



CITY COUNCIL AGENDA

NOTICE IS GIVEN THAT THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, WILL MEET IN A REGULARLY SCHEDULED MEETING AT 5:30 P.M. ON TUESDAY, JULY 14, 2020, 601 SOUTH FIRST STREET, FOR THE PURPOSE OF CONSIDERING AND TAKING OFFICIAL ACTION ON THE FOLLOWING ITEMS:

1. CALL TO ORDER:

2. INVOCATION:

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

a. APPROVAL OF THE MINUTES: Approval of the minutes of the council meetings held on June 16, 2020.

4. DISCUSS, CONSIDER, AND ACT UPON THE ADOPTION OF THE RESOLUTION AWARDING AN ENGINEERING CONTRACT FOR A 2020 DRP GRANT APPLICATION AND PROJECT: City Council to award an engineering contract for a 2020 DRP grant application and project. (*City Manager*)

5. LISD SCHOOL RESOURCE OFFICER SERVICE AGREEMENT: City Council to consider passing a resolution approving a Service Agreement for LISD School Resource Officer between the City of Lamesa and the Lamesa Independent School District. (*City Manager*)

6. CITY STAFF REPORTS:

a. POLICE CHIEF REPORT: Police Chief to report on the city's recent events.

b. FIRE CHIEF REPORT: Fire Chief to report on the city's recent events.

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

d. LAMESA ECONOMIC DEVELOPMENT CORPORATION QUARTERLY REPORT: Council to hear from LEDC/LEAP Executive Director Lee Peterson regarding LEDC/LEAP Quarterly Report/Year in Review

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

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

9. BUDGET WORK SESSION #2: Council to meet with city staff to discuss and set priorities for the 2020 – 2021 operating budget.

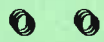
- e. General Fund Proposed Budget (Department Heads and City Manager)
- f. Water/Wastewater Utility Fund Proposed Budget (Department Heads and City Manager)
- g. Solid Waste Fund Proposed Budget (Department Heads and City Manager)
- h. All Other Funds Proposed Budgets (Department Heads and City Manager)
- i. Other Fees (Department Heads and City Manager)
- j. Capital Needs (Department Heads and City Manager)

10. ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be Tuesday, August 4th, 2020 at 5:30 P.M.*

REGULARLY CALLED MEETINGS FOR BUDGET & USDA DEADLINES

- **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 1st Reading of Budget Ordinance with Record Vote and 1st Public Hearing on Tax Rate**
- **August 25, 2020 (Tuesday) Regular Council Meeting – 2nd Reading of Budget Ordinance with Record Vote, 2nd Public Hearing on Tax Rate,**
- **September 1, 2020 (Tuesday) Regular Council Meeting – Ratify Tax Rate Reflected in the Budget, 1st Reading of Ordinances for Tax Rate with Record Vote (I&S, M&O and Total)**
- **September 8, 2020 (Tuesday) Regular Council Meeting – 2nd Reading of Ordinance for Tax Rate with Record Vote (I&S, M&O and Total)**
- **September 15, 2020 (Tuesday) Regular Council Meeting to be canceled**

Note: Record vote requires a super majority of City Council to pass these specific ordinances. A super majority is 5 of 7.




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., July 10th, 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: JULY 14, 2020

AGENDA ITEMS: 1 & 2

CALL TO ORDER: *Announcement by the Mayor.* "This meeting is being held in accordance with the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551). Discussion and actions are limited to the agenda items as posted. Persons desiring to address the City Council or express their opinion about a particular item on this agenda should complete a request at this time. Persons desiring to present other business or discuss matters not on this agenda should submit a request in writing to the City Secretary in order to be considered for inclusion on the agenda of the next meeting. A quorum being present as evidenced by the presence of ____ members of the City Council, this meeting is hereby called to order."

The following members are present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1
MARIE A. BRISENO	Council Member – District 2
LUCIANO REYES	Council Member – District 3
DORE EVAN RODRIGUEZ	Council Member – District 4 Mayor Pro-tem
BOBBY G. GONZALES	Council Member – District 5
DOUGLAS MORRIS	Council Member – District 6

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:

Members of the public present at the meeting:

INVOCATION:

AND PLEDGE OF ALLEGIANCE.



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 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 council meetings held on June 16, 2020.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve Item 3 a. 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.**

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 2020

AGENDA ITEM: 4

SUBJECT: DISCUSS, CONSIDER, AND ACT UPON THE ADOPTION OF THE
RESOLUTION AWARDED AN ENGINEERING CONTRACT FOR A
2020 DRP GRANT APPLICATION AND PROJECT

PROCEEDING: Action

SUBMITTED BY: City Staff

EXHIBITS: Resolution

SUMMARY STATEMENT

City Council to award an engineering contract for a 2020 DRP grant application and project. (*City Manager*)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve contract for Engineering Services for 2020 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 CITY OF LAMESA TEXAS, AUTHORIZING PROFESSIONAL SERVICE PROVIDER SELECTION FOR A 2020 DOWNTOWN REVITALIZATION PROGRAM GRANT THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE.

