LAMESATEXAS
TRADE CORRIDOR CROSSING

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, NOVEMBER 19, 2019, 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 meeting held on October 15, 2019.
   b. **BILLS FOR OCTOBER 2019:** Approval of the bills paid by the City of Lamesa for the month of October 2019.
   c. **PROCLAMATION:** Observing November 11th, 2019 as "Veteran's Day".

4. **DISCUSSION OF PARKING OF SEMI TRUCKS IN RESIDENTIAL NEIGHBORHOODS:** City Council to discuss the parking of semi-trucks in residential neighborhoods. *(Requested by Fred Vera and Gloria Rodriguez)*
5. **DISCUSSION OF TMLIEBP HEALTH INSURANCE RE-RATE:** City Council to consider approving the Calendar Year 2019 TMLIEBP health insurance re-rate (approximately .77% increase over prior year). *(Cris Norris)*
6. **DISCUSSION TO APPROVE ADDITION OF ONE DISPATCHER IN POLICE COMMUNICATIONS:** City Council to consider approving the addition of one full-time dispatcher to the Police Communications Division. *(Requested by Dawson County for Power Shift on nights and weekends. (City Manager & Mayor)*
7. **RESOLUTION TO CONSIDER APPROVAL OF A CITY ECONOMIC DEVELOPMENT POLICY & GUIDELINES FOR TAX ABATEMENTS AND CHAPTER 380 AGREEMENTS:** City Council to discuss and consider approval of A City Economic Development Policy and Guidelines for Tax Abatements and Chapter 380 Agreements. *(EDC Director & City Manager)*
8. **ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS SERIES 2019:** City Council to consider an Ordinance of the City of Lamesa, Texas authorizing and ordering the issuance of General Obligation Refunding Bonds, Series 2019; authorizing a pricing officer to approve the amount, the interest rates, price, redemption provisions and terms thereof and certain other procedures and provisions related thereto; and containing other matters related thereto. *(City Manager)*

9. **ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF CITY OF LAMESA, TEXAS LIMITED TAX NOTE, SERIES 2019:** City Council to consider an Ordinance authorizing and ordering the issuance of City of Lamesa, Texas Limited Tax Note, Series 2019; specifying the terms and features of such note; levying a continuing direct annual ad valorem tax for the payment of said note; and resolving other matters incident and related to the issuance, sale, payment and delivery of a paying agent/registrar agreement; and providing and effective date. *(City Manager)*

10. **PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION:** Public hearing to determine whether buildings located at the following location:

    LEGAL DESCRIPTION: ARBITRARY LOT FORTY-FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

    310 N AVENUE H, LAMESA TX 79331
    PARCEL ID: 3092

    are vacant and dangerous and constitute a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa; and if such buildings are found to be so dilapidated, damaged or decayed as to be beyond repair, to consider passing resolution ordering the demolition of said buildings. *(City Inspector)*

11. **NUISANCE PROPERTY REMOVAL OR DEMOLITION:** Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure, which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. *(City Inspector)*

    LEGAL DESCRIPTION: ARBITRARY LOT FORTY-FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

    310 N AVENUE H, LAMESA TX 79331
    PARCEL ID: 3092

12. **CONSIDER/DISCUSS/APPROVE THE RECOMMENDED AWARD OF TXCDBG #7218280 CONSTRUCTION CONTRACT TO LOW BIDDER, TEJAS PARTNERS CONSTRUCTION:** City Council to consider/discuss/approve the recommended Award of TxCDBG #7218280 Construction Contract to low bidder, Tejas Partners Construction, for the base bid and add alternates 1 and 2 in amount of $214,276.50. The amount of $208,940.00 will be paid with TDA Grant Funds. The remaining $5,336.50 will be contributed with funds by the City of Lamesa. *(City Manager)*

13. **RESOLUTION APPROVING THE EXECUTION OF A FIRE SERVICE AGREEMENT WITH DAWSON COUNTY, TEXAS FOR THE FIRE PROTECTION SERVICES TO RESIDENTS OF THE UNINCORPORATED AREAS OF DAWSON COUNTY:** City Council to approve the execution of a Fire Service Agreement with Dawson County, Texas, for the Fire Protection Services to residents of the unincorporated areas of Dawson County for a period specified and authorizing the Mayor of the City of Lamesa to execute such Fire Service Agreement on behalf of the city. *(City Manager)*

14. **RESOLUTION APPROVING THE EXECUTION OF A SOLID WASTE LANDFILL ACCESS AGREEMENT WITH DAWSON COUNTY:** City Council to approve the execution of a Solid Waste Landfill Agreement with Dawson County, Texas, and authorizing the mayor of the City of Lamesa to execute such solid waste landfill access agreement on behalf of the city. *(City Manager)*

15. **RESOLUTION APPROVING THE EXECUTION OF A COMMUNICATIONS AND JAIL SERVICE AGREEMENT WITH DAWSON COUNTY:** City Council to approve the execution of a Communications and Jail Service Agreement with Dawson County, Texas, and authorizing the mayor of the City of Lamesa to execute such communications and jail service agreement on behalf of the city. *(City Manager)*

16. **AN ORDINANCE AMENDING CHAPTER 12 ENTITLED "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, TO ADD §12.03.054 ENTITLED "TEMPORARY REROUTING OF TRAFFIC DURING SCHOOL YEAR.":** City Council to consider amending Chapter 12 entitled "Traffic and vehicles" of the Code of Ordinances of the City of Lamesa, Texas, to add §12.03.054 entitled "Temporary Rerouting of Traffic During School Year." *(City Manager)*

17. **BUDGET AMENDMENT I:** Consider amending Ordinance O-17-19 on first reading with respect to October 1, 2019. *(City Manager & Finance Director)*

18. **AN ORDINANCE AMENDING CHAPTER 14 ENTITLED "ZONING" OF THE CODE OF ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING SECTION 14.03.054 AND SECTION 14.03.055 TO ALLOW MODULAR HOMES AND MANUFACTURED BUILDINGS TO BE LOCATED IN R-3 DISTRICTS IN THE CITY OF LAMESA:** City Council to consider approving an Ordinance on first reading amending chapter 14 entitled "Zoning" of the Code of Ordinance of the City of Lamesa Texas, amending section 14.03.054 and section 14.03.055 to allow modular homes and manufactured buildings to be located in R-3 districts in the City of Lamesa. *(City Manager & City Inspector)*

19. **PURCHASE TWO TRUCKS FOR THE METER READER AND WATER DEPARTMENT FROM MITCH HALL CHEVROLET:** City Council to consider the purchase of two trucks for the meter reader and water department from Mitch Hall Chevrolet. *(City Manager)*

20. **CALL FOR BIDS FOR SALE OF SURPLUS VEHICLES:** City Council to consider a call for bids for the sale of surplus vehicles. *(City Manager)*

21. **REQUEST FOR REZONING – APARTMENT DEVELOPMENT:** City Council to consider approving an Ordinance on Second reading approving zone change for the following property:

CASE NUMBER P & Z 19-11: To consider the petition of DON NICOLINI FOR THE LAMESA REAL ESTATE PARTNERS, LLC, 1311 PALM CANYON DRIVE, DALLAS, TX 75204 to change the zone of the following property

> All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T -5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue.

Located at (OLD BASEBALL FIELD) 500 BLOCK BETWEEN SE 13TH TO SE 14TH AND S. ELGIN AVE TO S. DETROIT from zoning district R-1 to zoning district R-3 for use as MULTI FAMILY APARTMENTS. *(Building Official)*

22. **CITY STAFF REPORTS:**

    a. **PARKS, STREETS, SANITATION/LANDFILL REPORT:** Director to report on the city's recent events. *(Parks and Street/Director)*

    b. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events. (*Utilities Director*)

23. **FINANCIAL REPORT:** Finance Director to report on the city's finances.

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

    a. City Hall Closed for Thanksgiving – November 28 & 29, 2019

    b. City Hall Christmas Open House – December 6, 2019 from 11 a.m. to 4 p.m.

    c. City Hall Closed for Christmas – December 25 & 26, 2019

    d. City Hall Closed for New Year's Day – January 1 & 2 2020

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

26. **ADJOURNMENT:** ***The next regularly scheduled meetings of the City Council of the City of Lamesa will be December 17, 2019 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

LAMESATEXAS
TRADE CORRIDOR CROSSING

I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at **4:45 p.m., November 15, 2019** in accordance with Chapter 551.041 of the Government Code.

Betty Conde, City Secretary

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **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 – District 1
MARIE A. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3
DORE EVAN RODRIGUEZ	Mayor Pro-tem - District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6/Mayor Pro-tem

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: NOVEMBER 19, 2019 **AGENDA ITEM: 3**

SUBJECT: **CONSENT AGENDA ITEMS**
PROCEEDING: Action
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 October 15, 2019.
b. **BILLS FOR OCTOBER 2019:** Approval of the bills paid by the City of Lamesa for the month of October 2019.
c. **PROCLAMATION:** Observing November-11th, 2019 as "Veteran's Day".

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve Item 3a and b and c. 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 SPECIAL CALLED MEETING:

October 15, 2019

On this the 15th day of October 2019, 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 7 City Council Members were present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1
MARIE. BRISENO	Council Member – District 2 LEFT@7:10
RICK MORENO	Council Member – District 3
DORE EVAN RODRIGUEZ	COUNCIL MEMBER District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6 LEFT@5:55

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:

Krystal Avila	**Holly Holder**	**Kristi Laverty**	**David Boyd**
Latrista Boyd	**Larry Mitchell**	**Betty Mitchell**	**Dale Alwan**
Stephanie Brown	**Pauline**	**Sean Overeyender**	**Irma Ramirez**
Robert Ramirez	**Mike Lopez**	**Sandy Trevino**	**Sherry Alexander**
Wayne Chapman	**Pearl Butler**		

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 September 17, 2019.

b) **BILLS FOR SEPTEMBER 2019:** Approval of the bills paid by the City of Lamesa for the month of September, 2019.

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

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

LAMESA ECONOMIC DEVELOPMENT CORPORATION QUARTERLY REPORT: City Council to hear from LEDC/LEAP Executive Director Sean Overeynder regarding LEDC/LEAP Quarterly Report/Year in Review.

ADOPT FINANCIAL POLICY: City Council to consider passing a resolution approving the City's Financial Policy for Fiscal Year 2019-2020.

Motion by Council Member Stewart to pass a resolution approving the City's Financial Policy for Fiscal Year 2019-2020. Motion seconded by Council Member Rodriquez and upon being put to a vote the motion passed.

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

Res. No. R-31-19 **Ord. Book 13** **Page 81**

APPROVAL OF TMLIEBP HEALTH INSURANCE RE-RATE: City Council to consider approving the Calendar Year 2019 TMLIEBP health insurance re-rate (approximately .77% increase over prior year).

Motion by Council Member Stewart to approve the Calendar Year 2019 2020 TMLIEBP health insurance re-rate (approximately .77% increase over prior year). Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

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

RESOLUTION OF THE CITY OF LAMESA APPROVING COOPERATION WITH CITIES SERVED BY ATMOS WEST TEXAS TO REVIEW ATMOS ENERGY CORP., WEST TEXAS DIVISION'S ("ATMOS WEST TEXAS") REQUESTED RATE CHANGE: City Council to consider approving a resolution of cooperation with cities served by Atmos West Texas to review Atmos Energy Corp., West Texas Division's ("Atmos West Texas ") to intervene in the requested rate change. *(City Manager)*

Motion by Council Member Morris to approve cooperation with cities served by Atmos West Texas to review Atmos Energy Corp., West Texas Division's ("Atmos West Texas ") requested rate change. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

Res. No. R-32-19 **Ord. Book 13** **Page 83**

FINANCIAL ADVISORY AGREEMENT BY AND BETWEEN THE CITY OF LAMESA AND GOVERNMENT CAPITAL SECURITIES CORPORATION: City Council to consider approving a Financial Advisory Agreement to which Government Capital Securities Corporation will advise the issuer on the issuance of Securities, as well as provide advice pertaining to the structuring and sale of the Securities and other matters. *(City Manager)*

Motion by Council Member Gonzales to approve a Financial Advisory Agreement to which Government Capital Securities Corporation will advise the issuer on the issuance of Securities, as well as provide advice pertaining to the structuring and sale of the Securities and other matters. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

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

Doug Morris left @ 5:55p.m. after agenda item #8.

ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS SERIES 2019: City Council to consider an Ordinance of the City of Lamesa, Texas authorizing and ordering the issuance of General Obligation Refunding Bonds, Series 2019; authorizing a pricing officer to approve the amount, the interest rates, price, redemption provisions and terms thereof and certain other procedures and provisions related thereto; and containing other matters related thereto. *(Finance Director)*

Motion by Council Member Stewart to approve an Ordinance of the City of Lamesa, Texas authorizing and ordering the issuance of General Obligation Refunding Bonds, Series 2019; authorizing a pricing officer to approve the amount, the interest rates, price, redemption provisions and terms thereof and certain other procedures and provisions related thereto; and containing other matters related thereto.Motion seconded by Council Member Rodriquez and upon being put to a vote the motion passed.

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

ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF CITY OF LAMESA, TEXAS LIMITED TAX NOTE, SERIES 2019: City Council to consider an Ordinance authorizing and ordering the issuance of City of Lamesa, Texas Limited Tax Note, Series 2019; specifying the terms and features of such note; levying a continuing direct annual ad valorem tax for the payment of said note; and resolving other matters incident and related to the issuance, sale, payment and delivery of a paying agent/registrar agreement; and providing and effective date. *(Finance Director)*

Motion by Council Member Rodriquez to approve an Ordinance authorizing and ordering the issuance of City of Lamesa, Texas Limited Tax Note, Series 2019; specifying the terms and features of such note; levying a continuing direct annual ad valorem tax for the payment of said note; and resolving other matters incident and related to the issuance, sale, payment and delivery of a paying agent/registrar agreement; and providing and effective date.Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

OPEN BIDS FOR TDA CDBG 2018 WATER LINE PROJECT – N. E. 4TH STREET, and HARTFORD AND ALTERNATES: City Council to open bids and authorize Mayor to sign contract with lowest responsive bidder contingent upon review of contractors work history and experience by engineer and SAM review and approval of the grant administrator for the 2018 TDA CDBG Water Line Project on N. E. 4th Street, and Hartford and alternates for S. 2ND Street. *(City Manager)*

Name	Bid Amount
Tejas Partners Construction	$216,360(Bid awarded)
Rinks Lease Service	$227,510
TEC Excavation	$395,807
Utility Contractors of America	$337,785

Motion by Council Member Gonzales awarded bid to Tejas Partners Construction for the amount not to exceed $216,360.00 and authorize Mayor to sign contract with lowest responsive bidder contingent upon review of contractors work history and experience by engineer and SAM review and approval of the grant administrator for the 2018 TDA CDBG Water Line Project on N. E. 4th Street, and Hartford and alternates for S. 2ND Street. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

PURCHASE OF 2019 CATERPILLAR 930M FRONT-END LOADER FOR STREETS DEPARTMENT WITH TRADE-IN: City Council to consider authorizing the purchase of a 2019 Caterpillar 930M Front-end Loader for the Streets Department with a trade-in of the 2011 Caterpillar Front-end Loader. This is TIPS pricing (similar to Buyboard).

Motion by Council Member Rick Moreno to. authorize the purchase of a 2019 Caterpillar 930M Front-end Loader for the Streets Department with a trade-in of the 2011 Caterpillar Front-end Loader Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

PURCHASE OF 2015 USED CATERPILLAR WHEEL TRACTOR-SCRAPER FOR LANDFILL DEPARTMENT WITH TRADE-IN: City Council to consider authorizing the purchase of a 2015 used Caterpillar Wheel Tractor-Scraper for the Landfill Department with a trade-in of the 2000 Caterpillar scraper. This is TIPS pricing (similar to Buyboard).

Motion by Council Member Gonzales to. authorize the purchase of a 2015 used Caterpillar Wheel Tractor-Scraper for the Landfill Department with a trade-in of the 2000 Caterpillar scraper Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES FOR THE USDA RURAL DEVELOPMENT FOR FIRE EQUIPMENT GRANT: City Council to adopt a Resolution by the City Council of The City of Lamesa, Texas, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the USDA Rural Development for Fire Equipment Grant. (*City Manager)*

Motion by Council Member Rodriquez to. authorize a Resolution by the City Council of The City of Lamesa, Texas, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the USDA Rural Development for Fire Equipment Grant. Motion seconded by Council Member Rick Moreno and upon being put to a vote the motion passed.

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

AN ORDINANCE AMENDING CHAPTER 12 ENTITLED "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, TO ADD §12.03.054 ENTITLED "TEMPORARY REROUTING OF TRAFFIC DURING SCHOOL YEAR." City Council to consider amending Chapter 12 entitled "Traffic and vehicles" of the Code of Ordinances of the City of Lamesa, Texas, to add §12.03.054 entitled "Temporary Rerouting of Traffic During School Year." *(City Manager)*

Motion by Council Member Stewart to consider an Ordinance on first reading, amending Chapter 12 "Traffic and Vehicles", of the Code of Ordinances of the City of Lamesa, Texas to add 12.03.054 entitled 054 "Temporary Rerouting of Traffic During School Year.". Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

PUBLIC HEARING ON APARTMENT DEVELOPMENT: Public hearing regarding a zone change request for the following property:

> **CASE NO. P & Z 19-11**: To consider the petition of DON NICOLINI FOR THE LAMESA REAL ESTATE PARTNERS, LLC, 1311 PALM CANYON DRIVE, DALLAS, TX 75204 to change the zone of the following property
>
> All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T -5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue.
>
> Located at (OLD BASEBALL FIELD) 500 BLOCK BETWEEN SE 13TH TO SE 14TH AND S. ELGIN AVE TO S. DETROIT from zoning district R-1 to zoning district R-3 for use as MULTI FAMILY APARTMENTS.

The Mayor will ask if anyone wishes to speak regarding the following property.

The following persons spoke

Betty Mitchell	Larry Mitchell	David Boyd
Latrista Boyd	Steve Alexander	Pauline

The public hearing opened at 6:30P.M. and closed at 6:59P.M.

REQUEST FOR REZONING – APARTMENT DEVELOPMENT: City Council to consider approving an Ordinance on First reading approving zone change for the following property

CASE NUMBER P & Z 19-11: To consider the petition of DON NICOLINI FOR THE LAMESA REAL ESTATE PARTNERS, LLC, 1311 PALM CANYON DRIVE, DALLAS, TX 75204 to change the zone of the following property

All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T -5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue.

Located at (OLD BASEBALL FIELD) 500 BLOCK BETWEEN SE 13TH TO SE 14TH AND S. ELGIN AVE TO S. DETROIT from zoning district R-1 to zoning district R-3 for use as MULTI FAMILY APARTMENTS.

Motion by Council Member Stewart to consider approving an Ordinance on First reading approving zone change for the following property. Motion seconded by Council Member Rodriquez and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" 1 "ABSTAIN" 1

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on Second reading approving specific use permit for the following property:

CASE NO. P&Z 19-10: To consider the petition of HUMBERTO G. AVILA, 1001 N.1ST LAMESA, TEXAS 79331 of the following property

LOTS 7 8 AND 9, BLOCK 6 OF THE SECOND MORNING ADDITION, to the City of Lamesa, Dawson County, Texas

located at 509 N. GARY AVENUE, LAMESA, TEXAS 79331. APPLICANTIS REQUESTING A SPECIFIC USE PERMIT TO PLACE A 2020 RIFFLEMAN 3240 (32X76) MANUFACTURED HOME AS HIS PRIMARY RESIDENCE. *(Building Official)*

Motion by Council Member Gonzales to consider approving an Ordinance on First reading approving specific use permit. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

FINANCIAL REPORT: Finance Director to report on the city's finances.

INVESTMENT REPORT: Finance Director to report on City's investments through the 4th quarter of FY 2017/2018.

CITY STAFF REPORTS:

a. **POLICE CHIEF REPORT:** Police Chief to report on the city's recent events:
b. **FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events:
c. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events:

CITY MANAGER REPORT: City Manager to report on current activities.

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 November 19, 2019 at 5:30 P.M.***

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 October 15, 2019.

ATTEST:	APPROVED:
_____	_____
Betty Conde City Secretary	Josh Stevens Mayor

FUND : 01 -GENERAL FUND PERIOD TO USE: Oct-2019 THRU Oct-2019

DEPT : N/A ACCOUNTS: 1001 THRU 1001

1001 CASH IN BANK

B E G I N N I N G B A L A N C E

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/01/19	10/01	A22290	CHK: 200400	16167	CANADIAN RIVER MUNICIPAL	1385			72,106.99CR	72,106.99CR
10/01/19	10/01	A22291	CHK: 200401	16167	DPC INDUSTRIES INC	1570			2,059.66CR	74,166.65CR
10/01/19	10/01	A22292	CHK: 200402	16167	FULBRIGHT & CASSELBERRY	2090			624.00CR	74,790.65CR
10/01/19	10/01	A22293	CHK: 200403	16167	LAMESA BEARING, INC.	2480			378.48CR	75,169.13CR
10/01/19	10/01	A22294	CHK: 200404	16167	SOUTH PLAINS COMMUNICATI	3729			953.00CR	76,122.13CR
10/01/19	10/01	A22295	CHK: 200405	16167	SIERRA SPRINGS	6114			151.03CR	76,273.16CR
10/01/19	10/01	A22296	CHK: 200406	16167	OFFICE OF CATHERINE M LA	6317			275.00CR	76,548.16CR
10/01/19	10/01	A22297	CHK: 200407	16167	TCF EQUIPMENT FINANCE	6448			668.68CR	77,216.84CR
10/01/19	10/01	A22298	CHK: 200420	16183	DAWSON COUNTY APPRAISAL	1605			12,437.45CR	89,654.29CR
10/01/19	10/01	A22299	CHK: 200421	16183	DAWSON CO. WELFARE ASSOC	1610			188.00CR	89,842.29CR
10/01/19	10/01	A22300	CHK: 200408	16182	DAWSON CO. LIBRARY	1611			630.00CR	90,472.29CR
10/01/19	10/01	A22301	CHK: 200409	16182	HENRY NORRIS AGENCY,. IN	3190			1,041.66CR	91,513.95CR
10/01/19	10/01	A22302	CHK: 200410	16182	SOUTH PLAINS PUBLIC HEAL	3730			2,455.22CR	93,969.17CR
10/01/19	10/01	A22303	CHK: 200411	16182	VOLUNTEER FIRE DEPARTMEN	4090			400.00CR	94,369.17CR
10/01/19	10/01	A22304	CHK: 200412	16182	DUYCK LARRY	5777			200.00CR	94,569.17CR
10/01/19	10/01	A22305	CHK: 200413	16182	DALE ALWAN	5983			200.00CR	94,769.17CR
10/01/19	10/01	A22306	CHK: 200414	16182	JASON WILEY	6025			200.00CR	94,969.17CR
10/01/19	10/01	A22307	CHK: 200415	16182	STEVE ALEXANDER	6356			200.00CR	95,169.17CR
10/01/19	10/01	A22308	CHK: 200416	16182	JEROMY DAWSON	6457			200.00CR	95,369.17CR
10/01/19	10/01	A22309	CHK: 200417	16182	ASHTIN SUFIENTES	6564			200.00CR	95,569.17CR
10/01/19	10/01	A22310	CHK: 200418	16182	JAIME SOROLA	6641			200.00CR	95,769.17CR
10/01/19	10/01	A22311	CHK: 200419	16182	SANTOS TORRES	6755			200.00CR	95,969.17CR
10/01/19	10/01	A22312	CHK: 200398	16180	UNITED FUND	4081			133.00CR	96,102.17CR
10/01/19	10/01	A22313	CHK: 200399	16180	TREVINO SANDY	5385			63.80CR	96,165.97CR
10/01/19	10/01	A22314	CHK: 000000	16172	INTERNAL REVENUE SERVICE	5832			33,752.78CR	129,918.75CR
10/01/19	10/01	A22315	CHK: 200387	16172	CAPROCK FEDERAL CREDIT U	1390			24,133.71CR	154,052.46CR
10/01/19	10/01	A22316	CHK: 200388	16172	PAYROLL FUND	3270			72,325.45CR	226,377.91CR
10/01/19	10/01	A22317	CHK: 200389	16172	TX CHILD SUPPORT SDU	5634			211.38CR	226,589.29CR
10/01/19	10/01	A22318	CHK: 200390	16172	TX CHILD SUPPORT SDU	5829			115.38CR	226,704.67CR
10/01/19	10/01	A22319	CHK: 200391	16172	TX CHILD SUPPORT SDU	5882			276.92CR	226,981.59CR
10/01/19	10/01	A22320	CHK: 200392	16172	JAE FITNESS	6023			143.28CR	227,124.87CR
10/01/19	10/01	A22321	CHK: 200393	16172	TEXAS CHILD SUPPORT DISB	6566			116.14CR	227,241.01CR
10/01/19	10/01	A22322	CHK: 200394	16172	TX CHILD SUPPORT SDU	6680			196.15CR	227,437.16CR
10/01/19	10/01	A22323	CHK: 200395	16172	TX CHILD SUPPORT SDU	6704			212.77CR	227,649.93CR
10/01/19	10/01	A22324	CHK: 200396	16172	TEXAS CHILD SUPPORT DISB	6782			284.31CR	227,934.24CR
10/01/19	10/01	A22325	CHK: 200397	16172	TEXAS CHILD SUPPORT DISB	6794			216.92CR	228,151.16CR
10/02/19	10/19	B63887	Misc 000001	10161	METER POSTAGE		JE# 025764		500.00CR	228,651.16CR
10/03/19	10/03	A22364	CHK: 200436	16193	ADVANCED ANALYSIS, INC	1022			373.00CR	229,024.16CR
10/03/19	10/03	A22365	CHK: 200437	16193	B & J WELDING SUPPLY	1180			181.85CR	229,206.01CR
10/03/19	10/03	A22366	CHK: 200438	16193	BROCK VETERINARY CLINIC,	1302			650.00CR	229,856.01CR
10/03/19	10/03	A22367	CHK: 200439	16193	GALLS/QUARTERMASTER	1967			86.62CR	229,942.63CR
10/03/19	10/03	A22368	CHK: 200440	16193	GIBBS PRINTING	2030			643.10CR	230,585.73CR
10/03/19	10/03	A22369	CHK: 200441	16193	LAMESA TIRE & BATTERY. I	2645			11,878.00CR	242,463.73CR

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1001 CASH IN BANK * (CONTINUED) *

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/03/19	10/03	A22370	CHK: 200442	16193	LYNTEGAR ELECTRIC COOPER	2728			204.70CR	242,668.43CR
10/03/19	10/03	A22371	CHK: 200443	16193	MORRISON SUPPLY CO	3085			300.00CR	242,968.43CR
10/03/19	10/03	A22372	CHK: 200444	16193	PAYTON PLUMBING INC	3286			201.20CR	243,169.63CR
10/03/19	10/03	A22373	CHK: 200445	16193	S & C OIL COMPANY, INC.	3575			262.82CR	243,432.45CR
10/03/19	10/03	A22374	CHK: 200446	16193	STANDARD INSURANCE CO	3782			1,000.64CR	244,433.09CR
10/03/19	10/03	A22375	CHK: 200447	16193	TML-IEBP	3843			40,112.84CR	284,545.93CR
10/03/19	10/03	A22376	CHK: 200448	16193	WHITE'S 7 TIL 11	4185			65.14CR	284,611.07CR
10/03/19	10/03	A22377	CHK: 200449	16193	WINDSTREAM COMMUNICATION	4460			595.00CR	285,206.07CR
10/03/19	10/03	A22378	CHK: 200450	16193	MANDRY TECHNOLOGY SOLUTI	5160			8,555.00CR	293,761.07CR
10/03/19	10/03	A22379	CHK: 200451	16193	BENMARK SUPPLY CO., INC.	5250			966.28CR	294,727.35CR
10/03/19	10/03	A22380	CHK: 200452	16193	NORTHLAND COMMUNICATIONS	5800			83.57CR	294,810.92CR
10/03/19	10/03	A22381	CHK: 200453	16193	INDUSTRIAL DISPOSAL SUPP	6371			109.52CR	294,920.44CR
10/03/19	10/03	A22382	CHK: 200454	16193	KANDACE SCOTT	6498			150.00CR	295,070.44CR
10/03/19	10/03	A22383	CHK: 200455	16193	KUBOTA LEASING	6643			1,207.62CR	296,278.06CR
10/03/19	10/03	A22384	CHK: 200456	16193	KWIK KAR OIL & LUBE	6691			71.20CR	296,349.26CR
10/03/19	10/03	A22385	CHK: 200457	16193	NORMAN GARZA	6729			1,300.00CR	297,649.26CR
10/03/19	10/03	A22386	CHK: 200458	16193	HARRELL'S LLC	6793			1,295.62CR	298,944.88CR
10/03/19	10/03	A22387	CHK: 200422	16185	DAWSON COUNTY FARM BUREA	1			350.00CR	299,294.88CR
10/03/19	10/03	A22388	CHK: 200423	16185	TONY CASAREZ	1			50.00CR	299,344.88CR
10/03/19	10/03	A22389	CHK: 200424	16185	JEREMY JAQUEZ	1			537.50CR	299,882.38CR
10/03/19	10/03	A22390	CHK: 200425	16185	MARIE BRISENO	1296			777.80CR	300,660.18CR
10/03/19	10/03	A22391	CHK: 200426	16185	DAWSON COUNTY APPRAISAL	1605			12,437.46CR	313,097.64CR
10/03/19	10/03	A22392	CHK: 200427	16185	GARZA, DIONICIO JR	1969			26.03CR	313,123.67CR
10/03/19	10/03	A22393	CHK: 200428	16185	BOBBY G GONZALES	2070			777.80CR	313,901.47CR
10/03/19	10/03	A22394	CHK: 200429	16185	TEXAS MUNICIPAL CLERKS C	5065			100.00CR	314,001.47CR
10/03/19	10/03	A22395	CHK: 200430	16185	TML TEXAS MUNICIAL LEAGU	5120			2,149.00CR	316,150.47CR
10/03/19	10/03	A22396	CHK: 200431	16185	SPAG	5597			50.00CR	316,200.47CR
10/03/19	10/03	A22397	CHK: 200432	16185	LEADS ONLINE LLC	5918			1,758.00CR	317,958.47CR
10/03/19	10/03	A22398	CHK: 200433	16185	SYLVIA I ORTIZ DAWSON CO	6133			15.00CR	317,973.47CR
10/03/19	10/03	A22399	CHK: 200434	16185	SHAWNA BURKHART	6184			833.88CR	318,807.35CR
10/03/19	10/03	A22400	CHK: 200435	16185	DORE EVAN RODRIQUEZ	6786			777.80CR	319,585.15CR
10/07/19	10/07	A22599	CHK: 200476	16204	GARZA, DIONICIO JR	1969			777.80CR	320,362.95CR
10/07/19	10/07	A22600	CHK: 200459	16205	CLAIBORNE'S THRIFTWAY	1480			537.79CR	320,900.74CR
10/07/19	10/07	A22601	CHK: 200460	16205	COPE SAND & GRAVEL	1520			7,575.00CR	328,475.74CR
10/07/19	10/07	A22602	CHK: 200461	16205	TYLER TECHNOLOGIES, INC.	2310			235.00CR	328,710.74CR
10/07/19	10/07	A22603	CHK: 200462	16205	SHARE CORPORATION	3705			346.75CR	329,057.49CR
10/07/19	10/07	A22604	CHK: 200463	16205	AMERICAN EXPRESS	4880			7,934.22CR	336,991.71CR
10/07/19	10/07	A22608	CHK: 200467	16205	STANDARD COFFEE SERVICE	5275			190.49CR	337,182.20CR
10/07/19	10/07	A22609	CHK: 200468	16205	WYLIE & SON, INC.	5842			44.40CR	337,226.60CR
10/07/19	10/07	A22610	CHK: 200469	16205	GRAINGER	5898			429.59CR	337,656.19CR
10/07/19	10/07	A22611	CHK: 200470	16205	ADVANCED AUTO REPAIR	6075			225.54CR	337,881.73CR
10/07/19	10/07	A22612	CHK: 200471	16205	IMPERATIVE INFORMATION G	6224			159.00CR	338,040.73CR
10/07/19	10/07	A22613	CHK: 200472	16205	DAVIS CHIROPRACTIC	6300			50.00CR	338,090.73CR
10/07/19	10/07	A22614	CHK: 200473	16205	ETC LITE, LLC	6633			210.00CR	338,300.73CR
10/07/19	10/07	A22615	CHK: 200474	16205	VULCAN CONSTRUCTION MATE	6695			5,178.05CR	343,478.78CR
10/07/19	10/07	A22616	CHK: 200475	16205	HARRELL'S LLC	6793			255.00CR	343,733.78CR
10/07/19	10/07	A22638	CHK: 200477	16211	TEXAS MUNICIPAL RETIREME	3973			15,657.66CR	359,391.44CR

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1001 CASH IN BANK * (CONTINUED) *

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/07/19	10/07	A22641	CHK: 200480	16211	CLARKE MOSQUITO CONTROL	5809			5,193.76CR	364,585.20CR
10/07/19	10/07	A22642	CHK: 200481	16211	ODESSA PUMPS	6378			11,432.00CR	376,017.20CR
10/07/19	10/07	A22643	CHK: 200482	16214	LUBBOCK GRADER BLADE, IN	2706			49.90CR	376,067.10CR
10/07/19	10/07	A22644	CHK: 200483	16214	MAYFIELD PAPER COMPANY,	2957			798.40CR	376,865.50CR
10/07/19	10/07	A22645	CHK: 200484	16214	LOWER COLORADO RIVER AUT	5145			224.68CR	377,090.18CR
10/07/19	10/07	A22646	CHK: 200485	16214	O'REILLY AUTOMOTIVE, INC	5618			215.81CR	377,305.99CR
10/07/19	10/07	A22647	CHK: 200486	16214	CLEAR-VU AUTO GLASS	5658			30.00CR	377,335.99CR
10/07/19	10/07	A22648	CHK: 200487	16214	GREAT AMERICA FINANCIAL	5734			195.60CR	377,531.59CR
10/07/19	10/07	A22649	CHK: 200488	16214	LAMESA RECYCLING	5869			360.01CR	377,891.60CR
10/07/19	10/07	A22650	CHK: 200489	16214	WEST TEXAS GRAPHICS	6315			490.00CR	378,381.60CR
10/07/19	10/07	A22651	CHK: 200490	16214	ENER-TEL SERVICES	6785			43.31CR	378,424.91CR
10/08/19	10/08	A22694	CHK: 200491	16225	DUDLEY SMITH	1			350.00CR	378,774.91CR
10/08/19	10/08	A22695	CHK: 200492	16225	UTILITY SERVICE CO., INC	5824			20,468.17CR	399,243.08CR
10/08/19	10/08	A22696	CHK: 200493	16225	DAVID HUCKERT	6182			200.00CR	399,443.08CR
10/08/19	10/08	A22697	CHK: 200494	16225	CLARITIVE COMMUNICATIONS	6654			4,779.76CR	404,222.84CR
10/08/19	10/08	A22699	CHK: 200496	16222	AUTOMOTIVE TECHNOLOGY	1139			438.27CR	404,661.11CR
10/08/19	10/08	A22700	CHK: 200497	16222	DACO	1580			1,698.22CR	406,359.33CR
10/08/19	10/08	A22701	CHK: 200498	16222	GT DISTRIBUTORS INC	1963			3,084.05CR	409,443.38CR
10/08/19	10/08	A22702	CHK: 200499	16222	HELENA AGRI-ENTERPRISES,	2260			130.80CR	409,574.18CR
10/08/19	10/08	A22703	CHK: 200500	16222	PARKHILL,SMITH & COOPER,	3263			1,044.70CR	410,618.88CR
10/08/19	10/08	A22704	CHK: 200501	16222	QUILL CORPORATION	3430			275.96CR	410,894.84CR
10/08/19	10/08	A22705	CHK: 200502	16222	TASCOSA OFFICE MACHINES	5115			3,474.19CR	414,369.03CR
10/08/19	10/08	A22708	CHK: 200505	16222	COTTON COUNTRY ELECTRIC	5650			684.72CR	415,053.75CR
10/08/19	10/08	A22709	CHK: 200506	16222	AUSTIN TURF & TRACTOR	5685			644.84CR	415,698.59CR
10/08/19	10/08	A22710	CHK: 200507	16222	NAPA AUTO PARTS	5833			1,160.87CR	416,859.46CR
10/08/19	10/08	A22712	CHK: 200509	16222	JOHN DEERE FINANCIAL	5861			51.99CR	416,911.45CR
10/08/19	10/08	A22713	CHK: 200510	16222	LABORLAWCENTER,INC.	6154			1,133.82CR	418,045.27CR
10/08/19	10/08	A22714	CHK: 200511	16222	ODESSA PUMPS	6378			1,155.50CR	419,200.77CR
10/08/19	10/08	A22715	CHK: 200512	16222	CI BRANDING/ CREATIVE IN	6708			201.98CR	419,402.75CR
10/08/19	10/08	A22716	CHK: 200513	16222	AQUAPLATES, INC	6709			278.50CR	419,681.25CR
10/08/19	10/08	A22717	CHK: 200514	16222	TIFCO INDUSTRIES	6783			237.07CR	419,918.32CR
10/08/19	10/08	A22718	CHK: 200515	16222	HARRELL'S LLC	6793			60.00CR	419,978.32CR
10/10/19	10/10	A22754	CHK: 200551	16230	CONSOLIDATED SPECIAL FUN	1517			12,900.00CR	432,878.32CR
10/10/19	10/10	A22755	CHK: 200552	16230	KELLY BRADLEY	6170			420.00CR	433,298.32CR
10/10/19	10/10	A22756	CHK: 200544	16229	AUTOMOTIVE TECHNOLOGY	1139			185.00CR	433,483.32CR
10/10/19	10/10	A22757	CHK: 200545	16229	TYLER TECHNOLOGIES, INC.	2310			220.50CR	433,703.82CR
10/10/19	10/10	A22758	CHK: 200546	16229	POSTMASTER	3390			2,000.00CR	435,703.82CR
10/10/19	10/10	A22759	CHK: 200547	16229	UNIFIRST HOLDINGS, INC	4079			40.99CR	435,744.81CR
10/10/19	10/10	A22760	CHK: 200548	16229	SANCHEZ, MARK	5805			350.00CR	436,094.81CR
10/10/19	10/10	A22761	CHK: 200549	16229	KELLY BRADLEY	6170			400.00CR	436,494.81CR
10/10/19	10/10	A22762	CHK: 200550	16229	CI BRANDING/ CREATIVE IN	6708			28.00CR	436,522.81CR
10/10/19	10/10	A22763	CHK: 200516	16235	ADVANCED ANALYSIS, INC	1022			746.00CR	437,268.81CR
10/10/19	10/10	A22764	CHK: 200517	16235	AUTOMOTIVE TECHNOLOGY	1139			297.45CR	437,566.26CR
10/10/19	10/10	A22765	CHK: 200518	16235	CHEVRON AND TEXACO BUSIN	1462			75.00CR	437,641.26CR
10/10/19	10/10	A22766	CHK: 200519	16235	DAVIS FURNITURE COMPANY	1600			792.51CR	438,433.77CR
10/10/19	10/10	A22768	CHK: 200521	16235	GALLS/QUARTERMASTER	1967			534.87CR	438,968.64CR
10/10/19	10/10	A22769	CHK: 200522	16235	GEBO'S DISTRIBUTING CO.,	2000			973.83CR	439,942.47CR

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1001 CASH IN BANK * (CONTINUED) *

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/10/19	10/10	A22771	CHK: 200524	16235	HIGGINBOTHAM'S GENERAL O	2180			1,187.32CR	441,129.79CR
10/10/19	10/10	A22773	CHK: 200526	16235	LAMESA BUTANE COMPANY	2500			65.68CR	441,195.47CR
10/10/19	10/10	A22774	CHK: 200527	16235	WALMART COMMUNITY/GECRB	4110			80.00CR	441,275.47CR
10/10/19	10/10	A22775	CHK: 200528	16235	WARREN CAT	4122			600.00CR	441,875.47CR
10/10/19	10/10	A22776	CHK: 200529	16235	WINDSTREAM COMMUNICATION	4460			126.61CR	442,002.08CR
10/10/19	10/10	A22777	CHK: 200530	16235	MANDRY TECHNOLOGY SOLUTI	5160			308.58CR	442,310.66CR
10/10/19	10/10	A22778	CHK: 200531	16235	SPAG	5597			50.00CR	442,360.66CR
10/10/19	10/10	A22779	CHK: 200532	16235	BIO-AQUATIC TESTING, INC	5770			1,020.00CR	443,380.66CR
10/10/19	10/10	A22780	CHK: 200533	16235	FRANKLIN & SON, INC.	5840			193.50CR	443,574.16CR
10/10/19	10/10	A22781	CHK: 200534	16235	JAE FITNESS	6023			450.00CR	444,024.16CR
10/10/19	10/10	A22782	CHK: 200535	16235	ALERT-ALL CORP.	6237			2,126.25CR	446,150.41CR
10/10/19	10/10	A22783	CHK: 200536	16235	COSTCO	6265			180.00CR	446,330.41CR
10/10/19	10/10	A22784	CHK: 200537	16235	RELIANT ENERGY	6316			35,010.95CR	481,341.36CR
10/10/19	10/10	A22786	CHK: 200539	16235	ODESSA PUMPS	6378			998.00CR	482,339.36CR
10/10/19	10/10	A22787	CHK: 200540	16235	SECURE VISION OF AMERICA	6488			260.00CR	482,599.36CR
10/10/19	10/10	A22788	CHK: 200541	16235	CUMMINS SALES & SERVICE	6670			2,214.27CR	484,813.63CR
10/10/19	10/10	A22789	CHK: 200542	16235	MITCH HALL LAMESA, LLC	6799			87.39CR	484,901.02CR
10/10/19	10/10	A22790	CHK: 200543	16235	BRUCE THORNTON AIR CONDI	6801			1,272.92CR	486,173.94CR
10/15/19	10/15	A22794	CHK: 200564	16245	PENGUIN MANAGEMENT, INC.	6226			1,548.00CR	487,721.94CR
10/15/19	10/15	A22795	CHK: 200553	16250	LAMESA CHAMBER OF COMMER	1457			3,270.00CR	490,991.94CR
10/15/19	10/15	A22796	CHK: 000000	16248	INTERNAL REVENUE SERVICE	5832			32,676.70CR	523,668.64CR
10/15/19	10/15	A22797	CHK: 200554	16248	CAPROCK FEDERAL CREDIT U	1390			22,832.64CR	546,501.28CR
10/15/19	10/15	A22798	CHK: 200555	16248	PAYROLL FUND	3270			70,554.12CR	617,055.40CR
10/15/19	10/15	A22799	CHK: 200556	16248	TX CHILD SUPPORT SDU	5634			211.38CR	617,266.78CR
10/15/19	10/15	A22800	CHK: 200557	16248	TX CHILD SUPPORT SDU	5829			115.38CR	617,382.16CR
10/15/19	10/15	A22801	CHK: 200558	16248	TX CHILD SUPPORT SDU	5882			276.92CR	617,659.08CR
10/15/19	10/15	A22802	CHK: 200559	16248	JAE FITNESS	6023			143.28CR	617,802.36CR
10/15/19	10/15	A22803	CHK: 200560	16248	TX CHILD SUPPORT SDU	6680			196.15CR	617,998.51CR
10/15/19	10/15	A22804	CHK: 200561	16248	TX CHILD SUPPORT SDU	6704			212.77CR	618,211.28CR
10/15/19	10/15	A22805	CHK: 200562	16248	TEXAS CHILD SUPPORT DISB	6782			284.31CR	618,495.59CR
10/15/19	10/15	A22806	CHK: 200563	16248	TEXAS CHILD SUPPORT DISB	6794			216.92CR	618,712.51CR
10/15/19	10/15	A22814	CHK: 200565	16254	TREVINO SANDY	5385			397.88CR	619,110.39CR
10/15/19	10/15	A22815	CHK: 200566	16254	DUYCK LARRY	5777			367.43CR	619,477.82CR
10/15/19	10/15	A22816	CHK: 200567	16254	JAIME SOROLA	6641			64.64CR	619,542.46CR
10/15/19	10/15	A22817	CHK: 200572	16255	HAPPY TRAILER SALES	6803			8,225.00CR	627,767.46CR
10/15/19	10/15	A22818	CHK: 200568	16212	AFLAC INSURANCE	1020			2,061.32CR	629,828.78CR
10/15/19	10/15	A22819	CHK: 200569	16212	LEGAL SHIELD	5900			250.58CR	630,079.36CR
10/15/19	10/15	A22820	CHK: 200570	16212	NEW YORK LIFE	5921			135.96CR	630,215.32CR
10/15/19	10/15	A22822	CHK: 200571	16212	GUARDIAN-APPLETON	6141			273.82CR	630,489.14CR
10/17/19	10/17	A22826	CHK: 200573	16258	MIDWEST RADAR & EQUIPMEN	3030			200.00CR	630,689.14CR
10/17/19	10/17	A22827	CHK: 200574	16258	STATE COMPTROLLER	3789			807.60CR	631,496.74CR
10/17/19	10/17	A22828	CHK: 200575	16258	VERIZON WIRELESS	5969			1,589.94CR	633,086.68CR
10/17/19	10/17	A22830	CHK: 200577	16258	RUBEN SALINAS	6743			450.00CR	633,536.68CR
10/17/19	10/17	U28394	CHECK 200578	19575	REFUND: HAWKINS, AMY A				68.98CR	633,605.66CR
10/17/19	10/17	U28394	CHECK 200579	19575	REFUND: VASQUEZ, ANNA				72.17CR	633,677.83CR
10/17/19	10/17	U28394	CHECK 200580	19575	REFUND: WARD, ROBERT G				1.81CR	633,679.64CR
10/17/19	10/17	U28394	CHECK 200581	19575	REFUND: BEAM, JUDY K				42.05CR	633,721.69CR

1001 CASH IN BANK * (CONTINUED) *

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/17/19	10/17	U28394	CHECK 200582	19575	REFUND: CARRILLO JR, ANGEL				51.31CR	633,773.00CR
10/17/19	10/17	U28394	CHECK 200583	19575	REFUND: POPNOE, TERESA				66.22CR	633,839.22CR
10/17/19	10/17	U28394	CHECK 200584	19575	REFUND: PEREZ, DOMINGO				48.34CR	633,887.56CR
10/17/19	10/17	U28394	CHECK 200585	19575	REFUND: MALDONADO, ANTONIO				22.67CR	633,910.23CR
10/17/19	10/17	U28394	CHECK 200586	19575	REFUND: BROWN, MERLENE				50.00CR	633,960.23CR
10/17/19	10/17	U28394	CHECK 200587	19575	REFUND: MORTIMER, SUSAN B				60.57CR	634,020.80CR
10/17/19	10/17	U28394	CHECK 200588	19575	REFUND: DAVILA, MEGAN A				54.29CR	634,075.09CR
10/17/19	10/17	U28394	CHECK 200589	19575	REFUND: WALTON, JERRY				90.25CR	634,165.34CR
10/17/19	10/17	U28394	CHECK 200590	19575	REFUND: MAINES, CHRISTOPHER R				47.41CR	634,212.75CR
10/17/19	10/17	U28394	CHECK 200591	19575	REFUND: TAYLOR, RONNIE C				129.54CR	634,342.29CR
10/17/19	10/17	U28394	CHECK 200592	19575	REFUND: JW& T INC.				1,987.90CR	636,330.19CR
10/17/19	10/17	U28394	CHECK 200593	19575	REFUND: ADAMS, HEATHER				22.44CR	636,352.63CR
10/21/19	10/21	B63895	Misc 000003	10167	TWC - 3 QT.		JE# 025772		60.85CR	636,413.48CR
10/22/19	10/22	A22840	CHK: 200594	16262	TREVINO SANDY	5385			51.54CR	636,465.02CR
10/22/19	10/22	A22841	CHK: 200595	16262	MAIL FINANCE	5892			339.09CR	636,804.11CR
10/22/19	10/22	A22842	CHK: 200596	16262	KANDACE SCOTT	6498			150.00CR	636,954.11CR
10/22/19	10/22	A22843	CHK: 200597	16262	BETTY CONDE	6542			585.88CR	637,539.99CR
10/22/19	10/22	A22844	CHK: 200598	16262	TEXAS COMMUNITIES GROUP	6603			33.50CR	637,573.49CR
10/22/19	10/22	A22845	CHK: 200599	16262	OSCAR FLORES	6645			400.00CR	637,973.49CR
10/22/19	10/22	A22846	CHK: 200600	16264	BRUCKNER'S TRUCK SALES,	1340			7,267.18CR	645,240.67CR
10/22/19	10/22	A22847	CHK: 200601	16264	CANADIAN RIVER MUNICIPAL	1385			4,119.96CR	649,360.63CR
10/22/19	10/22	A22848	CHK: 200602	16264	CITY OF LUBBOCK	1470			8,708.29CR	658,068.92CR
10/22/19	10/22	A22849	CHK: 200603	16264	DPC INDUSTRIES INC	1570			270.00CR	658,338.92CR
10/22/19	10/22	A22850	CHK: 200604	16264	MEDICAL ARTS HOSPITAL	2971			310.00CR	658,648.92CR
10/22/19	10/22	A22851	CHK: 200605	16264	WARREN CAT	4122			226.56CR	658,875.48CR
10/22/19	10/22	A22852	CHK: 200606	16264	SOUTHERN INN AND SUITES	6150			4,427.98CR	663,303.46CR
10/22/19	10/22	A22853	CHK: 200607	16264	ABCO FIRE PROTECTION, IN	6160			325.00CR	663,628.46CR
10/24/19	10/24	A22865	CHK: 200608	16271	LIFELINE SCREENING	1			200.00CR	663,828.46CR
10/24/19	10/24	A22866	CHK: 200609	16271	JOEY RIVAS	1			25.00CR	663,853.46CR
10/24/19	10/24	A22867	CHK: 200610	16271	EMILY GONZALES	1			50.00CR	663,903.46CR
10/24/19	10/24	A22868	CHK: 200611	16271	ALISON MATTHEW	1			50.00CR	663,953.46CR
10/24/19	10/24	A22869	CHK: 200612	16271	BRYAN YBANEZ	1			50.00CR	664,003.46CR
10/24/19	10/24	A22870	CHK: 200613	16271	STEPHANIE ORTIZ	1			50.00CR	664,053.46CR
10/24/19	10/24	A22871	CHK: 200614	16271	LAMESA DELINTING	1			50.00CR	664,103.46CR
10/24/19	10/24	A22872	CHK: 200615	16271	ADVANCED ANALYSIS, INC	1022			523.00CR	664,626.46CR
10/24/19	10/24	A22873	CHK: 200616	16271	CANADIAN RIVER MUNICIPAL	1385			60,346.41CR	724,972.87CR
10/24/19	10/24	A22874	CHK: 200617	16271	CITY OF LUBBOCK	1470			27,055.11CR	752,027.98CR
10/24/19	10/24	A22875	CHK: 200618	16271	GARZA, DIONICIO JR	1969			38.71CR	752,066.69CR
10/24/19	10/24	A22876	CHK: 200619	16271	LAMESA ECONOMIC DEVELOPM	2555			24,901.65CR	776,968.34CR
10/24/19	10/24	A22877	CHK: 200620	16271	NTS COMMUNICATIONS, INC	3135			769.78CR	777,738.12CR
10/24/19	10/24	A22878	CHK: 200621	16271	TERRY COUNTY TRACTOR CO.	3880			173.93CR	777,912.05CR
10/24/19	10/24	A22879	CHK: 200622	16271	TEXAS COMMISSION ON ENVI	3977			17,594.86CR	795,506.91CR
10/24/19	10/24	A22880	CHK: 200623	16271	WINDSTREAM COMMUNICATION	4460			170.92CR	795,677.83CR
10/24/19	10/24	A22881	CHK: 200624	16271	ROBERT RAMIREZ	5370			103.17CR	795,781.00CR
10/24/19	10/24	A22882	CHK: 200625	16271	WTRWUS	5465			300.00CR	796,081.00CR
10/24/19	10/24	A22883	CHK: 200626	16271	THOMSON REUTERS	5871			66.00CR	796,147.00CR
10/24/19	10/24	A22884	CHK: 200627	16271	LAMESA ECONOMIC ALLIANCE	5942			24,901.65CR	821,048.65CR

