



# CITY COUNCIL AGENDA

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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 11, 2018, 601 SOUTH FIRST STREET, FOR THE PURPOSE OF CONSIDERING AND TAKING OFFICIAL ACTION ON THE FOLLOWING ITEMS:

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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 September 4, 2018.
4. **BUDGET AMENDMENT #8:** City Council to consider amending Ordinance O-20-17 on Second reading with respect to October 1, 2017 fiscal year budget. *(City Manager & Finance Director)*
5. **AD VALOREM TAX RATE – 2018 (DEBT SERVICE TAX RATE):** Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on Second 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}.**

6. **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 Second 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."**

7. **AD VALOREM TAX RATE – 2018:** Consider establishing an ad valorem tax rate for Fiscal Year 2018-2019 by passing on Second 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."**

8. **AUTHORIZE WARRANTS - GENERAL OPERATIONS:** Consider passing resolution authorizing the issuance of interest bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year.
9. **APPROVAL TO APPLY FOR TXDOT RAMP GRANT FUNDING:** City Council to consider approving the Lamesa Municipal Airport Board to apply for TxDOT RAMP Grant funding for up to \$50,000 (no grant match required from the City). *(John Farris)*
10. **AWARD PROPOSALS / QUALIFICATIONS FOR BOND COUNSEL (USDA GRANT):** City Council to consider awarding proposals for Qualification for Bond Counsel for the USDA. *(City Manager)*
11. **AMENDMENT TO 2016 CDBG MANAGEMENT SERVICES AGREEMENT:** City Council to consider amending the Management Services Agreement with A & J. Howco Services, Inc. to increase the compensation to include a maximum amount of compensation not exceed \$35,750.

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

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

**14. ADJOURNMENT:** *The next regularly scheduled meetings of the City Council of the City of Lamesa will be September 18, 2018 at 5:30 P.M.*

⦿ ⦿ **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., **September 7<sup>th</sup>, 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 11, 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	Council Member – MAYOR PRO-TEM/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	City 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 11, 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 meeting held on September 4<sup>th</sup>, 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 to be 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:**

**SEPTEMBER 4, 2018**

On this the 4<sup>th</sup> day of September, 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~~2~~ City Council Members were present:

JOSH STEVENS	MAYOR
(ABSENT) BRANT STEWART	COUNCIL MEMBER-DISTRICT 1 MAYOR PRO-TEM
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
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:

Herrel Hallmark

Members of the public present at the meeting:

Larry Duyck	Dale Alwan	Wayne Chapman
Robert Ramirez	Irma Ramirez	

**INVOCATION:** Doug Morris

**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 28, 2018.

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

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

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

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

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

**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.

***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}.***

Motion by Council Member Gonzales 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 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	<u>✓</u>	<u>      </u>	<u>      </u>
Brant Stewart(ABSENT)	<u>      </u>	<u>      </u>	<u>      </u>
Marie A. Briseno	<u>✓</u>	<u>      </u>	<u>      </u>
Rick Moreno	<u>✓</u>	<u>      </u>	<u>      </u>
JASON MORENO	<u>✓</u>	<u>      </u>	<u>      </u>
BOBBY GONZALES	<u>✓</u>	<u>      </u>	<u>      </u>
Douglas Morris	<u>      </u>	<u>✓</u>	<u>      </u>
<b>VOTING:</b>	"AYE" 5	"NAY" 1	"ABSTAIN"

**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.

**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}.**

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

**RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS**

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brant Stewart (ABSENT)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marie A. Briseno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rick Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JASON MORENO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bobby Gonzales	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Douglas Morris	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>VOTING:</b>	<b>"AYE" 5</b>	<b>"NAY" 1</b>	<b>"ABSTAIN"</b>



**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.

***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."**

Motion by Council Member Gonzales 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 \$0.800442 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 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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brant Stewart (ABSENT)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marie A. Briseno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rick Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JASON MORENO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BOBBY GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Douglas Morris	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**VOTING:** "AYE" 5 "NAY" 1 "ABSTAIN"

**AD VALOREM TAX RATE – 2018:** Consider establishing an ad valorem tax rate for Fiscal Year 2017-2018 by passing on first reading an ordinance establishing the ad valorem tax rate of \$0.800442 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.

***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."**

Motion by Council Member Gonzales 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 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	<u>√</u>	<u>      </u>	<u>      </u>
Brant Stewart	<u>      </u>	<u>      </u>	<u>      </u>
Marie A. Briseno	<u>√</u>	<u>      </u>	<u>      </u>
Rick Moreno	<u>√</u>	<u>      </u>	<u>      </u>
JASON MORENO	<u>√</u>	<u>      </u>	<u>      </u>
BOBBY GONZALES	<u>√</u>	<u>      </u>	<u>      </u>
Douglas Morris	<u>      </u>	<u>√</u>	<u>      </u>
<b>VOTING:</b>	<b>"AYE" 5</b>	<b>"NAY" 1</b>	<b>"ABSTAIN"</b>

**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.

**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 -**
  - 2<sup>nd</sup> 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 September 4, 2018.

