



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, AUGUST 4, 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. **EMPLOYEE ASSISTANCE PROGRAM (EAP) AGREEMENT WITH TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER:** City Council to consider approving an agreement with Texas Tech University Health Sciences Center to provide an Employee Assistance Program (EAP) to benefit City employees and volunteer firefighters. (*Human Resources Director*)
4. **LEDC/LEAP FY 2020/2021 BUDGET PRESENTATION AND ADOPTION:** City Council to hear presentation regarding the LEDC/LEAP FY 2020/2021 proposed budget and consider adoption of proposed budget. (*EDC Director*)
5. **BUDGET AMENDMENT VII:** Consider amending Ordinance O-17-19 on second reading with respect to October 1, 2019. (*City Manager & Finance Director*)
6. **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*)
7. **BUDGET AMENDMENT VIII:** Consider amending Ordinance O-17-19 on first reading with respect to October 1, 2019. (*City Manager & Finance Director*)
8. **PUBLIC HEARING REINVESTMENT ZONE:** Public hearing to consider a geographic area within the City of Lamesa Dawson County as a Reinvestment Zone pursuant to Chapter 312 of the Texas Tax Code. (*City Manager*)
9. **REINVESTMENT ZONE:** Consider passing an ordinance on first reading designating a geographic area within the City of Lamesa, Dawson County, Texas, as a Reinvestment Zone pursuant to Chapter 312 of the Texas Tax Code; adopting provisions related thereto and providing severability. (*City Manager*)
10. **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. 2ND 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 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 3rd 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 N. 4TH & AKRON, LAMESA, TEXAS 79331 from zoning District R-1 to zoning District I-2 for a MECHANIC/TRUCK SHOP FOR HIS BUSINESS. *(Building Official)*

11.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. 2ND 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 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 3rd 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 N. 4TH & AKRON, LAMESA, TEXAS 79331 District R-1 to zoning District I-2 for A MECHANIC/TRUCK SHOP FOR HIS BUSINESS. *(Building Official)*

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

CASE NO. P&Z 20-6: To consider the petition of JIM NORRIS FOR NORTHRIDGE UNITED METHODIST CHURCH 2612 LUBBOCK HWY, LAMESA, TEXAS 79331

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 44, of the Plat Records of Dawson County, Texas, and out of Block 6, of the Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 55, of the Plat Records of Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S.26°48'57"W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYIN" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, or the Deed Records of Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N.56°56'53"W., along the South line of said Church tract, 180.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N.26°27'08"E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S.66°30'45"E. 180.0 feet to the PLACE OF BEGINNING;

located at 2612 LUBBOCK HWY, LAMESA 79331 applicant is requesting a zone change from zoning District R-1 to zoning District C-1 for Commercial Use. (*Building Official*)

13.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 20-6: To consider the petition of JIM NORRIS FOR NORTHRIDGE UNITED METHODIST CHURCH 2612 LUBBOCK HWY, LAMESA, TEXAS 79331

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 44, of the Plat Records of Dawson County, Texas, and out of Block 6, of the Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 55, of the Plat Records of Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S.26°48'57"W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYIN" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church

recorded in Volume 309, Page 143, or the Deed Records of Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N.56°56'53"W., along the South line of said Church tract, 180.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N.26°27'08"E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S.66°30'45"E. 180.0 feet to the PLACE OF BEGINNING;

located at 2612 LUBBOCK HWY, LAMESA 79331 applicant is requesting a zone change from zoning District R-1 to zoning District C-1 for Commercial Use. *(Building Official)*

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

CASE NO. P&Z 20-7: To consider the petition of KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION) 2416 120TH STREET, LUBBOCK, TEXAS 79423

Lots 18 through 24, inclusive, Block 7, of the Gaines Addition to the Town of Lamesa, Dawson County, Texas;

located at 1006 N. 2ND STREET, LAMESA 79331 District R-2 to a District C-1 to install temporary mobile trailers for TxDOT and ABCI Companies to use for their office space and park equipment. *(Building Official)*

15. 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 20-7: To consider the petition of KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION) 2416 120TH STREET, LUBBOCK, TEXAS 79423

Lots 18 through 24, inclusive, Block 7, of the Gaines Addition to the Town of Lamesa, Dawson County, Texas;

located at 1006 N. 2ND STREET, LAMESA 79331 District R-2 to a District C-1 to install temporary mobile trailers for TxDOT and ABCI Companies to use for their office space and park equipment. *(Building Official)*

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

LEGAL DESCRIPTION: LOT ELEVEN (11), IN BLOCK FORTEEN (14), OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 504 S. 7TH, LAMESA, TX 79331
PARCEL ID: R3275

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

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

LEGAL DESCRIPTION: LOT ELEVEN (11), IN BLOCK FORTEEN (14), OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 504 S. 7TH, LAMESA, TX 79331
PARCEL ID: R3275

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

LEGAL DESCRIPTION: E/117 FEET OF N/37.5 FEET OF LOT THIRTEEN (13) & E/117 FEET OF S/25 FEET OF LOT FOURTEEN (14), IN BLOCK ONE (1), OF THE LINDSEY ADDITION, TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 708 N DETROIT ST, LAMESA, TX 79331
PARCEL ID: R3452

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

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

LEGAL DESCRIPTION: E/117 FEET OF N/37.5 FEET OF LOT THIRTEEN (13) & E/117 FEET OF S/25 FEET OF LOT FOURTEEN (14), IN BLOCK ONE (1), OF THE LINDSEY ADDITION, TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 708 N DETROIT ST, LAMESA, TX 79331
PARCEL ID: R3452

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

LEGAL DESCRIPTION: LOT TWENTY-TWO (22), IN BLOCK ONE (1), OF THE HOLLIS ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1213 LEE McCALISTER AVE, LAMESA, TX 79331
PARCEL ID: R2848

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

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

LEGAL DESCRIPTION: LOT TWENTY-TWO (22), IN BLOCK ONE (1), OF THE HOLLIS ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1213 LEE McCALISTER, LAMESA, TX 79331
PARCEL ID: R2848

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

LEGAL DESCRIPTION: NORTH NINETY FEET (N/90') OF LOT THREE (3), AND THE NORTH NINETY FEET (N/90') OF THE WEST TEN FEET (W/10') OF LOT TWO (2), IN BLOCK ONE (1) OF THE HODGE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1111 N 5TH, LAMESA, TX 79331
PARCEL ID: R2819

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

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

LEGAL DESCRIPTION: NORTH NINETY FEET (N/90') OF LOT THREE (3), AND THE NORTH NINETY FEET (N/90') OF THE WEST TEN FEET (W/10') OF LOT TWO (2), IN BLOCK ONE (1) OF THE HODGE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1111 N 5TH, LAMESA, TX 79331
PARCEL ID: R2819

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

LEGAL DESCRIPTION: LOT TEN (10), IN BLOCK NINE (9), OF THE LINDSEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 607 N BOSTON, LAMESA, TX 79331
PARCEL ID: R3499

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

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

LEGAL DESCRIPTION: LOT TEN (10), IN BLOCK NINE (9), OF THE LINDSEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 607 N BOSTON, LAMESA, TX 79331
PARCEL ID: R3499

26. PRESENTATION TO GOVERNING BODY OF THE CITY'S 2020 CERTIFIED APPRAISAL ROLL, EFFECTIVE TAX RATE AND ROLLBACK TAX RATE CALCULATIONS: City Manager to present to City Council the City's 2020 Certified Appraisal Roll, the Effective Tax Rate and the Rollback Tax Rate Calculations as certified by the Dawson County Central Appraisal District, Chief Appraiser Norma Brock. *(City Manager)*

27. AD VALOREM TAX RATE – 2020: City Council to discuss and set the proposed tax rate, consider voting to holding two (2) public hearings on a proposal to increase the total tax revenues of the City of Lamesa from properties on the tax roll and take a record vote on the following dates:

- Proposed 1st Public Hearing: Thursday, August 20th, 2020, 5:30 p.m. at City Hall, 601 S. 1ST Street, Lamesa, TX.
- Proposed 2nd Public Hearing – Tuesday, August 25th, 2020, 5:30 p.m. at City Hall, 601 S. 1ST Street, Lamesa, TX.

28. 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.

- City Manager

29.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

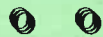
This chapter does not require a governing body to conduct an open meeting: (1) deliberate the appointment, employment, reassignment, duties, discipline, dismissal of a public officer or employee.

- Municipal Judge

30.ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be August 18th, 2020 at 5:30 P. M.*

UPCOMING MEETINGS

- 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




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 31st, 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: AUGUST 4, 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
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:

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



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 3

**SUBJECT: EMPLOYEE ASSISTANCE PROGRAM (EAP) AGREEMENT
WITH TEXAS TECH UNIVERSITY HEALTH SCIENCES
CENTER**

PROCEEDING: Action

SUBMITTED BY: Irma Ramirez, Personnel Director

EXHIBITS: Texas Tech University Health Sciences Center - EAP Contract

SUMMARY STATEMENT

Consider approving an agreement with Texas Tech University Health Sciences Center to provide an Employee Assistance Program (EAP) to benefit City employees and volunteer firefighters. This is a renewal of an existing contract.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve an agreement with Texas Tech University Health Sciences Center to provide an Employee Assistance Program (EAP) to benefit City employees and volunteer firefighters. This is a renewal of an existing contract. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

PROFESSIONAL SERVICES AGREEMENT

Services (Non-Medical) Provided by TTUHSC

THIS PROFESSIONAL SERVICES AGREEMENT, (Agreement), is made and entered into by and between TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER (TTUHSC), a public institution of higher education in the State of Texas, on behalf of its School of Medicine, Department of Psychiatry, Lubbock campus, and the CITY OF LAMESA, a municipality in the State of Texas.

Both TTUHSC and the City of Lamesa are also referred to herein as "Party," or collectively as "Parties."

WITNESSETH:

WHEREAS, the City of Lamesa desires to obtain certain professional services; and

WHEREAS, TTUHSC represents that it employs professionals with the necessary qualifications and knowledge who will be assigned to perform the services;

NOW THEREFORE, for the consideration herein expressed, TTUHSC and the City of Lamesa hereby agree as follows.

ARTICLE I RESPONSIBILITIES

A. TTUHSC will provide the following services (Services):

1. Initial assessment, short term counseling, and referral interviews up to a maximum of eight (8) sessions per covered individual per contract year (September – August). Any immediate family member of the covered individual is also eligible for these services, within the maximum of eight (8) sessions. Immediate family member is defined as spouse, partner, or child under the age of 18 or still attending high school. These services will be provided at the EAP offices (1A300) in the Texas Tech University Health Sciences Center and will be available on the days when TTUHSC is open (i.e., excludes weekends and holidays). Should a covered individual seek and obtain treatment and/or counseling beyond the maximum of eight (8) sessions from any other source recommended by TTUHSC, Other Party is responsible to inform the individual that it is his/her responsibility to pay all costs for additional treatment and/or counseling.
2. A 24-hour crisis line which can be utilized by any covered individual or an immediate family member of a covered individual.
3. Intervention and crisis counseling, including critical incident stress de-briefing sessions, when requested by the Other Party. These services will be provided in a timely manner as often as needed at the location agreed upon by TTUHSC and the Other Party.
4. Orientations regarding the assistance and services available to covered individuals, when requested by the Other Party. These services will be provided at the location agreed upon by TTUHSC and the Other Party.
5. Wellness presentations (e.g., stress management, effective communication, and healthy relationships), when requested by the Other Party. These presentations will be provided at the time and location agreed upon by TTUHSC and the Other Party.



6. Supervisor training on the role of supervisors within the Employee Assistance Program (i.e., formal and informal supervisor referrals to EAP), when requested by the Other Party. These trainings will take place at the time and location agreed upon by TTUHSC and the Other Party.
7. Consultations with supervisors, managers, and administrators, when requested by the Other Party.
8. Quarterly and annual utilization reports for management review. To protect the confidentiality of employees and their dependents who receive assistance through the EAP, TTUHSC will not include names and other information in the utilization reports that may identify specific individuals who have used the services.

B. The City of Lamesa will:

1. Designate someone to work with EAP management (i.e., EAP Director and/or a designee of the Director) to publicize EAP services, plan health promotion activities, and evaluate services.

ARTICLE II
COMPENSATION

- A. The City of Lamesa agrees to pay TTUHSC \$22.40 per covered individual per 12-month period. This rate shall be based on the total number of individuals covered by this Agreement, which is 82 as of date of execution of this agreement. The total payment for this number of individuals for the 12-month period is \$1,836.80.
- B. TTUHSC will invoice quarterly (\$459.20 each installment). Payment shall be remitted within 30 days of invoice date.

ARTICLE III
TERM AND TERMINATION

- A. The term of this Agreement shall commence on September 1, 2020, and terminate on August 31, 2021.
- B. Either Party may terminate this Agreement at any time, with or without cause, by giving the other Party thirty (30) days written notice. This Agreement may be terminated immediately by TTUHSC upon written notice to the City of Lamesa for nonpayment.
- C. Either Party may terminate this Agreement by written notice to the other Party, and may regard the other Party as in default of this Agreement, if the other Party becomes insolvent, makes a general assignment for the benefit of creditors, suffers or permits the appointment of a receiver for its business or assets, becomes subject to any proceeding under any bankruptcy or insolvency laws, whether domestic or foreign, or has wound up or liquidated, voluntarily or otherwise.
- D. Neither Party hereto shall be liable for delays to perform due to causes beyond its reasonable control including, but not limited to, acts of God, strikes, epidemics, wars, riots, flood, fire, sabotage, or any other circumstances of like character. In the event of such delay, the period of service hereunder shall be extended for a period equal to the time lost by reasons of delay, and services omitted (or portions thereof) shall be performed during such extension.



- E. In the event this Agreement is terminated in accordance with this Article, then within thirty (30) days after the effective date of such termination, TTUHSC shall submit TTUHSC's termination statement for Services rendered to the date of termination, and the City of Lamesa shall pay TTUHSC for such Services within thirty (30) days of receipt of TTUHSC's termination statement.
- F. The termination or expiration of this Agreement shall not relieve either Party of any obligation pursuant to this Agreement which arose on or before the date of termination.

ARTICLE IV INSURANCE

- A. TTUHSC state employees are subject to Texas Civil Practice and Remedies Code, Chapter 104, State Liability for Conduct of Public Servants, under which state employees acting and the course and scope of their employment are entitled to protection from the state with limits as set forth in §104.003.
- B. The City of Lamesa shall maintain, during the term of this Agreement and any extensions thereof, professional and general liability insurance, evidence of which shall be available upon request, and shall immediately notify TTUHSC of any changes to or events affecting the status of the insurance.

ARTICLE V COMPLIANCE

- A. The Parties acknowledge that each is subject to applicable federal and state laws and regulations, and policies and requirements of various accrediting organizations. Accordingly, each Party will enforce compliance with all applicable laws, regulations, and requirements, and will make available such information and records as may be reasonably requested in writing by the other Party to facilitate its compliance, except for records which are confidential and privileged by law. Each Party shall have or designate a Compliance Officer with whom compliance issues shall be coordinated.
- B. The City of Lamesa represents and warrants that neither the City of Lamesa or any employees or agents who provide items or Services under this Agreement are excluded, suspended or debarred from participation in any federal or state health care program or federally funded contracts. TTUHSC may conduct searches of the City of Lamesa's name against various federal and state sanction and exclusion databases, including, but not limited to the HHS OIG List of Excluded Individuals/Entities (LEIE), the GSA Excluded Parties List System (EPLS) and the Texas HHSC Exclusion List. The City of Lamesa agrees to immediately inform TTUHSC as soon as it is aware that it or any of its employees, agents or contractors providing items or services under the Agreement are subject to the imposition of any such sanctions or exclusion. This Agreement shall be subject to immediate termination by TTUHSC in the event the City of Lamesa, or any of its employees, agents or contractors, is listed on any federal or state sanction/exclusion list as being subject to sanctions or exclusion.

ARTICLE VI GENERAL PROVISIONS

- A. Independent Contractor. Nothing in this Agreement is intended nor shall be construed to create an employer/employee relationship between the contracting Parties. The sole interest and responsibility of the Parties is to ensure that the services covered by this Agreement shall be



performed and rendered in a competent, efficient, and satisfactory manner.