FUND : 01 -GENERAL FUND PERIOD TO USE: Oct-2019 THRU Oct-2019
DEPT : N/A ACCOUNTS: 1001 THRU 1001

1001 CASH IN BANK * (CONTINUED) *

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/24/19	10/24	A22885	CHK: 200628	16271	WTG FUELS, INC.	6220			17,213.28CR	838,261.93CR
10/24/19	10/24	A22887	CHK: 200630	16271	STATE COMPTROLLER	6241			11,843.26CR	850,105.19CR
10/24/19	10/24	A22888	CHK: 200631	16271	GONZALES WELDING	6254			655.00CR	850,760.19CR
10/24/19	10/24	A22889	CHK: 200632	16271	TCF EQUIPMENT FINANCE	6448			1,602.93CR	852,363.12CR
10/24/19	10/24	A22890	CHK: 200633	16271	DE LAGE LANDEN PUBLIC FI	6511			1,152.96CR	853,516.08CR
10/24/19	10/24	A22891	CHK: 200634	16271	CANON FINANCIAL SERVICES	6580			566.00CR	854,082.08CR
10/24/19	10/24	A22892	CHK: 200635	16271	CI BRANDING/ CREATIVE IN	6708			240.00CR	854,322.08CR
10/24/19	10/24	A22893	CHK: 200636	16271	MARTINEZ AUTO SERVICE	6710			74.00CR	854,396.08CR
10/24/19	10/24	A22894	CHK: 200637	16271	BILLY VOGLER	6805			178.60CR	854,574.68CR
10/24/19	10/24	A22895	CHK: 200638	16272	WTRWUS	5465			300.00CR	854,874.68CR
10/24/19	10/24	A22896	CHK: 200639	16273	WTRWUS	5465			300.00CR	855,174.68CR
10/24/19	11/07	B64067	Misc 000056	10190	METER POSTAGE		JE# 025832		500.00CR	855,674.68CR
10/29/19	10/29	A22899	CHK: 200652	16270	DACO	1580			21,405.00CR	877,079.68CR
10/29/19	10/29	A22900	CHK: 200653	16270	METRO EQUIPMENT & RENTAL	3010			1,950.00CR	879,029.68CR
10/29/19	10/29	A22901	CHK: 200654	16270	ROLL-OFFS USA, INC.	5612			17,325.00CR	896,354.68CR
10/29/19	10/29	A22902	CHK: 200655	16270	SMITH FANS INC,	6248			6,250.00CR	902,604.68CR
10/29/19	10/29	A22903	CHK: 200656	16270	ODESSA PUMPS	6378			3,023.50CR	905,628.18CR
10/29/19	10/29	A22904	CHK: 200657	16270	ONE STOP AUTOMOTIVE	6442			685.06CR	906,313.24CR
10/29/19	10/29	A22905	CHK: 200640	16282	PARKHILL,SMITH & COOPER,	3263			6,097.23CR	912,410.47CR
10/29/19	10/29	A22906	CHK: 200641	16282	UNIFIRST HOLDINGS, INC	4079			40.99CR	912,451.46CR
10/29/19	10/29	A22907	CHK: 000000	16277	INTERNAL REVENUE SERVICE	5832			34,261.67CR	946,713.13CR
10/29/19	10/29	A22908	CHK: 200642	16277	CAPROCK FEDERAL CREDIT U	1390			23,727.66CR	970,440.79CR
10/29/19	10/29	A22909	CHK: 200643	16277	PAYROLL FUND	3270			74,094.12CR	1,044,534.91CR
10/29/19	10/29	A22910	CHK: 200644	16277	TX CHILD SUPPORT SDU	5634			211.38CR	1,044,746.29CR
10/29/19	10/29	A22911	CHK: 200645	16277	TX CHILD SUPPORT SDU	5829			115.38CR	1,044,861.67CR
10/29/19	10/29	A22912	CHK: 200646	16277	TX CHILD SUPPORT SDU	5882			276.92CR	1,045,138.59CR
10/29/19	10/29	A22913	CHK: 200647	16277	JAE FITNESS	6023			143.28CR	1,045,281.87CR
10/29/19	10/29	A22914	CHK: 200648	16277	TX CHILD SUPPORT SDU	6680			196.15CR	1,045,478.02CR
10/29/19	10/29	A22915	CHK: 200649	16277	TX CHILD SUPPORT SDU	6704			212.77CR	1,045,690.79CR
10/29/19	10/29	A22916	CHK: 200650	16277	TEXAS CHILD SUPPORT DISB	6782			284.31CR	1,045,975.10CR
10/29/19	10/29	A22917	CHK: 200651	16277	TEXAS CHILD SUPPORT DISB	6794			216.92CR	1,046,192.02CR
10/30/19	10/30	A22931	CHK: 000000	16280	INTERNAL REVENUE SERVICE	5832			109.12CR	1,046,301.14CR
10/30/19	10/30	A22933	CHK: 200672	16287	MARTHA GONZALES	1			50.00CR	1,046,351.14CR
10/30/19	10/30	A22934	CHK: 200673	16287	MANUELA RODRIGUEZ	1			50.00CR	1,046,401.14CR
10/30/19	10/30	A22935	CHK: 200674	16287	MICHELE VARA	1			25.00CR	1,046,426.14CR
10/30/19	10/30	A22936	CHK: 200675	16287	ADVANCED ANALYSIS, INC	1022			523.00CR	1,046,949.14CR
10/30/19	10/30	A22937	CHK: 200676	16287	TYLER TECHNOLOGIES, INC.	2310			455.50CR	1,047,404.64CR
10/30/19	10/30	A22938	CHK: 200677	16287	TEXAS ECONOMIC DEVEL COU	4975			175.00CR	1,047,579.64CR
10/30/19	10/30	A22939	CHK: 200678	16287	NORTHLAND COMMUNICATIONS	5800			83.57CR	1,047,663.21CR
10/30/19	10/30	A22940	CHK: 200679	16287	DAVIS CHIROPRACTIC	6300			50.00CR	1,047,713.21CR
10/30/19	10/30	A22941	CHK: 200680	16287	TCF EQUIPMENT FINANCE	6448			668.68CR	1,048,381.89CR
10/30/19	10/30	A22942	CHK: 200681	16287	DE LAGE LANDEN PUBLIC FI	6511			2,305.92CR	1,050,687.81CR
10/30/19	10/30	A22943	CHK: 200682	16287	AREA WIDE INSPECTIONS	6653			727.50CR	1,051,415.31CR
10/30/19	10/30	A22944	CHK: 200683	16287	NORMAN GARZA	6729			1,300.00CR	1,052,715.31CR
10/30/19	10/30	A22945	CHK: 200684	16287	RUBEN SALINAS	6743			235.00CR	1,052,950.31CR
10/30/19	10/30	A22946	CHK: 200658	16283	FULBRIGHT & CASSELBERRY	2090			2,210.20CR	1,055,160.51CR
10/30/19	10/30	A22947	CHK: 200659	16283	PAYROLL FUND	3270			459.00CR	1,055,619.51CR

FUND : 01 -GENERAL FUND PERIOD TO USE: Oct-2019 THRU Oct-2019
DEPT : N/A ACCOUNTS: 1001 THRU 1001

1001 CASH IN BANK * (CONTINUED) *

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
10/30/19	10/30	A22948	CHK: 200660	16283	SENIOR CITIZENS	3675			3,750.00CR	1,059,369.51CR
10/30/19	10/30	A22949	CHK: 200661	16286	AFLAC INSURANCE	1020			4,108.36CR	1,063,477.87CR
10/30/19	10/30	A22950	CHK: 200662	16286	CAPROCK FEDERAL CREDIT U	1390			115.44CR	1,063,593.31CR
10/30/19	10/30	A22951	CHK: 200663	16286	TEXAS MUNICIPAL RETIREME	3973			31,042.57CR	1,094,635.88CR
10/30/19	10/30	A22957	CHK: 200669	16286	LEGAL SHIELD	5900			501.16CR	1,095,137.04CR
10/30/19	10/30	A22958	CHK: 200670	16286	NEW YORK LIFE	5921			271.92CR	1,095,408.96CR
10/30/19	10/30	A22959	CHK: 200671	16286	GUARDIAN-APPLETON	6141			547.64CR	1,095,956.60CR
10/30/19	11/14	B64123	Misc 000005	10199	COURT TSF TO STATE AGENCY		JE# 025846		3,586.47CR	1,099,543.07CR
10/31/19	10/31	A22978	CHK: 200685	16290	CHELSEY BARRON	1			1,050.00CR	1,100,593.07CR
10/31/19	10/31	A22979	CHK: 200686	16290	ATMOS ENERGY CORPORATION	1730			1,460.14CR	1,102,053.21CR
10/31/19	10/31	A22980	CHK: 200687	16290	SYLVIA I ORTIZ DAWSON CO	6133			7.50CR	1,102,060.71CR
10/31/19	10/31	A22981	CHK: 200688	16290	KELLY BRADLEY	6170			75.10CR	1,102,135.81CR
10/31/19	10/31	A22982	CHK: 200689	16290	DARREL WILLIAMS	6171			75.10CR	1,102,210.91CR
10/31/19	10/31	A22983	CHK: 200690	16290	RELIANT ENERGY	6316			34,997.11CR	1,137,208.02CR
10/31/19	10/31	A22985	CHK: 200692	16290	DE LAGE LANDEN PUBLIC FI	6511			5,661.81CR	1,142,869.83CR
10/31/19	10/31	A22986	CHK: 200693	16290	KUBOTA LEASING	6643			1,207.62CR	1,144,077.45CR
10/31/19	10/31	A22987	CHK: 200694	16290	HARRELL'S LLC	6793			248.00CR	1,144,325.45CR
10/31/19	10/31	A22988	CHK: 200695	16298	R & B BEARING & HYDRAULI	3431			1,239.21CR	1,145,564.66CR
10/31/19	11/07	B64079	Misc 000004	10196	SALES & USE TAX - ACH DEBIT		JE# 025842		10,686.57CR	1,156,251.23CR
10/31/19	11/14	B64130	Misc 000011	10200	TO RECORD DUE TO/FROM		JE# 025853		135.32CR	1,156,386.55CR
10/31/19	11/14	B64131	Misc 000012	10200	TO RECORD DUE TO/FROM		JE# 025854		180.69CR	1,156,567.24CR
10/31/19	11/14	B64147	Misc 000028	10201	TO RECORD DUE TO/FROM		JE# 025870		0.20CR	1,156,567.44CR
			==========		OCTOBER ACTIVITY DB:	0.00	CR: 1,156,567.44CR		1,156,567.44CR	

SELECTION CRITERIA

FISCAL YEAR: Oct-2018 / Sep-2019
FUND: Include: 01
PERIOD TO USE: Oct-2019 THRU Oct-2019
TRANSACTIONS: CREDIT

ACCOUNT SELECTION

ACCOUNT RANGE: 1001 THRU 1001
DEPARTMENT RANGE: - THRU -
ACTIVE FUNDS ONLY: NO
ACTIVE ACCOUNT ONLY: NO
INCLUDE RESTRICTED ACCOUNTS: NO
DIGIT SELECTION:

PRINT OPTIONS DETAIL

OMIT ACCOUNTS WITH NO ACTIVITY: NO
PRINT ENCUMBRANCES: NO
PRINT VENDOR NAME: NO
PRINT PROJECTS: NO
PRINT MONTHLY TOTALS: YES
PRINT GRAND TOTALS: NO
PRINT: INVOICE #
PAGE BREAK BY: NONE

*** END OF REPORT ***

Veteran's Day Proclamation

As so eloquently written by President Dwight D. Eisenhower on October 8, 1954, "WHEREAS it has been our custom to commemorate November 11th, the anniversary of the ending of World War I, by paying tribute to the heroes of that tragic struggle and by rededicating ourselves to the cause of peace;

WHEREAS in the intervening years the United States has been involved in (many) other great military conflicts, which have added millions of veterans living and dead to the honor rolls of this Nation; and

WHEREAS the Congress passed a concurrent resolution on June 4, 1928 calling for the observance of November 11th with appropriate ceremonies, and later provided in an act approved May 13th, 1938 that the eleventh of November should be a legal holiday and should be known as Armistice Day; and

WHEREAS in order to expand the significance of that commemoration and in order that a grateful nation might pay appropriate homage to the veterans of all its wars who have contributed so much to the preservation of this Nation, the Congress, by an act approved June 1, 1954 changed the name of the holiday to Veterans Day..."

NOW, THEREFORE, I, Josh Stevens, Mayor of the City of Lamesa, on behalf of the City of Lamesa City Council and jointly sponsored by the Lamesa Rotary Club and the Kiwanis Club of Lamesa, do hereby call upon all of our citizens of Lamesa to observe Monday, November 11th, 2019 as Veterans Day. " ... On that day let us solemnly remember the sacrifices of all those who fought so valiantly, on the seas, in the air and on foreign shores, to preserve our heritage of freedom, and let us reconsecrate ourselves to the task of promoting and enduring peace so that their efforts shall not have been in vain.

GIVEN UNDER MY HAND
and seal of the City of Lamesa this
19 th day of November,2019

_____

Mayor

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 4**

SUBJECT: **DISCUSSION OF PARKING OF SEMI TRUCKS IN RESIDENTIAL NEIGHBORHOODS**

SUBMITTED BY: City Staff
AUTHORITY: City Code of Ordinance, Chapter 12 Traffic and Vehicles, Article 12.05 Trucks

SUMMARY STATEMENT

City Council to discuss the parking of semi-trucks in residential neighborhoods. (*Requested by Fred Vera and Gloria Rodriguez*)

COUNCIL ACTION

DISCUSSION _____

CHAPTER 12 TRAFFIC AND VEHICLES

ARTICLE 12.05 TRUCKS

ARTICLE 12.05 TRUCKS

Sec. 12.05.001 Trucks prohibited on certain streets

Except for making deliveries to a business, residence or school situated thereon or for going to or from the place where such vehicles are kept or stationed by the owners thereof, all trucks with a capacity of more than one (1) ton are prohibited from and shall not use the following described streets or portions of streets:

Street	**Extent**
Avenue S	Between Seminole Highway (U.S. Highway 180) and South First Street
Avenue V	Between Seminole Highway and South Eighth Street
Chicago Drive	Between North 19th and North 22nd Streets
Houston Avenue	Between the south city limits and North Fourth Street
North 14th Street	Between Dallas and Bryan Avenues
North 16th Street	Between Bryan Avenue and the alley west of North Avenue I
South First Street	Between Avenue V and Dallas Avenue
South Sixth Street	Between Bryan Avenue and Dallas Avenue
South Eighth Street	Between Bryan Avenue and Avenue V

(1998 Code, sec. 92.066)

ARTICLE 12.05 TRUCKS

Sec. 12.05.002 Parking trucks containing hazardous materials in residential areas

(a) Prohibited. It shall be unlawful for any person to allow, suffer or permit any truck which is in his possession or subject to his control or which is registered in his name under the motor vehicle registration laws of the state or any other jurisdiction, and which contains a cargo of hazardous materials as defined in this section, to stand or be parked in any street, alley, public right-of-way or private property in a residential area of the city.

(b) Definitions. As used in this section:

Hazardous material.

(1) For the purposes of this section, hazardous material shall mean a substance or material which has been determined by the United States Secretary of Transportation to be capable of posing an unreasonable risk to health, safety, and property when transported in commerce, and which has been so designated. The term includes hazardous substances, hazardous wastes, marine pollutants, and elevated temperature materials as defined in title 49 of the United States Code of Federal Regulations (49 CFR), materials designated as hazardous under the provisions of 49 CFR 172.101, and materials that meet the defining criteria for hazard classes and divisions in 49 CFR 173. For the purposes of this section the term includes petroleum, crude oil, natural gas, natural gas liquids, liquefied natural gas, or synthetic gas usable for fuel. It shall include the following:

Class No.	Name of Class or Division	49 CFR Reference for Definitions
1	Explosives with a mass explosion hazard	173.50
1	Explosives with a projection hazard	173.50
1	Explosives with predominately a fire hazard	173.50
1	Explosives with no significant blast hazard	173.50
1	Very insensitive explosives; blasting agents	173.50
1	Extremely insensitive detonating substances	173.50
2	Flammable gas	173.115
2	Nonflammable compressed gas	173.115
2	Poisonous gas	173.115

3	Flammable and combustible liquid	173.120
4	Flammable solid	173.124
4	Spontaneously combustible material	173.124
4	Dangerous when wet material	173.124
5	Oxidizer	173.127
5	Organic peroxide	173.128
6	Poisonous materials	173.132
6	Infectious substance (etiologic agent)	173.134
7	Radioactive material	173.403
8	Corrosive material	173.136
9	Miscellaneous hazardous material	173.140

(2) This section does not apply to the following:

(A) Flammable liquids in the fuel tanks of a motor vehicle, boat, or portable or stationary engine.

(B) Flammable or combustible paints, oils, varnishes, and similar mixtures used for painting or maintenance.

Residential area. Any parcel of property located in any of the districts set forth in article 14.03 of this code as zoning districts R-1 (single-family residential), R-2 (multifamily residential) or R-3 (mobile homes), and shall include the right-of-way of any street or alley which abuts any parcel of property within such district.

Truck. Any motor vehicle, including a trailer, designed, maintained or used primarily for the transportation of property.

(1998 Code, sec. 92.049)

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 5**

SUBJECT: **DISCUSSION OF TMLIEBP HEALTH INSURANCE RE-RATE**
PROCEEDING: Action
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Discuss the Calendar Year 2019/2020 TMLIEBP health insurance re-rate (approximately .77% increase *(Cris Norris)*

COUNCIL ACTION

DISCUSSION _____

CITY OF LAMESA

Health Plan Renewal for 2020

Stop Loss Carrier	*Contract Basis*	*Annualized Fixed Costs*	*Annual Aggregate*	*Expected Costs*	*Maximum Annualized Cost*	
Unlimited Plan Benefit Maximum						
BCBSTX Fully Funded Plan#MTBPA806	12 month	$502,293.12			$502,293.12	
BCBSTX Fully Funded Plan#MTBCP806	12 month	$526,706.52			$526,706.52	
TML-United P85-200-30-A$35/OV (Current)	12 month	$444,477.36			$444,477.36	current
TML-United P85-200-30-A$35/OV (Renewal)	12 month	$481,384.80			$481,384.80	9% increase
TML-United Copay-2500-6K ER (Alternative)	12 month	$445,046.64			$445,046.64	0.77% increase

Premiums based on 64 total employees and 13 dependents:

EO=51, EC=11, ES=1, EF=1

Recommend to take the Alternative plan option...this will keep the Employee's cost the same as last year.

TML Alternative Plan is an increase of $500 deductible and $1,000 in out of pocket expense.

TML Alternative Plan has a better copay $30 for OV and $0 Copay on Tele Health.

This is the 3rd renewal with TML and they originally saved the City $300,000 plus. Still the best rates in the marketplace.

TML Health Benefits Pool

MEDICAL COST PROJECTION

Lamesa

09/16/19

MEMBER OPTION

Current Plan	2018-2019 Current Rates	9% Increase 2019-2020 Renewal New Rates
	P85-200-30-Mac A Choice $35 OV	P85-200-30-Mac A Choice $35 OV
	80% / 50%	80% / 50%
	PPO	PPO
	$2,000 In Ded	$2,000 In Ded
	$2,250 Out Ded	$2,250 Out Ded
	$5,000 In OOP	$5,000 In OOP
	$35 OV	$35 OV
	Mac A Choice	Mac A Choice
	MTMP	MTMP
EE	$497.32	$542.08
EE + Spouse	$988.52	$1,084.16
EE + Child(ren)	$828.40	$902.96
EE + Family	$1,332.66	$1,452.60

New Plan Options 2019-2020	Option 1	* Option 2	Option 3	Option 4
	5.36% Increase	0.77% Increase	0.28% Increase	0.5% Decrease
	Copay-2K-6K ER	Copay-2500-6K ER	Copay-3K-5K ER	Consumer HSA-4K
	80% / 50%	80% / 50%	80% / 50%	100% / 70%
	PPO	PPO	PPO	HSA
	$2,000 In Ded	$2,500 In Ded	$3,000 In Ded	$4,000 In Ded
	$4,000 Out Ded	$5,000 Out Ded	$6,000 Out Ded	$8,000 Out Ded
	$6,000 In OOP	$6,000 In OOP	$5,000 In OOP	$4,000 In OOP
	$0 Tela Health Copay	$0 Tela Health Copay	$0 Tela Health Copay	$40 Tela Health Copay
	$30 OV/$45 SP/$75 UC/$250 ER Copay	$30 OV/$45 SP/$75 UC/$250 ER Copay	$30 OV/$45 SP/$75 UC/$250 ER Copay	No OV/SP/UC/ER Copay
EE	$523.96	$501.16	$498.70	$494.84
EE + Spouse	$1,047.92	$1,002.32	$997.40	$989.68
EE + Child(ren)	$872.78	$834.80	$830.70	$824.28
EE + Family	$1,404.04	$1,342.94	$1,336.36	$1,326.00

Please sign & date option chosen:	Option 1	Option 2	Option 3	Option 4
	Signature / Date	Signature / Date	Signature / Date	Signature / Date

THIS DOES NOT COMPLETE THE RERATE PROCESS. YOU WILL NEED TO SIGN THE MEMBER OPTION AND DO ONE OF THE FOLLOWING BY 09/27/19:

1. **Scan an image of the signed member option and email it to sandy.erwin@tmlhb.org, or**
2. **Fax the signed member option to (512) 719-8302, attn: Sandy Erwin**

THEN A NEW RERATE NOTICE WILL BE GENERATED AND MAILED TO YOU. THE RERATE SHEET MUST BE SIGNED AND RECEIVED IN AUSTIN BY 10/07/19 FOR THE NEW BENEFITS AND RATES TO BE EFFECTIVE FOR 01/01/20.

Facility Benefit Changes

	ER Access Fee	ER Copay
Access Fee	$100	$0
Facility	Deductible + Coinsurance	$250
Lab/X-Ray	Deductible + Coinsurance	Included in ER Copay
Doctors*	Deductible + Coinsurance	Deductible + Coinsurance
Other	Deductible + Coinsurance	Deductible + Coinsurance

*Out-of-Network ER doctors reimbursed at 300% of Medicare; increased from 110%

Benefit Plan Changes

At TML Health, we bring members together to provide quality healthcare benefits for you and your family at an exceptional value. We're excited about our new benefit plans. Here are some things we're doing to simplify healthcare.

Expanded Benefits & Easier Access

- Out-of-Network deductible will now apply towards the In-Network deductible
- Single Out-of-Pocket limit for all plans upon renewal; includes medical coinsurance, prescription and medical copays and ER Access fees.
- Lab/X-ray will be covered at 100% when obtained in an office, independent lab or outpatient facility setting. (Applies to new copay plans and old Lab/X-ray copay plans only).
- Improved benefit for copay plans where clinic bills professional and facility services separately (Baylor Scott & White)
- All Out-of-Network specialists seen at an In-Network facility will be reimbursed at the In-Network benefit level (still subject to U&C)
- Reimbursement for Out-of-Network ER-based physicians will increase from 110% to 300% of Medicare
- Increase speech therapy benefit from 12 to 30 visits per year
- Increase mental health and substance use benefit from 7 to 14 inpatient days per year
- Increase air ambulance benefit from $9,000 to $12,000 per trip.
- Add coverage for nicotine addiction
- Remove pre-authorization requirements for:
  - Maternity ultrasounds, kidney dialysis, home based hospice (1/1/19)
  - Testosterone injections (6/1/19)
  - Dental injuries (9/1/19)
- Reinstate coverage for oncology related wigs and travel-related immunizations

Prescription Drug Plan

- Return to annual formulary update
- Reduced number of copay tiers
- Remove prior authorization requirement for eff. 6/1/19:
  - Testosterone injections
  - Antibiotics
- Remove exclusion and prior authorization for targeted diabetic drugs (except those with significant side-effects)
- Remove some antidepressants, ADD/ADHD and anticonvulsants from Cost Share category to reduce member disruption and improve adherence to therapy (eff. 6/1/19)
- Exclude Ulcer medication that are available over the counter, (prescription available at 100% member copay with PBM discount)

Prescription Drug Plan

Copay Structure	Per 30 days retail or mail order:
Disease Mgmt Maintenance generic drugs	$0
Generic	$10
Preferred Brand	$40
Non-Preferred Brand	$70
Biosimilar / Biotech	$100
Cost Share	$150

MAC A - Eff. 9/1 with New Plans

If a brand drug is purchased when a generic is available, member will pay applicable copay plus the difference in the cost of the two drugs. Does not apply to Cost Share drugs.

For more information, visit us at tmlhealthbenefits.org

1821 Rutherford Lane, Suite 300
Austin, Texas 78754-5151
(800) 282-5385

TML Health Benefits Pool is a non-profit trust organization created by political subdivisions to provide group benefits services to participating political subdivisions and is not an insurance company.

TML Health Benefits Pool

August 28, 2019

Shawna Burkhart
City of Lamesa
601 South 1st St
Lamesa, TX 79331

Dear Shawna Burkhart:

It's already been a year, and now it's time to renew your employee benefit coverage with TML Health. Over the last few months, we have made a lot of changes with the goal of serving you better and simplifying healthcare. But one thing will never change: the Pool is owned by and governed by its members through the TML Health Board of Trustees, which gives you a level of ownership, partnership, and control that isn't available in the commercial market.

We understand the challenges you face as a public entity and we partner with you to help you have a healthy and productive workforce that can meet the demands of your constituents. TML Health brings members together to provide quality healthcare benefits for employees and families at an exceptional value. By being part of TML Health, you have the support, expertise, employer resources, and purchasing power that is typically only available to very large employers.

I'd like to highlight a few of the enhancements for the new plan year that will help you and your employees stay as healthy as possible:

- In fall 2019, TML Health is bringing back our wellness incentives with a new and improved wellness program.
- We are expanding our disease management programs and offering a new maternity management program. In addition to this, we are adding a 24/7 Nurse Line to give your employees round-the-clock access to expert advice and help them avoid costly ER visits. These changes will be effective 10/1 for all groups.
- We have redesigned our ID card to make it easier to read, and so that your employees can use the same card for medical, dental and vision benefits with TML Health.
- We are making several improvements to our benefit plans to help reduce employees' out-of-pocket costs and stick with their treatment plan (please see the insert in the package for more details.)
- We are introducing a brand new menu of benefit plan designs that are easier to understand and help employees avoid surprise medical bills. Please ask your Account Executive or Employee Benefits Specialist if you're interested to see your new options.

As you review your Renewal Notice, you may see that any rate adjustments may not be the same percentage for every coverage tier. Our intent is to ensure the dependent rates cover the anticipated claim costs for dependents; and in some cases, we have had to make a special adjustment to balance the rates and costs. In addition, the Dependent rates now include the Employee cost for easier reference.

Please complete the Annual Renewal Sheet, along with any additional relevant forms, and return it to us by 09/30/2019. For faster processing, please return the signed form via email to marketing@tmlhb.org. However,

you can mail the form using the enclosed envelope or fax it to (512) 719-6520. If you have any questions regarding the renewal process, please contact Craig Peterson at 512-719-8345.

To locate a copy of your renewal and additional forms:

- Go to tmlhb.org and log into your work account.
- Click on *Benefit Center* tab
- Select *Find a Form*
- Select *Fund Contact*
- Select *Blank agreements*
- Select *View Available Renewals*

If you are interested in considering other benefit plan designs, please contact Craig Peterson at 512-719-8345. In order to ensure your benefits are set up in time for your open enrollment period, we need to have your benefit decisions at least 90 days before your anniversary date. If we are notified later, then the effective date will be the first full month following TML Health's receipt of the request. We will distribute ID cards, the Schedule of Benefits and Coverage (SBC), and your open enrollment materials once we have received a signed Renewal Notice.

Thank you for choosing TML Health. The Trustees and TML Health staff look forward to serving you, your employees, and retirees during this new plan year.

Respectfully,

Jennifer Hoff
Executive Director

TML Health Benefits Pool

TML Health Renewal Notice and Benefit Verification Form

Lamesa

Original

Plan Year 2019-2020 (12 Months)

Rates are subject to change if there is any legislation passed during the plan year affecting benefits.
Supplemental benefits cannot be accessed without accessing the TML Health Medical Benefit Plan.
This renewal notice contains proprietary and confidential information of TML Health.

Medical

Employer Group Medical Plan

Plan	Benefit Percent	In Net Ded	Out Net Ded	In Net OOP*	Office Visit	XRay & Lab in OV	Rates	Current	New
P85-200-50-Mac A Choice	80/50	$2000	$2250	$5000	$35	No	Employee Only:	$497.32	$542.08
							Employee + Spouse:	$988.52	$1,084.16
							Employee + Child(ren):	$828.40	$902.96
							Employee + Family:	$1,332.66	$1,452.60

*In Network Deductible applies towards In Network OOP.

Monthly Employer Contribution Amounts

TML Health requires 60% employer contribution toward employee medical – Minimum employer contribution is $325.25

	Employee		Spouse		Child		Family	
	Amount	% of Rate	Amount	% of Rate	Amount	% of Rate	Amount	% of Rate
Employer Contribution for Active Employees	$_____	or _____%	$_____	or _____%	$_____	or _____%	$_____	or _____%

Dental IV

Rates	Current	New
Employee Only:	$28.44	$28.44
Employee + Spouse:	$66.82	$66.82
Employee + Child(ren):	$61.10	$61.10
Employee + Family:	$85.24	$85.24

Vision Plan

No Vision Coverage

Basic Life and AD&D

No Basic Life and AD&D Coverage

Additional Employee Life and AD&D

No Additional Employee Life and AD&D Coverage

Dependent Life

No Dependent Life Coverage

Voluntary AD&D

No Voluntary AD&D Coverage

LTD

No LTD Coverage

STD

No STD Coverage

Calendar Year Pre-65 Retiree Medical

No Pre-65 Retiree Medical Coverage

	Employee	Spouse	Child	Family
Employer Contribution for Pre-65 Retirees	Amount % of Rate $_____ or _____%	Amount % of Rate $_____ or _____%	Amount % of Rate $_____ or _____%	Amount % of Rate $_____ or _____%

Calendar Year Pre-65 Retiree Dental

No Pre-65 Retiree Dental Coverage

Calendar Year Pre-65 Retiree Vision

No Pre-65 Retiree Vision Coverage

Basic & Additional Retiree Life

No Basic & Additional Retiree Life Coverage

Retiree Dependent Life

No Retiree Dependent Life Coverage

Continuation of Coverage (Cobra)

Yes

Benefit Waiting Period

1st of mo after 60 days

Flex, HRA, HSA & RRA

Flex Admin	HRA Admin	HSA Admin	RRA Admin
Yes	No	No	No

If employer accesses Flex and/or HRA, HSA or RRA, only one charge of $3.70 per participant per month will be incurred.

Signature Section

The undersigned employer hereby acknowledges that for an employee to receive coverage, TML Health must receive enrollment information within thirty-one (31) days of the commencement of employment regardless of whether the Employer has a waiting or a waiting and orientation period. If an employee is not enrolled within thirty-one (31) days of hire, the employee cannot be added to the Plan until the next Open Enrollment period or a qualifying event occurs.

75-6000579		
Tax ID Number	Authorized Signature	Date
Printed Name	Title	

The entity named on this Rerate and Benefit Verification Form desires large claim information as specified in Article 21.49-15 of the Insurance Code in Section 2.(2), to be for individual claims that reach or exceed $35,000 during the plan year. This information is considered confidential for purposes of Chapter 552 of the Local Government Code.

The rates are based on census information five months prior to plan year. If the census changes by more than 10%, TML Health reserves the right to revise rates due to census change and underwriting impact.

TML Health Benefits Pool

Annual Plan Performance Review

City of Lamesa

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Date Definitions

Prior Year: Claims Paid August 1, 2017 to July 31, 2018
Current Year: Claims Paid August 1, 2018 to July 31, 2019

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Group Demographics - TML Health Pool

Active Members

Age Demographics

Gender Demographics

Percent of Population

	Under 20	20-44	45-64	65+
Female	9.9%	15.9%	15.1%	1.3%
Male	10.9%	25.5%	19.5%	1.8%

Data Key:
- Member Type
- Percent of Total Membership

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Percent of Total Plan Paid Claims - TML Health Pool

Paid Claims by Claimant

Paid Claims by Age Band

Paid Claims by Gender

Percent of Paid Claims

	Under 20	20-44	45-64	65+
Female	4.0%	15.1%	23.7%	4.0%
Male	4.8%	11.3%	31.4%	5.8%

Data Key:
- Claimant Type
- Total Plan Paid Claims for Claimant Type
- Percent of Total Plan Paid Claims for Group

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Plan Loss Ratio

City of Lamesa

Average Loss Ratio for Rolling 12: **96.7%**

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Total Cost - (Member v. Plan Paid)

City of Lamesa

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Plan Paid Claims - (Pharmacy and Medical)

City of Lamesa

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Point of Service - Member Utilization

City of Lamesa

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Point of Service - Provider Type

City of Lamesa

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Point of Service - Provider Type

City of Lamesa

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Emergency Room Utilization - All Claims - TML Health Pool

ER Frequency

Total Number of Claims	Number of Members	Plan Paid	Per Member Cost	Percent of Paid ER Claims
1	1,125	$358,707	$319	5.8%
2	2,049	$1,342,838	$655	21.2%
3	1,240	$2,120,791	$1,710	19.2%
4	630	$1,217,319	$1,932	13.0%
5+	1,084	$4,896,242	$4,517	40.8%
Grand Total	**6,128**	**$9,935,897**	**$1,621**	**100.0%**

Top 10 Diagnosis Groups

	Plan Paid	Number of Claims	Number of Members	Per Member Cost
Hypertension	$610,208	1,607	940	$649
Kidney stones	$412,859	568	213	$1,938
Isch hrt dis	$364,170	593	263	$1,385
Diabetes	$361,079	687	394	$916
Other drug dependence	$341,836	578	366	$934
Appendicitis	$316,414	155	62	$5,103
Inflam intest & abdom	$229,913	452	232	$991
Gastroenterology disease S&S	$229,677	552	309	$743
Inflam esophagus	$211,799	438	231	$917
Infect lower GU sys, not STD	$206,427	453	246	$839

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Top 5 Diagnosis Categories - TML Health Pool

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Top 5 Diagnosis Categories - TML Health Pool
(Medical and Pharmacy Total Paid Claims)

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City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 6**

SUBJECT: **DISCUSSION TO APPROVE ADDITION OF ONE DISPATCHER IN POLICE COMMUNICATIONS**
PROCEEDING: Action
SUBMITTED BY: City Staff

SUMMARY STATEMENT

City Council to consider approving the addition of one full-time dispatcher to the Police Communications Division. *(Requested by Dawson County for Power Shift on nights and weekends).*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve the addition of one full-time dispatcher to the Police Communications Division. 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: NOVEMBER 19, 2019 **AGENDA ITEM: 7**

SUBJECT: **RESOLUTION TO CONSIDER APPROVAL OF A CITY ECONOMIC DEVELOPMENT POLICY & GUIDELINES FOR TAX ABATEMENTS AND CHAPTER 380 AGREEMENTS**
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS Resolution

SUMMARY STATEMENT

City Council to discuss and consider approval of A City Economic Development Policy and Guidelines for Tax Abatements and Chapter 380 Agreements.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve a resolution of A City Economic Development Policy and Guidelines for Tax Abatements and Chapter 380 Agreements. 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 BY THE CITY OF LAMESA, TEXAS ESTABLISHING AND PROVIDING FOR THE ADMINISTRATION OF ECONOMIC DEVELOPMENT PROGRAMS PURSUANT TO CHAPTER 380, TEXAS LOCAL GOVERNMENT CODE

WHEREAS, the City of Lamesa ("City") by and through the City Council, intends to implement the provisions of Chapter 380, Texas Local Government Code (TLGC) for the purposes of promoting State and local economic development and to stimulate business and commercial activity in the City; and,

WHEREAS, consistent with the provisions of Chapter 380, TLGC, the City will consider, on a case by case basis, giving economic incentives to business applicants based upon economic impact of the business applicant and subject to such terms and agreements negotiated and reduced to writing by the City or its designee and the business applicant; and,

WHEREAS, the City shall be under no obligation to extend or provide economic incentives to any business applicant, the decision to extend or provide economic incentives being within the sole discretion of the City Council of the City to be determined on the basis of the merit of each applicant and its proposal; and,

WHEREAS, in the event the City Council should elect to extend incentives to a business applicant, the terms and conditions thereof shall be reduced to writing in the form of an economic incentive contract to be signed by an authorized agent of the City and the duly authorized officer of the business applicant.

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

SECTION 1: Program Requirements.

Incentives may be granted for new facilities; expansion or modernization of existing facilities that add new taxable values to the ad valorem tax rolls; and to businesses renovating or occupying existing facilities within the city limits. Incentives established under this Program shall be provided only to the extent that the revenue realized by the City and attributable to a project exceeds a minimum amount established by the Agreement. The public benefit or amount of revenue realized by the City and attributable to the project must be commensurate with value of any incentives granted under this Program. To be considered for incentives as a Chapter 380 Economic Development Program, a project must at least meet the following minimum requirements below.

Any project requesting incentives under this program shall provide justification for incentives based upon the following general criteria:

1. Type and number of jobs to be created or retained.

2. Additional revenues created for the City from sales tax and tax collected on Business Personal Property and inventory.

3. Additional revenues created for the City from property tax.

4. Market Conditions and growth potential for the business activity; or,

5. any combination of the above criteria.

Projects meeting the requirements of these guidelines and meeting the criteria outlined below will be considered eligible under the 380 Program:

1. **New Capital Investment**: A new business project resulting in a minimum increased ad valorem taxable value of $1,000,000 in the City of Lamesa.
2. **Renovation and Improvement of Existing Facilities**: A project that meets the following criteria:
   a. A business renovation and improvement project with a value of at least $750,000; or
   b. A business renovation and improvement project for a business or business location/building in the C-1, I-1 or I-2 Business District.

The following types of projects may be eligible for consideration:

3. **New Capital Investment Incentive**: A project may be considered under the following criteria:

   a. Construct a minimum of 7,000 square feet of new retail business or businesses.

   b. Result in a minimum increased taxable value in real and business personal property for the City of $1,000,000 for a new business.

   c. Result in a minimum increased taxable value for the City of $1,000,000 of Real and Business Personal Property for an existing business established and operating within the City Limits.

4. **Renovation and Improvement of Existing Facilities Incentive**: A project may be considered under the following criteria:

   a. Be a business undertaking a new lease or purchase of 10,000 square

feet of existing space from an unrelated third party or parties.

b. Be a business or business location/building in the C-1, I-1 or I-2 Business District.

5. **New Retail**: A retail business project may be considered if:

   a. The type of business is a retail business.

   b. The business will result in new Real Property and Business Personal Property, excluding inventory, of at least $750,000.

6. **Other Projects**: Any other project may be considered if it is specifically determined by Lamesa Economic Development and the City Council to bring extraordinary benefit to the City consistent with this policy.

SECTION 2: Types of Economic Incentives

Grant Incentives offered under a Chapter 380 Economic Incentive Agreement may be utilized for:

1. Land and/or building acquisition costs.
2. Building improvements or renovations.
3. Extension of public roads.
4. Drainage improvements.
5. Property tax abatement.
6. Any other purpose approved by City Council; or,
7. sales tax rebate.

Depending upon the number of employees, wage levels, capital improvements, inventory, and type of business, other types of incentives allowed by Chapter 380, Texas Local Government Code, as amended from time to time, may be considered.

Denial of Incentives:

1. All eligible applications for incentives shall be considered on a case-by-case basis as set forth herein, and the decision to approve or deny any

incentive shall be made at the discretion of the City Council.

2. A project shall not be eligible for incentives if a building permit has been requested for the project prior to making application in accordance with this program.

Application Process: In order for the City to evaluate a request for economic incentive and to determine the level at which an applicant qualifies for incentives, the applicant shall complete a Project Impact Worksheet which will be used to perform an economic impact analysis for the proposed project. Additional information may be included to further describe the project and may be required to provide a comprehensive evaluation. Businesses are encouraged to include any information regarding ancillary benefits associated with the project such as the ability of the project to attract other projects to the city.

1. Completed application should be submitted to the Executive Director of Lamesa Economic Development.

2. Upon receipt of completed application, the Board of Directors of Lamesa Economic Development will review the application and make a recommendation for approval/denial to City Council.

Approval of Incentives: Upon approval of any incentives authorized by City Council, before the City of Lamesa's incentive grant will be made to the applicant, the applicant shall complete and fulfill:

1. the basis upon which the incentives were considered, i.e. by creating new capital investment, renovating/improving an existing building, etc.; and,

2. shall comply with all other terms of the Agreement.

SECTION 3: Forms for Economic Incentive Agreements

The forms for Economic Development Agreements shall be developed by the City Attorney in conjunction with the Executive Director of Lamesa Economic Development. The Application for the economic incentive program and priority lists shall be developed by the Executive Director of Lamesa Economic Development in conjunction with the Board(s) of Lamesa Economic Development.

PASSED, APPROVED, AND ADOPTED, on this the ___ day of _____, 2019, at a regular meeting of the City Council of the City of Lamesa, Texas which meeting was held in compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

_____
Josh Stevens,
Mayor

ATTEST:

_____
Betty Conde, City Secretary

Economic Development Policy & Guidelines Tax Abatement & Chapter 380 Agreements

City of Lamesa

RESOLUTION DATE:_____

November 19, 2019

LAMESATEXAS
TRADE CORRIDOR CROSSING

Lamesa Economic Development
Logistics. Location. Livability.

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MEMO

The following report is Lamesa Economic Development's recommendations regarding the City's economic development policy and guidelines. This report is based on the following: Lamesa's 2016 Economic Development Strategic Plan, review and analysis of economic development practices by other regional communities closely comparable to that of Lamesa, Texas Local Government Code, Texas Government Code, Texas Property Tax Code, 2015 State of Texas Economic Development Handbook, and review and analysis of economic development guidelines.

1) The finalized report will need to be approved/adopted by the City Council.

2) The recommendations for economic development incentive guidelines in this report is that it must be adhered to by the City Manager, the City Council, and the City's Economic Development Corporation (LEDC Type A/ and/or LEAP Type B Board).

GENERAL GUIDELINES

I. Criteria for Economic Development Incentives

A. Must be reasonably expected to increase the appraised value of the property in the amount specified in the agreement after the period of abatement has expired.

B. Project does not have any negative environmental impacts on the community (e.g.; significant pollution, excessive water usage or hazardous waste).

C. The degree to which the specified project meets the purposes and objectives of the City, the relative impact of the project will be used to determine the total value and duration of the incentives, tax abatement or tax grant provided to any applicant. In compliance with state law no abatement will be for more than a maximum of 10 years in duration.

II. Objective Criteria

In order for the Chapter 380 Assistance Application to be considered, the following must be addressed in written format by the applicant using "Chapter 380 Assistance Application" attached to this policy:

III. Subjective Criteria

In addition to the objective criteria for which specific values can be assigned, several additional considerations must be evaluated. Using "Chapter 380 Assistance Application" attached to this policy as Exhibit B, the applicant must respond to the following in written narrative format, with backup documentation:

A. Explain the types and values of public improvements, if any, which will be made by the applicant.
B. Explain to what extent the project will complement existing businesses.
C. If the project poses any negative operational, visual/image, style impacts or additional noise, etc., provide details.
D. Provide information including at least three years financial and operating history of the company, three years of financial information of all principal owners, majority members, stockholders, partners and officers, and an up-to-date business plan.
E. The applicant must commit to a definite construction/completion schedule for the project and to define exactly what will be built (i.e.; what will be on the tax roll and when).
F. State in the application whether the project is a franchise, expansion, or relocation/ consolidation from elsewhere.

Increase property and sales tax revenue to provide a higher quality of life and services for Lamesa's residents and businesses.

As the City wants to attract higher quality residential developments and ancillary service providers, it is recommended that the City combine its efforts to include a larger variety of projects as allowed by the State Law

Encourage development of retail and commercial type developments along areas that complement the diverse industries located within the city of Lamesa and surrounding region.

It is recommended that retail and commercial projects/developments locating in the downtown area and along the Highway 87/137/180 corridors (within the city limits) should be the only projects/developments considered eligible for Chapter 380 economic development incentives in the City of Lamesa. This will incentivize developments and begin creating a critical mass of investment in the areas identified by the City for desirable growth and will encourage property owners in close proximity of the Highway 87/137/180 corridors to request voluntary annexation.

Increase quality residential developments in the City and its ETJ to fulfill the lack of housing availability to accommodate the current and future growth due to the increase in renewable energy sectors and other industrial and logistic businesses in surrounding cities.

It is recommended that the City create a residential incentive program to encourage a higher quality residential product in the City that can potentially draw from its surrounding areas.

RECOMMENDED ELIGIBILITY CRITERIA

RETAIL/COMMERCIAL PROJECTS/DEVELOPMENTS

Retail/commercial projects/developments that invest $750,000 or more shall be eligible for economic development incentives from the City of Lamesa. Investments of $750,000 - $999,000 cannot include the cost of land acquisition. Investments of $1,000,000 or greater can include cost of land acquisition.

The City shall consider an incentive package for a project/development on a case-by-case basis. In determining whether to offer an incentive, the project should demonstrate three or more of the following benefits for the City:

- Amount of increase in the City's sales tax revenue.
- Amount of increase in the City's Ad Valorem tax revenue or overall appraised valuation.
- An increase in employment in the City of Lamesa.
- An increase in the City of Lamesa overall quality of life that will promote economic development.
- Improvements to the City's streets, drainage, water, and/or wastewater infrastructure that will facilitate economic growth in the City.

If the project/development has a direct, positive effect on the items discussed in the guidelines above, the Economic Development Board(s) and/or the City Council shall evaluate each project/development on the following criteria, to determine the level of City investment, if any:

- Total capital investment in the project including acquisitions, site improvements, building cost, and equipment;
- Number, type, quality, and wage level of jobs created;
- Other site-specific issues which may have ancillary benefits to the City of Lamesa;
- Grants/loans provided by other local, regional, or economic development entities;
- The economic and financial feasibility of the project/development, including the financial strength and viability of the applicant;
- Other factors deemed relevant by the Economic Development Board(s) and/or the City Council of Lamesa.

The key to determining the amount of the incentive is the anticipated economic development benefit to the City of Lamesa.

RESIDENTIAL PROJECTS/DEVELOPMENTS

Residential Projects/developments that are mixed use in nature (residential and retail/commercial/office uses), or that have a minimum 300 single family homes with at least 1/3rd of those homes to be constructed within 18 months of the City approving incentives shall be eligible for economic development incentives from the City of Lamesa.

The City shall consider an incentive package for a project/development on a case-by-case basis. In determining whether to offer an incentive, the project should demonstrate one or more from each of the following benefits (or any other benefit deemed similar by the Boards and/or City Council) for the City:

> The development as a neighborhood: Projects/developments that have a higher quality for amenities such as gateway entrances, perimeter landscaping, masonry subdivision wall, community swimming pool, community center, open space/parks, and trails etc. that are privately owned, developed, and maintained for/by the project; and
>
> The development as single/multi-family homes: Higher quality of construction and building materials (such as higher energy efficiency materials and mechanicals, metal roofs, designer profile shingles, fences that are topped and lapped, walkways partially or totally mortared with brick and/or stone, and water conserving appliances and landscaping etc.) than may be required in the City's development regulations.

RECOMMENDED INCENTIVES

TAX ABATEMENTS

SECTION 1
DEFINITIONS

1.01 ***"Abatement"*** means the full or partial exemption from City ad valorem taxation of the increased values of eligible properties in a Reinvestment Zone designated by the City for economic development purposes pursuant to the Act.

1.02 ***"Agreement"*** means a contractual agreement between a property owner and/or lessee and the City for the purposes of tax abatement.

1.03 ***"Base Year Value"*** means the assessed value of either the applicant's subject real property and improvements on January 1st of the year of the execution of the agreement plus the agreed upon value of any property improvements made after January 1st, but before execution of the agreement, and/or the assessed value of any tangible personal property located on the owner's real property at any time prior to the abatement period covered by the agreement

1.04 ***"Economic Life"*** means the number of the years a property improvement is expected to be in service in a facility; provided, however, in no event shall the number of years exceed the depreciation allowance specified in the Federal Internal Revenue Service Code.

1.05 ***"Enterprise Zone"*** means an area designated pursuant to the Texas Enterprise Zone Act Chapter 2303, Government Code.

1.06 ***"Expansion"*** means the addition of buildings, structures, fixed machinery, or equipment for the purpose of increasing production capacity.

1.07 ***"Facility"*** means property improvements completed or in the process of construction which together comprise an integral whole.

1.08 ***"Lease"*** means a relationship whereby the business applying for a tax abatement has a contract for exclusive possession of either the real property on which improvements are to be made and/or movable personal property to be used for the operation of the business for a defined period of time.

1.09 ***"Modernization"*** means the replacement and upgrading of existing facilities which increase the productive input or output, updates the technology, or substantially lowers the unit cost of operation, and extends the economic life of the facility. Modernization may result from the construction, alteration, or installation of buildings, structures, fixed machinery, or equipment. It *will* not be for the purpose of reconditioning, refurbishing, repairing, or completion of deferred maintenance.

1.10 ***"New Facility"*** means a property previously undeveloped which is placed into service by means other than expansion or modernization.

