



# CITY COUNCIL AGENDA

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NOTICE IS GIVEN THAT THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, WILL MEET IN A REGULARLY SCHEDULED MEETING AT 5:30 P.M. ON TUESDAY, JUNE 16, 2020, 601 SOUTH FIRST STREET, FOR THE PURPOSE OF CONSIDERING AND TAKING OFFICIAL ACTION ON THE FOLLOWING ITEMS:

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1. **CALL TO ORDER:**
2. **INVOCATION:**
3. **CONSENT AGENDA:** All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.
  - a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the City Council meeting held on May 19, 2020.
  - b. **BILLS FOR MAY 2020:** Approval of the bills paid by the City of Lamesa for the month of May, 2020.
4. **PUBLIC HEARING – 2020 TxCDBG-DRP GRANT APPLICATION:** Conduct a public hearing, in accordance with State Law (Local Government Code, Chapter 102), to hear a report from the City Manager and to hear comments from the public regarding the proposal to the Texas Department of Agriculture for a Texas Community Development Block Grant. *(City Manager)*
5. **DISCUSS, CONSIDER, AND TAKE ACTION TO ADOPT A RESOLUTION AWARDED AN ADMINISTRATION CONTRACT FOR A 2020 TxCDBG-DRP GRANT APPLICATION AND PROJECT:** City Council to Consider passing a resolution awarding an administration contract for a 2020 TxCDBG-DRP grant application and project. *(City Manager)*
6. **DISCUSS, CONSIDER AND TAKE ACTION TO ADOPT A RESOLUTION TO APPLY FOR GRANT FUNDING UNDER THE COVID-19 CARES ACT TO BE USED TO OFFSET EXPENSES INCURRED BY THE CITY OF LAMESA IN RESPONSE TO THE COVID-19 VIRUS PANDEMIC:** City Council to consider applying for a grant under the COVID-19 Cares Act to be used to offset expenses incurred by the City of Lamesa in response to the COVID-19 Virus Pandemic. *(City Manager)*
7. **OPEN BIDS- NORTH LIFT STATION AND THE WASTE WATER TREATMENT PLANT IMPROVEMENTS:** Consider opening bids, for the construction of a new North Lift Station and waste water treatment plant improvements for the City of Lamesa. Project includes construction of the new North Lift Station located at the intersection of 22<sup>nd</sup> Street and Chicago Avenue, complete with pumps, wet well and valve vault structures and onsite pipeline re-routing. The waste water treatment plant project includes maintenance improvements at the existing plant located south of the city and will include repairing an existing flow measuring station and electrical improvements to the main lift station power panel. Take appropriate action as necessary. *(City Manager)*

- 8. PUBLIC HEARING ON REQUEST FOR ZONE CHANGE:** Public hearing regarding a zone change request for the following property:

**CASE NO. P&Z 20-4:** To consider the petition of PAUL HERNANDEZ, 712 N. 2<sup>ND</sup> STREET LAMESA, TEXAS 79331 to change the zone of the following property:

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOT 10, 11 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254 OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3<sup>RD</sup> STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS. AND **TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, ON PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at N. 4<sup>TH</sup> & AKRON, LAMESA, TEXAS 79331 from zoning District R-1 to zoning District I-2 for a MECHANIC/TRUCK SHOP FOR HIS BUSINESS. *(Building Official)*

- 9. REQUEST FOR ZONE CHANGE:** City Council to consider approving an Ordinance on First reading approving Zone change for the following property:

**CASE NO. P&Z 20-4:** To consider the petition of PAUL HERNANDEZ, 712 N. 2<sup>ND</sup> LAMESA, TEXAS 79331 to change the zone of the following property:

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOT 10, 11 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254 OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3<sup>RD</sup> STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS. AND **TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, ON PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at N. 4<sup>TH</sup> & AKRON, LAMESA, TEXAS 79331 from zoning District R-1 to zoning District I-2 for a MECHANIC/TRUCK SHOP FOR HIS BUSINESS. *(Building Official)*

- 10. RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES:** City Council to approve a resolution designating authorized signatories. The approved signatories on each account will include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director, and Betty Conde, City Secretary. *(City Manager and Finance Director)*

- 11. CREATION OF BANK ACCOUNT FOR LAMESA ANIMAL SHELTER:** City Council to approve a resolution to open a bank account for funds donated to the Lamesa Animal Shelter and designating the authorized signatories. The authorized signatories on the account will include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director, and Betty Conde, City Secretary. *(City Manager and Finance Director)*
- 12. AN ORDINANCE AMENDING CHAPTER 12 ENTITLED "TRAFFIC AND VEHICLES" TO AMEND CERTAIN PORTIONS OF SEC 12.03.052 OF THE CODE OF ORDINANCES TO TEMPORARILY REDUCE SPEED LIMITS:** Consider passing an Ordinance on second reading to temporarily reduce the speed limits on certain portions of Bryan Ave and Seminole Road (North 4<sup>th</sup> street) from September 1, 2020, through November 30, 2023. *(City Manager)*
- 13. BUDGET AMENDMENT V:** Consider amending Ordinance O-17-19 on second reading with respect to October 1, 2019. *(City Manager & Finance Director)*
- 14. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE CONVEYANCE OF VARIOUS PARCELS OF REAL PROPERTY HELD IN TRUST BY THE CITY OF LAMESA AND AUTHORIZING THE MAYOR OF THE CITY TO EXECUTE TAX DEEDS AND TO TAKE SUCH ACTIONS REQUIRED TO EFFECT THE CONVEYANCE OF SUCH REAL PROPERTY:** City Council to consider passing a Resolution authorizing the conveyance of various parcels of real property held in trust by the City of Lamesa and authorizing the Mayor of the City to execute tax deeds and to take such actions required to effect the conveyance of such real property. *(City Manager)*
- 15. BUDGET AMENDMENT VI:** Consider amending Ordinance O-17-19 on first reading with respect to October 1, 2019. *(City Manager & Finance Director)*
- 16. 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)*
- 17. DECLARE REGULARLY CALLED MEETINGS FOR BUDGET DEADLINES AND CANCELLATION OF REGULARLY SCHEDULED MEETING ON SEPTEMBER 15, 2020:** City Council to declare regularly called meetings for Budget deadlines for the following dates and cancellation of regularly scheduled meeting on September 15, 2020:
- 18. CITY STAFF REPORTS:**
  - a. UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events
- 19. FINANCIAL REPORT:** Finance Director to report on the city's finances.
- 20. CITY MANAGER'S REPORT:** City Manager to report on current activities and answer questions from the City Council.
- 21. MAYOR'S REPORT:** Mayor to report on future plans and goals.



**22.ADJOURNMENT:** *The next regularly scheduled meetings of the City Council of the City of Lamesa will be July 13, 2020 at 5:30 P.M.*

⦿ ⦿ **Open Meetings Information** ⦿ ⦿

**CLOSED MEETINGS**

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

**PUBLIC PARTICIPATION**

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

**MEETING ACCESSIBILITY**

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

**Contact: Betty Conde at 806-872-4322**

✉ 601 South First Street, Lamesa, Texas 79331

☎ **Telephone - (806) 872-4322**

☎ **Fax - (806) 872-4338**

**CERTIFICATION OF NOTICE**



I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at **4:45 p.m., June 12<sup>th</sup> 2020**, in accordance with Chapter 551.041 of the Government Code.

Betty Conde, City Secretary

# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**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
LUCIANO REYES	Council Member – District 3
DORE EVAN RODRIGUEZ	Council Member - District 4/Mayor Pro-tem
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6

City Staff members present at the meeting:

SEAN OVEREYNDER	City Manager
BETTY CONDE	City Secretary
RUSSELL CASSELBERRY	Attorney

Members of the press present at the meeting:

Members of the public present at the meeting:

2. **INVOCATION:**  
**AND PLEDGE OF ALLEGIANCE.**



# **City Council Agenda**

## **City of Lamesa, Texas**

**DATE OF MEETING: JUNE 16, 2020**

**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 City Council meeting held on May 19, 2020.
- b. **BILLS FOR MAY 2020:** Approval of the bills paid by the City of Lamesa for the month of May, 2020.

### **COUNCIL ACTION**

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

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

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

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

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

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

**MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:**

**May 19, 2020**

On this the 19th day of May 2020, 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 of 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 RODRIQUEZ	Council Member -- 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:

SEAN OVEREYNDER	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:

Holly Holder	Norma Acosta	Albert Acosta	Elsa Reyes
Luciano Reyes	Dionicio Garza Jr	Irma Ramirez	Analyza Reyes
Isaac Reyes	Daniel Altus	Tyler Canady	

**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 City Council regular meeting held on April 21, 2020 and Special called meeting on Monday, May 4, 2020.
- b. **BILLS FOR APRIL 2020:** Approval of the bills paid by the City of Lamesa for the month of April, 2020.

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

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

**AN ORDINANCE DECLARING AN UNOPPOSED CANDIDATES IN THE MAY 2, 2020 GENERAL CITY ELECTION, ELECTED TO OFFICE; CANCELING THE ELECTION IN DISTRICT THREE (3), AND DISTRICT SIX (6); PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE:** Consider passing an ordinance on Second reading declaring the unopposed candidates for the 2020 City of Lamesa General Election, to be held on May 2, 2020. Council Member District 3, Luciano Reyes, Council Member District 6 Douglas Morris elected to office.

Motion by Council Member Gonzales to pass a ordinance declaring the unopposed candidates for the 2020 City of Lamesa General Election, to be held on May 2, 2020. Council Member District 3, Luciano Reyes, Council Member District 6 Douglas Morris elected to office. Motion seconded by Council Member Rodriguez and upon being put to a vote the motion passed.

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

**CERTIFICATE OF ELECTION AND OATH OF OFFICE - NEWLY ELECTED COUNCIL MEMBERS:** Deliver Certificate of Election and administer Oath of Office to the newly-elected Council Members from the May 2, 2020 City General Election. (*City Attorney*)

City Attorney delivered the Oath to the newly elected Council members:

Luciano Reyes-District 3

Doug Morris - District 6



**EXPRESSION OF APPRECIATION:** Consider passing a resolution of appreciation to Rick Moreno for 3 years of service on City Council.

Motion by Council Member Rodriquez to approve a resolution of appreciation to Rick Moreno for 3 years of service as City Council Member District 3 for the City of Lamesa. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**ELECTION OF MAYOR PRO-TEM:** The City Council to elect a Mayor Pro-tem for a one-year term of office. *(City Council)*

Nominations for the office of Mayor Pro-Tem were called for by Mayor Stevens.

Dore Rodriquez was nominated for the office of Mayor Pro-Tem by Council Member Stewart; then

Dore Rodriquez was nominated for the office of Mayor Pro-Tem by Council Member Bobby Gonzales,

there being no other nominations Council Member Doug Morris moved that nominations cease.

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

**OATH OF OFFICE - MAYOR PRO-TEM:** The city attorney to administer the oath of office to the newly elected Mayor Pro-Tem. *(City Attorney)*

City Attorney delivered the Oath of office to the newly elected mayor pro-tem for one year of office.

Dore Rodriquez -Mayor Pro-tem (One-year)

**2020 DOWNTOWN REVITALIZATION PROGRAM GRANT THROUGH PUBLIC MANAGEMENT:** City Council to consider passing a resolution authorizing the filing of a grant application through Public Management for the Downtown Revitalization Program for sidewalk and lighting improvements. *(City Manager)*

Motion by Council Member Stewart to approve applying for a grant application through Public Management for the Downtown Revitalization Program for sidewalk and lighting improvements. Motion seconded by Council Member Rodriquez and upon being put to a vote the motion passed

**VOTING:**

"AYE" 6

"NAY"

"ABSTAIN"

**CITY'S USDA RURAL DEVELOPMENT / FACILITIES GRANT SUBMITTAL / OTHER GRANT SUBMITTAL:** City Council to consider approving the City's USDA Rural Development Federal Domestic Assistance Facilities Grant submittal of \$175,000 to address street equipment needs and other available Grants that the City is eligible for.

Motion by Council Member Gonzales to consider approving the City's USDA Rural Development Federal Domestic Assistance Facilities Grant submittal of \$175,000 to address street equipment needs and other available grants that the City is eligible for. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

**VOTING:**

"AYE" 6

"NAY"

"ABSTAIN"

**PRESENTATION OF THE CITY FY 2019/2020 AUDIT REPORT:** Hear financial audit report for Fiscal Year ending September 30, 2019 from Tyler Cannady of *Bolinger, Segars, Gilbert & Moss, L.L.P.* and consider accepting audit report as well as authorizing publication of audit report. (*City Manager, Finance Director and City Auditor*)

Motion by Council Member Stewart to accept audit report as well as authorizing publication of audit report. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

**VOTING:**

"AYE" 6

"NAY"

"ABSTAIN"

**CALL FOR BIDS- NORTH LIFT STATION AND WASTE WATER TREATMENT PLANT IMPROVEMENTS:** Consider calling and advertising for bids, construction of a new North Lift Station and waste water treatment plant improvements for the City of Lamesa. Project includes construction of the new North Lift Station located at the intersection of 22<sup>nd</sup> Street and Chicago Avenue, complete with pumps, wet well and valve vault structures and onsite pipeline re-routing. The waste water treatment plant project includes maintenance improvements at the existing plant located south of the city and will include repairing an existing flow measuring station and electrical improvements to the main lift station power panel. (*City Manager*)

Motion by Council Member Stewart to approve calling and advertising for bids , construction of a new North Lift Station and waste water treatment plant improvements for the City of Lamesa. Project includes construction of the new North Lift Station located at the intersection of 22<sup>nd</sup> Street and Chicago Avenue, complete with pumps, wet well and valve vault structures and onsite pipeline re-routing. The waste water treatment plant project includes maintenance improvements at the existing plant located south of the city and will include repairing an existing flow measuring station and

electrical improvements to the main lift station power panel. Motion seconded by Council Member Rodriguez and upon being put to a vote the motion passed

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

**LEASE AGREEMENT FROM RESOUND NETWORKS:** City Council to consider taking action on a lease agreement between the City of Lamesa and Resound Networks, LLC.  
(City Manager)

Motion by Council Member Gonzales to approve a lease agreement from Resound Networks. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**AN ORDINANCE AMENDING CHAPTER 12 ENTITLED “TRAFFIC AND VEHICLES” TO AMEND CERTAIN PORTIONS OF SEC 12.03.052 OF THE CODE OF ORDINANCE TO TEMPORARILY REDUCE SPEED LIMITS:** Consider passing an Ordinance on first reading to temporarily reduce the speed limits on certain portions of Bryan Ave and Seminole Road (North 4<sup>th</sup> street) from September 1, 2020, through November 30, 2023. *(City Manager)*

Motion by Council Member Rodriguez to approve an Ordinance on first reading to temporarily reduce the speed limits on certain portions of Bryan Ave and Seminole Road (North 4<sup>th</sup> street) from September 1, 2020, through November 30, 2023.. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**RESOLUTION REGARDING FINANCING AGREEMENT FOR THE PURPOSE OF PROCURING “LANDFILL COMPACTOR”:** Council to consider approving a finance agreement between the City of Lamesa and Government Capital Corporation. (*Finance Director*)

Motion by Council Member Rodriquez to enter into a financing agreement with Government Capital Corporation for the purpose of procuring a "Landfill Compactor". Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE CONVEYANCE OF VARIOUS PARCELS OF REAL PROPERTY HELD IN TRUST BY THE CITY OF LAMESA AND AUTHORIZING THE MAYOR OF THE CITY TO EXECUTE TAX DEEDS AND TO TAKE SUCH ACTIONS REQUIRED TO EFFECT THE CONVEYANCE OF SUCH REAL PROPERTY:** City Council to consider passing a Resolution authorizing the conveyance of various parcels of real property held in trust by the City of Lamesa and authorizing the Mayor of the City to execute tax deeds and to take such actions required to effect the conveyance of such real property.

Motion by Council Member Gonzalez to authorize the conveyance of various parcels of real property held in trust by the City of Lamesa and authorizing the Mayor of the City to execute tax deeds and to take such actions required to effect the conveyance of such real property. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

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

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

Motion by Council Member Morris to consider amending Ordinance O-17-19 on first reading with respect to October 1, 2019. Motion seconded by Council Member Stewart 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. **POLICE CHIEF REPORT:** Police Chief to report on the city's recent events.
- c. **FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events.
- d. **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 current activities and to answer questions from City Council.

**EXECUTIVE SESSION:** Council to consider convening into closed executive session regarding Deliberation Regarding Personnel Matters with the provisions of the Open Meeting Act (Chapter 551-074, Texas Government Code). No action will be taken in closed executive session. The council will reconvene into open session after the completion of the executive session.

**Sec. 551-074**, Texas Government Code: "Personnel Matters; Closed Meeting  
This chapter does not require a governing body to conduct an open meeting: (1)  
deliberate the appointment, employment, reassignment, duties, discipline,  
dismissal of a public officer or employee.

**RECONVENE INTO OPEN SESSION:** City Council to reconvene into open session.

**ADJOURNMENT:** *The next regularly scheduled meeting of the City Council of Lamesa will be June 16, 2020 at 5:30 P.M.*

ATTEST:

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Betty Conde  
City Secretary

APPROVED:

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Josh Stevens  
Mayor

1001 CASH IN BANK

BEGINNING BALANCE

5/01/20	5/01	A26945	CHK: 202301	16871	DAWSON CO. LIBRARY	1611	630.00CR	630.00CR
5/01/20	5/01	A26946	CHK: 202302	16871	HENRY NORRIS AGENCY, . IN	3190	1,041.66CR	1,671.66CR
5/01/20	5/01	A26947	CHK: 202303	16871	SOUTH PLAINS PUBLIC HEAL	3730	2,455.22CR	4,126.88CR
5/01/20	5/01	A26948	CHK: 202304	16871	VOLUNTEER FIRE DEPARTMEN	4090	400.00CR	4,526.88CR
5/01/20	5/01	A26949	CHK: 202305	16871	DUYCK LARRY	5777	200.00CR	4,726.88CR
5/01/20	5/01	A26950	CHK: 202306	16871	DALE ALWAN	5983	200.00CR	4,926.88CR
5/01/20	5/01	A26951	CHK: 202307	16871	JASON WILEY	6025	200.00CR	5,126.88CR
5/01/20	5/01	A26952	CHK: 202308	16871	DARREL WILLIAMS	6171	200.00CR	5,326.88CR
5/01/20	5/01	A26953	CHK: 202309	16871	STEVE ALEXANDER	6356	200.00CR	5,526.88CR
5/01/20	5/01	A26954	CHK: 202310	16871	JEROMY DAWSON	6457	200.00CR	5,726.88CR
5/01/20	5/01	A26955	CHK: 202311	16871	ASHTIN SUFIENTES	6564	200.00CR	5,926.88CR
5/01/20	5/01	A26956	CHK: 202312	16871	SANTOS TORRES	6755	200.00CR	6,126.88CR
5/01/20	5/01	A26957	CHK: 202313	16871	JULIO ESPINOSA	6825	200.00CR	6,326.88CR
5/01/20	5/01	A26958	CHK: 202314	16871	CORINA JANDREW	6831	200.00CR	6,526.88CR
5/05/20	5/05	A27016	CHK: 202320	16876	ADVANCED ANALYSIS, INC	1022	523.00CR	7,049.88CR
5/05/20	5/05	A27017	CHK: 202321	16876	DPC INDUSTRIES INC	1570	2,254.44CR	9,304.32CR
5/05/20	5/05	A27018	CHK: 202322	16876	ATMOS ENERGY CORPORATION	1730	2,038.82CR	11,343.14CR
5/05/20	5/05	A27019	CHK: 202323	16876	GIBBS PRINTING	2030	313.50CR	11,656.64CR
5/05/20	5/05	A27020	CHK: 202324	16876	HIGGINBOTHAM'S GENERAL O	2180	1,680.59CR	13,337.23CR
5/05/20	5/05	A27023	CHK: 202327	16876	LAMESA BEARING, INC.	2480	303.55CR	13,640.78CR
5/05/20	5/05	A27024	CHK: 202328	16876	LAMESA TIRE & BATTERY. I	2645	617.00CR	14,257.78CR
5/05/20	5/05	A27025	CHK: 202329	16876	LYNTEGAR ELECTRIC COOPER	2728	196.30CR	14,454.08CR
5/05/20	5/05	A27026	CHK: 202330	16876	PAYTON PLUMBING INC	3286	145.00CR	14,599.08CR
5/05/20	5/05	A27027	CHK: 202331	16876	R & B BEARING & HYDRAULI	3431	5,200.00CR	19,799.08CR
5/05/20	5/05	A27028	CHK: 202332	16876	S & C OIL COMPANY, INC.	3575	150.45CR	19,949.53CR
5/05/20	5/05	A27029	CHK: 202333	16876	SOUTH PLAINS COMMUNICATI	3729	336.00CR	20,285.53CR
5/05/20	5/05	A27030	CHK: 202334	16876	STANDARD INSURANCE CO	3782	1,023.76CR	21,309.29CR
5/05/20	5/05	A27031	CHK: 202335	16876	SAM STEVENS, INC	3795	23.80CR	21,333.09CR
5/05/20	5/05	A27032	CHK: 202336	16876	WATERMASTER IRRIGATION	4129	190.51CR	21,523.60CR
5/05/20	5/05	A27033	CHK: 202337	16876	WINDSTREAM COMMUNICATION	4460	592.40CR	22,116.00CR
5/05/20	5/05	A27034	CHK: 202338	16876	VICTOR O SCHINNERER & CO	4715	200.00CR	22,316.00CR
5/05/20	5/05	A27035	CHK: 202339	16876	MANDRY TECHNOLOGY SOLUTI	5160	9,950.00CR	32,266.00CR
5/05/20	5/05	A27036	CHK: 202340	16876	BENCHMARK SUPPLY CO., INC.	5250	6,310.28CR	38,576.28CR
5/05/20	5/05	A27037	CHK: 202341	16876	O'REILLY AUTOMOTIVE, INC	5618	7.30CR	38,583.58CR
5/05/20	5/05	A27038	CHK: 202342	16876	SKTR, INC.	5798	2,706.00CR	41,289.58CR
5/05/20	5/05	A27039	CHK: 202343	16876	FRANKLIN & SON, INC.	5840	157.50CR	41,447.08CR
5/05/20	5/05	A27040	CHK: 202344	16876	JOHN DEERE FINANCIAL	5861	363.03CR	41,810.11CR
5/05/20	5/05	A27041	CHK: 202345	16876	JIMMY D BARRON dba NORTH	5974	281.49CR	42,091.60CR
5/05/20	5/05	A27042	CHK: 202346	16876	IMPERATIVE INFORMATION G	6224	338.00CR	42,429.60CR
5/05/20	5/05	A27043	CHK: 202347	16876	ODESSA PUMPS	6378	1,912.00CR	44,341.60CR
5/05/20	5/05	A27044	CHK: 202348	16876	ETC LITE, LLC	6633	210.00CR	44,551.60CR
5/05/20	5/05	A27045	CHK: 202349	16876	UMC PHYSICIANS	6661	25.00CR	44,576.60CR
5/05/20	5/05	A27046	CHK: 202350	16876	CI BRANDING/ CREATIVE IN	6708	653.98CR	45,230.58CR

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FUND : 01 -GENERAL FUND						PERIOD TO USE: May-2020 THRU May-2020			
DEPT : N/A						ACCOUNTS: 1001 THRU 1001			
POST	DATE	TRAN #	REFERENCE	PACKET=====DESCRIPTION=====	VEND	INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
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5/05/20	5/05	A27047	CHK: 202351	16876 HIJINIO OLVERA JR dba OL	6883			100.00CR	45,330.58CR
5/05/20	5/05	A27048	CHK: 202315	16874 SYLVIA I ORTIZ DAWSON CO	6133			22.50CR	45,353.08CR
5/05/20	5/05	A27049	CHK: 202316	16874 DE LAGE LANDEN PUBLIC FI	6511			1,152.96CR	46,506.04CR
5/05/20	5/05	A27050	CHK: 202317	16874 ELOY OLVERA	6673			50.00CR	46,556.04CR
5/05/20	5/05	A27051	CHK: 202318	16874 ROBERT DIMAS	6866			500.00CR	47,056.04CR
5/05/20	5/05	A27052	CHK: 202319	16874 RICKY MEDRANO	6884			230.00CR	47,286.04CR
5/05/20	5/05	A27143	CHK: 202352	16886 SYLVIA I ORTIZ DAWSON CO	6133			15.00CR	47,301.04CR
5/07/20	5/07	A27265	CHK: 202353	16888 B & J WELDING SUPPLY	1180			187.85CR	47,488.89CR
5/07/20	5/07	A27266	CHK: 202354	16888 BROCK VETERINARY CLINIC,	1302			90.00CR	47,578.89CR
5/07/20	5/07	A27267	CHK: 202355	16888 LAMESA BUTANE COMPANY	2500			187.50CR	47,766.39CR
5/07/20	5/07	A27268	CHK: 202356	16888 LAMESA PRESS REPORTER, I	2590			683.22CR	48,449.61CR
5/07/20	5/07	A27269	CHK: 202357	16888 LEATHERWOOD PLUMBING	2683			179.07CR	48,628.68CR
5/07/20	5/07	A27270	CHK: 202358	16888 NTS COMMUNICATIONS, INC	3135			762.95CR	49,391.63CR
5/07/20	5/07	A27271	CHK: 202359	16888 WINDSTREAM COMMUNICATION	4460			64.39CR	49,456.02CR
5/07/20	5/07	A27272	CHK: 202360	16888 TMCCP, INC	4670			50.00CR	49,506.02CR
5/07/20	5/07	A27273	CHK: 202361	16888 VICTOR O SCHINNERER & CO	4715			652.00CR	50,158.02CR
5/07/20	5/07	A27274	CHK: 202362	16888 AMERICAN EXPRESS	4880			4,311.45CR	54,469.47CR
5/07/20	5/07	A27278	CHK: 202366	16888 LOWER COLORADO RIVER AUT	5145			238.51CR	54,707.98CR
5/07/20	5/07	A27279	CHK: 202367	16888 ELECTION SYSTEMS & SOFTW	5628			15.00CR	54,722.98CR
5/07/20	5/07	A27280	CHK: 202368	16888 TIDMORE FLAGS	5731			587.40CR	55,310.38CR
5/07/20	5/07	A27281	CHK: 202369	16888 WYLIE & SON, INC.	5842			600.00CR	55,910.38CR
5/07/20	5/07	A27282	CHK: 202370	16888 LAMESA RECYCLING	5869			194.93CR	56,105.31CR
5/07/20	5/07	A27283	CHK: 202371	16888 GRAINGER	5898			298.09CR	56,403.40CR
5/07/20	5/07	A27284	CHK: 202372	16888 LAW ENFORCEMENT SYSTEMS,	6593			384.00CR	56,787.40CR
5/07/20	5/07	A27285	CHK: 202373	16888 AREA WIDE INSPECTIONS	6653			150.00CR	56,937.40CR
5/07/20	5/07	A27286	CHK: 202374	16888 NUTRIEN AG SOLUTIONS, IN	6659			969.98CR	57,907.38CR
5/07/20	5/07	A27287	CHK: 202375	16888 CI BRANDING/ CREATIVE IN	6708			116.00CR	58,023.38CR
5/07/20	5/07	A27288	CHK: 202376	16888 MITCH HALL LAMESA, LLC	6799			163.75CR	58,187.13CR
5/07/20	5/07	A27289	CHK: 202377	16889 LAMESA AIRPORT BOARD	1013			25,597.50CR	83,784.63CR
5/07/20	5/07	A27290	CHK: 202378	16889 CONSOLIDATED SPECIAL FUN	1517			12,900.00CR	96,684.63CR
5/07/20	5/07	A27291	CHK: 202379	16889 UNIFIRST HOLDINGS, INC	4079			37.16CR	96,721.79CR
5/12/20	5/12	A27356	CHK: 202380	16904 B & J WELDING SUPPLY	1180			89.99CR	96,811.78CR
5/12/20	5/12	A27357	CHK: 202381	16904 CANADIAN RIVER MUNICIPAL	1385			66,847.88CR	163,659.66CR
5/12/20	5/12	A27358	CHK: 202382	16904 CATERPILLAR FINANCIAL SE	1453			8,782.64CR	172,442.30CR
5/12/20	5/12	A27359	CHK: 202383	16904 CLAIBORNE'S THRIFTWAY	1480			85.02CR	172,527.32CR
5/12/20	5/12	A27360	CHK: 202384	16904 DPC INDUSTRIES INC	1570			280.00CR	172,807.32CR
5/12/20	5/12	A27361	CHK: 202385	16904 DACO	1580			1,747.93CR	174,555.25CR
5/12/20	5/12	A27362	CHK: 202386	16904 DAVIS FURNITURE COMPANY	1600			843.79CR	175,399.04CR
5/12/20	5/12	A27364	CHK: 202388	16904 HELENA AGRI-ENTERPRISES,	2260			120.00CR	175,519.04CR
5/12/20	5/12	A27365	CHK: 202389	16904 MAYFIELD PAPER COMPANY,	2957			3,948.61CR	179,467.65CR
5/12/20	5/12	A27368	CHK: 202392	16904 SOUTH PLAINS COMMUNICATI	3729			5,443.50CR	184,911.15CR
5/12/20	5/12	A27369	CHK: 202393	16904 ROCKY'S BURGERS	3780			106.31CR	185,017.46CR
5/12/20	5/12	A27370	CHK: 202394	16904 WARREN CAT	4122			91.92CR	185,109.38CR
5/12/20	5/12	A27371	CHK: 202395	16904 WATERMASTER IRRIGATION	4129			192.38CR	185,301.76CR
5/12/20	5/12	A27372	CHK: 202396	16904 TASCOSA OFFICE MACHINES,	5115			3,176.74CR	188,478.50CR
5/12/20	5/12	A27375	CHK: 202399	16904 MANDRY TECHNOLOGY SOLUTI	5160			1,001.38CR	189,479.88CR
5/12/20	5/12	A27376	CHK: 202400	16904 STATE RUBBER & ENVIRONME	5315			1,275.00CR	190,754.88CR