B. Severability. If any term or provision of this Agreement is held to be invalid for any reason, the invalidity of that section shall not affect the validity of any other section of this Agreement provided that any invalid provisions are not material to the overall purpose and operation of this Agreement. The remaining provisions of this Agreement shall remain in full force and shall in no way be affected, impaired, or invalidated.

C. Notices. All notices, requests and communications required or permitted hereunder shall be in writing and shall be sufficiently given and deemed to have been received upon personal delivery or delivery by overnight courier or, if mailed, upon the first to occur of actual receipt or seventy-two (72) hours after being placed in the United States mail, postage prepaid, registered or certified mail, receipt requested, addressed to the Parties at the addresses set forth below:

If to TTUHSC: Texas Tech University Health Sciences Center
Employee Assistance Program
Department of Psychiatry
3601 4th Street – STOP 8119
Lubbock, TX 79430-8119

If to the City of Lamesa: City of Lamesa
Attn: Irma Ramirez, Personnel Director
601 South 1st Street
Lamesa, TX 79331

Notice of a change in address of one of the Parties shall be given in writing to the other Party as provided above, but shall be effective only upon actual receipt.

D. Binding Effect; No Third Party Beneficiary. This Agreement shall be binding upon and inure to the benefit of the Parties hereto, their successors and permitted assigns. Nothing in this Agreement is intended, nor shall be deemed, to confer any benefits on any third party, including, without limitation any patients of the City of Lamesa, nor shall such person or entity have any right to seek, enforce or recover any right or remedy with respect hereto.

E. Entire Agreement. This Agreement contains the entire agreement of the Parties concerning the subject matter described herein and there are no other promises or conditions in any other agreement whether oral or written concerning the subject matter described herein. This Agreement supersedes any prior written or oral agreements between the Parties concerning the subject matter described herein.

F. Amendment. This Agreement and each of its provisions shall be binding upon the Parties and may not be waived, modified, amended or altered except by in writing signed by the Parties.

G. Assignment. Neither Party may assign this Agreement, in whole or in part, without the prior written consent of the other Party.

H. Governing Law; Venue. This Agreement shall be governed by and construed and enforced in accordance with the laws of the State of Texas. Venue will be in accordance with the Texas Civil Practices and Remedies Code and any amendments thereto.



- I. Use of Name. Neither Party to this Agreement shall use the name or indicia of the other Party, nor of any of a Party's employees, in any manner of publicity, advertising, or news releases without prior written approval of the other Party.
- J. No Boycott. If this Agreement has a value of \$100,000 or more that is to be paid wholly or partly from public funds of TTUHSC, and if the City of Lamesa is a company, other than a sole proprietorship, with ten (10) or more full-time employees, then pursuant to Texas Government Code § 2270.002, the City of Lamesa affirmatively states that it does not boycott Israel and will not boycott Israel during the term of this Agreement. In this paragraph, the terms "company" and "boycott Israel" shall have the meanings described in Texas Government Code § 808.001.
- K. Human Trafficking. Under Section 2155.0061, Government Code, the City of Lamesa certifies that the individual or business entity named in this Agreement is not ineligible to receive the specified Agreement and acknowledges that this Agreement may be terminated and payment withheld if this certification is inaccurate.
- L. Warranty of Authority. The person(s) executing this Agreement on behalf of the Parties, or representing themselves as executing this Agreement on behalf of a Party, warrant and guarantee that each has been duly authorized by the appropriate Party to execute this Agreement on behalf of the Party and to validly and legally bind the Party to all of its terms, performances, and provisions.

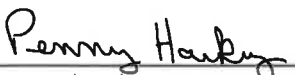
ARTICLE VIII
E-SIGNATURES

This Agreement may be executed in two or more counterparts, each of which shall be deemed to be an original as against any party whose signature appears thereon, but all of which together shall constitute but one and the same instrument. Signatures to this Agreement transmitted by facsimile, by electronic mail in "portable document format" (".pdf"), or by any other electronic means which preserves the original graphic and pictorial appearance of the Agreement, shall have the same effect as physical delivery of the paper document bearing the original signature.

IN WITNESS WHEREOF, the undersigned Parties bind themselves to the faithful performance of this Agreement.

TEXAS TECH UNIVERSITY
HEALTH SCIENCES CENTER

CITY OF LAMESA


Penny Harkey (Jun 29, 2020 16:24 CDT)

Signature

Signature

Penny Harkey
Printed Name

Printed Name

Vice President and Chief Financial Officer
Title

Title

06/29/2020
Date

Date



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 4

SUBJECT: LEDC/LEAP FY 2020/2021 BUDGET PRESENTATION AND ADOPTION
PROCEEDING: LEDC & LEAP Budget Approval for FY 2020-2021
SUBMITTED BY: City Staff

SUMMARY STATEMENT

City Council to hear presentation regarding the LEDC/LEAP FY 2020/2021 proposed budget and consider adoption of proposed budget.

COUNCIL ACTION

DISCUSSION: _____

Motion by Council Member _____ to approve FY 2020/2021 LEDC and LEAP annual budgets. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

	A	B	C	D	E	F
1						
2						
3	LAMESA ECONOMIC ALLIANCE PROJECT					
4	OPERATING AND ECONOMIC DEVELOPMENT BUDGET FOR FISCAL YEAR OCTOBER 1, 2020 TO SEPTEMBER 30, 2021					
5			APPROVED	Y-T-D	Percent	
6			BUDGET	ACTUAL	Used	PROPOSED
7	Code	Budget Item	FY 19-20	6/30/2020		
8	REVENUES					
9	40101	Sales Tax	271,000	232,569	93%	271,000
10	40501	Interest Income (LNB)	6,500	0	0%	6,500
11	40904	MISCELLANEOUS REVENUES	0	0	0%	0
12	TOTAL REVENUES		277,500	232,569	93%	277,500
13	OPERATIONS					
14	EXPENDITURES					
15	1 - PERSONNEL SERVICES		0	0	0%	
16	100	TOTAL	0	0	0%	
17	2 - SUPPLIES AND MATERIALS					
18	5811201	Office Supplies	0	0	0%	0
19	5811204	Minor Tools & Instruments	0	0	0%	0
20	5811207	Food/Meeting Supplies	0	0	0%	0
21	5811209	Miscellaneous Services	0	0	0%	0
22	5811210	Computer Supplies	0	0	0%	0
23	200	TOTAL	0	0	0%	0
24	4 - MAINTENANCE					
25	5811404	Chamber of Commerce	0	0	0%	0
26	400	TOTAL	0	0	0%	0
27	5 - MAINTENANCE AND EQUIPMENT					
28	5811601	Website	0	0	0%	0
29	500	TOTAL	0	0	0%	0
30	6 - MISCELLANEOUS SERVICES					
31	5811601	Telephone	0	0	0%	0
32	5811602	Insurance and Bonds	120	0	0%	120
33		Special Services: (Audit =				
34	5811603	5,000, LEDC = 7,000)	12,000	5,000	45%	12,000
35	5811604	Travel	0	0	0%	0
36	5811605	Schools and Training	0	0	0%	0
37	5811606	Promotional	2,500	1810	72%	2,500
38	5811609	Legal Notices	1300	548	42%	1800
39	5811610	Rent and Lease of Property (C	0	0	0%	0
40	5811616	Administrative Services (City)	0	0	0%	0
41	5811617	Tax Payments	0	0	0%	0
42	600	TOTAL	14,220	7,358	48%	16,420
43	OPERATIONS					
44	ECONOMIC DEVELOPMENT					
45	7 - SUNDRY CHARGES					
48	5811701	Dues	0	0	0%	0
49		(P to P, Highgrd., TEDC.)				
50	5811703	Claims & Damages	0	0	0%	0
51	700	TOTAL	0	0	0%	0
52	8 - INCENTIVE PROGRAMS					
53	5811800	Incentive programs	50,000	3,814	8%	50,000
54	5811810	Grants	158,000	0	0%	150,000
55	5811820	Loans	0	0	0%	0
56	5811830	Façade Improvement	50,000	0	0%	50,000
57	5811840	Demolition	40,000	0	0%	40,000
58	800	TOTAL	290,000	3,814	1%	290,000
59	9- CAPITAL OUTLAY					
60	5811910	Land Purchase	75000	0	0%	50000
61	5811951	Furniture, Fixtures & Office	0	0	0%	1,000
62	900	TOTAL	75,000	0	0%	51,000
63	GRAND TOTAL REVENUE		256,000	232,569	93	277,500
64	Allocated Reserve		49,220			79,920
65	TOTAL FUNDS AVAILABLE		305,220			357,420
66	GRAND TOTAL EXPENDITURES		305,220			357,420
67	REVENUES OVER/UNDER EXPENSES		0			0

LAMESA ECONOMIC DEVELOPMENT CORPORATION

OPERATING AND ECONOMIC DEVELOPMENT BUDGET FOR FISCAL YEAR OCTOBER 1, 2020 TO SEPTEMBER 30, 2021

APPROVED		BUDGET	Y-T-D ACTUAL	Percent Used	AP
Code	Budget Item	FY 19-20	6/30/2020		
REVENUES					
40101	Sales Tax	271,000	221,276.46	81.65%	
40501	Interest Income (LNB)	18,970	0	0%	
40503	Int. Income (Tx Mfg)	0			
40504	Reht (Boll Weevil Irrigation)	180			
40510	Farm Lease Cash Lease	1350	0	0%	
40511	Universal Oil Service - Lot Lease	0			
40507	Administrative Services (Type B)	6,000	0	0%	
40904	MISCELLANEOUS REVENUES	5,000	0	0%	
40908	Solar farm lease	49,750	49,511	100%	
	Sale of Property				
TOTAL REVENUES		351,870	312,365.56	88.77%	
EXPENDITURES					
1-PERSONNEL SERVICES					
5611101	Salaries	86,600	46,115.46	53.25%	
5611102	Longevity	144	27.75	19.27%	
5611104	Vacation	3,600	2,153.76	59.83%	
5611105	Sick Leave	1,800	307.68	17.09%	
5611107	Social Security	7,038	3,972.80	56.45%	
5611108	Retirement	6,400	2,257.21	35.27%	
5611109	Worker's Comp	360	0	0%	
5611110	Unemployment Tax	550	143.99	26.18%	
5611111	Insurance	8,640	6,480	75%	
100	TOTAL	115,132	61,458.65	53.38%	
2-SUPPLIES AND MATERIALS					
5611201	Office Supplies	1,800	198.77	11%	
5611204	Minor Tools & Instruments	900	0	0%	
5611207	Food/Meeting Supplies	1,200	287.69	23.97%	
5611209	Miscellaneous Services	1,800	1,240.26	68.90%	
5611210	Computer Supplies	3,600	119.92	3.33%	
200	TOTAL	9,300	1,846.64	19.86%	
4 - BUILDING MAINTENANCE					
5611400	Property Maintenance	1,800	1,100	61.11%	
5611401	Boll Weevil Building	1,200	400	33.33%	
5611402	Austin St. Downtown	600	0	0%	

A	B	C	D	E	F
	5611930 MPYX Project	0	0	0%	
	5611951 Furniture, Fixtures & Office	1,000	0	0%	
	900 TOTAL	1,000	0	0%	
	GRAND TOTAL REVENUE	351,870	301,048	93	
	Allocated Reserve	177,502			
	TOTAL FUNDS AVAILABLE	529,372			
	GRAND TOTAL EXPENDITURES	529,372	110,100.46	20.80	
	REVENUES OVER/UNDER EXPENSES	0	202,265.10	113.95	

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 5

SUBJECT: BUDGET AMENDMENT VII
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 13th day of July, 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)	\$ 200.00	\$ 200.00

SECTION 2. Effective date: That this Ordinance shall become effective as of this August 14th, 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 July 13th, 2020 by a majority vote with amendment; and on August 4th, 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

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	\$200.00
Increase Expenditures (01-5081-603) SpecialServices	\$200.00

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 6

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.

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 4th day of August, 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: Lot Four (4), Block Four (4) of the Oakland Place Addition, to the Town of Lamesa, Dawson County, Texas; and

Tract Two: Lot One (1), Block Six (6) of the D. W. Adams Addition, to the Town of Lamesa, Dawson County, Texas; and

Tract Three: Lot One (1), in Block Twelve (12) of the Compton Addition, to the Town of Lamesa, Dawson County, Texas; and

Tract Four: Lot Ten (10), in Block Twelve (4) of the Compton Addition, to the Town of Lamesa, Dawson County, Texas; and

Tract Five Lot Six (6), Block Six (6) of the Morning Addition, to the Town of Lamesa, Dawson County, Texas; and

Tract Six East Two and a Half Feet (E/2.5'), of Lot Seven (7) and All of Lot Eight (8), in Block C, of the M.C Lindsey 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 Eva Alonzo to purchase all of Lot Four (4), Block (4) of the Oakland Place Addition to the Town of Lamesa, Dawson County, Texas; for the price and sum of \$5,000.00

B.) Offer from Cheryl Traugher to purchase all of Lot Six (1), in Block Six (6) of the D. W. Adams Addition to the Town of Lamesa, Dawson County, Texas, for the price and sum of \$1,080.00;

C.) Offer from Timothy Moreno to purchase all of Lot One (1), in Block (12), of the Compton Addition to the Town of Lamesa, Dawson County, Texas, for the price and sum of \$500.00;

D.) Offer from Desiree Gallo to purchase all of Lot 10, Block 12, of the Compton Addition to the Town of Lamesa, Dawson County, Texas, for the price and sum of \$1,000.00;

E.) Offer from George Gonzales to purchase all of Lot Six (6), Block Six (6), of the Morning Addition to the Town of Lamesa, Dawson County, Texas, for the price and sum of \$2,278.42;

F.) Offer from Manuel Salinas to purchase East Two and a Half Feet (E/2.5'), of Lot Seven (7) and All of Lot Eight (8), in Block C, of the M.C Lindsey Addition to the Town of Lamesa, Dawson County, Texas, for the price and sum of \$500.00;

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 4th day of August, 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:

Betty Conde
City Secretary

Josh Stevens
Mayor



Management Info:

Status: Trust

Best Process: Sign Best Process Type:

Progress:

Property Info:

City: Lamesa

Cad Property Id: 4208 CAD Value: 20,040

Site Description: 212 North 12th Street, Lamesa, Texas, USA

Owner Info: DAWSON CO APPRAISAL DIST

Legal Description: MINIMUM BID: \$9,511.31
Lot Four (4), Block Four (4) Oakland Place Addition to the City of Lamesa, Dawson County, Texas.

Homestead: No Site Structure: No Non Affixed Material: No

Litigation Info:

Case Number: 14-08-19418

Judgement Date: 04/25/2018 Sale Date: 03/05/2019

Sheriff's Deed Date: 03/28/2019 Redemption Date: 10/04/2019

Court: 106th DC

Style Plaintiff: Dawson County Central Appraisal District, Et AL

Style Defendant: Williams, Glenda Faye, Deceased, The Unknown Heirs Of

Sheriff's Deed Volume: Vol. 866 Pg.95

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 an Order of Sale issued out of the 106th Judicial District Court of Dawson County, Texas; in Cause No. 14-08-19418 styled Dawson County Central Appraisal District, et al, vs. Williams, Glenda Faye, Deceased, The Unknown Heirs Of, 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 judgment rendered in said cause on the 25th day of April, 2018, in favor of the Plaintiffs.

WHEREAS, in obedience to said Order of Sale, 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 25th day of April, 2018 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 judgment established therein, the title to said real property pursuant to said judgment 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 judgment 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 judgment 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 THOUSAND DOLLARS AND 00/100 (\$5,000.00)**, said amount being the highest and best offer received from **Eva Alonzo, 1404 N 4th St., Lamesa, TX 79331**, 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:

Lot Four (4), Block Four (4) Oakland Place Addition to the City of Lamesa, Dawson County, Texas, (R4208)

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 Eva Alonzo, 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 judgment in the above referred tax suit to all taxing units which were a party of said suit and as fully and absolutely as the entities named below can convey the above described real property by virtue of said judgment 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



Management Info:

Status: Trust

Best Process: Sign Best Process Type:

Progress:

Property Info:

City: Lamesa

Cad Property Id: 857 CAD Value: 17,960

Site Description: 208 N Ave North, Lamesa, TX 79331, USA

Owner Info: Dawson County Central Appraisal District, et al

Legal Description: MINIMUM BID: \$11,380.81
Lot One (1), Block Six (6) of the D.W. Adams Addition to the City of Lamesa, Dawson County, Texas.