ATTEST:

APPROVED:

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Betty Conde  
City Secretary

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Josh Stevens  
Mayor

# **City Council Agenda**

*City of Lamesa, Texas*

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 4**

**SUBJECT: BUDGET AMENDMENT #8**  
**PROCEEDING:** Ordinance, 2<sup>nd</sup> Reading  
**SUBMITTED BY:** City Staff

## **SUMMARY STATEMENT**

City Council to consider amending Ordinance O-20-17 on Second 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 Second 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 4<sup>th</sup> 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><b>Revenues</b></u>	<u><b>Expenditures</b></u>
General Fund (1)	\$ 7,315.24	\$ 7,315.24

**SECTION 2.** Effective date: That this Ordinance shall become effective as of this September 21<sup>st</sup>, 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 4<sup>th</sup>, 2018 by a majority vote; and on September 11<sup>th</sup>, 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
Increase Expenditures (01-5052-952 – Equipment)	\$7,315.24

# **City Council Agenda**

## **City of Lamesa, Texas**

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 5**

**SUBJECT: AD VALOREM TAX RATE – 2018 (DEBT SERVICE TAX RATE)**  
**PROCEEDING: Ordinance, Second 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 Second 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 **\$0.29558** 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.**

**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 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 G. Gonzales	_____	_____	_____
Douglas Morris	_____	_____	_____

**CITY MANAGER’S MEMORANDUM**

Recommend approval on 2<sup>nd</sup> 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 4<sup>th</sup> 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 4<sup>th</sup> 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 11, 2018**

**AGENDA ITEM: 6**

**SUBJECT: AD VALOREM TAX RATE – 2018 (MAINTENANCE AND OPERATION TAX RATE)**  
**PROCEEDING: Ordinance; Second 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 Second 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 \$0.800442 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	_____	_____	_____
Bobby Gonzales	_____	_____	_____
Fred Vera	_____	_____	_____
Douglas Morris	_____	_____	_____

**CITY MANAGER’S MEMORANDUM**

Recommend approval on 2<sup>nd</sup> reading to set the Maintenance and Operations tax rate at \$0.800442 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 \$0.800442 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 4<sup>th</sup> 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 4<sup>th</sup> day of September, 2018 by a majority vote.

**ATTEST:**

**APPROVED:**

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Betty Conde  
City Secretary

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Josh Stevens  
Mayor

# **City Council Agenda**

## **City of Lamesa, Texas**

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 7**

SUBJECT: **AD VALOREM TAX RATE – 2018**  
PROCEEDING: Ordinance; Second 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 Second 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."**

### **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 G. Gonzales	_____	_____	_____
Douglas Morris	_____	_____	_____

**CITY MANAGER'S MEMORANDUM**

Recommend approval on 2<sup>nd</sup> 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 4<sup>th</sup> 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 4<sup>th</sup> day of September, 2018 by a majority vote.

**ATTEST:**

**APPROVED:**

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Betty Conde  
City Secretary

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Josh Stevens  
Mayor

# ***City Council Agenda***

## ***City of Lamesa, Texas***

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 8**

SUBJECT: **AUTHORIZE WARRANTS - GENERAL OPERATIONS**  
PROCEEDING: Resolution  
SUBMITTED BY: City Staff  
EXHIBITS: Resolution  
AUTHORITY:

### **SUMMARY STATEMENT**

Consider passing resolution authorizing the issuance of interest bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year.

### **COUNCIL ACTION**

Motion by Council Member \_\_\_\_\_ to pass a resolution authorizing the issuance of interest bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year. Motion seconded by Council Member \_\_\_\_\_ and upon being put to a vote the motion \_\_\_\_\_.