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FUND : 01 -GENERAL FUND		PERIOD TO USE: May-2020 THRU May-2020					
DEPT : N/A		ACCOUNTS: 1001 THRU 1001					
POST	DATE	TRAN #	REFERENCE	PACKET=====DESCRIPTION=====	VEND	INV/JE #	NOTE
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5/12/20	5/12	A27377	CHK: 202401	16904 WEST TEXAS PAVING	5390		4,869.72CR 195,624.60CR
5/12/20	5/12	A27378	CHK: 202402	16904 NORTHERN SAFETY CO., INC	5475		231.05CR 195,855.65CR
5/12/20	5/12	A27379	CHK: 202403	16904 AUTOZONE, INC.	5593		111.23CR 195,966.88CR
5/12/20	5/12	A27380	CHK: 202404	16904 WEATHERMAN CONST. & OVER	5624		1,995.00CR 197,961.88CR
5/12/20	5/12	A27381	CHK: 202405	16904 COTTON COUNTRY ELECTRIC	5650		1,164.15CR 199,126.03CR
5/12/20	5/12	A27382	CHK: 202406	16904 GREAT AMERICA FINANCIAL	5734		195.60CR 199,321.63CR
5/12/20	5/12	A27383	CHK: 202407	16904 FORENSIC NURSE STAFFING	5776		2,311.00CR 201,632.63CR
5/12/20	5/12	A27385	CHK: 202409	16904 NAPA AUTO PARTS	5833		2,641.74CR 204,274.37CR
5/12/20	5/12	A27388	CHK: 202412	16904 WYLIE & SON, INC.	5842		300.00CR 204,574.37CR
5/12/20	5/12	A27389	CHK: 202413	16904 GRAINGER	5898		97.21CR 204,671.58CR
5/12/20	5/12	A27390	CHK: 202414	16904 CLS SEWER EQUIPMENT CO.,	5922		1,876.89CR 206,548.47CR
5/12/20	5/12	A27391	CHK: 202415	16904 DAVID HUCKERT	6182		200.00CR 206,748.47CR
5/12/20	5/12	A27392	CHK: 202416	16904 APPLIED CONCEPTS, INC.	6205		1,083.33CR 207,831.80CR
5/12/20	5/12	A27393	CHK: 202417	16904 RELIANT ENERGY	6316		38,027.31CR 245,859.11CR
5/12/20	5/12	A27396	CHK: 202420	16904 ADAMS PAINT CO.	6336		198.14CR 246,057.25CR
5/12/20	5/12	A27397	CHK: 202421	16904 ODESSA PUMPS	6378		1,347.00CR 247,404.25CR
5/12/20	5/12	A27398	CHK: 202422	16904 LUBBOCK LOCK & KEY, INC	6482		1,108.00CR 248,512.25CR
5/12/20	5/12	A27399	CHK: 202423	16904 H2O ANALYTICS CORPORATIO	6613		3,986.76CR 252,499.01CR
5/12/20	5/12	A27400	CHK: 202424	16904 CLARITIVE COMMUNICATIONS	6654		3,206.49CR 255,705.50CR
5/12/20	5/12	A27402	CHK: 202426	16904 ENER-TEL SERVICES	6785		43.31CR 255,748.81CR
5/12/20	5/12	A27403	CHK: 202427	16904 CMC RESCUE INC	6841		808.00CR 256,556.81CR
5/12/20	5/12	A27404	CHK: 202428	16904 NELSON SCIENTIFIC dba AQ	6882		278.50CR 256,835.31CR
5/12/20	5/12	A27405	CHK: 202429	16905 SYLVIA I ORTIZ DAWSON CO	6133		7.50CR 256,842.81CR
5/12/20	5/12	A27406	CHK: 202430	16905 TEXAS DEPARTMENT OF STAT	6885		57.00CR 256,899.81CR
5/12/20	5/12	A27407	CHK: 000000	16918 INTERNAL REVENUE SERVICE	5832		30,425.85CR 287,325.66CR
5/12/20	5/12	A27408	CHK: 202431	16918 CAPROCK FEDERAL CREDIT U	1390		26,114.70CR 313,440.36CR
5/12/20	5/12	A27409	CHK: 202432	16918 PAYROLL FUND	3270		69,669.10CR 383,109.46CR
5/12/20	5/12	A27410	CHK: 202433	16918 TX CHILD SUPPORT SDU	5634		211.38CR 383,320.84CR
5/12/20	5/12	A27411	CHK: 202434	16918 TX CHILD SUPPORT SDU	5829		115.38CR 383,436.22CR
5/12/20	5/12	A27412	CHK: 202435	16918 TX CHILD SUPPORT SDU	5882		276.92CR 383,713.14CR
5/12/20	5/12	A27413	CHK: 202436	16918 JAE FITNESS	6023		207.91CR 383,921.05CR
5/12/20	5/12	A27414	CHK: 202437	16918 TX CHILD SUPPORT SDU	6680		196.15CR 384,117.20CR
5/12/20	5/12	A27415	CHK: 202438	16918 TX CHILD SUPPORT SDU	6704		212.77CR 384,329.97CR
5/12/20	5/12	A27416	CHK: 202439	16918 TEXAS CHILD SUPPORT DISB	6794		216.92CR 384,546.89CR
5/12/20	5/18	B65759	Misc 000001	10449 METER POSTAGE		JE# 026539	500.00CR 385,046.89CR
5/13/20	5/13	A27436	CHK: 202442	16925 BRUCKNER'S TRUCK SALES,	1340		4,591.45CR 389,638.34CR
5/13/20	5/13	A27437	CHK: 202443	16925 CATERPILLAR FINANCIAL SE	1453		14,524.79CR 404,163.13CR
5/13/20	5/13	A27438	CHK: 202444	16925 FARMERS MACHINE SHOP	1800		2,555.47CR 406,718.60CR
5/13/20	5/13	A27439	CHK: 202445	16925 GEBO'S DISTRIBUTING CO.,	2000		2,048.07CR 408,766.67CR
5/13/20	5/13	A27442	CHK: 202448	16925 MORRISON SUPPLY CO	3085		60.10CR 408,826.77CR
5/13/20	5/13	A27443	CHK: 202449	16925 MANDRY TECHNOLOGY SOLUTI	5160		2,235.57CR 411,062.34CR
5/13/20	5/13	A27444	CHK: 202450	16925 BENMARK SUPPLY CO., INC.	5250		86.02CR 411,148.36CR
5/13/20	5/13	A27445	CHK: 202451	16925 TWILIGHT ELECTRIC	5864		511.10CR 411,659.46CR
5/13/20	5/13	A27446	CHK: 202452	16925 VERIZON WIRELESS	5969		2,016.89CR 413,676.35CR
5/13/20	5/13	A27448	CHK: 202454	16925 IMPERATIVE INFORMATION G	6224		1,970.50CR 415,646.85CR
5/13/20	5/13	A27449	CHK: 202455	16925 UNITED RENTALS	6671		341.90CR 415,988.75CR
5/13/20	5/13	A27450	CHK: 202456	16925 TIFCO INDUSTRIES, INC.	6783		1,636.46CR 417,625.21CR



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DEPT : N/A				ACCOUNTS: 1001 THRU 1001				
POST	DATE	TRAN #	REFERENCE	PACKET=====DESCRIPTION=====	VEND INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
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5/13/20	5/13	A27452	CHK: 202458	16925 VEXUS FIBER	6874		88.92CR	419,394.13CR
5/13/20	5/13	A27453	CHK: 202440	16926 SYLVIA I ORTIZ DAWSON CO	6133		37.50CR	419,431.63CR
5/13/20	5/13	A27455	CHK: 202459	16933 AMERICAN EMERGENCY PRODU	6868		1,680.00CR	421,111.63CR
5/15/20	5/15	A27464	CHK: 202461	16938 WATERMASTER IRRIGATION	4129		114.31CR	421,225.94CR
5/15/20	5/15	A27465	CHK: 202462	16938 SYLVIA I ORTIZ DAWSON CO	6133		7.50CR	421,233.44CR
5/15/20	5/15	A27466	CHK: 202463	16938 TOMMY FLORES	6871		230.00CR	421,463.44CR
5/15/20	5/15	A27467	CHK: 202460	16937 LAMESA CHAMBER OF COMMER	1457		3,270.00CR	424,733.44CR
5/19/20	5/19	A27469	CHK: 202464	16940 ADVANCED ANALYSIS, INC	1022		727.00CR	425,460.44CR
5/19/20	5/19	A27470	CHK: 202465	16940 CITY OF LUBBOCK	1470		9,228.63CR	434,689.07CR
5/19/20	5/19	A27471	CHK: 202466	16940 LAMESA ECONOMIC DEVELOPM	2555		29,399.22CR	464,088.29CR
5/19/20	5/19	A27472	CHK: 202467	16940 WINDSTREAM COMMUNICATION	4460		69.34CR	464,157.63CR
5/19/20	5/19	A27473	CHK: 202468	16940 TX DEPARTMENT OF AGRICUL	5576		75.00CR	464,232.63CR
5/19/20	5/19	A27474	CHK: 202469	16940 LAMESA ECONOMIC ALLIANCE	5942		29,399.22CR	493,631.85CR
5/19/20	5/19	A27475	CHK: 202470	16940 WTG FUELS, INC.	6220		15,029.30CR	508,661.15CR
5/19/20	5/19	A27477	CHK: 202472	16940 TCF EQUIPMENT FINANCE	6448		1,602.93CR	510,264.08CR
5/19/20	5/19	A27478	CHK: 202473	16940 XB ENVIRONMENTAL	6496		4,440.00CR	514,704.08CR
5/19/20	5/19	A27479	CHK: 202474	16940 CANON FINANCIAL SERVICES	6580		566.00CR	515,270.08CR
5/19/20	5/19	A27480	CHK: 202475	16940 RICKY MEDRANO	6884		120.00CR	515,390.08CR
5/26/20	5/26	A27500	CHK: 202476	16943 TABITHA WILLIAMS	1		644.00CR	516,034.08CR
5/26/20	5/26	A27501	CHK: 202477	16943 FERL GILES LLC dba BIG C	1226		192.00CR	516,226.08CR
5/26/20	5/26	A27502	CHK: 202478	16943 ATMOS ENERGY CORPORATION	1730		142.61CR	516,368.69CR
5/26/20	5/26	A27503	CHK: 202479	16943 HENRY NORRIS AGENCY, IN	3190		162.00CR	516,530.69CR
5/26/20	5/26	A27504	CHK: 202480	16943 POSTMASTER	3390		2,000.00CR	518,530.69CR
5/26/20	5/26	A27505	CHK: 202481	16943 UNIFIRST HOLDINGS, INC	4079		41.96CR	518,572.65CR
5/26/20	5/26	A27506	CHK: 202482	16943 WINDSTREAM COMMUNICATION	4460		102.15CR	518,674.80CR
5/26/20	5/26	A27507	CHK: 202483	16943 TMCCP, INC	4670		275.00CR	518,949.80CR
5/26/20	5/26	A27508	CHK: 202484	16943 DAWSON COUNTY TREASURER	5000		2,010.33CR	520,960.13CR
5/26/20	5/26	A27509	CHK: 202485	16943 ROBERT RAMIREZ	5370		64.44CR	521,024.57CR
5/26/20	5/26	A27510	CHK: 202486	16943 TREVINO SANDY	5385		72.45CR	521,097.02CR
5/26/20	5/26	A27511	CHK: 202487	16943 SIERRA SPRINGS	6114		277.69CR	521,374.71CR
5/26/20	5/26	A27512	CHK: 202488	16943 SYLVIA I ORTIZ DAWSON CO	6133		7.50CR	521,382.21CR
5/26/20	5/26	A27513	CHK: 202489	16943 IDA RODRIGUEZ	6319		31.47CR	521,413.68CR
5/26/20	5/26	A27514	CHK: 202490	16943 BLUETARP FINANCIAL, INC.	6434		243.99CR	521,657.67CR
5/26/20	5/26	A27515	CHK: 202491	16943 LYNN LAW	6701		4,086.87CR	525,744.54CR
5/26/20	5/26	A27516	CHK: 000000	16948 INTERNAL REVENUE SERVICE	5832		31,897.13CR	557,641.67CR
5/26/20	5/26	A27517	CHK: 202492	16948 CAPROCK FEDERAL CREDIT U	1390		25,083.15CR	582,724.82CR
5/26/20	5/26	A27518	CHK: 202493	16948 PAYROLL FUND	3270		75,727.27CR	658,452.09CR
5/26/20	5/26	A27519	CHK: 202494	16948 TX CHILD SUPPORT SDU	5634		211.38CR	658,663.47CR
5/26/20	5/26	A27520	CHK: 202495	16948 TX CHILD SUPPORT SDU	5829		115.38CR	658,778.85CR
5/26/20	5/26	A27521	CHK: 202496	16948 TX CHILD SUPPORT SDU	5882		276.92CR	659,055.77CR
5/26/20	5/26	A27522	CHK: 202497	16948 JAE FITNESS	6023		207.91CR	659,263.68CR
5/26/20	5/26	A27523	CHK: 202498	16948 TX CHILD SUPPORT SDU	6680		196.15CR	659,459.83CR
5/26/20	5/26	A27524	CHK: 202499	16948 TX CHILD SUPPORT SDU	6704		212.77CR	659,672.60CR
5/26/20	5/26	A27525	CHK: 202500	16948 TEXAS CHILD SUPPORT DISB	6794		216.92CR	659,889.52CR
5/27/20	5/27	U29058	CHECK 202501	20324 REFUND: BARNES, OLIVER			28.56CR	659,918.08CR
5/27/20	5/27	U29058	CHECK 202502	20324 REFUND: RAMIREZ, ALBERT			93.20CR	660,011.28CR

6-11-2020 4:43 PM		DETAIL LISTING		PAGE: 5				
FUND : 01 -GENERAL FUND				PERIOD TO USE: May-2020 THRU May-2020				
DEPT : N/A				ACCOUNTS: 1001 THRU 1001				
POST	DATE	TRAN #	REFERENCE	PACKET=====DESCRIPTION=====	VEND INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
1001 CASH IN BANK * ( CONTINUED ) *								
5/27/20	5/27	U29058	CHECK	202503 20324 REFUND: IBARRA, FELIPE			17.00CR	660,028.28CR
5/27/20	5/27	U29058	CHECK	202504 20324 REFUND: GARZA, ADAM JR			50.00CR	660,078.28CR
5/27/20	5/27	U29058	CHECK	202505 20324 REFUND: PEREZ, BEATRICE J			45.54CR	660,123.82CR
5/27/20	5/27	U29058	CHECK	202506 20324 REFUND: KNIGHT, DAVID J			45.70CR	660,169.52CR
5/27/20	5/27	U29058	CHECK	202507 20324 REFUND: JIMENEZ, DOLORES			35.33CR	660,204.85CR
5/27/20	5/27	U29058	CHECK	202508 20324 REFUND: LUNA, ELSIE			55.91CR	660,260.76CR
5/27/20	5/27	U29058	CHECK	202509 20324 REFUND: DAVIS, JAMES			21.74CR	660,282.50CR
5/27/20	5/27	U29058	CHECK	202510 20324 REFUND: RICHARDS, MILTON			21.74CR	660,304.24CR
5/27/20	5/27	U29058	CHECK	202511 20324 REFUND: CHRISTENSEN, HARVELYN			27.32CR	660,331.56CR
5/27/20	5/27	A27527	CHK: 202516	16952 TEJAS PARTNERS CONSTRUCT 5998			4,400.00CR	664,731.56CR
5/27/20	5/27	A27528	CHK: 202514	16951 SYLVIA I ORTIZ DAWSON CO 6133			7.50CR	664,739.06CR
5/27/20	5/27	A27529	CHK: 202515	16951 ACT 6384			298.00CR	665,037.06CR
5/29/20	5/29	A27547	CHK: 000000	16957 INTERNAL REVENUE SERVICE 5832			122.12CR	665,159.18CR
5/29/20	5/29	A27548	CHK: 202532	16962 B & J WELDING SUPPLY 1180			363.89CR	665,523.07CR
5/29/20	5/29	A27549	CHK: 202533	16962 ATMOS ENERGY CORPORATION 1730			1,574.47CR	667,097.54CR
5/29/20	5/29	A27550	CHK: 202534	16962 GARZA, DIONICIO JR 1969			206.94CR	667,304.48CR
5/29/20	5/29	A27551	CHK: 202535	16962 TYLER TECHNOLOGIES, INC. 2310			455.50CR	667,759.98CR
5/29/20	5/29	A27552	CHK: 202536	16962 DIMAS, VICTOR 5749			130.57CR	667,890.55CR
5/29/20	5/29	A27553	CHK: 202537	16962 AWARD COMPANY OF AMERICA 6045			66.85CR	667,957.40CR
5/29/20	5/29	A27554	CHK: 202538	16962 ELIAS CORTEZ 6414			51.83CR	668,009.23CR
5/29/20	5/29	A27555	CHK: 202529	16961 FULBRIGHT & CASSELBERRY 2090			2,210.20CR	670,219.43CR
5/29/20	5/29	A27556	CHK: 202530	16961 PAYROLL FUND 3270			537.50CR	670,756.93CR
5/29/20	5/29	A27557	CHK: 202531	16961 SENIOR CITIZENS 3675			3,750.00CR	674,506.93CR
5/29/20	5/29	A27558	CHK: 202517	16960 AFLAC INSURANCE 1020			4,678.47CR	679,185.40CR
5/29/20	5/29	A27559	CHK: 202518	16960 CAPROCK FEDERAL CREDIT U 1390			115.44CR	679,300.84CR
5/29/20	5/29	A27560	CHK: 202519	16960 TEXAS MUNICIPAL RETIREME 3973			32,348.76CR	711,649.60CR
5/29/20	5/29	A27566	CHK: 202525	16960 MY BOOT STORE, INC 5710			175.00CR	711,824.60CR
5/29/20	5/29	A27567	CHK: 202526	16960 LEGAL SHIELD 5900			387.08CR	712,211.68CR
5/29/20	5/29	A27568	CHK: 202527	16960 NEW YORK LIFE 5921			271.92CR	712,483.60CR
5/29/20	5/29	A27569	CHK: 202528	16960 GUARDIAN-APPLETON 6141			522.28CR	713,005.88CR
5/29/20	6/06	B65926	Misc 000008	10472 WORKER COMP TSF TO RISK MGMT	JE# 026616		6,430.00CR	719,435.88CR
5/29/20	6/09	B65945	Misc 000026	10476 METER POSTAGE	JE# 026636		500.00CR	719,935.88CR
5/30/20	6/11	B65973	Misc 000028	10479 TRANSFER TO STATE AGENCY	JE# 026640		1,698.21CR	721,634.09CR
5/30/20	6/11	B65975	Misc 000029	10480 COURT TRANSFER TO STATE AGCY	JE# 026642		901.20CR	722,535.29CR
5/30/20	6/11	B65976	Misc 000030	10481 TO RECORD DUE TO/FROM'S	JE# 026643		123.33CR	722,658.62CR
5/30/20	6/11	B65976	Misc 000030	10481 TO RECORD DUE TO/FROM'S	JE# 026643		115.15CR	722,773.77CR
5/30/20	6/11	B65976	Misc 000030	10481 TO RECORD DUE TO/FROM'S	JE# 026643		97.33CR	722,871.10CR
5/30/20	6/11	B65976	Misc 000030	10481 TO RECORD DUE TO/FROM'S	JE# 026643		1.95CR	722,873.05CR
5/30/20	6/11	B65977	Deposit 000031	10482 TO RECORD DUE TO/FROMS	JE# 026644		97.33CR	722,970.38CR
5/31/20	6/06	B65932	Misc 000014	10473 HEALTH INS. TSF. - G/F	JE# 026623		32,144.92CR	755,115.30CR
5/31/20	6/06	B65938	Misc 000020	10474 LIABILITY TSF G/F TO RISK MGMT	JE# 026629		6,484.42CR	761,599.72CR
5/31/20	6/09	B65963	Misc 000027	10478 SALES & USE TAX - ACH DEBIT	JE# 026639		10,411.32CR	772,011.04CR
===== MAY ACTIVITY DB: 0.00 CR: 772,011.04CR							772,011.04CR	

## SELECTION CRITERIA

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FISCAL YEAR:        Oct-2019 / Sep-2020  
FUND:                Include: 01  
PERIOD TO USE:      May-2020    THRU May-2020  
TRANSACTIONS: CREDIT

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## 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

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\*\*\* END OF REPORT \*\*\*

# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 4**

**SUBJECT: PUBLIC HEARING – 2020 TxCDBG-DRP GRANT APPLICATION**

**SUBMITTED BY:** City Staff

**EXHIBITS:**

## **SUMMARY STATEMENT**

Conduct a public hearing, in accordance with State Law (Local Government Code, Chapter 102), to hear a report from the City Manager and to hear comments from the public regarding the proposal to the Texas Department of Agriculture for a Texas Community Development Block Grant. *(City Manager*


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

## **CITY MANAGER'S MEMORANDUM**

**Recommended approval**



## PUBLIC HEARING NOTICE

### CITY OF LAMESA TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The City of Lamesa will hold a public hearing at 5:30 pm on June 16, 2020, at Lamesa City Hall regarding the submission of an application to the Texas Department of Agriculture for a Texas Community Development Block Grant Program (TxCDBG) – Downtown Revitalization Program grant. The purpose of this meeting is to allow citizens an opportunity to discuss the citizen participation plan, the development of local housing and community development needs, the amount of TxCDBG funding available, all eligible TxCDBG activities, and the use of past TxCDBG funds. The City encourages citizens to participate in the development of this TxCDBG application and to make their views known at this public hearing. Citizens unable to attend this meeting may submit their views and proposals to Sean Overeynder, City Manager, at City Hall. Persons with disabilities that wish to attend this meeting should contact City Hall to arrange for assistance. Individuals who require auxiliary aids or services for this meeting should contact City Hall at least two days before the meeting so that appropriate arrangements can be made. For more information, contact Sean Overeynder at 806-872-2124.

## AVISO DE AUDIENCIA PÚBLICA

### CIUDAD DE LAMESA PROGRAMA DE SUBVENCIONES PARA EL BLOQUE DE DESARROLLO COMUNITARIO DE TEXAS

La Ciudad de Lamesa celebrará una audiencia pública a las 5:30 pm el Junio 16, 2020, en el Ayuntamiento de Lamesa con respecto a la presentación de una solicitud al Departamento de Agricultura de Texas para una Texas Subvención Programa de Desarrollo Comunitario ( TxCDBG) - subvención del Programa de Revitalización del Centro. El propósito de esta reunión es brindar a los ciudadanos la oportunidad de discutir el plan de participación ciudadana, el desarrollo de las necesidades locales de vivienda y desarrollo comunitario, la cantidad de fondos disponibles de TxCDBG, todas las actividades elegibles de TxCDBG y el uso de fondos anteriores de TxCDBG. La Ciudad alienta a los ciudadanos a participar en el desarrollo de esta aplicación TxCDBG y a dar a conocer sus puntos de vista en esta audiencia pública. Los ciudadanos que no puedan asistir a esta reunión pueden presentar sus puntos de vista y propuestas a Sean Overeynder, Administrador de la Ciudad, en el Ayuntamiento. Las personas con discapacidades que deseen asistir a esta reunión deben comunicarse con el Ayuntamiento para solicitar asistencia. Las personas que requieren ayudas o servicios auxiliares para esta reunión deben comunicarse con el Ayuntamiento al menos dos días antes de la reunión para que se puedan hacer los arreglos apropiados. Para obtener más información, comuníquese con Sean Overeynder al 806-872-2124.

## DOWNTOWN REVITALIZATION & MAINSTREET PROGRAM - TDA



### PLANNING

#### ABOUT THE PROGRAM

The Downtown Revitalization and Main Street Programs are an economic development and revitalization tool designed to provide Cities with infrastructure funding to revitalize and improve your downtown commercial districts.

