



CITY COUNCIL AGENDA

NOTICE IS GIVEN THAT THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, WILL MEET IN A REGULARLY SCHEDULED MEETING AT 5:30 P.M. ON TUESDAY, SEPTEMBER 3, 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 meetings held on August 20, 22, and 27, 2019.

4. BUDGET AMENDMENT VIII: Consider amending Ordinance O-14-18 on First reading with respect to October 1, 2018. *(City Manager & Finance Director)*

5. RATIFY THE PROPERTY TAX DECREASE REFLECTED IN THE FISCAL YEAR 2019-2020 BUDGET: Consider ratifying the property tax decrease reflected in the Fiscal Year 2019-2020 budget that raises less property taxes than the Fiscal Year 2018-2019 budget. *(City Manager)*

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$-2,465, WHICH IS A - 0.10 PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

6. AD VALOREM TAX RATE – 2019 (DEBT SERVICE TAX RATE): Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue required to pay Debt Service at a rate of \$0.0000 per hundred dollar assessed valuation for Fiscal Year beginning October 1, 2019 and ending September 30, 2020. *(City Manager)*

7. **AD VALOREM TAX RATE – 2019 (MAINTENANCE AND OPERATION TAX RATE):** Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation expenditures at a rate of \$0.834607 for Fiscal Year beginning October 1, 2019, and ending September 30, 2020. (City Manager)

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

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17. {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

8. **AD VALOREM TAX RATE – 2019:** Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on first reading an ordinance establishing the ad valorem tax rate of \$0.834607 per hundred dollar assessed valuation for the Fiscal Year beginning October 1, 2019 and ending September 30, 2020, and adopting the provisions of Section 31.05 of the State Property Tax Code to provide for discounts under certain conditions. (City Manager)

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

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17. {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$-2,465, WHICH IS A - 0.10 PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

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

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

11.ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be September 10, 2019 at 5:30 P.M.*

Upcoming Meetings

- **Sept. 10, 2019 City Council Meeting -**
 - 2nd Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
 - Authorize Warrants for FY 2018/2019
- **Sept. 17, 2019 City Council Regularly Scheduled Meeting.**




Open Meetings Information



CLOSED MEETINGS

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

PUBLIC PARTICIPATION

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

MEETING ACCESSIBILITY

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

Contact: Betty Conde at 806-872-4322

✉ 601 South First Street, Lamesa, Texas 79331

☎ **Telephone - (806) 872-4322**

📠 **Fax - (806) 872-4338**

CERTIFICATION OF NOTICE



I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at **4:45 p.m., August 30, 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: SEPTEMBER 3, 2019

AGENDA ITEMS: 1 & 2

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	Council Member – District 4
BOBBY G. GONZALES	Council Member – District 5
DOUGLAS 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	Attorney

Members of the press present at the meeting:

Members of the public present at the meeting:

INVOCATION:

AND PLEDGE OF ALLEGIANCE.



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 3

SUBJECT: **CONSENT AGENDA ITEMS**
PROCEEDING: Approval
SUBMITTED BY: City Staff

SUMMARY STATEMENT

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on August 20, 22 and 27, 2019.

COUNCIL ACTION

DISCUSSION _____

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

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

CITY MANAGER'S MEMORANDUM

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

THE STATE OF TEXAS }

COUNTY OF DAWSON }

CITY OF LAMESA }

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

August 20, 2019

On this the 20th day of August 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 6 City Council Members were present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1
MARIE. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3(ABSENT)
DORE EVAN RODRIGUEZ	COUNCIL MEMBER District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6

City staff members present at the meeting:

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

Members of the press present at the meeting:

Russel Skiles

Members of the public present at the meeting:

Sandy Trevino	Irma Ramirez	Robert Ramirez
Mike Lopez	Wayne Chapman	Larry Duyck
Dale Alwan	Steve Oien	Marco Rodriguez
Melba Rush	Willie Tijerina	Carlos R. Tejerina sr.
Rudolfo Virrarreal	Ron Goulette	Lloyd Schoonover

INVOCATION: Josh Stevens

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on July 15 and 16 and August 6, 13 and 15, 2019.
- b. **BILLS FOR JULY 2019:** Approval of the bills paid by the City of Lamesa for the month of July, 2019.

