overeynder	Bob Henderson	Mike Lopez
Irma Ramirez	Terri Stahl	Larry Duyck

INVOCATION: Josh Stevens.

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 August 7, 2018, August 9, 2018 and August 16, 2018.

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

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

OPEN BIDS FOR BOND COUNSEL (USDA): City Council to open bids for Qualifications of Bond Counsel for the USDA Grant and submit to city staff for review and recommendation.

USDA GRANT LOAN RESOLUTION. City Council to consider authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the cost of acquiring, constructing, enlarging, improving, and/or extending its water service facility to serve an area lawfully within its jurisdiction to serve whereas, it is necessary for the City of Lamesa.

Motion by Council Member Morris authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the cost of acquiring, constructing, enlarging, improving, and/or extending its water service facility to serve an area lawfully within its jurisdiction to serve whereas, it is necessary for the City of Lamesa. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

REQUEST FOR ZONE CHANGE; City Council to consider approving an Ordinance on Second and final reading approving a zone change for the following property:

BLOCK1 1-8, BLOCK 2 LOTS 1-18, IN THE MEEKS SUBDIVISION ALSO BLOCK 3 LOTS 1-8 IN THE DAVIS SUBDIVISION the City of Lamesa, Dawson County, Texas

The hearing is to consider recommendation of the Planning and Zoning Commission in CASE NO. PZ 18-9, that the CITY OF LAMESA 601 S. 1ST requested that the zoning district of the property described above, located at MEEKS AND DAVIS SUBDIVISION, be changed from R-1 to M-1 for use as MOBILE HOME DISTRICT.

Motion by Council Member Stewart to pass an Ordinance on second reading to change the zoning designation of the following described property from R-1 to M-1 for use as MOBILE HOME DISTRICT located at MEEKS AND DAVIS SUBDIVISION, Lamesa, Texas upon recommendation of the Planning and Zoning Commission to-wit:

BLOCK1 1-8, BLOCK 2 LOTS 1-18, IN THE MEEKS
SUBDIVISION ALSO BLOCK 3 LOTS 1-8 IN THE DAVIS
SUBDIVISION the City of Lamesa, Dawson County, Texas

Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

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

BUDGET AMENDMENT #7: City Council to consider amending Ordinance O-20-17 on Second reading with respect to October 1, 2017 fiscal year budget.

Motion by Council Member Morris to consider amending Ordinance No.O-20-17 on Second reading with respect to October 1, 2017 fiscal year budget. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

APPROVAL OF FY 2018/2019 LEDC/LEAP BUDGET: City Council to consider approving FY 2018/2019 LEDC and LEAP annual budgets.

Motion by Council Member Stewart to approve FY 2018/2019 LEDC and LEAP annual budgets. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

FISCAL YEAR OCTOBER 2018-2019 BUDGET - ADOPTION: Consider passing an ordinance on Second reading with record vote in accordance with State Law (Local Government Code, Chapter 102, Section 102.007) providing funds for the Fiscal Year beginning October 1, 2018, and ending September 30, 2019, by approving the budget for said period and appropriating and setting aside the necessary funds out of the General Fund, Water/Wastewater, Solid Waste funds for the maintenance and operation of the various departments and for various activities and improvements to the City.

THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$162,469, WHICH IS A 7.34% PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$0.

Motion by Council Member Stewart to adopt on Second reading the Proposed 2018-2019 Annual Budget, including the following statement (to be read aloud):

THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$162,469, WHICH IS A 7.34% PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$0.

Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	√	_____	_____
Brant Stewart	√	_____	_____
Marie A. Briseno	√	_____	_____
RICK MORENO	√	_____	_____
JASON MORENO	√	_____	_____
BOBBY G. GONZALES	√	_____	_____
Doug Morris	_____	√	_____

2nd PUBLIC HEARING - AD VALOREM TAX RATE – FY 2018/2019: 2nd Public Hearing on a proposed property tax rate of \$.830000 for 2018. This tax rate will raise \$2,377,134 which is \$118,708 more than taxes imposed last year.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47% PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

2nd PUBLIC HEARING

Following the report from the City Manager, the Mayor will ask if anyone wishes to speak regarding the Proposed Property Tax Rate for 2018.