**VOTING:** "AYE" \_\_\_\_\_ "NAY" \_\_\_\_\_ "ABSTAIN" \_\_\_\_\_

### **CITY MANAGER'S MEMORANDUM**

**Recommend approval.**

**RESOLUTION NO.: R-\_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE ISSUANCE OF WARRANTS TO BE USED FOR DAILY OPERATIONS OF THE CITY OF LAMESA.**

On this the 11<sup>th</sup> 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; 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 Council of the City of Lamesa wishes to authorize the issuance of interest bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year; and

**WHEREAS**, said warrants are necessary for the continued operation of city departments; and

**WHEREAS**, it is in the public interest and welfare that said resolution be passed;

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS**, that Mayor and City Secretary be, and they are hereby authorized to issue warrants to the Lamesa National Bank not to exceed Five Hundred Thousand Dollars and no/100 (\$500,000.00), the money so obtained to be used for daily operations of the City of Lamesa to be paid out of current tax revenue.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be delivered to the Lamesa National Bank.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 11<sup>th</sup> day of September, 2018 by a 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:**

\_\_\_\_\_  
Betty Conde  
City Secretary

\_\_\_\_\_  
Josh Stevens  
Mayor



# **City Council Agenda**

## **City of Lamesa, Texas**

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 9**

SUBJECT: **APPROVAL TO APPLY FOR TXDOT GRANT FUNDING**  
PROCEEDING: Action  
SUBMITTED BY: City Staff

### **SUMMARY STATEMENT**

City Council to consider approving the Lamesa Municipal Airport Board to apply for TxDOT RAMP Grant funding for up to \$50,000 (no grant match required from the City). *(John Farris)*

### **COUNCIL ACTION**

DISCUSSION \_\_\_\_\_

Motion by Council Member \_\_\_\_\_ to approve the Lamesa Municipal Airport to apply for TxDOT RAMP Grant funding for up to \$50,000. Motion seconded by Council Member \_\_\_\_\_ and upon being put to a vote the motion \_\_\_\_\_.

VOTING: "AYE" \_\_\_\_\_ "NAY" \_\_\_\_\_ "ABSTAIN" \_\_\_\_\_

### **CITY MANAGER'S MEMORANDUM**

**Recommend approval.**

**TEXAS DEPARTMENT OF TRANSPORTATION  
GRANT FOR ROUTINE AIRPORT MAINTENANCE PROGRAM**

**(State Assisted Airport Routine Maintenance)**

**TxDOT Project ID.: M1905LAME**

**Part I - Identification of the Project**

TO: The City of Lamesa, Texas and The County of Dawson, Texas

FROM: The State of Texas, acting through the Texas Department of Transportation

This Grant is made between the Texas Department of Transportation, (hereinafter referred to as the "State"), on behalf of the State of Texas, and the City of Lamesa, Texas and The County of Dawson, Texas, (hereinafter referred to as the "Sponsor").

This Grant Agreement is entered into between the State and the Sponsor shown above, under the authority granted and in compliance with the provisions of the Transportation Code Chapter 21.

The project is for **airport maintenance** at the LAMESA - LAMESA MUNI Airport.

**Part II - Offer of Financial Assistance**

- I. For the purposes of this Grant, the annual routine maintenance project cost, Amount A, is estimated as found on Attachment A, Scope of Services, attached hereto and made a part of this grant agreement.

State financial assistance granted will be used solely and exclusively for airport maintenance and other incidental items as approved by the State. Actual work to be performed under this agreement is found on Attachment A, Scope of Services. State financial assistance, Amount B, will be for fifty percent (50%) of the eligible project costs for this project or \$50,000.00, whichever is less, per fiscal year and subject to availability of state appropriations.

Scope of Services, Attachment A, of this Grant, may be amended, subject to availability of state funds, to include additional approved airport maintenance work. Scope amendments require submittal of an Amended Scope of Services, Attachment A.

Services will not be accomplished by the State until receipt of Sponsor's share of project costs.

**Only work items as described in Attachment A, Scope of Services of this Grant are reimbursable under this grant.**

Work shall be accomplished by August 31, 2019, unless otherwise approved by the State.

2. The State shall determine fair and eligible project costs for work scope. Sponsor's share of estimated project costs, Amount C, shall be as found on Attachment A and any amendments.

It is mutually understood and agreed that if, during the term of this agreement, the State determines that there is an overrun in the estimated annual routine maintenance costs, the State may increase the grant to cover the amount of the overrun within the above stated percentages and subject to the maximum amount of state funding.

The State will not authorize expenditures in excess of the dollar amounts identified in this Agreement and any amendments, without the consent of the Sponsor.

3. Sponsor, by accepting this Grant certifies and, upon request, shall furnish proof to the State that it has sufficient funds to meet its share of the costs. The Sponsor grants to the State the right to audit any books and records of the Sponsor to verify expended funds.

Upon execution of this Agreement and written demand by the State, the Sponsor's financial obligation (Amount C) shall be due in cash and payable in full to the State. State may request the Sponsor's financial obligation in partial payments. Should the Sponsor fail to pay their obligation, either in whole or in part, within 30 days of written demand, the State may exercise its rights under Paragraph V-3. Likewise, should the State be unwilling or unable to pay its obligation in a timely manner, the failure to pay shall be considered a breach and the Sponsor may exercise any rights and remedies it has at law or equity.