1.11 ***"Personal Property"*** means equipment and/or tools used, or bought or leased for use, in the operation of the business applying for tax abatement, other than that which was located on the real property at any time before the period covered by the tax abatement agreement, and other than inventory, supplies and/or office equipment

1.12 ***"Real Property"*** means the area of land defined by legal description as being owned or leased by the business applying for a tax abatement, including any improvements thereto, which is to be improved and valued for property tax purposes, and which Is to be included in the Tax Abatement

1.13 ***"Reinvestment Zone"*** is an area within the boundaries of the City that has found to meet the requirements of §§ 312.201 through 312.202, Texas Property Tax Code and designated as such.

SECTION 2
DESIGNATION

2.01 A Reinvestment Zone may only be designated in accordance with § 312.201 of the Texas Property Tax Code, as amended.

A Reinvestment Zone may only be designated by the City Council in an area *within the boundaries* of the City and that does not include an area outside the taxing jurisdiction of the City.

2.03 An area may be designated as a Reinvestment Zone if the City Council, after a public hearing on the proposed designation, finds that the designation would contribute to the retention or expansion of primary employment within the City or would attract major investment into the Zone that would be a benefit to the property to be included in the Zone and would contribute to the economic development of the City.

2.04 The public hearing on the proposed Reinvestment Zone designation must be held prior to the findings and action of the City Council on the proposed designation. At this hearing, all interested persons are entitled to speak and present evidence for or against the designation. NOT LATER THAN THE SEVENTH (7TH) DAY BEFORE THE DATE OF THE HEARING, NOTICE OF THE HEARING MUST BE: (1.) PUBLISHED IN A NEWSPAPER HAVING GENERAL CIRCULATION IN THE CITY; AND (2.) DELIVERED IN WRITING TO THE PRESIDING OFFICER OF THE GOVERNING BODY OF EACH TAXING UNIT THAT INCLUDES IN ITS BOUNDARIES REAL PROPERTY THAT IS TO BE INCLUDED IN THE PROPOSED REINVESTMENT ZONE. A notice made under (2.) above is presumed to be delivered when placed in the mail, postage paid, and property addressed to the appropriate presiding officer. A notice properly addressed and sent by registered or certified mail for which a return receipt is received by the sender is considered to have been delivered to the addressee: THE PUBLIC HEARING MUST ALSO BE POSTED AS AN AGENDA ITEM IN ACCORDANCE WITH

CHAPTER 551 OF THE GOVERNMENT CODE (THE TEXAS OPEN MEETINGS ACT).

2.05 If the City Council finds that designation of the area as a Reinvestment Zone is proper, such proposed designation shall be put to a vote of the City Council, and will pass if a majority of the members of the City Council in attendance vote to approve the designation.

2.06 The order of the City Council designating the area as a Reinvestment Zone shall contain a sufficient description of the boundaries of the Zone.

2.07 The designation of a Reinvestment Zone may be for a period of up to five (5) years. No designation shall exceed five (5) years, and a designation shall automatically expire five (5) years after the date of the designation unless renewed by the City Council for subsequent periods not to exceed five (5) years each. This provision does not affect the guidelines for length of abatements called out in Table 1.

2.08 Designation of an area as an Enterprise Zone under the Texas Enterprise Zone Act Chapter 2303, Government Code, constitutes designation of the area as a Reinvestment Zone without further hearing or other procedural requirements other than those set out in the Texas Enterprise Zone Act.

2.09 Section 312.204(b) of the Code requires that tax abatement agreements made with the owners of property in a Reinvestment Zone must contain identical terms for the portion of the value of the property that is to be exempt and the duration of the exemption.

SECTION 3
ABATEMENT AUTHORIZED

3.01 Tax Abatements are authorized, subject to approval of the City Council and execution of a lawful tax abatement agreement, for properties located within a Reinvestment Zone designated by the City Council or an Enterprise Zone established pursuant to the Texas Enterprise Zone Act.

3.02 Authorized Facilities: A tax abatement may be granted for new facilities, lease facilities and for expansion or modernization of existing facilities. The economic life of a facility or improvements must exceed the life of the abatement agreement.

3.03 Eligible Property: Tax abatement may be granted for improvements to real or lease property, and personal property to the extent allowed by State law.

3.04 Value of Abatement: Authorized facilities may be granted abatement on all or a portion of the increased taxable value of eligible property over the base year for a period not to exceed four (4) years. This abatement, if granted as to real property, is not with regard to the entire value of the property, but only as to the extent that the value of the real property exceeds the value for the year in which the abatement is granted i.e. Base Year). Taxes on tangible personal property may be abated to the extent of additions, but cannot be abated as to personal property

located on the real property at any time before the period covered by the tax abatement agreement, and cannot be abated for inventory and supplies.

SECTION 4
IMPACT DATA

4.01 Introduction

The information required in this Section will be used by the City Council to determine whether or not it is in the best interest of the City to offer tax abatement to a particular applicant. The applicant should endeavor to provide the most accurate information and estimates possible based upon available information. The applicant may be requested by the City to describe the methodologies utilized to respond to the questions and to supply supporting documentation.

4.02 Employment Impact

The applicant must provide detailed information providing answers to the following inquiries:

a) How many new, temporary and/or part-time jobs will be created in the City of Lamesa? How many temporary and/or part-time jobs will be retained in the City of Lamesa?

b) What is the estimated number of permanent, full-time new jobs that will be created in the City of Lamesa? What is the estimated number of permanent, full-time jobs that will be retained in the City of Lamesa?

c) What percentage of new employees will (a) come from within the City and (b) from outside the City?

d) What types of Jobs will be created? What will be the average pay scale for each category of jobs created?

e) What will be the total projected annual payroll of the newly created jobs? What will be the total projected annual payroll of the retained jobs?

f) What type of specialized training will be required? How will such training be provided?

g) What is the estimated multiplier effect on the City of Lamesa's economy?

4.03 Proposed Improvements

The applicant must provide detailed information providing answers to the following inquiries:

a) Identify and describe the kind, number and location of all proposed real property improvements and/or personal property and discuss the development schedule of the proposed improvements and/or additions.

b) To what extent, if any, will additional public improvements be needed? Detail the plans, if any, in existence for the provision of such improvements?

c) What governmental approvals or permits will be required for the improvements?

d) Is the financial capital required to complete this project already available (i.e. financing commitments, reserved funds, etc.?) Explain in detail.

4.04 Fiscal Impact

The applicant must provide detailed information providing answers to the following inquiries:

a) What is the estimated cost of the proposed real property improvements and/or personal property additions?

b) How much real or personal property value will be added to the tax roll by the end of the abatement period?

c) How much direct sales tax will be generated?

d) What is the proposed depreciation schedule for real or personal property to be abated?

4.05 Community Impact

The applicant must provide detailed information providing answers to the following inquiries:

a) What effect (approximately) will the proposed project have on the local housing market?

b) What environmental impact, if any, will be created by the project?

c) What support services or products, if any, will the applicant be procuring from the local community in the construction of improvements or additions of personal property?

d) What support services or products, if any, will the applicant be procuring from the local community with regard to its operations?

4.06 A legal description of any subject real property must be supplied to the City by the applicant.

4.07 Pursuant to § 312.003 of the Property Tax Code, information submitted in the application process is confidential, and not subject to public disclosure until the tax abatement agreement is executed.

SECTION 5
GUIDELINES FOR LENGTH AND LEVEL OF ABATEMENT

5.01 It is recommended that the City consider a tiered tax abatement system. This means depending upon the project/development investment and appraised value - the City would adjust the abatement amount and years.

5.02 Recommended tax abatement schedule:

TABLE 1

Appraised Taxable Value	Maximum Value Which May Be Abated	Years of Abatement
$750,000 - $999,999	40% - 0%	Not to Exceed 2 Years
$1,000,000 - $3,999,000	60% - 0%	Not to Exceed 3 Years
$4,000,000 - $6,999,000	80% - 0%	Not to Exceed 4 Years
$7,000,000 and Above	100% - 0%	Not to Exceed 5 Years

5.03 If the appraised value of eligible improvements declines below the lower limit for eligibility for a certain percentage abatement, then the abatement percentage to be applied shall be adjusted in accordance with Table 1 above. For example, if the appraised value of eligible improvements declines from $7,000,000 to $ 4,000,000, the abatement percentage shall decline from 100% to 80%. In no event shall an abatement percentage exceed the percentage agreed in the abatement agreement approved by the City of Lamesa.

5.04 Pursuant to Chapter 312 of the Property Tax Code, City of Lamesa, Texas (hereinafter "City") is authorized to designate Reinvestment Zones in areas of the City, to enter into tax abatement agreements with regard to properties located in Reinvestment Zones, and to enter into tax abatement agreements with regard to properties for which a municipality has given tax abatement incentives by agreement.

5.05 These guidelines and criteria, and the procedures established herein, do not:

a) limit the discretion of the City Council to decide whether to enter into a specific tax abatement agreement,

b) limit the discretion of the City Council to delegate to its employees the authority to determine whether the City Council should consider a particular application or request for tax abatement, or

c) create any property, contract or other legal right in any person to have the City Council consider or grant a specific application or request for tax abatement.

SECTION 6
GUIDELINES FOR LENGTH AND LEVEL OF ABATEMENT

6.01 When a determination has been made to offer a tax abatement, the guidelines in Table

1 will be used to determine the length and level of that abatement. These guidelines reflect maximum percentages and years, and apply to both new facilities and expansion or modernization of existing facilities. The Lamesa City Council will determine eligibility as well as the percentage and length of abatement on a case-by case basis.

6.02 The Lamesa City Council may consider a 100% abatement for a period during which construction of new facilities is in progress. This period, if applicable, will begin on the date of the abatement agreement and end when those facilities are first utilized for their intended purpose or two years from the date of the abatement agreement, whichever is sooner. The schedule in 5.02 above would begin the next January 1st immediately following such a period, if any. The provisions of this paragraph applies only to new or additional facilities to be constructed with a capital cost of $7,000,000 or greater.

SECTION 7
PROCEDURAL GUIDELINE

7.01 Any person or entity desiring that the City of Lamesa consider real, lease or personal property abatement must comply with the following procedural guidelines. Nothing herein shall imply or suggest that the City is under any obligation to provide tax abatement, or provide any length and/or level and/or value of tax abatement to any applicant.

7.02 Application Process

The applicant shall submit a letter of application for tax abatement to the Executive Director of Lamesa Economic Development who will then submit the letter of application to the City Secretary for submission to the City Council. The application must:

a) provide a detailed explanation of the proposed project (improvements to real property, creation/addition/retention of jobs, and/or addition of leased or personal property);

b) address all criteria questions and information outlined in Section 4 above;

c) provide an attached current survey of the real property and the precise location of all proposed improvements/additions, along with a legal description of the real property where all improvements/additions will be located;

d) provide the sworn statement required by Section 4.02 (b.) above if the abatement sought is in whole or in part for job retention;

e) identify the name, address, telephone number, and email address(es) (and, if available, fax number) of the Applicant's contact person for purposes of the application;

f) identify the business organization of the applicant (i.e. sole proprietorship, partnership, corporation, etc.) and any assumed or trade names under which applicant operates;

g) provide documentation of the feasibility of the project (financing, etc.); and

h) identify how the project will comply with or fit within the criteria and guidelines set forth in the preceding sections.

7.03 All applications will be reviewed by the City Council's designee or designees for accuracy and completeness, and the applicant must provide verification of all information provided or additional information requested by the City Council or its designee. The application will then be placed on the agenda for a meeting of the City Council for consideration.

7.04 The application shall be considered at a meeting of the City Council held in compliance with the Texas Open Meetings Act. If the abatement would involve the creation or expansion of a Reinvestment Zone, a public hearing must first be held in accordance with the procedures and notice required in Chapter 312 of the Property Tax Code. No applicant has a legal right or expectation to a favorable determination by the City Council.

7.05 The abatement, if granted, must be made pursuant to a tax abatement agreement which meets all of the requirements of law and is acceptable to the City Council. A tax abatement agreement must be approved by the City Council for execution by the Mayor before it can be effective. Any abatement is for City taxes only, and does not provide abatement from taxation by other entities in whose taxing jurisdiction the property may be located unless otherwise provided by state law.

7.06 The tax abatement agreement must contain all the requirements of § 312.204 and § 312.205 of the Property Tax Code, as amended.

7.07 Property owned or leased by a member of the City Council or Type A/ Type B Economic Development Board is not eligible for tax abatement.

SECTION 8
CERTIFICATION BY APPLICANT, COMPLIANCE AUDITS, REVIEWS AND INSPECTIONS

8.01 Beginning on or before December 31st of the year which establishes "Base Year Value" for the agreement, and throughout the term of such agreement, the Owner will submit a statement annually certifying, on or before December 31st of each year the names and addresses of employees, number of jobs, dollar amount of payroll, type of equipment (if applicable) and the square footage of the qualified facilities subject of the abatement and all other information necessary to show compliance with the tax abatement agreement and the requirements of these Guidelines. The City shall have the right if it deems necessary to examine the Owner's appropriate records. The City may cancel or modify the agreement if the property owner fails to comply with the tax abatement agreement

8.02 The City shall have the right to conduct reviews, audits and inspections to evaluate the applicant's performance and compliance with the terms of the tax abatement agreement after the abatement is granted. The City shall also have the right to conduct reviews, audits and inspections during the application process to verify information in the application and to assess the project's feasibility and benefit. The applicant must agree to provide to the City requested information within thirty (30) days of request and agree to give the City the right to inspect the applicant's operations at reasonable times.

8.03 Violations of the terms of the tax abatement agreement by the tax abatement recipient may result in the full or partial loss of the abatement and give rise to a right of the City to recoup taxes abated, provide for a delinquency date and assess penalties and interest. City Council may cancel the entire agreement, or modify agreement, if the owner fails to comply with the terms set forth.

SECTION 9
REPORTING REINVESTMENT ZONES AND TAX ABATEMENT AGREEMENTS NOTIFYING OTHER GOVERNMENTAL ENTITIES OF TAX ABATEMENT AGREEMENT. AND MISCELLANEOUS PROVISIONS

9.01 Pursuant to § 312.005 of the Property Tax Code, as amended, the City is required to deliver to the Texas Department of Commerce and to the State Comptroller, before April 1 of the year following which a Reinvestment Zone is designated, or a tax abatement agreement is executed a report providing all of the information required by § 312.005. The Mayor or his designee is established as the City liaison with the State for this purpose.

9.02 Pursuant to § 312.2041 of the Property Tax Code, as amended, the City is required to, not later than the seventh (7th) day before the date on which it enters into a tax abatement agreement, deliver to the presiding officer of the governing body of each other taxing unit in which the property to be subject to the agreement is located a written notice that the City intends to enter into the agreement. The notice must include a copy of the proposed agreement

9.03 Passage of these Tax Abatement Guidelines and Procedures shall amend and supersede all prior guidelines of the City, if any, governing this subject, but shall not affect the validity of tax abatement agreement of the City existing as of the date of the passage of these Tax Abatement Guidelines, Criteria and Procedures by the City Council.

Adopted on the _____ day of _____, 2019.

380 AGREEMENTS

It is recommended that these agreements be entered for development incentives such as loans or grants, commitments for infrastructure, or payments of portions of the sales tax generated by the project.

It is recommended that the City adopt a policy to use these agreements only in the downtown and Highway 87/137/180 corridor areas. This will encourage developments in the priority areas identified for economic development by the City. Targeting economic development funding in focused areas will yield higher results rather than spreading the funding in different parts of the City.

It is recommended that loans & grants be structured such that they are spread over multiple years and be subject to performance standards such as: project construction starting within 12 months and completion within 36 months of the agreement being approved; project construction and design quality, etc.

It is recommended that maximum sales tax refund/rebate should not exceed *50%* of the sales tax generated by the project.

The City shall consider an incentive package for a project/development on a case-by-case basis.

RECOMMENDED PROCESS

1st

Applicant to submit application & supporting documents to Economic Development staff. Economic Development staff to accept only complete applications for eligible projects per City's policy.

2nd

Economic Development staff analyzes the request and sends a summary memo to Type A/ Type B Board (s) and/or City Council within 45 days from submission and schedules discussion on the 1st available meeting agenda for the appropriate Board for discussion.

3rd

Economic Development staff meets with the applicant to resolve all pertinent items per the direction of Type A/Type B Board(s) and/or City Council.

4th

Economic Development staff schedules the request on Type A/Type B Board(s) agenda for action. Respective board must approve/deny request for incentives. Economic Development staff works with City Attorney to draft required documents.

5th

Staff schedules the request on City Council agenda for action. City Council ratifies Type A/Type B Board(s) action in accordance with the Local Government Code.

6th

Applicant submits annual reports to Economic Development staff to prove compliance. Economic Development staff gives Type A/Type B Board(s) and/or City Council annual reports.

LIST OF APPENDICES

RELEVANT TEXAS LOCAL GOVERNMENT CODE SECTIONS

- Local Government Code 380 – Miscellaneous Provisions Related to Municipal Planning and Development
- Local Government Code 311 – Tax Increment Financing Act
- Local Government Code 312 – Property Tax and Tax Abatement Act

RELEVANT TEXAS GOVERNMENT CODE SECTIONS

- Government Code 551 – Open Meetings
- Government Code 2303 – Enterprise Zones

RELEVANT TEXAS PROPERTY TAX CODE SECTIONS

- Property Tax Code 312.003 – Confidentiality of Proprietary Information
- Property Tax Code 312.005 – State Administration
- Property Tax Code 312.201 – Designation of Reinvestment Zone
- Property Tax Code 312.202 – Criteria for Reinvestment Zone
- Property Tax Code 312.204 – Municipal Tax Abatement Agreement
- Property Tax Code 312.2041 – Notice of Tax Abatement Agreement to Other Taxing Units
- Property Tax Code 312.205 – Specific Terms of Tax Abatement Agreement

SAMPLE ASSISTANCE APPLICATION

LAMESATEXAS
TRADE CORRIDOR CROSSING

Lamesa Economic Development
Logistics. Location. Livability.

Project:

Company Name: _____

Company NAICS Code: _____

Company Structure: _____ *(LLC, S-Corp, Corporation, etc.)*

Construction Project:

Yes ___

No ___

_____ **Chapter 380 Assistance Application (signed)**

_____ **Signed Confidentiality Agreement**

_____ **Business Plan**

_____ **Letter of Intent**

_____ **Resume(s) for all principal owners, majority members, stockholders, partners and officers.** ***Please provide a list of all principal owners, majority members, stockholders, partners and officers.***

_____ **Certificate of Formation from Secretary of State**

_____ **Three Year Projections – 1st Year Detailed, 2nd and 3rd Year Summary**

_____ **Personal Income and Financial Statements for all principal owners, majority members, stockholders, partners and officers.**

_____ **Credit and Background Report Release Signed**

_____ **Existing Company Profit and Loss Statement Past Three Calendar Years (Full)**

_____ **Past (3) Three Years of Personal Financial Statements (IRS Tax Forms) for all principal owners, majority members, stockholders, partners and officers.**

_____ **Documentation of Need for Financial Assistance**

_____ **Documentation of All Other Financial Sources, including personal assets, other lending institutions, grants, etc.**

_____ **Renderings for Construction and Engineering**

Assistance Application

The following is basic information used by the City of Lamesa to evaluate potential economic assistance from the community of Lamesa, Texas for economic development assistance pursuant to the City's Economic Development Program under Chapter 380 of the Local Government Code. Any calculations that result from the use of information on this form should not be construed as an offer or obligation of the City of Lamesa or any of its component units. Additional information may be requested upon review. Projects within the city limits shall be submitted to the Executive Director of Lamesa Economic Development and shall be reviewed by the respective board of Lamesa Economic Development. The Lamesa City Council shall have final authority on all economic development agreements pursuant to economic development programs under Chapter 380 of the Local Government Code.

Contact Information

Contact _____

Company _____ Web Address _____

Phone Number _____ Fax Number _____

Mobile Number _____ E-mail _____

Project Summary *Attach additional sheet(s) as needed*

Purpose | Description _____

Timeline _____

Facilities _____

Project Address _____

Projected Capital Investments

Land	$_____	Working Capital	$_____
Building(s)	$_____	*Do not include working capital in calculation to the left*	
Machinery & Equipment	$_____		
Total	$_____		

Please do not include the value of real or personal property already on the tax rolls in Lamesa, Texas

Projected Employment

Current Jobs

_____

Relocated Jobs and Timeline to Relocate

_____

New Jobs and Timeline to Create

_____

Estimate Annual Payroll ($) at Lamesa Site

_____

PROJECTED SALES & USE TAXES

Estimated Company Revenues $_____

Estimated Taxable Sales ($) at Lamesa site $_____

(For Sales and Use Tax Calculations)

Printed Name of Primary Contact:

_____

Signature of Primary Contact:

_____

Date:

_____

LAMESATEXAS
TRADE CORRIDOR CROSSING

Lamesa Economic Development
Logistics. Location. Livability.

NORMAL PROVISIONS OF ECONOMIC DEVELOPMENT ASSISTANCE

The company can agree to maintaining its existing employment of_____and can agree to relocating and/or creating new jobs over a period of_____years (new jobs per year) at the average hourly rate of $_____. The company can further agree to the construction of real property improvements in the amount of at least $_____, and the placing of personal property improvements (machinery and equipment) in the amount of at least $_____.

Lamesa Economic Development will require that the company provide proof of all real and personal improvements that will be agreed to in the Economic Development Performance Agreement. Lamesa Economic Development will also require that the company provide proof of jobs created and/or maintained in the city for each year of the Economic Development Performance Agreement.

Applicant and/or company is required to obtain all applicable City and other permits and approvals related to the improvement and/or construction project. All improvements and/or construction must comply with all state and local building codes and zoning requirements. Additionally, Lamesa Economic Development will require a Personal Guaranty by the applicant's majority members (51% or greater), stockholders, partners, and officers.

Lamesa Economic Development Requires, at the anniversary of the Economic Development Performance Agreement, as well as any other agreements with the LEDC in place, the following documentation for jobs created, retained and maintained:

1) Texas Employment Commission's Employer's Quarterly Reports and IRS Form 941;
2) A roster of its own employees (with total hours worked, position(s) held, and hourly wages; and
3) Copies of paid tax receipts.

On location audits can be arranged in special circumstances at the sole discretion of the Lamesa Economic Development Board of Directors.

Full-Time employees must work a minimum of 1,820 hours per Economic Development Performance Agreement year (minimum 35 hours/week x 52 weeks).

The company's authorized representative that is approved to enter into a legally binding agreement with Lamesa Economic Development is:

_____ _____
Printed Name Title

_____
Signature

Contact person for annual documentation:

_____ _____
Printed Name Title

Mail annual reminders to:

_____ _____
Printed Name Title

_____
Street Number and Name City State Zip Code

If more than one operation exists within the City of Lamesa, please list separately below. Use additional pages as necessary.

LAMESATEXAS
TRADE CORRIDOR CROSSING

Lamesa Economic Development
Logistics. Location. Livability.

CONSENT AND AUTHORIZATION
CORPORATION

The undersigned, a corporation organized under the State of_____, an applicant for a loan from the Lamesa Economic Alliance Project, hereby authorizes the Lamesa Economic Alliance Project, its agents and employees and anyone acting on behalf, to institute, conduct and complete, **any and all** credit checks, background checks, and/or any other investigations LEAP deems necessary and appropriate to any and all records, histories, and data bases kept or maintained by the State of Texas, the United States of America, any political subdivision, reporting agencies, and entities and/or bureaus, related to any possible criminal conduct or history, allegations of fraud, wrongdoing or malfeasance of any kind on the part of the Applicant and/or any of the Applicant's agents, employees, officers, owners, shareholders, directors, managers, investors, partners and stockholders and to obtain such information, records, and copies as it deems proper in connection with such investigation or investigations. A photocopy of facsimile of this Consent and Authorization shall be deemed, for purposes, as an original of this Consent and Authorization and shall constitute both consent and direction to all persons, agencies, entities, and/or bureaus, to furnish the Lamesa Economic Alliance Project, upon its request and without further authority from the undersigned, such information, records and copies it requests in connection with its investigation(s).

_____ _____
Printed Name Date

_____
Signature

STATE OF _____

COUNTY OF _____

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME on this the____day of_____, 20____, by

_____, _____ of _____, a

_____corporation, on behalf of said corporation.

(SEAL) _____

Notary Public State of _____

LAMESATEXAS
TRADE CORRIDOR CROSSING

Lamesa Economic Development
Logistics. Location. Livability.

CONSENT AND AUTHORIZATION

INDIVIDUAL

The undersigned, whose date of birth is_____/_____/_____, driver's license and/or state issued identification number is_____(state)_____DL / ID (circle one), and social

security number is _____ and who is a principal owner, majority member (51% or greater), stockholder, partner, officer, or investor of _____, an applicant for a loan from the Lamesa Economic Alliance Project, its agents and employees and anyone acting on behalf, to institute, conduct and complete, **any and all** credit checks, background checks, and/or any other investigations it LEAP deems necessary and appropriate to any and all records, histories, and data bases kept or maintained by reporting agencies, entities and/or bureaus, and to obtain such information, records, and copies as it deems proper in connection with such investigation or investigations. A photocopy of facsimile of this Consent and Authorization shall be deemed, for purposes, as an original of this Consent and Authorization and shall constitute both consent and direction to all persons, agencies, entities, and/or bureaus, to furnish the Lamesa Economic Alliance Project, upon its request and without further authority from the undersigned, such information, records and copies it requests in connection with its investigation(s).

_____ _____

Printed Name Date

_____

Signature

STATE OF _____

COUNTY OF _____

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME on this the_____day of_____,

20_____, by _____

(SEAL)

_____

Notary Public State of _____

****Please Attach A Copy of Your Driver's License or Government Issued Photo Identification to this Page**

PERFORMANCE AGREEMENT

Texas legislation requires both Type A and Type B Economic Development Corporations to enter into a written performance agreement with a business enterprise when the corporation provides funding or makes expenditures on behalf of the business enterprise in furtherance of a permissible Type A or B project.

This performance agreement between the corporation and the business enterprise at a minimum must contain the following:

(1)a schedule of additional payroll or jobs to be created or retained;

(2) the capital investment to be made by the business enterprise; and

(3)the terms under which repayment must be made by the business enterprise to the Type A or B corporation should the business fail to meet the performance requirements specified in the agreement.

The language contained within the Performance Agreement must specify that the business does not and will not knowingly employ an undocumented worker (which statement must also be any application for the subsidy). The language also must require repayment of the subsidy with specified rate and terms of interest if the business is convicted of federal immigration violations as defined in Chapter 2264 of Subtitle F, Title 10 of the Government Code (80(R) HB 1196), not later than the 120th day after receiving notice of the violation from the public entity or economic development corporation.

_____ _____

Signature Date

Lamesa Economic Development

Logistics. Location. Livability.

Please Deliver, Fax, or Email to:

Lamesa Economic Development

Attn: Sean Overeynder

123 Main Ave.

Lamesa, TX 79331

Fax: (806) 872-5700

eMail: Sean.Overeynder@LamesaDevelopment.org

If you have questions, please call (806) 872-2207 or email **Sean.Overeynder@LamesaDevelopment.org**

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 8**

SUBJECT:	**ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS SERIES 2019**
PROCEEDING:	Approval
SUBMITTED BY:	City Staff
EXHIBITS	Ordinance, Second Reading
AUTHORITY:	City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

City Council to consider an Ordinance of the City of Lamesa, Texas authorizing and ordering the issuance of General Obligation Refunding Bonds, Series 2019; authorizing a pricing officer to approve the amount, the interest rates, price, redemption provisions and terms thereof and certain other procedures and provisions related thereto; and containing other matters related thereto.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve an Ordinance of the City of Lamesa, Texas authorizing and ordering the issuance of General Obligation Refunding Bonds, Series 2019; authorizing a pricing officer to approve the amount, the interest rates, price, redemption provisions and terms thereof and certain other procedures and provisions related thereto; and containing other matters related thereto. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS §

COUNTY OF DAWSON §

CITY OF LAMESA §

I, the undersigned officer of the City of Lamesa, Texas (the "City"), hereby certifies as follows:

1. The City Council of the City convened in a regular meeting on October 15, 2019, at the regular meeting place thereof, within the City, and the roll was called of the duly constituted officers and members of the City Council, to wit:

Josh Stevens	Mayor
Brant Stewart	Council Member, District 1
Marie Briseno	Council Member, District 2
Enrique Moreno	Council Member, District 3
Dore Evan Rodrigues	Council Member. District 4
Bobby G. Gonzales	Council Member, District 5
Doug Morris	Council Member, District 6

and all of such persons were present, except _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting: a written

> AN ORDINANCE OF THE CITY OF LAMESA, TEXAS AUTHORIZING AND ORDERING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2019; AUTHORIZING A PRICING OFFICER TO APPROVE THE AMOUNT, THE INTEREST RATES, PRICE, REDEMPTION PROVISIONS AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AND CONTAINING OTHER MATTERS RELATED THERETO

(the "Ordinance") was duly introduced for the consideration of the City Council. It was then duly moved and seconded that the Ordinance be adopted on first reading; and, after due discussion, such motion, carrying with it the adoption of the Ordinance, prevailed and carried by the following vote:

AYES: ___ NAYS: ___ ABSTENTIONS: ___

2. That a true, full and correct copy of the Ordinance adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; that the Ordinance has been duly recorded in the City Council's minutes of such meeting; that the above and foregoing paragraph is a true, full and correct excerpt from the City Council's minutes of such meeting pertaining to the adoption of the Ordinance; that the persons named in the above

and foregoing paragraph are the duly chosen, qualified and acting officers and members of the City Council as indicated therein; that each of the officers and members of the City Council was duly and sufficiently notified officially and personally, in advance, of the date, hour, place and subject of the aforesaid meeting, and that the Ordinance would be introduced and considered for adoption at such meeting, and each of such officers and members consented, in advance, to the holding of such meeting for such purpose; that such meeting was open to the public as required by law; and that public notice of the date, hour, place and subject of such meeting was given as required by the Open Meetings Law, Chapter 551, Texas Government Code.

SIGNED this October 15, 2019.

_____

City Secretary
CITY OF LAMESA, TEXAS

ORDINANCE #05-14-19

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS AUTHORIZING AND ORDERING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2019; AUTHORIZING A PRICING OFFICER TO APPROVE THE AMOUNT, THE INTEREST RATES, PRICE, REDEMPTION PROVISIONS AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AND CONTAINING OTHER MATTERS RELATED THERETO

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

ARTICLE I.

FINDINGS AND DETERMINATIONS

Section 1.1.: Findings and Determinations. The City Council hereby officially finds and determines that:

(a) The City of Lamesa, Texas (the "City"), acting through its City Council, has heretofore issued, assumed or undertaken and there remain outstanding certain obligations described in Exhibit C attached hereto (hereinafter defined as the "Refundable Obligations").

(b) The City is authorized by Chapter 1207, Texas Government Code, as amended, to issue refunding bonds for the purpose of refunding all or a portion of the Refundable Obligations (hereinafter defined as the "Refunded Obligations").

(c) The City desires to refund the Refunded Obligations in advance of their maturities, which will benefit the City by reducing total net present value debt service.

(d) The City is authorized by Chapter 1207, Texas Government Code, as amended, to accomplish such refunding by depositing directly with a trust company or commercial bank that does not serve as a depository for the City or with any place of payment for the Refunded Obligations, proceeds from the sale of such refunding bonds, together with any other available funds, in an amount sufficient to provide for the payment or redemption of the Refunded Obligations, and pursuant to such chapter such deposit shall constitute the making of firm banking and financial arrangements for the discharge and final payment or redemption of the Refunded Obligations;

(e) The City desires, as authorized in Chapter 1207, Texas Government Code, as amended, to directly deposit a portion of the proceeds of the refunding bonds herein authorized, together with any other available funds, with the paying agent/registrar for the Refunded Obligations in a manner sufficient to provide for

the full and timely payment of all principal of, premium, if any, and interest on certain of the Refunded Obligations; and

(f) The City desires to either (i) enter into an escrow agreement with the Escrow Agent (hereinafter defined), as authorized in Chapter 1207, Texas Government Code, as amended, or (ii) make a deposit with the paying agent for the Refunded Obligations, pursuant to which proceeds of the refunding bonds herein authorized, together with any other available funds, will be deposited, invested and applied in a manner sufficient to provide for the full and timely payment of all principal of, premium, if any, and interest on the Refunded Obligations; and

(g) Upon the issuance of the refunding bonds herein authorized and the deposit with the paying agent for the Refunded Obligations or the creation of the escrow referred to above, the Refunded Obligations shall no longer be regarded as being outstanding, except for the purpose of being paid pursuant to such Escrow Agreement, if any, and the pledges, liens, trusts and all other covenants, provisions, terms and conditions of the order authorizing the issuance of the Refunded Obligations shall be, with respect to the Refunded Obligations, discharged, terminated and defeased; and

(h) It is hereby found and determined that the refunding must result in a net present value savings of at least three percent (3.0%) of the Refunded Obligations, and that such benefit is sufficient consideration and constitutes the public purpose for the issuance of the Bonds (as herein defined) and the refunding of the Refunded Obligations, and such refunding is in the best interests of the City; and

(i) Pursuant to Section 1207.007, Texas Government Code, as amended, the City wishes to authorize the Pricing Officers herein designated to act on behalf of the City as herein provided; and

(j) The City Council is of the opinion and hereby affirmatively finds that it is in the best interest of the City to issue the bonds in the amounts and for the purposes herein stated.

ARTICLE II.

DEFINITIONS AND INTERPRETATIONS

Section 2.1.: Definitions. As used herein, the following terms shall have the meanings specified, unless the context clearly indicates otherwise:

"Act" shall mean Chapter 1207, Texas Government Code, as amended.

"Attorney General" shall mean the Attorney General of the State of Texas.

"Bond" or "Bonds" shall mean any or all of the City of Lamesa, Texas, General Obligation Refunding Bonds, Series 2019, authorized by this Ordinance.

The term "Bond Purchase Agreement" shall mean the agreement between the City and the Underwriter providing for the sale of Bonds at such price, with and subject to such terms as determined by a Pricing Officer pursuant to Section 7.1 of this Ordinance.

"City" shall mean the City of Lamesa, Texas and, where appropriate, its City Council.

"City Council" shall mean the governing body of the City.

"Comptroller" shall mean the Comptroller of Public Accounts of the State of Texas.

"DTC" shall mean The Depository Trust Company, New York, New York, or any successor securities depository.

"DTC Participant" shall mean brokers and dealers, banks, trust companies, clearing corporations and certain other organizations on whose behalf DTC was created to hold securities to facilitate the clearance and settlement of securities transactions among DTC Participants.

"Debt Service Fund" shall mean the General Obligation Refunding Bonds, Series 2019 Debt Service Fund established by the City pursuant to Section 5.2 hereof.

"Escrow Agent" shall mean a trust company or commercial bank as described in Section 1207.061, Texas Government Code, as amended, as determined by the Pricing Officer in the Pricing Certificate, serving in the capacity of escrow agent for the Refunded Obligations.

"Escrow Agreement" shall mean the Escrow Agreement, if any, between the City and the Escrow Agent, substantially in the form previously approved by the City in the past and as approved by a Pricing Officer pursuant to Section 25 of this Order.

"Fiscal Year" shall mean the City's then designated fiscal year, which currently is the twelve-month period beginning on the first day of October of a calendar year and ending on the last day of September of the next succeeding calendar year and each such period may be designated with the number of the calendar year in which such period ends.

"Interest Payment Date," when used in connection with any Bond, shall mean _____ 15, 2020, and each _____ 15 and _____ 15 thereafter until maturity or earlier redemption of such Bond.

"MSRB" shall mean the Municipal Securities Rulemaking Board.

"Ordinance" shall mean this Ordinance and all amendments hereof and supplements hereto.

"Outstanding," when used with reference to the Bonds, shall mean, as of a particular date, all Bonds theretofore and thereupon delivered pursuant to this Ordinance except: (a) any Bonds canceled by or on behalf of the City at or before such date; (b) any Bonds defeased pursuant to the defeasance provisions of this Ordinance or otherwise defeased as permitted by applicable law; and (c) any Bonds in lieu of or in substitution for which a replacement Bond shall have been delivered pursuant to this Ordinance.

"Owner" shall have the meaning set forth under the definition of "Registered Owner."

"Paying Agent/Registrar" shall mean UMB Bank, N.A., Austin, Texas, and its successors in that capacity.

"Paying Agent/Registrar Agreement" shall mean the agreement between the City and the Paying Agent/Registrar setting forth the duties and obligations of the Paying Agent/Registrar with respect to the Bonds.

"Pricing Officer" shall mean one or more of the following: the Mayor or the City Manager.

"Pricing Officer's Certificate of Sale" shall mean the certificate of the Pricing Officer provided in accordance with Section 7.1 of this Ordinance.

"Record Date" shall mean the close of business on the last business day of the month next preceding the applicable Interest Payment Date.

"Refundable Obligations" shall mean those bonds identified in Exhibit C hereto that are Outstanding on the date of execution of the Bond Purchase Agreement by a Pricing Officer.

"Refunded Obligations" shall mean one or more Refundable Obligations selected in accordance with Section 7.1 of this Ordinance, which are deemed to be paid, retired and no longer outstanding as a result of the deposit of the proceeds of the Bonds, together with other available funds of the City, if any, in an amount sufficient to defease such Refunded Obligations, as authorized by Chapter 1207 and the ordinances authorizing the Refunded Obligations.

"Register" shall mean the registration books for the Bonds kept by the Paying Agent/Registrar in which are maintained the names and addresses of, and the principal amounts registered to, each Registered Owner of Bonds.

"Registered Owner" or "Owner" shall mean the person or entity in whose name any Bond is registered in the Register.

"Report" shall have the meaning assigned in the Escrow Agreement.

"Underwriter" shall have the meaning given to such term in Section 7.1 hereof.

Section 2.2.: Interpretations. All terms defined herein and all pronouns used in this Ordinance shall be deemed to apply equally to singular and plural and to all genders. The titles and headings of the articles and sections of this Ordinance have been inserted for convenience of reference only and are not to be considered a part hereof and shall not in any way modify or restrict any of the terms or provisions hereof. This Ordinance and all the terms and provisions hereof shall be liberally construed to effectuate the purposes set forth herein and to sustain the validity of the Bonds and the validity of the levy of ad valorem taxes to pay the principal of and interest on the Bonds.

ARTICLE III.

TERMS OF THE BONDS

Section 3.1.: Amount, Purpose and Authorization. (a) The Bonds shall be issued in fully registered form, without coupons, under and pursuant to the authority of the Act in the total authorized aggregate principal amount not to exceed FOUR MILLION FIVE HUNDRED THOUSAND DOLLARS ($4,500,000) for the purpose of refunding the Refunded Obligations and paying the costs of issuing the Bonds and refunding the Refunded Obligations. The Bonds are issued pursuant to Chapter 1207, Texas Government Code, as amended, and all other applicable law.

(b) The principal amount of the Bonds shall be established by a Pricing Officer in an amount necessary to provide funds sufficient to refund the Refunded Obligations and pay the costs associated with the refunding of the Refunded Obligations and the issuance of the Bonds; provided, however, that the following conditions shall be met for the issuance of the Bonds: in establishing the aggregate principal amount of the Bonds, the Pricing Officer shall establish the principal amount of the Bonds in an aggregate principal amount not to exceed the amount authorized in subsection (a) of this Section, which amount shall be sufficient to provide for the defeasance of the Refunded Obligations (as determined by the Pricing Officer) and which results in (i) net present value savings of at least three percent (3.0%) of the Refunded Obligations; and (ii) none of the Bonds bears interest at a rate greater than the maximum rate allowed by Chapter 1204, Texas Government Code, as amended.

(c) In exercising the authority granted to the Pricing Officer to sell Bonds for the purpose of refunding the Refunded Obligations, such Pricing Officer, acting severally and individually, may exercise any authority granted under Chapter 1207, Texas Government Code (as in effect on the date the Pricing Officer executes the Bond Purchase Agreement), including, without limitation, (i) the selection of the particular maturities and principal amounts of the Refundable Obligations to be refunded (including the execution and delivery of any notices of redemption required in connection therewith) and (ii) establishing the terms and details related to the issuance and sale of the Bonds.

(d) A Pricing Officer, acting severally and individually, is hereby authorized to act for and on behalf of the City in connection with the issuance and sale of the Bonds. In that capacity, the Pricing Officer, acting for and on behalf of the City, shall determine (a) the date for issuance and sale of the Bonds and (b) subject to the limitations of Section 3.1, the aggregate principal amount and the principal amortization schedule for the Bonds, the rate or rates of interest to be borne by the Bonds, the price of the Bonds (which shall be not less than ninety-five percent (95%) of the par amount of the Bonds, plus any accrued interest thereon), the dates on which such interest shall be payable, the terms, if any, on which the Bonds shall be subject to optional and mandatory redemption and other terms and conditions relating to the issuance, sale and delivery of the Bonds including the determination to utilize or not utilize municipal bond insurance, all as shall be set forth in the Pricing Officer's Certificate; provided, that at the time of issuance of the Bonds, the Pricing Officer, on behalf of the City, shall deliver a written certificate (i) stating that the parameters set forth in Section 3.1(b) have been satisfied (including a statement as to the present value savings as a percent of the Refunded Obligations), (ii)

identifying the Refunded Obligations and setting forth the terms and details for the redemption prior to maturity (if applicable) of the Refunded Obligations and (iii) setting forth the amount of proceeds of the Bonds to be deposited with the paying agent for the Refunded Obligations.

Section 3.2.: Designation, Date and Payment Date. The Bonds shall be designated as the "City of Lamesa, Texas, General Obligation Refunding Bonds, Series 2019." Interest on the Bonds shall be payable on each Interest Payment Date until maturity or prior redemption. The Bonds shall be dated and bear interest at the fixed rate or rates of interest per annum (which interest rate shall not exceed the Maximum Rate), calculated on the basis of a 360-day year composed of twelve 30-day months, determined in accordance with the procedures for the sale of the Bonds set forth in Section 7.1 of this Ordinance. The Bonds shall mature and become payable on the dates and in each of the years and amounts (either through serial maturities or mandatory redemptions of term bonds) as determined by a Pricing Officer pursuant to Section 7.1 of this Ordinance; provided that no Bond shall mature more than forty (40) years after the dated date thereof.

Section 3.3.: Number, Denomination, Interest Rate and Maturity. (a) The Bonds shall be initially issued bearing the numbers, in the principal amounts and bearing interest at the rates and maturity dates as set forth in the Pricing Officer's Certificate of Sale and may be transferred and exchanged as set out in this Ordinance. Bonds delivered in transfer of or in exchange for other Bonds shall be numbered in order of their authentication by the Paying Agent/Registrar, shall be in the denomination of $5,000 or integral multiples thereof and shall mature on the same date and bear interest at the same rate as the Bond or Bonds in lieu of which they are delivered.

Section 3.4.: Redemption Prior to Maturity. (a) The Bonds shall be subject to redemption prior to maturity on such dates, at such prices and in such amounts as shall be provided in the Pricing Officer's Certificate of Sale and upon the terms and conditions set forth in Exhibit A to this Ordinance.

(b) Bonds may be redeemed in part only in integral multiples of $5,000. If a Bond subject to redemption is in a denomination larger than $5,000, a portion of such Bond may be redeemed, but only in integral multiples of $5,000. In selecting portions of Bonds for redemption, each Bond shall be treated as representing that number of Bonds of $5,000 denomination which is obtained by dividing the principal amount of such Bond by $5,000. Upon presentation and surrender of any Bond for redemption in part, the Paying Agent/Registrar, in accordance with the provisions of this Ordinance, shall authenticate and deliver in exchange therefor a Bond or Bonds of like maturity and interest rate in an aggregate principal amount equal to the unredeemed portion of the Bond so surrendered.

(c) Notice of any redemption, identifying the Bonds or portions thereof to be redeemed, shall be sent by United States mail, first class, postage prepaid, to the Registered Owners thereof at their addresses as shown on the Register, not less than thirty (30) days before the date fixed for such redemption. By the date fixed for redemption, due provision shall be made with the Paying Agent/Registrar for the payment of the redemption price of the Bonds called for redemption. If such notice of redemption is given, and if due provision for such payment is made, all as provided above, the Bonds which are to be so redeemed thereby

automatically shall be redeemed prior to their scheduled maturities, they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being Outstanding except for the purpose of being paid with the funds so provided for such payment.

Section 3.5.: Manner of Payment, Characteristics, Execution and Authentication. The Paying Agent/Registrar is hereby appointed the paying agent for the Bonds. The Bonds shall be payable, shall have the characteristics and shall be executed, sealed, registered and authenticated, all as provided and in the manner indicated in the FORM OF BOND set forth in Article IV of and Exhibit A to this Ordinance. If any officer of the City whose manual or facsimile signature shall appear on the Bonds shall cease to be such officer before the authentication of the Bonds or before the delivery of the Bonds, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes as if such officer had remained in such office.

The approving legal opinion of Orrick, Herrington & Sutcliffe LLP, Houston, Texas, Bond Counsel, may be printed on the back of the Bonds over the certification of the City Secretary, which may be executed in facsimile. CUSIP numbers also may be printed on the Bonds, but errors or omissions in the printing of either the opinion or the numbers shall have no effect on the validity of the Bonds.

Section 3.6.: Authentication. Except for the Bond to be initially issued, which need not be authenticated by the Paying Agent/Registrar, only such Bonds as shall bear thereon a certificate of authentication, substantially in the form provided in Article IV of and Exhibit A to this Ordinance, manually executed by an authorized representative of the Paying Agent/Registrar, shall be entitled to the benefits of this Ordinance or shall be valid or obligatory for any purpose. Such duly executed certificate of authentication shall be conclusive evidence that the Bond so authenticated was delivered by the Paying Agent/Registrar hereunder.

Section 3.7.: Ownership. The City, the Paying Agent/Registrar and any other person may treat the person in whose name any Bond is registered as the absolute owner of such Bond for the purpose of making and receiving payment of the principal thereof and interest thereon and for all other purposes, whether or not such Bond is overdue, and neither the City nor the Paying Agent/Registrar shall be bound by any notice or knowledge to the contrary. All payments made to the person deemed to be the Registered Owner of any Bond in accordance with this Section shall be valid and effective and shall discharge the liability of the City and the Paying Agent/Registrar upon such Bond to the extent of the sums paid.

Section 3.8.: Registration, Transfer and Exchange. The Paying Agent/Registrar is hereby appointed the registrar for the Bonds. So long as any Bond remains Outstanding, the Paying Agent/Registrar shall keep the Register at its office in Houston, Texas, in which, subject to such reasonable regulations as it may prescribe, the Paying Agent/Registrar shall provide for the registration and transfer of the Bonds in accordance with the terms of this Ordinance.

Each Bond shall be transferable only upon the presentation and surrender thereof at the principal corporate trust office of the Paying Agent/Registrar, accompanied by an assignment duly executed by the Registered Owner or his authorized representative in form satisfactory to the Paying Agent/Registrar. Upon due presentation of any Bond for transfer, the Paying

Agent/Registrar shall authenticate and deliver in exchange therefor, within seventy-two (72) hours after such presentation, a new Bond or Bonds, registered in the name of the transferee or transferees, in authorized denominations and of the same maturity and aggregate principal amount and bearing interest at the same rate as the Bond or Bonds so presented and surrendered.

All Bonds shall be exchangeable upon the presentation and surrender thereof at the principal corporate trust office of the Paying Agent/Registrar for a Bond or Bonds, in any authorized denomination, in an aggregate principal amount equal to the unpaid principal amount of the Bond or Bonds presented for exchange. The Paying Agent/Registrar shall be and is hereby authorized to authenticate and deliver exchange Bonds in accordance with the provisions of this Section. Each Bond delivered by the Paying Agent/Registrar in accordance with this Section shall be entitled to the benefits and security of this Ordinance to the same extent as the Bond or Bonds in lieu of which such Bond is delivered.

All Bonds issued in transfer or exchange shall be delivered to the Registered Owners thereof at the principal corporate trust office of the Paying Agent/Registrar or sent by United States mail, first class, postage prepaid.

The City or the Paying Agent/Registrar may require the Registered Owner of any Bond to pay a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with the transfer or exchange of such Bond. Any fee or charge of the Paying Agent/Registrar for such transfer or exchange shall be paid by the City.

Section 3.9.: Book-Entry Only System. (a) The definitive Bonds shall be initially issued in the form of a single fully registered Bond for each of the maturities thereof. Upon initial issuance, the ownership of each such Bond shall be registered in the name of Cede & Co., as nominee of DTC, and except as provided in subsection (b) hereof, all of the Outstanding Bonds shall be registered in the name of Cede & Co., as nominee of DTC. Upon delivery by DTC to the Paying Agent/Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., the word "Cede & Co." in this Ordinance shall refer to such new nominee of DTC.

With respect to Bonds registered in the name of Cede & Co., as nominee of DTC, the City and the Paying Agent/Registrar shall have no responsibility or obligation to any DTC Participant or to any person on behalf of whom such a DTC Participant holds an interest in the Bonds. Without limiting the immediately preceding sentence, the City and the Paying Agent/Registrar shall have no responsibility or obligation with respect to (a) the accuracy of the records of DTC, Cede & Co. or any DTC Participant with respect to any ownership interest in the Bonds, (b) the delivery to any DTC Participant or any other person, other than a Bondholder, as shown on the Register, of any notice with respect to the Bonds, or (c) the payment to any DTC Participant or any other person, other than a Bondholder, as shown in the Register, of any amount with respect to principal of Bonds, premium, if any, or interest on the Bonds.

Except as provided in subsection (c) of this Section, the City and the Paying Agent/Registrar shall be entitled to treat and consider the person in whose name each Bond is registered in the Register as the absolute owner of such Bond for the purpose of payment of principal of, premium, if any, and interest on Bonds, for the purpose of giving notices of

redemption, if any, and other matters with respect to such Bond, for the purpose of registering transfer with respect to such Bond, and for all other purposes whatsoever. The Paying Agent/Registrar shall pay all principal of Bonds only to or upon the order of the respective owners, as shown in the Register as provided in this Ordinance, or their respective attorneys duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to payment of principal of, premium, if any, and interest on the Bonds to the extent of the sum or sums so paid. No person other than an owner shall receive a Bond evidencing the obligation of the City to make payments of amounts due pursuant to this Ordinance.

(b) Payments and Notices to Cede & Co. Notwithstanding any other provision of this Ordinance to the contrary, as long as any Bonds are registered in the name of Cede & Co., as nominee of DTC, all payments with respect to principal of, premium, if any, and interest on the Bonds, and all notices with respect to such Bonds shall be made and given, respectively, in the manner provided in the representation letter of the City to DTC.