Public Hearing started @ 6:04 p.m. and Mayor closed the public hearing @ 6:12 p.m.

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

MAYORS REPORT: Mayor to report on future plans and goals.

EXECUTIVE SESSION: City Council to consider convening into executive session under:

Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING. A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Sec. 551.074. PERSONNEL MATTERS; CLOSED MEETING. (a) This chapter does not require a governmental body to conduct an open meeting:

(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

1. Fire Chief
2. City Manager
3. City Attorney

RECONVENE IN OPEN SESSION:

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

VOTING: "AYE" 7 "NAY" "ABSTAIN"

AUTHORIZE CITY ATTORNEY TO NEGOTIATE EASEMENTS FOR USDA WATER GRANT: City Council to authorize the City Attorney to negotiate easements for the USDA Water Grant for the ground storage tank and the new City wellfield line requiring City Council approval.

Motion by Council Member Gonzales to consider authorizing the City Attorney to negotiate easements for the USDA Water Grant for the ground storage tank and the new City wellfield line requiring City Council approval. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" "ABSTAIN"

AUTHORIZE COST OF LIVING ADJUSTMENT FOR DESIGNATED PERSONNEL: City Council to consider authorizing a cost of living adjustment for designated personnel.

Motion by Council Member Morris to consider authorizing a cost of living adjustment for designated personnel. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" "ABSTAIN"

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be September 4, 2018 at 5:30 P.M.*

- **Sept. 4, 2018 City Council Meeting -**
 - Ratify Proposed Tax Increase Reflected In the FY 2017/2018 Adopted Budget with record vote.
 - 1st Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
- **Sept. 11, 2018 City Council Meeting -**
 - 2nd Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
 - Authorize Warrants for FY 2018/2019
- **Sept. 18, 2018 City Council Meeting -**

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 regularly called meeting of the City Council of the City of Lamesa, Texas held on August 28, 2018.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 4

SUBJECT: BUDGET AMENDMENT #8

PROCEEDING: Ordinance, 1st Reading

SUBMITTED BY: City Staff

SUMMARY STATEMENT

City Council to consider amending Ordinance O-20-17 on First reading with respect to October 1, 2017 fiscal year budget. (*City Manager & Finance Director*)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider amending Ordinance No.O-20-17 on First reading with respect to October 1, 2017 fiscal year budget. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING
ORDINANCE NO. 0-20-17 TO APPROPRIATE FUNDS IN THE CITY
OF LAMESA BUDGET FOR FISCAL YEAR 2017-2018.**

On the 4th day of September, 2018, there came on and was held at the City Hall of the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act (Government Code, Chapter 551). There being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council desires to amend Ordinance No. 0-20-17 to make certain revisions to the 2017-2018 Budget of the City of Lamesa to authorize and appropriate funds as listed below; and

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

SECTION 1. That the City of Lamesa 2017-2018 Budget contained in Ordinance No. 0-20-17 be, and same is hereby, amended to change the amount appropriated by the following:

	<u>Revenues</u>	<u>Expenditures</u>
General Fund (1)	\$ 7,315.24	\$ 7,315.24

SECTION 2. Effective date: That this Ordinance shall become effective as of this September 21st, 2018.

SECTION 3. The City Secretary is hereby authorized and directed to cause publication of this Ordinance as provided by law.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on September 4th, 2018 by a majority vote; and on September 11th, 2018, there was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, upon the minutes of the City Council of the City of Lamesa, Texas and recorded in the ordinance book thereafter.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

CITY OF LAMESA
BUDGET AMENDMENT 2018-08 FOR FY 2017/2018

GENERAL FUND (01)

This budget amendment reflects the reimbursement from US Silica for the expenditures of outfitting the City's confined space trailer with SKA-Paks with regulator and face mask.