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

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

PROCLAMATION: Presentation of a plaque and proclamation designating the City of Lamesa, Dawson County, Texas, is a Purple Heart City, honoring the service and sacrifice of our Nation's men and women in uniform.

SELL OF POLICE UNIT #100 TO LISD FOR \$1.00: City Council to approve the sell of police unit #100 to LISD FOR \$1.00.

Motion by Council Member Gonzales to approve the sell of police unit # 100 to LISD for \$1.00. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

PUBLIC HEARING ON REQUEST FOR SPECIFIC USE PERMIT: Public hearing regarding a specific use permit for the following property:

CASE NO. P&Z 19-8: To consider the petition of MARCO ANTONIO RODRIQUEZ, 110 CO RD 29, LAMESA, TEXAS 79331 of the following property

THE WEST 70.5 FEET OF LOT 5, BLOCK 23, HILLCREST ADDITION, to the City of Lamesa, Dawson County, Texas

located at 1208 S. 14TH STREET LAMESA, TEXAS 79331 FOR A SPECIFIC USE PERMIT FOR THE PLACEMENT OF A 1998 OAKWOOD MANUFACTURED HOME (16X72) IN AN R1 DISTRICT for primary residence. (*Building Official*)

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

The following persons spoke:

Marco Rodriquez

Melba Rush

The public hearing started at 5:48p.m. and ended at 5:55p.m.

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

CASE NO. P&Z 19-8: To consider the petition of MARCO ANTONIO RODRIQUEZ, 110 CO RD 29, LAMESA, TEXAS 79331 of the following property

THE WEST 70.5 FEET OF LOT 5, BLOCK 23, HILLCREST ADDITION, to the City of Lamesa, Dawson County, Texas

located at 1208 S. 14TH STREET LAMESA, TEXAS 79331 FOR A SPECIFIC USE PERMIT FOR THE PLACEMENT OF A 1998 OAKWOOD MANUFACTURED HOME (16X72) IN AN R1 DISTRICT for 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 Stewart and upon being put to a vote the motion passed.

VOTING:

"AYE" 5

"NAY" 1

"ABSTAIN"

ORDINANCE AMENDING CHAPTER 12, DIVISION 3 STOP INTERSECTIONS, SECTION 12.03.082(2) OF THE CODE OF ORDINANCES TO PROVIDE FOR ADDITIONAL STOP SIGNS: City Council to consider amending Chapter 12, Division 3 Stop Intersections, Section 12.03.082(2) of the Code of Ordinances to provide for additional stop signs through N.13th Street and Avenue R.

Motion by Council Member Stewart to consider amending Chapter 12, Division 3 Stop Intersections, Section 12.03.082 (2) of the Code of Ordinance to provide for additional stop signs at N.13th and Avenue R. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING:

"AYE" 6

"NAY"

"ABSTAIN"

CITY STAFF REPORTS:

- a. **PARKS, STREETS, SANITATION/LANDFILL REPORT:** Director to report on the city's recent events.
- b. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events.

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

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

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

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be August 22, 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 August 20, 2019.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

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

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

August 22, 2019

On this the 20th day of August 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 4 City Council Members were present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1
MARIE. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3 (ABSENT)
DORE EVAN RODRIGUEZ	COUNCIL MEMBER District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6

City staff members present at the meeting:

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

Members of the press present at the meeting:

Russel Skiles

Members of the public present at the meeting:

Wayne Chapman	Sean Overenyder	Saul
Larry Duyck	Sandy Trevino	Mike Lopez

INVOCATION:

RESOLUTION APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE EXECUTIVE COMMITTEE OF CITIES SERVED BY ATMOS WEST TEXAS ("CITIES") AND ATMOS ENERGY CORP., WEST TEXAS DIVISION REGARDING THE COMPANY'S 2019 RATE REVIEW MECHANISM FILINGS: Consider passing a Resolution approving a negotiated settlement between the executive committee of Cities Served By Atmos West Texas ("CITIES") and Atmos Energy Corp., West Texas Division regarding the company's 2019 rate review mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the company to reimburse cities' reasonable ratemaking expenses; determining that this resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring Delivery of this resolution to the company and the ' legal counsel. *(City Manager)*

Motion by Council Member Morris to pass a Resolution approving a negotiated settlement between the Executive Committee of Cities served by Atmos West Texas ("Cities") and Atmos Energy Corp., West Texas Division regarding the company's 2019 Rate Review Mechanism Filings. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:

"AYE" 6

"NAY"

"ABSTAIN"

Res. No. R-28-19

Ord. Book 13

Page 47

PURCHASE OF USED VEHICLE FOR CODE ENFORCEMENT: City Council to approve purchase of used vehicle for use by the Code Enforcement department. (Funds to be used are insurance proceeds.)

Motion by Council Member Gonzales to approve the purchase of used vehicle for use by the Code Enforcement department. Motion seconded by Council Member Rodriquez and upon being put to a vote the motion passed.

VOTING:

"AYE" 6

"NAY"

"ABSTAIN"

LEDC BUDGET AMENDMENT: City Council to consider approving LEDC Budget Amendment for a grand for a project tied to a 12 Year Performance Agreement – TatumTek, LLC.

Motion by Council Member Gonzales to approve LEDC Budget Amendment for a grand for a project tied to a 12 Year Performance Agreement – TatumTek, LLC. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

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 19-8: To consider the petition of MARCO ANTONIO RODRIQUEZ, 110 CO RD 29, LAMESA, TEXAS 79331 of the following property

THE WEST 70.5 FEET OF LOT 5, BLOCK 23, HILLCREST ADDITION, to the City of Lamesa, Dawson County, Texas

located at 1208 S. 14TH STREET LAMESA, TEXAS 79331 FOR A SPECIFIC USE PERMIT FOR THE PLACEMENT OF A 1998 OAKWOOD MANUFACTURED HOME (16X72) IN AN R1 DISTRICT for primary residence. (*Building Official*)

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

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

PUBLIC HEARING - FISCAL YEAR 2019-2020 ANNUAL BUDGET: Convene a public hearing, in accordance with State Law (Local Government Code, Chapter 102, Section 102.006), to hear a report from the City Manager and to hear comments from the public regarding the proposed Annual Budget for Fiscal Year 2019-2020 beginning on October 1, 2019 and ending September 30, 2020. *(City Manager)*

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

Following the report from the City Manager, the Mayor will ask if anyone wishes to speak regarding the proposed Annual Budget for Fiscal Year 2019-2020.

The following persons spoke:

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

FISCAL YEAR OCTOBER 2019-2020 BUDGET - ADOPTION: Consider passing an ordinance on first reading with record vote in accordance with State Law (Local Government Code, Chapter 102, Section 102.007) providing funds for the Fiscal Year beginning October 1, 2019, and ending September 30, 2020, by approving the budget for said period and appropriating and setting aside the necessary funds out of the General Fund, Water/Wastewater, Solid Waste funds for the maintenance and operation of the various departments and for various activities and improvements to the City. *(City Manager)*

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

Motion by Council Member Stewart to adopt on first reading the proposed 2019-2020 Annual Budget, including the following statement (to be read aloud):

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	<u>√</u>	_____	_____
Brant Stewart	<u>√</u>	_____	_____
Marie A. Briseno	<u>√</u>	_____	_____
Rick Moreno (ABSENT)	_____	_____	_____
Dore Evan Rodriguez	<u>√</u>	_____	_____
Bobby Gonzales	<u>√</u>	_____	_____
Doug Morris	_____	<u>√</u>	_____