(c) Successor Securities Depository; Transfer Outside Book-Entry Only System. In the event that the City or the Paying Agent/Registrar determines that DTC is incapable of discharging its responsibilities described herein and in the representation letter of the City to DTC, and that it is in the best interest of the beneficial owners of the Bonds that they be able to obtain certificated Bonds, the City or the Paying Agent/Registrar shall (a) appoint a successor securities depository, qualified to act as such under Section 17(a) of the Securities and Exchange Act of 1934, as amended, notify DTC of the appointment of such successor securities depository and transfer one or more separate Bonds to such successor securities depository or (b) notify DTC of the availability through DTC of Bonds and transfer one or more separate Bonds to DTC Participants having Bonds credited to their DTC accounts. In such event, the Bonds shall no longer be restricted to being registered in the Register in the name of Cede & Co., as nominee of DTC, but may be registered in the name of the successor securities depository, or its nominee, or in whatever name or names Bondholders transferring or exchanging Bonds shall designate, in accordance with the provisions of this Ordinance.

Section 3.10.: Replacement Bonds. Upon the presentation and surrender to the Paying Agent/Registrar of a damaged or mutilated Bond, the Paying Agent/Registrar shall authenticate and deliver in exchange therefor a replacement Bond, of the same maturity, interest rate and principal amount, bearing a number not contemporaneously outstanding. The City or the Paying Agent/Registrar may require the Registered Owner of such Bond to pay a sum sufficient to cover any tax or other governmental charge that may be imposed in connection therewith and any other expenses connected therewith, including the fees and expenses of the Paying Agent/Registrar and the City.

If any Bond is lost, apparently destroyed or wrongfully taken, the City, pursuant to the applicable laws of the State of Texas and ordinances of the City, and in the absence of notice or knowledge that such Bond has been acquired by a bona fide purchaser, shall execute, and the Paying Agent/Registrar shall authenticate and deliver, a replacement Bond of the same maturity, interest rate and principal amount, bearing a number not contemporaneously outstanding, provided that the Registered Owner thereof shall have:

(a) furnished to the City and the Paying Agent/Registrar satisfactory evidence of the ownership of and the circumstances of the loss, destruction or theft of such Bond;

(b) furnished such security or indemnity as may be required by the Paying Agent/Registrar and the City to save and hold them harmless;

(c) paid all expenses and charges in connection therewith, including, but not limited to, printing costs, legal fees, fees of the Paying Agent/Registrar and any tax or other governmental charge that may be imposed; and

(d) met any other reasonable requirements of the City and the Paying Agent/Registrar.

If, after the delivery of such replacement Bond, a bona fide purchaser of the original Bond in lieu of which such replacement Bond was issued presents for payment such original Bond, the City and the Paying Agent/Registrar shall be entitled to recover such replacement Bond from the person to whom it was delivered or any person taking therefrom, except a bona fide purchaser, and shall be entitled to recover upon the security or indemnity provided therefor to the extent of any loss, damage, cost or expense incurred by the City or the Paying Agent/Registrar in connection therewith.

If any such mutilated, lost, apparently destroyed or wrongfully taken Bond has become or is about to become due and payable, the City in its discretion may, instead of issuing a replacement Bond, authorize the Paying Agent/Registrar to pay such Bond.

Each replacement Bond delivered in accordance with this Section shall be entitled to the benefits and security of this Ordinance to the same extent as the Bond or Bonds in lieu of which such replacement Bond is delivered.

Section 3.11.: Cancellation. All Bonds paid in accordance with this Ordinance, and all Bonds in lieu of which exchange Bonds or replacement Bonds are authenticated and delivered in accordance herewith, shall be canceled and destroyed upon the making of proper records regarding such payment. The Paying Agent/Registrar shall periodically furnish the City with certificates of destruction of such Bonds.

ARTICLE IV.

FORM OF BONDS

The Bonds, including the Form of Comptroller's Registration Certificate, Form of Paying Agent/Registrar Authentication Certificate, Form of Assignment and Form of Statement of Insurance, if any, shall be in substantially the form shown in Exhibit A, with such omissions, insertions and variations as may be necessary or desirable and not prohibited by this Ordinance.

ARTICLE V.

SECURITY FOR THE BONDS

Section 5.1.: Pledge and Levy of Taxes. (a) To provide for the payment of principal of and interest on the Bonds, there is hereby levied, within the limits prescribed by law, for the current year and each succeeding year thereafter, while the Bonds or any part of the principal thereof and the interest thereon remain outstanding and unpaid, an ad valorem tax upon all taxable property within the City sufficient to pay the interest on the Bonds and to create and provide a sinking fund of not less than 2% of the principal amount of the Bonds or not less than the principal payable out of such tax, whichever is greater, with full allowance being made for tax delinquencies and the costs of tax collection, and such taxes, when collected, shall be applied to the payment of principal of and interest on the Bonds by deposit to the Debt Service Fund and to no other purpose.

(b) The City hereby declares its purpose and intent to provide and levy a tax legally sufficient to pay the principal of and interest on the Bonds, it having been determined that the existing and available taxing authority of the City for such purpose is adequate to permit a legally sufficient tax. As long as any Bonds remain outstanding, all moneys on deposit in, or credited to, the Debt Service Fund shall be secured by a pledge of security, as provided by law for cities in the State of Texas.

(c) To pay the interest coming due on the Bonds prior to receipt of the taxes levied to pay such interest, there is hereby appropriated from current funds on hand, which are hereby certified to be on hand and available for such purpose, an amount sufficient to pay such interest, and such amount shall be used for no other purpose.

Section 5.2.: Debt Service Fund. The General Obligation Refunding Bonds, Series 2019 Debt Service Fund (the "Debt Service Fund") is hereby created as a special fund solely for the benefit of the Bonds. The City shall establish and maintain such fund at an official City depository and shall keep such fund separate and apart from all other funds and accounts of the City. Any amount on deposit in the Debt Service Fund shall be maintained by the City in trust for the Registered Owners of the Bonds. Such amount, plus any other amounts deposited by the City into such fund and any and all investment earnings on amounts on deposit in such fund, shall be used only to pay the principal of, premium, if any, and interest on the Bonds.

Section 5.3.: Further Proceedings. After the Bonds to be initially issued have been executed, it shall be the duty of the Mayor to deliver the Bonds to be initially issued and all pertinent records and proceedings to the Attorney General for examination and approval. After the Bonds to be initially issued shall have been approved by the Attorney General, they shall be delivered to the Comptroller for registration. Upon registration of the Bonds to be initially issued, the Comptroller (or a deputy lawfully designated in writing to act for the Comptroller) shall manually sign the Comptroller's registration certificate prescribed herein to be affixed or attached to the Bonds to be initially issued, and the seal of said Comptroller shall be impressed, or placed in facsimile, thereon.

ARTICLE VI.

CONCERNING THE PAYING AGENT/REGISTRAR

Section 6.1.: Acceptance. UMB Bank, N.A., Austin, Texas, is hereby appointed as the initial Paying Agent/Registrar for the Bonds pursuant to the terms and provisions of the Paying Agent/Registrar Agreement by and between the City and the Paying Agent/Registrar. The Paying Agent/Registrar Agreement shall be substantially in the form attached hereto as Exhibit B, the terms and provisions of which are hereby approved, and the Mayor is hereby authorized to execute and deliver such Paying Agent/Registrar Agreement on behalf of the City in multiple counterparts and the City Secretary is hereby authorized to attest thereto. Such initial Paying Agent/Registrar and any successor Paying Agent/Registrar, by undertaking the performance of the duties of the Paying Agent/Registrar hereunder, and in consideration of the payment of any fees pursuant to the terms of any contract between the Paying Agent/Registrar and the City and/or the deposits of money pursuant to this Ordinance, shall be deemed to accept and agree to abide by the terms of this Ordinance.

Section 6.2.: Trust Funds. All money transferred to the Paying Agent/Registrar in its capacity as Paying Agent/Registrar for the Bonds under this Ordinance (except any sums representing Paying Agent/Registrar's fees) shall be held in trust for the benefit of the City, shall be the property of the City and shall be disbursed in accordance with this Ordinance.

Section 6.3.: Bonds Presented. Subject to the provisions of Section 6.4, all matured Bonds presented to the Paying Agent/Registrar for payment shall be paid without the necessity of further instructions from the City. Such Bonds shall be canceled as provided herein.

Section 6.4.: Unclaimed Funds Held by the Paying Agent/Registrar. Funds held by the Paying Agent/Registrar that represent principal of and interest on the Bonds remaining unclaimed by the Registered Owner thereof after the expiration of three years from the date such funds have become due and payable (a) shall be reported and disposed of by the Paying Agent/Registrar in accordance with the provisions of Title 6 of the Texas Property Code, as amended, to the extent such provisions are applicable to such funds, or (b) to the extent such provisions do not apply to the funds, such funds shall be paid by the Paying Agent/Registrar to the City upon receipt by the Paying Agent/Registrar of a written request therefor from the City.

The Paying Agent/Registrar shall have no liability to the Registered Owners of the Bonds by virtue of actions taken in compliance with this Section.

Section 6.5.: Paying Agent/Registrar May Own Bonds. The Paying Agent/Registrar in its individual or any other capacity, may become the owner or pledgee of Bonds with the same rights it would have if it were not the Paying Agent/Registrar.

Section 6.6.: Successor Paying Agents/Registrars. The City covenants that at all times while any Bonds are Outstanding it will provide a legally qualified bank, trust company, financial institution or other agency to act as Paying Agent/Registrar for the Bonds. The City reserves the right to change the Paying Agent/Registrar for the Bonds on not less than sixty (60) days' written notice to the Paying Agent/Registrar, as long as any such notice is effective not less

than 60 days prior to the payment date for the Bonds. Promptly upon the appointment of any successor Paying Agent/Registrar, the previous Paying Agent/Registrar shall deliver the Register or a copy thereof to the new Paying Agent/Registrar, and the new Paying Agent/Registrar shall notify each Registered Owner, by United States mail, first class, postage prepaid, of such change and of the address of the new Paying Agent/Registrar. Each Paying Agent/Registrar hereunder, by acting in that capacity, shall be deemed to have agreed to the provisions of this Ordinance.

ARTICLE VII.

PROVISIONS CONCERNING SALE AND DELIVERY OF BONDS;

Section 7.1.: Sale and Delivery of Bonds; Insurance. A Pricing Officer, acting severally and individually, is authorized to designate the senior managing underwriter for the Bonds and such additional underwriters as he deems appropriate to assure that the Bonds are sold on the most advantageous terms to the City; and, a Pricing Officer, acting severally and individually, for and on behalf of the City, is authorized to execute and deliver the Bond Purchase Agreement providing for the sale of Bonds at such price, with and subject to such terms as determined by the Pricing Officer pursuant to this Section. Such Bond Purchase Agreement shall be substantially in the form and substance previously approved by the City Council in connection with the authorization of general obligation bonds with such changes as are acceptable to the Pricing Officer. In the event the Bond Purchase Agreement shall not be executed on or before 5:00 p.m. on October 15, 2019, the delegation to the Pricing Officer pursuant to this Ordinance shall cease to be effective unless the City shall act to extend such delegation.

The obligation of the Underwriter to accept delivery of the Bonds shall be subject to the Underwriter being furnished with the final, approving opinion of Orrick, Herrington & Sutcliffe LLP, Houston, Texas, Bond Counsel for the City, which opinion shall be dated as of and delivered on the date of delivery of the Bonds to the Underwriter. The engagement of such firm as Bond Counsel for the City in connection with the issuance, sale and delivery of the Bonds is hereby approved, ratified and confirmed.

The City hereby acknowledges that the sale of the Bonds pursuant to the Bond Purchase Agreement may be contingent upon the issuance of a policy of municipal bond insurance. The Pricing Officer is authorized to apply for and pay any costs associated with one or more municipal bond insurance policies to guarantee the payment of the principal of and interest on the Bonds, which guarantee or insurance shall be specified in the Pricing Officer's Certificate of Sale; and, any acts of any Pricing Officer relating to applications for any such insurance are hereby authorized, approved, ratified and confirmed. The Pricing Officer's Certificate of Sale may contain provisions related to such bond insurance policies, if any, including payment provisions thereunder, and the rights of the bond insurer(s), and any such provisions shall be read and interpreted as an integral part of this Ordinance. The appropriate officials and representatives of the City are hereby authorized and directed to execute such commitments, agreements (including reimbursement agreements), certificates and other documents and to do any and all things necessary or desirable to obtain any such insurance, and the printing on the

Bonds of an appropriate legend or statement regarding such guarantee or insurance, as provided by the a bond insurer for the Bonds, is hereby approved.

Section 7.2.: Approval, Registration and Delivery. The Mayor is hereby authorized to have control and custody of the Bonds and all necessary records and proceedings pertaining thereto pending their delivery, and the Mayor and other officers and employees of the City are hereby authorized and directed to make such certifications and to execute such instruments as may be necessary to accomplish the delivery of the Bonds and to assure the investigation, examination and approval thereof by the Attorney General and the registration of the initial Bonds by the Comptroller. Upon registration of the Bonds, the Comptroller (or the Comptroller's certificates clerk or an assistant certificates clerk lawfully designated in writing to act for the Comptroller) shall manually sign the Comptroller's Registration Certificates prescribed herein to be attached or affixed to each Bond initially delivered and the seal of the Comptroller shall be impressed or printed or lithographed thereon.

Section 7.3.: Offering Documents; Ratings. A Pricing Officer, acting severally and individually, is authorized and directed to provide for and oversee the preparation of a preliminary and final official statement in connection with the issuance of the Bonds, and to approve and deem final such official statement in compliance with the Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") and to provide for and authorize the delivery to the Underwriter of such preliminary and final official statement in compliance with such Rule.

The Pricing Officers, each acting severally and individually, are hereby authorized to take such action as they deem necessary or appropriate in seeking ratings on the Bonds from one or more nationally recognized rating agencies, and any such action is hereby ratified and confirmed.

Section 7.4.: Application of Proceeds of Bonds. Proceeds from the sale of the Bonds shall, promptly upon receipt by the City, be applied as follows:

(a) An amount equal to the sum of the accrued interest, if any, on the Bonds shall be deposited into the Debt Service Fund;

(b) Proceeds from the sale of the Bonds in an amount determined by the Pricing Officer (together with funds, if any, provided by the City) shall be applied to make a cash deposit to refund certain Refunded Obligations, as more fully provided in the Pricing Officer's Certificate;

(c) Proceeds from the sale of the Bonds in an amount determined by the Pricing Officer (together with funds, if any, provided by the City) shall be applied to make a cash deposit to establish the Escrow Fund to refund certain Refunded Obligations, or to be deposited with the paying agent for the Refunded Bonds, as more fully provided in the Pricing Officer's Certificate;

(d) An amount equal to the costs of issuance of the Bonds, as approved by the City, shall be applied to pay such costs as the City may arrange; and

(e) Any proceeds of the Bonds remaining after making all such deposits and payments shall be deposited into the Debt Service Fund.

Section 7.5.: Refunded Obligations. The discharge and defeasance of the Refunded Obligations shall be effectuated by a cash deposit with the paying agent for certain Refunded Obligations as shall be approved by a Pricing Officer or pursuant to the terms and provisions of the Escrow Agreement to be entered into by and between the City and the Escrow Agent, the terms and provisions of which are hereby approved, subject to such insertions, additions and modifications as shall be necessary (a) to maximize the City's present value savings and to minimize the City's costs of refunding, (b) to comply with all applicable laws and regulations relating to the refunding of the Refunded Obligations and (c) to carry out the other intents and purposes of this Ordinance, and the Mayor is hereby authorized to execute and deliver such Escrow Agreement on behalf of the City in multiple counterparts and the City Secretary is hereby authorized to attest thereto.

To assure the purchase of the Escrowed Securities referred to in the Escrow Agreement, the Pricing Officer is hereby authorized, if necessary, to subscribe for, agree to purchase and purchase obligations of the United States of America, in such amounts and maturities and bearing interest at such rates as may be provided for in the Report to be attached to the Escrow Agreement, and to execute any and all subscriptions, purchase agreements, commitments, letters of authorization and other documents necessary to effectuate the foregoing. Any actions heretofore taken for such purpose are hereby ratified and approved.

Section 7.6.: Notice of Redemption. (a) To maximize the City's present value savings and to minimize the City's costs of refunding, the City hereby authorizes and directs that certain of the Refunded Obligations shall be called for redemption prior to maturity in the amounts, on the dates and at the redemption prices determined by the Pricing Officer in accordance with Section 7.1 of this Ordinance, and the Pricing Officer is hereby authorized and directed to take all necessary and appropriate action to give or cause to be given a notice of redemption and/or a notice of defeasance to the holders or paying agent/registrars, as appropriate, of such Refunded Obligations, and, if required, to publish such notices, all in the manner required by the documents authorizing the issuance of such Refunded Obligations.

(b) Any Pricing Officer or the designee thereof is hereby authorized and directed to take all necessary and appropriate action to give or file, or to cause to be given or filed, material events notices with respect to the Refunded Obligations, as required by the ordinances authorizing the issuance of the Refunded Obligations and the Rule.

Section 7.7.: Tax Exemption. The City intends that the interest on the Bonds shall be excludable from gross income of the owners thereof for federal income tax purposes pursuant to Sections 103 and 141 through 150 of the Internal Revenue Code of 1986, as amended, (the "Code") and all applicable temporary, proposed and final regulations (the "Regulations") and procedures promulgated thereunder and applicable to the Bonds. For this purpose, the City covenants that it will monitor and control the receipt, investment, expenditure and use of all gross proceeds of the Bonds (including all property, the acquisition, construction or improvement of which is to be financed directly or indirectly with the proceeds of the Bonds) and take or omit to take such other and further actions as may be required by Sections 103 and 141 through 150 of the Code and the Regulations to cause the interest on the Bonds to be and remain excludable from the gross income, as defined in Section 61 of the Code, of the owners of the Bonds for

federal income tax purposes. Without limiting the generality of the foregoing, the City shall comply with each of the following covenants:

(a) The City shall not use, permit the use of or omit to use Gross Proceeds or any other amounts (or any property the acquisition, construction or improvement of which is to be financed directly or indirectly with Gross Proceeds) in a manner which, if made or omitted, respectively, would cause the interest on any Bond to become includable in the gross income, as defined in Section 61 of the Code, of the owner thereof for federal income tax purposes. Without limiting the generality of the foregoing, unless and until the City shall have received a written opinion of counsel nationally recognized in the field of municipal bond law to the effect that failure to comply with such covenant will not adversely affect the exemption from federal income tax of the interest on any Bond, the City shall comply with each of the specific covenants in this Section.

(b) Except as permitted by Section 141 of the Code and the regulations and rulings thereunder, the City shall, at all times prior to the last stated maturity of the Bonds,

(1) exclusively own, operate, and possess all property the acquisition, construction, or improvement of which is to be financed directly or indirectly with Gross Proceeds of such series of the Bonds (including property financed with Gross Proceeds of the Refunded Obligations or notes or bonds refunded by the Refunded Obligations and not use or permit the use of such Gross Proceeds or any property acquired, constructed, or improved with such Gross Proceeds in any activity carried on by any person or entity other than a state or local government, unless such use is solely as a member of the general public, or

(2) not directly or indirectly impose or accept any charge or other payment for use of Gross Proceeds of such series of the Bonds or any property the acquisition, construction or improvement of which is to be financed directly or indirectly with such Gross Proceeds (including property financed with Gross Proceeds of the Refunded Obligations or notes or bonds refunded by the Refunded Obligations other than taxes of general application and interest earned on investments acquired with such Gross Proceeds pending application for their intended purposes.

(c) Except to the extent permitted by Section 141 of the Code and the regulations and rulings thereunder, the City shall not use Gross Proceeds of the Bonds to make or finance loans to any person or entity other than a state or local government. For purposes of the foregoing covenant, Gross Proceeds are considered to be "loaned" to a person or entity if (1) property acquired, constructed or improved with Gross Proceeds (including property financed with Gross Proceeds of the Refunded Obligations or notes or bonds refunded by the Refunded Obligations is sold or leased to such person or entity in a transaction which creates a debt for federal income tax purposes, (2) capacity in or service from such property is committed to such person or entity under a take-or-pay, output, or similar contract or arrangement, or (3) indirect benefits, or burdens and benefits of ownership, of such Gross Proceeds or such property are otherwise transferred in a transaction which is the economic equivalent of a loan.

(d) Except to the extent permitted by Section 148 of the Code and the regulations and rulings thereunder, the City shall not, at any time prior to the earlier of the final stated maturity or final payment of the Refunded Obligations, directly or indirectly invest Gross Proceeds of such Bonds in any Investment (or use such Gross Proceeds to replace money so invested), if as a result of such investment the Yield of all Investments allocated to such Gross Proceeds whether then held or previously disposed of, exceeds the Yield on the Refunded Obligations.

(e) Based on all of the facts and estimates now known or reasonably expected to be in existence on the date the Bonds are delivered, the City reasonably expects that the proceeds of the Bonds and the Refunded Obligations (to the extent any of such proceeds remain unexpended) will not be used in a manner that would cause the Bonds or the Refunded Obligations or any portion thereof to be "arbitrage bonds" within the meaning of Section 148 of the Cod

(f) At all times while the Bonds are outstanding, the City will identify and properly account for all amounts constituting gross proceeds of the Bonds in accordance with the Regulations. The City will monitor the yield on the investments of the proceeds of the Bonds and, to the extent required by the Code and the Regulations, will restrict the yield on such investments to a yield which is not materially higher than the yield on the Bonds. To the extent necessary to prevent the Bonds from constituting "arbitrage bonds," the City will make such payments as are necessary to cause the yield on all yield restricted nonpurpose investments allocable to the Bonds to be less than the yield that is materially higher than the yield on the Bonds;

(g) The City will not take any action or knowingly omit to take any action, if taken or omitted, would cause the Bonds to be treated as "federally guaranteed" obligations for purposes of Section 149(b) of the Code;

(h) The City represents that not more than fifty percent (50%) of the proceeds of any new money portion of the Bonds or any new money issue refunded by, the Refunded Obligations was invested in nonpurpose investments (as defined in Section 148(f)(b)(A) of the Code) having a substantially guaranteed yield for four years or more within the meaning of Section 149(g)(3)(A)(ii) of the Code, and the City reasonably expected at the time each issue of the Refunded Obligations was issued that at least eighty-five percent (85%) of the spendable proceeds of the Bonds or the Refunded Obligations would be used to carry out the governmental purpose of such Bonds within the corresponding three-year period beginning on the respective dates of the Bonds or the Refunded Obligations.

(i) The City will take all necessary steps to comply with the requirement that certain amounts earned by the City on the investment of the gross proceeds of the Bonds, if any, be rebated to the federal government. Specifically, the City will (i) maintain records regarding the receipt, investment and expenditure of the gross proceeds of the Bonds as may be required to calculate such excess arbitrage profits separately from records of amounts on deposit in the funds and accounts of the City allocable to other obligations of the City or moneys which do not represent gross proceeds of any obligations of the City and retain such records for at least six years after the day on which the last outstanding Bond is discharged, (ii) account for all gross proceeds under a reasonable, consistently applied method of accounting, not employed as an artifice or device to avoid, in whole or in part, the requirements of Section 148 of the Code,

including any specified method of accounting required by applicable Regulations to be used for all or a portion of the gross proceeds, (iii) calculate, at such times as are required by applicable Regulations, the amount of excess arbitrage profits, if any, earned from the investment of the gross proceeds of the Bonds and (iv) timely pay, as required by applicable Regulations, all amounts required to be rebated to the federal government. In addition, the City will exercise reasonable diligence to assure that no errors are made in the calculations required by the preceding sentence and, if such an error is made, to discover and promptly correct such error within a reasonable amount of time thereafter, including payment to the federal government of any delinquent amounts owed to it, including interest thereon and penalty.

(j) The City will not indirectly pay any amount otherwise payable to the federal government pursuant to the foregoing requirements to any person other than the federal government by entering into any investment arrangement with respect to the gross proceeds of the Bonds that might result in a reduction in the amount required to be paid to the federal government because such arrangement results in smaller profit or a larger loss than would have resulted if such arrangement had been at arm's length and had the yield on the issue not been relevant to either party.

(k) The City will timely file or cause to be filed with the Secretary of the Treasury of the United States the information required by Section 149(e) of the Code with respect to the Bonds on such form and in such place as the Secretary may prescribe.

(l) The City will not issue or use the Bonds as part of an "abusive arbitrage device" (as defined in Section 1.148 10(a) of the Regulations). Without limiting the foregoing, the Bonds are not and will not be a part of a transaction or series of transactions that attempts to circumvent the provisions of Section 148 of the Code and the Regulations, by (i) enabling the City to exploit the difference between tax exempt and taxable interest rates to gain a material financial advantage, or (ii) increasing the burden on the market for tax-exempt obligations.

(m) Proper officers of the City charged with the responsibility for issuing the Bonds are hereby directed to make, execute and deliver certifications as to facts, estimates or circumstances in existence as of the Issue Date and stating whether there are facts, estimates or circumstances that would materially change the City's expectations. On or after the Issue Date, the City will take such actions as are necessary and appropriate to assure the continuous accuracy of the representations contained in such certificates.

(n) The covenants and representations made or required by this Section are for the benefit of the Bond holders and any subsequent Bond holder and may be relied upon by the Bond holder and any subsequent Bond holder and bond counsel to the City.

In complying with the foregoing covenants, the City may rely upon an unqualified opinion issued to the City by nationally recognized bond counsel that any action by the City or reliance upon any interpretation of the Code or Regulations contained in such opinion will not cause interest on the Bonds to be includable in gross income for federal income tax purposes under existing law.

Notwithstanding any other provision of this Ordinance, the City's representations and obligations under the covenants and provisions of this Section shall survive the defeasance and discharge of the Bonds for as long as such matters are relevant to the exclusion of interest on the Bonds from the gross income of the owners for federal income tax purposes.

Section 7.8.: Qualified Tax-Exempt Obligations. The City hereby designates the Bonds as "qualified tax-exempt obligations" as defined in Section 265(b)(3) of the Code. With respect to such designation, the City represents the following: (a) that during the calendar year 2019, the City (including all entities which issue obligations on behalf of the City) has not designated nor will designate obligations, which when aggregated with the Bonds, will result in more than $10,000,000 of "qualified tax-exempt obligations" being issued and (b) that the City has examined its financing needs for the calendar year 2019 and reasonably anticipates that the amount of bonds, leases, loans or other obligations, together with the Bonds and any other tax-exempt obligations heretofore issued by the City (plus those of all entities which issue obligations on behalf of the City) during the calendar year 2019, when the higher of the face amount or the issue price of each such tax-exempt obligation issued for the calendar year 2019 by the City is taken into account, will not exceed $10,000,000.

Section 7.9.: Related Matters. In order that the City shall satisfy in a timely manner all of its obligations under this Ordinance, the Mayor, City Secretary and all other appropriate officers, agents, representatives and employees of the City are hereby authorized and directed to take all other actions that are reasonably necessary to provide for the issuance and delivery of the Bonds, including, without limitation, executing and delivering on behalf of the City all certificates, consents, receipts, requests, notices, and other documents as may be reasonably necessary to satisfy the City's obligations under this Ordinance and to direct the transfer and application of funds of the City consistent with the provisions of this Ordinance.

ARTICLE VIII.

CONTINUING DISCLOSURE UNDERTAKING

Section 8.1.: Continuing Disclosure Undertaking. The City shall provide annually to the MSRB, within six (6) months after the end of each fiscal year and in an electronic format prescribed by the MSRB and available via the Electronic Municipal Market Access ("EMMA") system at www.emma.msrb.org, financial information and operating data of the general type included in APPENDIX A - Financial Information for the City in Tables 1 through 5, and in APPENDIX C described in the Official Statement, being the information described in Exhibit D. Any financial statements so to be provided shall be (a) prepared in accordance with generally accepted accounting principles for governmental units as prescribed by the Government Accounting Standards Board from time to time, as such principles may be changed from time to time to comply with state or federal law or regulation and (b) audited, if the City commissions an audit of such statements and the audit is completed within the period during which they must be provided. If audited financial statements are not available at the time the financial information and operating data must be provided, then the City shall provide unaudited financial statements for the applicable fiscal year to the MSRB and shall provide to the MSRB audited financial statements, when and if the same become available.

If the City changes its Fiscal Year, it will notify the MSRB of the change (and of the date of the new fiscal year end) prior to the next date by which the City otherwise would be required to provide financial information and operating data pursuant to this Article.

The financial information and operating data to be provided pursuant to this Article may be set forth in full in one or more documents or may be included by specific reference to documents (i) available to the public on the MSRB's internet web site or (ii) filed with the SEC.

Section 8.2.: Material Event Notices. The City shall notify the MSRB in an electronic format prescribed by the MSRB, in a timely manner (not in excess of ten (10) days after the occurrence of the event), of any of the following events with respect to the Bonds:

(i) Principal and interest payment delinquencies;
(ii) Non-payment related defaults, if material;
(iii) Unscheduled draws on debt service reserves reflecting financial difficulties;
(iv) Unscheduled draws on credit enhancements reflecting financial difficulties;
(v) Substitution of credit or liquidity providers or their failure to perform;
(vi) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
(vii) Modifications to rights of holders of the Bonds, if material;
(viii) Bond calls, if material, and tender offers;
(ix) Defeasances;
(x) Release, substitution, or sale of property securing repayment of the Bonds, if material;
(xi) Rating changes;
(xii) Bankruptcy, insolvency, receivership or similar event of the City;
(xiii) The consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and
(xiv) Appointment of a successor or additional trustee or the change of name of a trustee, if material;
(xv) Incurrence of a financial obligation of the City, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a financial obligation of the City, any of which affect security holders, if material; and
(xvi) Default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a financial obligation of the City.

The City shall notify the MSRB in an electronic form prescribed by the MSRB, in a timely manner, of any failure by the City to provide financial information or operating data in accordance with Section 8.1 of this Ordinance by the time required by such Section.

Section 8.3.: Identifying Information. All documents provided to the MSRB shall be accompanied by identifying information, as prescribed by the MSRB.

Section 8.4.: Limitations, Disclaimers and Amendments. The City shall be obligated to observe and perform the covenants specified in this Article for so long as, but only for so long as, the City remains an "obligated person" with respect to the Bonds within the meaning of the Rule, except that the City in any event will give the notice required by this Article of any Bond calls and defeasance that cause the City to be no longer such an "obligated person."

The provisions of this Article are for the sole benefit of the Holders and beneficial owners of the Bonds, and nothing in this Article, express or implied, shall give any benefit or any legal or equitable right, remedy, or claim hereunder to any other person. The City undertakes to provide only the financial information, operating data, principal statements, and notices which it has expressly agreed to provide pursuant to this Article and does not hereby undertake to provide any other information that may be relevant or material to a complete presentation of the City's financial results, condition, or prospects or hereby undertake to update any information provided in accordance with this Article or otherwise, except expressly provided herein. The City does not make any representation or warranty concerning such information or its usefulness to a decision to invest in or sell Bonds at any future date.

UNDER NO CIRCUMSTANCES SHALL THE CITY BE LIABLE TO THE HOLDER OR BENEFICIAL OWNER OF ANY BOND OR ANY OTHER PERSON, IN CONTRACT OR TORT, FOR DAMAGES RESULTING IN WHOLE OR IN PART FROM ANY BREACH BY THE CITY, WHETHER NEGLIGENT OR WITHOUT FAULT ON ITS PART, OF ANY COVENANT SPECIFIED IN THIS ARTICLE, BUT EVERY RIGHT AND REMEDY OF ANY SUCH PERSON, IN CONTRACT OR TORT, FOR OR ON ACCOUNT OF ANY SUCH BREACH SHALL BE LIMITED TO AN ACTION FOR MANDAMUS OR SPECIFIC PERFORMANCE.

No default by the City in observing or performing its obligations under this Article shall constitute a breach of or default under this Ordinance for purposes of any other provision of this Ordinance.

Nothing in this Article is intended or shall act to disclaim, waive, or otherwise limit the duties of the City under federal and state securities law.

The provisions of this Section may be amended by the City from time to time to adapt to changed circumstances that arise from a change in legal requirements, a change in law, or a change in the identity, nature, status, or type of operations of the City, but only if (1) the provisions of this Section, as so amended, would have permitted an underwriter to purchase or

sell the Bonds in the primary offering of the Bonds in compliance with the Rule, taking into account any amendments or interpretations of the Rule to the date of such amendment, as well as such changed circumstances, and (2) either (a) the Registered Owners of a majority in aggregate principal amount (or any greater amount required by any other provision of this Ordinance that authorizes such an amendment) of the Outstanding Bonds consent to such amendment or (b) a person that is unaffiliated with the City (such as nationally recognized bond counsel) determines that such amendment will not materially impair the interests of the Registered Owners and beneficial owners of the Bonds. If the City so amends the provisions of this Section, it shall include with any amended financial information or operating data next provided in accordance with this Section an explanation, in narrative form, of the reasons for the amendment and of the impact of any change in the type of financial information or operating data so provided. The City may also amend or repeal the provisions of this Section if the SEC amends or repeals the applicable provisions of the Rule or a court of final jurisdiction enters judgment that such provisions of the Rule are invalid, and the City also may amend the provisions of this Section in its discretion in any other manner or circumstance, but in any case only if and to the extent that the provisions of this sentence would not have prevented an underwriter from lawfully purchasing or selling Bonds in the primary offering of the Bonds, giving effect to (a) such provisions as so amended and (b) any amendments or interpretations of the Rule.

Section 8.5.: Definitions. As used in this Article, the following terms have the meanings ascribed to such terms below:

"MSRB" means the Municipal Securities Rulemaking Board.

"Rule" means SEC Rule 15c2-12, as amended from time to time.

"SEC" means the United States Securities and Exchange Commission.

ARTICLE IX.

MISCELLANEOUS

Section 9.1.: Defeasance. The City may defease the provisions of this Ordinance and discharge its obligations to the Registered Owners of any or all of the Bonds to pay the principal of and interest thereon in any manner now or hereafter permitted by law, including by depositing with the Paying Agent/Registrar, a trust company or commercial bank other than the Paying Agent/Registrar, or with the Comptroller of Public Accounts of the State of Texas either:

(a) cash in an amount equal to the principal amount of such Bonds plus interest thereon to the date of maturity or earlier redemption; or

(b) pursuant to an escrow or trust agreement, cash and/or (i) direct noncallable obligations of United States of America, including obligations that are unconditionally guaranteed by the United States of America; (ii) noncallable obligations of an agency or instrumentality of the United States, including obligations that are unconditionally guaranteed or insured by the agency or instrumentality and that are rated as to investment quality by a nationally recognized investment rating firm not less than AAA or its equivalent; or

(iii) noncallable obligations of a state or an agency or a county, municipality, or other political subdivision of a state that have been refunded and that are rated as to investment quality by a nationally recognized investment rating firm not less than AAA or its equivalent, which, in the case of (i), (ii) or (iii), may be in book-entry form, and the principal of and interest on which will, when due or redeemable at the option of the holder, without further investment or reinvestment of either the principal amount thereof or the interest earnings thereon, provide money in an amount which, together with other moneys, if any, held in such escrow at the same time and available for such purpose, shall be sufficient to provide for the timely payment of the principal of and interest thereon to the date of maturity or earlier redemption;

provided, however, that if any of the Bonds are to be redeemed prior to their respective dates of maturity, provision shall have been made for giving notice of redemption as provided in this Ordinance. Upon such deposit, such Bonds shall no longer be regarded to be Outstanding or unpaid. Any surplus amounts not required to accomplish such defeasance shall be returned to the City.

Section 9.2.: Legal Holidays. In any case where the date interest accrues and becomes payable on the Bonds or principal of the Bonds matures or a Record Date shall be in the City a Saturday, Sunday, legal holiday or a day on which banking institutions are authorized by law to close, then payment of interest or principal need not be made on such date, or the Record Date shall not occur on such date, but payment may be made or the Record Date shall occur on the next succeeding day which is not in the City a Saturday, Sunday, legal holiday or a day on which banking institutions are authorized by law to close with the same force and effect as if (i) made on the date of maturity and no interest shall accrue for the period from the date of maturity to the date of actual payment or (ii) the Record Date had occurred on the last day of that calendar month.

Section 9.3.: No Recourse Against City Officials. No recourse shall be had for the payment of principal of or interest on any Bonds or for any claim based thereon or on this Ordinance against any official of the City or any person executing any Bonds.

Section 9.4.: Further Proceedings. The Mayor, City Secretary and other appropriate officials of the City are hereby authorized and directed to do any and all things necessary and/or convenient to carry out the terms of this Ordinance. The Mayor, City Secretary and other appropriate officials of the City are each hereby authorized to execute and attest to such other agreements, assignments, bonds, certificates, contracts, documents, licenses, instruments, releases, financing statements, letters of instruction, notices of acceptance, notices of final payment, written requests and other documents, and to take all actions and to do all things whether or not mentioned herein, as may be necessary or convenient to carry out or assist in carrying out the purposes of this Ordinance and the Bonds.

Section 9.5.: Severability. If any Section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such Section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 9.6.: Open Meeting. It is hereby found, determined and declared that a sufficient written notice of the date, hour, place and subject of the meeting of the City Council at which this Ordinance was adopted was posted at a place convenient and readily accessible at all times to the general public at City Hall for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 9.7.: Repealer. All orders, resolutions and ordinances, or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 9.8.: Effective Date. This Ordinance shall be in force and effect from and after its passage on the date shown below.

Section 9.9.: Power to Revise Form of Documents. Notwithstanding any other provision of this Ordinance, the Mayor, City Secretary and other appropriate officials of the City are each hereby authorized to make or approve such revisions, additions, deletions and variations in the form of the documents attached hereto as exhibits as, in the judgment of the Mayor, City Secretary and other appropriate officials of the City, and in the opinion of Bond Counsel to the City, as may be necessary or convenient to carry out or assist in carrying out the purposes of this Ordinance, the Preliminary Official Statement, and the final Official Statement; provided, however, that any changes to such documents resulting in substantive amendments to the terms and conditions of the Bonds or such documents shall be subject to the prior approval of the City Council.

Section 9.10.: Ordinance a Contract - Amendments. This Ordinance shall constitute a contract with the Registered Owners from time to time, be binding on the City, and shall not be amended or repealed by the City so long as any Bond remains Outstanding except as permitted in this Section. The City may, without the consent of or notice to any Registered Owners, from time to time and at any time, amend this Ordinance in any manner not detrimental to the interests of the Registered Owners, including the curing of any ambiguity, inconsistency, or formal defect or omission herein. In addition, the City may, with the consent of Registered Owners who own in the aggregate 51% of the principal amount of the Bond then Outstanding, amend, add to, or rescind any of the provisions of this Ordinance; provided that, without the consent of all Registered Owners of Outstanding Bonds, no such amendment, addition, or rescission shall (i) extend the time or times of payment of the principal of and interest on the Bonds, reduce the principal amount thereof or the rate of interest thereon, or in any other way modify the terms of payment of the principal of or interest on the Bonds, (ii) give any preference to any Bond over any other Bond, or (iii) reduce the aggregate principal amount of Bonds required to be held by Registered Owners for consent to any such amendment, addition, or rescission.

PASSED AND ADOPTED on first and final reading this October 15, 2019.

CITY OF LAMESA, TEXAS

_____

Mayor

ATTEST

_____

City Secretary

Exhibit A — Form of Bond
Exhibit B — Form of Paying Agent/Registrar Agreement
Exhibit C — Schedule of Refundable Obligations
Exhibit D — Description of Annual Financial Information

EXHIBIT A

FORM OF BOND

[FRONT OF BOND]

UNITED STATES OF AMERICA
STATE OF TEXAS

CITY OF LAMESA, TEXAS,
GENERAL OBLIGATION REFUNDING BOND
SERIES 2019

NUMBER
R-[1]
REGISTERED

PRINCIPAL AMOUNT
$_____
REGISTERED

INTEREST RATE[2]:	DATED DATE[3]:	MATURITY DATE[2]:	CUSIP[2]:
%	November 1, 2019	____	

REGISTERED OWNER:

PRINCIPAL AMOUNT: DOLLARS

THE CITY OF LAMESA, TEXAS, a Home Rule City of the State of Texas (the "City"), for value received, hereby promises to pay to the Registered Owner identified above or its registered assigns, on the maturity date specified above (or on earlier redemption as herein provided), upon presentation and surrender of this Bond at the principal corporate trust office of UMB BANK, N.A., Austin, Texas, or its successor (the "Paying Agent/Registrar"), the principal amount identified above, payable in any coin or currency of the United States of America which on the date of payment of such principal is legal tender for the payment of debts due to the United States of America, and to pay interest thereon at the rate shown above, calculated on a basis of a 360-day year composed of twelve 30-day months, from the later of the date of delivery or the most recent interest payment date to which interest has been paid or duly provided for.[4]

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[1] Initial Bond shall be numbered T-1.

[2] Omitted from initial Bond.

[3] To be completed pursuant to the terms of sale as referenced in the Pricing Officer's Certificate of Sale.

[4] The first sentence of the initial Certificate shall read as follows:

THE CITY OF LAMESA, TEXAS, a Home Rule City of the State of Texas (the "City"), for value received, hereby promises to pay to the Registered Owner identified above or its registered assigns, on December 1 of each of the years and in the principal amounts set forth in the following schedule: [Insert information regarding years of maturity, principal amounts and interest rates from Section 3.3 of the Ordinance.] (or on earlier redemption as herein provided), upon presentation and surrender of this Bond at the principal corporate trust office of UMB BANK, N.A., Austin, Texas, or its successor (the "Paying Agent/Registrar"), the principal amounts identified above (or so much thereof as shall not have been paid or deemed to have been paid upon prior redemption) payable in any coin or currency of the United States of

Interest on this Bond is payable on _____[3], and each June 1 and December 1 thereafter until maturity of this Bond, by check sent by United States mail, first class, postage prepaid, by the Paying Agent/Registrar to the Registered Owner of record as of the close of business on the last business day of the month next preceding the applicable interest payment date, as shown on the registration books kept by the Paying Agent/Registrar. Any accrued interest payable at maturity shall be paid upon presentation and surrender of this Bond at the office of the Paying Agent/Registrar.

THIS BOND IS ONE OF A DULY AUTHORIZED SERIES OF BONDS (the "Bonds") in the aggregate principal amount of $_____[5] issued pursuant to an ordinance adopted by the City Council of the City on October 15, 2019 (the "Ordinance") for the purpose of refunding certain outstanding obligations (the "Refunded Obligations") of the City under and pursuant to the authority of Chapter 1207, Texas Government Code, as amended. Proceeds of the Bonds will also be used to pay the costs of issuing the Bonds and refunding the Refunded Obligations.

THIS BOND shall not be valid or obligatory for any purpose or be entitled to any benefit under the Ordinance unless this Bond is authenticated by the Paying Agent/Registrar by due execution of the authentication certificate endorsed hereon. [6]

[7]THE CITY RESERVES THE RIGHT, at its option, to redeem, prior to their maturity, Bonds maturing on or after December 1, ____, in whole or in part, on December 1, ____, or any date thereafter, at par plus accrued interest to the date fixed for redemption.

[8]THIS BOND is not subject to redemption prior to maturity.

[9]THE BONDS MATURING on December 1 in the years [5] _____, _____ (the "Term Bonds") are subject to mandatory sinking fund redemption in the following amounts (subject to reduction as hereinafter provided), on the following dates, in each case at a redemption price equal to the principal amount of the Bonds or the portions thereof so called for redemption plus accrued interest to the date fixed for redemption:

Term Bonds Maturing	Mandatory Redemption Dates	Principal Amounts

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America which on the date of payment of such principal is legal tender for the payment of debts due to the United States of America, and to pay interest thereon at the rate shown above, calculated on a basis of a 360-day year composed of twelve 30-day months, from the later of the date of delivery or the most recent interest payment date to which interest has been paid or duly provided for.

[5] To be completed pursuant to the terms of sale as referenced in the Pricing Officer's Certificate of Sale.
[6] In the initial Certificate, this paragraph shall read:

"THIS BOND shall not be valid or obligatory for any purpose or be entitled to any benefit under the Ordinance unless this Bond is registered by the Comptroller of Public Accounts of the State of Texas by due execution of the registration certificate endorsed hereon."

[7] Included if optional redemption provisions are included in the Pricing Officer's Certificate of Sale.
[8] Included if optional redemption provisions are not included in the Pricing Officer's Certificate of Sale.
[9] Paragraph included if mandatory sinking fund redemption provision are included in the Pricing Officer's Certificate of Sale.

[10] _____, _____ [10] _____, _____ [10]$_____

The particular Term Bonds to be redeemed shall be selected by the Registrar by lot or other customary random selection method, on or before July 15 of each year in which Term Bonds are to be mandatorily redeemed. The principal amount of Term Bonds to be mandatorily redeemed in each year shall be reduced by the principal amount of such Term Bonds that have been optionally redeemed on or before July 15 of such year and which have not been made the basis for a previous reduction.

[11]THE BONDS MAY BE REDEEMED IN PART only in integral multiples of $5,000. If a Bond subject to redemption is in a denomination larger than $5,000, a portion of such Bond may be redeemed, but only in integral multiples of $5,000. In selecting portions of Bonds for redemption, each Bond shall be treated as representing that number of Bonds of $5,000 denomination which is obtained by dividing the principal amount of such Bond by $5,000. Upon surrender of any Bond for redemption in part, the Paying Agent/Registrar, in accordance with the provisions of the Ordinance, shall authenticate and deliver in exchange therefor a Bond or Bonds of like maturity and interest rate in an aggregate principal amount equal to the unredeemed portion of the Bond so surrendered.

[11]NOTICE OF ANY SUCH REDEMPTION, identifying the Bonds or portions thereof to be redeemed, shall be sent by United States mail, first class, postage prepaid, to the Registered Owners thereof at their addresses as shown on the books of registration kept by the Paying Agent/Registrar, not less than thirty (30) days before the date fixed for such redemption. By the date fixed for redemption, due provision shall be made with the Paying Agent/Registrar for the payment of the redemption price of the Bonds called for redemption. If such notice of redemption is given, and if due provision for such payment is made, all as provided above, the Bonds which are to be so redeemed thereby automatically shall be redeemed prior to their scheduled maturities, they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the purpose of being paid with the funds so provided for such payment.

THIS BOND IS TRANSFERABLE only upon presentation and surrender at the principal corporate trust office of the Paying Agent/Registrar, accompanied by an assignment duly executed by the Registered Owner or its authorized representative, subject to the terms and conditions of the Ordinance.

THIS BOND IS EXCHANGEABLE at the principal corporate trust office of the Paying Agent/Registrar for a Bond or Bonds of the same maturity and interest rate and in the principal amount of $5,000 or any integral multiple thereof, subject to the terms and conditions of the Ordinance.

THE CITY OR PAYING AGENT/REGISTRAR may require the Registered Owner of any Bond to pay a sum sufficient to cover any tax or other governmental charge that may be

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[10] To be completed pursuant to the terms of sale as referenced in the Pricing Officer's Certificate of Sale.

[11] Included if optional redemption provisions or mandatory sinking fund redemption provisions are included in the Pricing Officer's Certificate of Sale.

imposed in connection with the transfer or exchange of a Bond. Any fee or charge of the Paying Agent/Registrar for a transfer or exchange shall be paid by the City.

THE REGISTERED OWNER of this Bond by acceptance hereof, acknowledges and agrees to be bound by all the terms and conditions of the Ordinance.

IT IS HEREBY DECLARED AND REPRESENTED that this Bond has been duly and validly issued and delivered; that all acts, conditions and things required or proper to be performed, exist and to be done precedent to or in the issuance and delivery of this Bond have been performed, exist and have been done in accordance with law; that the Bonds do not exceed any constitutional or statutory limitation; and that annual ad valorem taxes sufficient to provide for the payment of the interest on and principal of this Bond, as such interest comes due and such principal matures, have been levied and ordered to be levied, within the limits prescribed by law, against all taxable property in the City and have been irrevocably pledged for such payment.

REFERENCE IS HEREBY MADE TO THE ORDINANCE, a copy of which is filed with the Paying Agent/Registrar, for the full provisions thereof, to all of which the Registered Owners of the Bonds assent by acceptance of the Bonds.

IN WITNESS WHEREOF, the City has caused this Bond to be signed by the Mayor, countersigned by the City Secretary by their manual, lithographed or printed facsimile signatures.

CITY OF LAMESA, TEXAS

_____

Mayor

COUNTERSIGNED:

_____

City Secretary

* * *

FORM OF COMPTROLLER'S REGISTRATION CERTIFICATE

The following form of Comptroller's Registration Certificate shall be attached or affixed to each of the Bonds initially delivered:

OFFICE OF THE COMPTROLLER	§	
OF PUBLIC ACCOUNTS	§	REGISTER NO._____
THE STATE OF TEXAS	§	

I hereby certify that this Bond has been examined, certified as to validity and approved by the Attorney General of the State of Texas, and that this Bond has been registered by the Comptroller of Public Accounts of the State of Texas.

WITNESS MY SIGNATURE AND SEAL OF OFFICE this _____.

_____
Comptroller of Public Accounts
of the State of Texas

(SEAL)

* * *

FORM OF PAYING AGENT/REGISTRAR'S AUTHENTICATION CERTIFICATE

The following form of authentication certificate shall be printed on the face of each of the Bonds other than those initially delivered:

AUTHENTICATION CERTIFICATE

This Bond is one of the Bonds described in and delivered pursuant to the within-mentioned Ordinance; and, except for the Bonds initially delivered, this Bond has been issued in exchange for or replacement of a Bond, Bonds, or a portion of a Bond or Bonds of an issue which originally was approved by the Attorney General of the State of Texas and registered by the Comptroller of Public Accounts of the State of Texas.

UMB BANK, N.A.
as Paying Agent/Registrar

By:_____
Authorized Signature:_____
Date of Authentication:_____

* * *

FORM OF ASSIGNMENT

The following form of assignment shall be printed on the back of each of the Bonds:

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto

_____

(Please print or type name, address and zip code of Transferee)

_____

(Please insert Social Security or Taxpayer Identification Number of Transferee)

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

DATED:_____ _____

Signature Guaranteed:

_____

Registered Owner

_____

NOTICE: Signature must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or trust company.

NOTICE: The signature above must correspond to the name of the registered owner as shown on the face of this Bond in every particular, without any alteration, enlargement or change whatsoever.

* * * *

FORM OF STATEMENT OF INSURANCE

The following form of statement of insurance shall be printed on the face of each of the Bonds:

STATEMENT OF INSURANCE

Build America Mutual Assurance Company ("BAM"), New York, New York, has delivered its municipal bond insurance policy (the "Policy") with respect to the scheduled payments due of principal of and interest on this Bond to UMB Bank, N.A., or its successor, as paying agent for the Bonds (the "Paying Agent"). Said Policy is on file and available for inspection at the principal office of the Paying Agent and a copy thereof may be obtained from

BAM or the Paying Agent. All payments required to be made under the Policy shall be made in accordance with the provisions thereof. By its purchase of these Bonds, the owner acknowledges and consents (i) to the subrogation and all other rights of BAM as more fully set forth in the Policy and (ii) that upon the occurrence and continuance of a default or an event of default under the Ordinance or this Bond, BAM shall be deemed to be the sole owner of the Bonds for all purposes and shall be entitled to control and direct the enforcement of all rights and remedies granted to the owners of the Bonds or the trustee, paying agent, registrar or similar agent for the benefit of such owners under the Ordinance, at law or in equity.