Increase Revenues (01-4904 – Miscellaneous Revenues)	\$7,315.24
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Increase Expenditures (01-5052-952 – Equipment)	\$7,315.24
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City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 5

SUBJECT: RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FISCAL YEAR 2018-2019 BUDGET
PROCEEDING: Action
SUBMITTED BY: City Staff
AUTHORITY: State Law; Local Government Code Section 102.007 (c)

SUMMARY STATEMENT

Consider ratifying the property tax increase reflected in the Fiscal Year 2018-2019 budget that raises more property taxes than the Fiscal Year 2017-2018.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to ratify the property tax increase reflected in the Fiscal Year 2018-2019 budget which raises more property tax (based on a tax rate of \$0.830000) than the Fiscal Year 2017-2018 (based on \$0.817521). Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Rick Moreno	_____	_____	_____
JASON MORENO	_____	_____	_____
BOBBY GONZALES	_____	_____	_____
Douglas Morris	_____	_____	_____

CITY MANAGER'S MEMORANDUM

Local Government Code Section 102.007(c) mandates that a budget that raises more revenue from property taxes than in the previous year requires a separate vote of the governing City body to ratify the property tax increase reflected in the adopted budget. **Recommend approval.**

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 6

SUBJECT: AD VALOREM TAX RATE – 2018 (DEBT SERVICE TAX RATE)
PROCEEDING: Ordinance, First Reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05

SUMMARY STATEMENT

Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue required to pay Debt Service at a rate of \$0.029558 per hundred dollar assessed valuation for Fiscal Year beginning October 1, 2018 and ending September 30, 2019.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ must be stated as;

"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO PAY DEBT SERVICE AT A RATE OF \$0.029558 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019."

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Rick Moreno	_____	_____	_____
JASON MORENO	_____	_____	_____
Bobby Gonzales	_____	_____	_____
Douglas Morris	_____	_____	_____

CITY MANAGER'S MEMORANDUM

Recommend approval on 1st reading to set the Debt Service tax rate at \$0.029558 on the hundred dollars cash value.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2018-2019 AT \$0.029558 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE REVENUES FOR INTEREST AND SINKING FUND REQUIREMENTS FOR DEBT SERVICE.

On this the 4th day of September, 2018, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2018-2019 required to raise the amount of revenue to pay debt service.

WHEREAS, the City Council of the City of Lamesa, Texas finds that passing said ordinance setting said tax rate for debt service is in the public interest of all of the residents of the City of Lamesa, Texas.

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

SECTION 1. There is hereby levied for the Fiscal Year 2018-2019 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, for interest and sinking fund requirements for debt service a tax of \$0.029558 on each one hundred dollars (\$100.00) of assessed value of taxable property.

SECTION 2 The effective date of this ordinance shall be October 1, 2018.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 4th day of September, 2018 by a majority vote.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 7

SUBJECT: AD VALOREM TAX RATE – 2018 (MAINTENANCE AND OPERATION TAX RATE)
PROCEEDING: Ordinance; First Reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05

SUMMARY STATEMENT

Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation expenditures at a rate of **\$0.800442** for Fiscal Year beginning October 1, 2018 and ending September 30, 2019.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ must be stated as; **"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO FUND MAINTENANCE AND OPERATION EXPENDITURES AT A RATE OF \$0.830000 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019.**

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

**City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR
MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."**

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Rick Moreno	_____	_____	_____
JASON MORENO	_____	_____	_____
BOBBY GONZALES	_____	_____	_____
Douglas Morris	_____	_____	_____

CITY MANAGER'S MEMORANDUM

Recommend approval on 1st reading to set the Maintenance and Operations tax rate at \$0.800442 on the hundred dollars cash value.

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2018-2019 AT \$0.800442 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE THE REVENUE REQUIRED FOR MAINTENANCE AND OPERATION EXPENDITURES.

On this the 4th day of September, 2018, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2018-2019 required to raise the amount of revenue required for maintenance and operation expenditures.

WHEREAS, the City Council of the City of Lamesa, Texas finds that passing said ordinance setting said tax rate for maintenance and operation expenditures is in the public interest of all of the residents of the City of Lamesa, Texas.

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

SECTION 1. There is hereby levied for the Fiscal Year 2018-2019 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, for maintenance and operations expenditures a tax of \$0.800442 on each one hundred dollars (\$100.00) of assessed value of taxable property.

SECTION 2. "THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

SECTION 3. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36."