Homestead: No Site Structure: Yes Non Affixed Material: Yes

Litigation Info:

Case Number: 13-08-19091

Judgement Date: 04/25/2018 Sale Date: 03/05/2019

Sheriff's Deed Date: 03/28/2019 Redemption Date: 10/04/2019

Court: 106TH

Style Plaintiff: Dawson County Central Appraisal District, et al

Style Defendant: Mojica, Benjamin individually and as Heir of Wenselado Mojica & Guadalupe Mojica, both deceased, et

Sheriff's Deed Volume: Vol 866 Pg 105

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 an Order of Sale issued out of the 106th Judicial District Court of Dawson County, Texas; in Cause No. 13-08-19091 styled Dawson County Central Appraisal District, et al, vs. Mojica, Benjamin individually and as Heir of Wenselado Mojica & Guadalupe Mojica, both deceased, et , 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 judgment rendered in said cause on the 25th day of April, 2018, in favor of the Plaintiffs.

WHEREAS, in obedience to said Order of Sale, 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 25th day of April, 2018 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 judgment established therein, the title to said real property pursuant to said judgment 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 judgment 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 judgment 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 **ONE THOUSAND EIGHTY DOLLARS AND 00/100 (\$1,080.00)**, said amount being the highest and best offer received from **Cheryl Traughber, 13701 WCR 179, Odessa, TX 79766**, 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:

Lot One (1), Block Six (6) of the D.W. Adams Addition to the City of Lamesa, Dawson County, Texas., (R857)

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 Cheryl Traughber, 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 judgment in the above referred tax suit to all taxing units which were a party of said suit and as fully and absolutely as the entities named below can convey the above described real property by virtue of said judgment 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



Management Info:

Status: Trust

Best Process: Sign

Best Process Type:

Progress:

Property Info:

City: Lamesa

Cad Property Id: 1944

CAD Value: 620.00

Site Description: 212 N Flint Ave, Lamesa, TX 79331, USA
Lot on the SW intersection of NE 2nd and N Flint

Owner Info: Clarence Briscoe, Deceased

Unknown Heirs of Clarence Briscoe

Everlena Briscoe, Deceased

Legal Description: Unknown Heirs of Everlena Briscoe
Lot One (1), in Block Twelve (12), of the Compton Addition, to the City of Lamesa, Dawson County, Texas (R1944)

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 an 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 judgment 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 DOLLARS AND 00/100 (\$500.00)**, said amount being the highest and best offer received from **Timothy Moreno, 609 N 7th St., Lamesa, TX 79331**, 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:

Lot One (1), in Block Twelve (12), of the Compton Addition, to the City of Lamesa, Dawson County, Texas (R1944)

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 Timothy Moreno, 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



Management Info:

Status: Trust

Best Process: Sign

Best Process Type:

Progress:

Property Info:

City: Lamesa

Cad Property Id: 1951

CAD Value: 10940.00

Site Description: 207 N Elgin Ave, Lamesa, TX 79331, USA

Owner Info: City of Lamesa in trust

Eulalia Valle
UNKNOWN ADDRESS

Janie Salazar aka Juanita Janie Salazar
PO Box 192
Lamesa, TX 79331-0192

Geneva Lopez
1512 N. 10th St.
Lamesa, TX 79331-3520

Josie Cantu
1012 N. 1st St.
Lamesa, TX 79331-5306

Legal Description: Lot Ten (10) in Block Twelve (12) of the Compton Addition, to the City of Lamesa, Dawson County, Texas (R1951)

Homestead: No

Site Structure: Yes

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 an 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 **ONE THOUSAND DOLLARS AND 00/100 (\$1,000.00)**, said amount being the highest and best offer received from **Desiree Gallo, 8701 Quinn St., Dallas, TX 75217**, 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:

Lot Ten (10) in Block Twelve (12) of the Compton Addition, to the City of Lamesa, Dawson County, Texas (R1951)

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 Desiree Gallo, 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



Management Info:

Status: Trust

Best Process: Sign Best Process Type:

Progress: Minimum Bid Worksheet Created - 02/28/2019
Sale Date Set - 03/05/2019 10:00 AM
Sheriff Deed Printed for 00000003903 - 03/08/2019
Order Of Sale Sheriff Return - 03/08/2019
Litigation Status changed from SALE to CLOS - 03/08/2019

Property Info:

City: Lamesa

Cad Property Id: 3903 CAD Value: 620

Site Description: 502 N Gary Ave, Lamesa, TX 79331, USA

Owner Info: Ysidra Diaz

Legal Description: MINIMUM BID: \$2,278.42
Lot Six (6), in Block Six (6), in the Morning Addition, to the City of Lamesa, Dawson County, Texas

Homestead: No Site Structure: No Non Affixed Material: No

Litigation Info:

Case Number: 14-09-19433

Judgement Date: 11/07/2018 Sale Date: 03/05/2019

Sheriff's Deed Date: 03/08/2019 Redemption Date: 09/14/2019

Court: 106th

Style Plaintiff: DAWSON COUNTY CENTRAL APPRAISAL DISTRICT, ET AL

Style Defendant: DIAZ, YSIDRA, DECEASED, THE UNKNOWN HEIRS OF, ET AL

Sheriff's Deed Volume:

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 an Order of Sale issued out of the 106th Judicial District Court of Dawson County, Texas; in Cause No. 14-09-19433 styled DAWSON COUNTY CENTRAL APPRAISAL DISTRICT, ET AL, vs. DIAZ, YSIDRA, DECEASED, THE UNKNOWN HEIRS OF, ET AL, 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 judgment rendered in said cause on the 7th day of November, 2018, in favor of the Plaintiffs.

WHEREAS, in obedience to said Order of Sale, 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 7th day of November, 2018 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 judgment established therein, the title to said real property pursuant to said judgment 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 judgment 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 judgment 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 **TWO THOUSAND TWO HUNDRED SEVENTY-EIGHT DOLLARS AND 42/100 (\$2,278.42)**, said amount being the highest and best offer received from **George Gonzales, 508 N Gary St., Lamesa, TX 79331**, 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:

Lot Six (6), in Block Six (6), in the Morning Addition, to the City of Lamesa, Dawson County, Texas, (R3903)

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 George Gonzales, 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 judgment in the above referred tax suit to all taxing units which were a party of said suit and as fully and absolutely as the entities named below can convey the above described real property by virtue of said judgment 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



Management Info:

Status: Trust

Best Process: Sign
Progress: account and cad show owner of Narcissa Ortiz and Yolanda Ortiz. Signed affidavit from Charlie and Yolanda showing that the property was given to Charlie in 2006.

Best Process Type:

Property Info:

City: Lamesa
Cad Property Id: 3431
Site Description: 1012 S 3rd St, Lamesa, TX 79331, USA
CAD Value: 6920.00

Owner Info: City of Lamesa in Trust
Narcissa Ortiz
UNKNOWN ADDRESS
Yolanda Gonzales
2420 N. Birdwell Lane
Big Spring, TX 79720
Charlie Lopez Jr., Deceased
Unknown Heirs of Charlie Lopez Jr.
Rose Mary Lopez, individually and as a possible heir to Charlie Lopez Jr., Deceased
802 S. 3rd St.
Lamesa, TX 79331
Amado M. Lopez, individually and as a possible heir to Charlie Lopez Jr., Deceased
PO Box 430451
Laredo, TX 78043-0451
Arron Ernesto Lopez Sr., individually and as a possible heir to Charlie Lopez Jr., Deceased
511 Cunningham Drive
Arlington, TX 76002-5006
Hermelinda Martinez Lopez, individually and as a possible heir to Charlie Lopez Jr., Deceased
2102 Topkins Drive
Grand Prairie, TX 75051-4042
Jorge Martinez Lopez Jr., individually and as a possible heir to Charlie Lopez Jr., Deceased
4804 Abbot Ave.
Arlington, TX 76018-1245
Gabriela Rodriguez Gonzales, individually and as a possible heir to Charlie Lopez Jr., Deceased
1023 S. Gilpin Ave. 3
Dallas, TX 75211-5056
City of Lamesa, Lien holder
601 S. 1st St.
Lamesa, TX 79331
Legal Description: East Two and a Half Feet (E/2.5') of Lot Seven (7) and All of Lot Eight (8), in Block C, of the M.C Lindsey Addition, to the City of Lamesa, Dawson County, Texas (R3431)

Homestead: No Site Structure: Yes Non Affixed Material: Yes

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 DOLLARS AND 00/100 (\$500.00)**, said amount being the highest and best offer received from **Manuel Salinas 105 Avenue H, Lamesa, Texas 79331**, 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 Two and a Half Feet (E/2.5') of Lot Seven (7) and All of Lot Eight (8), in Block C, of the M.C Lindsey Addition, to the City of Lamesa, Dawson County, Texas (R3431)

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 Manuel Salinas, 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: AUGUST 4, 2020

AGENDA ITEM: 7

SUBJECT: BUDGET AMENDMENT VIII

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 4th day of August, 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)	\$ 10358.42	\$ 10358.42

SECTION 2. Effective date: That this Ordinance shall become effective as of this August 28th, 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 August 4th, 2020 by a majority vote with amendment; and on August 18th, 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

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	\$10358.42
---	------------

Increase Expenditures (01-5081-603) SpecialServices	\$10358.42
---	------------

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 8

PUBLIC HEARING REINVESTMENT ZONE:

SUBJECT:

PROCEEDING:

Public Hearing

SUBMITTED BY:

City Staff

EXHIBITS:

AUTHORITY:

City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

:Public hearing to consider designation of the a geographic area within the City of Lamesa Dawson County, Texas, as a Reinvestment Zone pursuant to Chapter 312 of the Texas Tax Code.

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.

**NOTICE OF PUBLIC HEARING FOR CREATION OF
LAMESA VISTA PARK REINVESTMENT ZONE,
CITY OF LAMESA, DAWSON COUNTY, TEXAS
PURSUANT TO CHAPTER 312, TEXAS TAX CODE**

**CITY COUNCIL OF CITY OF LAMESA, TEXAS
CITY COUNCIL CHAMBERS – CITY HALL
601 S. FIRST STREET, LAMESA, TEXAS 79331**

Notice is hereby given that the City Council of the City of Lamesa will hold a public hearing at its meeting on August 4, 2020, which begins at 5:30 p.m. in the City Council Chambers, City Hall, 601 S. First Street, Lamesa, Texas 79331, for creation of Lamesa Vista Park Reinvestment Zone.

All residents and property owners within the proposed zone and all other persons are hereby invited to appear in person to speak for or against the creation of the zone, its boundaries, or the concept of tax increment financing in general. At or on the adjournment of the public hearing, the City may create Lamesa Vista Park Reinvestment Zone, Lamesa, Texas.

Further information may be obtained by contacting the City Secretary, Betty Conde at 806.872.2124 or citysecretary@ci.lamesa.tx.us.

The boundaries of proposed Lamesa Vista Park Reinvestment Zone are marked in the following map:



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 9

SUBJECT: REINVESTMENT ZONE:
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, First Reading
AUTHORITY: City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

Consider passing an ordinance on first reading designating a geographic area within the City of Lamesa, Dawson County, Texas, as a Reinvestment Zone pursuant to Chapter 312 of the Texas Tax Code; adopting provisions related thereto and providing for severability.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider approving an Ordinance on First reading approving. a designated area within the City of Lamesa, Dawson County, Texas as a Reinvestment Zone. 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 DESIGNATING A GEOGRAPHIC AREA WITHIN THE CITY OF LAMESA, DAWSON COUNTY, TEXAS, AS A REINVESTMENT ZONE PURSUANT TO CHAPTER 312 OF THE TEXAS TAX CODE; ADOPTING PROVISIONS RELATED THERETO; AND PROVIDING FOR SEVERABILITY

On the this 4th day of August, 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 consideration and action of the meeting, to-wit:

Whereas, pursuant to Chapter 312 of the Texas Tax Code, the City of Lamesa, Texas, may designate a geographic area within the City as a reinvestment zone if the area satisfies the requirements of certain provisions of the Act; and

Whereas, the City of Lamesa wishes to designate that property located in the City of Lamesa, Dawson County, Texas, described on Exhibit A and having the boundaries as shown on the map in Exhibit B, both attached to this Ordinance, as a Reinvestment Zone under the City of Lamesa Economic Development Policy & Guidelines Tax Abatement and Chapter 380 Agreements, having determined that the designation will contribute to the retention or expansion of primary employment and will attract major investment in the zone that will benefit the zone and will contribute to the economic development of the City of Lamesa;

Whereas, the City finds that designating this area as a reinvestment zone would contribute to the retention or expansion of primary employment or would attract major investment in the zone that would benefit the property included in the zone and would contribute to the economic development of the city;

Whereas, the City find that the improvements sought are feasible and practical and would benefit the land included in the zone and the municipality after a tax agreement expires; and

Whereas, the City of Lamesa declares eligible for property tax abatement all eligible property for residential and retail/commercial/office uses located in the Reinvestment Zone as authorized by the City of Lamesa Economic Development Policy & Guidelines Tax Abatement and Chapter 380 Agreements and Chapter 312 of the Texas Tax Code.

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

Section 1. That the ordinance shall be known as a Reinvestment Zone Ordinance of the City of Lamesa, Texas; and shall designate such zone as the "Vista Park Reinvestment Zone."

Section 2. That the City of Lamesa hereby designates that property located in the City of Lamesa, Dawson County, Texas, described on Exhibit A and having the boundaries as shown on the map on Exhibit B, both attached to this Ordinance, as a Reinvestment Zone under the City of Lamesa Economic Development Policy & Guidelines Tax Abatement and Chapter 380 Agreements and Chapter 312 of the Texas Tax Code.

Section 3. That the City of Lamesa hereby declares eligible for property tax abatement all eligible property for residential and retail/commercial/office uses, now or thereafter located in the Reinvestment Zone as authorized by the City of Lamesa Economic Development Policy & Guidelines Tax Abatement and Chapter 380 Agreements and Chapter 312 of the Texas Tax Code.

Section 4. Severability. If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person to set circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining provisions of this Ordinance or their application to other persons or set of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or regulations connected herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

Section 5. That this ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provide.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 4th day of August, 2020, by a majority vote; and then on the ____ day of _____, 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 foregoing ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, and upon being put to a vote, the foregoing ordinance was Passed on Second and Final Reading and Adopted this ____ day of _____, 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

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 10

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 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 3rd 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 N. 4TH & 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, 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 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:

¹⁰⁻¹²
Lot 1-3, Block 14, Addition Oakland Pl
Address N. 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

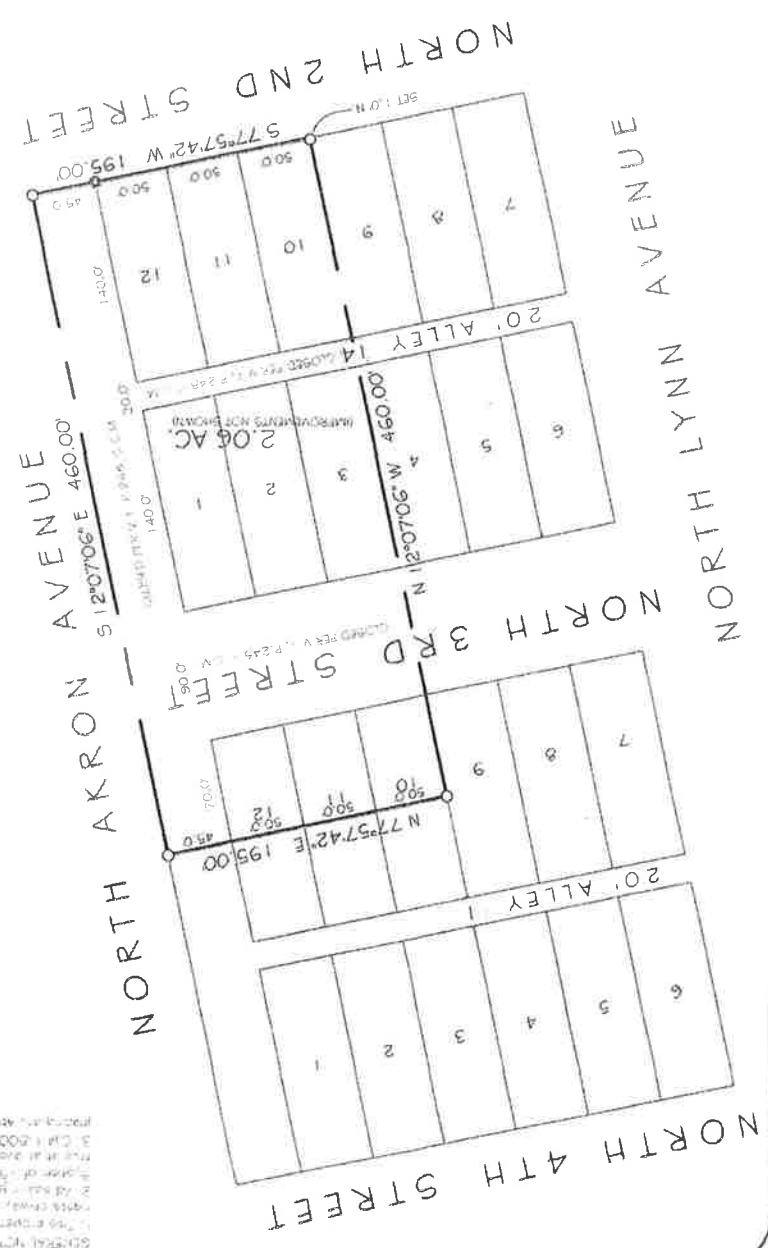
806-201-1746
Telephone Number

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.