#### WHO CAN APPLY

Eligible applicants are non-entitlement cities with a population of less than 50,000. Only officially designated Main Street cities can apply for the Main Street Program; all other communities can apply for the Downtown Revitalization Program.

#### WHEN TO APPLY

This is an annual program through the Texas Department of Agriculture. The current due date is September 1, 2020.

#### PROJECTS

Public infrastructure improvements within your designated Downtown District to include:

1. Sidewalks and lighting
2. Elimination of architectural barriers.
3. Water lines and system improvements
4. Sewer lines and system improvements
5. Street and drainage improvements
6. Natural Gas lines
7. Electric, Telephone or Fiber Optic Line Construction/Improvement



### FINANCING

#### AVAILABLE FUNDS

Cities can apply for grants between \$50,000 and \$500,000. The City is required to provide a minimum of 3.5% match. Additional points are awarded for providing match up to 15% of the grant request.

#### THINGS TO KNOW

The City must adopt a resolution designating a Downtown District and acknowledging "slum and blight conditions" exist within this District. Examples of slum and blight include non-ADA compliant sidewalks, deteriorated streets and utilities, deteriorated or vandalized buildings, or vacant buildings or lots.

The City does not have to complete sidewalk improvements. If sidewalk construction does occur, it must comply with ADA standards.

Application scoring is based on:

1. Poverty Rate
2. Median Household Income
3. Unemployment Rate
4. Pledged Match
5. Economic Development Tax
6. Amount of sidewalk improvements
7. Community Support
8. Previous Funding
9. Continuous Main Street or EDC participation

#### BENEFITS

- Enhances the community image
- Attracts new business
- Improves conditions for present and future residents
- Helps grow your economy



### MANAGEMENT

#### OTHER INFORMATION

This program can revitalize your Downtown District and signal to residents and prospective business owners that your City is Open For Business.

#### POINTS OF CONTACT

Jake McAdams, *Project Manager*  
682-205-1058 x31  
jmcadams@publicmgt.com

Ken Coignet, *Project Manager*  
210-342-3621  
kcoignet@publicmgt.com

Kay Howard  
Senior Consultant  
806-797-4299 x202  
kay@howco.net

Lisette Howard, *Project Manager*  
214-223-2848  
Lisetteh@howco.net

Jan Torres  
*Assistant Project Manager*  
806-797-4299 x205  
jan@howco.net

Morgan Jimenez  
*Assistant Project Manager*  
682-205-1058 x33  
mjimenez@publicmgt.com

*Attract businesses and create jobs in your community.*

[publicmgt.com](http://publicmgt.com)

#### HOUSTON

15355 Vantage Pkwy W  
Houston, TX 77032  
T 281-592-0439  
F 844-738-4802

#### GRANBURY

312 S Morgan St  
Granbury, TX 76048  
T 682-205-1058  
F 844-738-4802

#### LUBBOCK

8207 Hudson St, Ste C  
Lubbock, TX 79423  
T 806-797-4299  
F 806-797-6041

#### MCKINNEY

5100 Eldorado Pkwy  
Ste 102 #323  
McKinney, TX 75070  
T 214-223-2848  
F 281-674-8340

#### SAN ANTONIO

P.O. Box 762648  
San Antonio, TX 78245  
T 210-342-3621  
F 844-738-4802

All proposed infrastructure improvements to be funded by the TxCDBG Program must be located on public property within the designated Main Street area.

### **Funding Request Amounts**

This represents the minimum and maximum amount that may be requested/awarded for a project. These amounts apply to any project funded under the Downtown Revitalization and Main Street Programs.

Minimum \$50,000

Maximum \$500,000

The program can fund only the actual, allowable, and reasonable costs of the proposed project, and may not exceed these amounts. All projects awarded under the TxCDBG program are subject to final agreement between TDA and the applicant regarding the final award amount, but at no time will the award exceed the amount originally requested in the application.

### **Eligible Activities**

TxCDBG monies are only available for public infrastructure improvements or activities explicitly needed to eliminate slum and blight conditions in the downtown or main street area. For all proposed uses, requested funds may not exceed the minimum necessary to meet the needs of the area. Excess/speculative improvements, extra connections or excessive looping will not be funded.

TxCDBG monies are to reimburse a city for eligible expenditures it has made or incurred, rather than advance payments. These reimbursements will be only for work/materials actually completed/delivered. Cities are responsible to pay construction contractors according to the terms of their agreements. TxCDBG monies are available to reimburse cities for construction draws when they are in compliance with the terms of their TxCDBG contract. Failure to comply with the terms of the TxCDBG contract does not relieve the city of its liability to pay contractors.

Funds may be provided for the following:

- Sidewalks and lighting,
- Activities required to eliminate architectural barriers for the disabled.
- Water lines, storage and pumping facilities, and related items
- Sewer lines, lift stations, and related items
- Road construction/renovation, to include curb and gutter and related drainage.
- Natural gas lines and related items.
- Electric power lines and transformers.
- Utilities including natural gas, and electric
- High-speed internet infrastructure, with prior approval from TDA
- Award administration
- Demolition and clearance activity of non-residential structures.

### **Ineligible Activities**







The applicant may not use funds for the following:

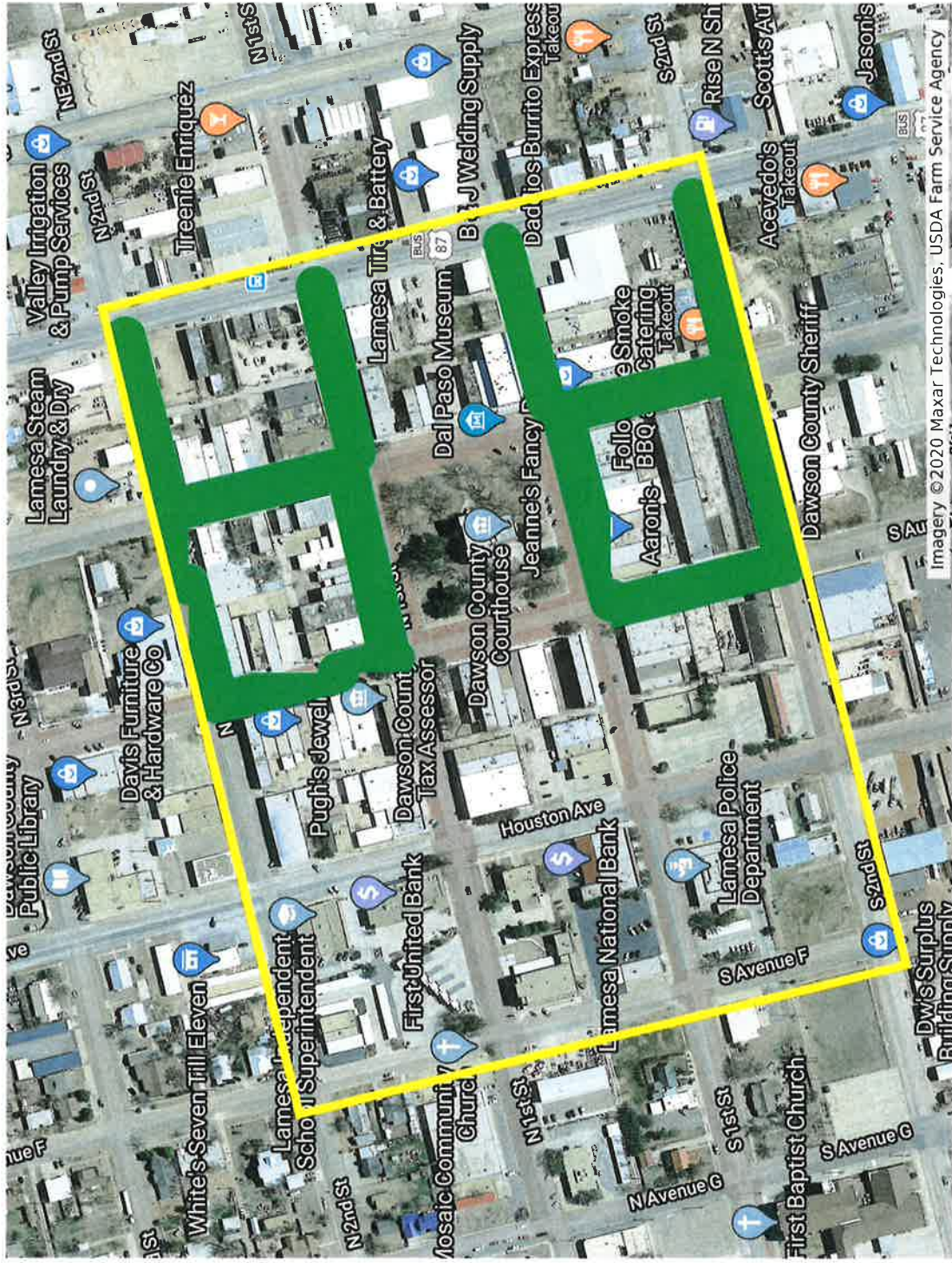
- Grant or otherwise transfer TxCDBG monies to a business.
- Speculation, investment or excess improvements over the minimum improvements needed for the area.
- Building rehabilitation, building construction, machinery, equipment, or working capital.
- Landscaping, benches, ornamental signs or trash cans.
- Operation & maintenance activities, such as re-striping or sealcoating
- Refinancing or to repay the applicant, a local related economic development entity, a benefiting business or its owners and related parties for expenditures.
- Demolition of a historic building and/or housing units
- Parking facilities and parking lots



# Lamesa 2020 DRP

Untitled layer

-  S-B Area
-  Line 3
-  Line 4
-  Line 5
-  Line 6
-  Line 7





# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 5**

**SUBJECT:**

**DISCUSS, CONSIDER, AND TAKE ACTION TO ADOPT A  
RESOLUTION AWARDING AN ADMINISTRATION CONTRACT  
FOR A 2020 TxCDBG-DRP GRANT APPLICATION AND  
PROJECT:**

**PROCEEDING:**

Action

**SUBMITTED BY:**

City Staff

**EXHIBITS:**

Resolution

## **SUMMARY STATEMENT**

City Council to Consider passing a resolution awarding an administration contract for a 2020 TxCDBG-DRP grant application and project. *(City Manager)*

## **COUNCIL ACTION**

**Discussion** \_\_\_\_\_

Motion by Council Member \_\_\_\_\_ to approve resolution. awarding an administration contract for a 2020 TxCDBG-DRP grant application and project. 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

A RESOLUTION OF THE CITY OF LAMESA, TEXAS, AUTHORIZING PROFESSIONAL SERVICE PROVIDER SELECTION FOR A DOWNTOWN REVITALIZATION PROGRAM GRANT (DRP) THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE (TDA).

WHEREAS, participation in the DRP requires implementation by professionals experienced in the administration/project delivery of federally-funded projects and creation of planning documents;

WHEREAS, in order to identify qualified and responsive providers for these services a Request for Proposals (RFP) process for administration services has been completed in accordance with the TDA requirements;

WHEREAS, the proposals received by the due date have been reviewed to determine the most qualified and responsive provider for the professional service giving consideration to ability to perform successfully under the terms and conditions of the proposed procurement, integrity, compliance with public policy, record of past performance, and financial and technical resources

NOW, THEREFORE, BE IT RESOLVED:

- Section 1. That \_\_\_\_\_ is selected to provide application and project-related administration/project delivery services for a 2020 DRP grant for the City.
- Section 2. That a cost-price analysis has been conducted and determined the proposed fee to be appropriate and reasonable based upon program requirements and rules.
- Section 3. That any and all project-related services contracts or commitments made with the above-named service provider(s) are dependent on the successful negotiation of a contract with the service provider(s).

PASSED AND APPROVED ON \_\_\_\_\_, 2020.

**APPROVED:**

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

**ATTEST:**

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

# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 6**

**SUBJECT:** DISCUSS, CONSIDER AND TAKE ACTION TO ADOPT A  
RESOLUTION TO APPLY FOR GRANT FUNDING UNDER THE  
COVID-19 CARES ACT TO BE USED TO OFFSET EXPENSES  
INCURRED BY THE CITY OF LAMESA IN RESPONSE TO THE  
COVID-19 VIRUS PANDEMIC

**PROCEEDING:** Action

**SUBMITTED BY:** City Staff

**EXHIBITS:** Resolution

## **SUMMARY STATEMENT**

City Council to consider applying for a grant under the COVID-19 Cares Act to be used to offset expenses incurred by the City of Lamesa in response to the COVID-19 Virus Pandemic. (*City Manager*)

## **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to approve applying for a grant to the COVID-19 Cares Act to be used to offset expenses incurred by the City of Lamesa in response to the COVID-19 Virus Pandemic. 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. \_\_\_\_\_**

**A RESOLUTION TO APPLY FOR GRANT FUNDING  
PURSUANT TO THE COVID-19 CARES ACT TO BE  
USED TO OFFSET EXPENSES INCURRED BY THE  
CITY OF LAMESA IN RESPONSE TO THE COVID-19  
VIRUS PANDEMIC.**

WHEREAS, in order to secure reimbursement funding for the City of Lamesa pursuant to the COVID-19 CARES Act, the City Manager will apply for and accept certain grant funding within the limited timeframe for taking such action; and

WHEREAS, the City Council of the City of Lamesa approves of and ratifies that action.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Lamesa that the actions of the City Manager in applying for grant funding pursuant to the COVID-19 CARES Act are hereby ratified, and the City Manager is hereby authorized to accept COVID-19 grant funding pursuant to the CARES Act, to be used to offset expenses incurred by the City of Lamesa in response to the COVID-19 virus pandemic.

**PASSED AND APPROVED** this 16th day of June, 2020.

**CITY OF LAMESA:**

**By:** \_\_\_\_\_  
Josh Stevens, Mayor

**ATTEST:**

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



STATE OF TEXAS

May 11, 2020

Dear County and City Leaders:

Thank you for your continued work to combat the coronavirus and address the ancillary effects of that fight in your communities. These are tremendously difficult times for all Texans. Please know that the elected representatives in your state government are working continuously to protect the health and safety of this state, mitigate the economic ramifications of COVID-19, and build a path towards recovery.

As you are keenly aware, Congress passed the Coronavirus Aid, Relief, and Economic Security (CARES) Act to provide much needed resources to help governments, businesses, and individuals respond to the current pandemic. President Trump signed the CARES Act into law and his administration continues to provide guidance on the numerous avenues of federal funding the legislation provides. Within the CARES Act, the Coronavirus Relief Fund (CRF) was created to provide financial resources to state and local governments. As it relates to the CRF, Texas has received approximately \$11.24 billion from the United States Department of Treasury (Treasury) for direct coronavirus related expenses based on the funding formula provided in the CARES Act.

Consistent with the CARES Act, 45 percent of the total \$11.24 billion state allocation—approximately \$5.06 billion—will be made available to local governments. Of that \$5.06 billion, Treasury has directly sent just over \$3.2 billion to the six cities and 12 counties in Texas with a population greater than 500,000. That leaves approximately \$1.85 billion that the state can make available to the cities and counties in the rest of the state.

***Counties below 500,000 population and the Cities within them***

The 242 counties, and each of the cities within those counties, that did not receive direct allocations from Treasury are eligible to apply to the state for a per capita allocation from the \$1.85 billion. Cities with a population less than 500,000 located in counties with a population exceeding 500,000 are addressed later in this letter. County allocations will be calculated based on the population in the unincorporated areas of the county. We encourage cities and counties to work together to address expenses that cross jurisdictional lines.

The first allocation from the \$1.85 billion in local funds will be made available to these cities and counties on a \$55 per capita allotment. Twenty percent of each jurisdiction's allocation will be available immediately upon certification to the State that grant terms will be followed. Importantly, Treasury has provided strict guidelines for local governments to receive funds. Treasury affirmed that the State can transfer funds to local governments "provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act. Such funds would be subject to recoupment by the Treasury Department if they have not been used in a manner consistent with section 601(d) of the Social Security Act." Treasury has also instructed that "funds may not be used to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify as an eligible expenditure." Also, all costs must be incurred before December 30, 2020, to qualify for funding.

Once jurisdictions provide documentation on the initial funding, they will then be able to access the remainder of their allocation on a reimbursement basis. The unallocated funds will be reserved for local expenses as future outbreaks and the long-term impacts of COVID-19 are better known.

#### ***Cities below 500,000 population within Counties exceeding 500,000 population***

The direct Treasury disbursements to the 12 counties were calculated based on their population, less the total population inside cities larger than 500,000 that reside within those counties. In the same way that cities and counties across the rest of the state will be provided funding on a per capita basis, and are encouraged to work together to address expenses that cross jurisdictional lines, the 12 counties that received direct funding from Treasury based on the total number of residents in their counties (excluding those in the six largest cities) are expected to use their funds to address expenses incurred by incorporated areas with a population less than 500,000 that are located in those counties as well as the needs of residents in unincorporated areas of those counties. Each of the incorporated areas located in a county that received a direct allocation from Treasury should seek funding for COVID-19 expenses directly from that county.

#### ***How to Apply***

The Texas Division of Emergency Management (TDEM) will administer the reimbursement process for the CRF. TDEM is partnering with Texas A&M AgriLife Extension to provide individual assistance to each of you throughout the process, and that work is already underway. All of the information to apply for the CRF, as well as guidance about eligible uses, can be found at the following website: [www.tdem.texas.gov/crf](http://www.tdem.texas.gov/crf). Questions can also be emailed to TDEM at [CRF@tdem.texas.gov](mailto:CRF@tdem.texas.gov).

Thank you again for your work on behalf of your residents. All Texans expect government to work in a unified fashion to address this unprecedented situation, and we will continue to do so. We understand there will be numerous questions, and we are committed to working through them with you. In the meantime, please refer to the TDEM website for guidance.

Sincerely,



Governor Greg Abbott



Lt. Governor Dan Patrick



Speaker Dennis Bonnen



Senator Jane Nelson  
Chair, Senate Finance Committee



Representative Giovanni Capriglione  
Chair, House Appropriations Committee



Senator Juan Chuy Hinojosa  
Vice-Chair, Senate Finance Committee



Representative Oscar Longoria  
Vice-Chair, House Appropriations Committee



**Coronavirus Relief Fund**  
**Guidance for State, Territorial, Local, and Tribal Governments**  
**April 22, 2020**

The purpose of this document is to provide guidance to recipients of the funding available under section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”). The CARES Act established the Coronavirus Relief Fund (the “Fund”) and appropriated \$150 billion to the Fund. Under the CARES Act, the Fund is to be used to make payments for specified uses to States and certain local governments; the District of Columbia and U.S. Territories (consisting of the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands); and Tribal governments.

The CARES Act provides that payments from the Fund may only be used to cover costs that—

1. are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
2. were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
3. were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.<sup>1</sup>

The guidance that follows sets forth the Department of the Treasury’s interpretation of these limitations on the permissible use of Fund payments.

***Necessary expenditures incurred due to the public health emergency***

The requirement that expenditures be incurred “due to” the public health emergency means that expenditures must be used for actions taken to respond to the public health emergency. These may include expenditures incurred to allow the State, territorial, local, or Tribal government to respond directly to the emergency, such as by addressing medical or public health needs, as well as expenditures incurred to respond to second-order effects of the emergency, such as by providing economic support to those suffering from employment or business interruptions due to COVID-19-related business closures.

Funds may not be used to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify under the statute. Although a broad range of uses is allowed, revenue replacement is not a permissible use of Fund payments.

The statute also specifies that expenditures using Fund payments must be “necessary.” The Department of the Treasury understands this term broadly to mean that the expenditure is reasonably necessary for its intended use in the reasonable judgment of the government officials responsible for spending Fund payments.

***Costs not accounted for in the budget most recently approved as of March 27, 2020***

The CARES Act also requires that payments be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020. A cost meets this requirement if either (a) the cost cannot lawfully be funded using a line item, allotment, or allocation within that budget *or* (b) the cost

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<sup>1</sup> See Section 601(d) of the Social Security Act, as added by section 5001 of the CARES Act.

is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation.

The “most recently approved” budget refers to the enacted budget for the relevant fiscal period for the particular government, without taking into account subsequent supplemental appropriations enacted or other budgetary adjustments made by that government in response to the COVID-19 public health emergency. A cost is not considered to have been accounted for in a budget merely because it could be met using a budgetary stabilization fund, rainy day fund, or similar reserve account.

***Costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020***

A cost is “incurred” when the responsible unit of government has expended funds to cover the cost.

***Nonexclusive examples of eligible expenditures***

Eligible expenditures include, but are not limited to, payment for:

1. Medical expenses such as:
  - COVID-19-related expenses of public hospitals, clinics, and similar facilities.
  - Expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including related construction costs.
  - Costs of providing COVID-19 testing, including serological testing.
  - Emergency medical response expenses, including emergency medical transportation, related to COVID-19.
  - Expenses for establishing and operating public telemedicine capabilities for COVID-19-related treatment.
2. Public health expenses such as:
  - Expenses for communication and enforcement by State, territorial, local, and Tribal governments of public health orders related to COVID-19.
  - Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment, for medical personnel, police officers, social workers, child protection services, and child welfare officers, direct service providers for older adults and individuals with disabilities in community settings, and other public health or safety workers in connection with the COVID-19 public health emergency.
  - Expenses for disinfection of public areas and other facilities, *e.g.*, nursing homes, in response to the COVID-19 public health emergency.
  - Expenses for technical assistance to local authorities or other entities on mitigation of COVID-19-related threats to public health and safety.
  - Expenses for public safety measures undertaken in response to COVID-19.
  - Expenses for quarantining individuals.
3. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

4. Expenses of actions to facilitate compliance with COVID-19-related public health measures, such as:
  - Expenses for food delivery to residents, including, for example, senior citizens and other vulnerable populations, to enable compliance with COVID-19 public health precautions.
  - Expenses to facilitate distance learning, including technological improvements, in connection with school closings to enable compliance with COVID-19 precautions.
  - Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions.
  - Expenses of providing paid sick and paid family and medical leave to public employees to enable compliance with COVID-19 public health precautions.
  - COVID-19-related expenses of maintaining state prisons and county jails, including as relates to sanitation and improvement of social distancing measures, to enable compliance with COVID-19 public health precautions.
  - Expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.
5. Expenses associated with the provision of economic support in connection with the COVID-19 public health emergency, such as:
  - Expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures.
  - Expenditures related to a State, territorial, local, or Tribal government payroll support program.
  - Unemployment insurance costs related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.
6. Any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund's eligibility criteria.

***Nonexclusive examples of ineligible expenditures<sup>2</sup>***

The following is a list of examples of costs that would *not* be eligible expenditures of payments from the Fund.

1. Expenses for the State share of Medicaid.<sup>3</sup>
2. Damages covered by insurance.
3. Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

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<sup>2</sup> In addition, pursuant to section 5001(b) of the CARES Act, payments from the Fund may not be expended for an elective abortion or on research in which a human embryo is destroyed, discarded, or knowingly subjected to risk of injury or death. The prohibition on payment for abortions does not apply to an abortion if the pregnancy is the result of an act of rape or incest; or in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed. Furthermore, no government which receives payments from the Fund may discriminate against a health care entity on the basis that the entity does not provide, pay for, provide coverage of, or refer for abortions.

<sup>3</sup> See 42 C.F.R. § 433.51 and 45 C.F.R. § 75.306.

4. Expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds.
5. Reimbursement to donors for donated items or services.
6. Workforce bonuses other than hazard pay or overtime.
7. Severance pay.
8. Legal settlements.



# CORONAVIRUS RELIEF FUND (CRF) TERMS AND CONDITIONS

TEXAS DIVISION OF EMERGENCY MANAGEMENT

MAY 11, 2020

#### *About This Document*

In this document, grantees will find the terms and conditions applicable to payments distributed in the form of grants to local units of governments from the Coronavirus Relief Fund established within section 601 of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act").

These requirements are in addition to those that can be found within the Grant Management System (GMS), to which grantees agreed to when accepting the grant. Other state and federal requirements and conditions may apply to your grant, including but not limited to: 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; Chapter 783 of the Texas Government Code; the Uniform Grant Management Standards (UGMS) developed by the Comptroller of Public Accounts; the state Funding Announcement or Solicitation under which the grant application was made; and any applicable documents referenced in the documents listed above.

To the extent the terms and conditions of this grant agreement do not address a particular circumstance or are otherwise unclear or ambiguous, such terms and conditions are to be construed consistent with the general objectives, expectations and purposes of this grant agreement and in all cases, according to its fair meaning. The parties acknowledge that each party and its counsel have reviewed this grant agreement and that any rule of construction to the effect that any ambiguities are to be resolved against the drafting party shall not be employed in the interpretation of this grant agreement. Any vague, ambiguous or conflicting terms shall be interpreted and construed in such a manner as to accomplish the purpose of the grant agreement.

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## 1 Grant Agreement Requirements and Conditions

### 1.1 *Applicability of Grant Agreement and Provisions*

The Grant Agreement is subject to the additional terms, conditions, and requirements of other laws, rules, regulations and plans recited herein and is intended to be the full and complete expression of and constitutes the entire agreement between the parties hereto with respect to the subject matter hereof and all prior and contemporaneous understandings, agreements, promises, representations, terms and conditions, both oral and written, are superseded and replaced by this Grant Agreement.

Notwithstanding any expiration or termination of this Grant Agreement, the rights and obligations pertaining to the grant close-out, cooperation and provision of additional information, return of grant funds, audit rights, records retention, public information, and any other provision implying survivability shall remain in effect after the expiration or termination of this Grant Agreement.

### 1.2 *Legal Authority to Apply*

The grantee certifies that it possesses legal authority to apply for the grant. A resolution, motion or similar action has been or will be duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative, or their designee of the organization to act in connection with the application and to provide such additional information as may be required.

### 1.3 *Grant Acceptance*

The Notice of Subrecipient Grant Award remains an offer until the fully executed copy of this Grant Agreement is received by the Texas Division of Emergency Management (TDEM).

### 1.4 *Project Period*

Funding has been authorized for eligible expenditures incurred between March 1, 2020 and December 30, 2020. The specific performance period for this grant is listed on the Notice of Subrecipient Grant Award. All expenditures must be incurred, and all services must be received within the performance period. TDEM will not be obligated to reimburse expenses incurred after the performance period. A cost is incurred when the responsible unit of government has expended funds to cover the cost.

### 1.5 *General Responsibility*

Per the CARES Act, CRF grant funds may only be used to cover expenses that –

1. are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19)
2. were not accounted for in the budget most recently approved as of March 27, 2020 for the state or government; and
3. were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

The US Department of Treasury (Treasury) provided additional guidance on the permissible use of grant funds, including nonexclusive examples of eligible expenses in the following categories:

1. Medical expenses,
2. Public health expenses,

3. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency,
4. Expenses of actions to facilitate compliance with COVID-19-related public health measures,
5. Expenses associated with the provision of economic support in connection with the COVID-19 public health emergency, and
6. Any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund's eligibility criteria.

Further explanation of these categories and examples can be found at the following link:

<https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Guidance-for-State-Territorial-Local-and-Tribal-Governments.pdf>

<https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Frequently-Asked-Questions.pdf>

The subrecipient agrees that a minimum of 75% of its allotment will be spent in the categories of medical expenses, public health expenses and payroll expenses for employees substantially dedicated to mitigating or responding to the public emergency. The remainder of the allotment may be spent in any of the categories provided within the Treasury guidance.