The State shall reimburse or credit the Sponsor, at the financial closure of the project, any excess funds provided by the Sponsor which exceed Sponsor's share (Amount C).

4. The Sponsor specifically agrees that it shall pay any project costs which exceed the amount of financial participation agreed to by the State. It is further agreed that the Sponsor will reimburse the State for any payment or payments made by the State which are in excess of the percentage of financial assistance (Amount B) as stated in Paragraph II-1.

5. Scope of Services may be accomplished by State contracts or through local contracts of the Sponsor as determined appropriate by the State. All locally contracted work must be approved by the State for scope and reasonable cost. Reimbursement requests for locally contracted work shall be submitted on forms provided by the State and shall include copies of the invoices for materials or services. Payment shall be made for no more than 50% of allowable charges.

The State will not participate in funding for force account work conducted by the Sponsor.

6. This Grant shall terminate upon completion of the scope of services.

### **Part III - Sponsor Responsibilities**

1. In accepting this Grant, if applicable, the Sponsor guarantees that:
  - a. it will, in the operation of the facility, comply with all applicable state and federal laws, rules, regulations, procedures, covenants and assurances required by the State in connection with this Grant; and
  - b. the Airport or navigational facility which is the subject of this Grant shall be controlled by the Sponsor for a period of at least 20 years; and
  - c. consistent with safety and security requirements, it shall make the airport or air navigational facility available to all types, kinds and classes of aeronautical use without discrimination between such types, kinds and classes and shall provide adequate public access during the period of this Grant; and
  - d. it shall not grant or permit anyone to exercise an exclusive right for the conduct of aeronautical activity on or about an airport landing area. Aeronautical activities include, but are not limited to scheduled airline flights, charter flights, flight instruction, aircraft sales, rental and repair, sale of aviation petroleum products and aerial applications. The landing area consists of runways or landing strips, taxiways, parking aprons, roads, airport lighting and navigational aids; and
  - e. it shall not enter into any agreement nor permit any aircraft to gain direct ground access to the sponsor's airport from private property adjacent to or in the immediate area of the airport. Further, Sponsor shall not allow aircraft direct ground access to private property. Sponsor shall be subject to this prohibition, commonly known as a "through-the-fence operation," unless an exception is granted in writing by the State due to extreme circumstances; and

- f. it shall not permit non-aeronautical use of airport facilities without prior approval of the State; and
- g. the Sponsor shall submit to the State annual statements of airport revenues and expenses when requested; and
- h. all fees collected for the use of the airport shall be reasonable and nondiscriminatory. The proceeds from such fees shall be used solely for the development, operation and maintenance of the airport or navigational facility; and
- i. an Airport Fund shall be established by resolution, order or ordinance in the treasury of the Sponsor, or evidence of the prior creation of an existing airport fund or properly executed copy of the resolution, order, or ordinance creating such a fund, shall be submitted to the State. The fund may be an account as part of another fund, but must be accounted for in such a manner that all revenues, expenses, retained earnings, and balances in the account are discernible from other types of moneys identified in the fund as a whole. All fees, charges, rents, and money from any source derived from airport operations must be deposited in the Airport Fund and shall not be diverted to the general revenue fund or another revenue fund of the Sponsor. All expenditures from the Airport Fund shall be solely for airport purposes. Sponsor shall be ineligible for a subsequent grant or loan by the State unless, prior to such subsequent grant or loan, Sponsor has complied with the requirements of this subparagraph; and
- j. the Sponsor shall operate runway lighting at least at low intensity from sunset to sunrise; and
- k. insofar as it is reasonable and within its power, Sponsor shall adopt and enforce zoning regulations to restrict the height of structures and use of land adjacent to or in the immediate vicinity of the airport to heights and activities compatible with normal airport operations as provided in Tex. Loc. Govt. Code Ann. Sections 241.001 et seq. (Vernon and Vernon Supp.). Sponsor shall also acquire and retain aviation easements or other property interests in or rights to use of land or airspace, unless sponsor can show that acquisition and retention of such interest will be impractical or will result in undue hardship to Sponsor. Sponsor shall be ineligible for a subsequent grant or loan by the State unless Sponsor has, prior to subsequent approval of a grant or loan, adopted and passed an airport hazard zoning ordinance or order approved by the State.
- l. mowing services will not be eligible for state financial assistance. Sponsor will be responsible for 100% of any mowing services.