SECTION 4. "City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

SECTION 5. The effective date of this ordinance shall be October 1, 2018.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 4th day of September, 2018 by a majority vote.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 8

SUBJECT: **AD VALOREM TAX RATE – 2018**
PROCEEDING: Ordinance; First Reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05 and 31.05

SUMMARY STATEMENT

Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation and Debt Service expenditures at a rate of **\$0.800442** for Fiscal Year beginning October 1, 2018 and ending September 30, 2019

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ must be stated as; **"I MOVE THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.830000, WHICH IS EFFECTIVELY A 7.56 PERCENT INCREASE IN THE TAX RATE.**

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Rick Moreno	_____	_____	_____
JASON MORENO	_____	_____	_____
BOBBY GONZALES	_____	_____	_____
Douglas Morris	_____	_____	_____

CITY MANAGER'S MEMORANDUM

Recommend approval on 1st reading to set the tax rate at \$.830000 on the hundred dollars cash value.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2018-2019 AT \$0.830000 PER ONE HUNDRED DOLLARS OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE REVENUES FOR INTEREST AND SINKING FUND REQUIREMENTS FOR DEBT SERVICE AND MAINTENANCE AND OPERATIONS EXPENDITURES; PROVIDING DUE AND DELINQUENT DATES; PENALTIES AND INTEREST; PROVIDING NO HOMESTEAD EXEMPTION; REPEALING ALL ORDINANCES OF THE CITY IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

On this the 4th day of September, 2018, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas finds that the taxes to be levied will exceed last year's property tax revenue and will require two public hearings and the publishing of public notices for a tax increase; and

WHEREAS, the City Council of the City of Lamesa, Texas finds that all prerequisites to the levying of a tax rate for the City of Lamesa for the Fiscal Year 2018-2019 as required by law have been complied with; and

WHEREAS, the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2018-2019 and further finds that this ordinance is not inconsistent or in conflict with said Operating Budget; and

WHEREAS, the City Council of the City of Lamesa, Texas finds that passing said ordinance setting the tax rate and providing for certain discounts would be in the public interest of the residents of the City of Lamesa, Texas.

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

SECTION 1. There is hereby levied for the Fiscal Year 2018-2019 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, a tax of \$0.830000 on each one hundred dollars (\$100.00) of assessed value of taxable property, and shall be apportioned and distributed as follows \$2,377,134 for the purpose of defraying the current expenses for maintenance and operations and debt service of the City.

SECTION 2. "THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

SECTION 3. "THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.47 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$11.36."

SECTION 4. "City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

SECTION 5. The provisions of Section 31.05 of the State Property Tax Code are hereby adopted and all taxpayers shall be allowed discounts on the following conditions:

- (a) Three (3) percent discount on ad valorem taxes due the City of Lamesa if such taxes are paid ninety (90) days before the date when they would otherwise become delinquent.
- (b) Two (2) percent discount on ad valorem taxes due the City of Lamesa if such taxes are paid sixty (60) days before the date when they would otherwise become delinquent.
- (c) One (1) percent discount on ad valorem taxes due the City of Lamesa if such taxes are paid thirty (30) days before the date when they would otherwise become delinquent.

SECTION 6. The effective date of this ordinance shall be October 1, 2018.

SECTION 7. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Lamesa, Texas hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 4th day of September, 2018 by a majority vote.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 9

SUBJECT: CITY MANAGER REPORT
SUBMITTED BY: City Manager

SUMMARY STATEMENT

City Manager to report on current activities and answer questions from the City Council.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 10

SUBJECT: MAYOR'S REPORT
SUBMITTED BY: Mayor

SUMMARY STATEMENT

Mayor to report on future goals and events.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 4, 2018

AGENDA ITEM: 11

ADJOURNMENT: Announcement by the Mayor - "The next regularly scheduled meeting of the City Council of the City of Lamesa will be **SEPTEMBER 11TH, 2018** at 5:30 P.M."

Upcoming Meetings

- **Sept. 11, 2018 City Council Meeting -**
 - 2nd Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
 - Authorize Warrants for FY 2018/2019
- **Sept. 18, 2018 City Council Meeting –**
 - City Council meeting will need to be held due to P&Z Hearing and 1st reading of pending zoning case.