The grantee certifies compliance with these eligible expenses by executing the CARES Act Coronavirus Relief Fund Eligibility Certification Form in Exhibit E, which is attached hereto and incorporated for all purposes.

The grantee is responsible for the integrity of the fiscal and programmatic management of the grant project; accountability for all funds awarded; and compliance with TDEM administrative rules, policies and procedures, and applicable federal and state laws and regulations.

The grantee will maintain an appropriate grant administration system to ensure that all terms, conditions and specifications of the grant are met.

#### *1.6 Amendments and Changes to the Grant Agreement*

TDEM and the grantee may agree to make adjustments to the grant. Adjustments include, but are not limited to, modifying the scope of the grant project, adding funds to previously un-awarded cost items or categories changing funds in any awarded cost items or category, deobligating awarded funds or changing grant officials.

The grantee has no right or entitlement to reimbursement with grant funds. TDEM and grantee agree that any act, action or representation by either Party, their agents or employees that purports to waive or alter the terms of the Grant Agreement or increase the maximum liability of TDEM is void unless a written amendment to this Grant Agreement is first executed and documented in GMS. The grantee agrees that nothing in this Grant Agreement will be interpreted to create an obligation or liability of TDEM in excess of the "Maximum Liability of the TDEM" as set forth in the Notice of Subrecipient Grant Award.

Any alterations, additions, or deletions to the terms of this Grant Agreement must be documented in GMS to be binding upon the Parties. Notwithstanding this requirement, it is understood and agreed by Parties hereto, that changes in local, state and federal rules, regulations or laws applicable hereto, may occur during the term of this Grant Agreement and that any such changes shall be automatically incorporated into this Grant Agreement without written amendment hereto, and shall become a part hereof as of the effective date of the rule, regulation or law.

### *1.7 Jurisdictional Cooperation*

A municipality may yield any portion of its allocated funds to the county within which it exists or a county may yield any portion of its allocated funds to a municipality within its footprint for eligible expenses. This may be accomplished in one of the following ways:

1. By a grant amendment, as described in section 1.6, where by funds are deobligated from the original subrecipient and then added to previously un-awarded costs items or categories of the receiving jurisdiction's grant award.
2. A subrecipient may use funds pursuant to this agreement to subcontract with another political subdivision within its jurisdiction for eligible and necessary expenditures incurred due to the public health emergency. The subrecipient is responsible for ensuring subcontractor eligibility and maintaining all required documentation.

### *1.8 Public Information and Meetings*

Notwithstanding any provisions of this Grant Agreement to the contrary, the grantee acknowledges that the State of Texas, TDEM, and this Grant Agreement are subject to the Texas Public Information Act, Texas Government Code Chapter 552 (the "PIA"). The grantee acknowledges that TDEM will comply with the PIA, as interpreted by judicial opinions and opinions of the Attorney General of the State of Texas.

The grantee acknowledges that information created or exchanged in connection with this Grant Agreement, including all reimbursement documentation submitted to TDEM, is subject to the PIA, whether created or produced by the grantee or any third party, and the grantee agrees that information not otherwise excepted from disclosure under the PIA, will be available in a format that is accessible by the public at no additional charge to TDEM or State of Texas. The grantee will cooperate with TDEM in the production of documents or information responsive to a request for information.

### *1.9 Remedies for Non-Compliance*

If TDEM determines that the grantee materially fails to comply with any term of this grant agreement, whether stated in a federal or state statute or regulation, an assurance, in a state plan or application, a notice of award, or any other applicable requirement, TDEM, in its sole discretion may take actions including:

1. Temporarily withholding cash payments pending correction of the deficiency or more severe enforcement action by TDEM;
2. Disallowing or denying use of funds for all or part of the cost of the activity or action not in compliance;
3. Disallowing claims for reimbursement;
4. Wholly or partially suspending or terminating this grant;
5. Requiring return or offset of previous reimbursements;
6. Prohibiting the grantee from applying for or receiving additional funds for other grant programs administered by TDEM until repayment to TDEM is made and any other compliance or audit finding is satisfactorily resolved;
7. Reducing the grant award maximum liability of TDEM;
8. Terminating this Grant Agreement;
9. Imposing a corrective action plan;

10. Withholding further awards; or

11. Taking other remedies or appropriate actions.

The grantee costs resulting from obligations incurred during a suspension or after termination of this grant are not allowable unless TDEM expressly authorizes them in the notice of suspension or termination or subsequently.

TDEM, at its sole discretion, may impose sanctions without first requiring a corrective action plan.

#### *1.10 False Statements by Grantee*

By acceptance of this grant agreement, the grantee makes all the statements, representations, warranties, guarantees, certifications and affirmations included in this grant agreement. If applicable, the grantee will comply with the requirements of 31 USC § 3729, which set forth that no grantee of federal payments shall submit a false claim for payment.

If any of the statements, representations, certifications, affirmations, warranties, or guarantees are false or if the grantee signs or executes the grant agreement with a false statement or it is subsequently determined that the grantee has violated any of the statements, representations, warranties, guarantees, certifications or affirmations included in this grant agreement, then TDEM may consider this act a possible default under this grant agreement and may terminate or void this grant agreement for cause and pursue other remedies available to TDEM under this grant agreement and applicable law. False statements or claims made in connection with TDEM grants may result in fines, imprisonment, and debarment from participating in federal grants or contract, and/or other remedy available by law, potentially including the provisions of 38 USC §§ 3801-3812, which details the administrative remedies for false claims and statements made.

#### *1.11 Conflict of Interest Safeguards*

The grantee will establish safeguards to prohibit its employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain, whether for themselves or others, particularly those with whom they have family, business, or other ties. The grantee will operate with complete independence and objectivity without actual, potential, or apparent conflict of interest with respect to its performance under this Grant Agreement. The grantee certifies as to its own organization, that to the best of their knowledge and belief, no member of The A&M System or The A&M System Board of Regents, nor any employee, or person, whose salary is payable in whole or in part by a member of The A&M System, has direct or indirect financial interest in the award of this Grant Agreement, or in the services to which this Grant Agreement relates, or in any of the profits, real or potential, thereof.

#### *1.12 Fraud, Waste, and Abuse*

The grantee understands that TDEM does not tolerate any type of fraud, waste, or misuse of funds received from TDEM. TDEM's policy is to promote consistent, legal, and ethical organizational behavior, by assigning responsibilities and providing guidelines to enforce controls. Any violations of law, TDEM policies, or standards of ethical conduct will be investigated, and appropriate actions will be taken. The grantee understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal and state grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

In the event grantee becomes aware of any allegation or a finding of fraud, waste, or misuse of funds received from TDEM that is made against the grantee, the grantee is required to immediately notify TDEM of said allegation or finding and to continue to inform TDEM of the status of any such on-going investigations. The grantee must also promptly refer to TDEM any credible evidence that a principal,

employee, agent, grantee, contractor, subcontractor, or other person has -- (1) submitted a claim for award funds that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving award funds. Grantees must also immediately notify TDEM in writing of any misappropriation of funds, fraud, theft, embezzlement, forgery, or any other serious irregularities indicating noncompliance with grant requirements. Grantees must notify the local prosecutor's office of any possible criminal violations. Grantees must immediately notify TDEM in writing if a project or project personnel become involved in any litigation, whether civil or criminal, and the grantee must immediately forward a copy of any demand, notices, subpoenas, lawsuits, or indictments to TDEM.

#### *1.13 Termination of the Agreement*

TDEM may, at its sole discretion, terminate this Grant Agreement, without recourse, liability or penalty against TDEM, upon written notice to grantee. In the event grantee fails to perform or comply with an obligation or a term, condition or provision of this Grant Agreement, TDEM may, upon written notice to grantee, terminate this agreement for cause, without further notice or opportunity to cure. Such notification of Termination for Cause will state the effective date of such termination, and if no effective date is specified, the effective date will be the date of the notification.

TDEM and grantee may mutually agree to terminate this Grant Agreement. TDEM in its sole discretion will determine if, as part of the agreed termination, grantee is required to return any or all of the disbursed grant funds.

Termination is not an exclusive remedy, but will be in addition to any other rights and remedies provided in equity, by law, or under this Grant Agreement, including those remedies listed at 2 C.F.R. 200.207 and 2 C.F.R. 200.338 – 200.342. Following termination by TDEM, grantee shall continue to be obligated to TDEM for the return of grant funds in accordance with applicable provisions of this Grant Agreement. In the event of termination under this Section, TDEM's obligation to reimburse grantee is limited to allowable costs incurred and paid by the grantee prior to the effective date of termination, and any allowable costs determined by TDEM in its sole discretion to be reasonable and necessary to cost-effectively wind up the grant. Termination of this Grant Agreement for any reason or expiration of this Grant Agreement shall not release the Parties from any liability or obligation set forth in this Grant Agreement that is expressly stated to survive any such termination or expiration.

#### *1.14 Limitation of Liability*

TO THE EXTENT ALLOWED BY LAW, THE GRANTEE SHALL DEFEND, INDEMNIFY AND HOLD HARMLESS THE STATE OF TEXAS AND AGENCY, AND/OR THEIR OFFICERS, REGENTS, AGENTS, EMPLOYEES, REPRESENTATIVES, CONTRACTORS, ASSIGNEES, AND/OR DESIGNEES FROM ANY AND ALL LIABILITY, ACTIONS, CLAIMS, DEMANDS, OR SUITS, AND ALL RELATED COSTS, ATTORNEY FEES, AND EXPENSES ARISING OUT OF, OR RESULTING FROM ANY ACTS OR OMISSIONS OF RESPONDENT OR ITS AGENTS, EMPLOYEES, SUBCONTRACTORS, ORDER FULFILLERS, OR SUPPLIERS OF SUBCONTRACTORS IN THE EXECUTION OR PERFORMANCE OF THE CONTRACT AND ANY PURCHASE ORDERS ISSUED UNDER THE CONTRACT. THE DEFENSE SHALL BE COORDINATED BY RESPONDENT WITH THE OFFICE OF THE TEXAS ATTORNEY GENERAL WHEN TEXAS STATE AGENCIES ARE NAMED DEFENDANTS IN ANY LAWSUIT AND RESPONDENT MAY NOT AGREE TO ANY SETTLEMENT WITHOUT FIRST OBTAINING THE CONCURRENCE FROM THE OFFICE OF THE TEXAS ATTORNEY GENERAL. RESPONDENT AND AGENCY AGREE TO FURNISH TIMELY WRITTEN NOTICE TO EACH OTHER OF ANY SUCH CLAIM.

The grantee agrees that no provision of this Grant Agreement is in any way intended to constitute a waiver by TDEM as an agency of the State of Texas, its officers, regents, employees, agents, or contractors or the State of Texas of any privileges, rights, defenses, remedies, or immunities from suit and liability that TDEM or the State of Texas may have by operation of law.

### *1.15 Dispute Resolution*

The Parties' representatives will meet as needed to implement the terms of this Grant Agreement and will make a good faith attempt to informally resolve any disputes.

Notwithstanding any other provision of this Grant Agreement to the contrary, unless otherwise requested or approved in writing by TDEM, the grantee shall continue performance and shall not be excused from performance during the period any breach of Grant Agreement claim or dispute is pending.

The dispute resolution process provided in Chapter 2260, Texas Government Code, and the related rules adopted by the Texas Attorney General pursuant to Chapter 2260, shall be used by TDEM and grantee to attempt to resolve any claim for breach of contract made by the grantee that cannot be resolved in the ordinary course of business. Grantee shall submit written notice of a claim of breach of contract under this Chapter to the Chief of TDEM, who shall examine the grantee's claim and any counterclaim and negotiate with grantee in an effort to resolve the claim.

The laws of the State of Texas govern this Grant Agreement and all disputes arising out of or relating to this Grant Agreement, without regard to any otherwise applicable conflict of law rules or requirements. Venue for any grantee-initiated action, suit, litigation or other proceeding arising out of or in any way relating to this Grant Agreement shall be commenced exclusively in the Travis County District Court or the United States District Court, Southern District of Texas - Houston Division. Venue for any TDEM-initiated action, suit, litigation or other proceeding arising out of or in any way relating to this Grant Agreement may be commenced in a Texas state district court or a United States District Court selected by TDEM in its sole discretion.

The grantee hereby irrevocably and unconditionally consents to the exclusive jurisdiction of the courts referenced above for the purpose of prosecuting and/or defending such litigation. The grantee hereby waives and agrees not to assert by way of motion, as a defense, or otherwise, in any suit, action or proceeding, any claim that the grantee is not personally subject to the jurisdiction of the above-named courts; the suit, action or proceeding is brought in an inconvenient forum; and/or the venue is improper.

### *1.16 Liability for Taxes*

The grantee agrees and acknowledges that grantee is an independent contractor and shall be entirely responsible for the liability and payment of grantee's and grantee's employees' taxes of whatever kind, arising out of the performances in this Grant Agreement. The grantee agrees to comply with all state and federal laws applicable to any such persons, including laws regarding wages, taxes, insurance, and workers' compensation. TDEM and/or the State of Texas shall not be liable to the grantee, its employees, agents, or others for the payment of taxes or the provision of unemployment insurance and/or workers' compensation or any benefit available to a state employee or employee of TDEM.

### *1.17 Required State Assurances*

The grantee must comply with the applicable State Assurances included within the State Uniform Grant Management Standards (UGMS), Section III, Subpart B, \_\_.14, which are attached hereto and incorporated for all purposes as Exhibit A.

### *1.18 System for Award Management (SAM) Requirements*

- A. The grantee agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM) (or with a successor government-wide system officially designated by OMB and, if applicable, the federal funding agency). These requirements include maintaining current registrations and the currency of the information in SAM. The grantee will review and update information at least annually until submission of the final financial report required under the award or



receipt of final payment, whichever is later, as required by 2 CFR Part 25.

- B. The grantee will comply with Executive Orders 12549 and 12689 that requires “a contract award (see 2 CFR 180.220) must not be made to parties listed on the government-wide exclusions in the System for Award Management (SAM)”, in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), “Debarment and Suspension.” SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority. The grantee certifies it will verify each vendor’s status to ensure the vendor is not debarred, suspended, otherwise excluded or declared ineligible by checking the SAM before doing/renewing business with that vendor.
- C. The grantee certifies that it and its principals are eligible to participate in this Grant Agreement and have not been subjected to suspension, debarment, or similar ineligibility determined by any federal, state or local governmental entity and the grantee is in compliance with the State of Texas statutes and rules relating to procurement and that the grantee is not listed in the federal government’s terrorism watch list as described in Executive Order 13224.

#### *1.19 No Obligation by Federal Government*

The Parties acknowledge and agree that the federal government is not a party to this Grant Agreement and is not subject to any obligations or liabilities to either Party, third party or subcontractor pertaining to any matter resulting from this Grant Agreement.

#### *1.20 Notice*

Notice may be given to the grantee via GMS, email, hand-delivery, or United States Mail. Notices to the grantee will be sent to the name and address supplied by grantee in GMS.

#### *1.21 Force Majeure*

Neither the grantee nor TDEM shall be required to perform any obligation under this Grant Agreement or be liable or responsible for any loss or damage resulting from its failure to perform so long as performance is delayed by force majeure or acts of God, including but not limited to strikes, lockouts or labor shortages, embargo, riot, war, revolution, terrorism, rebellion, insurrection, pandemic, flood, natural disaster, or interruption of utilities from external causes. Each Party must inform the other in writing, with proof of receipt, within three (3) business days of the existence of such force majeure, or otherwise waive this right as a defense.

#### *1.22 Debt to State*

The grantee certifies, to the extent grantee owes any debt (child support or other obligation) or delinquent taxes to the State of Texas, any payments grantee is owed under this Grant Agreement may be applied by the Comptroller of Public Accounts toward any such debt or delinquent taxes until such debt or delinquent taxes are paid in full.

#### *1.23 Franchise Tax Certification*

If grantee is a taxable entity subject to the Texas Franchise Tax (Chapter 171, Texas Tax Code), then grantee certifies that it is not currently delinquent in the payment of any franchise (margin) taxes or that grantee is exempt from the payment of franchise (margin) taxes.

#### *1.24 Severability*

If any provisions of this Grant Agreement are rendered or declared illegal for any reason, or shall be invalid or unenforceable, such provision shall be modified or deleted in such manner so as to afford the Party for whose benefit it was intended the fullest benefit commensurate with making this Grant Agreement, as modified, enforceable, and the remainder of this Grant Agreement and the application of such provision to other persons or circumstances shall not be affected thereby, but shall be enforced to the greatest extent permitted by applicable law.

#### *1.25 E-Verify*

By entering into this Grant Agreement, grantee certifies and ensures that it utilizes and will continue to utilize, for the term of this Grant Agreement, the U.S. Department of Homeland Security's e-Verify system to determine the eligibility of (a) all persons employed during the contract term to perform duties within Texas; and (b) all persons (including subcontractors) assigned by the grantee pursuant to the Grant Agreement.

#### *1.26 Compliance with Federal Law, Regulations, and Executive Orders*

Grantee acknowledges that federal financial assistance funds will be used to fund the Grant Agreement. Grantee will comply with all applicable federal law, regulations, executive orders, policies, procedures, and directives.

#### *1.27 Clean Air Act*

The following is only applicable if the amount of the contract exceeds \$150,000.

- a. Grantee agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act, as amended, 42 U.S.C. § 7401 et seq.
- b. Grantee agrees to report each violation to TDEM and understands and agrees that TDEM will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
- c. Grantee agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with federal assistance provided by this Grant Agreement.

#### *1.28 Federal Water Pollution Control Act*

- a. Grantee agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251 et seq.
- b. Grantee agrees to report each violation to TDEM and understands and agrees that TDEM will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
- c. Grantee agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with federal assistance provided by this Grant Agreement.

#### *1.29 Suspension and Debarment*

- a. This Grant Agreement is a covered transaction for purposes of 2 C.F.R. pt 180 and 2 C.F.R. pt. 3000. Grantee certifies that grantee, grantee's principals (defined at 2C.F.R. Sec. 180.995), or its

affiliates (defined at 2 C.F.R. Sec. 180.905) are excluded (defined at 2 C.F.R. Sec. 180.940) or disqualified (defined at 2 C.F.R. Sec. 180.935).

- b. Grantee must comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C and must include a requirement comply with these regulations in any lower tier covered transaction it enters into.
- c. This certification is a material representation of fact relied upon by TDEM. If it is later determined that grantee did not comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, in addition to remedies available to TDEM, the Federal Government may pursue available remedies, including but limited to suspension and/or debarment.

### *1.30 Energy Conservation*

If applicable, grantee agrees to comply with mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act.

### *1.31 Procurement of Recovered Materials*

- a. In the performance of this Grant Agreement, grantee shall make maximum use of products containing recovered materials that are EPA-designated items unless the product cannot be acquired –
  - (i) Competitively within a timeframe providing for compliance with the contract performance schedule;
  - (ii) Meeting contract performance requirements; or
  - (iii) At a reasonable price.
- b. Information about this requirement, along with the list of EPA-designated items, is available at EPA's Comprehensive Procurement Guidelines web site, <https://www.epa.gov/smm/comprehensive-procurement-guideline-cpg-program>.

### *1.32 Terminated Contracts*

The grantee has not had a contract terminated or been denied the renewal of any contract for noncompliance with policies or regulations of any state or federally funded program within the past five (5) years nor is it currently prohibited from contracting with a governmental agency. If the grantee does have such a terminated contract, the grantee shall identify the contract and provide an explanation for the termination. The grantee acknowledges that this Grant Agreement may be terminated and payment withheld or return of grant funds required if this certification is inaccurate or false.

## **2 Property and Procurement Requirements**

### *2.1 Property Management and Inventory*

The grantee must ensure equipment purchased with grant funds is used for the purpose of the grant and as approved by TDEM. The grantee must develop and implement a control system to prevent loss, damage or theft of property and investigate and document any loss, damage or theft of property funded under this Grant.

The grantee must account for any real and personal property acquired with grant funds or received from

the Federal Government in accordance with 2 CFR 200.310 Insurance coverage through 200.316 Property trust relationship and 200.329 Reporting on real property. This documentation must be maintained by the grantee, according to the requirements listed herein, and provided to TDEM upon request, if applicable.

When original or replacement equipment acquired under this award by the grantee is no longer needed for the original project or program or for other activities currently or previously supported by the federal awarding agency or TDEM, the grantee must make proper disposition of the equipment pursuant to 2 CFR 200.

The grantee will maintain specified equipment management and inventory procedures for equipment (including replacement equipment), whether acquired in whole or in part with grant funds, until disposition takes place, with a per-unit cost of \$5,000 or greater. The equipment and inventory procedures include:

- A. The grantee must keep an inventory report on file containing equipment purchased with any grant funds during the grant period. The inventory report must agree with the approved grant budget and the final Financial Status Report and shall be available to TDEM at all times upon request.
- B. The grantee must maintain property/inventory records which, at minimum, include a description of the property, a serial number or other identification number, the source of property, who holds title, the acquisition date, the cost of the property, the percentage of Federal participation in the cost of the property, the location, use and condition of the property, and any ultimate disposition data including the date of disposal and sale price of the property.
- C. The grantee shall permanently identify all such equipment by appropriate tags or labels affixed to the equipment. Exceptions to this requirement are limited to items where placing of the marking is not possible due to the nature of the equipment.

## **2.2 Consulting Contracts**

Pre-approval of costs related to consulting contracts is required and the value of consulting contracts entered into by the grantee may not exceed 5% of the total funds received by the local unit of government.

## **2.3 Procurement Practices and Policies**

The grantee must follow applicable federal and state law, federal procurement standards specified in regulations governing federal awards to non-federal entities, their established policy, and best practices for procuring goods or services with grant funds. Procurement activities must follow the most restrictive of federal, state and local procurement regulations. Contracts must be routinely monitored for delivery of services or goods.

## **2.4 Contract Provisions Under Federal Awards**

All contracts made by a grantee under a federal award must contain the provisions outlined in 2 CFR 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, Appendix II to Part 200 Contract Provisions for Non-Federal Entity Contracts Under Federal Awards.

# **3 Audit and Records Requirements**

## **3.1 Cooperation with Monitoring, Audits, and Records Requirements**

All records and expenditures are subject to, and grantee agrees to comply with, monitoring and/or audits conducted by the United States Department of Treasury's Inspector General (DOTIG), TDEM, and the State

Auditor's Office (SAO) or designee. The grantee shall maintain under GAAP or GASB, adequate records that enable DOTIG, TDEM, and SAO to ensure proper accounting for all costs and performances related to this Grant Agreement.

### *3.2 Single Audit Requirements*

Any grantee expending \$750,000 or more in federal funds in a fiscal year may be subject to Single Audit Requirements in 2 CFR, Part 200, Subpart F – Audit Requirements, at [https://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200\\_main\\_02.tpl](https://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl).

The grantees expending more than \$750,000 in state funds in a fiscal year are subject to the requirements in the Texas Single Audit Circular, at <https://comptroller.texas.gov/purchasing/docs/ugms.pdf>. The audit must be completed and the data collection and reporting package described in 2 CFR 200.512 must be submitted to the Federal Audit Clearinghouse (FAC) within 30 calendar days after receipt of the auditor's report(s), or nine months after the end of the audit period, whichever is earlier.

### *3.3 Requirement to Address Audit Findings*

If any audit, monitoring, investigations, review of awards, or other compliance review reveals any discrepancies, inadequacies, or deficiencies which are necessary to correct in order to maintain compliance with this Grant Agreement, applicable laws, regulations, or the grantee's obligations hereunder, the grantee agrees to propose and submit to TDEM a corrective action plan to correct such discrepancies or inadequacies within thirty (30) calendar days after the grantee's receipt of the findings. The grantee's corrective action plan is subject to the approval of TDEM.

The grantee understands and agrees that the grantee must make every effort to address and resolve all outstanding issues, findings, or actions identified by DOTIG, TDEM, or SAO through the corrective action plan or any other corrective plan. Failure to promptly and adequately address these findings may result in grant funds being withheld, other related requirements being imposed, or other sanctions and penalties. The grantee agrees to complete any corrective action approved by TDEM within the time period specified by TDEM and to the satisfaction of TDEM, at the sole cost of the grantee. The grantee shall provide to TDEM periodic status reports regarding the grantee's resolution of any audit, corrective action plan, or other compliance activity for which the grantee is responsible.

### *3.4 Records Retention*

- A. The grantee shall maintain appropriate audit trails to provide accountability for all expenditures of grant funds, reporting measures, and funds received from TDEM under this Grant Agreement. Audit trails maintained by the grantee will, at a minimum, identify the supporting documentation prepared by the grantee to permit an audit of its accounting systems and payment verification with respect to the expenditure of any funds awarded under this Grant Agreement.
- B. The grantee must maintain fiscal records and supporting documentation for all expenditures resulting from this Grant Agreement pursuant to 2 CFR 200.333 and state law.
  1. The grantee must retain these records and any supporting documentation for a minimum of seven (7) years from the later of the completion of this project's public objective, submission of the final expenditure report, any litigation, dispute, or audit.
  2. Records related to real property and equipment acquired with grant funds shall be retained for seven (7) years after final disposition.
  3. TDEM may direct a grantee to retain documents for longer periods of time or to transfer certain records to TDEM or federal custody when it is determined that the records possess long term

retention value.

## **4 Prohibited and Regulated Activities and Expenditures**

### **4.1 Prohibited Costs**

- A. Funds may not be used to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify under the statute. Revenue replacement is not a permissible use of these grant funds. In accordance with Section 3.1 all record and expenditures are subject to review.
- B. Damages covered by insurance.
- C. Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.
- D. Duplication of benefits including expenses that have been or will be reimbursed under any other federal program.
- E. Reimbursement to donors for donated items or services.
- F. Workforce bonuses other than hazard pay or overtime.
- G. Severance pay.
- H. Legal settlements.

### **4.2 Political Activities**

Grant funds may not be used in connection with the following acts by agencies or individuals employed by grant funds:

- A. Unless specifically authorized to do so by federal law, grant recipients or their grantees or contractors are prohibited from using grant funds directly or indirectly for political purposes, including lobbying or advocating for legislative programs or changes; campaigning for, endorsing, contributing to, or otherwise supporting political candidates or parties; and voter registration or get-out-the-vote campaigns. Generally, organizations or entities which receive federal funds by way of grants, contracts, or cooperative agreements do not lose their rights as organizations to use their own, private, non-federal resources for "political" activities because of or as a consequence of receiving such federal funds. These recipient organizations must thus use private or other non-federal money, receipts, contributions, or dues for their political activities, and may not charge off to or be reimbursed from federal contracts or grants for the costs of such activities.
- B. Grant officials or grant funded employees may not use official authority or influence or permit the use of a program administered by the grantee agency of which the person is an officer or employee to interfere with or affect the result of an election or nomination of a candidate or to achieve any other political purpose.
- C. Grant-funded employees may not coerce, attempt to coerce, command, restrict, attempt to restrict, or prevent the payment, loan, or contribution of anything of value to a person or political organization for a political purpose.
- D. Grant funds may not be used to employ, as a regular full-time or part-time or contract employee, a person who is required by Chapter 305 of the Government Code to register as a lobbyist. Furthermore, grant funds may not be used to pay, on behalf of the agency or an officer or employee of the agency, membership dues to an organization that pays part or all of the salary of



a person who is required by Chapter 305 of the Government Code to register as a lobbyist.