WHEREAS, participation in Downtown Revitalization Program grant requires implementation by professionals experienced in the engineering of federally-funded projects and creation of design and construction documents;

WHEREAS, in order to identify qualified and responsive providers for these services a Request for Qualifications (RFQ) process for engineering and design services has been completed in accordance with the Texas Department of Agriculture requirements;

WHEREAS, the proposals received by the due date have been reviewed to determine the most qualified and responsive providers for each 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 Parkhill, Smith, and Cooper is selected to provide application and project-related engineering and design **services** for the Downtown Revitalization Program Grant.
- Section 2. That a cost-price analysis will be conducted to determine the negotiated 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 JULY 14, 2020.

APPROVED:

Josh Stevens, Mayor

ATTEST:

Betty Conde, City Secretary

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 2020

AGENDA ITEM: 5

SUBJECT: **LISD SCHOOL RESOURCE OFFICER SERVICE AGREEMENT**
PROCEEDING: Resolution
SUBMITTED BY: City staff
AUTHORITY:

SUMMARY STATEMENT

City Council to consider passing a resolution approving a Service Agreement for LISD School Resource Officer between the City of Lamesa and the Lamesa Independent School District. (City Manager)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to pass a resolution to approve a Service Agreement for LISD School Resource Officer between the City of Lamesa and the Lamesa Independent School District. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

THE STATE OF TEXAS }}

RESOLUTION NO. R

SCHOOL SECURITY

COUNTY OF DAWSON }}

SERVICE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT THIS IS EVIDENCE IN WRITING of an agreement this day entered into by and between the CITY OF LAMESA, a municipal corporation organized and existing under and by virtue of the laws of the State of Texas, hereinafter called City, and the LAMESA INDEPENDENT SCHOOL DISTRICT, a political subdivision of the State of Texas, hereinafter called School District.

WITNESSETH:

WHEREAS, the School District in cooperation with the City join together in this agreement to provide a safe orderly environment free from the temptation and threat of drugs and violence; and

WHEREAS, the School District seeks assistance from law enforcement authorities to monitor and prevent unlawful drugs and drug related activity; and

WHEREAS, the School District recognizes the value of the presence of uniformed officers at each campus; and

WHEREAS, Section 21.308(a) of the Education Code provides that the governing board of any school district may employ security personnel for use in any school within its district when the board in its discretion determines that the personnel are necessary; and

WHEREAS, the School District and the City would like to employ the services of a full-time officer for said purposes; and

WHEREAS, it is in the best interest of the public health and welfare of the people of the respective jurisdiction to have such security services available in the schools of this community.

NOW, THEREFORE, the City and School District, acting herein by and through their respective governing bodies, agree as follows:

1.

As used in this agreement:

- (a) "Police department" shall be the police department of the City of Lamesa, Texas.
- (b) "Peace officer" shall be a commissioned police officer of the Lamesa Police Department but employed by the Lamesa Independent School District to be assigned as a Student Resource Officer.
- (c) "Security services" shall be specified security services performed by the police department of the City on behalf of the School District.

2.

The city agrees to commissioned a peace officer to perform such duties as are allowed by a school district peace officer under Section 21.483 of the Education Code; to perform administrative and law enforcement duties for the school district as determined by the board of trustees; and to protect the safety and welfare of any person in the jurisdiction of the peace officer and the property, both real and personal, of the school district.

3.

The City agrees to make available to the School District said peace officer on the terms and conditions hereinafter set out:

- (a) the peace officer will be and shall remain an employee of the School District, and shall work under the direction of the Police Department while performing the duties involving criminal matters under this agreement;
- (b) selection of the peace officer to provide said security services will be by mutual consent of the School District and the City. The peace officer will meet the employment standards of the City, the State certification standards for peace officer, and any additional professional, educational or certification standards as may be required by the School District;
- (c) the peace officer will abide by the School District's and the Police Department's rules and regulations;
- (d) the peace officer will attend staff development education and training programs and activities as deemed necessary by the School District and the City subject to other limitations contained in this agreement;
- (e) the peace officer will be responsible for presenting educational programs on drug education when requested by the School District;
- (f) the peace officer will visit all campuses of the School District on a regular basis;
- (g) the peace officer shall inform the Lamesa Police Department of any criminal activity and/or investigations that occur in the School District. The peace officer will enter call sheets and reports into the Police Department records management system during the course of his daily duties
- (h) it is understood that the peace officer has the powers, privileges, and immunities of a peace officer; and that said officer may enforce all laws, including municipal ordinances and state laws; and may, in accordance with Chapter 52.01(a), Family Code, take a juvenile into custody;
- (i) the peace officer may provide assistance to the Police Department or to another law enforcement agency if requested by the Police Department or other law enforcement agency; and
- (j) the City Manager of the City and the Superintendent of the School District may enter into a memorandum of understanding that outlines reasonable communication and coordination efforts to effect the provision of such services provided in this agreement; and it is understood that said memorandum shall be incorporated by reference as part of this agreement.