EXHIBIT B

FORM OF PAYING AGENT/REGISTRAR AGREEMENT

See Tab 6

EXHIBIT C

SCHEDULE OF REFUNDABLE OBLIGATIONS

City of Lamesa, Texas Combination Tax and Combined Water and Wastewater System Revenue Certificates of Obligation, Series 2006

EXHIBIT D

DESCRIPTION OF ANNUAL FINANCIAL INFORMATION

The following information is referred to in Section 8.1 of this Ordinance.

Annual Financial Statements and Operating Data

The financial information and operating data with respect to the City to be provided annually in accordance with such Section are as specified (and included in the Appendix or under the headings of the Official Statement referred to) below:

1. The portions of the audited financial statements of the City appended to the Official Statement as Exhibit B, but for the most recently concluded fiscal year, and, to the extent that such statements are not completed and available, unaudited financial statements for such fiscal year.

2. The quantitative and financial information and operating data presented in the Official Statement in Tables 1 through 5.

Accounting Principles

The accounting principles referred to in such Section are the accounting principles and the notes to the financial statements referred to in paragraph 1 above.

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 9**

SUBJECT:	**ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF CITY OF LAMESA, TEXAS LIMITED TAX NOTE, SERIES 2019**
PROCEEDING:	Approval
SUBMITTED BY:	City Staff
EXHIBITS:	Ordinance, Second Reading
AUTHORITY:	City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

City Council to consider an Ordinance authorizing and ordering the issuance of City of Lamesa, Texas Limited Tax Note, Series 2019; specifying the terms and features of such note; levying a continuing direct annual ad valorem tax for the payment of said note; and resolving other matters incident and related to the issuance, sale, payment and delivery of a paying agent/registrar agreement; and providing and effective date.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve an Ordinance authorizing and ordering the issuance of City of Lamesa, Texas Limited Tax Note, Series 2019; specifying the terms and features of such note; levying a continuing direct annual ad valorem tax for the payment of said note; and resolving other matters incident and related to the issuance, sale, payment and delivery of a paying agent/registrar agreement; and providing and effective date. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS §

COUNTY OF DAWSON §

We, the undersigned officers of the City of Lamesa, Texas (the "City"), hereby certify as follows:

1. The City Council of the City convened in a regular meeting (the "Meeting") on October 15, 2019, at the regular meeting place, within the City, and the roll was called of the duly constituted officers and members of the City Council, to wit:

Josh Stevens	Mayor
Brant Stewart	Council Member, District 1
Marie Briseno	Council Member, District 2
Enrique Moreno	Council Member, District 3
Dore Evan Rodrigues	Council Member. District 4
Bobby G. Gonzales	Council Member, District 5
Doug Morris	Council Member, District 6

and all of such persons were present, except _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at the Meeting: a written

> ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF CITY OF LAMESA, TEXAS LIMITED TAX NOTE, SERIES 2019; SPECIFYING THE TERMS AND FEATURES OF SUCH NOTE; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID NOTE; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT, AND DELIVERY OF A PAYING AGENT/REGISTRAR AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

(the "Ordinance") was duly introduced for the consideration of the City Council. It was then duly moved and seconded that the Ordinance be adopted on first reading, and, after due discussion, such motion, carrying with it the adoption of the Ordinance, prevailed and carried by the following vote:

FOR: ___ AGAINST: ___ ABSTAINED: ___

2. That a true, full, and correct copy of the Ordinance is attached to and follows this certificate; that the Ordinance has been duly recorded in the City Council's minutes of the

Meeting; that the above and foregoing paragraph is a true, full, and correct excerpt from the City Council's minutes of the Meeting pertaining to the adoption of the Ordinance; that the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the City Council as indicated therein; that each of the officers and members of the City Council was duly and sufficiently notified officially and personally, in advance, of the date, hour, place, and subject of the Meeting, and that the Ordinance would be introduced and considered for adoption at the Meeting, and each of such officers and members consented, in advance, to the holding of the Meeting for such purpose; that the Meeting was open to the public as required by law; and that public notice of the date, hour, place, and subject of the Meeting was given as required by the Open Meetings Law, Chapter 551, Texas Government Code, as amended.

SIGNED this October 15, 2019.

_____

City Secretary

AN ORDINANCE AUTHORIZING AND ORDERING THE ISSUANCE OF CITY OF LAMESA, TEXAS LIMITED TAX NOTE, SERIES 2019; SPECIFYING THE TERMS AND FEATURES OF SUCH NOTE; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID NOTE; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT, AND DELIVERY OF A PAYING AGENT/REGISTRAR AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

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

ARTICLE I

FINDINGS AND DETERMINATIONS

Section 1.1. Findings and Determinations.

The City Council hereby officially finds and determines that:

City of Lamesa, Texas (the "City"), acting through its City Council, is authorized pursuant to and in accordance with the provisions of Texas Government Code, Chapter 1431, as amended (the "Act"), specifically §1431.004(a)(1), to issue anticipation notes to provide all or part of the funds to pay contractual obligations incurred or to be incurred for purposes authorized by the Act, to wit, (i) to finance the cost of waste water system renovations, street repairs and the purchase of heavy equipment and (ii) to pay the costs of issuing the Note.

ARTICLE II

DEFINITIONS AND INTERPRETATIONS

Section 2.1. Definitions.

As used herein, the following terms shall have the meanings specified, unless the context clearly indicates otherwise:

"Act" shall mean Texas Government Code, Chapter 1431, as amended.

"Attorney General" shall mean the Attorney General of the State of Texas.

"City Council" shall mean the governing body of the City.

"Code" shall mean the Internal Revenue Code of 1986, as amended.

"Comptroller" shall mean the Comptroller of Public Accounts of the State of Texas.

"Interest Payment Date," when used in connection with any Note, shall mean April 15, 2020 and each April 15 and October 15 thereafter until maturity or prior redemption.

"Issuance Date" shall mean the date on which the Note is delivered to and paid for by the initial purchaser.

"Note" or "Notes" shall mean the City of Lamesa, Texas Limited Tax Note, Series 2019, authorized by this Ordinance.

"Ordinance" shall mean this Ordinance and any and all amendments hereof and supplements hereto.

"Outstanding," when used with reference to the Note, shall mean, as of a particular date, any Note theretofore and thereupon delivered pursuant to this Ordinance except: (a) any Note canceled by or on behalf of the City at or before such date; (b) any Note defeased pursuant to the defeasance provisions of this Ordinance or otherwise defeased as permitted by applicable law; and (c) any Note in lieu of or in substitution for which a replacement Note shall have been delivered pursuant to this Ordinance.

"Paying Agent/Registrar" shall mean _____ in _____, Texas and its successors in that capacity.

"Paying Agent/Registrar Agreement" shall mean the agreement between the City and the Paying Agent/Registrar setting forth the duties and obligations of the Paying Agent/Registrar with respect to the Note.

"Purchaser" shall mean _____.

"Record Date" shall mean the close of business on the last business day of the calendar month immediately preceding the applicable Interest Payment Date.

"Register" shall mean the registration books for the Note kept by the Paying Agent/Registrar in which are maintained the names and addresses of, and the principal amounts registered to, each Registered Owner of any Note.

"Registered Owner" or "Owner" shall mean the person or entity in whose name any Note is registered in the Register.

Section 2.2. Interpretations.

All terms defined herein and all pronouns used in this Ordinance shall be deemed to apply equally to singular and plural and to both genders and the neuter state. The titles and headings of the articles and sections of this Ordinance have been inserted for convenience of reference only and are not to be considered a part hereof and shall not in any way modify or restrict any of the terms or provisions hereof. This Ordinance and all the terms and provisions hereof shall be liberally construed to effectuate the purposes set forth herein and to sustain the

validity of the Note and the validity of the levy of ad valorem taxes to pay the principal of and interest on the Note.

ARTICLE III

TERMS OF THE NOTE

Section 3.1. Amount, Purpose and Authorization.

The Note shall be issued in fully registered form, without coupons, under and pursuant to the authority of the Act in the total authorized aggregate principal amount of ONE MILLION SIX HUNDRED EIGHT THOUSAND DOLLARS ($1,608,000.00) (i) to finance the cost of waste water system renovations, street repairs and the purchase of heavy equipment and (ii) to pay the costs of issuing the Note.

Section 3.2. Designation, Date, and Interest Payment Dates.

The Note shall be designated as the "City of Lamesa, Texas Limited Tax Note, Series 2019," shall be dated October 1, 2019 and shall be in the denomination of the full principal amount of the Note. The Note shall bear interest at the rates set forth in Section 3.3 below, from the later of the Issuance Date or the most recent Interest Payment Date to which interest has been paid or duly provided for, calculated on the basis of a 360-day year of twelve 30-day months, payable on April 15, 2020 and each April 15 and October 1 thereafter until maturity or prior redemption.

If interest on any Note is not paid on any Interest Payment Date and continues unpaid for thirty (30) days thereafter, the Paying Agent/Registrar shall establish a new record date for the payment of such interest, to be known as a Special Record Date. The Paying Agent/Registrar shall establish a Special Record Date when funds to make such interest payment are received from or on behalf of the City. Such Special Record Date shall be fifteen (15) days prior to the date fixed for payment of such past due interest, and notice of the date of payment and the Special Record Date shall be sent by United States mail, first class, postage prepaid, not later than five (5) days prior to the Special Record Date, to each affected Registered Owner as of the close of business on the day prior to mailing of such notice.

Section 3.3. Numbers, Denomination, Interest Rates, and Maturities.

The Note shall be initially issued bearing the numbers, in the principal amounts and may be transferred and exchanged as set out in this Ordinance. The Note shall initially bear interest at the rate of _____% until the date of maturity or prepayment prior to maturity and may be transferred as set out in this Ordinance.

Principal on the Note shall be payable in installments as set forth in the following schedule. The Note shall mature on October 15, 2026 and all outstanding principal and accrued interest shall be due and payable on such date. Notes delivered in transfer of or in exchange for other Notes shall be numbered in order of their authentication by the Paying Agent/Registrar, shall be in the denomination of $1,000 or integral multiples thereof, and shall mature on the same date and bear interest at the same rate as the Note or Notes in lieu of which they are delivered.

Principal on the Note shall be payable in annual installments on the dates and in the principal amounts, respectively, as shown below:

Payment Date	Principal Payment
10/15/2020	$214,000
10/15/2021	219,000
10/15/2022	224,000
10/15/2023	230,000
10/15/2024	235,000
10/15/2025	240,000
10/15/2026*	246,000

*final maturity

Section 3.4. Optional Redemption.

The City reserves the right, at its option, to prepay the Note, in whole, at any time at par plus accrued interest to the date of redemption. Notice of any redemption identifying the Note to be redeemed in whole shall be given by the Paying Agent/Registrar at least thirty (30) days prior to the date fixed for redemption by sending written notice by first class mail, postage prepaid, to the Owner of each Note to be redeemed in whole at the address shown on the Register. Such notices shall state the redemption date, the redemption price, and the place at which the Note is to be surrendered for payment. Any notice given as provided in this Section 3.4 shall be conclusively presumed to have been duly given, whether or not the Owner receives such notice. By the date fixed for redemption, due provision shall be made with the Paying Agent/Registrar for payment of the redemption price of the Note to be redeemed, plus accrued interest to the date fixed for redemption. When the Note has been called for redemption in whole and due provision has been made to redeem the same as herein provided, the Note so redeemed shall no longer be regarded as Outstanding except for the purpose of receiving payment solely from the funds so provided for redemption, and the rights of the Owners to collect interest which would otherwise accrue after the redemption date on any Note or portion thereof called for redemption shall terminate on the date fixed for redemption.

Section 3.5. Manner of Payment, Characteristics, Execution, and Authentication.

The Paying Agent/Registrar is hereby appointed the paying agent for the Note. The Note shall be payable, shall have the characteristics, and shall be executed, registered, and authenticated, all as provided and in the manner indicated in the FORM OF NOTE set forth in Article IV of this Ordinance. If any officer of the City whose manual or facsimile signature shall appear on the Note shall cease to be such officer before the authentication of the Note or before the delivery of the Note, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes as if such officer had remained in such office.

The approving legal opinion of Orrick, Herrington & Sutcliffe LLP, Houston, Texas, Bond Counsel, may be printed on the Note over the certification of the City Secretary, which may be executed in facsimile. CUSIP numbers also may be printed on the Note, but errors or

omissions in the printing of either the opinion or the numbers shall have no effect on the validity of the Note.

Section 3.6. Authentication.

Except for the Note to be initially issued, which need not be authenticated by the Paying Agent/Registrar but shall be registered by the Comptroller, only such Note shall bear thereon a certificate of authentication, substantially in the form provided in Article IV of this Ordinance, manually executed by an authorized representative of the Paying Agent/Registrar, shall be entitled to the benefits of this Ordinance or shall be valid or obligatory for any purpose. Such duly executed certificate of authentication shall be conclusive evidence that the Note so authenticated was delivered by the Paying Agent/Registrar hereunder.

Section 3.7. Ownership.

The City, the Paying Agent/Registrar, and any other person may treat the person in whose name any Note is registered as the absolute owner of such Note for the purpose of making and receiving payment of the principal thereof and interest thereon and for all other purposes, whether or not such Note is overdue, and neither the City nor the Paying Agent/Registrar shall be bound by any notice or knowledge to the contrary. All payments made to the person deemed to be the Registered Owner of any Note in accordance with this Section shall be valid and effective and shall discharge the liability of the City and the Paying Agent/Registrar upon such Note to the extent of the sums paid.

Section 3.8. Registration, Transfer and Exchange.

The Paying Agent/Registrar is hereby appointed the registrar for the Note. So long as any Note remains Outstanding, the Paying Agent/Registrar shall keep the Register at its designated corporate trust office in which, subject to such reasonable regulations as it may prescribe, the Paying Agent/Registrar shall provide for the registration and transfer of the Note in accordance with the terms of this Ordinance. The Note may only be transferred to: (i) an affiliate of the Purchaser; (ii) a "Bank" as defined in Section 3(a)(2) of the Securities Act of 1933 as amended (the "Securities Act"); (iii) an "Accredited Investor" as defined in Regulation D under the Securities Act; or (iv) a "Qualified Institutional Buyer" as defined in Rule 144A under the Securities Act.

Each Note shall be transferable only upon the presentation and surrender thereof at the designated corporate trust office of the Paying Agent/Registrar, accompanied by an assignment duly executed by the Registered Owner or his authorized representative in form satisfactory to the Paying Agent/Registrar. Upon due presentation of any Note for transfer, the Paying Agent/Registrar shall authenticate and deliver in exchange therefor, within seventy-two (72) hours after such presentation, a new Note or Notes, registered in the name of the transferee or transferees, in authorized denominations, and of the same maturity and aggregate principal amount and bearing interest at the same rate as the Note or Notes so presented and surrendered.

All Notes shall be exchangeable upon the presentation and surrender thereof at the designated corporate trust office of the Paying Agent/Registrar for a Note or Notes, of like maturity and interest rate and in any authorized denomination, in an aggregate principal amount

equal to the unpaid principal amount of the Note or Notes presented for exchange. The Paying Agent/Registrar shall be and is hereby authorized to authenticate and deliver exchange Notes in accordance with the provisions of this Section. Each Note delivered by the Paying Agent/Registrar in accordance with this Section shall be entitled to the benefits and security of this Ordinance to the same extent as the Note or Notes in lieu of which such Note is delivered.

All Notes issued in transfer or exchange shall be delivered to the Registered Owners thereof at the designated corporate trust office of the Paying Agent/Registrar or sent by United States mail, first class, postage prepaid.

The City or the Paying Agent/Registrar may require the Registered Owner of any Notes to pay a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with the transfer or exchange of such Note. Any fee or charge of the Paying Agent/Registrar for such transfer or exchange shall be paid by the City.

Section 3.9. Replacement Notes.

Upon the presentation and surrender to the Paying Agent/Registrar of a damaged or mutilated Note, the Paying Agent/Registrar shall authenticate and deliver in exchange therefor a replacement Note, of the same maturity, interest rate, and principal amount, bearing a number not contemporaneously outstanding. The City or the Paying Agent/Registrar may require the Registered Owner of such Note to pay a sum sufficient to cover any tax or other governmental charge that may be imposed in connection therewith and any other expenses connected therewith, including the fees and expenses of the Paying Agent/Registrar and the City.

If any Note is lost, apparently destroyed, or wrongfully taken, the City, pursuant to the applicable laws of the State of Texas and Ordinances of the City, and in the absence of notice or knowledge that such Note has been acquired by a bona fide purchaser, shall execute, and the Paying Agent/Registrar shall authenticate and deliver, a replacement Note of the same maturity, interest rate, and principal amount, bearing a number not contemporaneously outstanding, provided that the Registered Owner thereof shall have:

(a) furnished to the City and the Paying Agent/Registrar satisfactory evidence of the ownership of and the circumstances of the loss, destruction, or theft of such Note;

(b) furnished such security or indemnity as may be required by the Paying Agent/Registrar and the City to save and hold them harmless;

(c) paid all expenses and charges in connection therewith, including, but not limited to, printing costs, legal fees, fees of the Paying Agent/Registrar, and any tax or other governmental charge that may be imposed; and

(d) met any other reasonable requirements of the City and the Paying Agent/Registrar.

If, after the delivery of such replacement Note, a bona fide purchaser of the original Note in lieu of which such replacement Note was issued presents for payment such original Note, the City and the Paying Agent/Registrar shall be entitled to recover such replacement Note from the

person to whom it was delivered or any person taking therefrom, except a bona fide purchaser, and shall be entitled to recover upon the security or indemnity provided therefor to the extent of any loss, damage, cost, or expense incurred by the City or the Paying Agent/Registrar in connection therewith.

If any such mutilated, lost, apparently destroyed, or wrongfully taken Note has become or is about to become due and payable, the City in its discretion may, instead of issuing a replacement Note, authorize the Paying Agent/Registrar to pay such Note.

Each replacement Note delivered in accordance with this Section shall be entitled to the benefits and security of this Ordinance to the same extent as the Note or Notes in lieu of which such replacement Note is delivered.

Section 3.10. Cancellation.

All Notes paid in accordance with this Ordinance, and all Notes in lieu of which exchange Notes or replacement Notes are authenticated and delivered in accordance herewith, shall be canceled and destroyed upon the making of proper records regarding such payment. The Paying Agent/Registrar shall periodically furnish the City with certificates of destruction of such Notes.

ARTICLE IV

FORM OF NOTE

The Note, including the Form of Comptroller's Registration Certificate, Form of Paying Agent/Registrar Authentication Certificate, and Form of Assignment shall be in substantially the following forms, with such omissions, insertions, and variations as may be necessary or desirable, and not prohibited by this Ordinance:

UNITED STATES OF AMERICA
STATE OF TEXAS

CITY OF LAMESA, TEXAS (PARKER COUNTY)
LIMITED TAX NOTE, SERIES 2019

NUMBER R-____[1] REGISTERED	DENOMINATION $1,608,000.00 REGISTERED

INTEREST RATE: _____%

[1] The number of the initial Notes shall be preceded by the letter "I"; the number of Notes issued in exchange or transfer for other Notes shall be preceded by the letter "R".

DATED DATE: October 1, 2019

ISSUANCE DATE: November 1, 2019

REGISTERED OWNER: _____

PRINCIPAL AMOUNT: ONE MILLION SIX HUNDRED EIGHT THOUSAND DOLLARS

THE CITY OF LAMESA, TEXAS (the "City"), for value received, promises to pay to the Registered Owner identified above or its registered assigns, upon presentation and surrender of this Note at the designated corporate trust office of _____ in _____, Texas, or its successor (the "Paying Agent/Registrar"), as set forth in the following schedule: [Insert information regarding years of maturity and principal amounts from Section 3.3 of Ordinance.] payable in any coin or currency of the United States of America which on the date of payment of such principal is legal tender for the payment of debts due the United States of America prior to maturity, calculated on the basis of a 360-day year composed of twelve 30-day months, from the later of the Delivery Date specified above, or the most recent interest payment date to which interest has been paid or duly provided for. Interest on this Note is payable on October 15, 2020 and each April 15 and October 15 thereafter until maturity or prior redemption of this Note, by check sent by United States mail, first class, postage prepaid, by the Paying Agent/Registrar to the Registered Owner of record as of the close of business on the last day of the calendar month immediately preceding the applicable interest payment date, as shown on the registration books kept by the Paying Agent/Registrar. Any accrued interest payable at maturity shall be paid upon presentation and surrender of this Note at the principal corporate trust office of the Paying Agent/Registrar.

THIS NOTE IS ONE OF A DULY AUTHORIZED SERIES OF NOTES (the "Note") in the aggregate principal amount of $1,608,000 issued pursuant to an Ordinance adopted by the City Council of the City on October 15, 2019 (the "Ordinance"), for the purpose of providing all or part of the funds to pay contractual obligations incurred or to be incurred (i) to finance the cost of waste water system renovations, street repairs and the purchase of heavy equipment and (ii) to pay the costs of issuing the Note.

THIS NOTE shall not be valid or obligatory for any purpose or be entitled to any benefit under the Ordinance unless this Note either (i) is registered by the Comptroller of Public Accounts of the State of Texas by due execution of the registration certificate endorsed hereon or (ii) is authenticated by the Paying Agent/Registrar by due execution of the authentication certificate endorsed hereon.

THE CITY RESERVES THE RIGHT at its option, to prepay the Note, in whole, at any time at par plus accrued interest to the date of redemption.

NOTICE OF ANY REDEMPTION shall be given at least thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, addressed to the registered owner of each Note to be redeemed in whole at the address shown on the books of registration kept by the Paying Agent/Registrar. When the Note has been called for redemption, and due provision has been made to redeem the same, the principal amounts so redeemed shall be payable solely

from the funds provided for redemption, and interest which would otherwise accrue on the amounts called for redemption shall terminate on the date fixed for redemption.

THIS NOTE IS TRANSFERABLE only upon presentation and surrender at the designated corporate trust office of the Paying Agent/Registrar, accompanied by an assignment duly executed by the Registered Owner or its authorized representative, subject to the terms and conditions of the Ordinance. This Note may only be transferred to: (i) an affiliate of the Registered Owner; (ii) a "Bank" as defined in Section 3(a)(2) of the Securities Act of 1933 as amended (the "Securities Act"); (iii) an "Accredited Investor" as defined in Regulation D under the Securities Act; or (iv) a "Qualified Institutional Buyer" as defined in Rule 144A under the Securities Act.

THIS NOTE IS EXCHANGEABLE at the designated corporate trust office of the Paying Agent/Registrar for a Note or Notes of the same maturity and interest rate and in the principal amount of $1,000 or any integral multiple thereof, subject to the terms and conditions of the Ordinance.

THE CITY OR PAYING AGENT/REGISTRAR may require the Registered Owner of any Note to pay a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with the transfer or exchange of a Note. Any fee or charge of the Paying Agent/Registrar for a transfer or exchange shall be paid by the City.

THE REGISTERED OWNER of this Note by acceptance hereof acknowledges and agrees to be bound by all the terms and conditions of the Ordinance.

IT IS HEREBY DECLARED AND REPRESENTED that this Note has been duly and validly issued and delivered; that all acts, conditions, and things required or proper to be performed, exist, and to be done precedent to or in the issuance and delivery of this Note have been performed, exist, and have been done in accordance with law; that the Note does not exceed any constitutional or statutory limitation; and that annual ad valorem taxes sufficient to provide for the payment of the interest on and principal of this Note, as such interest comes due and such principal matures, have been levied and ordered to be levied, within the limits prescribed by law, against all taxable property in the City and have been irrevocably pledged for such payment.

REFERENCE IS HEREBY MADE TO THE ORDINANCE, a copy of which is filed with the Paying Agent/Registrar, for the full provisions thereof, to all of which the Registered Owners of the Note assent by acceptance of the Note.

IN WITNESS WHEREOF, the City has caused this Note to be signed by the Mayor and countersigned by the City Secretary by their manual, lithographed, or printed facsimile signatures on this Note.

CITY OF LAMESA, TEXAS

_____

Mayor

COUNTERSIGNED:

_____

City Secretary

* * *

FORM OF COMPTROLLER'S REGISTRATION CERTIFICATE

The following form of Comptroller's Registration Certificate shall be attached or affixed to each of the Notes initially delivered:

COMPTROLLER'S REGISTRATION CERTIFICATE

OFFICE OF THE COMPTROLLER	§	
OF PUBLIC ACCOUNTS	§	REGISTER NO._____
THE STATE OF TEXAS	§	

I hereby certify that this certificate has been examined, certified as to validity, and approved by the Attorney General of the State of Texas, and that this certificate has been registered by the Comptroller of Public Accounts of the State of Texas.

WITNESS MY SIGNATURE AND SEAL OF OFFICE this _____.

_____

Comptroller of Public Accounts
of the State of Texas

(SEAL)

* * *

FORM OF PAYING AGENT/REGISTRAR'S AUTHENTICATION CERTIFICATE

The following form of authentication certificate shall be printed on the face of each of the Notes other than those initially delivered and registered by the Comptroller of Public Accounts of the State of Texas:

AUTHENTICATION CERTIFICATE

This Note is one of the Notes described in and delivered pursuant to the within-mentioned Ordinance; and, except for the Note initially delivered, this Note has been issued in exchange for or replacement of a Note, Notes, or a portion of a Note or Notes of an issue which originally was approved by the Attorney General of the State of Texas and registered by the Comptroller of Public Accounts of the State of Texas.

_____,
as Paying Agent/Registrar

By:_____
Authorized Signature:_____
Date of Authentication:_____

FORM OF ASSIGNMENT

The following form of assignment shall be printed on the back of each Note:

ASSIGNMENT

For value received, the undersigned hereby sells, assigns, and transfers unto

_____
(Please print or type name, address and zip code of Transferee)

_____
(Please insert Social Security or Taxpayer Identification Number of Transferee)

the within Note and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney to transfer the within Note on the books kept for registration thereof, with full power of substitution in the premises.

DATED:_____ _____

Signature Guaranteed:

_____

Registered Owner

_____

NOTICE: Signature must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or trust company.

NOTICE: The signature above must correspond to the name of the registered owner as shown on the face of this Note in every particular, without any alteration, enlargement, or change whatsoever.

* * *

ARTICLE V

SECURITY FOR THE NOTE

Section 5.1. Pledge and Levy of Taxes.

(a) To provide for the payment of principal of and interest on the Note, there is hereby levied, within the limits prescribed by law, for the current year and each succeeding year thereafter, while the Note or any part of the principal thereof and the interest thereon remain outstanding and unpaid, an ad valorem tax upon all taxable property within the City sufficient to pay the interest on the Note and to create and provide a sinking fund of not less than 2% of the principal amount of the Note or not less than the principal payable out of such tax, whichever is greater, with full allowance being made for tax delinquencies and the costs of tax collection, and such taxes, when collected, shall be applied to the payment of principal of and interest on the Note by deposit to the Debt Service Fund (defined below) and to no other purpose.

(b) The City hereby declares its purpose and intent to provide and levy a tax legally sufficient to pay the principal of and interest on the Note, it having been determined that the existing and available taxing authority of the City for such purpose is adequate to permit a legally sufficient tax. As long as any Note remains outstanding, all moneys on deposit in, or credited to, the Debt Service Fund shall be secured by a pledge of security, as provided by law for cities in the State of Texas.

Section 5.2. Debt Service Fund.

The City of Lamesa, Texas Limited Tax Note, Series 2019 Debt Service Fund (the "Debt Service Fund") is hereby created as a special fund solely for the benefit of the Note. The City shall establish and maintain such fund at an official City depository and shall keep such fund separate and apart from all other funds and accounts of the City. Any amount on deposit in the Debt Service Fund shall be maintained by the City in trust for the Registered Owners of the Note. Such amount, plus any other amounts deposited by the City into such fund and any and all

investment earnings on amounts on deposit in such fund, shall be used only to pay the principal of, premium, if any, and interest on the Note.

Section 5.3. Further Proceedings.

After the Note to be initially issued have been executed, it shall be the duty of the Mayor to deliver the Note to be initially issued and all pertinent records and proceedings to the Attorney General for examination and approval. After the Note to be initially issued shall have been approved by the Attorney General, they shall be delivered to the Comptroller for registration. Upon registration of the Note to be initially issued, the Comptroller (or a deputy lawfully designated in writing to act for the Comptroller) shall manually sign the Comptroller's registration certificate prescribed herein to be affixed or attached to the Note to be initially issued, and the seal of said Comptroller shall be impressed or placed in facsimile thereon.

ARTICLE VI

CONCERNING THE PAYING AGENT/REGISTRAR

Section 6.1. Acceptance.

_____ is hereby appointed as the initial Paying Agent/Registrar for the Note pursuant to the terms and provisions of the Paying Agent/Registrar Agreement by and between the City and the Paying Agent/Registrar. The Paying Agent/Registrar Agreement shall be substantially in the form attached hereto as Exhibit A, the terms and provisions of which are hereby approved, and the Mayor or, in the Mayor's absence, the Mayor Pro Tem is hereby authorized to execute and deliver such Paying Agent/Registrar Agreement on behalf of the City in multiple counterparts and the City Secretary is hereby authorized to attest thereto. Such initial Paying Agent/Registrar and any successor Paying Agent/Registrar, by undertaking the performance of the duties of the Paying Agent/Registrar hereunder, and in consideration of the payment of any fees pursuant to the terms of any contract between the Paying Agent/Registrar and the City and/or the deposits of money pursuant to this Ordinance, shall be deemed to accept and agree to abide by the terms of this Ordinance.

Section 6.2. Trust Funds.

All money transferred to the Paying Agent/Registrar in its capacity as Paying Agent/Registrar for the Note under this Ordinance (except any sums representing Paying Agent/Registrar's fees) shall be held in trust for the benefit of the City, shall be the property of the City, and shall be disbursed in accordance with this Ordinance.

Section 6.3. Notes Presented.

Subject to the provisions of Section 6.4, all matured Notes presented to the Paying Agent/Registrar for payment shall be paid without the necessity of further instructions from the City. Such Notes shall be canceled as provided herein.

Section 6.4. Unclaimed Funds Held by the Paying Agent/Registrar.

Funds held by the Paying Agent/Registrar that represent principal of and interest on the Note remaining unclaimed by the Registered Owner thereof after the expiration of three years from the date such funds have become due and payable (a) shall be reported and disposed of by the Paying Agent/Registrar in accordance with the provisions of Title 6 of the Texas Property Code, as amended, to the extent such provisions are applicable to such funds, or (b) to the extent such provisions do not apply to the funds, such funds shall be paid by the Paying Agent/Registrar to the City upon receipt by the Paying Agent/Registrar of a written request therefor from the City.

The Paying Agent/Registrar shall have no liability to the Registered Owners of the Note by virtue of actions taken in compliance with this Section.

Section 6.5. Paying Agent/Registrar May Own Notes.

The Paying Agent/Registrar, in its individual or any other capacity, may become the owner or pledgee of Notes with the same rights it would have if it were not the Paying Agent/Registrar.

Section 6.6. Successor Paying Agents/Registrars.

The City covenants that at all times while any Note is Outstanding it will provide a legally qualified bank, trust company, financial institution, or other agency to act as Paying Agent/Registrar for the Note. The City reserves the right to change the Paying Agent/Registrar for the Note on not less than sixty (60) days' written notice to the Paying Agent/Registrar, as long as any such notice is effective not less than 60 days prior to the next succeeding principal or interest payment date on the Note. Promptly upon the appointment of any successor Paying Agent/Registrar, the previous Paying Agent/Registrar shall deliver the Register or a copy thereof to the new Paying Agent/Registrar, and the new Paying Agent/Registrar shall notify each Registered Owner, by United States mail, first class, postage prepaid, of such change and of the address of the new Paying Agent/Registrar. Each Paying Agent/Registrar hereunder, by acting in that capacity, shall be deemed to have agreed to the provisions of this Ordinance.

ARTICLE VII

PROVISIONS CONCERNING SALE AND APPLICATION OF PROCEEDS OF NOTE

Section 7.1. Sale of Note.

The sale of the Note to the Purchaser, at a price equal to the par value thereof, is hereby approved, and delivery of the Note to the Purchaser shall be made upon receipt by the City of the purchase price therefor. The Purchase Letter shall be substantially in the form attached hereto as Exhibit B, the terms and provisions of which are hereby approved, and the City Mayor or, in the Mayor's absence, the Mayor Pro Tem is hereby authorized to execute and deliver such Purchase Letter on behalf of the City in multiple counterparts and the City Secretary is hereby authorized

to attest thereto. The undersigned hereby finds, determines and declares that the terms of sale of the Note is in the best interest of the City.

Section 7.2. Approval, Registration, and Delivery.

The Mayor is hereby authorized to have control and custody of the Note and all necessary records and proceedings pertaining thereto pending their delivery, and the Mayor and other officers and employees of the City are hereby authorized and directed to make such certifications and to execute such instruments as may be necessary to accomplish the delivery of the Note and to assure the investigation, examination, and approval thereof by the Attorney General and the registration of the initial Note by the Comptroller. Upon registration of the Note, the Comptroller (or the Comptroller's certificates clerk or an assistant certificates clerk lawfully designated in writing to act for the Comptroller) shall manually sign the Comptroller's Registration Certificates prescribed herein to be attached or affixed to each Note initially delivered and the seal of the Comptroller shall be impressed or printed or lithographed thereon.

Section 7.3. Application of Proceeds of the Note.

Proceeds from the sale of the Note shall, promptly upon receipt by the City, be applied as follows:

(1) Accrued interest, if any, shall be deposited into the Debt Service Fund created in Section 5.2 of this Ordinance;

(2) A portion of the proceeds shall be applied to pay expenses arising in connection with the issuance of the Note;

(3) The remaining proceeds shall be applied, together with other funds of the City, to provide funds (i) to finance the cost of waste water system renovations, street repairs and the purchase of heavy equipment and (ii) to pay the costs of issuing the Note.

(4) Any proceeds from the sale of the Note remaining after making all the foregoing deposits and payments shall be deposited into the Debt Service Fund and used to pay debt service on the Note.

Section 7.4. Tax Exemption.

The City intends that the interest on the Note shall be excludable from gross income of the owners thereof for federal income tax purposes pursuant to sections 103 and 141 through 150 of the Internal Revenue Code of 1986, as amended (the "Code"), and all applicable temporary, proposed, and final regulations (the "Regulations") and procedures promulgated thereunder and applicable to the Note. For this purpose, the City covenants that it will monitor and control the receipt, investment, expenditure, and use of all gross proceeds of the Note (including all property, the purchase and refurbishment of which is to be financed directly or indirectly with the proceeds of the Note) and take or omit to take such other and further actions as may be required by sections 103 and 141 through 150 of the Code and the Regulations to cause interest on the Note to be and remain excludable from the gross income, as defined in section 61 of the

Code, of the owners of the Note for federal income tax purposes. Without limiting the generality of the foregoing, the City shall comply with each of the following covenants:

(a) The City will use all of the proceeds of the Note to (a) provide funds to pay contractual obligations incurred or to be incurred (i) to finance the cost of waste water system renovations, street repairs and the purchase of heavy equipment and (ii) to pay the costs of issuing the Note. The City will not use any portion of the proceeds of the Note to pay the principal of or interest or redemption premium on, any other obligation of the City or a related person;

(b) The City will not directly or indirectly take any action or omit to take any action, which action or omission would cause the Note to constitute "private activity bonds" within the meaning of section 141(a) of the Code;

(c) Principal of and interest on the Note will be paid solely from ad valorem taxes, collected by the City, investment earnings on such collections, other legally available funds, and as available, proceeds of the Note;

(d) Based upon all facts and estimates now known or reasonably expected to be in existence on the date the Note is delivered, the City reasonably expects that the proceeds of the Note will not be used in a manner that would cause the Note or any portion thereof to be an "arbitrage bond" within the meaning of section 148 of the Code;

(e) At all times while the Note is outstanding, the City will identify and properly account for all amounts constituting gross proceeds of the Note in accordance with the Regulations. The City will monitor the yield on the investments of the proceeds of the Note and, to the extent required by the Code and the Regulations, will restrict the yield on such investments to a yield which is not materially higher than the yield on the Note. To the extent necessary to prevent the Note from constituting "arbitrage bonds," the City will make such payments as are necessary to cause the yield on all yield restricted nonpurpose investments allocable to the Note to be less than the yield that is materially higher than the yield on the Note;

(f) The City will not take any action or knowingly omit to take any action that, if taken or omitted, would cause the Note to be treated as "federally guaranteed" obligations for purposes of section 149(b) of the Code;

(g) The City represents that not more than fifty percent (50%) of the proceeds of the Note will be invested in nonpurpose investments (as defined in section 148(f)(b)(A) of the Code) having a substantially guaranteed yield for four years or more within the meaning of section 149(g)(3)(A)(ii) of the Code, and the City reasonably expects that at least eighty-five percent (85%) of the spendable proceeds of the Note will be used to carry out the governmental purpose of the Note within the three-year period beginning on the date of issue of the Note;

(h) The City will take all necessary steps to comply with the requirement that certain amounts earned by the City on the investment of the gross proceeds of the Note, if any, be rebated to the federal government. Specifically, the City will (i) maintain records

regarding the receipt, investment, and expenditure of the gross proceeds of the Note as may be required to calculate such excess arbitrage profits separately from records of amounts on deposit in the funds and accounts of the City allocable to other obligations of the City or moneys which do not represent gross proceeds of any obligations of the City and retain such records for at least six years after the day on which the last outstanding Note is discharged, (ii) account for all gross proceeds under a reasonable, consistently applied method of accounting, not employed as an artifice or device to avoid in whole or in part, the requirements of section 148 of the Code, including any specified method of accounting required by applicable Regulations to be used for all or a portion of any gross proceeds, (iii) calculate, at such times as are required by applicable Regulations, the amount of excess arbitrage profits, if any, earned from the investment of the gross proceeds of the Note, and (iv) timely pay, as required by applicable Regulations, all amounts required to be rebated to the federal government. In addition, the City will exercise reasonable diligence to assure that no errors are made in the calculations required by the preceding sentence and, if such an error is made, to discover and promptly correct such error within a reasonable amount of time thereafter, including payment to the federal government of any delinquent amounts owed to it, interest thereon and any penalty;

(i) The City will not directly or indirectly pay any amount otherwise payable to the federal government pursuant to the foregoing requirements to any person other than the federal government by entering into any investment arrangement with respect to the gross proceeds of the Note that might result in a reduction in the amount required to be paid to the federal government because such arrangement results in a smaller profit or a larger loss than would have resulted if such arrangement had been at arm's length and had the yield on the Note not been relevant to either party;

(j) The City will timely file or cause to be filed with the Secretary of the Treasury of the United States the information required by section 149(e) of the Code with respect to the Note on such form and in such place as the Secretary may prescribe;

(k) The City will not issue or use the Note as part of an "abusive arbitrage device" (as defined in Section 1.148-10(a) of the Regulations). Without limiting the foregoing, the Note is not and will not be a part of a transaction or series of transactions that attempts to circumvent the provisions of section 148 of the Code and the Regulations, by (i) enabling the City to exploit the difference between tax-exempt and taxable interest rates to gain a material financial advantage, or (ii) increasing the burden on the market for tax-exempt obligations;

(l) Proper officers of the City charged with the responsibility for issuing the Note is hereby directed to make, execute, and deliver certifications as to facts, estimates, or circumstances in existence as of the date of issuance of the Note and stating whether there are facts, estimates, or circumstances that would materially change the City's expectations. On or after the date of issuance of the Note, the City will take such actions as are necessary and appropriate to assure the continuous accuracy of the representations contained in such certificates; and

(m) The covenants and representations made or required by this Section are for the benefit of the holders of the Note and any subsequent holder of a Note and may be relied upon by the holders of the Note and any subsequent holder of a Note and bond counsel to the City.

In complying with the foregoing covenants, the City may rely upon an unqualified opinion issued to the City by Orrick, Herrington & Sutcliffe LLP or other nationally recognized bond counsel that any action by the City or reliance upon any interpretation of the Code or Regulations contained in such opinion will not cause interest on the Note to be includable in gross income for federal income tax purposes under existing law.

Notwithstanding any other provision of this Ordinance, the City's representations and obligations under the covenants and provisions of this Section 7.4 shall survive the defeasance and discharge of the Note for as long as such matters are relevant to the exclusion of interest on the Note from the gross income of the owners for federal income tax purposes.

Section 7.5. Qualified Tax-Exempt Obligations.

The City hereby designates the Note as "qualified tax-exempt obligations" as defined in section 265(b)(3) of the Code. With respect to such designation, the City represents the following: (a) that during the calendar year 2019, the City (including all entities which issue obligations on behalf of the City), has not designated nor will designate obligations, which when aggregated with the Note will result in more than $10,000,000 of "qualified tax-exempt obligations" being issued and (b) that the City has examined its financing needs for the calendar year 2019 and reasonably anticipates that the amount of notes, bonds, leases, loans, or other obligations, together with the Note and any other tax-exempt obligations heretofore issued by the City (plus those of all entities which issue obligations on behalf of the City) during the calendar year 2019 when the higher of the face amount or the issue price of each such tax-exempt obligation issued for the calendar year 2019 by the City is taken into account, will not exceed $10,000,000.

Section 7.6. Related Matters.

In order that the City shall satisfy in a timely manner all of its obligations under this Ordinance, the Mayor, City Secretary, and all other appropriate officers, agents, representatives, and employees of the City are hereby authorized and directed to take all other actions that are reasonably necessary to provide for the issuance and delivery of the Note, including, without limitation, executing and delivering on behalf of the City all certificates, consents, receipts, requests, notices, and other documents as may be reasonably necessary to satisfy the City's obligations under this Ordinance and to direct the transfer and application of funds of the City consistent with the provisions of this Ordinance.

ARTICLE VIII

MISCELLANEOUS

Section 8.1. Defeasance.

The City may defease the provisions of this Ordinance and discharge its obligations to the Registered Owners of any Note or all of the Notes to pay the principal of and interest thereon in any manner permitted by law, including by depositing with the Paying Agent/Registrar or with the Comptroller either:

(a) cash in an amount equal to the principal amount of such Note plus interest thereon to the date of maturity; or

(b) pursuant to an escrow or trust agreement, cash and/or (i) direct noncallable obligations of United States of America, including obligations that are unconditionally guaranteed by the United States of America; (ii) noncallable obligations of an agency or instrumentality of the United States, including obligations that are unconditionally guaranteed or insured by the agency or instrumentality and that, on the date the governing body of the issuer adopts or approves the proceedings authorizing the issuance of refunding bonds, are rated as to investment quality by a nationally recognized investment rating firm not less than AAA or its equivalent; or (iii) noncallable obligations of a state or an agency or a county, municipality, or other political subdivision of a state that have been refunded and that, on the date the governing body of the issuer adopts or approves the proceedings authorizing the issuance of refunding bonds, are rated as to investment quality by a nationally recognized investment rating firm not less than AAA or its equivalent, which, in the case of (i), (ii), or (iii), may be in book-entry form, and the principal of and interest on which will, when due or redeemable at the option of the holder, without further investment or reinvestment of either the principal amount thereof or the interest earnings thereon, provide money in an amount which, together with other moneys, if any, held in such escrow at the same time and available for such purpose, shall be sufficient to provide for the timely payment of the principal of and interest thereon to the date of maturity.

Upon such deposit, such Note shall no longer be regarded to be Outstanding or unpaid. Any surplus amounts not required to accomplish such defeasance shall be returned to the City.

Section 8.2. Legal Holidays.

In any case where the date interest accrues and becomes payable on the Note or principal of the Note matures or a Record Date shall be a Saturday, Sunday, legal holiday, or a day on which banking institutions in the State of Texas are authorized by law to close, then payment of interest or principal need not be made on such date, or the Record Date shall not occur on such date, but payment may be made or the Record Date shall occur on the next succeeding day which is not a Saturday, Sunday, legal holiday, or a day on which banking institutions in the State of Texas are authorized by law to close with the same force and effect as if (i) made on the date of

maturity and no interest shall accrue for the period from the date of maturity to the date of actual payment or (ii) the Record Date had occurred on the fifteenth day of that calendar month.

Section 8.3. Ordinance a Contract - Amendments.

This Ordinance shall constitute a contract with the Registered Owners from time to time, be binding on the City, and shall not be amended or repealed by the City so long as any Note remains Outstanding except as permitted in this Section. The City may, without the consent of or notice to any Registered Owners, from time to time and at any time, amend this Ordinance in any manner not detrimental to the interests of the Registered Owners, including the curing of any ambiguity, inconsistency, or formal defect or omission herein. In addition, the City may, with the consent of Registered Owners who own in the aggregate 51% of the principal amount of the Note then Outstanding, amend, add to, or rescind any of the provisions of this Ordinance; provided that, without the consent of all Registered Owners of Outstanding Notes, no such amendment, addition, or rescission shall (i) extend the time or times of payment of the principal of and interest on the Note, reduce the principal amount thereof or the rate of interest thereon, or in any other way modify the terms of payment of the principal of or interest on the Note, (ii) give any preference to any Note over any other Note, or (iii) reduce the aggregate principal amount of Note required to be held by Registered Owners for consent to any such amendment, addition, or rescission.

Section 8.4. No Recourse Against City Officials.

No recourse shall be had for the payment of principal of or interest on any Note or for any claim based thereon or on this Ordinance against any official of the City or any person executing any Note.

Section 8.5. Power to Revise Form of Documents.

Notwithstanding any other provision of this Ordinance, the Mayor or Mayor Pro Tem is hereby authorized to make or approve such revisions, additions, deletions, and variations to this Ordinance and in the form of the documents attached hereto as exhibits as, in the judgment of the Mayor, and in the opinion of Bond Counsel to the City, may be necessary or convenient to carry out or assist in carrying out the purposes of this Ordinance, or as may be required for approval of the Note by the Attorney General of Texas; provided, however, that any changes to such documents resulting in substantive amendments to the terms and conditions of the Note or such documents shall be subject to the prior approval of the City Council. If insurance is obtained on any of the Notes, the Notes shall bear, as appropriate and applicable, a legend concerning insurance as provided by the municipal bond insurance company issuing any such insurance.

Section 8.6. Severability.

If any Section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such Section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 8.7. Open Meeting.

It is hereby found, determined and declared that a sufficient written notice of the date, hour, place, and subject of the meeting of the City Council at which this Ordinance was adopted was posted at a place convenient and readily accessible at all times to the general public at the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered, and formally acted upon. The City Council further ratifies, approves, and confirms such written notice and the contents and posting thereof.

Section 8.8. Repealer.

All orders, resolutions, and ordinances, or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 8.9. Effective Date.

This Ordinance shall be in force and effect from and after its passage on the date shown below.

PASSED AND APPROVED this October 15, 2019.

_____
Mayor

_____
City Secretary

EXHIBIT A

PAYING AGENT/REGISTRAR AGREEMENT

See Tab 2

EXHIBIT B

FORM OF PURCHASE LETTER

See Tab 7

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM:10**

SUBJECT:	**PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION**
PROCEEDING:	Public Hearing; Resolution
SUBMITTED BY:	City Staff
EXHIBITS:	Citation letters & pictures

SUMMARY STATEMENT

Public hearing to determine whether buildings located at the following location:

LEGAL DESCRIPTION: ARBITRARY LOT FORTY-FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

310 N AVENUE H, LAMESA TX 79331
PARCEL ID: 3092

are vacant and dangerous and constitute a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa; and if such buildings are found to be so dilapidated, damaged or decayed as to be beyond repair, to consider passing resolution ordering the demolition of said buildings.

The following persons spoke:

_____ _____

_____ _____

_____ _____

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

CITY MANAGER'S MEMORANDUM

This property was found to have a dilapidated structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such Substandard Structure.

CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC

806.839.2633
katie@texascg.com

September 17, 2019

Rachel Rodriguez
446 SE 5th St
Premont, TX 78375

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

VIOLATION: Hazardous Buildings Ordinance #3.05. The building inspector has found that the building to be in violation of the provisions of this ordinance. Structure is vacant with severe sings of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of weather the building is a substandard structure under the provisions of Hazardous Buildings Ordinance #3.05. The hearing will take place on the **19th day of November, 2019 at 5:30pm at Lamesa City Hall, 601 S. 1st Street. Lamesa, Texas 79331.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises.

If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that they city may demolish or remove said building if the owner does not comply with such order.

If you have any questions please contact me.

Katie McClure
K. McClure
Code Administrator
katie@texascg.com
806.839.2633

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SEP 19 2019
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Rachel Rodriguez
446 SE 5th St
Premont, TX 78375

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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PO Box 792
Lubbock, TX 79408

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Premont, TX 78375

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CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC

806.839.2633
katie@texascg.com

September 17, 2019

Terry Dosher
3 Berrendo Meadows Cir
Roswell, NM 88201

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

VIOLATION: Hazardous Buildings Ordinance #3.05. The building inspector has found that the building to be in violation of the provisions of this ordinance. Structure is vacant with severe sings of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

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If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that they city may demolish or remove said building if the owner does not comply with such order.

If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

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- ☐ Adult Signature Restricted Delivery $

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SEP 18 2019

09/13/2019

Terry Dosher
3 Berrendo Meadows Cir
Roswell, NM 88201

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Terry Dosher
3 Berrendo Meadows Cir
Roswell, NM 88201

9590 9402 4921 9032 1326 59

2. Article Number (Transfer from service label)
7018 3090 0001 3767 3582

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

Dianna Dosher

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

SEP 25 2019 NM 88201

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

PS Form 3811, July 2015 PSN 7530-02-000-9053

CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

806.839.2633
katie@texascg.com

September 17, 2019

Carey Dosher
2323 County Rd 1008 Unit 5884
Muleshoe, TX 79347

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

VIOLATION: Hazardous Buildings Ordinance #3.05. The building inspector has found that the building to be in violation of the provisions of this ordinance. Structure is vacant with severe sings of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of weather the building is a substandard structure under the provisions of Hazardous Buildings Ordinance #3.05. The hearing will take place on the **19th day of November, 2019 at 5:30pm at Lamesa City Hall, 601 S. 1st Street, Lamesa, Texas 79331.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises.

If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that they city may demolish or remove said building if the owner does not comply with such order.

If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee $2.80
Extra Services & Fees (check box, add fee as appropriate)
- Return Receipt (hardcopy) $0.00
- Return Receipt (electronic) $0.00
- Certified Mail Restricted Delivery $0.00
- Adult Signature Required $0.00
- Adult Signature Restricted Delivery $

Postage $0.55
$6.35

Postmark
SEP 1 8 2019

7018 3090 0001 3767 3568

Carey Dosher
2323 County Rd 1008 Unit
5884
Muleshoe, TX 79347

PS Form 3800, April 2015 See Reverse for Instructions

CERTIFIED MAIL

Texas Communities Group, LLC
PO Box 792
Lubbock, TX 79408

9/18

7018 3090 0001 3767 3568
Carey Dosher
2323 County Rd 1008 Unit
5884
Muleshoe, TX 79347

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79347

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Refused
9.21.19

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RETURN TO SENDER
REFUSED
UNABLE TO FORWARD

... 9327020043172931

REF BC: 79408079292 *1875-00578-1

79408-0792
79347-829723

CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC
806.839.2633
katie@texascg.com

September 17, 2019

Melissa Wimer
406 County Road 341
Seminole, TX 79360

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

VIOLATION: Hazardous Buildings Ordinance #3.05. The building inspector has found that the building to be in violation of the provisions of this ordinance. Structure is vacant with severe sings of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of weather the building is a substandard structure under the provisions of Hazardous Buildings Ordinance #3.05. The hearing will take place on the **19th day of November, 2019 at 5:30pm at Lamesa City Hall, 601 S. 1st Street, Lamesa, Texas 79331**. You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises.