- E. As applicable, the grantee and each contracting tier will comply with 31 USC § 1352, which provides that none of the funds provided under an award may be expended by the grantee to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal action concerning the award or renewal. Grantee shall file the required certification attached hereto and incorporated for all purposes as Exhibit F. Each contracting tier shall also disclose any lobbying with non-federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the recipient.

## **5 Financial Requirements**

### **5.1 Direct Deposit**

A completed direct deposit form from the grantee must be provided to TDEM prior to receiving any payments. The direct deposit form is currently available at <https://grants.tdem.texas.gov/>.

### **5.2 Payments and Required Documentation**

Funding for this Grant Agreement is appropriated under the Coronavirus Aid, Relief, and Economic Security Act, 2020 (Public Law 116-136) enacted on March 27, 2020, as amended, to facilitate protective measures for and recovery from the public health emergency in areas affected by COVID-19, which are Presidentially-declared major disaster areas under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.). All expenditures under this Grant Agreement must be made in accordance with this Grant Agreement and any other applicable laws, rules or regulations. Further, grantee acknowledges that all funds are subject to recapture and repayment for non-compliance pursuant to Section 5.7 below.

Payment of funds on projects may be initiated by the grantee through a Request for Reimbursement (RFR) in GMS.

Grantee may initiate an Advance of Funds Request (AFR) through GMS for an initial cash advance to cover actual costs incurred or up to 20% of their total allocation, whichever is larger.

Additional advances or reimbursement requests may be requested following full reporting to TDEM of expenses incurred and applied against the initial and/or any subsequent advance payments.

If sufficient progress is not made towards expenditure of advanced funds and/or the grantee fails to meet financial reporting obligations, TDEM may implement sanctions as necessary up to and including grant termination.

All documentation for expenditures paid during the project period must be submitted to TDEM on or before the grant liquidation date.

### **5.3 Financial Reporting**

Financial reports must be submitted to TDEM on a quarterly basis via GMS but can be submitted more often as necessary to draw down funds.

The final financial report must be submitted to TDEM on or before the grant liquidation date or the grant funds may lapse and TDEM will provide them as grants to other eligible jurisdictions.

#### *5.4 Reimbursements*

TDEM will be obligated to reimburse the grantee for the expenditure of actual and allowable allocable costs incurred and paid by the grantee pursuant to this Grant Agreement. TDEM is not obligated to pay unauthorized costs or to reimburse expenses that were incurred by the grantee prior to the commencement or after the termination of this Grant Agreement.

#### *5.5 Refunds and Deductions*

If TDEM determines that the grantee has been overpaid any grant funds under this Grant Agreement, including payments made inadvertently or payments made but later determined to not be actual and allowable allocable costs, the grantee shall return to TDEM the amount identified by TDEM as an overpayment. The grantee shall refund any overpayment to TDEM within thirty (30) calendar days of the receipt of the notice of the overpayment from TDEM unless an alternate payment plan is specified by TDEM. Refunds may be remitted to: Texas Division of Emergency Management, P.O. Box 15467, Austin, Texas 78761.

#### *5.6 Recapture of Funds*

The discretionary right of TDEM to terminate for convenience under Section 1.13 notwithstanding, TDEM shall have the right to terminate the Grant Agreement and to recapture, and be reimbursed for any payments made by TDEM: (i) that are not allowed under applicable laws, rules, and regulations; or (ii) that are otherwise inconsistent with this Grant Agreement, including any unapproved expenditures.

#### *5.7 Liquidation Period*

Grant funds will liquidate 90 calendar days following the project period end date or on December 30, 2020, whichever is earlier. Funds not obligated by the end of the grant period and not expended by the liquidation date will revert to TDEM.

#### *5.8 Project Close Out*

TDEM will close-out the grant award when it determines that all applicable administrative actions and all required work of the grant have been completed by the grantee.

The grantee must submit all financial, performance, and other reports as required by the terms and conditions of the grant award.

The grantee must promptly refund any balances of unobligated cash that TDEM paid in advance or paid and that are not authorized to be retained by the grantee for use in other projects.

**[EXHIBITS AND SIGNATURE PAGE FOLLOWS]**

## EXHIBIT A - State of Texas Assurances

As the duly authorized representative of Grantee, I certify that Grantee:

1. Shall comply with Texas Government Code, Chapter 573, by ensuring that no officer, employee, or member of the grantee's governing body or of the grantee's contractor shall vote or confirm the employment of any person related within the second degree of affinity or the third degree of consanguinity to any member of the governing body or to any other officer or employee authorized to employ or supervise such person. This prohibition shall not prohibit the employment of a person who shall have been continuously employed for a period of two years, or such other period stipulated by local law, prior to the election or appointment of the officer, employee, or governing body member related to such person in the prohibited degree.
2. Shall insure that all information collected, assembled, or maintained by the grantee relative to a project will be available to the public during normal business hours in compliance with Texas Government Code, Chapter 552, unless otherwise expressly prohibited by law.
3. Shall comply with Texas Government Code, Chapter 551, which requires all regular, special, or called meetings of governmental bodies to be open to the public, except as otherwise provided by law or specifically permitted in the Texas Constitution.
4. Shall comply with Section 231.006, Texas Family Code, which prohibits payments to a person who is in arrears on child support payments.
5. Shall not contract with or issue a license, certificate, or permit to the owner, operator, or administrator of a facility if the grantee is a health, human services, public safety, or law enforcement agency and the license, permit, or certificate has been revoked by another health and human services agency or public safety or law enforcement agency.
6. Shall comply with all rules adopted by the Texas Commission on Law Enforcement pursuant to Chapter 1701, Texas Occupations Code, or shall provide the grantor agency with a certification from the Texas Commission on Law Enforcement that the agency is in the process of achieving compliance with such rules if the grantee is a law enforcement agency regulated by Texas Occupations Code, Chapter 1701.
7. Shall follow all assurances. When incorporated into a grant award or contract, standard assurances contained in the application package become terms or conditions for receipt of grant funds. Administering state agencies and grantees shall maintain an appropriate contract administration system to insure that all terms, conditions, and specifications are met. (See UGMS Section \_36 for additional guidance on contract provisions).
8. Shall comply with the Texas Family Code, Section 261.101, which requires reporting of all suspected cases of child abuse to local law enforcement authorities and to the Texas Department of Child Protective and Regulatory Services. Grantee shall also ensure that all program personnel are properly trained and aware of this requirement.
9. Shall comply with all federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352), which prohibits discrimination on the basis of race, color, or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps and the Americans with Disabilities Act of 1990 including Titles I, II, and III of the Americans with Disability Act which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities, 44 U.S.C. §§ 12101-12213; (d) the Age Discrimination Act of 1974, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to the nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290dd-3 and 290ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental, or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to this Grant.
10. Shall comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally assisted construction subagreements.
11. Shall comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646), which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Shall comply with the provisions of the Hatch Political Activity Act (5 U.S.C. §§7321-29), which limit the political activity of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Shall comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act and the Intergovernmental Personnel Act of 1970, as applicable.

14. Shall insure that the facilities under its ownership, lease, or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the Federal grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA (EO 11738).
15. Shall comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234. Section 102(a) requires the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition proposed for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards.
16. Shall comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved state management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
17. Shall comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
18. Shall assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
19. Shall comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) which requires the minimum standards of care and treatment for vertebrate animals bred for commercial sale, used in research, transported commercially, or exhibited to the public according to the Guide for Care and Use of Laboratory Animals and Public Health Service Policy and Government Principals Regarding the Care and Use of Animals.
20. Shall comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residential structures.
21. Shall comply with the Pro-Children Act of 1994 (Public Law 103-277), which prohibits smoking within any portion of any indoor facility used for the provision of services for children.
22. Shall comply with all federal tax laws and are solely responsible for filing all required state and federal tax forms.
23. Shall comply with all applicable requirements of all other federal and state laws, executive orders, regulations, and policies governing this program.
24. And its principals are eligible to participate and have not been subjected to suspension, debarment, or similar ineligibility determined by any federal, state, or local governmental entity and it is not listed on a state or federal government's terrorism watch list as described in Executive Order 13224. Entities ineligible for federal procurement have Exclusions listed at <https://www.sam.gov/portal/public/SAM/>.
25. Shall adopt and implement applicable provisions of the model HIV/AIDS work place guidelines of the Texas Department of Health as required by the Texas Health and Safety Code, Ann., Sec. 85.001, et seq.
26. Shall comply with the Drug-Free Workplace Rules established by the Texas Worker's Compensation Commission effective April 17, 1991.

## EXHIBIT B – CARES ACT CORONAVIRUS RELIEF FUND ELIGIBILITY CERTIFICATION

I, \_\_\_\_\_, am the County Judge, Mayor or City Manager of \_\_\_\_\_  
("County"/"Municipality"), and I certify that:

1. I have the authority on behalf of County/Municipality to request grant payments from the State of Texas ("State") for federal funds appropriated pursuant to section 601 of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020).
2. I understand that the State will rely on this certification as a material representation in making grant payments to the County/Municipality.
3. I acknowledge that County should keep records sufficient to demonstrate that the expenditure of funds it has received is in accordance with section 601(d) of the Social Security Act.
4. I acknowledge that all records and expenditures are subject to audit by the United States Department of Treasury's Inspector General, the Texas Division of Emergency Management, and the Texas State Auditor's Office, or designee.
5. I acknowledge that County has an affirmative obligation to identify and report any duplication of benefits. I understand that the State has an obligation and the authority to deobligate or offset any duplicated benefits.
6. I acknowledge and agree that County/Municipality shall be liable for any costs disallowed pursuant to financial or compliance audits of funds received.
7. I acknowledge that if County has not used funds it has received to cover costs that were incurred by December 30, 2020, as required by the statute, those funds must be returned to the United States Department of the Treasury.
8. I acknowledge that the County/Municipality's proposed uses of the funds provided as grant payments from the State by federal appropriation under section 601 of the Social Security Act will be used only to cover those costs that:
  - a. are necessary expenditures incurred due to the public health emergency and governor's disaster declaration on March 13, 2020 with respect to the Coronavirus Disease 2019 (COVID-19);
  - b. were not accounted for in the budget most recently approved as of March 27, 2020, for County/Municipality; and
  - c. were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

In addition to each of the statements above, I acknowledge on submission of this certification that my jurisdiction has incurred eligible expenses between March 1, 2020 and the date noted below.

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

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

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

## EXHIBIT C - CERTIFICATION REGARDING LOBBYING

### Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned grantee, \_\_\_\_\_, certifies, to the best of his or her knowledge that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence any officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form – LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. Sec. 1352 (as amended by the Lobbying Disclosure Act of 119). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The grantee, \_\_\_\_\_, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, grantee understands and agrees that the provisions of 31 U.S.C. Sec. 3801 *et seq.* apply to his certification and disclosure, if any.

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

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

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

Please initial by each Exhibit, acknowledging you have received them, understand them, and agree to abide by them.

\_\_\_\_\_ State of Texas Assurances, hereinafter referred to as "Exhibit A"

\_\_\_\_\_ CARES Act Coronavirus Relief Fund Eligibility Certification, hereinafter referred to as "Exhibit B"

\_\_\_\_\_ Certification Regarding Lobbying, hereinafter referred to as "Exhibit C"

**Please sign below to acknowledged acceptance of the grant and all exhibits in this Grant Agreement, and to abide by all terms and conditions.**

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

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

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



## EXHIBIT B – CARES ACT CORONAVIRUS RELIEF FUND ELIGIBILITY CERTIFICATION

I, Sean Overeynder, am the County Judge, Mayor or City Manager of the City of Lamesa, Texas ("County"/"Municipality"), and I certify that:

1. I have the authority on behalf of County/Municipality to request grant payments from the State of Texas ("State") for federal funds appropriated pursuant to section 601 of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020).
2. I understand that the State will rely on this certification as a material representation in making grant payments to the County/Municipality.
3. I acknowledge that County should keep records sufficient to demonstrate that the expenditure of funds it has received is in accordance with section 601(d) of the Social Security Act.
4. I acknowledge that all records and expenditures are subject to audit by the United States Department of Treasury's Inspector General, the Texas Division of Emergency Management, and the Texas State Auditor's Office, or designee.
5. I acknowledge that County has an affirmative obligation to identify and report any duplication of benefits. I understand that the State has an obligation and the authority to deobligate or offset any duplicated benefits.
6. I acknowledge and agree that County/Municipality shall be liable for any costs disallowed pursuant to financial or compliance audits of funds received.
7. I acknowledge that if County has not used funds it has received to cover costs that were incurred by December 30, 2020, as required by the statute, those funds must be returned to the United States Department of the Treasury.
8. I acknowledge that the County/Municipality's proposed uses of the funds provided as grant payments from the State by federal appropriation under section 601 of the Social Security Act will be used only to cover those costs that:
  - a. are necessary expenditures incurred due to the public health emergency and governor's disaster declaration on March 13, 2020 with respect to the Coronavirus Disease 2019 (COVID-19);
  - b. were not accounted for in the budget most recently approved as of March 27, 2020, for County/Municipality; and
  - c. were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

In addition to each of the statements above, I acknowledge on submission of this certification that my jurisdiction has incurred eligible expenses between March 1, 2020 and the date noted below.

By: Sean Overeynder

Signature: \_\_\_\_\_

Title: City Manager

Date: June 16, 2020

## EXHIBIT C - CERTIFICATION REGARDING LOBBYING

### Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned grantee, Sean Overeynder, certifies, to the best of his or her knowledge that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence any officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form – LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. Sec. 1352 (as amended by the Lobbying Disclosure Act of 119). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The grantee, Sean Overeynder, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, grantee understands and agrees that the provisions of 31 U.S.C. Sec. 3801 *et seq.* apply to his certification and disclosure, if any.

By: Sean Overeynder

Signature: \_\_\_\_\_

Title: City Manager

Date: June 16, 2020

Please initial by each Exhibit, acknowledging you have received them, understand them, and agree to abide by them.

\_\_\_\_\_ State of Texas Assurances, hereinafter referred to as "Exhibit A"

\_\_\_\_\_ CARES Act Coronavirus Relief Fund Eligibility Certification, hereinafter referred to as "Exhibit B"

\_\_\_\_\_ Certification Regarding Lobbying, hereinafter referred to as "Exhibit C"

**Please sign below to acknowledged acceptance of the grant and all exhibits in this Grant Agreement, and to abide by all terms and conditions.**

By: Sean Overeynder

Signature: \_\_\_\_\_

Title: City Manager

Date: June 16, 2020

# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: JUNE 19, 2020**

**AGENDA ITEM: 7**

**SUBJECT: OPEN BIDS - NORTH LIFT STATION IMPROVEMENTS AND  
WASTE WATER TREATMENT PLANT IMPROVEMENTS**

**PROCEEDING:**

**SUBMITTED BY: City Staff**

**EXHIBITS:**

## **SUMMARY STATEMENT**

Consider opening bids, for the construction of a new North Lift Station and waste water treatment plant improvements for the City of Lamesa. Project includes construction of the new North Lift Station located at the intersection of 22<sup>nd</sup> Street and Chicago Avenue, complete with pumps, wet well and valve vault structures and onsite pipeline re-routing. The waste water treatment plant project includes maintenance improvements at the existing plant located south of the city and will include repairing an existing flow measuring station and electrical improvements to the main lift station power panel. Take appropriate action as necessary. *(City Manager)*

## **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to approve opening bids, for the construction of a new North Lift Station and waste water treatment plant improvements for the City of Lamesa. Project includes construction of the new North Lift Station located at the intersection of 22<sup>nd</sup> Street and Chicago Avenue, complete with pumps, wet well and valve vault structures and onsite pipeline re-routing. The waste water treatment plant project includes maintenance improvements at the existing plant located south of the city and will include repairing an existing flow measuring station and electrical improvements to the main lift station power panel. 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: JUNE 16, 2020**

**AGENDA ITEM: 8**

**SUBJECT: PUBLIC HEARING ON REQUEST FOR ZONE CHANGE**  
**PROCEEDING: Public Hearing**  
**SUBMITTED BY: City Staff**  
**EXHIBITS:**  
**AUTHORITY: City Charter, City Code, Texas Government Code**

### **SUMMARY STATEMENT**

Public hearing regarding a specific use permit for the following property:

**CASE NO. P&Z 20-4:** To consider the petition of PAUL HERNANDEZ, 712 N. 2ND STREET to change the zone of the following property:

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOT 10, 11 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254 OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3<sup>RD</sup> STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS.

AND

**TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, ON PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at N. 4<sup>TH</sup> & AKRON, LAMESA, TEXAS 79331 from zoning District R-1 to zoning District I-2 for A MECHANIC/TRUCK SHOP FOR HIS BUSINESS. *(Building Official)*

### **PUBLIC HEARING**

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

The following persons spoke:

_____	_____
_____	_____
_____	_____

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



# 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 JUNE 16, 2020 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 PZ: 20-4:** To consider the petition of PAUL HERNANDEZ, 712 N. 2ND STREET to change the zone of the following property:

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOTS 10, 11 AND 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3rd STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OR THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS; AND  
**TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at N. 4TH & AKRON from zoning district R-1 to zoning district I-2 for A MECHANIC/TRUCK SHOP FOR HIS BUSINESSES.

**FOR THE CITY OF LAMESA**

# APPLICATION FOR ZONE CHANGE

Date: Feb. 6, 2020

CASE NO. P2 20-4

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:

<sup>10-12</sup>  
Lot 1-3, Block 14, Addition Oakland Pl  
Address W. 2nd / Akron  
From R-1 District to I-2 District

Present use of property: vacant lots

Desired use to be made of property: to build a mechanic/trucking shop  
for his businesses

Are there deed restrictions pertaining to intended use of property?

       Yes

No ✓

Paul Hernandez  
Signature

712 N 2nd St  
Address

Lamesa TX 79331  
City, State Zip

806-201-1746  
Telephone Number

Date received: 2/6/2020 By Ada Rodriguez

Note: A fee of \$50.00, to publish and mail all notices, is filed with this application. Your meeting will be held on March 26, 2019.20

Effective August 1, 2014 a legal deed for the property listed above must accompany this application.



NORTH 4TH STREET



NORTH AKRON AVENUE  
S 12°07'06\"/>

CLOSED PER V.I., P. 248, C.C.M.  
140.0'



NORTH LYNN AVENUE



- = 1/2" IRON ROD WITH CAP MARKED "NEWTON SURVEYING" FOUND ON THIS SURVEY
- = 1/2" IRON ROD WITH CAP MARKED "NEWTON SURVEYING" SET ON THIS SURVEY

- ☒ = OWNER COPY
- ☐ = LENDER COPY
- ☐ = ATTORNEY COPY
- ☐ = FAX COPY

© copyright 2018 J.N. Newton & Associates, Inc.

To: Paul Hernandez

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

This the 17th day of December, 2018.

Plat showing survey of the S/2 of Lots 10-12, Block 1, Lots 1-3 and 10-12, Block 14, Original Town of Lamesa, Dawson County, Texas, as per plat recorded in Volume 3, Page 254, Deed Records, Dawson County, Texas, and the adjacent Streets and Alleys closed by Ordinance recorded in Volume 1, Page 248, Commissioners' Court Minutes, Dawson County, Texas.

J. N. NEWTON & ASSOCIATES, INC.

TBPLS FIRM # 10052000  
Land Surveying and Mapping  
215 SW 2nd Street

J.N. NEWTON, PROFESSIONAL LAND SURVEYOR NO. 1690  
JOHN KLASSEN, PROFESSIONAL LAND SURVEYOR NO. 6605

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

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

Seminole, Texas 79360

Date of Survey: September 25, 2018

Drawn By: T.E.D.

Job No. 20907

4th ST.

3/24 - 10 Ltrs mailed  
1-Y  
1-N

LYNN

AKRON

3rd ST.

4/30 - 10 Ltrs mailed  
1-Y

SANTA

TURN

THE

N.

N.

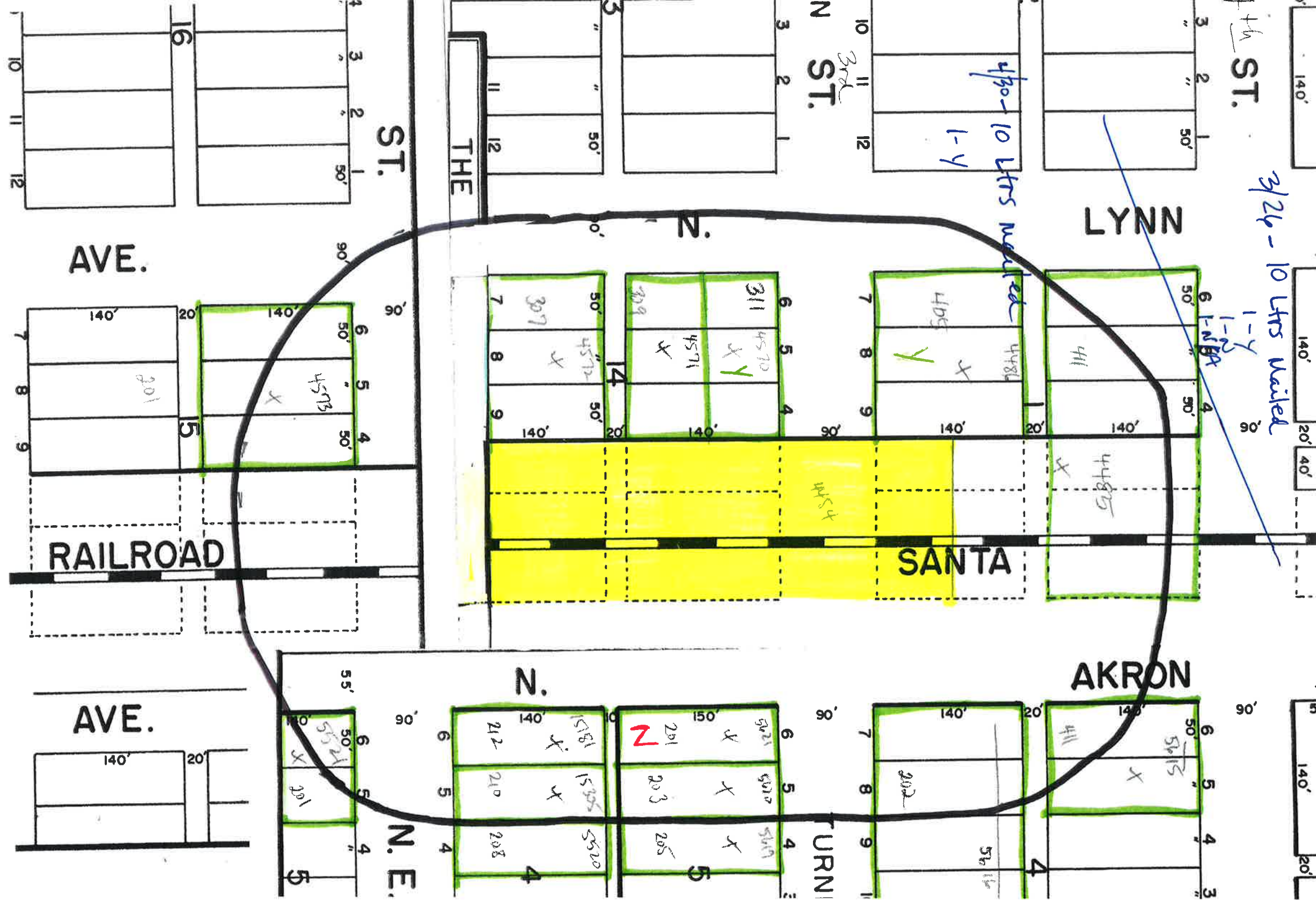
ST.

N. E.

AVE.

AVE.

RAILROAD



# ***Planning & Zoning Commission Minutes***

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

**DATE OF MEETING: MAY 28, 2020**

**AGENDA ITEM: 3**

SUBJECT: **P&Z 20-4: PAUL HERNANDEZ**  
PROCEEDING: Approval or Denial  
SUBMITTED BY: City Staff

### **SUMMARY STATEMENT**

To consider the petition of **PAUL HERNANDEZ, 712 N. 2<sup>ND</sup> STREET**, requested that the zoning district of the property described above,

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOTS 10, 11 AND 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3<sup>RD</sup> STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS; AND

**TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at **4TH & AKRON, LAMESA TEXAS**. APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-1 to zoning district I-2 for BUILDING A MECHANIC/TRUCK SHOP FOR HIS BUSINESSES.