GENERAL NOTES:
 1. The property may be subdivided in many ways.
 2. All lots are shown in accordance with the Texas Survey Act.
 3. All lots are shown in accordance with the Texas Survey Act.
 4. All lots are shown in accordance with the Texas Survey Act.
 5. All lots are shown in accordance with the Texas Survey Act.

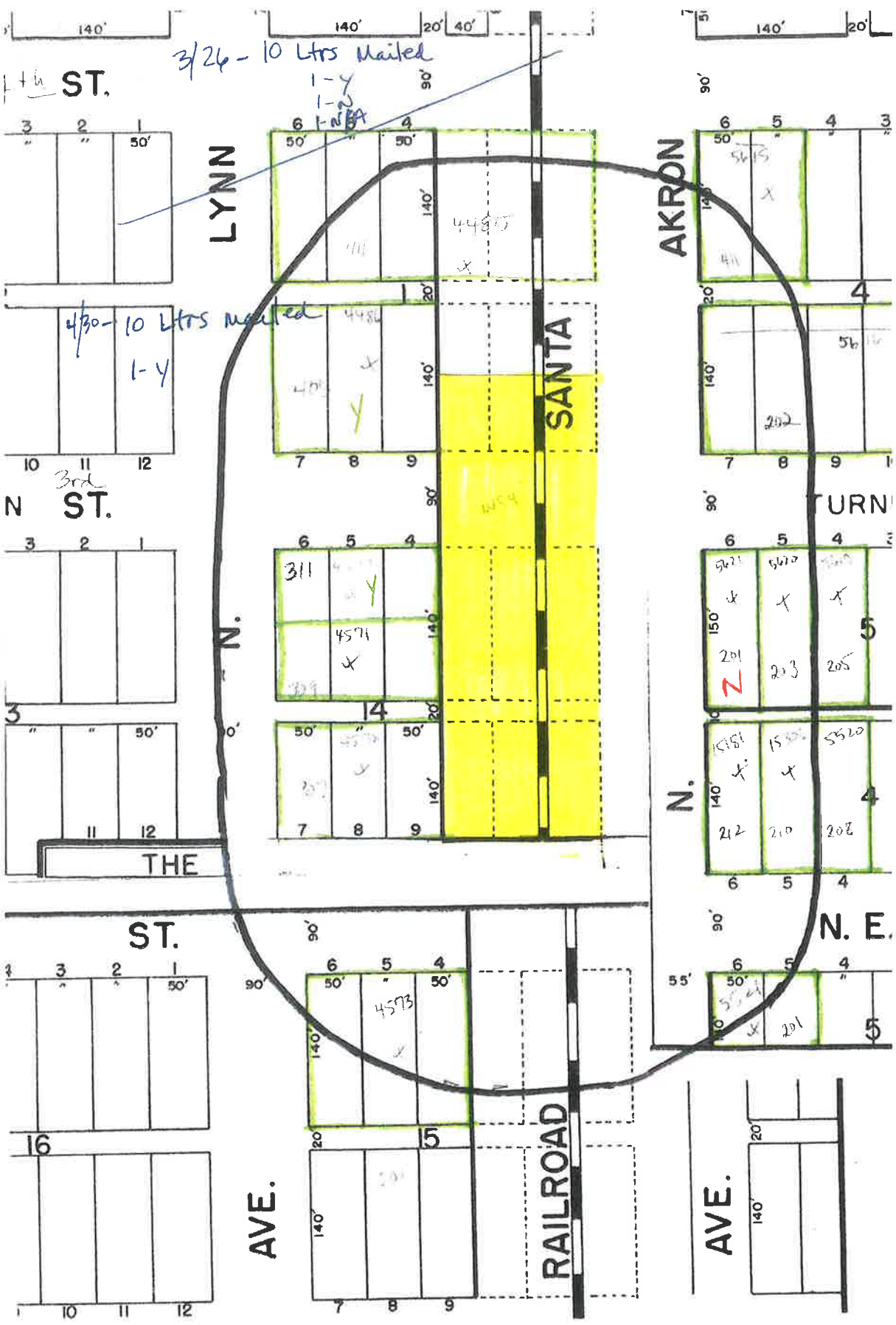


• = 1/2" IRON ROD WITH CAP MARKED "NEWTON"
 O = 1/2" IRON ROD WITH CAP MARKED "NEWTON"
 SURVEYING SET ON THIS SURVEY
 SURVEYING SET ON THIS SURVEY

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.

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.

J.N. NEWTON & ASSOCIATES, INC.
 19015 Hwy # 0052005
 Land Surveying and Mapping
 2118 SW 2nd Street
 Denton, Texas 76201
 800-254-8807 or 432-756-1201 FAX 432-756-1202
 Date of Survey: September 25, 2018
 Drawn By: T.E.O.
 Job No. 20907



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. 2ND 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 3rd 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.

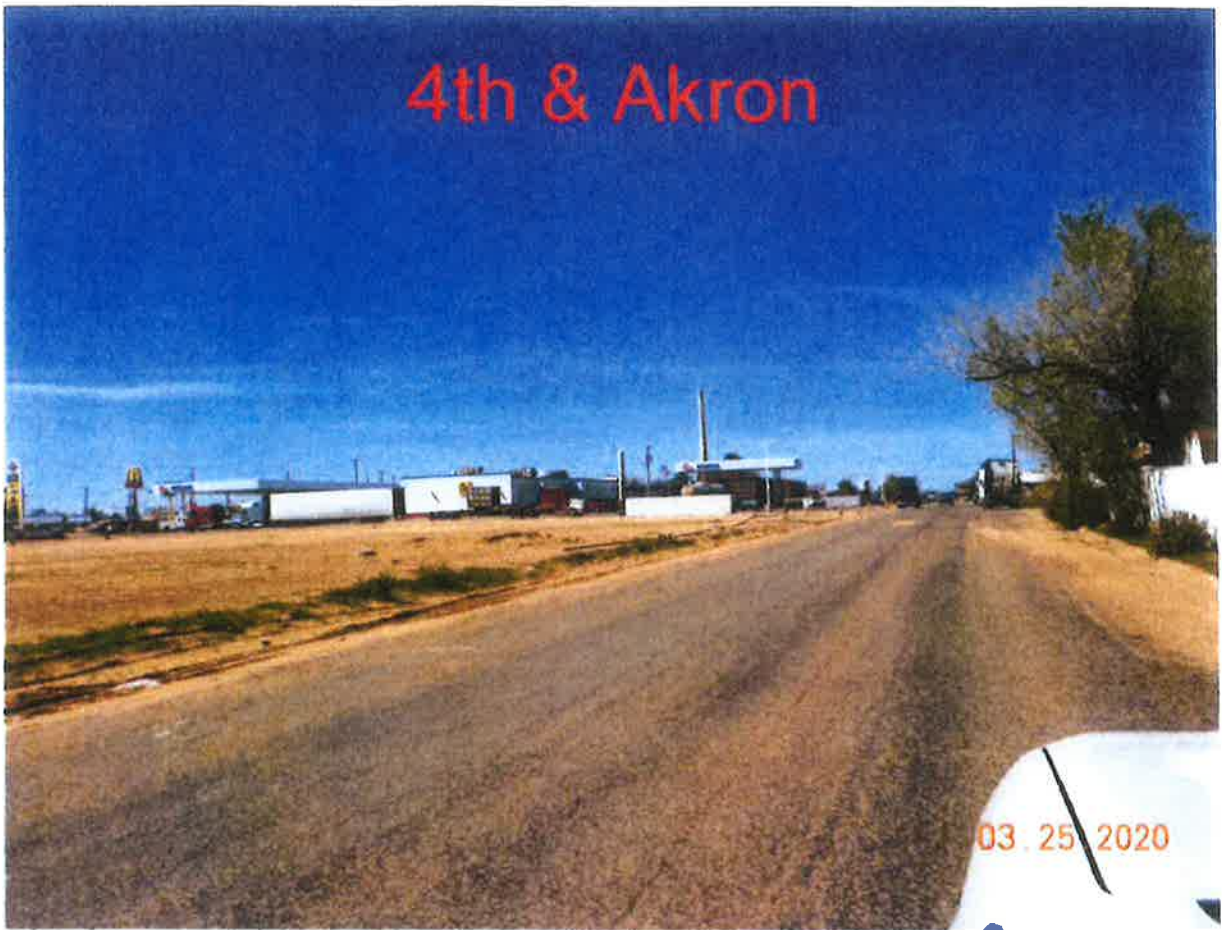
PLANNING AND ZONING COMMISSION ACTION

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.

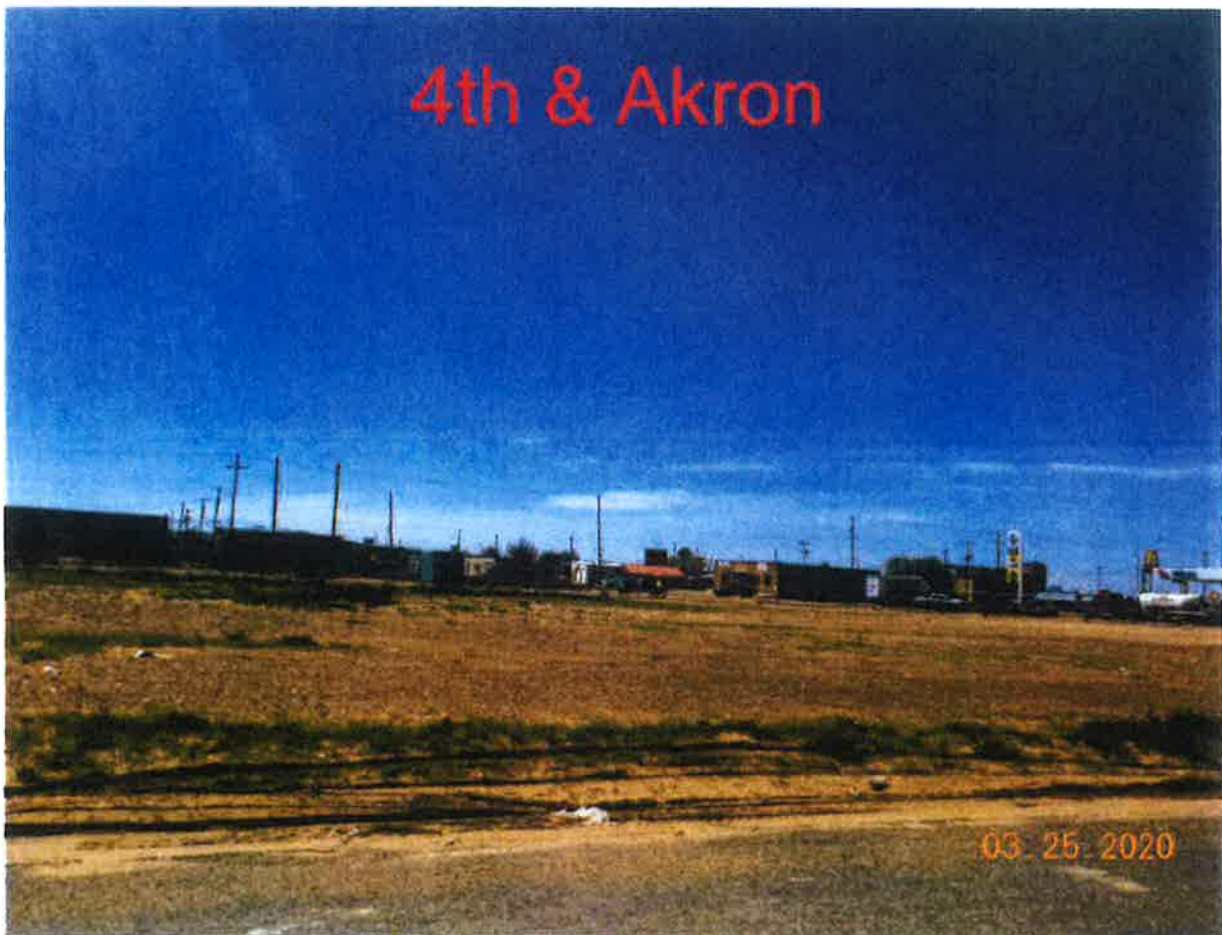
VOTING: "AYE" 4 "NAY" 0 "ABSTAIN" 0

4th & Akron



03.25.2020

4th & Akron



03.25.2020





CITY OF LAMESA

601 SOUTH 1ST STREET LAMESA, TEXAS 79331 TEL. 806-872-2124 FAX 806-872-4338

CITY OF LAMESA ZONE CHANGE STAFF REVIEW AND ACKNOWLEDGEMENT

TO: ALL DEPARTMENTS

Please complete this form and return it to the Michael Lopez, Building Official.

The following zone change has been requested:

LEGAL DESCRIPTION: 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;

ADDRESS OF PROPERTY: N. 4TH & AKRON

NAME OF OWNER: PAUL HERNANDEZ, 712 N. 2ND STREET

PRESENT ZONE: R-1

PRESENT LAND USE: VACANT LOTS

PROPOSED ZONE: I-2

PROPOSED LAND USE: TO BUILD A MECHANIC/TRUCK SHOP FOR HIS BUSINESSES

DATE OF PLANNING AND ZONING COMMISSION HEARING: MAY 28, 2020

I have reviewed the requested change and pursuant usage with respect to the comprehensive plan, availability of parking, and compatibility with the surrounding neighborhood and have the following comments:

DATE RETURNED _____

SIGNED: _____

TITLE: _____

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 11

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 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 3rd 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 N. 4TH & 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 4th & 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 13th day of July, 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 3rd 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 July 14, 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. 2nd 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 3rd 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 13th day of July, 2020; and

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 14th 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:

^{W-12}
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

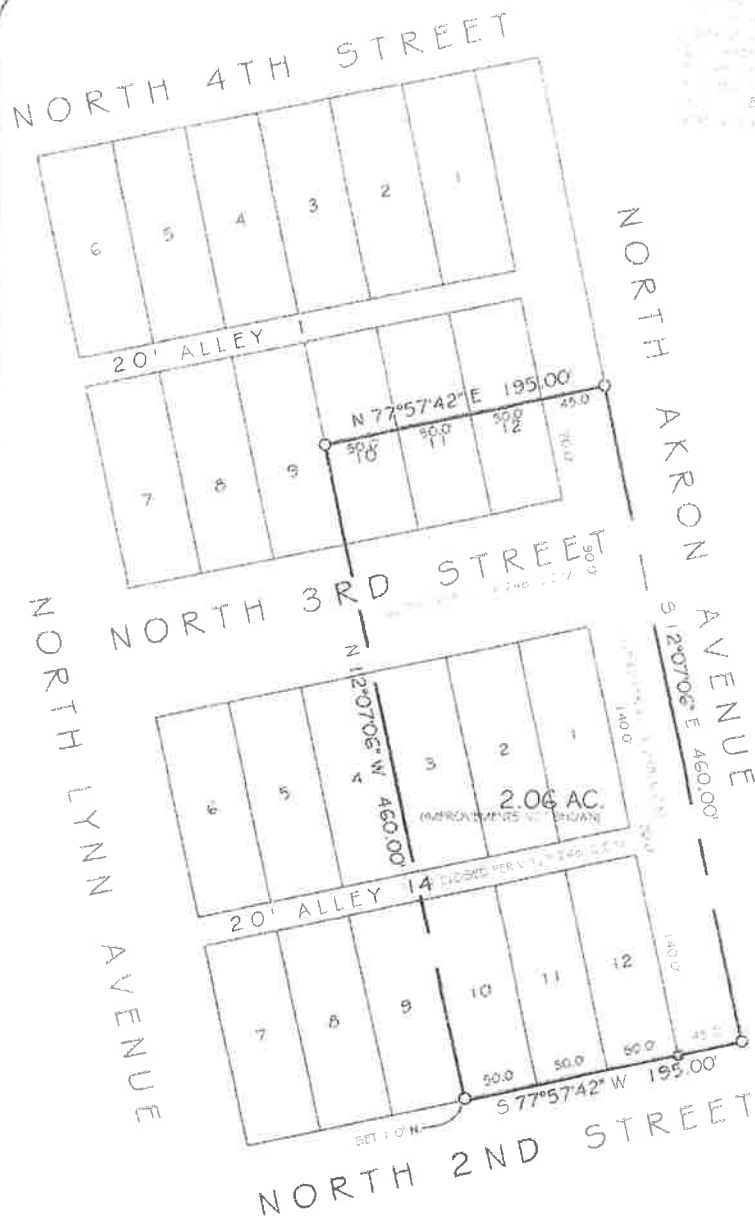
Lamesa TX 79331
City, State Zip

806-201-1746
Telephone Number

Date received: 2/6/2020 By Ana 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.