2. The Sponsor, to the extent of its legal authority to do so, shall save harmless the State, the State's agents, employees or contractors from all claims and liability due to activities of the Sponsor, the Sponsor's agents or employees performed under this agreement. The Sponsor, to the extent of its legal authority to do so, shall also save harmless the State, the State's agents, employees or contractors from any and all expenses, including attorney fees which might be incurred by the State in litigation or otherwise resisting claim or liabilities which might be imposed on the State as the result of those activities by the Sponsor, the Sponsor's agents or employees.
3. The Sponsor's acceptance of this Offer and ratification and adoption of this Grant shall be evidenced by execution of this Grant by the Sponsor. The Grant shall comprise a contract, constituting the obligations and rights of the State of Texas and the Sponsor with respect to the accomplishment of the project and the operation and maintenance of the airport.

If it becomes unreasonable or impractical to complete the project, the State may void this agreement and release the Sponsor from any further obligation of project costs.

4. Upon entering into this Grant, Sponsor agrees to name an individual, as the Sponsor's Authorized Representative, who shall be the State's contact with regard to this project. The Representative shall receive all correspondence and documents associated with this grant and shall make or shall acquire approvals and disapprovals for this grant as required on behalf of the Sponsor, and coordinate schedule for work items as required.
5. By the acceptance of grant funds for the maintenance of eligible airport buildings, the Sponsor certifies that the buildings are owned by the Sponsor. The buildings may be leased but if the lease agreement specifies that the lessee is responsible for the upkeep and repairs of the building no state funds shall be used for that purpose.
6. Sponsor shall request reimbursement of eligible project costs on forms provided by the State. All reimbursement requests are required to include a copy of the invoices for the materials or services. The reimbursement request will be submitted no more than once a month.
7. The Sponsor's acceptance of this Agreement shall comprise a Grant Agreement, as provided by the Transportation Code, Chapter 21, constituting the contractual obligations and rights of the State of Texas and the Sponsor with respect to the accomplishment of the airport maintenance and compliance with the assurances and conditions as provided. Such Grant Agreement shall become effective upon the State's written Notice to Proceed issued following execution of this agreement.



#### **Part IV - Nomination of the Agent**

1. The Sponsor designates the State as the party to receive and disburse all funds used, or to be used, in payment of the costs of the project, or in reimbursement to either of the parties for costs incurred.
2. The State shall, for all purposes in connection with the project identified above, be the Agent of the Sponsor. The Sponsor grants the State a power of attorney to act as its agent to perform the following services:
  - a. accept, receive, and deposit with the State any and all project funds granted, allowed, and paid or made available by the Sponsor, the State of Texas, or any other entity;
  - b. enter into contracts as necessary for execution of scope of services;
  - c. if State enters into a contract as Agent: exercise supervision and direction of the project work as the State reasonably finds appropriate. Where there is an irreconcilable conflict or difference of opinion, judgment, order or direction between the State and the Sponsor or any service provider, the State shall issue a written order which shall prevail and be controlling;
  - d. receive, review, approve and pay invoices and payment requests for services and materials supplied in accordance with the State approved contracts;
  - e. obtain an audit as may be required by state regulations; the State Auditor may conduct an audit or investigation of any entity receiving funds from TxDOT directly under this contract or indirectly through a subcontract under this contract. Acceptance of funds directly under this contract or indirectly through a subcontract under this contract acts as acceptance of the authority of the State Auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.
  - f. reimburse sponsor for approved contract maintenance costs no more than once a month.

#### **Part V - Recitals**

1. This Grant is executed for the sole benefit of the contracting parties and is not intended or executed for the direct or incidental benefit of any third party.
2. It is the intent of this grant to not supplant local funds normally utilized for airport maintenance, and that any state financial assistance offered under this grant be in addition to those local funds normally dedicated for airport maintenance.

3. This Grant is subject to the applicable provisions of the Transportation Code, Chapters 21 and 22, and the Airport Zoning Act, Tex. Loc. Govt. Code Ann. Sections 241.001 et seq. (Vernon and Vernon Supp.). Failure to comply with the terms of this Grant or with the rules and statutes shall be considered a breach of this contract and will allow the State to pursue the remedies for breach as stated below.
  - a. Of primary importance to the State is compliance with the terms and conditions of this Grant. If, however, after all reasonable attempts to require compliance have failed, the State finds that the Sponsor is unwilling and/or unable to comply with any of the terms of this Grant, the State, may pursue any of the following remedies: (1) require a refund of any financial assistance money expended pursuant to this Grant, (2) deny Sponsor's future requests for aid, (3) request the Attorney General to bring suit seeking reimbursement of any financial assistance money expended on the project pursuant to this Grant, provided however, these remedies shall not limit the State's authority to enforce its rules, regulations or orders as otherwise provided by law, (4) declare this Grant null and void, or (5) any other remedy available at law or in equity.
  - b. Venue for resolution by a court of competent jurisdiction of any dispute arising under the terms of this Grant, or for enforcement of any of the provisions of this Grant, is specifically set by Grant of the parties in Travis County, Texas.
4. The State reserves the right to amend or withdraw this Grant at any time prior to acceptance by the Sponsor. The acceptance period cannot be greater than 30 days after issuance unless extended by the State.
5. This Grant constitutes the full and total understanding of the parties concerning their rights and responsibilities in regard to this project and shall not be modified, amended, rescinded or revoked unless such modification, amendment, rescission or revocation is agreed to by both parties in writing and executed by both parties.
6. All commitments by the Sponsor and the State are subject to constitutional and statutory limitations and restrictions binding upon the Sponsor and the State (including Sections 5 and 7 of Article 11 of the Texas Constitution, if applicable) and to the availability of funds which lawfully may be applied.