### **PLANNING AND ZONING COMMISSION ACTION**

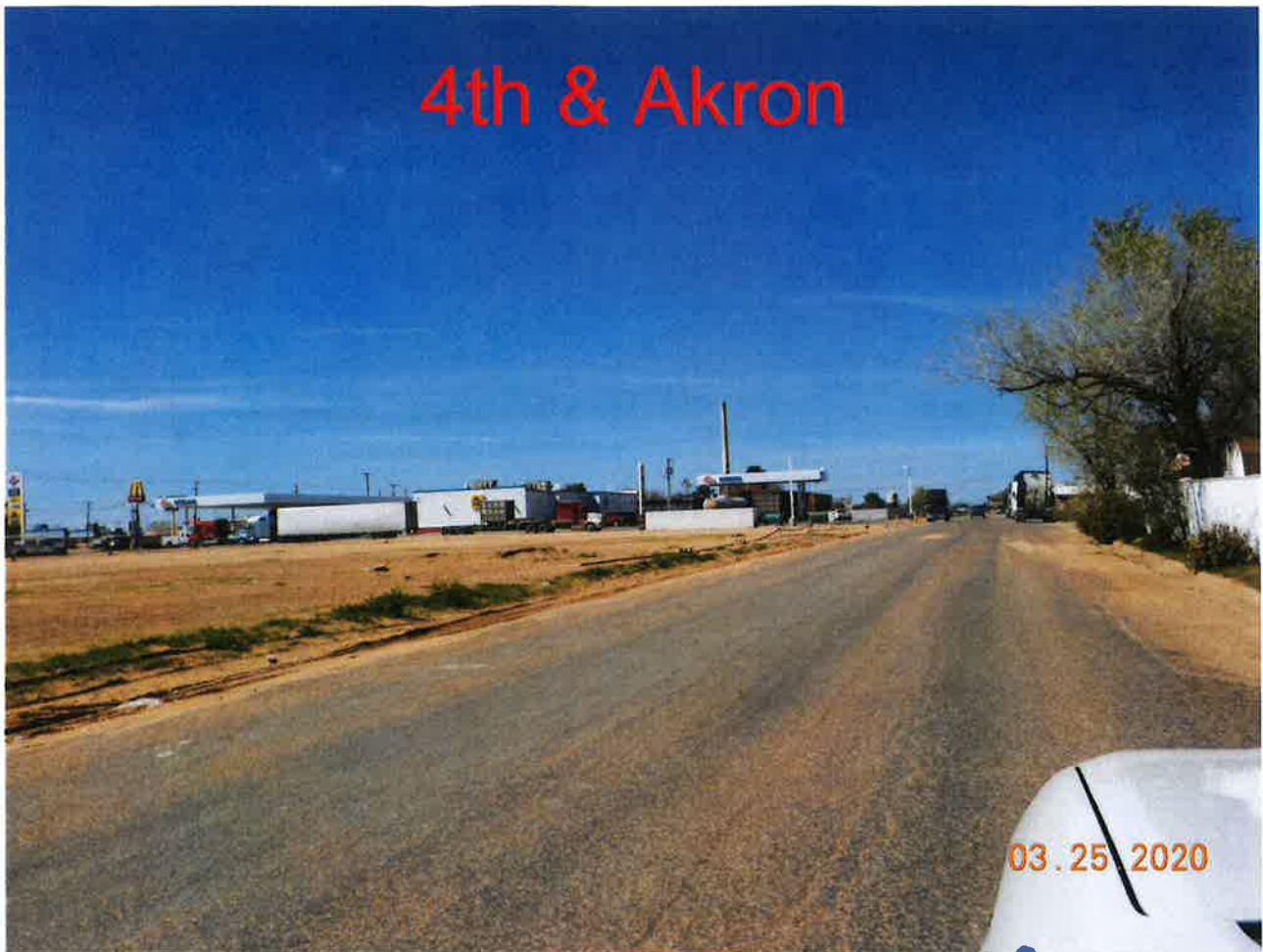
**Discussion: March 26, 10 letters were mailed, 1 returned in favor of, 1 opposed. On April 30 10 letters were mailed with 1 returned in favor of. Having to change the zoning due to east of the Railroad tracks is zoned R-1, residential, applicant needs all land zoned I-2. Mr Hernandez is wanting to set up a mechanic shop and space to park his work trucks.**

Motion by Planning and Zoning Commissioner Kim Bairrington to approve Item 3. Motion seconded by Planning and Zoning Commissioner Samuel Adams and upon being put to a vote the motion passed.

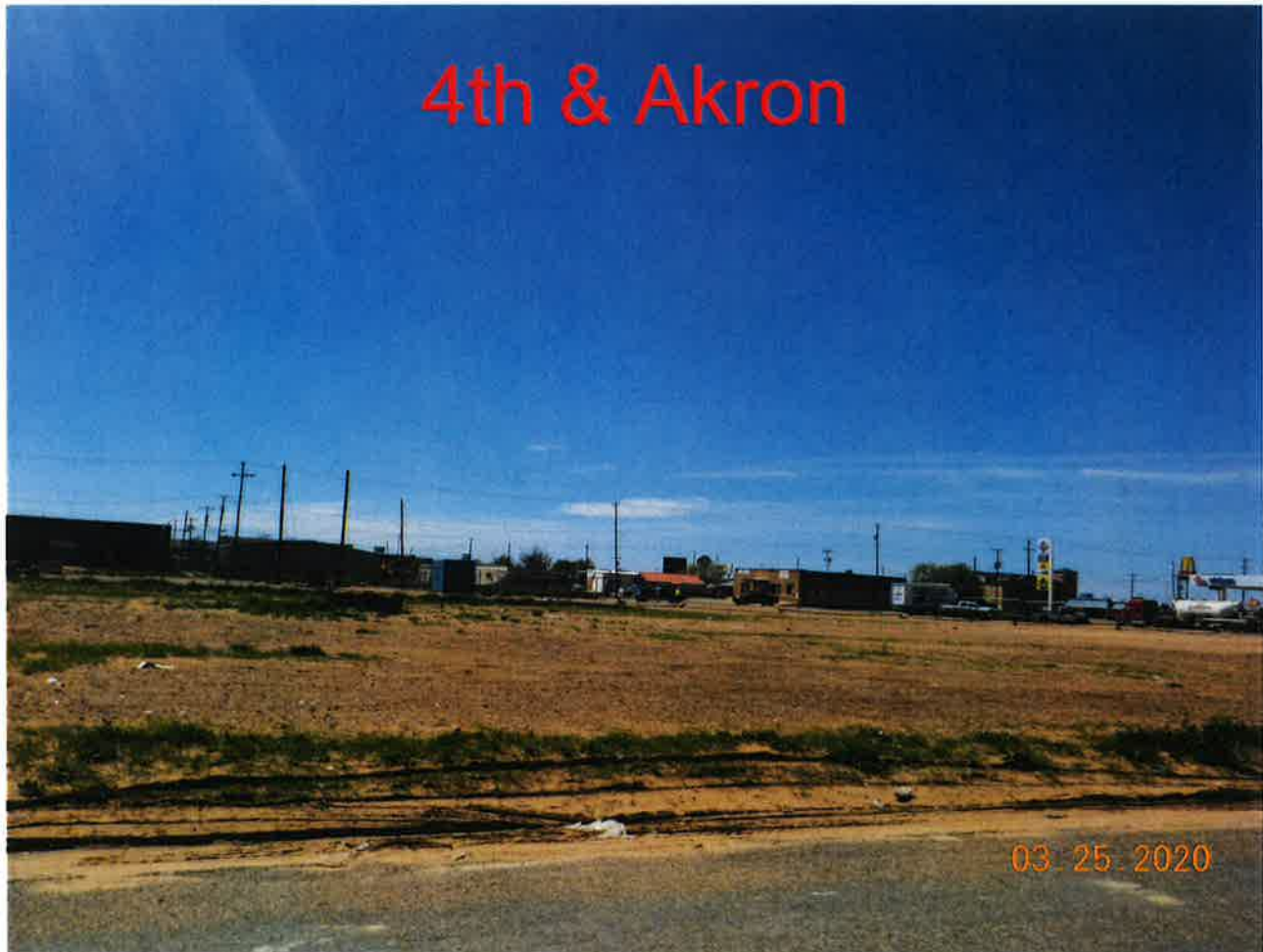
**VOTING:** "AYE" 4 "NAY" 0 "ABSTAIN" 0



4th & Akron



4th & Akron









# **City Council Agenda**

## **City of Lamesa, Texas**

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 9**

**SUBJECT: REQUEST FOR ZONE CHANGE**  
**PROCEEDING: Approval**  
**SUBMITTED BY: City Staff**  
**EXHIBITS: Ordinance, First Reading**  
**AUTHORITY: City Charter, City Code, Texas Government Code**

### **SUMMARY STATEMENT**

City Council to consider approving an Ordinance on First reading approving zone change for the following property:

**CASE NO. P&Z 20-4:** To consider the petition of, PAUL HERNANDEZ, 712 N. 2ND STREET to change the zone of the following property:

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOT 10, 11 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254 OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3<sup>RD</sup> STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS.

AND

**TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, ON PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at N. 4<sup>TH</sup> & AKRON, LAMESA, TEXAS 79331 from zoning District R-1 to zoning District I-2 for A MECHANIC/TRUCK SHOP FOR HIS BUSINESS. *(Building Official)*

### **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to consider approving an Ordinance on First reading approving zone change for the following property located at 4<sup>th</sup> & Akron. 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 PORTIONS OF BLOCKS 1 AND 14 OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AND THE PORTIONS OF THE STREETS AND ALLEYS ADJACENT THERETO, FROM DISTRICT R-1 TO DISTRICT I-2 UPON RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION.**

On the 16th day of June, 2020, 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 the 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 to a District I-2, to-wit:

Tract One: A tract of land being the South One-half (S/2) of Lots 10, 11 and 12, Block 1, of the Original Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 3, Page 254, of the Deed Records, in Dawson County, Texas, and that portion of North 3<sup>rd</sup> Street lying between Lots 10, 11 and 12, Block 1, and Lots 1, 2 and 3, Block 14, of the Original Town of Lamesa, Dawson County, Texas; and

Tract Two: A tract of land being all of Lots 1, 2, 3, 10, 11 and 12, Block 14, of the Original Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 3, Page 254, of the Deed Records of Dawson County, Texas, and that portion of the alley between Lots 1, 2 and 3, Block 14, and Lots 10, 11 and 12, Block 14, of the Original Town of Lamesa, Dawson County, Texas;

**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 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 June 16, 2020, 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 N. 2<sup>nd</sup> Street & AKRON Avenue, Lamesa, Texas, from a District R-1 to a District I-2, to-wit:

Tract One: A tract of land being the South One-half (S/2) of Lots 10, 11 and 12, Block 1, of the Original Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 3, Page 254, of the Deed Records, in Dawson County, Texas, and that portion of North 3<sup>rd</sup> Street lying between Lots 10, 11 and 12, Block 1, and Lots 1, 2 and 3, Block 14, of the Original Town of Lamesa, Dawson County, Texas; and

Tract Two: A tract of land being all of Lots 1, 2, 3, 10, 11 and 12, Block 14, of the Original Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 3, Page 254, of the Deed Records of Dawson County, Texas, and that portion of the alley between Lots 1, 2 and 3, Block 14, and Lots 10, 11 and 12, Block 14, of the Original Town of Lamesa, Dawson County, Texas;

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 ordinance 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 16<sup>th</sup> day of June, 2020; and

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 14<sup>th</sup> day of July, 2020.

**ATTEST:**

**APPROVED:**

---

Betty Conde  
City Secretary

---

Josh Stevens  
Mayor

# APPLICATION FOR ZONE CHANGE

Date: Feb. 6, 2020

CASE NO. P2 20-4

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:

<sup>10-12</sup>

Lot 1-3, Block 14, Addition Oakland Pl  
Address W. 2nd / Akron  
From R-1 District to I-2 District

Present use of property: vacant lots

Desired use to be made of property: to build a mechanic/trucking shop  
for his businesses

Are there deed restrictions pertaining to intended use of property?

Yes

No ☒

Paul Hernandez  
Signature

712 N 2nd St  
Address

Lamesa TX 79331  
City, State Zip

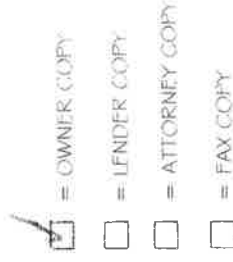
806-201-1746  
Telephone Number

Date received: 2/6/2020 By John Rodriguez

Note: A fee of \$50.00, to publish and mail all notices, is filed with this application. **Your meeting will be held on** March 26, 2019.

Effective August 1, 2014 a legal deed for the property listed above must accompany this application.

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



This the 17th day of December, 2018.

Drawn By: T.E.D. Job No. 20907

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

4th ST.

3/24 - 10 Ltrs United

LYNN

SANTA

AKRON

N ST.

THE

N.

N.

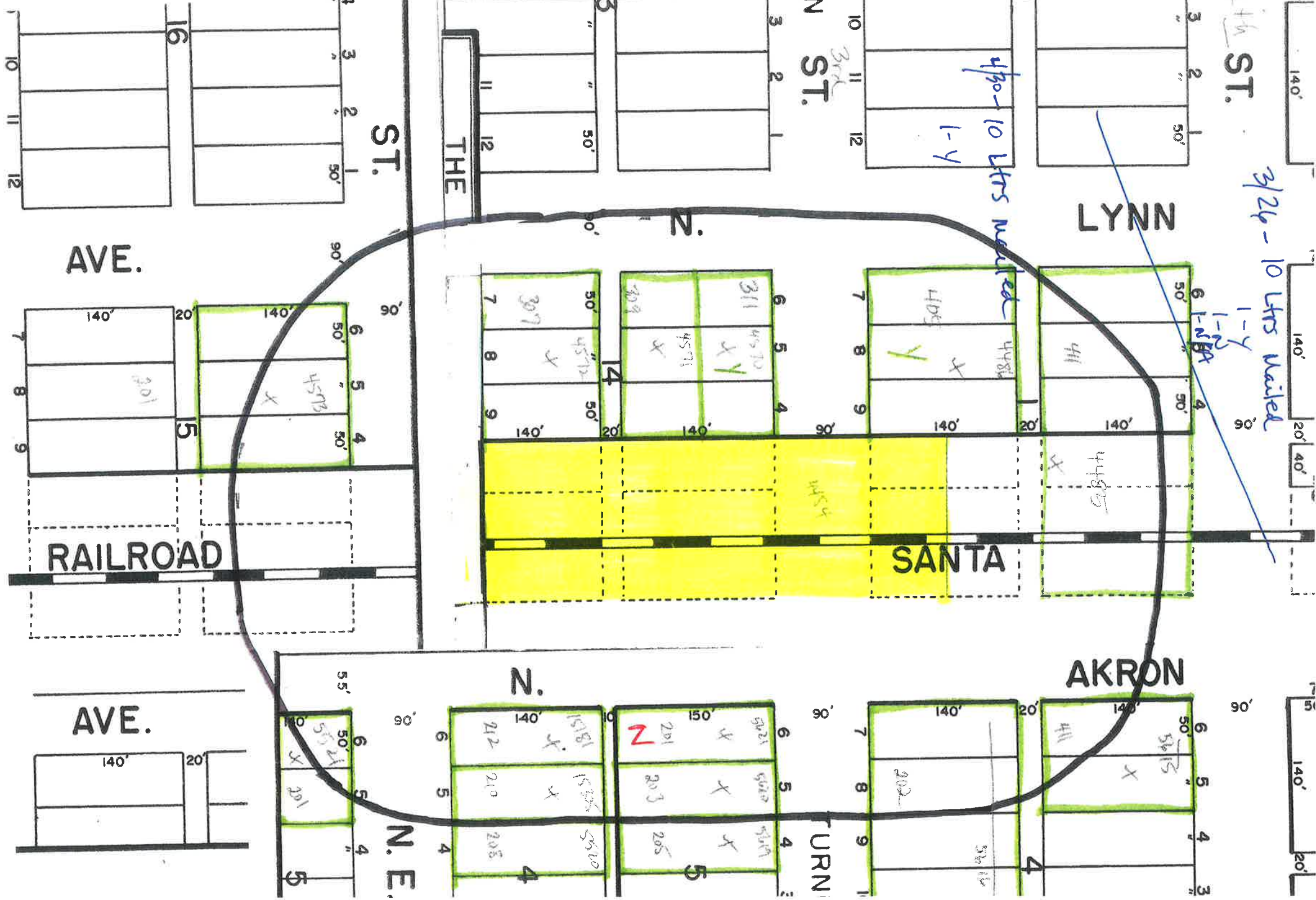
ST.

AVE.

RAILROAD

AVE.

N.E.



# Planning & Zoning Commission Minutes

City of Lamesa, Texas

DATE OF MEETING: MAY 28, 2020

AGENDA ITEM: 3

SUBJECT: P&Z 20-4: PAUL HERNANDEZ  
PROCEEDING: Approval or Denial  
SUBMITTED BY: City Staff

## SUMMARY STATEMENT

To consider the petition of **PAUL HERNANDEZ, 712 N. 2<sup>ND</sup> STREET**, requested that the zoning district of the property described above,

**TRACT ONE:** A TRACT OF LAND BEING THE SOUTH ONE-HALF (S/2) OF LOTS 10, 11 AND 12, BLOCK 1, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS, IN DAWSON COUNTY, TEXAS, AND THAT PORTION OF N 3<sup>rd</sup> STREET LYING BETWEEN LOTS 10, 11 AND 12, BLOCK 1, AND LOTS 1, 2 AND 3, BLOCK 14, OR THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS; AND

**TRACT TWO:** A TRACT OF LAND BEING ALL OF LOTS 1, 2, 3, 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS, AS PER PLAT RECORDED IN VOLUME 3, PAGE 254, OF THE DEED RECORDS OF DAWSON COUNTY, TEXAS, AND THAT PORTION OF THE ALLEY BETWEEN LOTS 1, 2 AND 3, BLOCK 14, AND LOTS 10, 11 AND 12, BLOCK 14, OF THE ORIGINAL TOWN OF LAMESA, DAWSON COUNTY, TEXAS;

located at **4TH & AKRON, LAMESA TEXAS**. APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-1 to zoning district I-2 for BUILDING A MECHANIC/TRUCK SHOP FOR HIS BUSINESSES.

## PLANNING AND ZONING COMMISSION ACTION

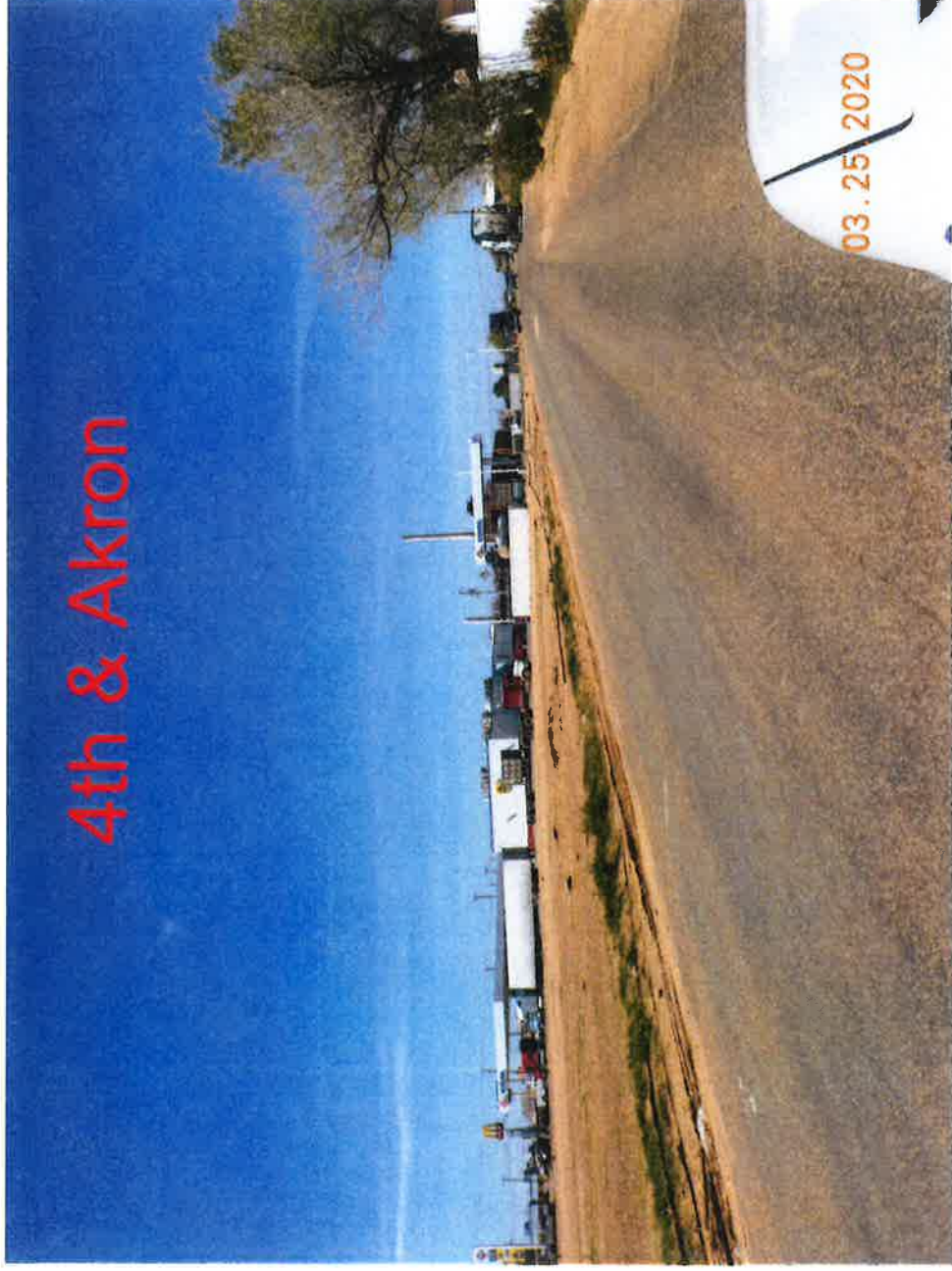
**Discussion:** March 26, 10 letters were mailed, 1 returned in favor of, 1 opposed. On April 30 10 letters were mailed with 1 returned in favor of. Having to change the zoning due to east of the Railroad tracks is zoned R-1, residential, applicant needs all land zoned I-2. Mr Hernandez is wanting to set up a mechanic shop and space to park his work trucks.

Motion by Planning and Zoning Commissioner Kim Bairrington to approve Item 3. Motion seconded by Planning and Zoning Commissioner Samuel Adams and upon being put to a vote the motion passed.

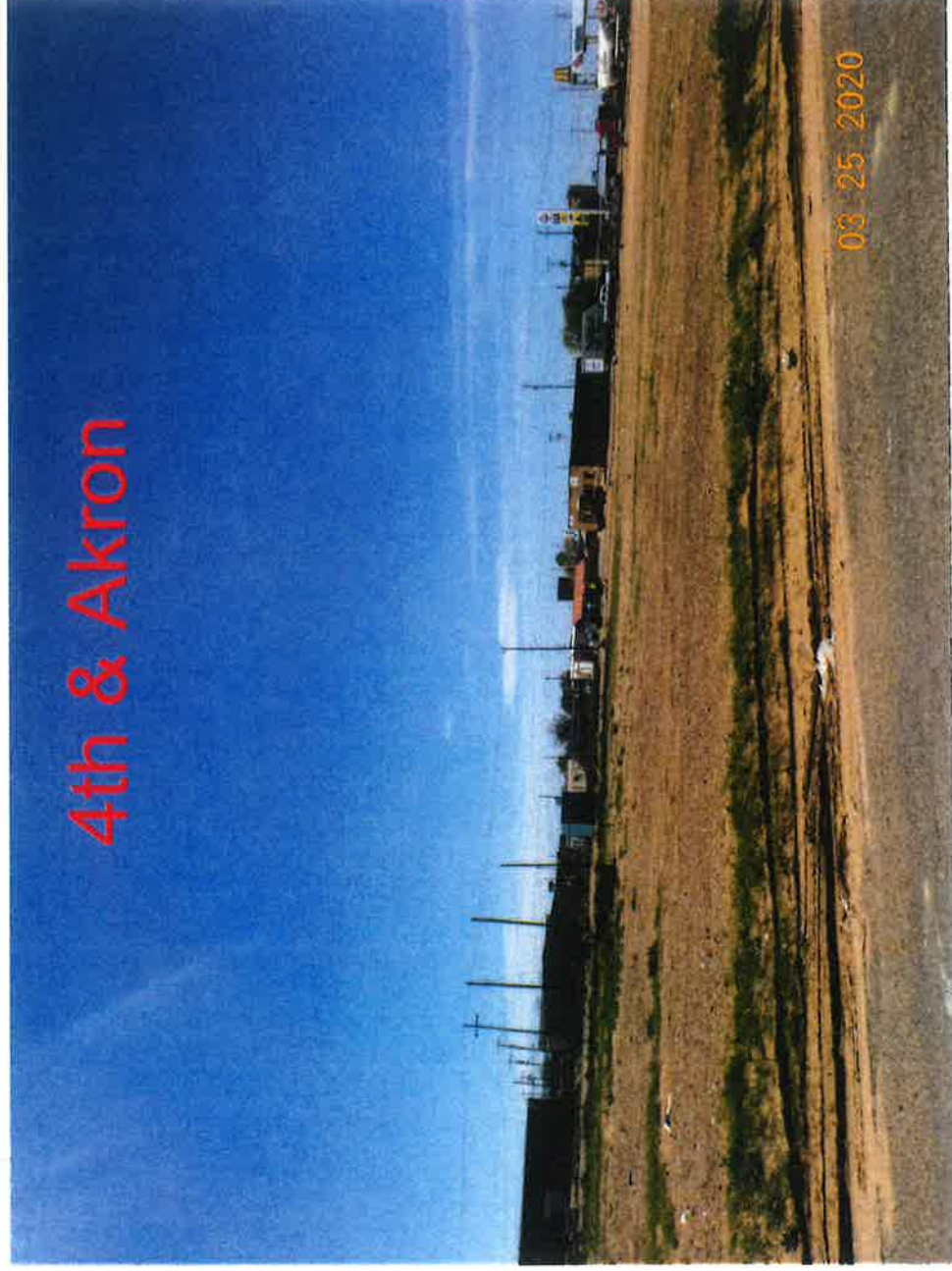
VOTING: "AYE" 4 "NAY" 0 "ABSTAIN" 0



# 4th & Akron



# 4th & Akron









# **City Council Agenda**

*City of Lamesa, Texas*

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM:10**

**SUBJECT: RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES**  
**PROCEEDING: Resolution**  
**SUBMITTED BY: City Staff**

## **SUMMARY STATEMENT**

City Council to approve a resolution designating authorized signatories. The authorized signatories on the account will include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director, and Betty Conde, City Secretary. (*Finance Director*)

## **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to approve a resolution designating authorized signatories. The approved signatories on each account will include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Josh Peterson, Police Chief and Betty Conde, City Secretary 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.**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS,  
DESIGNATING AUTHORIZED SIGNATORIES FOR CONTRACTUAL AND FINANCIAL  
DOCUMENTS**

**WHEREAS**, City Council to approve a resolution designating authorized signatories.

**WHEREAS**, it is necessary to appoint signatories to execute contractual document and financial documents, and;

**WHEREAS**, an original signed copy of the resolution authorizing named individuals as *Depository/Authorized Signatories* is to be submitted to Lamesa National Bank

**WHEREAS**, the City of Lamesa, Texas acknowledges that in the event that an authorized signatory of the City changes (elections, illness, resignations, etc.),

- a resolution stating who the new authorized signatory is (not required if this original resolution names only the title and not the name of the signatory); and

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

The listed designees be authorized to execute documents include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Dore Rodriguez, Mayor Pro-tem, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director, and Betty Conde, City Secretary

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS on June 16, 2020

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

Attest:

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

### Depository/Authorized Signatories Designation Form

The individuals listed below are designated by resolution as authorized signatories for contractual and financial documents.

Josh Stevens	Dore Rodriquez
(Name)	(Name)
Mayor	Mayor-Pro-tem
(Title)	(Title)
(Signature)	(Signature)

In addition to the individuals listed above, the individuals listed below are designated by resolution as authorized signatories. At least two (2) signatories required).