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be August 27, 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 August 22, 2019.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

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

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

August 27, 2019

On this the 27th day of August 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 6 City Council Members were present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1 (ABSENT)
MARIE. BRISENO	Council Member – District 2
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

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:

Dale Alwan	Larry Duyck	Mike Lopez
Sandy Trevino		

INVOCATION: Doug Morris

FISCAL YEAR OCTOBER 2019-2020 BUDGET - ADOPTION: Consider passing an ordinance on Second reading with record vote in accordance with State Law (Local Government Code, Chapter 102, Section 102.007) providing funds for the Fiscal Year beginning October 1, 2019, and ending September 30, 2020, by approving the budget for said period and appropriating and setting aside the necessary funds out of the General Fund, Water/Wastewater, Solid Waste funds for the maintenance and operation of the various departments and for various activities and improvements to the City. (City Manager)

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

Motion by Council Member Gonzales to adopt on Second reading the Proposed 2019-2020 Annual Budget, including the following statement (to be read aloud):

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING

"AYE" 6

"NAY"

"ABSTAIN"

Josh Stevens
Brant Stewart
Marie A. Briseno
RICK MORENO
DORE EVAN RODRIQUEZ
BOBBY G. GONZALES
Doug Morris

✓		
✓		
✓		
✓		
✓		
✓		

CONSIDERATION FOR AMENDING UTILITY BILLS FOR DAWSON COUNTY AG FARM BARN: City Council to consider amending Dawson County utility bills for Dawson County Ag Farm Barn for July 15, 2019 – August 15, 2019 and August 16, 2019 – September 15, 2019.

No Action

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

City manager announced there will be a regular scheduled meeting on September 17, 2019. Planning and Zoning item on September 17, 2019

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 August 22, 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 August 27, 2019.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 4

SUBJECT: BUDGET AMENDMENT VIII
EXHIBITS: Ordinance 1st reading
PROCEEDING: Action
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Consider amending Ordinance O-14-18 on First reading with respect to October 1, 2018.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider amending Ordinance No.O-14-18 on First reading with respect to October 1, 2018 fiscal year budget. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

ORDINANCE NO. O

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING ORDINANCE NO. 0-14-18 TO APPROPRIATE FUNDS IN THE CITY OF LAMESA BUDGET FOR FISCAL YEAR 2018-2019.

On the 3rd day of September, 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. 0-14-18 to make certain revisions to the 2018-2019 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 2018-2019 Budget contained in Ordinance No. 0-14-18 be, and same is hereby, amended to change the amount appropriated by the following:

	<u>Revenues</u>	<u>Expenditures</u>
General Fund	\$9,792.00	\$ 20,000.00
Golf Fund	\$ 0	\$ 9,100.00

SECTION 2. Effective date: That this Ordinance shall become effective as of this September 20th, 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 September 3rd, 2019 by a majority vote with amendment; and on September 10th, 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 2019-08 FOR FY 2018/2019

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).

Increase Revenues (01-40904) - Misc. Revenue.	\$ 9,792.00
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Increase Expenditures (01-5023-930) - Building, Structures & Impr.	\$20,000.00
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GOLF FUND (18)

This budget amendment reflects the use of Lamesa Golf Course Memorial Funds to purchase a greens roller.

Increase Expenditures – (18-5311953) - Equipment – Major Inst. & App.	\$9,100.00
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City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 5

SUBJECT: RATIFY THE PROPERTY TAX DECREASE REFLECTED IN
THE FISCAL YEAR 2019-2020 BUDGET
PROCEEDING: Action
SUBMITTED BY: City Staff
AUTHORITY: State Law; Local Government Code Section 102.007 (c)

SUMMARY STATEMENT

Consider ratifying the property tax decrease reflected in the Fiscal Year 2019-2020 budget that raises less property taxes than the Fiscal Year 2018-2019 budget. (City Manager)