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If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

7018 3090 0001 3767 3650

U.S. Postal Service™
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Domestic Mail Only

For delivery information, visit our website at www.usps.com®

SEMINOLE, TX 79360 OFFICIAL USE

Certified Mail Fee $3.50
$ 62.80
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) $ 30.00
☐ Return Receipt (electronic) $ 30.00
☐ Certified Mail Restricted Delivery $ 40.00
☐ Adult Signature Required $ 40.00
☐ Adult Signature Restricted Delivery $
Postage $0.55
$0.55

0408 04
DOWNTOWN STATION
Postmark Here
SEP 18 2019
09/18/2019

Melissa Wimer
406 County Road 341
Seminole, TX 79360

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

CERTIFIED MAIL

Texas Communities Group, LLC
PO Box 792
Lubbock, TX 79408

7018 3090 0001 3767 3650

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Melissa Wimer
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UNITED STATES POSTAL SERVICE
RETURN TO SENDER

KEY RETURN ZIP COD

1st Notice 9-20-19
2nd Notice

NIXIE 750 DE 1 0018/09

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 79408079292 *2934-06991-

UTF
79360-6280 79408079292

CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC
806.839.2633
katie@texascg.com

September 17, 2019

Alfred Glen Dosher Jr.
7812 N Butler Dr
Hobbs, NM 88242

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

VIOLATION: Hazardous Buildings Ordinance #3.05. The building inspector has found that the building to be in violation of the provisions of this ordinance. Structure is vacant with severe sings of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

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If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

7018 3090 0001 3767 3643

U.S. Postal Service™
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HOBBS, NM 88242

OFFICIAL USE

Certified Mail Fee $3.50
$ $2.30
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) $ $0.00
☐ Return Receipt (electronic) $ $0.00
☐ Certified Mail Restricted Delivery $ $0.00
☐ Adult Signature Required $ $0.00
☐ Adult Signature Restricted Delivery $
Postage $0.75

Postmark Here
SEP 18 2019

Alfred Glen Dosher Jr.
7812 N Butler Dr
Hobbs, NM 88242

See reverse for instructions

CERTIFIED MAIL

Texas Communities Group, LLC
PO Box 792
Lubbock, TX 79408

7018 3090 0001 3767 3643

Alfred Glen Dosher Jr.
7812 N Butler Dr
Hobbs, NM 88242

1000

88242

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RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

BC: 79408079292 *1875-01257-

UNC
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88242-503212

CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, L.L.C.
806.839.2633
katie@texascg.com

September 17, 2019

Bobby Dosher
209 NE Avenue E
Seminole, TX 79360

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

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If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

7018 3090 0001 3767 3636

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SEMINOLE, TX 79360

OFFICIAL USE

Certified Mail Fee $3.50

$ $2.80

Extra Services & Fees (check box, add fee as appropriate)

- ☐ Return Receipt (hardcopy) $ $0.00
- ☐ Return Receipt (electronic) $ $0.00
- ☐ Certified Mail Restricted Delivery $ $0.00
- ☐ Adult Signature Required $ $0.00
- ☐ Adult Signature Restricted Delivery $

Postage $0.55

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Postmark Here

SEP 18 2019

09/18/2019

Bobby Dosher
209 NE Avenue E
Seminole, TX 79360

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

CERTIFIED MAIL

'exas Communities Group, LLC
PO Box 792
Lubbock, TX 79408

7018 3090 0001 3767 3636

Bobby Dosher

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UNITED STATES POSTAL SERVICE
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1st Notice 9-20-19

NIXIE 750 DE 1 0016/1

RETURN TO SENDER
UNCLAIMED
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UNC BC: 79408079292 *2382-00793-

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CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC

806.839.2633
katie@texascg.com

September 17, 2019

Jennifer Michelle Martin
328 E Baregrass Lane
Hobbs, NM 88242

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

VIOLATION: Hazardous Buildings Ordinance #3.05. The building inspector has found that the building to be in violation of the provisions of this ordinance. Structure is vacant with severe sings of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

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If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

7018 3090 0001 3767 3612

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HOBBS, NM 88242

OFFICIAL USE

Certified Mail Fee $3.50
$ $2.80
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) $ $0.00
☐ Return Receipt (electronic) $ $0.00
☐ Certified Mail Restricted Delivery $ $0.00
☐ Adult Signature Required $ $0.00
☐ Adult Signature Restricted Delivery $
Postage $0.55
$6.85

Postmark Here

SEP 1 2018

Jennifer Michelle Martin
328 E Baregrass Lane
Hobbs, NM 88242

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

CERTIFIED MAIL

cas Communities Group, LLC
PO Box 792
Lubbock, TX 79408

7018 3090 0001 3767 3612

Jennifer Michelle Martin
328 E Baregrass Lane
Hobbs, NM 88242

UNITED STATES POSTAL SERVICE

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CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC
806.839.2633
katie@texascg.com

September 17, 2019

Heather Valerio
5301 Melissa Rd
Canyon, TX 79015

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

LEGAL DESCRIPTION: ARBITRARY LOT FOURTY FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

PARCEL: 3092

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If you have any questions please contact me.

Katie McClure
Code Administrator
katie@texascg.com
806.839.2633

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CANYON, TX 79015

OFFICIAL USE

Certified Mail Fee $3.50
Extra Services & Fees (check box, add fee as appropriate)
- Return Receipt (hardcopy) $
- Return Receipt (electronic) $
- Certified Mail Restricted Delivery $
- Adult Signature Required $
- Adult Signature Restricted Delivery $

Postage $0.55

Postmark Here
SEP 18 2019

7018 3090 0001 3767 3599

Heather Valerio
5301 Melissa Rd
Canyon, TX 79015

PS Form 3800, April 2015 PSN 7530-02-000-0047 See Reverse for Instructions

CERTIFIED MAIL

Texas Communities Group, LLC
PO Box 792
Lubbock, TX 79408

7018 3090 0001 3767 3599

Heather Valerio
5301 Melissa Rd
Canyon, TX 79015

1000

79015

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SEP 12 2019

1st NOTICE

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RETURN TO SENDER
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UNABLE TO FORWARD

UNC BC: 79408079792 *1873-00645-18

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7901586076 R006

CITY OF LAMESA
601 S. 1ST STREET
LAMESA, TX 79331
806.872.2124

Texas Communities Group, LLC
806.839.2633
katie@texascg.com

September 17, 2019

Kevin Dosher
7918 River Rd
Amarillo, TX 79108

RE: Notice of Public Hearing

This notice is to inform you that the following property was found to be in violation of the city's substandard structure ordinance outlined in the Local Government Code, Title 7, Subtitle A, Chapter 214, for dangerous structures and has been set for a hearing.

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PARCEL: 3092

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If you have any questions please contact me.

Katie McClure
K. McClure
Code Administrator
katie@texascg.com
806.839.2633

7018 3090 0001 3767 3605

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com

AMARILLO, TX 79108

OFFICIAL USE

Certified Mail Fee $2.50

Extra Services & Fees (check box, add fee as appropriate) $2.80
- ☐ Return Receipt (hardcopy) $
- ☐ Return Receipt (electronic) $ $0.00
- ☐ Certified Mail Restricted Delivery $ $0.00
- ☐ Adult Signature Required $ $1.00
- ☐ Adult Signature Restricted Delivery $ $0.00

Postage $0.55

$5.85

DOWNTOWN STATION
SEP 18 2019
Postmark Here

Kevin Dosher
7918 River Rd
Amarillo, TX 79108

PS Form 3800, April 2016 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Kevin Dosher
7918 River Rd
Amarillo, TX 79108

9590 9402 4921 9032 1326 35

2. Article Number (Transfer from service label)
7018 3090 0001 3767 3605

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Roberto Marquez as per 3849 agent

B. Received by (Printed Name)
Roberto Marquez 9-26-19 831 Rm

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

STRUCTURAL STANDARDS REPORT

SITUS: 310 N AVENUE H, LAMESA, TX 79331
LEGAL: 45 X 40 OUT OF NE/CORNER OF LOT 2 CECIL KEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

INSPECTOR: Ismael Gonzales
DATE INSPECTED: 8/16/2018
VIOLATION: HAZARDOUS BUILDING #3.05

VACANT STRUCTURES AND LAND: All vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health and safety.

Comments: STRUCTURE IS VACANT, SERVE SIGNS OF DETERIORATION AND LACK OF UPKEEP TO STRUCTURE. OVERALL CONDITIONS ARE CAUSING AND ADVERSE AFFECT TO THE PUBLIC HEALTH AND SAFETY.

OVERHANG EXTENSIONS: All overhang extensions including, but not limited to canopies, marquees, signs, metal awnings, fire escapes, standpipes, and exhaust ducts shall be maintained in good repair and be properly anchored so as to be kept in sound condition. When required, all exposed surfaces of metal or wood shall be protected for the elements and against decay or rust by periodic application of weather-coating materials, such as paint of similar surface treatment.

Comments: PORCH, OVERHANGS AND EAVES ARE SEVERELY WATER DAMAGED DUE TO THE LACK OF PAINT AND MAINTENANCE.

ROOFS AND DRAINAGE: The roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. Roof drains, gutters and downspouts shall be maintained in good repair and free from obstruction. Roof water shall not be discharged in a matter that creates a public nuisance.

Comments: SEVERE ROOF DAMAGE, ROTTING WOOD DECKING AND RAFTERS.

WINDOWS, SKYLIGHT & DOORS FRAMES: Every window, skylight, door and frame shall be kept in sound condition, good repair and weather tight.
Comments: WINDOWS ARE BROKEN OUT; THE MAJORITY OF THE WINDOWS ARE LACKING WINDOW SCREENS NEEDED TO PREVENT INSECTS FOR

ACCESSING THE STRUCTURE. SIGNS OF WOOD ROT ON ALL THE WINDOWS OF THE STRUCTURE.

GENERAL: The interior of a structure and equipment therein shall be maintained in good repair, structurally sound and in a sanitary condition. Occupants shall keep that part of the structure which they occupy or control in a clean and sanitary condition. Every owner of a structure containing a rooming house, shall maintain, in a clean and sanitary condition, the shared or public areas of the structure and exterior property.

Comments: THE OVERALL CONDITIONS OF THE STRUCTURES ON THE PROPERTY ARE SEVERE.

INTERIOR SURFACES: All interior surfaces, including windows and doors, shall be maintained in good, clean and sanitary condition. Peeling, chipping, flaking, or abraded paint shall be repaired, removed, or covered. Cracked or loose plaster, decayed wood, and other defective surface conditions shall be corrected.

Comments:

ACCUMULATION OF RUBBISH AND GARBAGE: All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage.

Comments:

RODENT HARBORAGE: All Structures and exterior property shall be kept free from rodent harborage and infestation. Where rodent are found, they shall be promptly exterminated by approved processes which will not be injurious to human health. After extermination, proper precautions shall be taken to eliminate rodent harborage and re-infestation.

Comments: POSSIBLE RODENT HARBORAGE

FAILURE TO OBEY NOTICE. NO PERSON SHALL OCCUPY ANY BUILDING WHICH HAS BEEN POSTED AS SPECIFIED IN THIS CHAPTER. NO PERSON SHALL REMOVE OR DEFACE ANY SUCH NOTICE SO POSTED UNTIL THE STRUCTURE MEETS REQUIRED STANDARDS OF THE ORDINANCE.

NOTES: THE OVERALL CONDITIONS OF THE STRUCTURE ON THE SAID PROPERTY ARE SEVERE. THE STRUCTURE ITSELF IS IN NEED OF EXTENSIVE REPAIRS, BOTH ON THE INTERIOR AND EXTERIOR AREAS. WITH THE STRUCTURE BEING OPEN AND ACCESSIBLE TO PUBLIC, THIS INVITES VANDALISM AND DAMAGE TO THE OVERALL STRUCTURE. THESE CONDITIONS ARE CONSIDERED TO BE LIFE AND SAFETY HAZARDS TO THE SURROUNDING NEIGHBORHOOD. YOUR RESPONSE TO THE NOTIFICATION AND TO THE CONDITIONS THAT EXIST ON THE PROPERTY UNDER YOUR CONTROL WOULD BE GREATLY APPRECIATED BY BOTH.

STRUCTURAL STANDARDS REPORT

PARCEL: 3092	DATE: 11/5/2018	
LEGAL: 45 X 40 OUT OF NE/CORNER OF LOT 2 CECIL KEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS		
SITUS: 310 N AVENUE H, LAMESA, TX 79331		
TAXES DUE: $52.04	TITLEWORK DATE: 8/16/2018	ATTACHED Y/N: YES

OWNER/LIENHOLDER	OWNER/LIENHOLDER	OWNER/LIENHOLDER
Rachel Rodriguez 402 E Alston St Hobbs, NM 88240	TERRY DOSHER 3 BERRENDO MEADOWS CIR ROSWELL NM 88201-3434	CARY DOSHER 2323 COUNTY ROAD 1008 UNIT 58884 MULESHOE TX 79347-6297
MELISSA WIMER 406 COUNTY ROAD 341 SEMINOLE, TX 79360	ALFRED GLEN DOSHER JR 7812 N BUTLER DR HOBBS, NM 88242	BOBBY DOSHER 209 NE AVENUE E SEMINOLE, TX 79360
JENNIFER MICHELE MARTIN HEIR OF GARY DOSHER 5301 MELISSA RD CANYON, TX 79015	KEVIN DOSHER HEIR OF GARY DOSHER 7918 RIVER RD AMARILLO, TX 79108	HEATHER VALERIO HEIR OF GARY DOSHER 2438 NW 11TH AVE AMARILLO, TX 79106

ORDINANCE REFERENCE	VIOLATION	NOTES
3.05	SUBSTANDARD STRUCTURE	DILAPIDATED STRUCTURE
		SEE ATTACHED PICTURES

PERDUE BRANDON
FIELDER COLLINS & MOTT LLP
ATTORNEYS AT LAW

Property: _____ County: Dawson

TITLE RUN SHEET

Atty. No. _____ Acct. Name Rachel Rodriguez

Lot: _____ Block: _____ Addition: Cecil Key

Acres: _____ Survey: _____ Section: _____ Abstract: _____

Geo Code: 3092 45x40 o/o NE/Corner Lt 2 Date Completed: 8/16/18 mg

Grantor	Grantee	Instrument	Volume	Page	Date
W.O. Robinson	Amador &				2-16-79
et al	Aurelia Caudillo	WD	333	76	3-20-79
Remarks: N 40 x 45 o/o E/2 Lt 2					
	Rachel C. Rodriguez				6-8-07
elm	Glen Dosher	WD	584	911	6-8-07
Remarks: Lt 2 N 40' x 45 E/2 COPY					
Remarks: No Probate					
Remarks:					
Remarks:					
Remarks:					
Remarks:					

Rachel C. Rodriguez + Glen Dosher → DOD 3/27/10
402 E Alston St
Hobbs, NM 88240

Liens Checked: ✓

General Warranty Deed

Date: June 8, 2007

Grantor: AMADOR CAUDILLO and AURELIA CAUDILLO, husband and wife

Grantor's Mailing Address:

AMADOR CAUDILLO and AURELIA CAUDILLO
HCR 4, Box 317-B
Seminole, Texas 79360
Gaines County

Grantee: RACHEL C. RODRIGUEZ, a single person; and GLEN DOSHER, a single person

Grantee's Mailing Address:

RACHEL C. RODRIGUEZ
402 East Alston
Hobbs, New Mexico 88240
Lea County

GLEN DOSHER
402 East Alston
Hobbs, New Mexico 88240
Lea County

Consideration:

TEN AND NO/100 DOLLARS ($10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

Property (including any improvements):

The North Forty Feet (N. 40') by Forty Five Feet (45') out of the East one half (E/2) of Lot Two (2), of the CECIL KEY ADDITION to the town of Lamesa, Dawson County, Texas, and being described by metes and bounds in a deed of trust recorded in Volume 44, Page 107 of the Deed of Trust Records of Dawson County, Texas

Reservations from Conveyance: None

Exceptions to Conveyance and Warranty: None

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty, grants, sells, and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any way belonging, to have

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM:11**

SUBJECT: **NUISANCE PROPERTY REMOVAL OR DEMOLITION**
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Code of Ordinance, Sec. 3.05.006

SUMMARY STATEMENT

Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure.

LEGAL DESCRIPTION: ARBITRARY LOT FORTY-FIVE (45) X FOURTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

310 N AVENUE H, LAMESA TX 79331
PARCEL ID: 3092

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. 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 ORDERING THE REMOVAL OR DEMOLITION OF A SUBSTANDARD STRUCTURE LOCATED AT 310 NORTH AVENUE H STREET IN THE CITY OF LAMESA.

On this the 19th day of November, 2019, there came on and was held at the regular meeting place, The City Hall in 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 (Govt. Code, Chapter 551) and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas, has adopted a Substandard Structure Ordinance establishing procedures and policies requiring the repair, demolition or removal of certain structures, which have been deemed to be a public nuisance; and

WHEREAS, the Building Inspector of the City of Lamesa, has found that the structure(s) located on the premises hereinafter described constitutes a substandard building or structure and is a public nuisance within the terms of said ordinance;

WHEREAS, the property owners have been duly notified of the Building Inspector's findings, and given the opportunity to remedy such conditions; and

WHEREAS, the Building Inspector has been unable to secure voluntary compliance with the ordinance; and

WHEREAS, a hearing has been held on this date pursuant to such ordinance, at which the City Council has determined that all notices and citations have been served on the owner of the following described property and that the building or structures located on the following described property is a substandard building or structure under the terms of the Substandard Structures Ordinance and constitutes a public nuisance as defined in said ordinance; and

WHEREAS, after hearing, the City Council has determined that said building or structures should be removed or demolished by the owner within a reasonable specified time.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS:

I.

That the structure located on the following described property located at 310 North Avenue H Street is hereby declared a Substandard Structure as defined in the

Substandard Structure Ordinance of the City of Lamesa, Texas and as such is declared to be a public nuisance and unlawful, to-wit:

LEGAL DESCRIPTION: ARBITRARY LOT FORTY-FIVE (45) X FORTY (40) OUT OF NE/CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY IN LAMESA, DAWSON COUNTY, TEXAS

310 N AVENUE H, LAMESA, TX 79331
PARCEL ID: 3092

and such nuisance shall be abated by removal or demolition as provided herein or by any other procedure provided by law, for the following reasons:

(1) The structure located upon the premises has windows or doors open to outdoor space and not protected against the entry of vermin, disease vectors or vandals;

(2) The structure is uninhabitable, untenable and unsightly due to deterioration caused by neglect or the elements; and

(3) The structure and property has an accumulation or rubbish, trash and weeds, which is likely to become a fire hazard and endanger the public or property of others.

II.

That the abatement by removal or demolition as provided herein shall be caused by the owners of such property not later than thirty (30) days from the date of this resolution.

III.

That failure to comply with this order will authorize all proceedings specified in the Substandard Buildings Ordinance necessary for the City to cause the removal or demolition of said structure with such expense to be assessed against such property and secured by a lien against such premises for all expenses incurred by the City in connection with the removal or demolition of such buildings or structures.

IV.

That a copy or resolution be served on the owners of such property in the manner and form provided in the Substandard Structure Ordinance.

V.

That this resolution shall take effect immediately.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 19th day of November, 2019, 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

PARCEL:	3092	§	CITY OF LAMESA
		§	DAWSON COUNTY
		§	TEXAS

ORDER TO REPAIR, REMOVE, or DEMOLISH

On this the 19th day of November, 2019, the City of Lamesa, by and through, the members of its Council, during a regularly scheduled meeting of the Council; of which Notice was given to all Owners/Lienholders of the following property as required by, Article 3.05 and posted on the property and at City Hall.

Parcel: 3092

Known as: ARBITRARY LOT 45 x 40 OUT OF NORTHEAST CORNER OF LOT TWO (2) CECIL KEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS.

Located at: 310 N AVENUE H, LAMESA TX 79331

All known Owners/Lienholders of the above listed property have been notified, as required, of the Structural Standards Report on this property.

Should the Owners/Lienholders fail to remedy the violations on or before 30 days from the date of this Order; the City Council hereby orders the demolition and removal of the structure and/or debris located on the above property at the owner's expense.

Further, the Council Orders that Demolition and Removal will not begin until at least 30 days from the date of this Order to allow the property owner(s) to Appeal this Order within (30) days to the City of Lamesa, by letter, within (30) days from the date of this Order.

Should the property owner(s) fail to appeal, the City will commence the Demolition and Removal of the property/debris at that time and no earlier.

Signed and approved this the _____ day of _____, 2019.

_____
Mayor,

ATTEST: _____
City Secretary

This instrument was acknowledged before me on the _____ day of _____, 2019, by _____on behalf of the City of Lamesa in its capacity therein stated.

_____
Notary Public, State of Texas

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 12**

SUBJECT: **CONSIDER/DISCUSS/APPROVE THE RECOMMENDED AWARD OF TXCDBG #7218280 CONSTRUCTION CONTRACT TO LOW BIDDER, TEJAS PARTNERS CONSTRUCTION:**

PROCEEDING: Action
SUBMITTED BY: City Staff

SUMMARY STATEMENT

City Council to consider/discuss/approve the recommended Award of TxCDBG #7218280 Construction Contract to low bidder, Tejas Partners Construction, for the base bid and add alternates 1 and 2 in amount of $214,276.50. The amount of $208,940.00 will be paid with TDA Grant Funds. The remaining $5,336.50 will be contributed with funds by the City of Lamesa. (City Manager)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve the recommended Award of TxCDBG #7218280 Construction Contract to low bidder, Tejas Partners Construction, for the base bid and add alternates 1 and 2 in amount of $214,276.50. The amount of $208,940.00 will be paid with TDA Grant Funds. The remaining $5,336.50 will be contributed with funds by the City of Lamesa. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

PARKHILLSMITH&COOPER

PSC

CITY OF LAMESA WATER SYSTEM IMPROVEMENTS WATER LINE REPLACEMENTS TxCDBG No. 7218280

LAMESA, TEXAS

01.2790.17

October 15, 2019

5:00 PM

				TEJAS PARTNERS CONSTRUCTION 213 W. BROADWAY DENVER CITY, TEXAS 79323		RINK'S LEASE SERVICE, INC. 1707 FARM ROAD 300 LEVELLAND, TEXAS 79336		TEC EXCAVATION PO BOX 80455 MIDLAND, TEXAS 79708		UTILITY CONTRACTORS OF AMERICA 5805 CR 7700 LUBBOCK, TEXAS 79424	
	BASE BID										
Item No.	Description	Quantity	Unit	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Mobilization/Demobilization	1	LS	$6,599.00	$6,599.00	$6,000.00	$6,000.00	$10,000.00	$10,000.00	$10,142.75	$10,142.75
2	Traffic Control	1	LS	$1,000.00	$1,000.00	$5,000.00	$5,000.00	$15,000.00	$15,000.00	$6,000.00	$6,000.00
3	6" C900 PVC Water Line	1,660	LF	$35.00	$58,100.00	$28.00	$46,480.00	$60.00	$99,600.00	$46.00	$76,360.00
4	Heavy Polyethylene Warning Tape	1,660	LF	$0.50	$830.00	$0.50	$830.00	$0.25	$415.00	$2.00	$3,320.00
5	6" x 4" Tapping Sleeve with 4" Gate Valve & Box	2	EA	$2,200.00	$4,400.00	$2,200.00	$4,400.00	$3,500.00	$7,000.00	$3,500.00	$7,000.00
6	12" X 6" Tapping Sleeve with 6" Gate Valve & Box	1	EA	$2,800.00	$2,800.00	$3,000.00	$3,000.00	$4,300.00	$4,300.00	$6,500.00	$6,500.00
7	6" 90 DI Bend	1	EA	$500.00	$500.00	$400.00	$400.00	$600.00	$600.00	$900.00	$900.00
8	4" 90 DI Bend	4	EA	$400.00	$1,600.00	$300.00	$1,200.00	$550.00	$2,200.00	$800.00	$3,200.00
9	6" DI Tee	2	EA	$700.00	$1,400.00	$500.00	$1,000.00	$550.00	$1,100.00	$950.00	$1,900.00
10	2" DI Tee	3	EA	$350.00	$1,050.00	$250.00	$750.00	$520.00	$1,560.00	$850.00	$2,550.00
11	6" x 4" DI Tee	3	EA	$600.00	$1,800.00	$500.00	$1,500.00	$670.00	$2,010.00	$900.00	$2,700.00
12	6" x 4" DI Reducer	1	EA	$250.00	$250.00	$350.00	$350.00	$540.00	$540.00	$600.00	$600.00
13	4" x 2" DI Reducer	3	EA	$250.00	$750.00	$300.00	$900.00	$540.00	$1,620.00	$575.00	$1,725.00
14	6" DI Plug	2	EA	$175.00	$350.00	$600.00	$1,200.00	$475.00	$950.00	$400.00	$800.00
15	4" DI Plug	4	EA	$150.00	$600.00	$600.00	$2,400.00	$460.00	$1,840.00	$350.00	$1,400.00
16	2" DI Plug	1	EA	$150.00	$150.00	$600.00	$600.00	$460.00	$460.00	$300.00	$300.00
17	2" Corporation Stop	3	EA	$400.00	$1,200.00	$1,000.00	$3,000.00	$460.00	$1,380.00	$850.00	$2,550.00
18	Service Connections	15	EA	$750.00	$11,250.00	$1,500.00	$22,500.00	$1,500.00	$22,500.00	$1,200.00	$18,000.00
19	Asphalt Pavement Repair	417	SY	$100.00	$41,700.00	$110.00	$45,870.00	$210.00	$87,570.00	$150.00	$62,550.00
20	Abandon Existing 4" Water Line	1	EA	$750.00	$750.00	$2,000.00	$2,000.00	$3,200.00	$3,200.00	$1,000.00	$1,000.00
21	Abandon Existing 6" Water Line	1	EA	$1,000.00	$1,000.00	$2,000.00	$2,000.00	$3,200.00	$3,200.00	$1,000.00	$1,000.00
22	TDA Project Sign	1	LS	$500.00	$500.00	$800.00	$800.00	$1,500.00	$1,500.00	$2,500.00	$2,500.00
	BASE BID TOTAL				**$138,579.00**		**$152,180.00**		**$268,545.00**		**$212,997.75**
	ADDITIVE ALTERNATE 1-WATERLINE A GATE VALVES										
A1-1	Inline 6" Gate Valve & Box	4	EA	$1,200.00	$4,800.00	$500.00	$2,000.00	$1,500.00	$6,000.00	$1,500.00	$6,000.00
	ADDITIVE ALTERNATE 1 TOTAL				**$4,800.00**		**$2,000.00**		**$6,000.00**		**$6,000.00**
	ADDITIVE ALTERNATE 2-WATERLINE B										
A2-1	Mobilization/Demobilization	1	LS	$2,500.00	$2,500.00	$2,500.00	$2,500.00	$1.00	$1.00	$3,986.50	$3,986.50
A2-2	Traffic Control	1	LS	$500.00	$500.00	$2,000.00	$2,000.00	$2,500.00	$2,500.00	$6,000.00	$6,000.00
A2-3	6" C900 PVC Water Line	660	LF	$35.00	$23,100.00	$28.00	$18,480.00	$60.00	$39,600.00	$46.00	$30,360.00
A2-4	Heavy Polyethylene Warning Tape	660	LF	$0.50	$330.00	$0.50	$330.00	$0.25	$165.00	$2.00	$1,320.00
A2-5	6" x 4" Tapping Sleeve with 4" Gate Valve & Box	1	EA	$2,200.00	$2,200.00	$2,200.00	$2,200.00	$3,500.00	$3,500.00	$3,500.00	$3,500.00
A2-6	8" x 6" Tapping Sleeve with 6" Gate Valve & Box	1	EA	$2,800.00	$2,800.00	$2,700.00	$2,700.00	$3,900.00	$3,900.00	$4,500.00	$4,500.00
A2-7	6" 90 DI Bend	1	EA	$500.00	$500.00	$400.00	$400.00	$600.00	$600.00	$900.00	$900.00
A2-8	6" DI Tee	1	EA	$700.00	$700.00	$500.00	$500.00	$550.00	$550.00	$950.00	$950.00
A2-9	6" x 4" DI Reducer	1	EA	$250.00	$250.00	$350.00	$350.00	$540.00	$540.00	$600.00	$600.00
A2-10	2" DI Plug	1	EA	$150.00	$150.00	$600.00	$600.00	$460.00	$460.00	$300.00	$300.00
A2-11	6" Gate Valve & Box	1	EA	$1,200.00	$1,200.00	$500.00	$500.00	$1,500.00	$1,500.00	$1,500.00	$1,500.00
A2-12	Service Connections	9	EA	$750.00	$6,750.00	$1,500.00	$13,500.00	$1,500.00	$13,500.00	$1,200.00	$10,800.00
A2-13	Asphalt Pavement Repair	120	SY	$100.00	$12,000.00	$110.00	$13,200.00	$210.00	$25,200.00	$150.00	$18,000.00
A2-14	Abandon Existing 2" Water Line	1	EA	$750.00	$750.00	$2,000.00	$2,000.00	$2,500.00	$2,500.00	$1,000.00	$1,000.00
	ADDITIVE ALTERNATE 2 TOTAL				**$53,730.00**		**$59,260.00**		**$94,516.00**		**$83,716.50**
	ADDITIVE ALTERNATE 3-WATERLINE C										
A3-1	Mobilization/Demobilization	1	LS	$817.50	$817.50	$500.00	$500.00	$1.00	$1.00	$1,410.00	$1,410.00
A3-2	Traffic Control	1	LS	$500.00	$500.00	$500.00	$500.00	$750.00	$750.00	$6,000.00	$6,000.00
A3-3	6" C900 PVC Water Line	300	LF	$35.00	$10,500.00	$28.00	$8,400.00	$60.00	$18,000.00	$46.00	$13,800.00
A3-4	Heavy Polyethylene Warning Tape	300	LF	$0.50	$150.00	$0.50	$150.00	$0.25	$75.00	$2.00	$600.00
A3-5	8" x 6" Tapping Sleeve with 6" Gate Valve & Box	1	EA	$2,800.00	$2,800.00	$2,700.00	$2,700.00	$3,900.00	$3,900.00	$4,500.00	$4,500.00
A3-6	6" Gate Valve & Box	1	EA	$1,200.00	$1,200.00	$500.00	$500.00	$1,500.00	$1,500.00	$1,500.00	$1,500.00
A3-7	Asphalt Pavement Repair	12	SY	$100.00	$1,200.00	$110.00	$1,320.00	$210.00	$2,520.00	$150.00	$1,800.00
	ADDITIVE ALTERNATE 3 TOTAL				**$17,167.50**		**$14,070.00**		**$26,746.00**		**$29,610.00**
	BASE BID+ADDITIVE ALTERNATES 1-3 TOTAL				**$214,276.50**		**$227,510.00**		**$395,807.00**		**$332,324.25**

TEJAS PARTNERS CONSTRUCTION., LLP

PROJECTS:

CITY OF DENVER CITY
OWNER: CITY OF DENVER CITY CONTACT STAN DAVID 806-592-5426
SCOPE: WATER SYSTEM IMPROVEMENTS, WATER STORAGE RSERVOIRS

CITY OF ANDREWS
OWNER: ANDREWS COUNTY CONTACT: TJ POHOREISKY 979-776-9700
SCOPE: UTILITY IMPROVEMENTS FOR ANDREWS COUNTY SHERIFFS OFFICE

CITY OF PYOTE
OWNER: CITY OF PYOTE CONTACT: WTC 432-523-2181
SCOPE: WATER SYSYEM UPGRADES 30,000 GROUND STORAGE TANK

CITY OF HAMLIN
OWNER: CITY OF HAMLIN CONTACT: OJD ENGINEERING 806-791-2300
WATER SYSTEM IMPROVEMENTS

TEJAS PARTNERS CONSTRUCTION CO., LLP

PROPSED SUPPLIERS

MORRISON SUPPLY COMPANY
141 EAST 42 STREET
LUBBOCK, TEXAS 79404 **(806) 765-6888**

BENMARK SUPPLY COMPANY INC
1101 S. GARFIELD
MIDLAND, TEXAS 79701 **(432) 682-6584**

PROPOSED SUBCONTRACTORS

RUBIOS PAVING LLC
4320 S COUNTY ROAD 1296
ODESSA, TEXAS 79765 **(432) 741-0018**

4. "Coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 – BASIS OF BID

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

Item No.	Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
BASE BID – WATERLINE A					
1.	Mobilization/Demobilization	LS	1	$ 7,000	$ 7,000
2.	Traffic Control	LS	1	$ 1,000	$ 1,000
3.	6" C900 PVC Water Line	LF	1,660	$ 35.00	$ 58,100
4.	Heavy Polyethylene Warning Tape	LF	1,660	$ .50	$ 830
5.	6" x 4" Tapping Sleeve with 4" Gate Valve & Box	EA	2	$ 2,200	$ 4,400
6.	12" X 6" Tapping Sleeve with 6" Gate Valve & Box	EA	1	$ 2,800	$ 2,800
7.	6" 90 DI Bend	EA	1	$ 500	$ 500
8.	4" 90 DI Bend	EA	4	$ 400	$ 1,600
9.	6" DI Tee	EA	2	$ 700	$ 1,400
10.	2" DI Tee	EA	3	$ 350	$ 1,050
11.	6" x 4" DI Tee	EA	3	$ 600	$ 1,800
12.	6" x 4" DI Reducer	EA	1	$ 250	$ 250
13.	4" x 2" DI Reducer	EA	3	$ 250	$ 750
14.	6" DI Plug	EA	2	$ 175	$ 350
15.	4" DI Plug	EA	4	$ 150	$ 600
16.	2" DI Plug	EA	1	$ 150	$ 150
17.	2" Corporation Stop	EA	3	$ 400	$ 1,200
18.	Service Connections	EA	15	$ 750	$ 11,250
19.	Asphalt Pavement Repair	SY	417	$ 100	$ 41,700
20.	Abandon Existing 4" Water Line	EA	1	$ 750	$ 750
21.	Abandon Existing 6" Water Line	EA	1	$ 1,000	$ 1,000
22.	TDA Project Sign	LS	1	$ 500	$ 500

TOTAL BASE BID One hundred thirty eight-thousand nine hundred eighty dollars	$ 138,980

Item No.	Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
ADDITIVE ALTERNATE 1 – WATERLINE A GATE VALVES					
A1-1.	Inline 6" Gate Valve & Box	EA	4	$ 1,200	$ 4,800

TOTAL ADDITIVE ALTERNATE 1 BID	$ 4,800

Item No.	Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
ADDITIVE ALTERNATE 2 – WATERLINE B					
A2-1.	Mobilization/Demobilization	LS	1	$ 2,500	$ 2,500
A2-2.	Traffic Control	LS	1	$ 500	$ 500
A2-3.	6" C900 PVC Water Line	LF	660	$ 35.00	$ 23,100
A2-4.	Heavy Polyethylene Warning Tape	LF	660	$ .50	$ 330
A2-5.	6" x 4" Tapping Sleeve with 4" Gate Valve & Box	EA	1	$ 2,200	$ 2,200
A2-6.	8" x 6" Tapping Sleeve with 6" Gate Valve & Box	EA	1	$ 2,800	$ 2,800
A2-7.	6" 90 DI Bend	EA	1	$ 500	$ 500
A2-8.	6" DI Tee	EA	1	$ 700	$ 700
A2-9.	6" x 4" DI Reducer	EA	1	$ 250	$ 250
A2-10.	2" DI Plug	EA	1	$ 150	$ 150
A2-11.	6" Gate Valve & Box	EA	1	$ 1,200	$ 1,200
A2-12.	Service Connections	EA	9	$ 750	$ 6,750
A2-13.	Asphalt Pavement Repair	SY	120	$ 100	$ 12,000
A2-14.	Abandon Existing 2" Water Line	EA	1	$ 750	$ 750

TOTAL ADDITIVE ALTERNATE 2 BID	$53,730

Item No.	Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
ADDITIVE ALTERNATE 3 – WATERLINE C					
A3-1.	Mobilization/Demobilization	LS	1	$ 2500	$ 2500
A3-2.	Traffic Control	LS	1	$ 500	$ 500
A3-3.	6" C900 PVC Water Line	LF	300	$ 35.00	$ 10,500
A3-4.	Heavy Polyethylene Warning Tape	LF	300	$ .50	$ 150
A3-5.	8" x 6" Tapping Sleeve with 6" Gate Valve & Box	EA	1	$ 2800	$ 2800
A3-6.	6" Gate Valve & Box	EA	1	$ 1200	$ 1,200
A3-7.	Asphalt Pavement Repair	SY	12	$ 100	$ 1,200

TOTAL ADDITIVE ALTERNATE 3 BID	$18,850

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

ARTICLE 6 – TIME OF COMPLETION

6.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 105.2 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.

6.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7 – ATTACHMENTS TO THIS BID

7.01 The following documents are submitted with and made a condition of this Bid:

A. Required Bid security; ✓

B. List of Proposed Subcontractors; ✓

C. List of Proposed Suppliers; ✓

D. List of Project References; ✓

Liberty Mutual.
SURETY

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:
(Name, legal status and address)
TEJAS PARTNERS CONSTRUCTION CO., LLP

SURETY:
(Name, legal status and principal place of business)
Liberty Mutual Insurance Company

Boston, MA 02116

OWNER:
(Name, legal status and address)
CITY OF LAMESA
601 SOUTH 1st SSTREET
LAMESA, TEXAS 79381

Mailing Address for Notices
Liberty Mutual Surety Claims
P.O. Box 34526
Seattle, WA 98124

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification. Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

BOND AMOUNT: FIVE PERCENT OF THE GREATEST AMOUNT BID----------

PROJECT:
(Name, location or address, and Project number, if any)
WATER SYSTEM IMPROVEMENTS

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 15th day of OCTOBER, 2019.

Janie Martz
(Witness)

TEJAS PARTNERS CONSTRUCTION CO., LLP
(Principal) *(Seal)*

Jim Bailey (Partner)
(Title)

Marla Hill
(Witness) MARLA HILL

Liberty Mutual Insurance Company
(Surety)

Howard Cowan
(Title) HOWARD COWAN, ATTORNEY-IN-FACT

LIBERTY MUTUAL INSURANCE COMPANY INCORPORATED 1912 MASSACHUSETTS

LMS-20296 02/13

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8197873**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Marla Hill, Howard Cowan

all of the city of Lubbock state of TX each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 1st day of November, 2018.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 1st day of November, 2018 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.
Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.
Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 15th day of OCTOBER, 2019.

By: Renee C. Llewellyn, Assistant Secretary

LMS-12873 LMIC OCIC WAIC Multi Co_062018

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 10/8/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Arthur J. Gallagher Risk Management Services, Inc.
14550 Torrey Chase Blvd
Suite 410
Spring TX 77014

CONTACT NAME: Janice Lawrence
PHONE (A/C, No, Ext): 281-320-2010 FAX (A/C, No): 281-320-0098
E-MAIL ADDRESS: janice_lawrence@ajg.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A : Texas Mutual Insurance Company	22945
INSURER B : Donegal Mutual Insurance Company	13692
INSURER C :	
INSURER D :	
INSURER E :	
INSURER F :	

INSURED
Tejas Partners Construction Co., LLP
PO Box 1818
Denver City TX 79323-1818

COVERAGES **CERTIFICATE NUMBER:** 434951474 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
B	X COMMERCIAL GENERAL LIABILITY			CPT9056867	5/2/2019	5/2/2020	EACH OCCURRENCE	$ 1,000,000
	CLAIMS-MADE X OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 300,000
							MED EXP (Any one person)	$ 15,000
							PERSONAL & ADV INJURY	$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	$ 2,000,000
	POLICY X PRO-JECT LOC						PRODUCTS - COMP/OP AGG	$ 2,000,000
	OTHER:							$
B	AUTOMOBILE LIABILITY			CA9056867	5/2/2019	5/2/2020	COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
	X ANY AUTO						BODILY INJURY (Per person)	$
	OWNED AUTOS ONLY / SCHEDULED AUTOS						BODILY INJURY (Per accident)	$
	HIRED AUTOS ONLY / NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	$
								$
B	X UMBRELLA LIAB X OCCUR			CXL9056867	5/2/2019	5/2/2020	EACH OCCURRENCE	$ 1,000,000
	EXCESS LIAB CLAIMS-MADE						AGGREGATE	$ 1,000,000
	DED RETENTION $							$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			0001237448	5/2/2019	5/2/2020	X PER STATUTE OTH-ER	
	ANYPROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y/N N (Mandatory in NH)	N/A					E.L. EACH ACCIDENT	$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	$ 1,000,000
B	Rented/Leased Equipment			CPT9056867	5/2/2019	5/2/2020	Per Item Total Limit	$260,000 $260,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

ADDITIONAL INSURED:
Certificate Holder is an Additional Insured as respects to the General Liability & Automobile policy, pursuant to the policy's terms, definitions, conditions and exclusions. Certificate Holder is included as Additional Insured on the General Liability & Automobile policy, as per endorsement #MSIG122, edition (0113) & MSIG104, edition (0113) and MSIG120, edition (0113)-Automobile.

WAIVER OF SUBROGATION:
Waiver of Subrogation applies to certificate holder, as respects to the General Liability & Automobile policy, pursuant to the policy's terms, definitions, conditions and exclusions. Waiver of Subrogation applies to certificate holder, as respects to the General Liability & Automobile policy, as per endorsement #MSIG122, See Attached...

CERTIFICATE HOLDER

CITY OF LAMESA
601 SOUTH 1ST STREET
LAMESA TX 79381

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
Brandy Duncan

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AGENCY CUSTOMER ID: _____

LOC #: _____

ADDITIONAL REMARKS SCHEDULE

AGENCY		NAMED INSURED
Arthur J. Gallagher Risk Management Services, Inc.		Tejas Partners Construction Co., LLP PO Box 1818 Denver City TX 79323-1818
POLICY NUMBER		
CARRIER	NAIC CODE	EFFECTIVE DATE:

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: 25 **FORM TITLE:** CERTIFICATE OF LIABILITY INSURANCE

edition (0113), MSIG120, edition (0113) and Workers' Compensation policy, as per endorsement #WC420304A, edition (01-00).

NOTICE OF CANCELLATION:
The Workers' Compensation, General Liability and Business Automobile policies include an endorsement providing that 30 days notice of cancellation or coverage change will be furnished to the certificate holder.

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PARKHILLSMITH&COOPER
PSC

4222 85th Street
Lubbock, Texas 79423
806.473.2200

ADDENDUM NO: 01

TO: ALL PLANHOLDERS

FROM: Kristi R. Laverty, PE

PROJECT NAME: City of Lamesa Water System Improvements Water Line Replacements TxCDBG No. 7218280

PROJECT NO.: 01.2790.17

DATE: September 25, 2019

Attention of all Prospective Proposers/Plan Holders is directed to the following modifications to the referenced Drawings and Project Manual. This Addendum becomes a part of the Contract Documents and modifies the original Contract Documents dated September 2019 as noted below:

This Addendum consists of 2 page(s).

I. CHANGES TO ADVERTISEMENT

1. BID OPENING DATE & TIME
   a. Sealed proposals addressed to the City of Lamesa will be received by the City Secretary at Lamesa City Hall, 601 South 1st Street, Lamesa, Texas 79381 until **Tuesday, October 15, 2019 at 5:00 p.m.** for the City of Lamesa Water System Improvements, Water Line Replacement TXCDBG No. 7218280 project. Proposals will be publicly opened and read aloud during the regular Lamesa City Council meeting beginning at 5:30 p.m. Any bid received after 5:00 p.m. will not be considered for contract award and will be returned unopened. Bids will be tabulated and presented to City of Lamesa for action at a later date.

II. CHANGES TO DIVISION 00 – PROCUREMENT AND CONTRACTING REQUIREMENTS:

1. NONE

III. CHANGES TO DIVISION 01 – GENERAL REQUIREMENTS:

1. NONE

IV. CHANGES TO DIVISIONS 02 THROUGH 40 (TECHNICAL SPECIFICATIONS):

1. NONE

V. CHANGES TO DRAWINGS:

1. NONE

VI. CLARIFICATIONS:

1. NONE

END OF ADDENDUM NO. 01

PARKHILL, SMITH & COOPER, INC.
STATE OF TEXAS
KRISTI RENEE LAVERTY
105058
LICENSED
PROFESSIONAL ENGINEER
F-560

09/25/19

Respectfully submitted,

PARKHILL, SMITH & COOPER, INC.

By: Kristi Laverty

Receipt of this addendum shall be acknowledged by the Bidder, below and on the bid Proposal. This entire addendum, or a copy thereof, shall be attached to the bid Proposal submitted.

ACKNOWLEDGED:

9/25/19

By: Jim Reely

SECTION 00 41 00 - BID FORM

ARTICLE 1 – BID RECIPIENT

1.01 This Bid is submitted to:

City of Lamesa
601 South 1st Street
Lamesa, Texas 79331

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER'S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER'S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, other related data identified in the Bidding Documents, and the following Addenda, receipt of which is hereby acknowledged:

Addendum No.	Addendum Date
No 1	9/25/19

B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and is satisfied as to all Laws and Regulations that may affect cost, progress, and performance of the Work.

D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site (except Underground Facilities), and (2) reports and drawings of Hazardous Environmental Conditions, if any, at the Site.

E. Bidder has considered the information known to Bidder; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and the Site-related reports and drawings, if any, identified in the Bidding Documents, with respect to the effect of such information,

observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including applying the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents; and (3) Bidder's safety precautions and programs.

F. Based on the information and observations referred to in Paragraph 3.01.E above, Bidder does not consider that further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price(s) bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.

G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.

H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.

I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;

B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;

C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and

D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:

1. "Corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;

2. "Fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;

3. "Collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and

E. Certification of Bidder; and

F. Required Bidder Qualification Statement with Supporting Data

ARTICLE 8 – DEFINED TERMS

8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

ARTICLE 9 – BID SUBMITTAL

9.01 This Bid is submitted by:

If Bidder is:

An Individual

Name (typed or printed): _____

By: _____
(Individual's signature)

Doing business as: _____

A Partnership

Partnership Name: Tejas Partners Construction

By: Jim Risley Charlie Espinoza
(Signature of general partner -- attach evidence of authority to sign)

Name (typed or printed): Jim Risley Charlie Espinoza

A Corporation

Corporation Name: _____ (SEAL)

State of Incorporation: _____
Type (General Business, Professional, Service, Limited Liability):_____

By: _____
(Signature -- attach evidence of authority to sign)

Name (typed or printed): _____

Title: _____
(CORPORATE SEAL)

Attest _____

Date of Qualification to do business in Texas is ____/____/____.

A Joint Venture

Name of Joint Venture: _____

First Joint Venturer Name: _____ (SEAL)

By: _____
(Signature of first joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): _____

Title: _____

Second Joint Venturer Name: _____(SEAL)

By: _____
(Signature of second joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): _____

Title: _____

(Each joint venturer must sign. The manner of signing for each individual, partnership, and corporation that is a party to the joint venture should be in the manner indicated above.)

Bidder's Business Address P.O. Box 1818 213 W. Broadway
Denver City, Texas 79323

Phone No. 806-592-4095 Fax No. 806-592-4097

E-mail tejaspartners@hotmail.com

SUBMITTED on October 15th, 2019.

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 13**

SUBJECT: **RESOLUTION APPROVING THE EXECUTION OF A FIRE SERVICE AGREEMENT WITH DAWSON COUNTY, TEXAS FOR THE FIRE PROTECTION SERVICES TO RESIDENTS OF THE UNINCORPORATED AREAS OF DAWSON COUNTY**

PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Resolution

SUMMARY STATEMENT

City Council to approve the execution of a Fire Service Agreement with Dawson County, Texas, for the Fire Protection Services to residents of the unincorporated areas of Dawson County for a period specified and authorizing the Mayor of the City of Lamesa to execute such Fire Service Agreement on behalf of the city.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to. approve a Resolution for the execution of a Fire Service Agreement with Dawson County, Texas, for the Fire Protection Services to residents of the unincorporated areas of Dawson County for a period specified and authorizing the Mayor of the City of Lamesa to execute such Fire Service Agreement on behalf of the city. 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, APPROVING THE EXECUTION OF A FIRE SERVICE AGREEMENT WITH DAWSON COUNTY, TEXAS, FOR THE FIRE PROTECTION SERVICES TO RESIDENTS OF THE UNINCORPORATED AREAS OF DAWSON COUNTY FOR A PERIOD SPECIFIED AND AUTHORIZING THE MAYOR OF THE CITY OF LAMESA TO EXECUTE SUCH FIRE SERVICE AGREEMENT ON BEHALF OF THE CITY.

On the 19th day of November, 2019, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council of the City of Lamesa deems it in the best interest of the City of Lamesa to enter into an agreement with Dawson County, Texas, to provide for fire protection services pursuant to the Interlocal Cooperation Act of the State of Texas.

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

That the City of Lamesa, Texas, enter into that COMMUNICATIONS AND JAIL SERVICE AGREEMENT with Dawson County, Texas, a copy of which is attached to this resolution; and

That the Mayor of the City of Lamesa be, and he is hereby, authorized to execute such FIRE SERVICES AGREEMENT on behalf of the City of Lamesa, and such FIRE SERVICES AGREEMENT, when executed by the Mayor of the City, shall be, in all respects, valid and binding upon the City of Lamesa in accordance with all of the provisions of such agreement.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted the 19th day of November, 2019, by a majority vote.

PASSED AND APPROVED the 19th day of November, 2019.

ATTEST	**APPROVED:**
_____	_____
Betty Conde City Secretary	Josh Stevens Mayor

THE STATE OF TEXAS }{ FIRE SERVICE CONTRACT

COUNTY OF DAWSON }{ KNOW ALL MEN BY THESE PRESENTS:

THAT THIS EVIDENCE IN WRITING of a contract this day entered into by and between the CITY OF LAMESA, a municipal corporation organized and existing under and by virtue of the laws of the State of Texas, hereinafter called "City" and the COUNTY OF DAWSON, a political subdivision of the State of Texas, hereinafter called "County,"

WITNESSETH:

The City and County, acting herein and through their respective governing bodies, agree as follows:

1.