**Part VI - Acceptances**

**Sponsor**

The City of Lamesa, Texas, does ratify and adopt all statements, representations, warranties, covenants, agreements, and all terms and conditions of this Grant.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
The City of Lamesa, Texas

Sponsor

\_\_\_\_\_  
Sponsor Signature

City Manager  
Sponsor Title

**Certificate of Attorney**

I, Russell Casseberry, acting as attorney for the City of Lamesa, Texas, do certify that I have fully examined the Grant and the proceedings taken by the Sponsor relating to the acceptance of the Grant, and find that the manner of acceptance and execution of the Grant by the Sponsor, is in accordance with the laws of the State of Texas.

Dated at \_\_\_\_\_, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Attorney's Signature

**Part VI - Acceptances**

**Sponsor**

The County of Dawson, Texas, does ratify and adopt all statements, representations, warranties, covenants, agreements, and all terms and conditions of this Grant.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
The County of Dawson, Texas

Sponsor

\_\_\_\_\_  
Sponsor Signature

County Judge  
Sponsor Title

**Certificate of Attorney**

I, Steven B. Payson, acting as attorney for the County of Dawson, Texas, do certify that I have fully examined the Grant and the proceedings taken by the Sponsor relating to the acceptance of the Grant, and find that the manner of acceptance and execution of the Grant by the Sponsor, is in accordance with the laws of the State of Texas.

Dated at \_\_\_\_\_, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Attorney's Signature

**Acceptance of the State**

Executed by and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, established policies or work programs and grants heretofore approved and authorized by the Texas Transportation Commission.

STATE OF TEXAS

TEXAS DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_

Date: \_\_\_\_\_

Attachment A

Scope of Services  
TxDOT Project ID: M1905LAME

Eligible Scope Item	Estimated Costs Amount A	State Share Amount B	Sponsor Share Amount C
GENERAL MAINTENANCE	\$100,000.00	\$50,000.00	\$50,000.00
TOTAL	\$100,000.00	\$50,000.00	\$50,000.00

Accepted By: The City of Lamesa, Texas

Accepted By: The County of Dawson, Texas

Signature

Signature

Title:

City Manager

Title:

County Judge

Date: \_\_\_\_\_

Date: \_\_\_\_\_

GENERAL MAINTENANCE: As needed, Sponsor may contract for services / purchase materials for routine maintenance / improvement of airport pavements, signage, drainage, AWOS systems, approach aids, lighting systems, utility infrastructure, fencing, herbicide / application, sponsor owned and operated fuel systems, hangars, terminal buildings and security systems; professional services for environmental compliance, approved project design. Special projects to be determined and added by amendment.

**Only work items as described in Attachment A, Scope of Services of this Grant are reimbursable under this grant.**



### CERTIFICATION OF AIRPORT FUND

TxDOT Project ID:

M1905LAME

The City of Lamesa, Texas and The County of Dawson does certify that an Airport Fund has been established for the Sponsor, and that all fees, charges, rents, and money from any source derived from airport operations will be deposited for the benefit of the Airport Fund and will not be diverted for other general revenue fund expenditures or any other special fund of the Sponsor and that all expenditures from the Fund will be solely for airport purposes. The fund may be an account as part of another fund, but must be accounted for in such a manner that all revenues, expenses, retained earnings, and balances in the account are discernible from other types of moneys identified in the fund as a whole.

Sponsor: The City of Lamesa, Texas

Sponsor: The County of Dawson, Texas

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: City Manager

Title: County Judge

Date: \_\_\_\_\_

Date: \_\_\_\_\_

#### Certification of State Single Audit Requirements

We, Shawna D. Burkhardt and Foy O'Brien  
(Designated Representative) (Designated Representative)

do certify that the City of Lamesa, Texas and The County of Dawson, Texas, will comply with all requirements of the State of Texas Single Audit Act if the City of Lamesa, Texas and The County of Dawson, Texas, spends or receives more than the threshold amount in any grant funding sources during the most recently audited fiscal year. And in following those requirements, the City of Lamesa, Texas and The County of Dawson, Texas, will submit the report to the audit division of the Texas Department of Transportation. If your entity did not meet the threshold in grant receivables or expenditures, please submit a letter indicating that your entity is not required to have a State Single Audit performed for the most recent audited fiscal year.