COUNCIL ACTION

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$-2,465, WHICH IS A -0.10 PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

DISCUSSION _____

Motion by Council Member _____ to ratify the property tax decrease reflected in the Fiscal Year 2019-2020 budget that raises less property tax rate than the Fiscal Year 2018-2019 budget. This year's proposed tax rate of \$.834607 does not exceed the effective tax rate. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 6

SUBJECT: AD VALOREM TAX RATE – 2019 (DEBT SERVICE TAX RATE)
PROCEEDING: Ordinance, First Reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05

SUMMARY STATEMENT

Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue required to pay Debt Service at a rate of \$0.0000 per hundred dollar assessed valuation for Fiscal Year beginning October 1, 2019 and ending September 30, 2020. (City Manager)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ must be stated as;

“I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO PAY DEBT SERVICE AT A RATE OF \$0.0000 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020.”

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	“AYE”	“NAY”	“ABSTAIN”
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Rick Moreno	_____	_____	_____
Dore Evan Rodriquez	_____	_____	_____
Bobby Gonzales	_____	_____	_____
Douglas Morris	_____	_____	_____

CITY MANAGER'S MEMORANDUM

Recommend approval on 1st reading to set the Debt Service tax rate at \$0.0000 on the hundred dollars cash value.

ORDINANCE NO. O

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2019-2020 AT \$0.0000 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE REVENUES FOR INTEREST AND SINKING FUND REQUIREMENTS FOR DEBT SERVICE.

On this the 3rd day of September, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2019-2020 required to raise the amount of revenue to pay debt service.

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

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

SECTION 1. There is hereby levied for the Fiscal Year 2019-2020 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, for interest and sinking fund requirements for debt service a tax of \$0.0000 on each one hundred dollars (\$100.00) of assessed value of taxable property.

SECTION 2 The effective date of this ordinance shall be October 1, 2019.

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 10th day of September, 2019 by a super majority vote.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 7

SUBJECT: AD VALOREM TAX RATE – 2019 (MAINTENANCE AND OPERATION TAX RATE)
PROCEEDING: Ordinance; First Reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05

SUMMARY STATEMENT

Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on first reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation expenditures at a rate of \$0.834607 for Fiscal Year beginning October 1, 2019, and ending September 30, 2020. (City Manager)

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

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17. {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ must be stated as; ***"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO FUND MAINTENANCE AND OPERATION EXPENDITURES AT A RATE OF \$0.834607 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020.***

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

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

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

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

CITY MANAGER'S MEMORANDUM

Recommend approval on 1st reading to set the Maintenance and Operations tax rate at \$0.834607 on the hundred dollars cash value.

ORDINANCE NO. O

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2019-2020 AT \$0.834607 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE THE REVENUE REQUIRED FOR MAINTENANCE AND OPERATION EXPENDITURES.

On this the 3rd day of September, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2019-2020 required to raise the amount of revenue required for maintenance and operation expenditures.

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

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

SECTION 1. There is hereby levied for the Fiscal Year 2019-2020 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, for maintenance and operations expenditures a tax of \$0.834607 on each one hundred dollars (\$100.00) of assessed value of taxable property.

SECTION 5. The effective date of this ordinance shall be October 1, 2019.

SECTION 6. "THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

SECTION 7. "THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17."

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 10th day of September, 2019 by a super majority vote.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

ORDINANCE NO. O

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2019-2020 AT \$0.0000 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE REVENUES FOR INTEREST AND SINKING FUND REQUIREMENTS FOR DEBT SERVICE.

On this the 3rd day of September, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2019-2020 required to raise the amount of revenue to pay debt service.

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

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

SECTION 1. There is hereby levied for the Fiscal Year 2019-2020 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, for interest and sinking fund requirements for debt service a tax of \$0.0000 on each one hundred dollars (\$100.00) of assessed value of taxable property.

SECTION 2 The effective date of this ordinance shall be October 1, 2019.