0 100 200 300 Feet

- ⊙ = 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

© 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.

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.

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.

TBFLS FIRM # 10052000

Land Surveying and Mapping

215 SW 2nd Street

Seminole, Texas 79360

800-284-2607 or 432-756-2013 FAX 432-756-8090

Date of Survey: September 25, 2018

Drawn By: T.E.D.

Job No. 20907

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. 2ND 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 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;

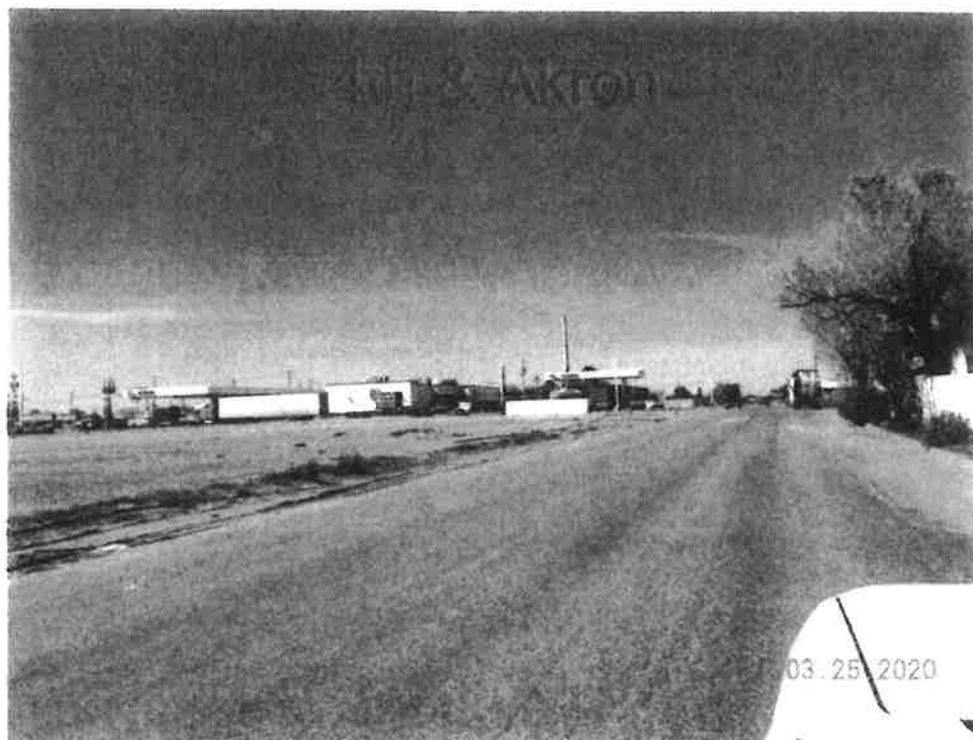
located at **4TH & AKRON, LAMESA TEXAS**. APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-1 to zoning district I-2 for BUILDING A MECHANIC/TRUCK SHOP FOR HIS BUSINESSES.

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





City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 12

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 20-6: To consider the petition of JIM NORRIS FOR NORTHRIDGE UNITED METHODIST CHURCH 2612 LUBBOCK HWY, LAMESA, TEXAS 79331

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 44, of the Plat Records of Dawson County, Texas, and out of Block 6, of the Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 55, of the Plat Records of Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S.26°48'57"W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYIN" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, or the Deed Records of Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N.56°56'53"W., along the South line of said Church tract, 180.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N.26°27'08"E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S.66°30'45"E. 180.0 feet to the PLACE OF BEGINNING;

located at 2612 LUBBOCK HWY, LAMESA 79331 applicant is requesting a zone change from zoning district R-1 to zoning district C-1 for Commercial Use. *(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 AUGUST 4, 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 P & Z 20-6: To consider the petition of JIM NORRIS FOR NORTHRIDGE UNITED METHODIST CHURCH to change the zone of the following property:

.56 ACRES OF BLOCK 1 OF THE NORTHRIDGE ADDITION TO THE City of Lamesa,
Dawson County, Texas

located at 2612 LUBBOCK HWY from zoning district R-1 to zoning district C-1 for use as FOR COMMERCIAL USE.

FOR THE CITY OF LAMESA:

APPLICATION FOR ZONE CHANGE

Date: 5-18-20

CASE NO. PZ: 20-6

City Planning & Zoning Commission
Michael Lopez, City of Lamesa Building Official
601 South First Street
Lamesa, Texas 79331

Council Members:

You are respectfully requested to recommend to the City Council of the City of Lamesa that the hereinafter described tracts of land be changed by ordinance from the existing zoning district to zoning districts indicated as follows:

Lot 56 acres out of, Block Block 1 & 6, Addition Northridge Addition
Address See legal description on Survey
From District to District

Present use of property: None (Vacant lot)

Desired use to be made of property: Commercial (C-2)

Are there deed restrictions pertaining to intended use of property?

 Yes

No X

Signature Jan Neri For Northridge United Methodist Church

Address 2612 Lubbock Hwy.

City, State Zip Lamesa TX 79331

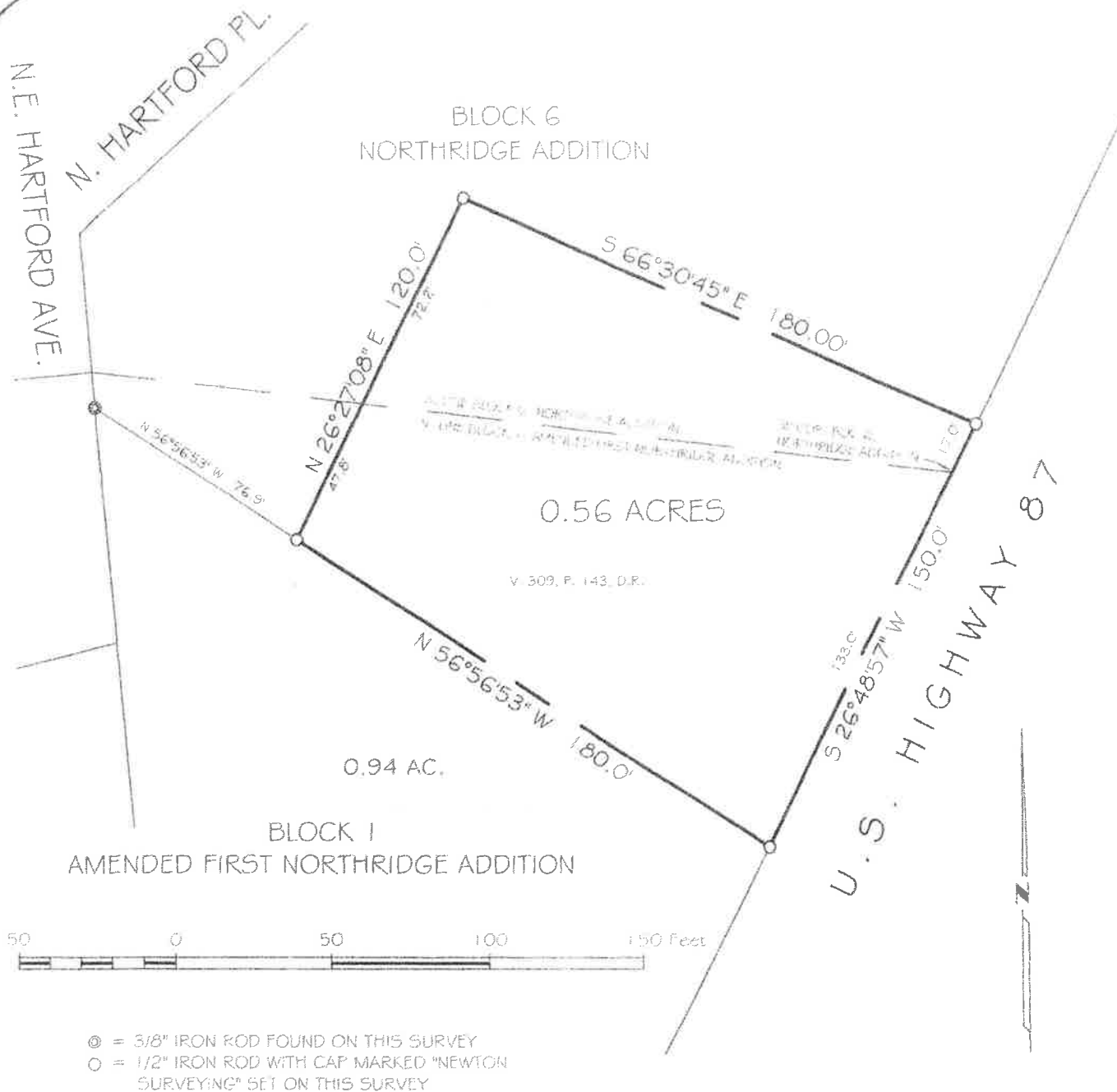
Telephone Number 806-759-9061

Date received: 5/18/2020 By A. Ancoy

Note: A fee of **\$50.00**, to publish and mail all notices, is filed with this application.

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

***Completed Application must be submitted by the 20th of the month to be placed on the following month's P&Z Agenda**



LEGAL DESCRIPTION

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the town of Lamesa, Dawson County, Texas, as per plat recorded in Volume 2, Page 44, Plat Records, Dawson County, Texas, and out of Block 6, Northridge Addition to the town of Lamesa, Dawson County, Texas, as per plat recorded in Volume 2, Page 55, Plat Records, Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a 1/2" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S 26°48'57" W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, Deed Records, Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N 56°56'53" W., along the South line of said Church tract, 180.0 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N 26°27'06" E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S 66°30'45" E. 180.0 feet to the PLACE OF BEGINNING

GENERAL NOTES:

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.

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

© copyright 2020 J.N. Newton & Associates, Inc.



NORTH RIDGE

ST.

ST.

N.

N.

HARTFORD PL.

ST.

26TH

ST.

S.

ROAD

2302 N
Lubbock
Hwy

Bolton's
SKATEBOARD
442 Lubbock Hwy
310 S. MAIN RD
Road 12771



.056 Acres

6/1/20-18 1hrs mailed

3-Y
1-N



32°45'23.74" N 101°56'43.32" W

17

2020 GS-016

G

Planning & Zoning Commission Minutes

City of Lamesa, Texas

DATE OF MEETING: JUNE 25, 2020

AGENDA ITEM: 3

SUBJECT: PZ 20-6: JIM NORRIS FOR NORTHRIDGE UNITED METHODIST CHURCH
PROCEEDING: Approval or Denial
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Approval of Minutes listed are considered to be routine by the Planning and Zoning Commission will be enacted by one motion. There will be no separate discussion of these items unless a Commission Member so requests, in which 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.

APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-1 to zoning district C-1 for COMMERCIAL USE.

PLANNING AND ZONING COMMISSION ACTION

Discussion: 18 LETTERS MAILED, 3 RETURNED IN FAVOR OF, 1 OPPOSED. THE BOARD AGREED THAT IT WOULD BE IN THE BEST INTEREST TO APPROVE THIS REQUEST DUE TO IT WOULD PUT THIS PARTICULAR PIECE OF PROPERTY BACK ON THE TAX ROLL AND WOULD BE GOOD FOR THE CITY. THEY QUESTIONED IF THE TRAFFIC FLOW WOULD CREATE PROBLEMS COMING FROM HARTFORD. MR. NORRIS STATED THAT HE HAS TRIED TO CLOSE IT OFF SO THAT THERE ISN'T ANY TRAFFIC PASSING THROUGH THE PARKING LOT. THE BOARD ALSO STATED THAT GOING FORWARD THAT THERE WOULD BE A RESTRICTION WITH THE BUYER THAT THEY MUST INSTALL A FENCE TO PREVENT TRAFFIC COMING OUT TO HARTFORD.

Motion by Planning and Zoning Commissioner **RICHARD LEONARD** to approve Item 3. Motion seconded by Planning and Zoning Commissioner **BOB HENDERSON** and upon being put to a vote the motion **PASSED.**

VOTING: "AYE" 5 "NAY" 1 "ABSTAIN" 0

Planning & Zoning Commission Minutes

City of Lamesa, Texas

DATE OF MEETING: JUNE 25, 2020

AGENDA ITEM: 3

SUBJECT: **PZ 20-6: JIM NORRIS FOR NORTHRIDGE UNITED
METHODIST CHURCH**
PROCEEDING: Approval or Denial
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Approval of Minutes listed are considered to be routine by the Planning and Zoning Commission will be enacted by one motion. There will be no separate discussion of these items unless a Commission Member so requests, in which 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.

APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-1 to zoning district C-1 for COMMERCIAL USE.

PLANNING AND ZONING COMMISSION ACTION

Discussion: 18 LETTERS MAILED, 3 RETURNED IN FAVOR OF, 1 OPPOSED. THE BOARD AGREED THAT IT WOULD BE IN THE BEST INTEREST TO APPROVE THIS REQUEST DUE TO IT WOULD PUT THIS PARTICULAR PIECE OF PROPERTY BACK ON THE TAX ROLL AND WOULD BE GOOD FOR THE CITY. THEY QUESTIONED IF THE TRAFFIC FLOW WOULD CREATE PROBLEMS COMING FROM HARTFORD. MR. NORRIS STATED THAT HE HAS TRIED TO CLOSE IT OFF SO THAT THERE ISN'T ANY TRAFFIC PASSING THROUGH THE PARKING LOT. THE BOARD ALSO STATED THAT GOING FORWARD THAT THERE WOULD BE A RESTRICTION WITH THE BUYER THAT THEY MUST INSTALL A FENCE TO PREVENT TRAFFIC COMING OUT TO HARTFORD.

Motion by Planning and Zoning Commissioner **RICHARD LEONARD** to approve Item 3. Motion seconded by Planning and Zoning Commissioner **BOB HENDERSON** and upon being put to a vote the motion **PASSED**.