\_\_\_\_\_  
Signature  
City Manager  
Title

\_\_\_\_\_  
Signature  
County Judge  
Title

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**DESIGNATION OF SPONSOR'S AUTHORIZED REPRESENTATIVE**

TxDOT Project ID: M1905LAME

The City of Lamesa, Texas and The County of Dawson, Texas, designates, John Farris, Facilitator  
(Name, Title)

as the Sponsor's authorized representative, who shall receive all correspondence and documents associated with this grant and who shall make or shall acquire approvals and disapprovals for this grant as required on behalf of the Sponsor.

Sponsor: The City of Lamesa, Texas

Sponsor: The County of Dawson, Texas

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: City Manager

Title: County Judge

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**DESIGNATED REPRESENTATIVE**

Mailing Address: P.O. Box 259  
Lamesa, Tx 79331

Overnight Mailing Address: 1409 Lubbock Hwy  
Lamesa, Tx 79331

Telephone Number: 806-759-7747

Fax Number: 806-872-8859

Email Address: Airpoet2FS@yahoo.com

# **City Council Agenda**

*City of Lamesa, Texas*

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 10**

**SUBJECT: AWARD PROPOSAL / QUALIFICATION FOR BOND COUNSEL  
(USDA GRANT)**

**PROCEEDING: Action**

**SUBMITTED BY: City staff**

## **SUMMARY STATEMENT**

City Council to consider awarding proposal for Qualification for Bond Counsel for the USDA Grant.  
(*City Manager*)

## **COUNCIL ACTION**

**DISCUSSION** \_\_\_\_\_

Motion by Council Member \_\_\_\_\_ to award the proposal for Qualification for Bond Counsel for the USDA Grant. Motion seconded by Council Member \_\_\_\_\_ and upon being put to a vote the motion \_\_\_\_\_.

**VOTING:** "AYE" \_\_\_\_\_ "NAY" \_\_\_\_\_ "ABSTAIN" \_\_\_\_\_

## **CITY MANAGER'S MEMORANDUM**

**Recommend approval.**

# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 11**

**SUBJECT: AMENDMENT TO 2016 CDBG MANAGEMENT SERVICES AGREEMENT:**

**PROCEEDING:**

**SUBMITTED BY:** City Staff

## **SUMMARY STATEMENT**

City Council to consider amending the Management Services Agreement with A & J Howco Services, Inc. to increase the compensation to include a maximum amount of compensation not exceed \$35,750.

## **COUNCIL ACTION**

**DISCUSSION** \_\_\_\_\_

Motion by Council Member \_\_\_\_\_ to consider amending the Management Services Agreement with A & J. Howco Services, Inc. to increase the compensation to include a maximum amount of compensation not exceed \$35,750. Motion seconded by Council Member \_\_\_\_\_ and upon being put to a vote the motion \_\_\_\_\_.

**VOTING:** "AYE" \_\_\_\_\_ "NAY" \_\_\_\_\_ "ABSTAIN" \_\_\_\_\_

## **CITY MANAGER'S MEMORANDUM**

**Recommend approval.**

MANAGEMENT SERVICES AGREEMENT

TxCDBG CONTRACT NO. 7216280 - AMENDMENT #1

WHEREAS, the City of Lamesa, Texas, hereafter called the "City ", and A & J Howco Services, Inc., hereafter called the "Firm", entered into an Agreement dated December 20, 2016 for administrative services in conjunction with the City's 2016 Texas Community Development Block Grant Program; and

WHEREAS, the City desires to amend the Part I, 6: Compensation and Method of Payment section,

THEREFORE, the City and Firm agree to amend said Agreement as follows:

Part I-6. Compensation and Method of Payment - The maximum amount of compensation and reimbursement to be paid hereunder shall not exceed \$35,750.00.

All other provisions of the Agreement entered into on December 20, 2016 shall remain in full force and effect, except as supplemented here. All obligations of City and Firm as specified in the Agreement shall apply to this supplement. It being the express intent of the both parties that this amendment be read as an integral whole with the original Agreement.

IN WITNESSETH HEREOF, the parties have hereunto set their hands and seals.

Signed this 11th day of September 2018.

CITY OF LAMESA

FIRM: A & J HOWCO SERVICES, INC.