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 10th day of September, 2019 by a super majority vote.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 8

SUBJECT: **AD VALOREM TAX RATE – 2019**
PROCEEDING: Ordinance; First Reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05 and 31.05

SUMMARY STATEMENT

Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on first reading an ordinance establishing the ad valorem tax rate of **\$0.834607** per hundred dollar assessed valuation for the Fiscal Year beginning October 1, 2019 and ending September 30, 2020, and adopting the provisions of Section 31.05 of the State Property Tax Code to provide for discounts under certain conditions. (City Manager)

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

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17. {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$-2,465, WHICH IS A -0.10 PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ must be stated as; ***"I MOVE THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.834607, WHICH IS EFFECTIVELY A 3.69 PERCENT INCREASE IN THE TAX RATE.***

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

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17.

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

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	“AYE”	“NAY”	“ABSTAIN”
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Rick Moreno	_____	_____	_____
DORE EVAN RODRIQUEZ	_____	_____	_____
BOBBY GONZALES	_____	_____	_____
Douglas Morris	_____	_____	_____

CITY MANAGER’S MEMORANDUM

Recommend approval on 1st reading to set the tax rate at \$0.834607 on the hundred dollars cash value.

ORDINANCE NO. O

AN ORDINANCE OF THE CITY OF LAMESA, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2019-2020 AT \$0.834607 PER ONE HUNDRED DOLLARS OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE REVENUES FOR INTEREST AND SINKING FUND REQUIREMENTS FOR DEBT SERVICE AND MAINTENANCE AND OPERATIONS EXPENDITURES; REPEALING ALL ORDINANCES OF THE CITY IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

On this the 3rd day of September, 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 (Govt. Code, Chapter 551); there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

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

WHEREAS, the City Council of the City of Lamesa, Texas finds that all prerequisites to the levying of a tax rate for the City of Lamesa for the Fiscal Year 2019-2020 as required by law have been complied with; and

WHEREAS, the City Council hereby finds that this ordinance implements the ad valorem tax revenue provisions of the Operating Budget of the City of Lamesa effective for the Fiscal Year 2019-2020 and further finds that this ordinance is not inconsistent or in conflict with said Operating Budget; and

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

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

SECTION 1. There is hereby levied for the Fiscal Year 2019-2020 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lamesa, Texas, and not exempt by the Constitution of the State and valid State laws, a tax of \$0.834607 on each one hundred dollars (\$100.00) of assessed value of taxable property, and shall be apportioned and distributed as follows \$2,370,970 for the purpose of defraying the current expenses for maintenance and operations and debt service of the City.

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

SECTION 3. "THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17."

SECTION 4. "THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$-2,465, WHICH IS A -0.10 PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

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

- (a) Three (3) percent discount on ad valorem taxes due the City of Lamesa if the taxes are paid in October of 2019.
- (b) Two (2) percent discount on ad valorem taxes due the City of Lamesa if the taxes are paid in November of 2019.
- (c) One (1) percent discount on ad valorem taxes due the City of Lamesa if the taxes are paid in December of 2019.

SECTION 6. The effective date of this ordinance shall be October 1, 2019.

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

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 10th day of September, 2019 by a majority vote.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 9

SUBJECT: CITY MANAGER REPORT
SUBMITTED BY: City Manager

SUMMARY STATEMENT

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

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 10

SUBJECT: MAYOR'S REPORT
SUBMITTED BY: Mayor

SUMMARY STATEMENT

Mayor to report on future goals and events.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: SEPTEMBER 3, 2019

AGENDA ITEM: 11

ADJOURNMENT: Announcement by the Mayor - "The next regularly scheduled meeting of the City Council of the City of Lamesa will be **September 10TH, 2019** at 5:30 P.M."

Upcoming Meetings

- **Sept. 10, 2019 City Council Meeting -**
 - 2nd Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
 - Authorize Warrants for FY 2019/2020
- **Sept. 17, 2019 City Council Regularly scheduled meeting.**