Sean Overeynder	Betty Conde
(Name)	(Name)
City Manager	City Secretary
(Title)	(Title)
(Signature)	(Signature)
Wayne Chapman	Josh Peterson
(Name)	(Name)
Finance Director	Chief of Police
(Title)	(Title)
(Signature)	(Signature)

# **City Council Agenda**

*City of Lamesa, Texas*

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM:11**

**SUBJECT: CREATION OF BANK ACCOUNT FOR LAMESA ANIMAL SHELTER**  
**PROCEEDING: Resolution**  
**SUBMITTED BY: City Staff**

## **SUMMARY STATEMENT**

City Council to approve a resolution to open a bank account for funds donated to the Lamesa Animal Shelter and designating the authorized signatories. The authorized signatories on the account will include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director, and Betty Conde, City Secretary. *(City Manager and Finance Director)*

## **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to approve a resolution to open a bank account for funds donated to the Lamesa Animal Shelter and designating the authorized signatories. The authorized signatories on the account will include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director, and Betty Conde, City Secretary. 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.**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, DESIGNATING AUTHORIZED SIGNATORIES FOR FUNDS DONATED TO THE LAMESA ANIMAL SHELTER FUND**

**WHEREAS**, it is necessary to appoint persons to execute documents for requesting funds from the Lamesa Animal Shelter Fund, and;

**WHEREAS**, an original signed copy of the resolution authorizing named individuals as *Depository/Authorized Signatories* is to be submitted to Lamesa National Bank

**WHEREAS**, the City of Lamesa, Texas acknowledges that in the event that an authorized signatory of the City changes (elections, illness, resignations, etc.),

- a resolution stating who the new authorized signatory is (not required if this original resolution names only the title and not the name of the signatory); and

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

The listed designees be authorized to execute documents include: Sean Overeynder, City Manager, Josh Stevens, Mayor, Dore Rodriguez, Mayor Pro-tem, Josh Peterson, Chief of Police, Wayne Chapman, Finance Director and Betty Conde, City Secretary

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS on June 16, 2020

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Josh Stevens, Mayor

Attest:

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Betty Conde, City Secretary

## Depository/Authorized Signatories Designation Form

### Lamesa Animal Shelter Fund

The individuals listed below are designated by resolution as authorized signatories for contractual and financial documents.

Josh Stevens	Sean Overeynder
(Name)	(Name)
Mayor	City Manager
(Title)	(Title)
(Signature)	(Signature)

In addition to the individuals listed above, the individuals listed below are designated by resolution as authorized signatories for the "*Lamesa Animal Shelter Fund*" bank account. At least two (2) signatories required).

Sean Overeynder	Betty Conde
(Name)	(Name)
City Manager	City Secretary
(Title)	(Title)
(Signature)	(Signature)
Wayne Chapman	Josh Peterson
(Name)	(Name)
Finance Director	Chief of Police
(Title)	(Title)
(Signature)	(Signature)

# **City Council Agenda**

## **City of Lamesa, Texas**

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 12**

**SUBJECT: AN ORDINANCE AMENDING CHAPTER 12 ENTITLED  
"TRAFFIC AND VEHICLES" TO AMEND CERTAIN PORTIONS  
OF SEC 12.03.052 OF THE CODE OF ORDINANCES TO  
TEMPORARILY REDUCE SPEED LIMITS:**

**PROCEEDING: Action**

**SUBMITTED BY: City Staff**

**EXHIBITS: Ordinance second reading**

### **SUMMARY STATEMENT**

Consider passing an Ordinance on second reading to temporarily reduce the speed limits on certain portions of Bryan Ave and Seminole Road (North 4<sup>th</sup> street) from September 1, 2020, through November 30, 2023.

<b>Street</b>	<b>Direction</b>	<b>Extent</b>	<b>Speed</b>
Bryan Avenue	Northbound only	From south city limits to 250 ft. north of centerline of South 8th	40
Bryan Avenue	Northbound only	From 250 ft. north of centerline of South 8th to 360 ft. south of centerline of South 3rd	30
Bryan Avenue	Southbound only	From 360 ft. south of centerline of South 3rd to 250 ft. north of centerline of South 8th	30
Bryan Avenue	Southbound only	From 250 ft. north of centerline of S. 8th Street to south city limits	40
Seminole Road	Eastbound only	From west city limits to 214 ft. west of centerline of North Avenue P	40
Seminole Road	Eastbound only	From 214 ft. west of centerline of North Avenue P to 207 ft. west of centerline of SH 137	30
Seminole Road	Westbound only	From 207 ft. west of centerline of SH 137 to 214 ft. west of centerline of North Avenue P	30
Seminole Road	Westbound only	From 214 ft. west of centerline of North Avenue P to west city limits	40

### **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to approve an Ordinance on second reading to temporarily reduce the speed limits on certain portions of Bryan Ave and Seminole Road (North 4<sup>th</sup> street) from September 1, 2020, through November 30, 2023. 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 12 ENTITLED "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, TEMPORARILY AMENDING THE SPEED LIMITS ON CERTAIN PORTIONS OF BRYAN AVENUE AND SEMINOLE HIGHWAY (NORTH 4<sup>TH</sup> STREET) IN THE CITY OF LAMESA.**

On the 19th day of May, 2020, 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 certain portions of Chapter 12 of the Code of Ordinances of the City of Lamesa to temporarily reduce the speed limits for certain portions of Bryan Avenue and Seminole Highway (North 4<sup>th</sup> Street) 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 the following portions of Section 12.03.052 of the Code of Ordinances of the City of Lamesa, Texas, be, and are hereby, amended to read as follows:

<b>Street</b>	<b>Direction</b>	<b>Extent</b>	<b>Speed</b>
Bryan Avenue	Northbound only	From south city limits to 250 ft. north of centerline of South 8th	40
Bryan Avenue	Northbound only	From 250 ft. north of centerline of South 8th to 360 ft. south of centerline of South 3rd	30
Bryan Avenue	Southbound only	From 360 ft. south of centerline of South 3rd to 250 ft. north of centerline of South 8th	30
Bryan Avenue	Southbound only	From 250 ft. north of centerline of S. 8th Street to south city limits	40
Seminole Road	Eastbound only	From west city limits to 214 ft. west of centerline of North Avenue P	40
Seminole Road	Eastbound only	From 214 ft. west of centerline of North Avenue P to 207 ft. west of centerline of SH 137	30
Seminole Road	Westbound only	From 207 ft. west of centerline of SH 137 to 214 ft. west of centerline of North Avenue P	30
Seminole Road	Westbound only	From 214 ft. west of centerline of North Avenue P to west city limits	40



**SECTION 2.** That the speed limits set out in Section 1 herein, as amended, shall remain in force from September 1, 2020, through November 30, 2023, at which time the amended speed limits shall revert to the limits set out in Section 12.03.052 of the Code of Ordinances of the City of Lamesa, Texas, as they existed prior to September 1, 2020.

**SECTION 3.** Effective date: That this Ordinance adopted hereby, shall become effective \_\_\_\_\_, 2020.

Upon being put to a vote, the foregoing Ordinance was Passed, on First Reading on the 19th day of May, 2020, by a majority vote; and then Passed on Second and Final Reading and Adopted this \_\_\_\_\_ day of June, 2020, 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:

APPROVED:

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

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

DocuSigned by:  
*Shay Paloran P.*  
642C685E4D0D46A  
DISTRICT ENGINEER

# **City Council Agenda**

*City of Lamesa, Texas*

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 13**

**SUBJECT:** BUDGET AMENDMENT V  
**EXHIBITS:** Ordinance Second Reading  
**PROCEEDING:** Action  
**SUBMITTED BY:** City Staff

## **SUMMARY STATEMENT**

Consider amending Ordinance O-17-19 on second reading with respect to October 1, 2019.

## **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to consider amending Ordinance No.O-17-19 on second 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.**

**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 19<sup>th</sup> day of May, 2020, 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:

	<u>Revenues</u>	<u>Expenditures</u>
General Fund (1)	\$ 7,100.00	\$ 7,100.00

**SECTION 2.** Effective date: That this Ordinance shall become effective as of this June 26<sup>th</sup>, 2020.

**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 May 19<sup>th</sup>, 2020 by a majority vote with amendment; and on June 16<sup>th</sup>, 2020, 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

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Betty Conde  
City Secretary

APPROVED:

Josh Stevens Mayor

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## **CITY OF LAMESA BUDGET AMENDMENT 5 FOR 2019/2020**

### **GENERAL FUND (1)**

This budget amendment reflects the proceeds from the sale of trust properties through the Texas Communities Group. This budget amendment totals\$

Increase Revenues (01- 40904) Misc. Revenue	\$7,100.00
Increase Expenditures (01-5081-603) Special Services	\$7,100.00

# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 14**

**SUBJECT: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE CONVEYANCE OF VARIOUS PARCELS OF REAL PROPERTY HELD IN TRUST BY THE CITY OF LAMESA AND AUTHORIZING THE MAYOR OF THE CITY TO EXECUTE TAX DEEDS AND TO TAKE SUCH ACTIONS REQUIRED TO EFFECT THE CONVEYANCE OF SUCH REAL PROPERTY**

**PROCEEDING: Action Item**

**SUBMITTED BY: City Staff**

**EXHIBITS: Resolution**

## **SUMMARY STATEMENT**

City Council to consider passing a Resolution authorizing the conveyance of various parcels of real property held in trust by the City of Lamesa and authorizing the Mayor of the City to execute tax deeds and to take such actions required to effect the conveyance of such real property.

## **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to authorize the conveyance of various parcels of real property held in trust by the City of Lamesa and authorizing the Mayor of the City to execute tax deeds and to take such actions required to effect the conveyance of such real 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**

## **RESOLUTION NO. R-**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE CONVEYANCE OF VARIOUS PARCELS OF REAL PROPERTY HELD IN TRUST BY THE CITY OF LAMESA AND AUTHORIZING THE MAYOR OF THE CITY TO EXECUTE TAX DEEDS AND TO TAKE SUCH ACTIONS REQUIRED TO EFFECT THE CONVEYANCE OF SUCH REAL PROPERTY.**

On the 16th day of June, 2020, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

**WHEREAS**, the City of Lamesa is the owner of the following described parcels of land situated within the limits of the City of Lamesa (the "Property") which Property the City of Lamesa is holding in Trust for the use and benefit of each taxing entity in Dawson County, Texas, to-wit:

Tract One: East Half (E/2) of Lot Six (6), in Block (2) of the Turner Addition, to the Town of Lamesa, Dawson County, Texas; and

**WHEREAS**, offers have been received by the taxing entities for the purchase of the Property and the City of Lamesa wishes to accept such offers.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Lamesa, Texas, that:

**SECTION 1:** The City of Lamesa, Texas, accept the following offers to purchase the above described tracts of land:

A.) Offer from Julia Ortiz to purchase East Half (E/2) of Lot Six (6), in Block (2) of the Turner Addition, to the Town of Lamesa, Dawson County, Texas; for the price and sum \$501.00

**SECTION 2:** The above described tracts of land be sold to the above individuals for the amounts specified above.

**SECTION 3:** The Mayor of the City of Lamesa, Texas, be, and is hereby, authorized to make, execute and deliver Tax Deeds and to take such actions as may be required to effect the conveyance of the above described tracts of land.



Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 16th day of June, 2020, 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:

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Betty Conde  
City Secretary

---

Josh Stevens  
Mayor

## Betty Conde

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**From:** molly@texascg.com  
**Sent:** Friday, May 29, 2020 10:48 AM  
**To:** 'Bernett Hernandez'; Betty Conde; Ida Rodriguez; 'Jacob Hernandez'; 'Jim Knight'; 'Judge O'Brien'; 'Letha Strokes'; 'Mary Garza'; Mike Lopez; 'Norma'; 'Sara DelBusto'; 'Sean Overeyender'; 'Vanessa Medina County'  
**Cc:** 'Danny'  
**Subject:** Tax Deed - Lamesa  
**Attachments:** Tax Deed R5599.docx; 5599.pdf

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning,

Enclosed is One (1) Tax Deed and Property card for Trust Property in the City of Lamesa.

Parcel 5599, winning bidder Julia Ortiz for the amount of \$501.00.

The money has been received and being held per your approval. Please place these deeds on your June agenda. If approved, please forward the signature page to me at:

TEXAS COMMUNITIES GROUP  
PO BOX 792  
LUBBOCK, TX 79408.

**\*please note our mailing address change\***

If denied, please let me know the reason for the denial.

Thank you,

Molly Flores  
Texas Communities Group, LLC  
P.O. Box 792  
Lubbock, TX 79408  
806.TEXASCG  
(839.2724)





## Management Info:

Status: Trust

Best Process: Sign

Progress:

Best Process Type:

## Property Info:

City: Lamesa

Cad Property Id: 5599

CAD Value: 660.00

Site Description: 402 N Detroit Ave, Lamesa, TX 79331, USA

Owner Info: Anita Gonzales, Deceased  
Unknown Heirs of Anita Gonzales  
Luis Gonzales, Deceased  
Unknown Heirs of Luis Gonzales  
Thomosa Hernandez Gonzales, individually and as a possible heir to Luis Gonzales, Deceased  
412 S. Ave. M  
Lamesa, TX 79331-6044  
Rosa Gonzales, individually and as a possible heir to Luis Gonzales, Deceased  
105 Ave. R  
Lamesa, TX 79331-5111  
Ignacio Gonzales Jr., individually and as a possible heir to Luis Gonzales, Deceased  
501 Bowen St.  
Winters, TX 79567-5203  
Syliva Martinez  
409 E. 44th St. Apt. 204  
Odessa, TX 79760  
City of Lamesa, Lien holder  
601 S. 1st St.  
Lamesa, TX 79331

Legal Description: East Half (E/2) of Lot Six (6), in Block Two (2), of the Turner Addition, to the City of Lamesa, Dawson County, Texas (R5599)

Homestead: No

Site Structure: No

Non Affixed Material: No

## Litigation Info:

Case Number: 19-07-20451

Judgement Date: 07/17/2019

Sale Date: 09/03/2019

Sheriff's Deed Date: 10/08/2019

Redemption Date: 04/15/2020

Court: 106TH

Style Plaintiff: City of Lamesa, et al

Style Defendant: Owners of Various Properties located within the City Limits of Lamesa, Dawson County, Texas

Sheriff's Deed Volume: 2019-4342

Tax Due:	No		
Delinquent:	Yes	Litigation:	No

---

“NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER’S LICENSE NUMBER.”

**TAX DEED**

STATE OF TEXAS                   §

§

COUNTY OF DAWSON           §

WHEREAS, by a Warrant issued out of the 106th Judicial District Court of Dawson County, Texas; in Cause No. 19-07-20451 styled City of Lamesa, et al vs. Owners of Various Properties located within the City Limits of Lamesa, Dawson County, Texas, and delivered to the Sheriff directing him to seize, levy upon and sell the hereinafter described property to satisfy the amount of all delinquent taxes, penalties, interest and costs which were secured by a warrant rendered in said cause on the 17th day of July, 2019, in favor of the Plaintiffs.

WHEREAS, in obedience to said Warrant, the Sheriff did seize and levy on the hereinafter described property and all the estate, right, title and interest or claims which said Defendants so had, in and to, on the 17th day of July, 2019 and since that time had of, in and to, the hereinafter described real property; and as prescribed by law for Sheriff’s sales, did offer to sell such real property at public auction.

WHEREAS, at said sale no bid being received which was equal to the adjudged value of said real property as fixed by said court or the aggregate amount of said warrant established therein, the title to said real property pursuant to said warrant and Section 34.01 of the Texas Property Tax Code was struck off in trust for the use and benefit of each taxing district having been by said warrant adjudged to have valid tax liens against such real property, and

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that the taxing entities set forth in the warrant in said cause, pursuant to the provisions of Section 34.05 of the Texas Property Tax Code, for and in consideration of the sum of **FIVE HUNDRED ONE DOLLARS AND 00/100 (\$501.00)**, said amount being the highest and best offer received from **Julia Ortiz, 902 N 2nd St., Lamesa, Texas 79331-5310**, receipt of which is hereby acknowledged, and by these presents do convey, expressly subject to the right of redemption by the Defendants in said tax suit as provided by Section 34.21 of the Texas Property Tax Code, and further subject to all presently recorded and validly existing restrictions, reservations, covenants, conditions, easements, oil and gas leases, mineral interests, and water interests outstanding in persons other than Grantor, and other instruments, other than conveyances of the surface fee estate, that affect the Property, all the right, title and interest as was acquired by the taxing entities through foreclosure the certain tract of land described as follows:

**East Half (E/2) of Lot Six (6), in Block Two (2), of the Turner Addition, to the City of Lamesa, Dawson County, Texas, (R5599)**

WHEREAS this conveyance is also subject to the following Fee Simple Determinable Condition:

Grantee will do everything necessary to bring the Property into compliance with all state and local codes within six months of the execution date of this deed. An affidavit stating that the condition has been fulfilled, filed within six months of said date, if not contradicted by a recorded statement filed within the same six months, is conclusive evidence that the condition has been satisfied, and Grantee and third parties may rely on it.

TO HAVE AND TO HOLD the above described property unto the named purchaser Julia Ortiz, his/her heirs, successors and assigns forever, free and clear of all liens for ad valorem taxes against such property delinquent at the time of warrant to all taxing units which were a party of said Warrant and as fully and absolutely as the entities named below can convey the above described real property by virtue of said warrant and Order of Sale and said Section 34.05 of the Texas Property Tax Code.

GRANTEE IS TAKING THE PROPERTY IN AN ARM'S-LENGTH AGREEMENT BETWEEN THE PARTIES. THE CONSIDERATION WAS BARGAINED ON THE BASIS OF AN "AS IS, WHERE IS" TRANSACTION AND REFLECTS THE AGREEMENT OF THE PARTIES THAT THERE ARE NO REPRESENTATIONS OR EXPRESS OR IMPLIED WARRANTIES. GRANTEE HAS NOT RELIED ON ANY INFORMATION OTHER THAN GRANTEE'S INSPECTION.

GRANTEE RELEASES GRANTOR FROM LIABILITY FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY, INCLUDING LIABILITY (1) UNDER THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT (CERCLA), THE RESOURCE CONSERVATION AND RECOVERY ACT (RCRA), THE TEXAS SOLID WASTE DISPOSAL ACT, AND THE TEXAS WATER CODE; OR (2) ARISING AS THE RESULT OF THEORIES OF PRODUCT LIABILITY AND STRICT LIABILITY, OR UNDER NEW LAWS OR CHANGES TO EXISTING LAWS ENACTED AFTER THE EFFECTIVE DATE OF THE PURCHASE CONTRACT THAT WOULD OTHERWISE IMPOSE ON GRANTORS IN THIS TYPE OF TRANSACTION NEW LIABILITIES FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY. THIS RELEASE APPLIES EVEN WHEN THE ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY RESULT FROM GRANTOR'S OWN NEGLIGENCE OR THE NEGLIGENCE OF GRANTOR'S REPRESENTATIVE.

This tax deed may be executed in one or more counterparts, each one of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

EXECUTED this \_\_\_\_ day of \_\_\_\_\_, 2020.

**CITY OF LAMESA**

By: \_\_\_\_\_  
Josh Stevens, Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by Josh Stevens, Mayor, on behalf of CITY OF LAMESA in its capacity therein stated.

\_\_\_\_\_  
Notary Public, State of Texas



# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 15**

**SUBJECT: BUDGET AMENDMENT VI**  
**EXHIBITS: Ordinance First Reading**  
**PROCEEDING: Action**  
**SUBMITTED BY: City Staff**

### **SUMMARY STATEMENT**

Consider amending Ordinance O-17-19 on first reading with respect to October 1, 2019.

### **COUNCIL ACTION**

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

Motion by Council Member \_\_\_\_\_ to consider amending Ordinance No.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.**

### **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 16<sup>th</sup> day of June, 2020, 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:

	<u><b>Revenues</b></u>	<u><b>Expenditures</b></u>
General Fund (1)	\$ 501.00	\$ 501.00

**SECTION 2.** Effective date: That this Ordinance shall become effective as of this July 31<sup>st</sup>, 2020.

**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 June 16<sup>th</sup>, 2020 by a majority vote with amendment; and on July 14<sup>th</sup>, 2020, 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

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Betty Conde  
City Secretary

APPROVED:

Josh Stevens Mayor

## **CITY OF LAMESA BUDGET AMENDMENT 5 FOR 2019/2020**

### **GENERAL FUND (1)**

This budget amendment reflects the proceeds from the sale of trust properties through the Texas Communities Group. This budget amendment totals\$

Increase Revenues (01- 40904) Misc. Revenue	\$501.00
Increase Expenditures (01-5081-603) SpecialServices	\$501.00

# ***City Council Agenda***

***City of Lamesa, Texas***

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 16**

**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 16th day of June, 2020, 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 16th day of June, 2020, by a majority vote.

**PASSED AND APPROVED** the 16th day of June, 2020.

ATTESTED:

APPROVED:

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Betty Conde  
City Secretary

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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, TEXAS, a Texas home rule municipality, hereinafter called "City", and DAWSON COUNTY, TEXAS, a political subdivision of the State of Texas, hereinafter called "County".

WITNESSETH:

The City and County, acting herein through their respective governing bodies, agree as follows:

1.

It is the intent of the parties hereto to comply with the Interlocal Cooperation Act, Chapter 791 of the Government Code of the State of Texas, which provides that local governments 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 13, Article 13.02, 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 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 Chapter 13 of the Code of Ordinances 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 \$70,000.00, with such sum being payable at the rate of \$ 5,833.33 per month. The first \$ 5,833.33 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. Each adult County resident may dispose of approved residential waste at the landfill at the rate of 2,000 pounds per month according to Section 13.02.178 of the Code of Ordinances of the City of Lamesa at no charge, provided that such resident exhibit proof of residence in said county upon entering the landfill.

(b) If the rules or access limits applicable to City residents change or is further restricted in any way during the term of this agreement, then the same rules or access limits shall also apply, in all respects, to County residents.

(c) The City of Lamesa Code of Ordinances Section 13.02.081 (i) provides: "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." Any County resident who utilizes City collection containers other than those provided at

the City of Lamesa landfill may 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 statute, 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.

The Lamesa City Manager and the Dawson County Judge shall agree on the projects and the specific terms of such projects undertaken under this Interlocal Contract prior to the commencement of each project.

24.

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 16th day of June, 2020.

ATTEST:

THE CITY OF LAMESA, TEXAS

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

By: \_\_\_\_\_  
Josh Stevens, Mayor

ATTEST:

DAWSON COUNTY, TEXAS

\_\_\_\_\_  
Clare Christy, County Clerk

By: \_\_\_\_\_  
Foy O'Brien, County Judge

# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 17**

**SUBJECT: DECLARE REGULARLY CALLED MEETINGS FOR BUDGET  
DEADLINES AND CANCELATION OF REGULARLY  
SCHEDULED MEETING ON SEPTEMBER 15, 2020**

**SUBMITTED BY: City Staff**

**EXHIBITS:**

### **SUMMARY STATEMENT**

City Council to declare regularly called meetings for Budget deadlines for the following dates and cancellation of regularly scheduled meeting on September 15, 2020:

### **COUNCIL ACTION**

No City Council action required.

City Council to declare regularly called meetings for Budget deadlines for the following dates and cancellation of regularly called meeting on September 15, 2020:

- **June 16, 2020 (Tuesday) Regular Council Meeting**
- **July 13, 2020 (Monday) Regular Council Meeting – Budget Workshop #1**
- **July 14, 2020 (Tuesday) Regular Council Meeting – Budget Workshop #2**
- **August 4, 2020 (Tuesday) Regular Council Meeting – Present Certified Tax Roll, Effective Tax Rate, Rollback Rate and Set Proposed Tax Rate with RECORD VOTE and Set Public Hearing Dates**
- **August 18, 2020 (Tuesday) Regular Council Meeting**
- **August 20, 2020 (Thursday) Regular Council Meeting – Public Hearing on Budget and 1<sup>st</sup> Reading of Budget Ordinance with RECORD VOTE and 1<sup>st</sup> Public Hearing on Tax Rate**
- **August 25, 2020 (Tuesday) Regular Council Meeting – 2<sup>nd</sup> Reading of Budget Ordinance with RECORD VOTE, 2<sup>nd</sup> Public Hearing on Tax Rate**
- **September 1, 2020 (Tuesday) Regular Council Meeting – Ratify Tax Rate Reflected in the Budget, 1<sup>st</sup> Reading of Ordinances for Tax Rate with RECORD VOTE (I&S, M&O and Total)**
- **September 8, 2020 (Tuesday) Regular Council Meeting – 2<sup>nd</sup> Reading of Ordinance for Tax Rate with RECORD VOTE (I&S, M&O and Total)**
- **September 15, 2020 (Tuesday) Regular Council Meeting to be cancelled**

# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 18**

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**SUBJECT: CITY STAFF REPORTS**

**SUBMITTED BY: City Staff**

**EXHIBITS:**

### **SUMMARY STATEMENT**

- a. UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events:

### **COUNCIL ACTION**

No City Council action required.

# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 19**

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**SUBJECT: FINANCIAL REPORT**  
**SUBMITTED BY: Finance Director**  
**EXHIBITS: Report**

### **SUMMARY STATEMENT**

Finance Director to report on the city's finances.

### **COUNCIL ACTION**

No City Council action required.