BY: \_\_\_\_\_  
Josh Stevens  
Mayor

BY: \_\_\_\_\_  
Anita Kay Howard  
President



TEXAS DEPARTMENT OF AGRICULTURE  
COMMISSIONER SID MILLER

November 27, 2017

The Honorable Josh Stevens  
Mayor, City of Lamesa  
601 S. 1st St.  
Lamesa, TX 79331

Re: Texas Community Development Block Grant Program (TxCDBG)  
Contract No. 7216280, Performance Statement Modification No. 2, Budget Modification  
No. 1

Dear Mayor Stevens:

We are in receipt of your request to modify Exhibit A, Performance Statement, and Exhibit B, Budget, of your Texas Community Development Block Grant Program (TxCDBG) Contract No. 7216280.

After a review of your file, we have verified that the proposed changes are acceptable. Therefore, in accordance with the current TxCDBG Project Implementation Manual, your modification request has been approved and an amendment is not necessary at this time. The modified contract Exhibit A, Performance Statement, and Exhibit B, Budget, are included as attachment(s).

Except as modified herein, this contract remains unchanged, including all prior modifications. Please note that this approval does not in any way extend the contract period. The modified project must be completed within the allowable period in order to meet the contract requirements.

If you have any questions or require any additional information, please contact your Contract Specialist, Travis Brown, at 512-463-2248 or [Travis.Brown@TexasAgriculture.gov](mailto:Travis.Brown@TexasAgriculture.gov).

Sincerely,

Matt Cain  
TxCDBG Contract Technician

MC/MC/mc  
Enclosures

**Performance Statement Modification No. 2**

**EXHIBIT A**

**PERFORMANCE STATEMENT**

**CONTRACT NUMBER 7216280**

**CITY OF LAMESA**

All activities funded with TxCDBG funds must meet one of the CDBG program's National Objectives: benefit low- and moderate-income (LMI) persons, aid in the prevention or elimination of slums or blight, or meet community development needs having a particular urgency.

Contractor shall carry out the following activities in the target area identified in the Application. The Contractor shall ensure that the amount of funds expended for each activity described does not exceed the amount specified for such activity in the Budget.

**CURRENT NEED**

The City of Lamesa has water lines that are aged and deteriorated, resulting in frequent maintenance issues and disruptions in service.

The Contractor certifies that the activity (ies) carried out under this contract will meet the National Objective of benefitting LMI persons with at least 51% of the beneficiaries qualifying as LMI.

**ACTIVITIES**

**Water Improvements:** Contractor shall replace water lines to prevent frequent maintenance issues and disruptions in service. Contractor shall install approximately three thousand four hundred twenty four linear feet (3,424 l.f.) of six-inch (6") water line, hydrants, valves and fitting, service reconnections, pavement repair, and all associated appurtenances. Construction shall take place in the following locations:

<b>STREET</b>	<b>FROM</b>	<b>TO</b>
N 3 <sup>rd</sup> St	N Hartford Ave	Boston Ave
N 1 <sup>st</sup> St	Point between Canyon Ave and Boston Ave	Elgin Ave
NE Gary Avenue	N 2 <sup>nd</sup> Street	N 3 <sup>rd</sup> Street

These activities shall benefit one hundred three (103) persons, of which eighty-three (83) or eighty-one percent (81%) are of low- to moderate-income.

**Engineering**

Contractor shall ensure that the amount of Department funds expended for all eligible project-related engineering services, including preliminary and final design plans and specifications, all interim and final inspections, and all special services does not exceed the amount specified for engineering in the Budget.

**General Administration**

Contractor shall ensure that the amount of Department funds expended for all eligible project-related administration activities, including the required annual program compliance and fiscal audit does not exceed the amount specified for administration in the Budget.



**EXHIBIT B**

**BUDGET**

**CONTRACT NUMBER 7216280**

**CITY OF LAMESA**

<u>Project Activities</u>	<u>Contract Funds</u>	<u>Other Funds</u>	<u>Total Funds</u>
03J_W Water Improvements - Total	\$314,250	\$0	\$314,250
Water Improvements-Construction	\$251,250	\$0	\$251,250
Water Improvements-Engineering	\$63,000	\$0	\$63,000
21A General Program Administration - Total	\$35,750	\$0	\$35,750
<b>TOTALS</b>	<b>\$350,000</b>	<b>\$0</b>	<b>\$350,000</b>

# ***City Council Agenda***

## ***City of Lamesa, Texas***

**DATE OF MEETING: SEPTEMBER 11, 2018**

**AGENDA ITEM: 12**

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**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 11, 2018**

**AGENDA ITEM: 13**

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**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 11, 2018**

**AGENDA ITEM: 14**

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**ADJOURNMENT:** Announcement by the Mayor - "The next regularly scheduled meeting of the City Council of the City of Lamesa will be **SEPTEMBER 18<sup>TH</sup>, 2018** at 5:30 P.M."