VOTING: "AYE" 5 "NAY" 1 "ABSTAIN" 0

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 13

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 20-6: To consider the petition of JIM NORRIS FOR NORTHRIDGE UNITED METHODIST CHURCH 2612 LUBBOCK HWY, LAMESA, TEXAS 79331

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 44, of the Plat Records of Dawson County, Texas, and out of Block 6, of the Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 55, of the Plat Records of Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S.26°48'57"W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYIN" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, or the Deed Records of Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N.56°56'53"W., along the South line of said Church tract, 180.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N.26°27'08"E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S.66°30'45"E. 180.0 feet to the PLACE OF BEGINNING;

located at 2612 LUBBOCK HWY, LAMESA 79331 applicant is requesting a zone change from zoning district R-1 to zoning district C-1 for Commercial Use. *(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 2612 Lubbock Hwy. 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 A 0.56 ACRE OF LAND OUT OF BLOCK ONE (1), AMENDED FIRST NORTHRIDGE ADDITION AND BLOCK SIX (6) OF THE NORTHRIDGE ADDITION TO THE TOWN OF LAMESA, DAWSON COUNTY, TEXAS, FROM DISTRICT R-1 TO DISTRICT C-1 UPON RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION.

On the 4th day of August, 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 R1- to a District C-1, to-wit:

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 44, of the Plat Records of Dawson County, Texas, and out of Block 6, of the Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 55, of the Plat Records of Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S.26°48'57"W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYIN" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, or the Deed Records of Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N.56°56'53"W., along the South line of said Church tract, 180.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N.26°27'08"E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S.66°30'45"E. 180.0 feet to the PLACE OF BEGINNING;

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 August 4, 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 the request for such zone change be 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 2612 Lubbock Hwy, Lamesa, Texas, from a District R-1 to a District C-1, to-wit:

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 44, of the Plat Records of Dawson County, Texas, and out of Block 6, of the Northridge Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 2, Page 55, of the Plat Records of Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod with cap marked "NEWTON SURVEYING" set in the Westerly right-of-way line of U.S. Highway 87 and in the East line of said Block 6, for the Northeast corner of this tract;

THENCE S.26°48'57"W., at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYIN" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, or the Deed Records of Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N.56°56'53"W., along the South line of said Church tract, 180.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N.26°27'08"E., at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S.66°30'45"E. 180.0 feet to the PLACE OF BEGINNING;

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 4th day of August, 2020; and

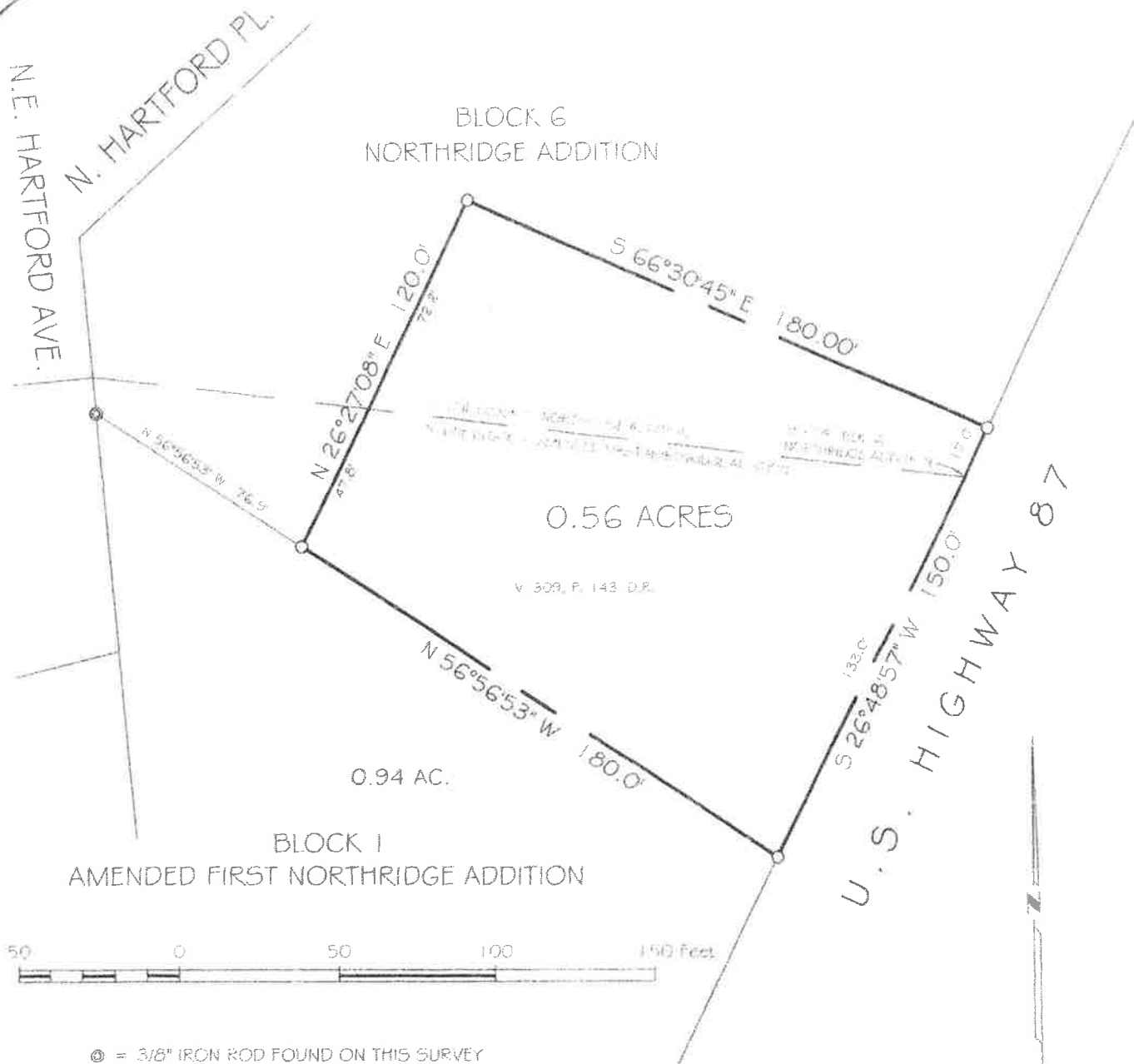
Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 18th day of August, 2020.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor



- ⊙ = 3/8" IRON ROD FOUND ON THIS SURVEY
 ○ = 1/2" IRON ROD WITH CAP MARKED "NEWTON SURVEYING" SET ON THIS SURVEY

LEGAL DESCRIPTION

A 0.56 acre tract of land out of Block 1, Amended First Northridge Addition to the town of Lamesa, Dawson County, Texas, as per plat recorded in Volume 2, Page 44, Plat Records, Dawson County, Texas, and out of Block 6, Northridge Addition to the town of Lamesa, Dawson County, Texas, as per plat recorded in Volume 2, Page 55, Plat Records, Dawson County, Texas, said 0.56 acre tract being more particularly described as follows:

BEGINNING at a 1/2" iron rod with cap marked "NEWTON SURVEYING" set in the westerly right-of-way line of U.S. Highway 87 and in the east line of said Block 6, for the Northeast corner of this tract;

THENCE S 26°48'57"W, at 17.0 feet pass the Southeast corner of said Block 6 and the Northeast corner of said Block 1, in all 150.0 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Southeast corner of that certain tract of land described in deed to the Trustees of Northridge United Methodist Church recorded in Volume 309, Page 143, Deed Records, Dawson County, Texas, and for the Southeast corner of this tract;

THENCE N 56°56'53"W, along the South line of said Church tract, 180.0 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Southwest corner of this tract;

THENCE N 26°27'08"E, at 47.8 feet pass the North line of said Block 1 and the South line of said Block 6, in all 120.0 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Northwest corner of this tract;

THENCE S 66°30'45"E 180.0 feet to the PLACE OF BEGINNING

GENERAL NOTES:

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.

- ☒ = OWNER
☐ = SURVEYOR
☐ = COUNTY CLERK
☐ = TOWNSHIP CLERK

© copyright 2020 J.N. Newton & Associates, Inc.

APPLICATION FOR ZONE CHANGE

Date: 5-18-20

CASE NO. PZ: 20-6

City Planning & Zoning Commission
Michael Lopez, City of Lamesa Building Official
601 South First Street
Lamesa, Texas 79331

Council Members:

You are respectfully requested to recommend to the City Council of the City of Lamesa that the hereinafter described tracts of land be changed by ordinance from the existing zoning district to zoning districts indicated as follows:

Lot _____, Block Block 1 & 6, Addition Northridge Addition
Address Sec legal description on Survey
From _____ District to _____ District

Present use of property: None (Vacant lot)

Desired use to be made of property: Commercial (C-2)

Are there deed restrictions pertaining to intended use of property?

☐ Yes

No ☒

Signature Jan Van For Northridge United Methodist Church

Address 2612 Lubbock Hwy.

Lamesa TX 79331

City, State Zip

806-759-9061

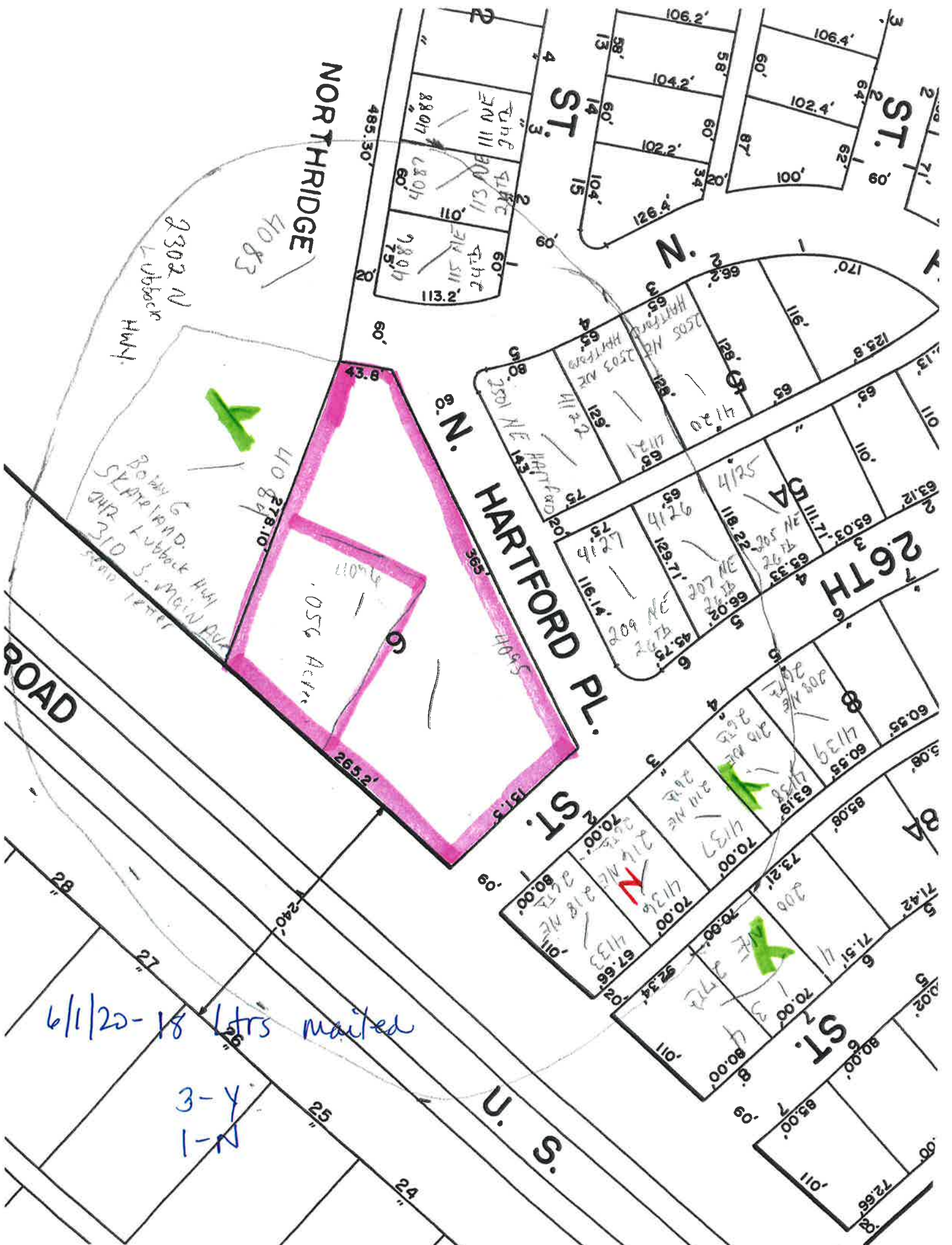
Telephone Number

Date received: 5/18/2020 By A. Duroy

Note: A fee of **\$50.00**, to publish and mail all notices, is filed with this application.

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

***Completed Application must be submitted by the 20th of the month to be placed on the following month's P&Z Agenda**



NORTH RIDGE

ST.

ST.

N.

HARTFORD PL.

26TH

ST.

ST.

S.

ROAD

2302 N
Lubbock
Hwy.

Bobby G
Skateland
4012 Lubbock Hwy
310 S. Main Blvd
Seno letter

4083

4084

0.056 Acres

6/1/20-18 ltrs mailed

3-Y
1-N





G

17

32°45'23.74" N 101°56'43.32" W

© 2020 Google

1991

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 14

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 20-7: To consider the petition of KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION) 2416 120TH STREET, LUBBOCK, TEXAS 79423

Lots 18 through 24, inclusive, Block 7, of the Gaines Addition to the Town of Lamesa, Dawson County, Texas, and

located at 1006 N. 2ND STREET, LAMESA 79331 district R-2 to zoning C-1 to install temporary mobile trailers for TxDOT and ABCI Companies to use for their office space and park equipment. *(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 AUGUST 4, 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 20-7: To consider the petition of KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION), 2416 120TH STREET, LUBBOCK, TEXAS 79423 to change the zone of the following property:

LOTS 18-24 BLOCK 7 OF THE GAINES ADDITION TO the City of Lamesa, Dawson County, Texas

located at 1006 N. 2ND STREET, LAMESA, TEXAS from zoning district R-2 to zoning district C-1 for use as TO INSTALL TEMPORARY MOBILE TRAILERS FOR TX DOT AND ABCI COMPANIES TO USE FOR THEIR OFFICE SPACE AND EQUIPMENT.

FOR THE CITY OF LAMESA:

APPLICATION FOR ZONE CHANGE

Date: 6/3/2020

CASE NO. P2 20-7

City Planning & Zoning Commission
Michael Lopez, City of Lamesa Building Official
601 South First Street
Lamesa, Texas 79331

Council Members:

You are respectfully requested to recommend to the City Council of the City of Lamesa that the hereinafter described tracts of land be changed by ordinance from the existing zoning district to zoning districts indicated as follows:

Lot 18-24, Block 7, Addition Gaines
Address 1006 N. 2nd
From R-2 District to C-1 District

Present use of property: VACANT lot

Desired use to be made of property: to install mobile trailers for
(2) Tex Dot and for ABC-I (1) of chain link fence for
a temporary office space and parking equipment.

Are there deed restrictions pertaining to intended use of property?

 Yes

No ✓


Signature

Keith Carroway

Allen Butler Construction

2416 120th St.
Address

Lubbock, TX 79423
City, State Zip

806-441-4769
Telephone Number

Date received: June 3, 2020 By Juan Rodriguez

Note: A fee of \$50.00, to publish and mail all notices, is filed with this application.

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



TURNBOW
PAINTER

PAINTER

AVE.

M- DONALD

25

KEY

BRYAN

2

N. ~~CECK~~

15
22

ST.

GROUND

6/4/20 - 23 Ltrs mailed

W
1
2

N.

GAINS

2.

13



CITY OF LAMESA

601 SOUTH 1ST STREET LAMESA, TEXAS 79331 TEL. 806-872-2124 FAX 806-872-4338

CITY OF LAMESA ZONE CHANGE STAFF REVIEW AND ACKNOWLEDGEMENT

TO: ALL DEPARTMENTS

Please complete this form and return it to the Michael Lopez, Building Official.

The following zone change has been requested:

LEGAL DESCRIPTION: LOTS 18-24 BLOCK 7 OF THE GAINES ADDITION TO the City of Lamesa, Dawson County, Texas

ADDRESS OF PROPERTY: 1006 N. 2ND STREET, LAMESA, TEXAS

NAME OF OWNER: KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION), 2416 120TH STREET, LUBBOCK, TEXAS 79423

PRESENT ZONE: R-2

PRESENT LAND USE: VACANT LOTS

PROPOSED ZONE: C-1

PROPOSED LAND USE: TO INSTALL TEMPORARY MOBILE TRAILERS FOR TX DOT AND ABCI COMPANIES TO USE FOR THEIR OFFICE SPACE AND PARK EQUIPMENT

DATE OF PLANNING AND ZONING COMMISSION HEARING: JUNE 25, 2020

I have reviewed the requested change and pursuant usage with respect to the comprehensive plan, availability of parking, and compatibility with the surrounding neighborhood and have the following comments:

DATE RETURNED _____

SIGNED: _____

TITLE: _____

Planning & Zoning Commission Minutes

City of Lamesa, Texas

DATE OF MEETING: JUNE 25, 2020

AGENDA ITEM: 4

SUBJECT: PZ 20-7: KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION)
PROCEEDING: Approval or Denial
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Approval of Minutes listed are considered to be routine by the Planning and Zoning Commission will be enacted by one motion. There will be no separate discussion of these items unless a Commission Member so requests, in which 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.

APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-2 to zoning district C-1 TO INSTALL TEMPORARY MOBILE TRAILERS FOR TX DOT AND ABCI COMPANIES TO USE FOR THEIR OFFICE SPACE AND EQUIPMENT.

PLANNING AND ZONING COMMISSION ACTION

Discussion: 23 LETTERS MAILED, 3 IN OPPOSITION. MR. CARROWAY WITH ABCI STATED THAT THEY DO ANTICIPATE PUTTING A 6' CHAIN LINK FENCE IS TO BE INSTALLED, WILL BE COMPLETELY SECURED AND UNDER A SECURITY SYSTEM. IT WAS NOTED THAT THREE BOARD MEMBERS HAVE A CONFLICT OF INTEREST AND WOULDN'T BE ABLE TO VOTE DUE TO THEY ARE MEMBERS OR THEIR SPOUSES ARE MEMBERS ON THE BOARD OF THE CHRISTIAN WOMENS JOB CORPS. WITH THAT SAID, MR. HENDERSON STATED THAT THEY WOULD HAVE TO PASS THIS ONTO THE COUNCIL TO MAKE A DECISION HE REFERRED MR. CARROWAY TO IDA FOR MORE INFORMATION.

Motion by Planning and Zoning Commissioner Richard Leonard to approve Item 4. Motion seconded by Planning and Zoning Commissioner Kim Bairrington and upon being put to a vote the motion **tabled for council.**

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 15

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 20-7: To consider the petition of KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION) 2416 120TH STREET, LUBBOCK, TEXAS 79423

Lots 18 through 24, inclusive, Block 7, of the Gaines Addition to the Town of Lamesa, Dawson County, Texas, and

located at 1006 N. 2ND STREET, LAMESA 79331 district R-2 to zoning C-1 to install temporary mobile trailers for TxDOT and ABCI Companies to use for their office space and park equipment. *(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 1006 N.2ND 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 LOTS 18 THROUGH 24, INCLUSIVE, BLOCK 7 OF THE GAINES ADDITION TO THE TOWN OF LAMESA, DAWSON COUNTY, TEXAS, FROM DISTRICT R-2 TO DISTRICT C-1 UPON RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION.

On the 4th day of August, 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-2 to a District C-1, to-wit:

Lots 18 through 24, inclusive, Block 7, of the Gaines Addition to the Town of Lamesa, Dawson County, Texas, and

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, and is within a district zoned as R-2 (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 August 4, 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 the request for such zone change be 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 1006 N. 2nd Street, Lamesa, Texas, from a District R-2 to a District C-1, to-wit:

Lots 18 through 24, inclusive, Block 7, of the Gaines Addition to the 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 4th day of August, 2020; and

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 18th day of August, 2020.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

APPLICATION FOR ZONE CHANGE

Date: 6/3/2020

CASE NO. P2 20-7

City Planning & Zoning Commission
Michael Lopez, City of Lamesa Building Official
601 South First Street
Lamesa, Texas 79331

Council Members:

You are respectfully requested to recommend to the City Council of the City of Lamesa that the hereinafter described tracts of land be changed by ordinance from the existing zoning district to zoning districts indicated as follows:


Lot 18-24, Block 7, Addition Gaines
Address 1006 N. 2nd
From R-2 District to C-1 District

Present use of property: VACANT lot

Desired use to be made of property: to install mobile trailers for
(2) Tractor and for ABC-I (1) of chain link fence for
a temporary office space and parking equipment.

Are there deed restrictions pertaining to intended use of property?

 Yes No ✓


Signature Keith Carron
Allen Butler Construction

2416 120th St.
Address

Lubbock, TX 79423
City, State Zip

806-441-4769
Telephone Number

Date received: June 3, 2020 By Ida Rodriguez

Note: A fee of \$50.00, to publish and mail all notices, is filed with this application.

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



KEY

M- DONALD

BERSON

BRYAN

GROUND

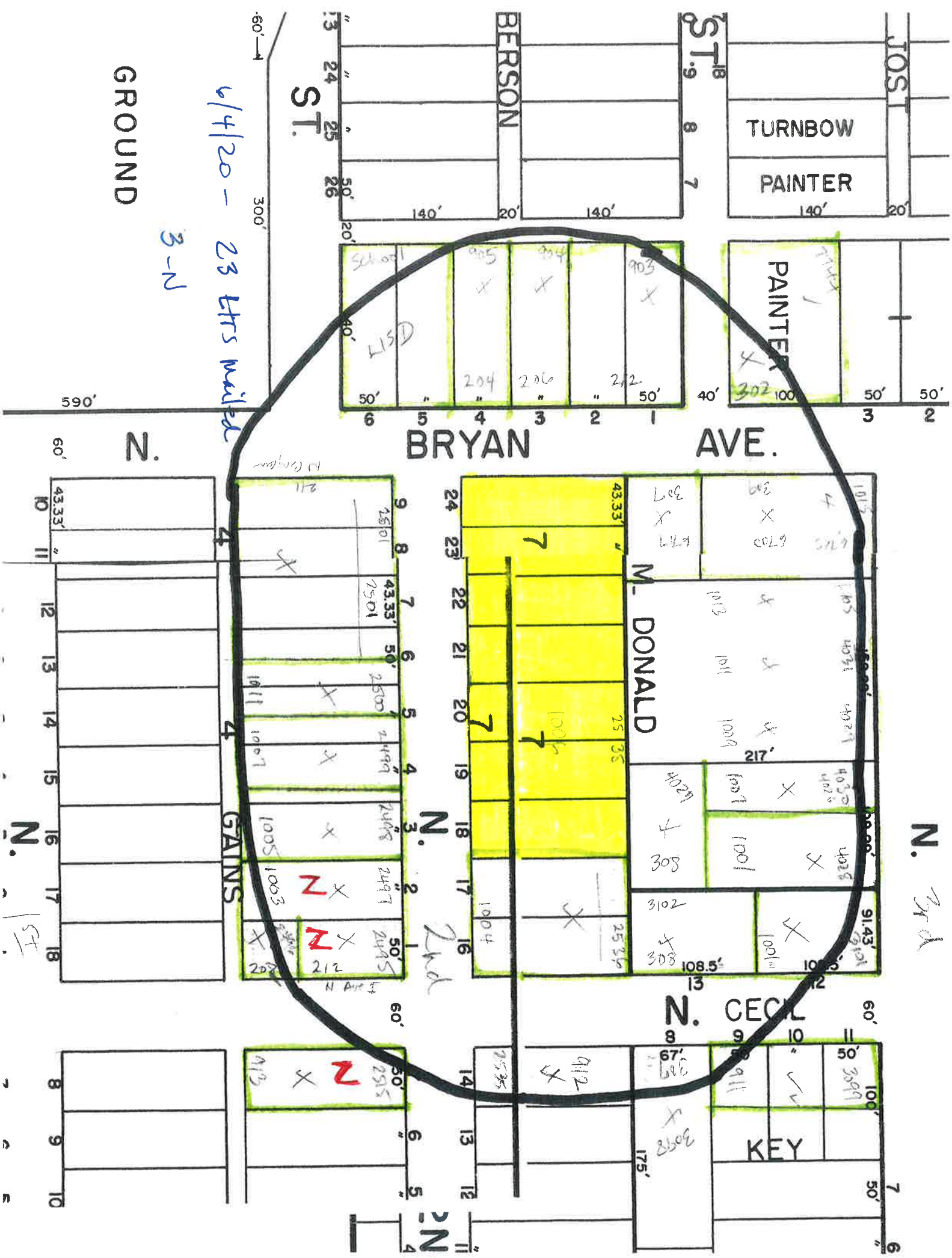
6/4/20 - 23 Ltrs mailed

 $\frac{1}{2}$

GAINIS

N. ~~CECIL~~

ハ





CITY OF LAMESA

601 SOUTH 1ST STREET LAMESA, TEXAS 79331 TEL. 806-872-2124 FAX 806-872-4338

CITY OF LAMESA ZONE CHANGE STAFF REVIEW AND ACKNOWLEDGEMENT

TO: ALL DEPARTMENTS

Please complete this form and return it to the Michael Lopez, Building Official.

The following zone change has been requested:

LEGAL DESCRIPTION: LOTS 18-24 BLOCK 7 OF THE GAINES ADDITION TO the City of Lamesa, Dawson County, Texas

ADDRESS OF PROPERTY: 1006 N. 2ND STREET, LAMESA, TEXAS

NAME OF OWNER: KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION), 2416 120TH STREET, LUBBOCK, TEXAS 79423

PRESENT ZONE: R-2

PRESENT LAND USE: VACANT LOTS

PROPOSED ZONE: C-1

PROPOSED LAND USE: TO INSTALL TEMPORARY MOBILE TRAILERS FOR TX DOT AND ABCI COMPANIES TO USE FOR THEIR OFFICE SPACE AND PARK EQUIPMENT

DATE OF PLANNING AND ZONING COMMISSION HEARING: JUNE 25, 2020

I have reviewed the requested change and pursuant usage with respect to the comprehensive plan, availability of parking, and compatibility with the surrounding neighborhood and have the following comments:

DATE RETURNED _____

SIGNED: _____

TITLE: _____

Planning & Zoning Commission Minutes

City of Lamesa, Texas

DATE OF MEETING: JUNE 25, 2020

AGENDA ITEM: 4

SUBJECT: PZ 20-7: KEITH CARROWAY FOR ABCI (ALLEN BUTLER CONSTRUCTION)
PROCEEDING: Approval or Denial
SUBMITTED BY: City Staff

SUMMARY STATEMENT

Approval of Minutes listed are considered to be routine by the Planning and Zoning Commission will be enacted by one motion. There will be no separate discussion of these items unless a Commission Member so requests, in which 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.

APPLICANT IS REQUESTING A ZONE CHANGE from zoning district R-2 to zoning district C-1 TO INSTALL TEMPORARY MOBILE TRAILERS FOR TX DOT AND ABCI COMPANIES TO USE FOR THEIR OFFICE SPACE AND EQUIPMENT.

PLANNING AND ZONING COMMISSION ACTION

Discussion: 23 LETTERS MAILED, 3 IN OPPOSITION. MR. CARROWAY WITH ABCI STATED THAT THEY DO ANTICIPATE PUTTING A 6' CHAIN LINK FENCE IS TO BE INSTALLED, WILL BE COMPLETELY SECURED AND UNDER A SECURITY SYSTEM. IT WAS NOTED THAT THREE BOARD MEMBERS HAVE A CONFLICT OF INTEREST AND WOULDN'T BE ABLE TO VOTE DUE TO THEY ARE MEMBERS OR THEIR SPOUSES ARE MEMBERS ON THE BOARD OF THE CHRISTIAN WOMENS JOB CORPS. WITH THAT SAID, MR. HENDERSON STATED THAT THEY WOULD HAVE TO PASS THIS ONTO THE COUNCIL TO MAKE A DECISION HE REFERRED MR. CARROWAY TO IDA FOR MORE INFORMATION.

Motion by Planning and Zoning Commissioner Richard Leonard to approve Item 4. Motion seconded by Planning and Zoning Commissioner Kim Bairrington and upon being put to a vote the motion **tabled for council.**

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 16

SUBJECT: PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION

PROCEEDING: Public Hearing; Resolution

SUBMITTED BY: City Staff

EXHIBITS: Citation letters & pictures

SUMMARY STATEMENT

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

LEGAL DESCRIPTION: LOT ELEVEN (11), IN BLOCK FORTEEN (14), OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 504 S. 7TH, LAMESA, TX 79331
PARCEL ID: R3275

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

The following persons spoke:

_____	_____
_____	_____
_____	_____

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

CITY MANAGER'S MEMORANDUM

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

CITY OF LAMESA

601 S. 1st Street
Lamesa, TX 79331
806.872.2124



samantha@texascg.com

806.368.3614

July 14, 2020

Jose Luis & Sylvia Padilla Casarez
902 N 6th St
Lamesa, Tx 79331

RE: Notice of Hearing

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

LEGAL DESCRIPTION: Lot Eleven (11), in Block Fourteen (14), of the Lee Addition, to the Town of Lamesa, Dawson County, Texas

SITUS: 504 S 7th, Lamesa, Tx 79331

PARCEL ID: R3275

VIOLATION: Ordinance O-5-18 Substandard Structures

DESCRIPTION: Off White/Blue Trim Single-Family Structure with Part of Upper Wall Missing.

A hearing has been set before the city council for the determination to abate a building or structure that has been identified and inspected as substandard and/or hazardous according to the provisions of Substandard Structures Ordinance O-5-18. The hearing will take place at Lamesa City Hall, 601 S 1st Street, Lamesa, Texas 79331 on the 4th day of August 2020 at 5:30 p.m. You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises or proof of scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order. Please give this matter your immediate attention. There are currently no fines nor tickets. The purpose of this notice is to notify you of the issue and hearing.

Samantha Hyatt

Code Administrator
samantha@texascg.com
806.TEXCODE



504 S 7th

07 31 2020



504 S 7th

07 31 2020

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 17

SUBJECT: NUISANCE PROPERTY REMOVAL OR DEMOLITION
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Code of Ordinance, Sec. 3.05.006

SUMMARY STATEMENT

Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure.

LEGAL DESCRIPTION: LOT ELEVEN (11), IN BLOCK FORTEEN (14), OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 504 S. 7TH, LAMESA, TX 79331
PARCEL ID: R3275

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

RESOLUTION NO.

A RESOLUTION ORDERING THE REMOVAL OR DEMOLITION OF A SUBSTANDARD STRUCTURE LOCATED AT 504 SOUTH 7TH IN THE CITY OF LAMESA.

On this the 4th day of August, 2020, there came on and was held at the regular meeting place, The City Hall in the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551) and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas, has adopted a Substandard Structure Ordinance establishing procedures and policies requiring the repair, demolition or removal of certain structures, which have been deemed to be a public nuisance; and

WHEREAS, the Building Inspector of the City of Lamesa, has found that the structure(s) located on the premises hereinafter described constitutes a substandard building or structure and is a public nuisance within the terms of said ordinance;

WHEREAS, the property owners have been duly notified of the Building Inspector's findings, and given the opportunity to remedy such conditions; and

WHEREAS, the Building Inspector has been unable to secure voluntary compliance with the ordinance; and

WHEREAS, a hearing has been held on this date pursuant to such ordinance, at which the City Council has determined that all notices and citations have been served on the owner of the following described property and that the building or structures located on the following described property is a substandard building or structure under the terms of the Substandard Structures Ordinance and constitutes a public nuisance as defined in said ordinance; and

WHEREAS, after hearing, the City Council has determined that said building or structures should be removed or demolished by the owner within a reasonable specified time.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY
COUNCIL OF THE CITY OF LAMESA, TEXAS:**

I.

That the structure located on the following described property located at 504 South 7th is hereby declared a Substandard Structure as defined in the Substandard Structure

Ordinance of the City of Lamesa, Texas and as such is declared to be a public nuisance and unlawful, to-wit:

Legal Description: Lot Eleven (11), in Block Fourteen (14), of The Lee Addition to the City of Lamesa, Dawson County, Texas

Situs: 504 South 7th Lamesa, TX 79331

Parcel ID: R3275

and such nuisance shall be abated by removal or demolition as provided herein or by any other procedure provided by law, for the following reasons:

- (1) The structure located upon the premises has windows or doors open to outdoor space and not protected against the entry of vermin, disease vectors or vandals;
- (2) The structure is uninhabitable, untenable and unsightly due to deterioration caused by neglect or the elements; and
- (3) The structure and property has an accumulation or rubbish, trash and weeds, which is likely to become a fire hazard and endanger the public or property of others.