4.

The term of this agreement shall commence on **July 23, 2020**, or upon approval of this agreement by both parties and selection of the designated officer, and shall automatically terminate at 12 midnight on **July 22, 2021**, with no further notice to either party hereto required.

5.

The School District agrees to pay to the City the sum of **\$5,500.00** upon execution of this agreement to assist in the cost of, and to allow access to the Student Resource Officer to, the records management system used by the Lamesa Police Department.

6.

It is expressly understood and agreed by and between the parties hereto that the security services hereinabove provided shall not include the provision of additional peace officers for security services at events sponsored or conducted by the School District. Such security services requiring additional personnel shall be provided at a compensation rate set by the City.

7.

It is agreed that the School District and the City each shall maintain liability insurance that will cover any claim, cause of action, or suit for damage to the maximum limits under the Texas Tort Claims Act as it now exists and as it may be amended from time to time.

8.

It is expressly understood and agreed by and between the parties hereto that the operation of the City's Police Department, its equipment and personnel, and the manner of its operation shall at all times be under the discretion of the City.

9.

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 Superintendent of the School District. Any such resolution shall be committed to written form, distributed to the City Council of the City and the School Board of the School District, and included as an attachment to this agreement.

10.

Notwithstanding any other provision herein regarding the term of this agreement, either party hereto shall have the right to terminate this agreement upon thirty (30) days written notice to the other party. In the event of such termination, neither party hereto shall have any further obligation hereunder.

11.

It is specifically understood that in the event that any section, subsection, sentence, clause or phrase of this agreement is, for any reason, held to be invalid, such holding shall not affect the validity of the remaining portions of this agreement.

12.

The provisions of the agreement are to be cumulative and all other contracts, agreements, or parts of contracts or agreements, whether written or oral, governing or regulating the same subject matter as that covered herein are hereby expressly repealed.

13.

This agreement contains the entire agreement. There are no other agreements, oral or written, and the terms of this agreement can be amended only by written agreement signed and ratified by both parties or as otherwise provided herein.

ATTEST:

THE CITY OF LAMESA, TEXAS

City Secretary

Mayor

LAMESA INDEPENDENT SCHOOL DISTRICT

Superintendent

President

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 2020

AGENDA ITEM:6

SUBJECT: CITY STAFF REPORTS
SUBMITTED BY: City Staff
EXHIBITS:

SUMMARY STATEMENT

- a. POLICE CHIEF REPORT:** Police Chief to report on the city's recent events.
- b. FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events.
- c. UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events
- d. LAMESA ECONOMIC DEVELOPMENT CORPORATION QUARTERLY REPORT:**
Council to hear from LEDC/LEAP Executive Director Lee Peterson regarding
LEDC/LEAP Quarterly Report/Year in Review

COUNCIL ACTION

No City Council action required.

CITY MANAGER'S MEMORANDUM

City Staff will provide reports at City Council meeting.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 2020

AGENDA ITEM: 7

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: JULY 14, 2020

AGENDA ITEM:8

SUBJECT: MAYOR'S REPORT

SUBMITTED BY: Mayor

SUMMARY STATEMENT

Mayor to report on future events.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 2020

AGENDA ITEM:9

Subject: **BUDGET WORK SESSION #2**
Proceeding: Discussion and setting of priorities, no final action to be taken
Submitted by: City Staff

SUMMARY STATEMENT

Council to meet with city staff to discuss and set priorities for the 2020-2021 operating budget.

- a. General Fund Proposed Budget (Department Heads and City Manager)
- b. Water/Wastewater Utility Fund Proposed Budget (Department Heads and City Manager)
- c. Solid Waste Fund Proposed Budget (Department Heads and City Manager)
- d. All Other Funds Proposed Budgets (Department Heads and City Manager)
- e. Other Fees (Department Heads and City Manager)
- f. Capital Needs (Department Heads and City Manager)

COUNCIL ACTION

Discussion and setting of priorities only; no final action to be taken.

CITY MANAGER'S MEMORANDUM

The City Council and Staff will conduct a work session on the proposed City Budget for the Oct. 2020-2021 fiscal year. No action is required on this matter at this time.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: JULY 14, 2020

AGENDA ITEM:10

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be August 4th, 2020 at 5:30 P.M.*

REGULARLY CALLED MEETINGS FOR BUDGET & USDA DEADLINES

- **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**
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- **August 20, 2020 (Thursday) Regular Council Meeting – Public Hearing on Budget and 1st Reading of Budget Ordinance with **Record Vote** and 1st Public Hearing on Tax Rate**
- **August 25, 2020 (Tuesday) Regular Council Meeting – 2nd Reading of Budget Ordinance with **Record Vote**, 2nd Public Hearing on Tax Rate,**
- **September 1, 2020 (Tuesday) Regular Council Meeting – Ratify Tax Rate Reflected in the Budget, 1st Reading of Ordinances for Tax Rate with **Record Vote** (I&S, M&O and Total)**
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