It is the intent of the parties hereto to comply with the Acts of 1971, 62nd Texas Legislature, P. 1971, Ch 513, the Interlocal Cooperation Act, further defined as Art. 4413 [32c], Vernon's Texas Civil Statutes and Section 352.001 of the Local Government Code which provides that the City and County may contract with other local governments to provide services for the public health and welfare, which services include fire protection services.

2.

As used in this contract

(1) "Fire Department" shall be the paid fire department of the City of Lamesa, Texas.
(2) "Lamesa Volunteer Fire Department" shall be the chartered volunteer fire department acting as agents of the City of Lamesa, Texas.
(3) "Firefighting equipment and personnel" shall include such firefighting equipment owned and maintained by the City, its paid firefighters, and the members of the Lamesa Volunteer Fire Department.
(4) "County fire call" shall mean any response to a request for fire services to which the City dispatches any equipment or personnel to a place outside the city limits of the City and within any unincorporated area of the County under the terms and conditions of the contract.
(5) Any response that involves fire or rescue of individuals in an emergency situation.
(6) "Adequate training" shall mean such training obtained by paid firefighters of the Lamesa Fire Department to meet the certification standards required by the State of Texas for firefighting personnel; and that by obtaining and maintaining said certification any paid firefighter shall be deemed as having "adequate training" under the terms of this contract. This term shall also apply to members of the Lamesa Volunteer Fire Department.

3.

The City owns certain firefighting equipment and employs certain fire fighting personnel used to combat fires and perform rescues of entrapped victims, which it agrees to make available, dispatch and respond to fire and rescue emergencies occurring in those unincorporated portions of Dawson County, Texas not within the City Limits of the City of Lamesa, Texas (sometimes referred to herein as county calls) on the terms and conditions hereinafter set out.

4.

The term of this agreement shall be for one year, commencing October 1, 2019, and terminating at midnight on September 30, 2020; provided however, that agreement shall be automatically renewed for successive one year terms and for no more than two (2) additional terms unless and until either party terminates the agreement by giving thirty days written notice to the other party hereto.

5.

The County shall pay to the City as consideration for this contractual sum equal to twenty-five percent (25%) of the average amount expended and/or budgeted for operation of the Fire Department of the City of Lamesa for the current year and the two prior years, including all expenditures for personal services, supplies, building and equipment maintenance, sundry and miscellaneous services, and capital purchases necessary for the operation of the department, including the Lamesa Volunteer Fire Department. Said sum shall be paid in quarterly installments and shall be based upon an average of three years including: (1) the amount allocated in the City budget in effect on the date the installment is due; and (2) the estimated or revised amount for the immediate previous year; and (3) the actual or audited amount for two years previous. The first installment is due and payable on October 1, 2019, and a like installment shall be due and payable on each succeeding Jan 1, April 1, and July 1 until the agreement expires.

6.

In addition to the above consideration, the County shall pay to the Lamesa Volunteer Fire Department for each county fire call to which volunteers respond a sum of money to be calculated by the following formula:

> "Total mileage to the fire from the City's Fire Station on South Dallas Avenue in Lamesa, times total number of volunteer vehicles responding to the call, times the mileage fee paid by the County to its employees, times two. The consideration to be paid to the Lamesa Fire Department (mileage) shall be paid by Dawson County to the Lamesa Volunteer Fire Department volunteers quarterly.

6a.

In addition to the above consideration, the County may at the request of the City, City Manager, Fire Chief or Mayor, financially assist with any major equipment needs of the Fire Department. The specifications for said equipment shall be approved by the Fire Chief, Chief of the Volunteer Fire Department and the City Manager of the City. The City shall maintain all pieces of equipment owned and operated by the City of Lamesa.

7.

It is further provided that in addition to the above consideration, the County shall reimburse the City for any additional expenses required to provide effective fire and emergency response services to the County. Said expenses shall include any costs incurred by the City to effectively meet any Federal or State mandates or requirements related to providing fire services to sites in the County containing hazardous chemicals or substance as detailed in the SARA Title III regulations. Said consideration shall be paid to the City by County simultaneously with an in addition to the next quarterly payment following the incurring of said expense by the City.

8.

It is specifically provided, in accordance with Section 352.004 of the Local Government Code, that the acts of any person or persons while fighting fires, traveling to and from fires or in any manner furnishing fire protection the citizens of the County outside the City Limits of the City shall be considered as the acts of agents of the County in all respects, notwithstanding such person or persons may be regular employees or firemen or volunteer firemen of the City. It is further provided that the County agrees to maintain insurance that will cover such persons to the maximum liability limits under the so-called Texas Tort Claims Act as it now exists and as it may be amended from time to time. It is also further provided that should any person assert a claim, clause of action, or file any suit for damages to their person or property as the result of the acts or omissions of the City or its employees when performing their duties pursuant to this contract, then in such event, the County does hereby agree, at its own expense, to defend all such claims, causes of actions, or suits of any nature whatsoever, and to indemnify and hold the City harmless from any loss or expense as the result of any such claim or suit, for any loss due to negligence on the part of the City in failing to provide adequate training for the proper fulfillment of the firefighting task and not otherwise covered by the provisions of Section 352.004 of the Local Government Code.

9.

It is expressly understood and agreed by and between the parties hereto that the placement of the City's firefighting equipment and personnel and the

manner of fighting fires shall at all times be under the discretion and direction of the City Fire Chief or the Chief of the Volunteer Fire Services. It is specifically agreed that the firefighting equipment and personnel of the City shall give priority to calls within the city limits of the City of Lamesa, if at any time it is determined by the supervising officer of the City Fire Department, that an emergency condition exists within the city limits of the City, then any and all calls originating outside the city limits may be redirected by the acting command of the Fire Department. Provided, however, that the City is obliged to exercise good faith in providing fire protection services outside the city limits but within the County at all times. In connection with the determination of an emergency under this paragraph, the decision of the acting commander shall be final and shall not be subject to review by the governing bodies of the City or County. The equipment and personnel utilized by the City in performing its firefighting obligations under the terms and conditions set out herein shall stationed and maintained within the city limits of the City and at such places as may be designated by the City. It is further provided that the City is not obligated to maintain any stand by fire protection facilities at places within Dawson County other than specified herein.

10.

This contract does not confer any ownership rights to the County in the City's firefighting equipment and shall in no way entitle the County to a voice in the manner of financing, equipping, maintaining or operating the City's Fire Department.

12.

This contract contains the entire agreement. There are no other agreements, oral or written, and the terms of this contract can be amended only by written agreement signed and ratified by both parties.

EXECUTED on this the ___th day of November, 2019.

ATTEST

THE CITY OF LAMESA

By: _____

Betty Conde
City Secretary`

Josh Stevens
Mayor

ATTEST

DAWSON COUNTY, TEXAS

By: _____

Clare Christy
County Clerk

Foy O'Brien
County Judge

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 14**

SUBJECT: **RESOLUTION APPROVING THE EXECUTION OF A SOLID WASTE LANDFILL ACCESS AGREEMENT WITH DAWSON COUNTY**
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Resolution

SUMMARY STATEMENT

City Council to approve the execution of a Solid Waste Landfill Agreement with Dawson County, Texas, and authorizing the mayor of the City of Lamesa to execute such solid waste landfill access agreement on behalf of the city.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to. approve a Resolution for the execution of a Solid Waste Landfill Agreement with Dawson County, Texas, and authorizing the mayor of the City of Lamesa to execute such solid waste landfill access agreement on behalf of the city. 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, APPROVING THE EXECUTION OF A SOLID WASTE LANDFILL ACCESS AGREEMENT WITH DAWSON COUNTY, TEXAS, AND AUTHORIZING THE MAYOR OF THE CITY OF LAMESA TO EXECUTE SUCH SOLID WASTE LANDFILL ACCESS AGREEMENT ON BEHALF OF THE CITY.

On the 19th day of November, 2019, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council of the City of Lamesa deems it in the best interest of the City of Lamesa to enter into an agreement with Dawson County, Texas, to furnish SOLID WASTE LANDFILL ACCESS to the residents of the unincorporated areas of Dawson County pursuant to the Interlocal Cooperation Act of the State of Texas.

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

That the City of Lamesa, Texas, enter into that SOLID WASTE LANDFILL ACCESS AGREEMENT with Dawson County, Texas, a copy of which is attached to this resolution; and

That the Mayor of the City of Lamesa be, and he is hereby, authorized to execute such SOLID WASTE LANDFILL ACCESS AGREEMENT on behalf of the City of Lamesa, and such SOLID WASTE LANDFILL ACCESS AGREEMENT, when executed by the Mayor of the City, shall be, in all respects, valid and binding upon the City of Lamesa in accordance with all of the provisions of such agreement.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted the 19th day of November, 2019, by a majority vote.

PASSED AND APPROVED the 19th day of November, 2019.

ATTESTED:

_____

Betty Conde
City Secretary

APPROVED:

_____

Josh Stevens
Mayor

THE STATE OF TEXAS	}{	SOLID WASTE LANDFILL
COUNTY OF DAWSON	}{	ACCESS AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT THIS EVIDENCE IN WRITING of a contract this day entered into by and between the CITY OF LAMESA, a municipal corporation organized and existing under and by virtue of the laws of the State of Texas, hereinafter called City and the COUNTY OF DAWSON, a political subdivision of the State of Texas, hereinafter called County;

WITNESSETH:

The City and County, acting herein and through their respective governing bodies, agree as follows:

1.

It is the intent of the parties hereto to comply with the Interlocal Cooperation Act and Section 791 of the Government Code of the State of Texas, which provides that a local government may contract with other local governments to provide governmental functions and services, and such services, include waste disposal.

2.

As used in this contract:

(a) "Sanitation department" shall be the sanitation department of the City of Lamesa, Texas.

(b) "Solid waste landfill" shall be the state permitted Class I sanitary landfill owned and operated by the City of Lamesa, Texas.

(c) "County solid wastes" shall mean any solid wastes originating from a place outside the city limits of the City and within any unincorporated area of Dawson County, Texas under the terms and conditions of this contract.

(d) "Solid waste management ordinance" shall mean Chapter 71 of the Code of Ordinances of the City of Lamesa regulating the management of solid wastes within the city, including the disposal of wastes at the solid waste landfill.

(e) "Prohibited waste" shall mean material named by the Texas Commission on Environmental Quality, Texas Department of Health, the Federal Environmental Protection Agency or any other Federal, State, or local agency having jurisdiction which is prohibited to be placed in a permitted sanitary landfill as operated by the City.

(f) "Solid waste" shall mean any garbage, rubbish, refuse, sludge from a wastewater treatment plant, and any other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, municipal, commercial,

mining, and agricultural operations, and from community and institutional activities, but does not include:

(1) solid or dissolved material in domestic sewage, or solid or dissolved material in irrigation return flows, or industrial discharges subject to regulation by permit issued pursuant to Chapter 26 of the Water Code;

(2) soil, dirt, rock, sand, and other natural or man-made inert solid materials used to fill land if the object of the fill is to make the land suitable for the construction of surface improvements;

(3) waste materials, which result from activities associated with the exploration, development, or production of oil or gas and are subject to control by the Railroad Commission of Texas.

(g) "Special wastes" shall mean any solid waste or combination of solid wastes that because of its quantity, concentration, physical or chemical characteristics or biological properties require special handling and disposal to protect human health or the environment. If improperly handled, transported, stored, processed, or disposed of or otherwise managed, it may pose a present or potential danger to the human health or the environment. Special wastes include, but are not limited to:

(1) hazardous wastes from small generators that may be exempt from full controls under State solid waste regulations;

(2) Class I industrial nonhazardous waste not routinely collected with municipal solid waste;

(3) infectious and pathological wastes from health care facilities, veterinary hospitals, or laboratories;

(4) municipal wastewater treatment plant sludges that have not been treated by one of the processes prescribed in federal regulations under 40 CFR Part 257, Appendix II;

(5) septic tank pumpings;

(6) grease trap wastes;

(7) wastes from commercial or industrial wastewater treatment plants (except domestic sewage); air pollution control facilities; and tanks, drums, or containers used for shipping or storing any material that has not been listed as a commercial product in 40 CFR {261.33(e) or (f);

(8) slaughterhouse wastes;

(9) dead animals;

(10) drugs, contaminated foods, or drink products, other than those contained in normal household wastes;

(11) intact and unrinsed pesticide (insecticide, herbicide, fungicide, or rodenticide) containers; and

(12) discarded materials containing asbestos.

(h) "Private hauler" shall mean a person or business, other than the City of Lamesa, that engages in the collection and transportation of solid wastes within or without Dawson County.

(i) "Industrial wastes" shall mean all wastes so designated by Section 325.5 of the Municipal Solid Waste Regulations as adopted by the Texas Commission on Environmental Quality.

(j) "Interlocal cooperation act" shall mean the Interlocal Cooperation Act, Section 791 of the Local Government Code of the State of Texas.

(k) "County resident" or "resident," shall mean any person residing in the unincorporated portions of Dawson County, Texas.

3.

The City owns a Class I Sanitary Landfill permitted by the Texas Commission on Environmental Quality, such being a governmental function for which the City is legally authorized to perform. The City agrees to make available to residents of the unincorporated portions of Dawson County, Texas not within the City Limits of the City, access to said landfill for the disposal of county solid wastes on the terms and conditions hereinafter set out. This agreement is authorized under the provisions of Section 71.058(f) of the Code of Ordinance of the City of Lamesa.

4.

The term of this agreement shall be for one year, commencing October 1, 2019, and terminating at midnight on September, 31, 2020; provided however, this agreement shall be automatically renewed for successive one year terms and for no more than two (2) additional terms unless and until either party terminates the agreement by giving thirty days written notice to the other party hereto.

5.

The County shall, in accordance with the provisions of the Interlocal Cooperation Act, pay to the City out of current revenues available to the County, the yearly total sum of $65,340.00, with such sum being payable in advance at the rate of $ 5,445.00 per month. The first $ 5,445.00 payment is due and payable on October 1, 2019, and a like payment shall be due and payable on the first day of each succeeding month thereafter during the term of this agreement.

6.

In addition to the above consideration, the County shall reimburse the City for any additional expenses required to provide solid waste landfill services to the County. Said expenses shall include any costs incurred by the City to remediate any condition brought about as a consequence of the City providing such services to the County.

7.

It is further provided that should any person assert a claim, cause of action, or file any suit for damage to their person or property, caused by reason of the disposal of county waste in the City's sanitary landfill, then in such event, the County does hereby agree, at its own expense, to defend all such claims, causes of actions, or suits arising from such disposal of county waste, with counsel acceptable to the City, and if judgment be taken against the City as the result of such claims or suit, then the County does hereby agree to indemnify and hold the City harmless from all cost and expense in connection therewith.

8.

It is expressly understood and agreed by and between the parties hereto that the operation of the City's solid waste landfill, its equipment and personnel, the manner of operation and the volume, composition and character of the county solid wastes to be accepted at said landfill shall at all times be under the discretion and direction of the City. It is specifically agreed that if at any time it is determined by the city manager, director of public works or any designated employee of the Sanitation Department, that the acceptance of any county solid waste is detrimental to the interests of the city, then the disposal of said solid wastes may be refused. It is further provided that the City is not obligated to accept county solid wastes other than specified herein.

9.

It is provided that in respect to access to the solid waste landfill:

(a) County residents, subject to the terms of this agreement, may have the same rights of access to the landfill as city residents paying the monthly residential sanitation service fee. Such County residents may dispose of approved residential wastes at the landfill, at the rate of 2,000 pounds per month according to the City Code of Ordinances 71.058, at no charge, provided that they exhibit proof of residence in said county upon entering the landfill.

(b) That if the rules or access limits applicable to city residents changes or is further restricted in any way during the term of this agreement, then the same rules or access limits apply in all respects to county residents as well.

(c) As per City of Lamesa Code of Ordinances Chapter 71.031(i) "It shall be unlawful for any person to deposit or dispose of any solid wastes in a collection container if that person is not a current paying customer of the City's sanitation service." Therefore, any County resident who utilizes City collection containers other than those provided at

the City of Lamesa landfill, will be issued a citation and fined the appropriate amount set by the City Municipal Court.

10.

It is provided that the following restrictions on the disposal of county solid wastes shall apply in all respects to the terms of this agreement:

(a) The disposal of any and all county solid wastes in the solid waste landfill shall be at the discretion of the city and the city shall not be responsible for the acceptance of any wastes into said landfill for any reason whatsoever if the acceptance is not be deemed to be in the city's interest by the city manager, director of public works or any designated employee of the Sanitation Department; and if it is determined that said acceptance will cause problems in maintaining full and continuous compliance with city ordinances and any applicable federal or state statutes or regulations.

(b) All county solid wastes requiring special handling by federal, state, or local regulation, if accepted, shall be charged for on a basis of actual costs incurred by special handling. Said costs shall include all administrative, labor, equipment, engineering, and property costs associated with accepting said wastes.

(c) No petroleum product contaminated soils or associated materials shall be accepted under the provisions of this agreement which originate outside the city limits of the City of Lamesa except that such soils may be accepted under a separate agreement with the city manager at rates to be set by the city manager.

(d) No waste which may be designated as a prohibited waste by the Texas Commission on Environmental Quality, the Federal Environmental Protection Agency or any other Federal, State, or local agency having jurisdiction to declare certain materials as hazardous or injurious to man or the environment shall be accepted.

(e) No wastes which may be designated as special wastes by the Texas Commission on Environmental Quality and not allowed elsewhere herein shall be accepted.

(f) No industrial solid wastes originating outside of the city limits of the City of Lamesa shall be accepted; except by a special written contract approved by the city manager and accompanied by a fifty thousand dollar ($50,000.00) bond to ensure environmental compliance for the permitted and post closure life of the landfill for any Class I or II wastes accepted. Industrial solid wastes originating within the County may be accepted only under the following conditions:

(1) Class I industrial solid wastes are prohibited, except with prior written approval of the Texas Department of Health and/or Texas Resources Conservation Commission and a written contract approved by the city manager; provided the acceptance of such waste does not interfere with site operation and is accompanied by said bond to ensure environmental compliance for the permitted and post closure life of the landfill for any Class I wastes accepted.

(2) Class II industrial solid wastes, except special wastes, may be accepted only with the expressed approval of the city manager; provided the acceptance of such waste does not interfere with site operation and is accompanied by said bond to ensure environmental compliance for the permitted and post closure life of the landfill for any Class II wastes accepted.

(3) Class III industrial solid waste may be accepted only with the expressed approval of the director of public works, provided the acceptance of such waste does not interfere with the operation of the landfill.

(g) The following agricultural wastes shall not be accepted at or disposed of in the sanitary landfill:

(1) chemically delinted cotton seed; and

(2) pesticide (insecticide, herbicide, fungicide, or rodenticide) containers that have not been triple rinsed and punctured in accordance with state regulations; and

(3) cotton burrs; and

(4) any other agricultural chemical which may require special handling under state or federal laws or regulations.

11.

It is understood and agreed that should the City's sanitary landfill permit be jeopardized in any manner as a result of accepting county solid wastes, the City shall have the right to terminate this agreement upon immediate notice, either written or oral, to the County.

12.

This agreement does not confer any ownership rights to the County in the City's solid waste landfill or its equipment and shall in no way entitle the County to a voice in the manner of financing, equipping, maintaining or operating the City's solid waste landfill. It is further provided that the provisions of the Solid Waste Disposal Act and Section 361.001 of the Health and Safety Code of the State of Texas shall not apply to the terms of this agreement, to the provision of services by the City, or to the landfill facility owned and operated by said city.

13.

It is specifically understood that the terms of this agreement does not confer any responsibility or duties upon the city or any of its agents for the collection and transportation to said landfill of any county solid wastes as may be covered by this agreement or otherwise.

14.

It is specifically understood that this agreement does not provide for the disposal of county solid wastes by third party private haulers who may provide collection services within the jurisdiction of the county. Said disposal shall be covered by a separate contract between the City and said private hauler.

15.

It is further provided that:

(a) the acts of any person or persons disposing of county solid wastes shall be governed by the terms of Chapter 71 of the Code of Ordinances of the City or any subsequent solid waste management ordinance of the City; and

(b) that in accordance with the provisions of the Interlocal Cooperation Act, the City retains the authority to apply such rules, regulations, and ordinances to the provision of solid waste landfill services as may be covered in this agreement; and

(c) that the provisions of the Solid Waste Disposal Act, Chapter 361, Texas Health and Safety Code shall apply and the City of Lamesa shall exercise all authority granted under said statute in relation to county solid waste; and that when it appears that a violation of said statute, or any rule, regulation, permit, license, or other order of the Texas Department of Health granted in said statute occurs or is occurring within the jurisdiction or extraterritorial jurisdiction of the City of Lamesa; or is causing or will cause injury to or an adverse effect on the health, welfare or physical property of the city or its inhabitants; the terms of this agreement shall not in any way prohibit or restrict the City from causing a civil suit to be instituted in district court through its own attorney for the injunctive relief or civil penalties, or both, as authorized in said statue, against the person who committed, is committing, or is threatening to commit the violation.

16.

It is specifically understood that the County may not transfer or assign any interest in this agreement to a third party or contract with or allow any third party to use said solid waste landfill facilities as covered by the terms of this agreement.

17.

It is specifically understood that any dispute over technical or policy issues relating to the terms of this agreement, that may occur during the term of this agreement, shall be resolved by mutual consent of the city manager of the City and the county judge of the County. Any such resolution shall be committed to written form, distributed to the city council of the City and the commissioner's court of the County, and included as an attachment to this agreement. If an agreement cannot be reached, the issue shall be referred to the city council of the City for final resolution after notice is given to the commissioner's court of the County of a time and place for consideration of said matter.

18.

It is specifically understood that in the event that any section, subsection, sentence, clause or phrase of this agreement is, for any reason, held to be invalid, such holding shall not affect the validity of the remaining portions of this agreement.

19.

It is specifically understood that the City may terminate this agreement in the event the City chooses to close its landfill.

20.

The provisions of this agreement are to be cumulative and all other contracts, agreements, or parts of contracts or agreements, whether written or oral, governing or regulating the same subject matter as that covered herein are hereby expressly repealed.

21.

Either party shall have the right to terminate this agreement upon thirty (30) days written notices to the other party hereto.

22.

It is specifically understood that if the City for any cause, fails to dispose of solid waste as provided for in this agreement or fails to operate the facility as herein specified and is unable to resume performance at the end of thirty (30) consecutive days, the County, at its option and after sending written notice to the City, shall have no further liability for payment of the charges agreed to herein.

23.

This contract contains the entire agreement. There are no other agreements, oral or written, and the terms of this contract can be amended only by written agreement signed and ratified by both parties or as otherwise provided herein.

EXECUTED on this the 19th day of November, 2019.

ATTEST

THE CITY OF LAMESA

_____
Betty Conde, City Secretary

By: _____
Josh Stevens, Mayor

ATTEST

DAWSON COUNTY

_____
Clare Christy, County Clerk

By: _____
Foy O'Brien, County Judge

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 15**

SUBJECT: **RESOLUTION APPROVING THE EXECUTION OF A COMMUNICATIONS AND JAIL SERVICE AGREEMENT WITH DAWSON COUNTY**
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Resolution

SUMMARY STATEMENT

City Council to approve the execution of a Communications and Jail Service Agreement with Dawson County, Texas, and authorizing the mayor of the City of Lamesa to execute such communications and jail service agreement on behalf of the city.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to. approve a Resolution for the execution of a Communications and Jail Service Agreement with Dawson County, Texas, and authorizing the mayor of the City of Lamesa to execute such communications and jail service agreement on behalf of the city. 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, APPROVING THE EXECUTION OF A COMMUNICATIONS AND JAIL SERVICE AGREEMENT WITH DAWSON COUNTY, TEXAS, AND AUTHORIZING THE MAYOR OF THE CITY OF LAMESA TO EXECUTE SUCH COMMUNICATIONS AND JAIL SERVICE AGREEMENT ON BEHALF OF THE CITY.

On the 19th day of November, 2019, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council of the City of Lamesa deems it in the best interest of the City of Lamesa to enter into an agreement with Dawson County, Texas, to provide for communications and jail services pursuant to the Interlocal Cooperation Act of the State of Texas.

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

That the City of Lamesa, Texas, enter into that COMMUNICATIONS AND JAIL SERVICE AGREEMENT with Dawson County, Texas, a copy of which is attached to this resolution; and

That the Mayor of the City of Lamesa be, and he is hereby, authorized to execute such COMMUNICATIONS AND JAIL SERVICE AGREEMENT on behalf of the City of Lamesa, and such COMMUNICATIONS AND JAIL SERVICE AGREEMENT, when executed by the Mayor of the City, shall be, in all respects, valid and binding upon the City of Lamesa in accordance with all of the provisions of such agreement.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted the 19th day of November, 2019, by a majority vote.

PASSED AND APPROVED the 19th day of November, 2019.

ATTEST:	APPROVED:
_____	_____
Betty Conde City Secretary	Josh Stevens Mayor

THE STATE OF TEXAS }{ COMMUNICATIONS AND JAIL
COUNTY OF DAWSON }{ SERVICE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT THIS IS EVIDENCE IN WRITING of an agreement this day entered into by and between the CITY OF LAMESA, a municipal corporation organized and existing under and by virtue of the laws of the State of Texas, hereinafter called City and DAWSON COUNTY, a political subdivision of the State of Texas, hereinafter called County;

WITNESSETH:

WHEREAS, the County in cooperation with the City join together in this agreement to provide for the public safety of the residents of the City and County; and

WHEREAS, it is in the best interest of the public to avoid duplication of facilities, personnel, and equipment and generally improve coordination of law enforcement efforts in the community; and

WHEREAS, it is in the best interest of the public health and welfare of the people of the respective jurisdictions to have such services available in the community; and

WHEREAS, it is the intent of the parties hereto to comply with the provisions of the Interlocal Cooperation Act, further defined as Chapter 791 of the Local Government Code of the State of Texas which provides that the City and County may contract with other local governments to provide governmental functions and services, and such services include jail and communications services.

NOW THEREFORE, the City and County, acting herein through their respective governing bodies agree as follows:

1.

As used in this agreement:

(a) "Police department" shall be the police department of the City of Lamesa, Texas.

(b) "Chief of Police" shall the chief of police of the City of Lamesa.

(c) "Sheriff's office" shall be the sheriff's office of Dawson County, Texas.

(d) "Sheriff" shall be the sheriff of Dawson County, Texas.

(e) "Services" shall be jail services as provided by the County and communication services as provided by the City.

(f) "Prisoner" shall mean any person that has been arrested or taken into custody by an officer or person executing a warrant of arrest, or a person

(g) arrested without a warrant and shall include all prisoners legally required to be incarcerated in the County Jail as well as city prisoners as defined herein.

(h) "City Prisoner" shall mean a person that has been arrested or taken into custody by an officer or person executing a warrant of arrest, or a person arrested without a warrant for a Class "C" misdemeanor offense within the jurisdiction of the municipal court and not otherwise required to be incarcerated in the County Jail.

(i) "Interlocal cooperation act" shall mean the provisions of the Interlocal Cooperation Act, further defined as Chapter 791 of the Local Government Code of the State of Texas.

2.

The City agrees to furnish the following communications services to the Sheriff's Office

(a) a public safety answering point that:

(1) is operated continuously; and

(2) is assigned the responsibility to receive 9-1-1 calls, and as appropriate, to dispatch emergency response services directly to or to transfer or relay emergency 9-1-1 calls to other public safety agencies; and

(3) is the first point of reception by a public safety agency of a 9-1-1 call for a person seeking law enforcement, fire, medical rescue and other emergency services available in the county.

(b) police radio communications and dispatch services to the Dawson County Sheriff's Office, including access to inquiries to the Texas Law Enforcement Telecommunications Service (TLETS) computer database on a 24 hour a day basis.

(c) One additional dispatcher to assist with powershift on weeknights and weekends (1 FTE to be added in FY 2019/2020).

3.

In consideration of such services, the Sheriff and County agree that henceforth Sheriff will:

(a) house, support, maintain, and confine in the Dawson County jail all persons arrested by a city police officer and those charged by complaint with an offense within the jurisdiction of the municipal courts, and all

(b) persons committed to jail by a municipal judge, all of said persons being hereinafter called city prisoners, and

(c) provide the City with copies of prisoners records upon completion of book-in, to include a book-in card, property record form, medical exam form, Miranda rights form, and a mug-shot photograph; and

(d) provide a space to the municipal judge, or any other magistrate acting upon behalf of the municipal judge, a place for arraignment proceedings and other formal hearings as maybe required; and to make prisoners available to said judge or magistrate at said place for such arraignment or hearings as may be required by law.

4.

In addition to all prisoners legally required to be incarcerated in the County Jail; it is mutually agreed that upon presentation by a city police officer of a city prisoner and either a signed complaint sworn to before competent authority or a commitment or warrant signed by a municipal court judge, Sheriff will book the city prisoner in the Dawson County Jail and be responsible for the care and custody of the city prisoner and his property.

Sheriff further agrees:

(1) not release from custody a city prisoner who has been booked into the Dawson County Jail until said prisoner's discharge is lawfully ordered by the Judge of the Municipal Court or an appropriate magistrate; and

(2) to accept such bail bonds as may be authorized by the Judge of the Municipal Court or an appropriate magistrate and to transmit said bonds to the proper authority in a timely manner.

5.

City agrees to furnish all necessary medical treatment and hospitalization for all city prisoners whether they become injured or sick before or after being booked into the Dawson County Jail except for any medical attention required because of any act or omission on part of County. As to the city prisoners that are actually lodged in the Dawson County Jail, sheriff agrees that he will notify the Chief of Police and the Municipal Court Judge regarding summoning necessary medical help and transport with consent said prisoners to a hospital when necessary, without undue delay.

6.

The term of this agreement shall be for one year, commencing October 1, 2019, and terminating at midnight on September 30, 2020; unless either party terminates the agreement by giving thirty days written notice to the other party hereto.

The funding notwithstanding any provisions contained herein, this contract is expressly contingent upon the availability of funding for each item and obligation

contained herein for the term of the agreement and any extension thereto. In the event that either no funds or insufficient funds are appropriated under this contract for the period covered by such budget or appropriation the contract shall terminate without penalty to either party.

7.

City agrees to save and hold harmless Sheriff and County, and Sheriff's successors in office, from any claims for damages for which Sheriff or County may be held liable to a city prisoner because of the acts or omissions of any City employees. County agrees to save and hold City harmless from any claims for damages for which City may be held liable to any city prisoner because of the acts or omissions of any County employee.

8.

It is specifically understood that any dispute over technical or policy issues relating to the terms of this agreement that may occur during the term of this agreement, may be resolved by mutual consent of the city manager of the City and the Sheriff, County Judge, Mayor and Chief of Police. Any such resolution shall be committed to written form and distributed to the city council of the City and the commissioner's court of the County. If both the city and county governing bodies ratify said resolution, it shall be included as an attachment of this agreement.

9.

Notwithstanding any other provision herein regarding the term of this agreement, either party hereto shall have the right to terminate this agreement upon thirty days (30) written notice to the other party. In the event of such termination, neither party hereto shall have any further obligation hereunder.

10.

It is specifically understood that if either the County or City for any cause, fails to provide said services as provided for in this agreement and is unable to resume performance for a period of thirty days (30) consecutive days, the other party hereto, at its option and after sending written notice to the other party, may terminate this agreement and, shall have no further liability for payment of the charges or provisions of services agreed to herein.

11.

It is specifically understood that in the event that any section, subsection, sentence, clause or phrase of this agreement is, for any reason, held to be invalid, such holding shall not affect the validity of the remaining portions of this agreement.

12.

The provisions of this agreement are to be cumulative and all other contracts, agreements, or parts of contracts or agreements, whether written or oral, governing or regulating the same subject matter as that covered herein are hereby expressly repealed.

13.

This agreement contains the entire agreement of the parties. There are no other agreements, oral or written, and the terms of this agreement can be amended only by written signed and ratified by both parties or as otherwise provided herein.

EXECUTED on this the ____day of November 2019.

ATTEST:

_____

Shawna D. Burkhart
City Manager

THE CITY OF LAMESA, TEXAS

_____

Josh Stevens
Mayor

ATTEST:

_____

Clare Christy
County Clerk

THE COUNTY OF DAWSON

_____

Foy O'Brien
County Judge

_____

Matt Hogg
Sheriff

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 16**

SUBJECT: **AN ORDINANCE AMENDING CHAPTER 12 ENTITLED "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, TO ADD §12.03.054 ENTITLED "TEMPORARY REROUTING OF TRAFFIC DURING SCHOOL YEAR."**

PROCEEDING: Approval

SUBMITTED BY: City Staff

EXHIBITS: Ordinance, Second Reading

SUMMARY STATEMENT

City Council to consider an Ordinance on second reading, amending Chapter 12 "Traffic and Vehicles", of the Code of Ordinances of the City of Lamesa, Texas to add 12.03.054 entitled 054 "Temporary Rerouting of Traffic During School Year."

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider an Ordinance on second reading, amending Chapter 12 "Traffic and Vehicles", of the Code of Ordinances of the City of Lamesa, Texas to add 12.03.054 entitled 054 "Temporary Rerouting of Traffic During School 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.

Lamesa Independent School District

Every Student Every Day

Dear Council Members,

Lamesa ISD would like to request specific changes to the flow of traffic for specific roads during the morning from 7:30 to 9:00 and the afternoon from 3:00 to 4:30 only on official school days. The following is a description of the necessary adjustments requested.

- South Elementary
  - Block the stop sign at Skyline Dr. and South 8th.
- North Elementary
  - Block the south part of the intersection of Houston Ave. and North 14th street.
  - Block the south part of the intersection of North Ave. F and North 14th.
- Lamesa Middle School
  - Block the west side of the intersection of North 2nd Street and North Bryan Ave with a "Do Not Enter" flashing sign with the marked times posted at that intersection.
  - Require east bound flow of traffic to enter Middle School parking lot to return to west bound on North 2nd Street.
- Lamesa High School
  - Require traffic starting at North 14th street on Avenue F to be one way north bound and west bound on North Ave 15th.

Thank you for your consideration of this request.

Chris Riggins
Assistant Superintendent
Lamesa ISD

Chris Riggins,

Assistant Superintendent

PO Box 261, Lamesa, Tx. 79331

806-872-5461

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 12 ENTITLED "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, TO ADD §12.03.054 ENTITLED "TEMPORARY REROUTING OF TRAFFIC DURING SCHOOL YEAR."

On the 15th day of October, 2019, 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 (Texas 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 make certain revisions to Chapter 12 entitled "Traffic and Vehicles" of the Code of Ordinances of the City of Lamesa which revisions are in the best interest of the City of Lamesa.

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

SECTION 1. That Chapter 12 entitled "Traffic and Vehicles" of the Code of Ordinances of the City of Lamesa, Texas, be, and is hereby, amended by adding the following Section 12.03.054:

Sec. 12.03.054 Temporary Rerouting of Traffic During School Year

On the days when the Lamesa Public Schools are in session, the flow of traffic on the following streets shall be changed from 7:30 a.m. to 9:00 a.m. and from 3:00 p.m. to 4:30 p.m. as follows:

1. **South Elementary School:** Vehicles traveling South on Skyline Avenue shall not be allowed onto South 8th Street and vehicles traveling on South 8th Street shall not be allowed to turn North onto Skyline Avenue.

2. **North Elementary School:**

   (a) Vehicles traveling North on North Houston Avenue shall not be allowed onto North 14th Street and vehicles traveling on North 14th Street shall not be allowed to turn South onto North Houston Avenue; and

   (b) Vehicles traveling North on North Avenue F shall not be allowed onto North 14th Street and vehicles traveling on North 14th Street shall not be allowed to turn South onto North Avenue F.

3. **Lamesa Middle School:** Vehicles traveling on North Bryan Avenue shall not be allowed to turn West onto North 2nd Street and vehicles traveling East on North 2nd Street shall not be allowed to enter North Bryan Avenue.

4. **Lamesa High School:**

(a) That portion of Avenue F lying between North 14th Street and North 15th Street shall be a one-way street with only North bound traffic; and

(b) North 15th Street lying between North Avenue F and North Avenue G shall be a one-way street with only West bound traffic.

SECTION 2. Effective date: That this Ordinance shall become effective _____, 2019.

SECTION 3. The City Secretary is hereby authorized and directed to publish the descriptive caption of this ordinance in the manner and for the length of time prescribed by applicable state law and the City Charter.

Upon being put to a vote, the foregoing Ordinance was Passed, on First Reading on the 15th day of October, 2019, by a majority vote; and then on the 19th day of November, 2019, there came on an 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 (Texas Govt. Code, Chapter 551). There being a quorum present and acting throughout the meeting, the foregoing ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, and upon being put to a vote, the foregoing ordinance was Passed on Second and Final Reading and Adopted this 19th day of November, 2019, 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 ordinance book thereafter.

ATTEST:

_____
Betty Conde
City Secretary

APPROVED:

_____
Josh Stevens
Mayor

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 17**

SUBJECT: **BUDGET AMENDMENT I**

PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, First Reading

SUMMARY STATEMENT

Consider amending Ordinance O-17-19 on first reading with respect to October 1, 2019. *(City Manager & Finance Director)*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider amending Ordinance O-17-19 on First reading with respect to October 1, 2019. 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. O

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING ORDINANCE NO. 0-17-19 TO APPROPRIATE FUNDS IN THE CITY OF LAMESA BUDGET FOR FISCAL YEAR 2019-2020.

On the 19th day of November, 2019, 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. 0-17-19 to make certain revisions to the 2019-2020 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 2019-2020 Budget contained in Ordinance No. 0-17-19 be, and same is hereby, amended to change the amount appropriated by the following:

	Revenues	Expenditures
General Fund	$9,792.00	$ 108,812.00

SECTION 2. Effective date: That this Ordinance shall become effective as of this November 29th, 2019.

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 November 19th, 2019 by a majority vote with amendment; and on December 17th, 2019, there 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 (Government. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the foregoing ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, and upon being put to a vote, the foregoing ordinance was Passed on Second Reading 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 ordinance book thereafter.

ATTEST

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

CITY OF LAMESA BUDGET AMENDMENT 1 FOR 2019/2020

GENERAL FUND (1)

This budget amendment reflects replacing the Health Dept. section of the Library roof with a Weaver Foundation donation of $9,792.00 and up to a $10,208.00 contribution from the City (City building). This is a carryover from last fiscal year.

Increase Revenues (01-40904) - Misc. Revenue.	$ 9,792.00
Increase Expenditures (01-5023-930) - Building, Structures & Impr.	$20,000.00

This budget amendment reflects the purchase of a handicap accessible portapotty and trailer for rental purposes for the Parks Department. This is a carryover from last fiscal year.

Increase Expenditures (01-5093-953) – Eqpt. – Major Inst. & Apparatus	$5,365.00

This budget amendment reflects the second and final payment of the elevator replacement. This is a carryover from last year.

Increase Expenditures (01-5022-959) – Eqpt. – Miscellaneous	$39,438.00

This budget amendment reflects the addition of one full-time Dispatcher to assist in handling the increasing amount of calls for service and field calls from all agencies. (Requested by Dawson County)

Increase Expenditures (01-5062-101) – Salaries	$28,646.00
Increase Expenditures (01-5062-104) – Vacation Leave	$ 1,521.00
Increase Expenditures (01-5062-105) – Sick Leave	$ 1,521.00
Increase Expenditures (01-5062-107) – Social Security	$ 2,377.00
Increase Expenditures (01-5062-108) – TMRS	$ 1,479.00
Increase Expenditures (01-5062-110) – Unemployment Tax	$ 665.00
Increase Expenditures (01-5062-111) – Group Medical Ins.	$ 7,800.00

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 18**

SUBJECT: **AN ORDINANCE AMENDING CHAPTER 14 ENTITLED "ZONING" OF THE CODE OF ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING SECTION 14.03.54 AND SECTION 14.03.055 TO ALLOW MODULAR HOMES AND MANUFACTURED BUILDINGS TO BE LOCATED IN R-3 DISTRICTS IN THE CITY OF LAMESA**

PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, First Reading

SUMMARY STATEMENT

City Council to consider approving an Ordinance on first reading amending chapter 14 entitled "Zoning" of the Code of Ordinance of the City of Lamesa, Texas, amending section 14.03.054 and section 14.03.055 to allow modular homes and manufactured buildings to be located in R-3 districts in the City of Lamesa. *(City Manager & City Inspector)*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve an Ordinance on first reading, amending chapter 14 entitled "Zoning" of the Code of Ordinance of the City of Lamesa, Texas, amending section 14.03.054 and section 14.03.055 to allow homes and manufactured buildings to be located in R-3 districts in the City of Lamesa. 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 AMENDING CHAPTER 14 ENTITLED "ZONING" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, AMENDING SECTION 14.03.054 AND SECTION 14.03.055 TO ALLOW MODULAR HOMES AND MANUFACTURED BUILDINGS TO BE LOCATED IN R-3 DISTRICTS IN THE CITY OF LAMESA.

On the 19th day of November, 2019, 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 (Texas Government Code, Chapter 551) and 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 Chapter 14 of the Code of Ordinances of the City of Lamesa, which amendment is in the best interest of the City of Lamesa.

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

SECTION 1. That Section 14.03.054 of the Code of Ordinances of the City of Lamesa, Texas, be, and is hereby, amended to read as follows:

Sec. 14.03.054 Regulations for "R-3" districts

In the "R-3" district there may also be:

(1) Apartment houses.

(2) Multifamily dwellings.

(3) Hospitals and clinics (other than hospitals and clinics of a veterinarian).

(4) Libraries and museums.

(5) Mortuary.

(6) Parking lots.

(7) Nursing homes. May include:

(A) A convalescent and nursing home institution as defined in section 242.002 of the Texas Health and Safety Code.

(B) A continuing care facility as defined in section 246.002 of the Texas Health and Safety Code.

(C) An Assisted living facility as defined in section 247.002 of the Texas Health and Safety Code.

(D) A special care facility as defined in section 248.002 of the Texas Health and Safety Code.

(8) Modular homes.

(9) Manufactured buildings.

(10) Accessory buildings incidental to the above uses.

SECTION 2. That Section 14.03.055 of the Code of Ordinances of the City of Lamesa, Texas, be, and is hereby, amended to read as follows:

Sec. 14.03.055 Regulations for "M-1" districts

In the "M-1" district there may also be:

(1) HUD code manufactured homes.

(2) Manufactured homes.

(3) Mobile homes.

(4) Containerized housing units.

(5) Accessory buildings incidental to the above uses.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed and declared of no further force and effect.

SECTION 4. If any section, sub-section, clause, phrase or portion of this ordinance shall be held unconstitutional or invalid by a court of competent jurisdiction, such section, sub-section, sentence, clause, phrase or portion shall be deemed to be a separate, distinct and independent provision and such invalidity shall not affect the validity of the remaining portions.

SECTION 5. Effective date: That this Ordinance adopted hereby, shall become effective _____, 2019.

Upon being put to a vote, the foregoing Ordinance was Passed, on First Reading on the 19th day of November, 2019, by a majority vote; and then on the ____ day of December, 2019, there came on an 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 (Texas Govt. Code, Chapter 551). There being a quorum present and acting throughout the meeting, the foregoing ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, and upon being put to a vote, the foregoing ordinance was Passed on Second and Final Reading and Adopted this _____ day of December, 2019, 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 ordinance book thereafter.

ATTEST:

_____

Betty Conde
City Secretary

APPROVED:

_____

Josh Stevens
Mayor

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 19**

SUBJECT: **PURCHASE TWO TRUCKS FOR THE METER READER AND WATER DEPARTMENT FROM MITCH HALL CHEVROLET**

PROCEEDING: Approval
SUBMITTED BY: City Staff

SUMMARY STATEMENT

City Council to approve the purchase of two trucks for the meter-reader and water department from Mitch Hall Chevrolet.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve the purchase of two trucks for the meter-reader and water department from Mitch Hall Chevrolet. 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: NOVEMBER 17, 2019 **AGENDA ITEM: 20**

SUBJECT: **CALL FOR BIDS FOR SALE OF SURPLUS VEHICLES**
EXHIBITS: Notice to Bidders
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Call for bids for the sale of surplus vehicles.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to call for bids for sale of surplus vehicles. 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 OF LAMESA
NOTICE TO BIDDERS

Sealed bids and proposals addressed to the Mayor and City Council of the City of Lamesa, Texas will be received at the office of Sandy Trevino until **4:00 P.M., Tuesday DECEMBER 17, 2019** for bids for Surplus City Vehicles. Bids are to be delivered to the City of Lamesa, Texas. Bid forms and additional information are available at City Hall, Room 6, 601 South First Street, Lamesa, Texas.

The Owner reserves the right to reject any and all Bids and to waive formalities. In case of ambiguity or lack of clearness in stating the prices in the Bid, the Owner reserves to the right to consider the most advantageous construction thereof, or to reject the Bid.

The Bids will be opened at **5:30 P.M., Tuesday, DECEMBER 17, 2019** and read in open meeting. The City Council reserves the right to accept the bid most advantageous to the City.

ATTEST:	CITY OF LAMESA, TEXAS OWNER
Betty Conde City Secretary	Josh Stevens Mayor

CITY OF LAMESA

601 South First • 806/872-2124

LAMESA, TEXAS 79331-6247

Water Department un-used Vehicles

Unit #	Year	Make	Model	License #	VIN#
301	2002	Dodge	Ram 1500	116-8971	1D7HA1GN82J253255
305	2000	Ford	F-350 Super Duty (Utility Trk)	774-458	1FDWF36L9YEB51568
317	2001	Chevy	Silverado 1500	876-461	1GCEC14W4YZ333147
325	2000	Ford	F-350 Super Duty (Single Cab)	126-0257	1FTSF30L7YEB44291
334	2004	Dodge	Ram 1500	102-7452	1D7HA18K84J128102
330	2003	GMC	Sonoma	845-031	1GTCS14X038188528

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 21**

SUBJECT: **REQUEST FOR REZONING – APARTMENT DEVELOPMENT**
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, Second Reading
AUTHORITY: City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

City Council to consider approving an Ordinance on second reading approving zone change for the following property:

CASE NUMBER P & Z 19-11: To consider the petition of DON NIOLINI FOR THE LAMESA REAL ESTATE PARTNERS,1311 PALM CANYON DRIVE, DALLAS, TX 75204 to change the zone of the following property

All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T -5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue.

Located at (OLD BASEBALL FIELD) 500 BLOCK BETWEEN SE 13TH TO SE 14TH AND S. ELGIN AVE TO S. DETROIT from zoning district R-1 to zoning district R-3 for use as MULTI FAMILY APARTMENTS. *(Building Official)*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider approving an Ordinance on second reading approving zone change for the following property. 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 GRANTING A ZONE CHANGE FOR ALL OF THAT PORTION OF THAT 7.52 ACRE TRACT OF LAND OUT OF THE NORTHEAST ONE-FOURTH (NE/4) OF SECTION 7, BLOCK 35, T -5-N, T. & P. RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS, DESCRIBED IN THAT WARRANTY DEED DATED JUNE 21, 1957, RECORDED IN VOLUME 164, PAGE 133, OF THE DEED OF RECORDS OF DAWSON COUNTY,TEXAS, WHICH LIES NORTH OF SOUTHEAST 14TH STREET, SOUTH OF SOUTHEAST 13TH STREET, EAST OF SOUTHEAST DETROIT AVENUE AND WEST OF SOUTHEAST ELGIN AVENUE TO THE TOWN OF LAMESA, IN DAWSON COUNTY, TEXAS, FROM DISTRICT R-1 TO ZONING DISTRICT R-3 FOR USE AS MULTI FAMILY APARTMENTS UPON RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION.

On the this 15th day of October, 2019, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for consideration and action of the meeting, to wit:

WHEREAS, the Code of Ordinances of the City of Lamesa provides that the zoning districts of the City may be changed upon application and upon recommendation of the Planning and Zoning Commission of the City; and

WHEREAS, an application has been made to change the zoning of the following described property located in Lamesa, Texas, from a District R-1 (Residential) to a District R-3 (Multi-family apartments), to-wit:

> All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T -5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, and is within a district zoned as R-1 (Residential); and

WHEREAS, the Planning and Zoning Commission of the City of Lamesa, Texas, after hearing such application and the arguments for and against the same, has voted to recommend to the City Council of the City of Lamesa, Texas, that such request for a change in the zoning of such property be granted; and

WHEREAS, a public hearing, where all interested persons were provided with an opportunity to be heard on the proposed zone change, was held at City Hall, 601 South First Street, in the City of Lamesa, Texas, on October 15, 2019, which date is not less than fifteen days prior to the publication of a notice of such hearing in the Lamesa Press-Reporter, a newspaper of general circulation in the City of Lamesa, Texas;

WHEREAS, after such hearing, the City Council of the City of Lamesa, Texas, finds that the recommendation of the Planning and Zoning Commission of the City of Lamesa, Texas, should be accepted and such zone change granted.

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

SECTION ONE: That the request to change the zoning of the following described property located at (Old Baseball; Field) 500 Block between SE 13TH to SE 14TH and S. Elgin Ave to S. Detroit fromzoning district R-1 to zoning district R-3 for use as Multi-Family Apartments within the City of Lamesa, to-wit:

> All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T -5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue

be, and the same is hereby, **Granted.**

SECTION TWO: The provisions of this ordinance are to be cumulative and shall constitute an amendment to the zoning ordinances of the City of Lamesa, Texas, only as it applies to the hereinabove described property.

SECTION THREE: The City Secretary is hereby authorized and directed to publish the descriptive caption of this ordinance in the manner and for the length of time prescribed by applicable state law and the City Charter.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 15th day of October, 2019; and

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 19th day of November, 2019, by a majority vote.

ATTEST: **APPROVED:**

Betty Conde, City Secretary

Josh Stevens, Mayor

LAMESA TEXAS
TRADE CORRIDOR CROSSING

CITY OF LAMESA

601 South 1st Street Lamesa, Texas 79331 Tel. 806-872-2124 Fax 806-872-4338

NOTICE
PUBLIC HEARING
CITY COUNCIL OF
THE CITY OF LAMESA, TEXAS

NOTICE is hereby given to all interested persons that the City Council of the City of Lamesa, Texas will hold a public hearing on OCTOBER 15, 2019 at 5:30 P.M. in the City Hall, 601 South First Street, Lamesa, Texas.

AT WHICH TIME AND PLACE all interested persons will be given an opportunity to be heard after which hearing the City Council will make a determination in the following cases:

CASE NUMBER P&Z: 19-11: To consider the petition of DON NICOLINI FOR LAMESA REAL ESTATE PARTNERS, 1311 PALM CANYON DRIVE, DALLAS, TX 75204 to change the zone of the following property:

ALL OF THAT PORTION OF THAT 7.52 ACRE TRACT OF LAND OUT OF THE NORTHEAST ONE-FOURTH (NE/4) OF SECTION 7, BLOCK 35, T-5-N, T. & P. RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS, DESCRIBED IN THAT WARRANTY DEED DATED JUNE 21, 1957, RECORDED IN VOLUME 164, PAGE 13 the City of Lamesa, Dawson County, Texas

located at (OLD BASEBALL FIELD) 500 BLOCK BETWEEN SE 13TH TO SE 14TH AND S. ELGIN AVE TO S. DETROIT from zoning district R-1 to zoning district R-3 for use as MULTI-FAMILY APARTMENTS.