# **City of Lamesa** **Financial Statement Summary** **As of: May 31st, 2020**

	<b>Current</b>	
<b>General Fund (1)</b>	<b>Month-to-Date</b>	<b>Year-to-Date</b>
Revenues	\$ 213,528.32	\$ 3,876,220.49
Expenditures	\$ 237,768.95	\$ 2,876,264.54
<b>Revenues Over/(Under) Expenditures</b>	<b>\$ (24,240.63)</b>	<b>\$ 999,955.95</b>
<b>Water Fund (2)</b>		
Revenues	\$ 373,587.90	\$ 2,554,625.42
Expenditures	\$ 215,356.40	\$ 2,400,183.33
<b>Revenues Over/(Under) Expenditures</b>	<b>\$ 158,231.50</b>	<b>\$ 154,442.09</b>
<b>Solid Waste Fund (3)</b>		
Revenues	\$ 151,543.03	\$ 1,258,888.37
Expenditures	\$ 114,570.98	\$ 1,215,691.86
<b>Revenues Over/(Under) Expenditures</b>	<b>\$ 36,972.05</b>	<b>\$ 43,196.51</b>
<b>Golf Course Fund (18)</b>		
Revenues	\$ 14,100.25	\$ 176,951.99
Expenditures	\$ 21,858.27	\$ 158,106.46
<b>Revenues Over/(Under) Expenditures</b>	<b>\$ (7,758.02)</b>	<b>\$ 18,845.53</b>
<b>Wastewater &amp; Collection (20)</b>		
Revenues	\$ 131,484.23	\$ 993,572.44
Expenditures	\$ 41,725.77	\$ 526,511.69
<b>Revenues Over/(Under) Expenditures</b>	<b>\$ 89,758.46</b>	<b>\$ 467,060.75</b>
<b>All Funds</b>		
Revenues	\$ 884,243.73	\$ 8,860,258.71
Expenditures	\$ 631,280.37	\$ 7,176,757.88
<b>Revenues Over/(Under) Expenditures</b>	<b>\$ 252,963.36</b>	<b>\$ 1,683,500.83</b>



## FINANCIAL STATEMENT

AS OF: MAY 31ST, 2020

01 -GENERAL FUND  
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
<b>REVENUE SUMMARY</b>						
01-TAXES		3,502,974.00	167,773.48	2,992,989.66	85.44	509,984.34
02-FRANCHISES AND STREET		459,500.00	28,569.93	336,336.25	73.20	123,163.75
03-PERMITS, LICENSES AND		32,400.00	1,991.53	23,426.68	72.30	8,973.32
04-FINES		48,000.00	3,175.04	36,084.07	75.18	11,915.93
05-RECREATIONAL AND RENTA		43,500.00	200.59	30,618.22	70.39	12,881.78
06-OTHER GOVERNMENTAL AGE		305,494.00	0.00	136,756.50	44.77	168,737.50
07-TRANSFERS		0.00	0.00	0.00	0.00	0.00
08-CHARGES FOR CURRENT SE		18,200.00	304.00	2,594.70	14.26	15,605.30
09-MISCELLANEOUS REVENUES		201,696.00	11,513.75	317,414.41	157.37	( 115,718.41)
19-SOURCE (CHG TO 49XXX)		0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES		4,611,764.00	213,528.32	3,876,220.49	84.05	735,543.51

**EXPENDITURE SUMMARY**

GENERAL ADMIN SERVICES	231,090.00	14,027.25	138,324.31	59.86	92,765.69
FINANCIAL SERVICES	97,881.00	2,640.30	67,090.72	68.54	30,790.28
PERSONNEL/RISK MGT SERV	63,899.00	5,051.67	47,084.13	73.69	16,814.87
COMMUNITY DEVELOPMENT SER	1,050.00	73.18	646.12	61.54	403.88
HOUSING ASSISTANCE SERV	13,836.00	4,774.29	( 38.11)	0.28-	13,874.11
CITY COUNCIL	54,933.00	2,360.71	31,979.27	58.22	22,953.73
CITY HALL	135,155.00	5,335.89	103,876.10	76.86	31,278.90
INTERGOVERNMENTAL	46,690.00	2,118.10	44,329.20	94.94	2,360.80
MUNICIPAL COURT	146,680.00	9,532.80	85,054.66	57.99	61,625.34
VEHICLE REPAIR SERVICES	37,548.00	( 56.81)	17,639.43	46.98	19,908.57
VEHICLE PREVENTIVE MNT	394.00	( 113.02)	407.91	103.53	( 13.91)
FIRE SERVICES	759,377.00	44,189.77	442,228.27	58.24	317,148.73
VOLUNTEER FIRE SERVICES	137,749.00	1,345.28	42,512.11	30.86	95,236.89
PD - GEN'L ADMIN SERV	222,539.00	13,696.45	116,576.18	52.38	105,962.82
COMMUNICATIONS SERVICES	303,909.00	14,458.96	141,323.46	46.50	162,585.54
GEN'L LAW ENFORCEMENT SER	1,059,880.00	66,671.97	621,453.58	58.63	438,426.42
CRIMINAL INVESTIGATIONS	185,016.00	6,838.70	99,628.62	53.85	85,387.38
JUVENILE SERVICES	0.00	0.00	0.00	0.00	0.00
ANIMAL CONTROL SERVICE	53,007.00	1,730.43	18,681.79	35.24	34,325.21
EMERGENCY MANAGEMENT SERV	20,600.00	1,267.56	19,003.38	92.25	1,596.62
NARCOTICS INTERDICTION	0.00	0.00	0.00	0.00	0.00
STREET MAINTENANCE SERV	364,161.00	21,215.09	351,726.17	96.59	12,434.83
STREET CONST/SEAL COAT	117,205.00	100.00	5,605.00	4.78	111,600.00
STREET CLEANING SERVICES	0.00	( 929.97)	( 3,731.43)	0.00	3,731.43
TRAFFIC SERVICES	168,261.00	10,337.02	93,319.46	55.46	74,941.54
INSPECTION SERVICES	224,322.00	( 17,930.08)	95,982.24	42.79	128,339.76
PARK MAINTENANCE SERVICES	335,093.00	27,937.58	190,806.06	56.94	144,286.94
PARK IRRIGATION SERVICES	0.00	( 880.52)	( 4,588.02)	0.00	4,588.02
COMMUNITY BUILDING SERV	50,950.00	2,588.93	36,817.76	72.26	14,132.24
RECREATIONAL FACILITIES	270,465.00	( 1,138.73)	65,108.53	24.07	205,356.47

C I T Y O F L A M E S A  
FINANCIAL STATEMENT  
AS OF: MAY 31ST, 2020

01 -GENERAL FUND  
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
	SWIMMING POOL SERVICES	<u>80,341.00</u>	<u>526.15</u>	<u>7,417.64</u>	<u>9.23</u>	<u>72,923.36</u>
	TOTAL EXPENDITURES	5,182,031.00	237,768.95	2,876,264.54	55.50	2,305,766.46
	REVENUES OVER/(UNDER) EXPENDITURES	( 570,267.00)	( 24,240.63)	999,955.95	175.35-	( 1,570,222.95)
	OTHER SOURCES (USES)	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
	REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	( 570,267.00)	( 24,240.63)	999,955.95	175.35-	( 1,570,222.95)

C I T Y O F L A M E S A  
FINANCIAL STATEMENT  
AS OF: MAY 31ST, 2020

02 -WATER & WASTEWATER ENTER.  
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
<u>REVENUE SUMMARY</u>						
11-OPERATING REVENUES		3,951,433.00	371,972.70	2,506,289.46	63.43	1,445,143.54
12-NON-OPERATING REVENUES		<u>195,423.00</u>	<u>1,615.20</u>	<u>48,335.96</u>	<u>24.73</u>	<u>147,087.04</u>
TOTAL REVENUES		4,146,856.00	373,587.90	2,554,625.42	61.60	1,592,230.58
<u>EXPENDITURE SUMMARY</u>						
WATER PRODUCTION SERVICES		2,008,273.00	83,661.90	956,256.15	47.62	1,052,016.85
WATER DIST/WASTEWATER SER		1,876,549.00	95,644.25	1,043,552.48	55.61	832,996.52
WASTEWATER TREATMENT SERV		0.00	5,720.81	93,063.59	0.00	( 93,063.59)
ENGINEERING SERVICES		95,770.00	4,147.14	38,558.43	40.26	57,211.57
TECHNICAL SERVICES		82,010.00	4,390.64	40,767.78	49.71	41,242.22
UTILITY BILLING/COLLECT		383,508.00	21,791.66	227,984.90	59.45	155,523.10
INSPECTION SERVICES		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL EXPENDITURES		4,446,110.00	215,356.40	2,400,183.33	53.98	2,045,926.67
REVENUES OVER/(UNDER) EXPENDITURES		( 299,254.00)	158,231.50	154,442.09	51.61-	( 453,696.09)
OTHER SOURCES (USES)		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)		( 299,254.00)	158,231.50	154,442.09	51.61-	( 453,696.09)

CITY OF LAMESA  
FINANCIAL STATEMENT  
AS OF: MAY 31ST, 2020

03 -SOLID WASTE ENTERPRISE  
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
<b>REVENUE SUMMARY</b>						
05-RECREATIONAL AND RENTA		0.00	0.00	0.00	0.00	0.00
21-OPERATING REVENUES		1,829,262.00	146,098.03	1,202,475.66	65.74	626,786.34
22-NON-OPERATING REVENUES		<u>82,500.00</u>	<u>5,445.00</u>	<u>56,412.71</u>	<u>68.38</u>	<u>26,087.29</u>
TOTAL REVENUES		1,911,762.00	151,543.03	1,258,888.37	65.85	652,873.63
<b>EXPENDITURE SUMMARY</b>						
SOLID WASTE COLLECTION SV		<u>1,086,452.00</u>	62,620.78	666,280.85	61.33	420,171.15
SANITARY LANDFILL SERVICE		<u>922,380.00</u>	39,329.14	442,610.83	47.99	479,769.17
SPECIALIZED COLLECTION SV		<u>150,406.00</u>	6,785.09	48,771.92	32.43	101,634.08
ENVIRONMENTAL HEALTH SERV		<u>101,889.00</u>	<u>5,835.97</u>	<u>58,028.26</u>	<u>56.95</u>	<u>43,860.74</u>
TOTAL EXPENDITURES		2,261,127.00	114,570.98	1,215,691.86	53.76	1,045,435.14
REVENUES OVER/(UNDER) EXPENDITURES	( 349,365.00)	36,972.05	43,196.51	12.36-	( 392,561.51)	
OTHER SOURCES (USES)	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	( 349,365.00)	36,972.05	43,196.51	12.36-	( 392,561.51)	

C I T Y O F L A M E S A  
FINANCIAL STATEMENT  
AS OF: MAY 31ST, 2020

18 -MUNICIPAL GOLF COURSE  
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
09-MISCELLANEOUS REVENUES		0.00	0.00	0.00	0.00	0.00
31-FEES AND DUES		<u>217,100.00</u>	<u>14,100.25</u>	<u>176,951.99</u>	<u>81.51</u>	<u>40,148.01</u>
TOTAL REVENUES		217,100.00	14,100.25	176,951.99	81.51	40,148.01

REVENUE SUMMARYEXPENDITURE SUMMARY

MUNICIPAL GOLF COURSE	<u>217,481.00</u>	<u>21,858.27</u>	<u>158,106.46</u>	<u>72.70</u>	<u>59,374.54</u>
TOTAL EXPENDITURES	217,481.00	21,858.27	158,106.46	72.70	59,374.54
REVENUES OVER/(UNDER) EXPENDITURES	( 381.00)	( 7,758.02)	18,845.53	946.33-	( 19,226.53)
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	( 381.00)	( 7,758.02)	18,845.53	946.33-	( 19,226.53)

CITY OF LAMESA  
FINANCIAL STATEMENT  
AS OF: MAY 31ST, 2020

20 -WASTEWATER FUND  
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
<b>REVENUE SUMMARY</b>						
41-OTHER FINANCING		1,483,147.00	131,484.23	993,572.44	66.99	489,574.56
TOTAL REVENUES		1,483,147.00	131,484.23	993,572.44	66.99	489,574.56
<b>EXPENDITURE SUMMARY</b>						
WASTEWATER		1,126,957.00	41,725.77	526,511.69	46.72	600,445.31
TOTAL EXPENDITURES		1,126,957.00	41,725.77	526,511.69	46.72	600,445.31
REVENUES OVER/(UNDER) EXPENDITURES		356,190.00	89,758.46	467,060.75	131.13	( 110,870.75)
OTHER SOURCES (USES)		0.00	( 304.30)	( 4,282.43)	0.00	4,282.43
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)		356,190.00	89,454.16	462,778.32	129.92	( 106,588.32)



**City of Lamesa**  
**Balance Sheet Summary**  
**As of : May 31st, 2020**

**General Fund (1)**

Assets	\$	4,964,569.77
Liabilities	\$	646,307.48

**Water Fund (2)**

Assets	\$	15,463,793.38
Liabilities	\$	11,363,918.87

**Solid Waste Fund (3)**

Assets	\$	4,230,282.16
Liabilities	\$	1,892,795.04

**Golf Course Fund (18)**

Assets	\$	150,352.41
Liabilities	\$	203,011.19

**Wastewater & Collection (20)**

Assets	\$	1,226,824.04
Liabilities	\$	750,071.23



## 01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
<b>ASSETS</b>		
01-1001	CASH IN BANK	1,632,869.75
01-1002	PETTY CASH	0.00
01-1003	RETURNED CHECKS	3,533.96
01-1004	TAXES RECEIVABLE-DELIQUENT	269,546.10
01-1005	TAXES RECEIVABLE CURRENT	74,644.74
01-1006	PROV. FOR UNCOLLECT TAXES	( 202,592.55)
01-1007	MISC ACCT. RECEIVABLE	2,219.35
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	7,887.43
01-1014	DUE FROM DAWSON COUNTY	8,656.88
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	2,459,128.96
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	7,448.50
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	323,635.34
01-1035	DUE FROM IMS FLEX ACCT.	0.00
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	2,684.04
01-1047	PD SEIZURE FUND	11,640.51
01-1050	DUE TO/FROM RISK MGMT & SAFE	0.00
01-1055	DUE FROM INVESTMENT FUND	0.00
01-1056	DUE FROM TEXstar POOL	151,026.51
01-1060	DUE FROM ECONOMIC DEVELO	14,032.18
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

## 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
01-1067	DUE FOR TRUANCY FUND	0.00
01-1068	DUE FROM MUNICIPAL JURY 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	785.00
		<u>4,964,569.77</u>

TOTAL ASSETS

4,964,569.77

## LIABILITIES

01-2013	PAVING LIEN REFUND PAYABLE	0.00
01-2014	SALES TAX PAYABLE	0.00
01-2015	VOUCHERS PAYABLE	236,777.48
01-2016	COMMUNITY BLDG.DEPOSITS	18,860.50
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	( 644.00)
01-2035	TRANS. FROM DEVELOP. FUND	0.00
01-2036	TEEN COURT ADMIN FEE	420.00
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	60.00
01-2041	SALES TX DUE TO LEDC -TX COMPT	53,939.22
01-2042	DUE TO LEAP -SALES TAX	53,939.22
01-2043	TMRS EMPLOYEE BACK PAY	886.49
01-2044	FLEX SPENDING ACCT. (FSA)	( 2,692.21)
01-2045	PROV. FOR COMP.ABSENCES	( 0.13)

## 01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
01-2048	1992 C O DEBT-PRINCIPAL	0.00
01-2049	1992 C.O. DEBT	0.00
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	585.25
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	4,713.39
01-2075	EMPLOYEE REIMB. SICK LEAVE	0.00
01-2080	DEFERRED REVENUE-PAVING	0.00
01-2081	DEFERRED REVENUE-TAXES	141,598.31
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	1,436.97
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	185.00
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	7,927.50
01-2999	PROFIT & LOSS	0.00
	TOTAL LIABILITIES	<u>646,307.48</u>

## EQUITY

01-3001	FUND BALANCE	3,318,306.34
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	<u>3,318,306.34</u>

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
	TOTAL REVENUE	3,876,220.49
	TOTAL EXPENSES	<u>2,876,264.54</u>
	TOTAL REVENUE OVER/(UNDER) EXPENSES	999,955.95
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.	<u>4,318,262.29</u>
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.	4,964,569.77

## BALANCE SHEET

AS OF: MAY 31ST, 2020

02 -WATER &amp; WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
<b>ASSETS</b>		
02-1001	CASH IN BANK	771,654.35
02-1002	CASH IN DRAWER	0.00
02-1003	DUE FROM INVESTMENTS/WATER DEP	30,781.27
02-1004	CAPITAL EQUIPMENT RESERVE	705,662.73
02-1005	W.S.G. CHGS. RECEIVABLE	173,242.85
02-10051	REFUNDS PAYABLE	1,486.56
02-10052	UTILITY A/R SUSPENSE	0.00
02-10053	UNAPPLIED US REVENUE	( 22,068.06)
02-10054	US GL RECON REPORT	0.00
02-10059	UNBILLED REVENUE RECEIVABLE	0.00
02-1006	PROV.FOR UNCOLLECT. ACCTS	( 52,544.24)
02-1007	INVENTORY SUPPLIES	269,581.36
02-1008	WW. TRMT PLNT .RES.INVESTMENTS	95,705.26
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	50,378.47
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.	2,404,449.71
02-1021	FIRE HYDRANTS	0.00
02-1022	WATER SYST. DEPRECIATION	( 13,573,888.57)
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.	499.57
02-1031	ACCOUNTS REC. - TRRA	0.00
02-1032	06 TAN ISSUANCE COSTS	0.00
02-1033	06 TAN AMORTIZATION	34,157.00
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	18,944.24
02-1037	DUE TO INV. - WELLS &TOWER	408,633.67
02-1039	WATER TREATMENT PLANT	0.00
02-1040	WW TRMT PLANT RES.	0.00
02-1041	USDA WATER IMPROVEMENT GRNT.	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

## BALANCE SHEET

AS OF: MAY 31ST, 2020

02 -WATER &amp; WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
02-1075	CIP - WATER MAIN IMP, HWY 87	( 0.48)
02-1076	CIP - USDA WATER IMP. PROJECT	12,837.41
02-1080	NET PENSION ASSET (LIABILITY)	( 120,888.00)
02-1081	DEFERRED OUTFLOW-PENSION CONTR	25,332.00
02-1082	DEFERRED OUTFLOW-PENSION INV E	184,704.00
02-1083	L.E.D.C. PRISON TOWER REC.	0.00
		<u>15,463,793.38</u>

TOTAL ASSETS

15,463,793.38

## 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	3,329.45
02-2027	UNDEPOSITED METER DEPOSIT	0.00
02-2028	WATER DEPOSITS	274,869.98
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	43,285.02
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	1,377,885.07
02-2053	NOTES PAYABLE-WSB (NONCURREN).	( 0.40)
02-2054	BONDS PAYABLE - USDA	4,161,000.00
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 -WATER &amp; WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
02-2085	AFLAC PRE-TAX	0.00
02-2090	AFLAC POST TAX	0.00
02-2095	VISION INS. PAYABLE	0.42
02-2160	ACCRUED PAYROLL LIABILITY	2,910.93
02-2900	CURRENT PORTION 91 C.O.'S	0.00
02-2901	CURRENT PORTION - USDA	87,000.00
02-2902	CURRENT PORTION-2006 TAN	0.00
02-2903	CURRENT PORTION-CAT FINANCE	0.00
02-2904	LEASE PAYABLE-AAIG (CURRENT)	133,283.00
02-2905	NOTES PAYABLE-WSB (CURRENT)	0.33
02-2906	NOTES PAYABLE-SOUTH PLAINS COM	0.00
02-2909	TAX NOTE 2013 - ST	106,000.00
02-2910	TAX NOTE 2013 L-T	0.00
02-2911	CURRENT PORTION COMP ABSE	2,950.80
02-2912	TAX NOTE 2013-A L-T	0.00
02-2913	TAX NOTE 2013A - S-T	155,000.00
02-2914	TAX NOTE 2014 L-T	0.00
02-2915	TAX NOTE 2014 S-T	0.00
02-2916	TAX NOTE 2019 - LT	0.00
02-2920	DEFERRED REV-LIFTSTATION PROJ.	0.00
02-2925	CONJ. USE SERIES 2011-NONCURRE	1,170,434.00
02-2926	CONJ USE SERIES 2011-CURRENT	85,809.00
02-2927	REFUNDING 2010 - NON CURRENT	0.00
02-2928	REFUNDING SERIES 2010-CURRENT	14,336.00
02-2929	RECLAMATION 2010 - NON CURRENT	0.00
02-2930	RECLAMATION 2010 - CURRENT	0.00
02-2931	GROUNDWATER 2009-NON CURRENT	203,383.00
02-2932	GROUNDWATER 2009 - CURRENT	21,463.00
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	740,749.00
02-2938	GROUNDWATER 2012-CURRENT	99,285.00
02-2939	2014 BOND (2005) ST	36,516.00
02-2940	2014 BOND (2005) LT	7,715.00
02-2941	2014 PREMIUM (2005)	0.00
02-2942	2014 BOND (2006) ST	54,584.00
02-2943	2014 BOND (2006) LT	420,655.00
02-2944	2014 PREMIUM (2006)	63,952.00
02-2945	2017 BACKHOE LOADER LT	36,659.00
02-2946	2017 BACKHOE LOADER ST	17,480.00
02-2947	CHEVROLET SILVERADO CL	31,124.00
02-2950	DEFERRED OUTFLOW-PENSION	6,390.00
02-2999	PROFIT & LOSS	0.00
	TOTAL LIABILITIES	<u>11,363,918.87</u>



02 -WATER &amp; WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
<hr/>		
EQUITY		
<hr/>		
02-3001	FUND BALANCE	3,945,432.42
02-3002	RESERVE-UTILITY SYSTEM IMPROV	0.00
02-3010	C.O. INTEREST	0.00
02-3012	TAN INTEREST	<u>0.00</u>
	TOTAL BEGINNING EQUITY	3,945,432.42
	TOTAL REVENUE	2,554,625.42
	TOTAL EXPENSES	<u>2,400,183.33</u>
	TOTAL REVENUE OVER/(UNDER) EXPENSES	154,442.09
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.	<u>4,099,874.51</u>
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.	15,463,793.38
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BALANCE SHEET  
AS OF: MAY 31ST, 2020

03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
<b>ASSETS</b>		
03-1001	CASH IN BANK	1,050,672.03
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	107,210.78
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	123,989.57
03-1010	UNAMORTIZED TAN ISSUE COSTS	0.00
03-1011	GARBAGE CHG. RECEIVABLE	98,275.52
03-1012	UNCOLLECTIBLE GARB.CHGS.	41,351.03
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.	6,042,953.35
03-1020	DUE FROM INVESTMENT FUND	0.00
03-1021	CAPITAL EQUIPMENT RESERVE	47,637.58
03-1022	POST CLOSURE RESERVE	648,823.01
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	6,507,819.54
03-1080	NET PENSION ASSET (LIABILITY)	73,607.00
03-1081	DEFERRED OUTFLOW-PENSION CONTR	15,425.00
03-1082	DEFERRED OUTFLOW-PENSION INV	112,464.00
		<u>4,230,282.16</u>
TOTAL ASSETS		4,230,282.16

**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	2,861.80
03-2045	PROV-COMPENSATED ABSENCE	20,177.19
03-2049	1992 C.O. DEBT NON-CURRENT	0.00
03-2050	N/P - CATEPILLAR (DOZER)	0.25
03-2051	EST.LIAB.LANDFILL CLOSURE	581,816.66
03-2052	OUTSOURCE LEASE-MAD VAC S-T	0.00

BALANCE SHEET  
AS OF: MAY 31ST, 2020

## 03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
03-2053	CATERPILLAR 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	ACCURED PAYROLL LIABILITY	1,746.03
03-2165	N/P MACK TRUCK W/ SIDELOAD -LT	127,675.00
03-2166	N/P MACK TRUCK W/ SIDELOAD -ST	4,272.00
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	CATERPILLAR LEASE - L-T	0.00
03-2905	2005 TAX NOTE (LT)	0.00
03-2906	ST-CATERPILLAR LOADER 2015	11,742.00
03-2907	LT - CATERPILLAR LOADER 2015	89,371.00
03-2908	ST-CATERPILLAR BULL DOZER 2015	41,634.00
03-2909	LT-CATERPILLAR BULL DOZER 2015	0.00
03-2910	TAX NOTE 2012 - LT	0.00
03-2911	TAX NOTE 2012 - ST	0.00
03-2912	2016 MACK DUMP TRUCK - LT	0.00
03-2913	2016 MACK DUMP TRUCK - ST	45,513.00
03-2914	TAX NOTE 2019 - LT	677,598.77
03-2915	CHEVROLET SILVERADO CL	23,442.00
03-2916	CHEVY SILVERADO LEASE -ST	5,913.00
03-2917	SKID STEER CL	28,268.00
03-2918	SKID STEER LEASE - ST	8,830.00
03-2919	MOTOR GRADER CL	160,307.00
03-2920	MOTOR GRADER LEASE - ST	16,546.00
03-2950	DEFERRED INFLOW-PENSION	3,891.00
	TOTAL LIABILITIES	<u>1,892,795.04</u>
EQUITY		
03-3001	FUND BALANCE	2,187,062.43
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	<u>2,294,290.61</u>

03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
	TOTAL REVENUE	1,258,888.37
	TOTAL EXPENSES	<u>1,215,691.86</u>
	TOTAL REVENUE OVER/(UNDER) EXPENSES	43,196.51
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.	<u>2,337,487.12</u>
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.	4,230,282.16

## 18 -MUNICIPAL GOLF COURSE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
<b>ASSETS</b>		
18-1001	CASH	( 62,369.77)
18-1002	MEMORIAL FUND	1,021.36
18-1005	GOLF FEES RECEIVABLE	40,836.45
18-1006	ALLOWANCE FOR BAD DEBTS	( 38,472.45)
18-1020	LAND IMPROVEMENTS	79,362.32
18-1021	EQUIPMENT	326,363.08
18-1022	DEPRECIATION	( 234,322.85)
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)	( 16,679.00)
18-1081	DEFERRED OUTFLOW-PENSION CONTR	3,495.00
18-1082	DEFERRED OUTFLOW-PENSION INV.	<u>25,484.00</u>
		<u>150,352.41</u>
TOTAL ASSETS		150,352.41
<b>LIABILITIES</b>		
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	2,332.72
18-2045	COMP. ABSENCES - LONG TERM	10,346.28
18-2160	ACCRUED PAYROLL LIABILITY	406.19
18-2902	RANGE BALL SERVER -ST PORTION	0.00
18-2903	PNC GOLF CAR LEASE - LT	61,029.00
18-2904	PNC GOLF CAR LEASE - ST	( 1,185.00)
18-2906	RANGE BALL SERVER- LT PORTION	0.00
18-2907	TORO MOWER LT	32,576.00
18-2950	DEFERRED INFLOW-PENSION	<u>882.00</u>
TOTAL LIABILITIES		<u>203,011.19</u>
<b>EQUITY</b>		
18-3001	FUND BALANCE	( 71,504.31)
TOTAL BEGINNING EQUITY		( 71,504.31)
TOTAL REVENUE		176,951.99
TOTAL EXPENSES		<u>158,106.46</u>
TOTAL REVENUE OVER/(UNDER) EXPENSES		18,845.53
TOTAL EQUITY & REV. OVER/(UNDER) EXP.		( 52,658.78)
TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.		150,352.41

CITY OF LAMESA  
BALANCE SHEET  
AS OF: MAY 31ST, 2020

## 20 -WASTEWATER FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
<b>ASSETS</b>		
20-1001	CASH	1,039,522.87
20-1010	SEWER CHARGES RECEIVABLE	63,526.77
20-1020	DUE FROM INVESTMENT FUND	0.00
20-1025	SEWER PLANT/LIFT STATIONS	102,084.40
20-1035	CIP - LIFTSTATION	21,690.00
		<u>1,226,824.04</u>
TOTAL ASSETS		<u>1,226,824.04</u>
<b>LIABILITIES</b>		
20-2010	DUE TO GENERAL FUND	0.00
20-2020	DUE FROM WASTEWATER FUND	0.00
20-2916	TAX NOTE 2019 - L-T	750,071.23
	TOTAL LIABILITIES	<u>750,071.23</u>
<b>EQUITY</b>		
20-3001	FUND BALANCE	( 808.48)
	TOTAL BEGINNING EQUITY	( 808.48)
TOTAL REVENUE		1,008,355.41
TOTAL EXPENSES		<u>530,794.12</u>
TOTAL REVENUE OVER/(UNDER) EXPENSES		477,561.29
TOTAL EQUITY & REV. OVER/(UNDER) EXP.		<u>476,752.81</u>
TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.		<u>1,226,824.04</u>

# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 20**

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**SUBJECT: CITY MANAGER REPORT**

**SUBMITTED BY: City Manager**

### **SUMMARY STATEMENT**

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

### **COUNCIL ACTION**

No City Council action required.



# ***City Council Agenda***

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

**DATE OF MEETING: JUNE 16, 2020**

**AGENDA ITEM: 21**

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**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: JUNE 16, 2020**

**AGENDA ITEM: 22**

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**ADJOURNMENT:** Announcement by the Mayor - "The next regularly scheduled meetings of the City Council of the City of Lamesa will be **JULY 13th, 2020** at 5:30 P.M."