FOR THE CITY OF LAMESA:

CERTIFICATION OF NOTICE: I certify that the agenda was posted at City Hall, 601 South 1st Street, Lamesa, Texas at 10:33 (a.m. / p.m.) on Oct 1, 2019 in accordance with the Texas Open Meeting Act.

Betty Conde
City Secretary

APPLICATION FOR ZONE CHANGE

Date: 9/3/19 CASE NO 19- 11

City Planning & Zoning Commission
Michael Lopez, City of Lamesa Building Official
601 South First Street
Lamesa, Texas 79331

Council Members:

You are respectfully requested to recommend to the City Council of the City of Lamesa that the hereinafter described tracts of land be changed by ordinance from the existing zoning district to zoning districts indicated as follows:

Lot_____, Block_____, Addition_____
Address
From District to District

Present use of property: unimproved; vacant

Desired use to be made of property: multi-family; R-3 apartments

Are there deed restrictions pertaining to intended use of property?

____ Yes No ✓

Don Nicolini - for Lamesa Real Estate Partners
Signature

1311 Palm Canyon Drive
Address

Dallas TX 75204
City, State Zip

(214) 707-1295
Telephone Number

Date received: 9-4-19 By Ada Rodriguez

Note: A fee of ____, to publish and mail all notices, is filed with this application.

Effective August 1, 2014 a legal deed for the property listed above must accompany this application.

Meeting is Oct. 24th @ 4:00 pm

RESOLUTION NO._____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE CONVEYANCE OF REAL PROPERTY BY THE CITY OF LAMESA TO LAMESA REAL ESTATE PARNTERS, LLC, AND AUTHORIZING THE MAYOR OF THE CITY TO EXECUTE ACONTRACT AND AGREEMENT AND ANY AND ALL DOCUMENTS AND TAKE SUCH ACTIONS REQUIRED TO EFFECT THE CONVEYANCE OF SUCH REAL PROPERTY.

On this the 16th day of July, 2019, there came on and was held at the regular meeting place, the City Hall, a special called meeting of the City Council of the City of Lamesa, Texas, being an open meeting held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City of Lamesa is the owner of the following described parcel of land situated within the limits of the City of Lamesa (the "Property"), to-wit:

> All of that portion of that 7.52 acre tract of land out of the Northeast One-fourth (NE/4) of Section 7, Block 35, T-5-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, described in that Warranty Deed dated June 21, 1957, recorded in Volume 164, Page 133, of the Deed Records of Dawson County, Texas, which lies North of Southeast 14th Street, South of Southeast 13th Street, East of Southeast Detroit Avenue and West of Southeast Elgin Avenue.

WHEREAS, Lamesa Real Estate Partners, LLC, ("LREP"), desires to contract with City to acquire the Property in order to develop the Property for low-income or moderate-income housing; and

WHEREAS, the City is willing to convey the Property to LREP for the establishment of low-income or moderate-income housing, subject to the terms and conditions set forth in that Contract and Agreement ("Contract"), a copy of which is attached hereto, as it will benefit the public interest; and

WHEREAS, the conveyance of the Property by City to LREP is a legally permissible conveyance of municipal land under Local Government Code Chapter 272, is exempt from Local Government Code Chapter 272 notice and bidding requirements for the sale of land owned by a municipality in that it is a conveyance to an entity as defined in Chapter 272 of the Local Government Code to promote a public purpose related to the development of low-income or moderate-income housing; and

WHEREAS, the conveyance of the Property complies with Local Government Code Chapter 272 fair market value requirements for the conveyance of land owned by municipality in that the City may convey the Property for less than fair market value because the Property will be

used by LREP to serve the City's public purpose and benefit the public interest by establishing low-income or moderate-income housing as needed to maintain the public purpose; and

WHEREAS, to further maintain the City's public purpose, LREP's title and right to possession of the Property shall be subject to the City's Right of Reversion if LREP fails to develop the Property within the time set out in the Contract and the City's Right of First Refusal if LREP desires to sell the Property or ceases to use the Property for the operation or purposes supporting or related to the public purpose of providing low-income and moderate-income housing and thereby ceases to carry out the City's public purpose; and

WHEREAS, in consideration for LREP undertaking such commitment to develop the Property for low-income or moderate-income housing, the City is willing to convey the Property to LREP subject to the terms of the Contract as it will serve the public purpose and benefit the public interest; and

WHEREAS, in the event that LREP ceases to use the Property for low-income and moderate-income housing or desires to sell the Property to a third party not affiliated with LREP, LREP shall send written notice to the City (the "Notice of Availability"), including the asking price, the proposed terms and conditions of sale, and any other pertinent terms and conditions applicable to the proposed transaction (the "Terms"). The City shall have the first right to purchase the Property, and a right of first refusal to purchase the Property, in accordance with the terms set forth in the Contract.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lamesa, Texas, that:

SECTION 1: The City of Lamesa, Texas, convey to Lamesa Real Estate Partners, LLC, that property described above upon the terms and conditions set out in the Contract and Agreement attached hereto.

SECTION 2: The Mayor of the City of Lamesa, Texas, be, and is hereby, authorized to make, execute and deliver the Contract and Agreement and to execute such conveyance and any other written documents and to take such actions as may be required to effect the conveyance of said tract of land.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 16th day of July, 2019, by majority vote and ordered to be spread upon the minutes of the City Council of the City of Lamesa, Texas, and recorded in the resolution book thereafter.

ATTEST:	APPROVED:
Betty Conde City Secretary	Josh Stevens Mayor

S.E. 12TH ST.
DETROIT
ELGIN
13TH ST.
S.E. 14TH
S.
S.
BAD Address
WEST TEXAS OPPORTUNITY
710.6'
226.1'
102.6'
150'
110'
73.5'

E South 15th St
S Elgin Ave
©2018 Google
1991
Imagery Date: 2/7/2016 32°43'12.19" N 101°56'20.58" W

Planning & Zoning Commission Minutes

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 26, 2019 **AGENDA ITEM: 3**

SUBJECT: **P&Z 19-11: DON NICOLINI,** FOR LAMESA REAL ESTATE PARTNERS
PROCEEDING: Approval or Denial
SUBMITTED BY: City Staff

SUMMARY STATEMENT

To consider the petition of **DON NICOLINI,** 1311 PALM CANYON DR., DALLAS, TEXAS requested that the zoning district of the property described above,

ALL OF THAT PORTION OF THAT 7.52 ACRE TRACT OF LAND OUT OF THE NORTHEAST ONE-FOURTH (NE/4) OF SECTION 7, BLOCK 35, T-5-N, T. & P. RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS, DESCRIBED IN THAT WARRANTY DEED DATED JUNE 21, 1957, RECORDED IN VOLUME 164, PAGE 13 the City of Lamesa, Dawson County, Texas

located at **(OLD BASEBALL FIELD) 500 BLOCK BETWEEN SE 13TH TO SE 14TH AND S. ELGIN AVE TO S. DETROIT**, LAMESA TEXAS. APPLICANT IS REQUESTING TO BUILD MULTI-FAMILY APARTMENTS.

PLANNING AND ZONING COMMISSION ACTION

Discussion: 62-64 units of modular housing to be placed in the area. Sean Overynder provided a slideshow to show the board members the type of houses to be build. Resident, Mr. Bunton attended who lives across the street from the field and is in opposition of this request. Mr. Bunton stated that the neighbor does use the ball park at different times and doesn't like the idea of all the construction and traffic this development would bring. Midland resident, Ms. Uddley, who has a rental property on the northwest corner of this area, is in favor of this development. Mr. Overeynder and Mr. Don Nicolini stated to those in attendance that this would enhance the look and property value of the area. 23 letters were mailed, only one returned as undeliverable.

Motion by Planning and Zoning Commissioner **Richard Leonard** to approve Item 3. Motion seconded by Planning and Zoning Commissioner **Kim Bairrington** and upon being put to a vote the motion **passed.**

VOTING: "AYE" **5** "NAY" **0** "ABSTAIN" **0**

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM:22**

SUBJECT: **FINANCIAL REPORT**
SUBMITTED BY: Finance Director
EXHIBITS: Financial Report

SUMMARY STATEMENT

Finance Director to report on the city's finances.

COUNCIL ACTION

No City Council action required.

CITY MANAGER'S MEMORANDUM

Finance Director will provide report at City Council meeting.

City of Lamesa
Financial Statement Summary
As of: October 31st, 2019

	Current Month-to-Date	Year-to-Date
General Fund (1)		
Revenues	$ 534,499.53	$ 547,004.62
Expenditures	$ 334,866.29	$ 334,866.29
Revenues Over/(Under) Expenditures	**$ 199,633.24**	**$ 212,138.33**
Water Fund (02)		
Revenues	$ 296,796.95	$ 296,796.95
Expenditures	$ 356,306.62	$ 356,306.62
Revenues Over/(Under) Expenditures	**$ (59,509.67)**	**$ (59,509.67)**
Solid Waste Fund (3)		
Revenues	$ 166,339.96	$ 166,339.96
Expenditures	$ 117,573.33	$ 117,573.33
Revenues Over/(Under) Expenditures	**$ 48,766.63**	**$ 48,766.63**
Golf Course Fund (18)		
Revenues	$ 61,384.90	$ 61,384.90
Expenditures	$ 19,143.51	$ 19,143.51
Revenues Over/(Under) Expenditures	**$ 42,241.39**	**$ 42,241.39**
Wastewater Fund (20)		
Revenues	$ 104,135.85	$ 104,135.85
Expenditures	$ 9,160.60	$ 9,160.60
Revenues Over/(Under)Expenditures	**$ 94,975.25**	**$ 94,975.25**
All Funds		
Revenues	$ 1,163,157.19	$ 1,175,662.28
Expenditures	$ 837,050.35	$ 837,050.35
Revenues Over/(Under) Expenditures	**$ 326,106.84**	**$ 338,611.93**

CITY OF LAMESA
FINANCIAL STATEMENT
AS OF: OCTOBER 31ST, 2019

01 -GENERAL FUND
FINANCIAL SUMMARY

08.33% OF YEAR COMP.

ACCT# ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY					
01-TAXES	3,261,921.00	461,054.36	461,054.36	14.13	2,800,866.64
02-FRANCHISES AND STREET	490,500.00	16,107.03	16,107.03	3.28	474,392.97
03-PERMITS, LICENSES AND	27,000.00	868.00	868.00	3.21	26,132.00
04-FINES	48,000.00	4,308.94	4,308.94	8.98	43,691.06
05-RECREATIONAL AND RENTA	25,000.00	133.01	12,638.10	50.55	12,361.90
06-OTHER GOVERNMENTAL AGE	284,157.00	45,585.50	45,585.50	16.04	238,571.50
07-TRANSFERS	0.00	0.00	0.00	0.00	0.00
08-CHARGES FOR CURRENT SE	18,200.00	518.60	518.60	2.85	17,681.40
09-MISCELLANEOUS REVENUES	345,260.42	5,924.09	5,924.09	1.72	339,336.33
19-SOURCE (CHG TO 49XXX)	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	4,500,038.42	534,499.53	547,004.62	12.16	3,953,033.80
EXPENDITURE SUMMARY					
GENERAL ADMIN SERVICES	221,279.00	22,284.80	22,284.80	10.07	198,994.20
FINANCIAL SERVICES	96,257.00	16,626.66	16,626.66	17.27	79,630.34
PERSONNEL/RISK MGT SERV	62,349.00	6,580.78	6,580.78	10.55	55,768.22
COMMUNITY DEVELOPMENT SER	1,000.00	121.36	121.36	12.14	878.64
HOUSING ASSISTANCE SERV	13,032.00	(10,468.46)	(10,468.46)	80.33-	23,500.46
CITY COUNCIL	52,033.00	7,599.74	7,599.74	14.61	44,433.26
CITY HALL	225,635.00	8,968.82	8,968.82	3.97	216,666.18
INTERGOVERNMENTAL	107,390.00	3,977.41	3,977.41	3.70	103,412.59
MUNICIPAL COURT	131,960.00	8,866.89	8,866.89	6.72	123,093.11
VEHICLE REPAIR SERVICES	36,703.00	3,870.04	3,870.04	10.54	32,832.96
VEHICLE PREVENTIVE MNT	393.00	170.20	170.20	43.31	222.80
FIRE SERVICES	679,100.00	58,846.13	58,846.13	8.67	620,253.87
VOLUNTEER FIRE SERVICES	124,252.00	4,708.12	4,708.12	3.79	119,543.88
PD - GEN'L ADMIN SERV	217,108.00	11,250.64	11,250.64	5.18	205,857.36
COMMUNICATIONS SERVICES	235,625.48	17,535.58	17,535.58	7.44	218,089.90
GEN'L LAW ENFORCEMENT SER	1,260,306.86	64,072.47	64,072.47	5.08	1,196,234.39
CRIMINAL INVESTIGATIONS	188,461.00	13,049.12	13,049.12	6.92	175,411.88
JUVENILE SERVICES	0.00	0.00	0.00	0.00	0.00
ANIMAL CONTROL SERVICE	49,175.00	2,530.04	2,530.04	5.14	46,644.96
EMERGENCY MANAGEMENT SERV	21,400.00	187.29	187.29	0.88	21,212.71
NARCOTICS INTERDICTION	0.00	0.00	0.00	0.00	0.00
STREET MAINTENANCE SERV	335,305.00	37,423.86	37,423.86	11.16	297,881.14
STREET CONST/SEAL COAT	117,205.00	4,774.00	4,774.00	4.07	112,431.00
STREET CLEANING SERVICES	24,809.00	398.90	398.90	1.61	24,410.10
TRAFFIC SERVICES	168,261.00	11,036.74	11,036.74	6.56	157,224.26
INSPECTION SERVICES	181,569.33	12,116.38	12,116.38	6.67	169,452.95
PARK MAINTENANCE SERVICES	331,107.00	17,908.43	17,908.43	5.41	313,198.57
PARK IRRIGATION SERVICES	9,806.00	1,270.99	1,270.99	12.96	8,535.01
COMMUNITY BUILDING SERV	67,450.00	2,877.30	2,877.30	4.27	64,572.70
RECREATIONAL FACILITIES	255,003.00	5,469.87	5,469.87	2.15	249,533.13

FINANCIAL STATEMENT
AS OF: OCTOBER 31ST, 2019

01 -GENERAL FUND
FINANCIAL SUMMARY

08.33% OF YEAR COMP.

ACCT# ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
SWIMMING POOL SERVICES	80,341.00	812.19	812.19	1.01	79,528.81
TOTAL EXPENDITURES	5,294,315.67	334,866.29	334,866.29	6.33	4,959,449.38
REVENUES OVER/(UNDER) EXPENDITURES	(794,277.25)	199,633.24	212,138.33	26.71-	(1,006,415.58)
OTHER SOURCES (USES)	0.00	0.00	0.00	0.00	0.00
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	(794,277.25)	199,633.24	212,138.33	26.71-	(1,006,415.58)

FINANCIAL STATEMENT
AS OF: OCTOBER 31ST, 2019

02 -WATER & WASTEWATER ENTER.
FINANCIAL SUMMARY

08.33% OF YEAR COMP.

ACCT# ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY					
11-OPERATING REVENUES	4,523,210.00	296,544.34	296,544.34	6.56	4,226,665.66
12-NON-OPERATING REVENUES	242,320.00	252.61	252.61	0.10	242,067.39
TOTAL REVENUES	4,765,530.00	296,796.95	296,796.95	6.23	4,468,733.05
EXPENDITURE SUMMARY					
WATER PRODUCTION SERVICES	1,639,231.00	165,978.58	165,978.58	10.13	1,473,252.42
WATER DIST/WASTEWATER SER	2,036,185.00	134,631.34	134,631.34	6.61	1,901,553.66
WASTEWATER TREATMENT SERV	922,860.00	22,254.59	22,254.59	2.41	900,605.41
ENGINEERING SERVICES	89,564.00	4,223.22	4,223.22	4.72	85,340.78
TECHNICAL SERVICES	81,863.00	3,463.76	3,463.76	4.23	78,399.24
UTILITY BILLING/COLLECT	354,716.00	25,755.13	25,755.13	7.26	328,960.87
INSPECTION SERVICES	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	5,124,419.00	356,306.62	356,306.62	6.95	4,768,112.38
REVENUES OVER/(UNDER) EXPENDITURES	(358,889.00)	(59,509.67)	(59,509.67)	16.58	(299,379.33)
OTHER SOURCES (USES)	0.00	0.00	0.00	0.00	0.00
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	(358,889.00)	(59,509.67)	(59,509.67)	16.58	(299,379.33)

FINANCIAL STATEMENT
AS OF: OCTOBER 31ST, 2019

03 -SOLID WASTE ENTERPRISE
FINANCIAL SUMMARY

08.33% OF YEAR COMP.

ACCT# ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY					
05-RECREATIONAL AND RENTA	0.00	0.00	0.00	0.00	0.00
21-OPERATING REVENUES	1,829,262.00	160,308.16	160,308.16	8.76	1,668,953.84
22-NON-OPERATING REVENUES	77,300.00	6,031.80	6,031.80	7.80	71,268.20
TOTAL REVENUES	1,906,562.00	166,339.96	166,339.96	8.72	1,740,222.04
EXPENDITURE SUMMARY					
SOLID WASTE COLLECTION SV	1,026,600.00	72,795.22	72,795.22	7.09	953,804.78
SANITARY LANDFILL SERVICE	908,276.00	36,097.16	36,097.16	3.97	872,178.84
SPECIALIZED COLLECTION SV	150,012.00	4,975.73	4,975.73	3.32	145,036.27
ENVIRONMENTAL HEALTH SERV	88,889.00	3,705.22	3,705.22	4.17	85,183.78
TOTAL EXPENDITURES	2,173,777.00	117,573.33	117,573.33	5.41	2,056,203.67
REVENUES OVER/(UNDER) EXPENDITURES	(267,215.00)	48,766.63	48,766.63	18.25-	(315,981.63)
OTHER SOURCES (USES)	0.00	0.00	0.00	0.00	0.00
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	(267,215.00)	48,766.63	48,766.63	18.25-	(315,981.63)

18 -MUNICIPAL GOLF COURSE
FINANCIAL SUMMARY

08.33% OF YEAR COMP.

ACCT# ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY					
09-MISCELLANEOUS REVENUES	0.00	0.00	0.00	0.00	0.00
31-FEES AND DUES	270,600.00	61,384.90	61,384.90	22.68	209,215.10
TOTAL REVENUES	270,600.00	61,384.90	61,384.90	22.68	209,215.10
EXPENDITURE SUMMARY					
MUNICIPAL GOLF COURSE	270,600.00	19,143.51	19,143.51	7.07	251,456.49
TOTAL EXPENDITURES	270,600.00	19,143.51	19,143.51	7.07	251,456.49
REVENUES OVER/(UNDER) EXPENDITURES	0.00	42,241.39	42,241.39	0.00	(42,241.39)
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	0.00	42,241.39	42,241.39	0.00	(42,241.39)

CITY OF LAMESA
FINANCIAL STATEMENT
AS OF: OCTOBER 31ST, 2019

20 -WASTEWATER FUND
FINANCIAL SUMMARY

08.33% OF YEAR COMP.

ACCT# ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY					
41-OTHER FINANCING	0.00	104,135.85	104,135.85	0.00	(104,135.85)
TOTAL REVENUES	0.00	104,135.85	104,135.85	0.00	(104,135.85)
EXPENDITURE SUMMARY					
WASTEWATER	0.00	9,160.60	9,160.60	0.00	(9,160.60)
TOTAL EXPENDITURES	0.00	9,160.60	9,160.60	0.00	(9,160.60)
REVENUES OVER/(UNDER) EXPENDITURES	0.00	94,975.25	94,975.25	0.00	(94,975.25)
OTHER SOURCES (USES)	0.00	(9,160.60)	(9,160.60)	0.00	9,160.60
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	0.00	85,814.65	85,814.65	0.00	(85,814.65)

LAMESATEXAS
TRADE CORRIDOR CROSSING

City of Lamesa
Balance Sheet Summary
As of : October 31st, 2019

General Fund (1)

Assets	$	4,459,747.69
Liabilities	$	950,729.82

Water Fund (2)

Assets	$	16,193,199.54
Liabilities	$	11,940,685.73

Solid Waste Fund (3)

Assets	$	3,755,658.52
Liabilities	$	1,164,067.04

Golf Course Fund (18)

Assets	$	174,793.66
Liabilities	$	246,640.82

Wastewater Fund (20)

Assets	$	94,166.77
Liabilities	$	-

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
ASSETS		
01-1001	CASH IN BANK	1,592,155.61
01-1002	PETTY CASH	0.00
01-1003	RETURNED CHECKS	2,693.33
01-1004	TAXES RECEIVABLE-DELIQUENT	217,891.64
01-1005	TAXES RECEIVABLE CURRENT	74,644.74
01-1006	PROV. FOR UNCOLLECT TAXES	(175,502.12)
01-1007	MISC ACCT. RECEIVABLE	2,268.65
01-1008	PROV. UNCOLLEC. ACCT/REC	(184.11)
01-1009	PAVING LEIN RECEIVABLE	629,900.15
01-1010	UNCOLLECTABLE PAVING LEIN	(502,291.25)
01-1011	A/R LUBBOCK TASK FORCE	(1,886.02)
01-1012	A/R TNRCC	0.00
01-1013	OFFICE SUPPLIES INVENTORY	6,389.09
01-1014	DUE FROM DAWSON COUNTY	0.40
01-1015	CASH IN BANK - PAYROLL	0.00
01-1016	DUE FROM DEBT SERVICE	0.00
01-1017	FUEL TAX C.D.	0.00
01-1018	DUE TO/FROM 1997 TAN	0.00
01-1019	DUE TO/FROM SOLID WASTE FUND	0.00
01-1020	DUE FROM INVESTMENT FUND	1,830,568.97
01-1021	CAPITAL EQUIPMENT RESERVE	0.00
01-1022	BUILDING & COMPUTER RESERVE	0.00
01-1023	DUE FROM FIRE DEPT. GRANTS	0.00
01-1024	DUE FROM JUSTICE GRANT	0.00
01-1025	DUE TO/ FROM STATE AGENCY	0.00
01-1026	DUE FROM OTHER GOVERNMENTS	0.00
01-1027	DUE TO/FROM CAPITAL PROJECT	0.00
01-1028	SALES TAX RECEIVABLE	7,197.85
01-1029	DUE TO/FROM DEBT SERVICE	0.00
01-1030	DUE FROM MOTEL TAX FUND	0.00
01-1031	DUE TO/FROM SPECIAL REV. FUND	0.00
01-1032	DUE FROM INVESTMENT-CIVIC CTR.	0.00
01-1033	ACCOUNTS RECEIVABLE	0.00
01-1034	SALES TAX REC./TX COMPTROLLER	382,828.94
01-1035	DUE FROM IMS FLEX ACCT.	6,919.54
01-1036	FRANCHISE TAX RECEIVABLE	80,806.95
01-1037	DUE FROM WASTEWATER	0.00
01-1040	TAN I&S RESERVE	0.00
01-1044	CIP - F PARK LIGHT PROJECT	0.25
01-1045	CITY OF LAMESA - CFS FESTIVAL	4,869.11
01-1046	CRIME LINE	2,680.09
01-1047	PD SEIZURE FUND	15,660.27
01-1050	DUE TO/FROM RISK MGMT & SAFE	0.00
01-1055	DUE FROM INVESTMENT FUND	0.00
01-1056	DUE FROM TEXstar POOL	250,632.48
01-1060	DUE FROM ECONOMIC DEVELO	44,635.14
01-1061	DUE FROM BUILDING SECURITY	0.00
01-1062	DUE FROM PEG FUND	0.00
01-1063	DUE FROM POLICE DONATION FUND	0.00

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE	
01-1064	DUE FROM TECHNOLOGY FUND	0.00	
01-1065	DUE FROM ECONOMIC DEV./AUDITOR	(13,792.01)	
01-1066	DUE FROM S.W.A.T FUND	0.00	
01-1070	DUE FROM FORFEITED TRUST	0.00	
01-1071	DUE FROM WWF-LAND PURCHASE	0.00	
01-1072	DUE TO/FROM GOLF COURSE	0.00	
01-1080	D.A.R.E.	0.00	
01-1085	DUE FROM HOUSING AUTHORITY	0.00	
01-1090	XFER FOR RETIREMENT/C.O.'	0.00	
01-1095	DUE FROM LEAP	660.00	
			4,459,747.69
	TOTAL ASSETS		4,459,747.69

LIABILITIES

01-2013	PAVING LIEN REFUND PAYABLE	0.00	
01-2014	SALES TAX PAYABLE	0.00	
01-2015	VOUCHERS PAYABLE	499,502.84	
01-2016	COMMUNITY BLDG.DEPOSITS	19,510.50	
01-2017	REFUND OF CASH DEPOSITS	591.00	
01-2018	WAGES PAYABLE	0.00	
01-2019	GROUP INSURANCE PAYABLE	0.00	
01-2020	WITHHOLDING TAX PAYABLE	0.00	
01-2021	SOCIAL SECURITY PAYABLE	0.00	
01-2022	T.M.R.S. PAYABLE	0.00	
01-2023	AUTO ALLOWANCE PAYABLE	0.00	
01-2024	BONDS	0.00	
01-2025	DEDUCTIONS PAYABLE	0.00	
01-2026	WORKERS COMPENSATION	(25.00)	
01-2027	AIRPORT	0.00	
01-2028	OPTIONAL LIFE PAYABLE	0.00	
01-2029	DUE TO SWMF	0.00	
01-2030	GOVERNOR'S TAX PAYABLE	0.00	
01-2031	TRANS.FOR RET.BONDS	0.00	
01-2032	DUE TO STATE AGENCY	0.00	
01-2033	C.D.B.G.	0.00	
01-2034	DUE TO LAMESA HOUSING	0.00	
01-2035	TRANS. FROM DEVELOP. FUND	0.00	
01-2036	TEEN COURT ADMIN FEE	300.00	
01-2037	DUE TO RISK MGT & SAFETY	0.00	
01-2038	DUE TO/FROM WATER FUND	0.00	
01-2039	WARRANTS PAYABLE	0.00	
01-2040	UNITED FUND	79.00	
01-2041	SALES TX DUE TO LEDC -TX COMPT	63,804.82	
01-2042	DUE TO LEAP -SALES TAX	63,804.82	
01-2043	TMRS EMPLOYEE BACK PAY	886.49	
01-2044	FLEX SPENDING ACCT. (FSA)	(4,589.74)	
01-2045	PROV. FOR COMP.ABSENCES	(0.13)	
01-2048	1992 C O DEBT-PRINCIPAL	0.00	
01-2049	1992 C.O. DEBT	0.00	

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE	
01-2050	ICMA-RC PAYABLE	0.00	
01-2051	COURT BONDS PAYABLE	0.00	
01-2052	COURT BUILDING SECURITY FUND	0.00	
01-2053	COURT TECHNOLOGY FEE	0.00	
01-2054	MVBA COLLECTIONS	455.70	
01-2055	TAN I&S PRINCIPAL	0.00	
01-2056	TAN I&S INTEREST	0.00	
01-2057	NORTHLAND PEG FEES	0.00	
01-2058	NTS PEG FEES	0.00	
01-2070	GROUP INS. PRE-TAX	(18,645.64)	
01-2075	EMPLOYEE REIMB. SICK LEAVE	0.00	
01-2080	DEFERRED REVENUE-PAVING	0.00	
01-2081	DEFERRED REVENUE-TAXES	117,034.28	
01-2082	DEFERRED REVENUE-MISC. POLICE	(0.14)	
01-2083	DEFERRED REVENUE REVITAL GRANT	0.00	
01-2084	DEFERRED REVENUE- CIVIC CENTER	0.00	
01-2085	AFLAC PRE-TAX	1,465.53	
01-2086	DEFERRED REV.-POLICE DONATIONS	0.00	
01-2087	DEFERRED REV.-COURTHOUSE PROJ.	0.00	
01-2088	DEFERRED REVENUE-SWAT DONATION	0.00	
01-2089	DEFERRED REVENUE/FIRE PROTECTI	0.00	
01-2090	AFLAC POST TAX	636.94	
01-2091	DEFERRED REV.-L.I.S.D. BUYMONE	1,286.50	
01-2092	AIR MED CARE	0.00	
01-2094	NEW YORK LIFE INS. PAYABLE	0.00	
01-2095	VISION INS. PAYABLE	325.68	
01-2096	EMPLOYEE LEGAL SERV. PAYABLE	181.30	
01-2097	WORK BOOTS PAYABLE	(1,545.66)	
01-2098	DEFERRED REV. - SPORTS COMPLEX	127,608.90	
01-2099	JAE FITNESS PAYABLE	(745.03)	
01-2150	ACCRUED PAYABLES	0.00	
01-2160	ACCRUED PAYROLL LIABILITY	78,806.86	
01-2999	PROFIT & LOSS	0.00	
	TOTAL LIABILITIES		950,729.82

EQUITY

01-3001	FUND BALANCE	3,111,482.36	
01-3002	RESERVE-CAPITAL EQUIPMENT	0.00	
01-3003	RESERVE-BUILDING & COMPUTER	0.00	
01-3010	C.O. INTEREST	0.00	
01-3011	C.O. PRINCIPAL	0.00	
01-3012	TAN INTEREST	0.00	
01-3013	TAN PRINCIPAL	0.00	
01-3014	OTHER PRINCIPAL	0.00	
01-3015	OTHER INTEREST	0.00	
	TOTAL BEGINNING EQUITY	3,111,482.36	

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE		
	TOTAL REVENUE	547,004.62		
	TOTAL EXPENSES	334,866.29		
	TOTAL REVENUE OVER/(UNDER) EXPENSES	212,138.33		
	(WILL CLOSE TO FUND BAL.)	197,902.27		
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.		3,521,522.96	
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.			4,472,252.78
	*** AMOUNT OUT OF BALANCE ***			12,505.09-

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
ASSETS		
02-1001	CASH IN BANK	814,326.15
02-1002	CASH IN DRAWER	0.00
02-1003	DUE FROM INVESTMENTS/WATER DEP	30,321.08
02-1004	CAPITAL EQUIPMENT RESERVE	604,277.49
02-1005	W.S.G. CHGS. RECEIVABLE	136,043.79
02-10051	REFUNDS PAYABLE	344.25
02-10052	UTILITY A/R SUSPENSE	0.00
02-10053	UNAPPLIED US REVENUE	(15,185.81)
02-10054	US GL RECON REPORT	0.00
02-10059	UNBILLED REVENU RECEIVABLE	0.00
02-1006	PROV.FOR UNCOLLECT. ACCTS	(45,898.76)
02-1007	INVENTORY SUPPLIES	166,470.02
02-1008	WW. TRMT PLNT .RES.INVESTMENTS	94,274.46
02-1009	UTILITY SYSTEM IMPROV RESERVE	0.00
02-1010	UNAMORTIZED TAN ISSUE COSTS	0.00
02-1011	AMORT.OF DISC. & PREMIUMS	0.00
02-1012	WATER SYSTEM LAND	33,460.47
02-1013	WATER RIGHTS PURCHASED	6,680,247.00
02-1014	WALKS, DRIVES & FENCES	10,292,588.09
02-1015	BUILDINGS	160,263.00
02-1016	WELLS & WELL HOUSES	0.00
02-1017	BOOSTER STAT. AND STORAGE	0.00
02-1018	WATER LINES,VALVES & FITT	0.00
02-1019	WATER TAPS AND METERS	6,816,494.00
02-1020	AUTOMOTIVE & MISC.EQUIP.	2,224,209.71
02-1021	FIRE HYDRANTS	0.00
02-1022	WATER SYST. DEPRECIATION	(12,615,688.00)
02-1023	SEWER SYSTEM-LAND & LAGOO	95,540.50
02-1024	SEWAGE LIFT STATIONS	0.00
02-1025	DISPOSAL PLANT	0.00
02-1026	SEWER LINES	0.00
02-1027	SEWER SYS. DEPRECIATION	0.00
02-1028	DUE TO/FROM SOLID WASTE	0.00
02-1029	ELECTRICAL INVENTORY	0.00
02-1030	WW LIFTSTATION/LUBBOCK HWY.	492.12
02-1031	ACCOUNTS REC. - TRRA	0.00
02-1032	06 TAN ISSUANCE COSTS	13,561.24
02-1033	06 TAN AMORTIZATION	39,036.00
02-1034	DUE TO FROM WATER FUND	0.00
02-1035	DUE FROM TCDP GRANT	0.00
02-1036	DUE FROM INV. FUND-TX NOTE 06	18,661.02
02-1037	DUE TO INV. - WELLS &TOWER	402,524.51
02-1039	WATER TREATMENT PLANT	0.00
02-1040	WW TRMT PLANT RES.	0.00
02-1050	CASH IN BANK-TRMT PLANT	0.00
02-1060	CIP - NEW WATER WELL PROJECT	(0.71)
02-1065	CIP - LUBBOCK HWY LIFTSTATION	0.16
02-1070	CIP - ELEVATED STORAGE TANK	0.24
02-1075	CIP - WATER MAIN IMP, HWY 87	(0.48)

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE		
02-1080	NET PENSION ASSET (LIABILITY)	218,055.00		
02-1081	DEFERRED OUTFLOW-PENSION CONTR	25,535.00		
02-1082	DEFERRED OUTFLOW-PENSION INV E	3,248.00		
02-1083	L.E.D.C. PRISON TOWER REC.	0.00		
			16,193,199.54	
	TOTAL ASSETS			16,193,199.54

LIABILITIES

02-2010	DUE TO LAMESA EDC	0.00	
02-2013		0.00	
02-2025	REVENUE RECOVERY LIABILITY	(236.77)	
02-2026	REVENUE RECOVERY FEES	3,054.45	
02-2027	UNDEPOSITED METER DEPOSIT	0.00	
02-2028	WATER DEPOSITS	267,929.98	
02-2029	T.M.R.S. PAYABLE	0.00	
02-2030	F.I.C.A. PAYABLE	0.00	
02-2031	VOUCHERS PAYABLE	0.00	
02-2032	BONDS PAYABLE-PRISON	0.00	
02-2033	CONTRIBUTED BY DEVELOPERS	255,845.00	
02-2034	CONTRIBUTED BY U.S. GOV'T	236,875.39	
02-2035	RES.RETIRE.OF BONDS & INT	0.00	
02-2036	EARNED SURPLUS INVESTED	0.00	
02-2037	EARNED SURPLUS UNAPPROPR.	0.00	
02-2038	INT. ON B.F. INVESTMENT	0.00	
02-2039	TRANS. FOR RET. OF BONDS	0.00	
02-2040	OPERATING TRANSFER	0.00	
02-2041	BOND INTEREST EXPENSE	0.00	
02-2042	HANDLING FEES	0.00	
02-2043	CAPITAL PROJECT FUNDS	440,420.21	
02-2045	PROV.COMPENSATED ABSENCES	41,251.02	
02-2046	DUE TO/FROM GENERAL FUND	0.00	
02-2047	DUE TO SOLID WASTE	0.00	
02-2048	DUE TO RISK MGT & SAFETY	0.00	
02-2049	1992 C.O. DEBT NON CURRENT	0.00	
02-2050	NOTE PAYABLE- 2006 TAX NOTES	0.00	
02-2051	NOTE PAYABLE-CAT FINANCE	0.00	
02-2052	LEASE PAYABLE-AAIG(NON-CURRENT	1,511,529.07	
02-2053	NOTES PAYABLE-WSB (NONCURREN).	(0.40)	
02-2054	BONDS PAYABLE - USDA	4,248,000.00	
02-2055	CONTRIBUTED CAPITAL-TCDP	864,400.00	
02-2056	CONTRIBUTED CAPITAL-TDCJ	133,567.10	
02-2057	DUE TO G/F - LAND PURCHASE	0.00	
02-2058	DUE TO SWMF - LAND PURCHASE	75,000.00	
02-2059	DUE TO CAP. PROJ.-LAND PURCHAS	0.00	
02-2060	AFLAC PRE-TAX	0.00	
02-2061	DUE TO/FROM GOLF COURSE FUND	0.00	
02-2070	GROUP INS. PRE-TAX	0.00	
02-2085	AFLAC PRE-TAX	0.00	
02-2090	AFLAC POST TAX	0.00	

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE	
02-2095	VISION INS. PAYABLE	0.42	
02-2160	ACCRUED PAYROLL LIABILITY	27,642.79	
02-2900	CURRENT PORTION 91 C.O.'S	0.00	
02-2901	CURRENT PORTION - USDA	0.00	
02-2902	CURRENT PORTION-2006 TAN	0.00	
02-2903	CURRENT PORTION-CAT FINANCE	0.00	
02-2904	LEASE PAYABLE-AAIG (CURRENT)	128,887.00	
02-2905	NOTES PAYABLE-WSB (CURRENT)	(0.33)	
02-2906	NOTES PAYABLE-SOUTH PLAINS COM	0.00	
02-2909	TAX NOTE 2013 - ST	0.00	
02-2910	TAX NOTE 2013 L-T	106,000.00	
02-2911	CURRENT PORTION COMP ABSE	2,272.80	
02-2912	TAX NOTE 2013-A L-T	152,000.00	
02-2913	TAX NOTE 2013A - S-T	3,000.00	
02-2914	TAX NOTE 2014 L-T	0.00	
02-2915	TAX NOTE 2014 S-T	32,695.00	
02-2920	DEFERRED REV-LIFTSTATION PROJ.	0.00	
02-2925	CONJ. USE SERIES 2011-NONCURRE	1,256,574.00	
02-2926	CONJ USE SERIES 2011-CURRENT	82,209.00	
02-2927	REFUNDING 2010 - NON CURRENT	14,336.00	
02-2928	REFUNDING SERIES 2010-CURRENT	26,382.00	
02-2929	RECLAMATION 2010 - NON CURRENT	0.00	
02-2930	RECLAMATION 2010 - CURRENT	0.00	
02-2931	GROUNDWATER 2009-NON CURRENT	246,227.00	
02-2932	GROUNDWATER 2009 - CURRENT	0.00	
02-2933	GROUNDWATER 2008 - NONCURRENT	0.00	
02-2934	GROUNDWATER 2009 - CURRENT	0.00	
02-2935	GROUNDWATER 2005-NONCURRENT	0.00	
02-2936	GROUNDWATER 2005 - CURRENT	0.00	
02-2937	GROUNDWATER 2012-NONCURRENT	840,136.00	
02-2938	GROUNDWATER 2012-CURRENT	28,402.00	
02-2939	2014 BOND (2005) ST	86,724.00	
02-2940	2014 BOND (2005) LT	36,866.00	
02-2941	2014 PREMIUM (2005)	9,079.00	
02-2942	2014 BOND (2006) ST	52,015.00	
02-2943	2014 BOND (2006) LT	475,447.00	
02-2944	2014 PREMIUM (2006)	73,088.00	
02-2945	2017 BACKHOE LOADER LT	54,139.00	
02-2946	2017 BACKHOE LOADER ST	16,938.00	
02-2950	DEFERRED OUTFLOW-PENSION	111,991.00	
02-2999	PROFIT & LOSS	0.00	
	TOTAL LIABILITIES		11,940,685.73

EQUITY
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02-3001	FUND BALANCE	3,699,536.96	
02-3002	RESERVE-UTILITY SYSTEM IMPROV	0.00	
02-3010	C.O. INTEREST	0.00	
02-3012	TAN INTEREST	0.00	
	TOTAL BEGINNING EQUITY	3,699,536.96	

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE		
	TOTAL REVENUE	296,796.95		
	TOTAL EXPENSES	356,306.62		
	TOTAL REVENUE OVER/(UNDER) EXPENSES	(59,509.67)		
	(WILL CLOSE TO FUND BAL.)	612,486.52		
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.		4,252,513.81	
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.			16,193,199.54

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE	
ASSETS			
03-1001	CASH IN BANK	1,084,703.69	
03-1002	CASH IN BANK - DEBT SERVICE	0.00	
03-1003	CASH IN BANK - CAPITAL RESERVE	0.00	
03-1004	DUE FROM GENERAL FUND	0.00	
03-1005	DUE FROM WASTEWATER	0.00	
03-10059	UNBILLED REVENUE RECEIVABLE	104,635.65	
03-1006	DUE FROM WWF- LAND PURCHASE	75,000.00	
03-1007	DUE FROM INVESTMENTS-DEBT SERV	0.00	
03-1008	DUE FROM INV.-CAPITAL RESERVE	122,135.90	
03-1010	UNAMORTIZED TAN ISSUE COSTS	0.00	
03-1011	GARBAGE CHG. RECEIVABLE	104,530.79	
03-1012	UNCOLLECTIBLE GARB.CHGS.	(34,563.37)	
03-1013	GRANT PROCEEDS RECEIVABLE	0.00	
03-1014	LAND	143,957.00	
03-1015	BUILDINGS	2,386,652.61	
03-1019	AUTOMOTIVE & MISC.EQUIP.	5,098,125.35	
03-1020	DUE FROM INVESTMENT FUND	0.00	
03-1021	CAPITAL EQUIPMENT RESERVE	46,925.39	
03-1022	POST CLOSURE RESERVE	639,122.96	
03-1023	ENVIROMENTAL OPER CENTER RES	0.00	
03-1024	RESERVE FOR TAN I&S	0.00	
03-1027	05 TAN ISSUANCE COSTS	0.00	
03-1028	ACCUM. AMORT-ISSUANCE COSTS	(0.27)	
03-1030	CIP - NEW LANDFILL CELL #4	(0.45)	
03-1050	ACCUMULATED DEPRECIATION	(6,156,442.73)	
03-1080	NET PENSION ASSET (LIABILITY)	124,449.00	
03-1081	DEFERRED OUTFLOW-PENSION CONTR	14,573.00	
03-1082	DEFERRED OUTFLOW-PENSION INV	1,854.00	
			3,755,658.52
	TOTAL ASSETS		3,755,658.52
LIABILITIES			
03-2010	DUE TO/FROM GENERAL FUND	0.00	
03-2013		0.00	
03-2020	DUE TO/FROM WASTE WATER	0.00	
03-2021	POSTCLOSURE RESERVE	0.00	
03-2022	DUE TO RISK MGT & SAFETY	0.00	
03-2030	CONTRIBUTED CAPITAL - SCALE	41,191.00	
03-2040	TAN INTEREST EXPENSE	0.00	
03-2041	BOND INTEREST EXPENSE	0.00	
03-2042	LOSS ON EQUIPMENT	0.00	
03-2044	CUR.PROV FOR COMP.ABSENCE	4,700.74	
03-2045	PROV-COMPENSATED ABSENCE	20,789.84	
03-2049	1992 C.O. DEBT NON-CURRENT	0.00	
03-2050	N/P - CATEPILLAR (DOZER)	(0.25)	
03-2051	EST.LIAB.LANDFILL CLOSURE	548,301.66	
03-2052	OUTSOURCE LEASE-MAD VAC S-T	0.00	

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE	
03-2053	CATEPILLAR LEASE - S-T	0.15	
03-2054	2005 TAX NOTE -CURRENT PORTION	0.00	
03-2055	N/P CATERPILLAR (BULLDOZER)	(0.31)	
03-2056	TAN I&S INTEREST	0.00	
03-2060	AFLAC PRE-TAX	0.00	
03-2065	N/P KSB - GARBAGE TRUCK	0.00	
03-2070	GROUP INS. PRE-TAX	0.00	
03-2085	AFLAC PRE-TAX	0.00	
03-2090	AFLAC POST TAX	0.00	
03-2095	VISION INS. PAYABLE	0.00	
03-2096	N/P-CATERPILLAR 930H - LT	0.00	
03-2097	N/P - CATERPILLAR 930H - ST	0.00	
03-2098	N/P CATERPILLAR (BACKHOE) ST	0.00	
03-2160	ACCRUED PAYROLL LIABILITY	19,583.22	
03-2165	N/P MACK TRUCK W/ SIDELOAD -LT	132,035.00	
03-2166	N/P MACK TRUCK W/ SIDELOAD -ST	41,153.00	
03-2901	CURRENT PORTION 92 C.O.'S	0.00	
03-2902	CURRENT PORTION-1997 TAN	0.00	
03-2903	OUTSOURCE LEASE- MAD VAC L-T	0.00	
03-2904	CATEPILLAR LEASE - L-T	0.00	
03-2905	2005 TAX NOTE (LT)	0.00	
03-2906	ST-CATERPILLAR LOADER 2015	11,427.00	
03-2907	LT - CATERPILLAR LOADER 2015	101,113.00	
03-2908	ST-CATERPILLAR BULL DOZER 2015	40,520.00	
03-2909	LT-CATERPILLAR BULL DOZER 2015	41,634.00	
03-2910	TAX NOTE 2012 - LT	7,999.99	
03-2911	TAX NOTE 2012 - ST	0.00	
03-2912	2016 MACK DUMP TRUCK - LT	45,513.00	
03-2913	2016 MACK DUMP TRUCK - ST	44,190.00	
03-2950	DEFERRED INFLOW-PENSION	63,916.00	
	TOTAL LIABILITIES		1,164,067.04
EQUITY			
03-3001	FUND BALANCE	2,127,156.42	
03-3002	INVESTMENT IN PROPERTY	0.00	
03-3003	UNRESERVED FUND BALANCE	0.00	
03-3004	POSTCLOSURE RESERVE	107,228.18	
03-3005	RESERVE ENVIROMENTAL OPER CNTR	0.00	
03-3010	C.O. INTEREST	0.00	
03-3012	TAN INTEREST	0.00	
	TOTAL BEGINNING EQUITY	2,234,384.60	
	TOTAL REVENUE	166,339.96	
	TOTAL EXPENSES	117,573.33	
	TOTAL REVENUE OVER/(UNDER) EXPENSES	48,766.63	
	(WILL CLOSE TO FUND BAL.)	308,440.25	
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.		2,591,591.48
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.		3,755,658.52

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

18 -MUNICIPAL GOLF COURSE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE		
ASSETS				
18-1001	CASH	(97,446.13)		
18-1002	MEMORIAL FUND	1,398.00		
18-1005	GOLF FEES RECEIVABLE	38,868.95		
18-1006	ALLOWANCE FOR BAD DEBTS	(30,326.00)		
18-1020	LAND IMPROVEMENTS	79,362.32		
18-1021	EQUIPMENT	326,363.08		
18-1022	DEPRECIATION	(204,510.83)		
18-1023	BUILDINGS & IMPROVEMENTS	25,634.27		
18-1028	SALES TAX RECEIVABLE	0.00		
18-1030	DUE TO/FROM WATER FUND	0.00		
18-1080	NET PENSION ASSET (LIABILITY)	31,317.00		
18-1081	DEFERRED OUTFLOW-PENSION CONTR	3,667.00		
18-1082	DEFERRED OUTFLOW-PENSION INV.	466.00		
			174,793.66	
	TOTAL ASSETS			174,793.66
LIABILITIES				
18-2010	DUE TO/FROM GENERAL FUND	0.00		
18-2013	NOTES PAYABLE-OUTSORCE/CURR.	0.00		
18-2014	SALES TAX PAYABLE	0.00		
18-2015	NOTE PAYABLE-WELL FARGO-CURREN	0.00		
18-2016	DUE TO RISK MGMT.	96,624.00		
18-2017	NOTES PAYABLE	0.00		
18-2018	NOTES PAYABLE - OUTSOURCE	0.00		
18-2044	COMP. ABSENCES - CURRENT	2,762.21		
18-2045	COMP. ABSENCES - LONG TERM	10,489.11		
18-2160	ACCRUED PAYROLL LIABILITY	3,365.50		
18-2902	RANGE BALL SERVER -ST PORTION	0.00		
18-2903	PNC GOLF CAR LEASE - LT	61,497.00		
18-2904	PNC GOLF CAR LEASE - ST	11,027.00		
18-2906	RANGE BALL SERVER- LT PORTION	12,216.00		
18-2907	TORO MOWER LT	32,576.00		
18-2950	DEFERRED INFLOW-PENSION	16,084.00		
	TOTAL LIABILITIES		246,640.82	
EQUITY				
18-3001	FUND BALANCE	11,004.10		
	TOTAL BEGINNING EQUITY	11,004.10		
	TOTAL REVENUE	61,384.90		
	TOTAL EXPENSES	19,143.51		
	TOTAL REVENUE OVER/(UNDER) EXPENSES	42,241.39		
	(WILL CLOSE TO FUND BAL.)	(125,092.65)		
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.		(71,847.16)	
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.			174,793.66

BALANCE SHEET
AS OF: OCTOBER 31ST, 2019

20 -WASTEWATER FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE		
ASSETS				
20-1001	CASH	35,272.71		
20-1010	SEWER CHARGES RECEIVABLE	58,894.06		
20-1025	SEWER PLANT	0.00		
			94,166.77	
	TOTAL ASSETS			94,166.77
LIABILITIES				
20-2010	DUE TO GENERAL FUND	0.00		
20-2020	DUE FROM WASTEWATER FUND	0.00		
	TOTAL LIABILITIES		0.00	
EQUITY				
20-3001	FUND BALANCE	0.00		
	TOTAL BEGINNING EQUITY	0.00		
	TOTAL REVENUE	104,135.85		
	TOTAL EXPENSES	9,160.60		
	TOTAL REVENUE OVER/(UNDER) EXPENSES	94,975.25		
	(WILL CLOSE TO FUND BAL.)	(808.48)		
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.		94,166.77	
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.			94,166.77

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 23**

SUBJECT: **CITY STAFF REPORTS**
SUBMITTED BY: City Staff

SUMMARY STATEMENT

a. **PARKS, STREETS, SANITATION/LANDFILL REPORT:** Director to report on the city's recent events. *(Parks and Street/Director)*

b. **UTILITIES DIRECTOR REPORT**: Utilities Director to report on the city's recent events. (*Utilities Director*)

COUNCIL ACTION

No City Council action required.

City Staff to report on recent events

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 24**

SUBJECT: **CITY MANAGER REPORT**
SUBMITTED BY: City Manager

SUMMARY STATEMENT

a. City Hall Closed for Thanksgiving – November 28 & 29, 2019

b. City Hall Christmas Open House – December 6, 2019 from 11 a.m. to 4 p.m.

c. City Hall Closed for Christmas – December 25 & 26, 2019

d. City Hall Closed for New Year's Day – January 1 & 2, 2020

COUNCIL ACTION

No City Council action required.

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 25**

SUBJECT: **MAYOR'S REPORT**
SUBMITTED BY: Mayor

SUMMARY STATEMENT

Mayor to report on future goals and goals.

COUNCIL ACTION

No City Council action required.

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: NOVEMBER 19, 2019 **AGENDA ITEM: 26**

ADJOURNMENT: *The next regularly scheduled meeting of the City Council of the City of Lamesa, Texas will be December 17, 2019 at 5:30 P.M.*