II.

That the abatement by removal or demolition as provided herein shall be caused by the owners of such property not later than thirty (30) days from the date of this resolution.

III.

That failure to comply with this order will authorize all proceedings specified in the Substandard Buildings Ordinance necessary for the City to cause the removal or demolition of said structure with such expense to be assessed against such property and secured by a lien against such premises for all expenses incurred by the City in connection with the removal or demolition of such buildings or structures.

IV.

That a copy or resolution be served on the owners of such property in the manner and form provided in the Substandard Structure Ordinance.

V.

That this resolution shall take effect immediately.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 4th day of August, 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 resolution book thereafter.

Attest:

Betty Conde
City Secretary

Approved:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 18

SUBJECT: PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION

PROCEEDING: Public Hearing; Resolution

SUBMITTED BY: City Staff

EXHIBITS: Citation letters & pictures

SUMMARY STATEMENT

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

LEGAL DESCRIPTION: E/117 FEET OF N/37.5 FEET OF LOT THIRTEEN (13) & E/117 FEET OF S/25 FEET OF LOT FOURTEEN (14), IN BLOCK ONE (1), OF THE LINDSEY ADDITION, TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 708 N DETROIT ST, LAMESA, TX 79331
PARCEL ID: R3452

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

The following persons spoke:

_____	_____
_____	_____
_____	_____

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

CITY MANAGER'S MEMORANDUM

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

NOTICE OF PUBLIC HEARING

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

OWNER: Felipe B Trevino

SITUS: 708 N Detroit St, Lamesa TX 79331

LEGAL DESCRIPTION: E/117 Feet of N/37.5 Feet of Lot Thirteen (13) & E/117 Feet of S/25 Feet of Lot Fourteen (14), in Block One (1), of the Lindsey Addition, to the Town of Lamesa, Dawson County, Texas

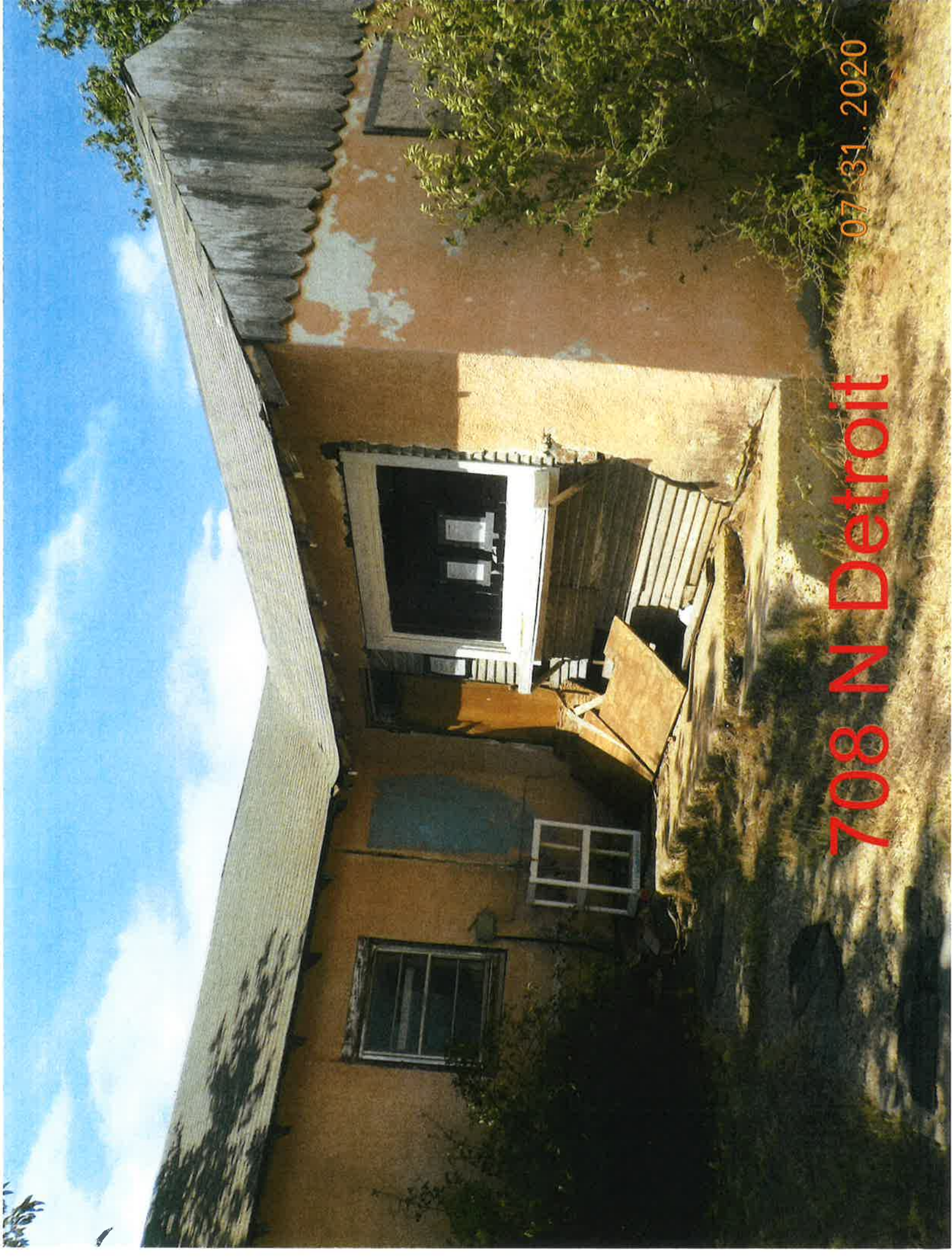
STRUCTURE DESCRIPTION: White/gray single-family home with peeling paint, and shingles falling off roof.

PARCEL ID: R3452

VIOLATION: Ordinance O-5-18 Substandard Structures.

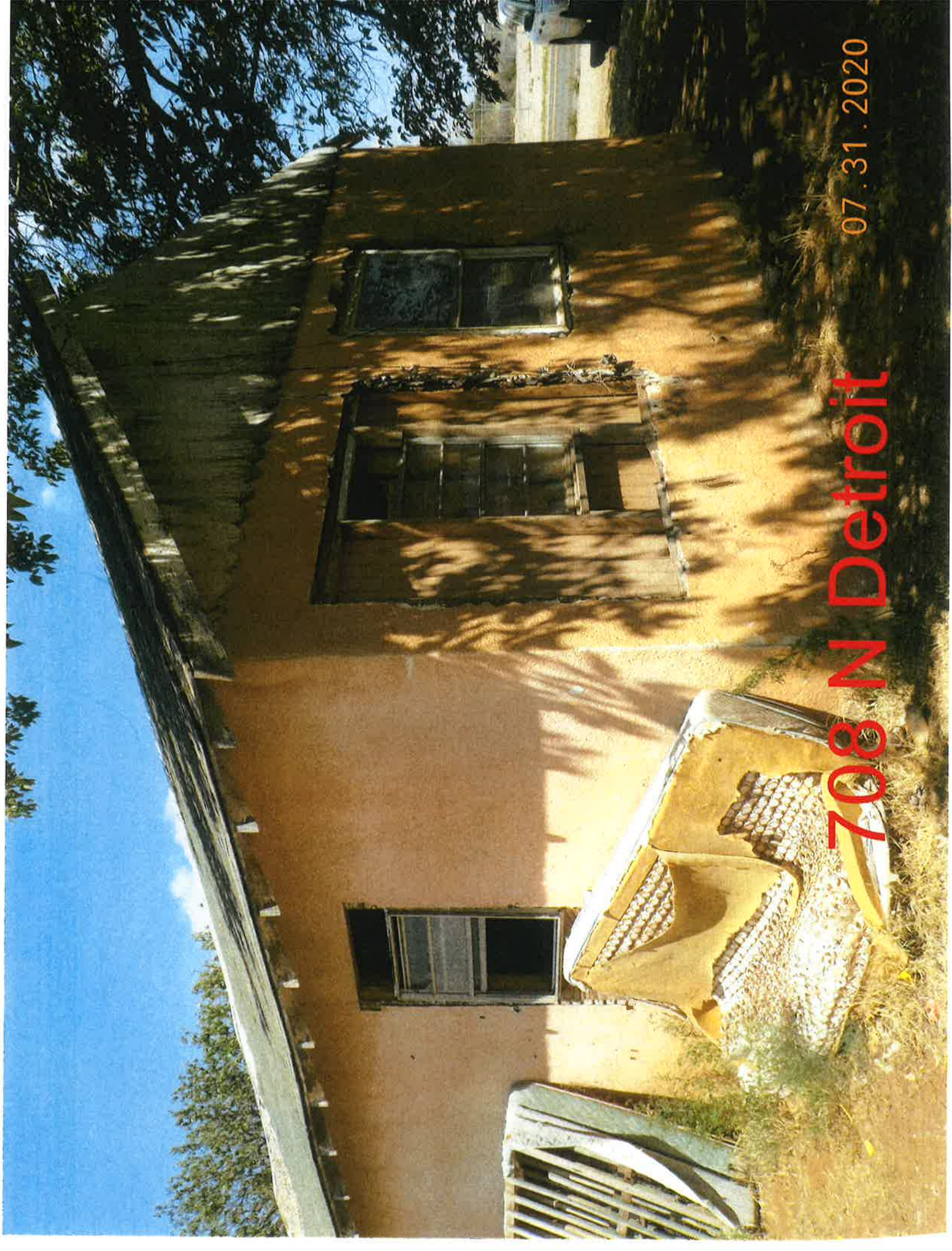
Structure is vacant with severe signs of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of whether the building is a substandard building or structure under the provisions of Ordinance O-5-18 Substandard Structures. The hearing will take place at **City Hall, 601 S. 1st Street, Lamesa, Texas on the 4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order.



708 N Detroit

07/31/2020



708 N Detroit

07.31.2020

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 19

SUBJECT: NUISANCE PROPERTY REMOVAL OR DEMOLITION
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Code of Ordinance, Sec. 3.05.006

SUMMARY STATEMENT

Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure.

LEGAL DESCRIPTION: E/117 FEET OF N/37.5 FEET OF LOT THIRTEEN (13) & E/117 FEET OF S/25 FEET OF LOT FOURTEEN (14), IN BLOCK ONE (1), OF THE LINDSEY ADDITION, TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 708 N DETROIT ST, LAMESA, TX 79331
PARCEL ID: R3452

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

RESOLUTION NO.

A RESOLUTION ORDERING THE REMOVAL OR DEMOLITION OF A SUBSTANDARD STRUCTURE LOCATED AT 708 NORTH DETROIT STREET IN THE CITY OF LAMESA.

On this the 4th day of August, 2020, there came on and was held at the regular meeting place, The City Hall in the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551) and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas, has adopted a Substandard Structure Ordinance establishing procedures and policies requiring the repair, demolition or removal of certain structures, which have been deemed to be a public nuisance; and

WHEREAS, the Building Inspector of the City of Lamesa, has found that the structure(s) located on the premises hereinafter described constitutes a substandard building or structure and is a public nuisance within the terms of said ordinance;

WHEREAS, the property owners have been duly notified of the Building Inspector's findings, and given the opportunity to remedy such conditions; and

WHEREAS, the Building Inspector has been unable to secure voluntary compliance with the ordinance; and

WHEREAS, a hearing has been held on this date pursuant to such ordinance, at which the City Council has determined that all notices and citations have been served on the owner of the following described property and that the building or structures located on the following described property is a substandard building or structure under the terms of the Substandard Structures Ordinance and constitutes a public nuisance as defined in said ordinance; and

WHEREAS, after hearing, the City Council has determined that said building or structures should be removed or demolished by the owner within a reasonable specified time.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY
COUNCIL OF THE CITY OF LAMESA, TEXAS:**

I.

That the structure located on the following described property located at 708 N. Detroit St is hereby declared a Substandard Structure as defined in the Substandard Structure

Ordinance of the City of Lamesa, Texas and as such is declared to be a public nuisance and unlawful, to-wit:

Legal Description: E/117 Feet of N/37.5 Feet of Lot Thirteen (13) & E/117 Feet of S/25 Feet of Lot Fourteen (14), in Block One (1), of the Lindsey Addition to the City of Lamesa, Dawson County, Texas

Situs: 708 N. Detroit St, Lamesa, TX 79331
Parcel ID: R3452

and such nuisance shall be abated by removal or demolition as provided herein or by any other procedure provided by law, for the following reasons:

- (1) The structure located upon the premises has windows or doors open to outdoor space and not protected against the entry of vermin, disease vectors or vandals;
- (2) The structure is uninhabitable, untenable and unsightly due to deterioration caused by neglect or the elements; and
- (3) The structure and property has an accumulation or rubbish, trash and weeds, which is likely to become a fire hazard and endanger the public or property of others.

II.

That the abatement by removal or demolition as provided herein shall be caused by the owners of such property not later than thirty (30) days from the date of this resolution.

III.

That failure to comply with this order will authorize all proceedings specified in the Substandard Buildings Ordinance necessary for the City to cause the removal or demolition of said structure with such expense to be assessed against such property and secured by a lien against such premises for all expenses incurred by the City in connection with the removal or demolition of such buildings or structures.

IV.

That a copy of resolution be served on the owners of such property in the manner and form provided in the Substandard Structure Ordinance.

V.

That this resolution shall take effect immediately.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 4th day of August, 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 resolution book thereafter.

Attest:

Betty Conde
City Secretary

Approved:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 20

SUBJECT: PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION

PROCEEDING: Public Hearing; Resolution

SUBMITTED BY: City Staff

EXHIBITS: Citation letters & pictures

SUMMARY STATEMENT

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

LEGAL DESCRIPTION: LOT TWENTY-TWO (22), IN BLOCK ONE (1), OF THE HOLLIS ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1213 LEE McCALISTER AVE, LAMESA, TX 79331

PARCEL ID: R2848

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

The following persons spoke:

_____	_____
_____	_____
_____	_____

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

CITY MANAGER'S MEMORANDUM

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

NOTICE OF PUBLIC HEARING

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

OWNERS: Ruby Lee Butler, Deceased,

HEIRS: Olivia Butler, Greg Butler, Sylvia G Williams, & Sylvia J Butler

SITUS: 1213 Lee McCalister Ave, Lamesa Tx 79331

LEGAL DESCRIPTION: Lot Twenty-Two (22), in Block One (1), of the Hollis Addition to the Town of Lamesa, Dawson County, Texas

STRUCTURE DESCRIPTION: White single-family home that windows broken out and side of wall falling off.

PARCEL ID: R2848

VIOLATION: Ordinance O-5-18 Substandard Structures.

Structure is vacant with severe signs of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of whether the building is a substandard building or structure under the provisions of Ordinance O-5-18 Substandard Structures. The hearing will take place at **City Hall, 601 S. 1st Street, Lamesa, Texas on the 4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order.

CITY OF LAMESA

601 S. 1st Street
Lamesa, TX 79331
806.872.2124



samantha@texascg.com

806.368.3614

July 14, 2020

Olivia Butler
714 E Springdale
Grande Prairie, TX 75052

RE: Notice of Hearing

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

LEGAL DESCRIPTION: Lot Twenty-two (22), in Block One (1) of the Hollis Addition to the City of Lamesa, Dawson County, Texas

SITUS: 1213 Lee McCalister Ave, Lamesa, Tx 79331

PARCEL ID: R2848

VIOLATION: Ordinance O-5-18 Substandard Structures

DESCRIPTION: Tan Single-Family Structure with Stucco and Windows Missing.

A hearing has been set before the city council for the determination to abate a building or structure that has been identified and inspected as substandard and/or hazardous according to the provisions of Substandard Structures Ordinance O-5-18. The hearing will take place at **Lamesa City Hall, 601 S 1st Street, Lamesa, Texas 79331** on the **4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises or proof of scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order. Please give this matter your immediate attention. There are currently no fines nor tickets. The purpose of this notice is to notify you of the issue and hearing.

Samantha Hyatt
Samantha Hyatt

Code Administrator
samantha@texascg.com
806.TEXCODE

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 21

SUBJECT: NUISANCE PROPERTY REMOVAL OR DEMOLITION
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Code of Ordinance, Sec. 3.05.006

SUMMARY STATEMENT

Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure.

LEGAL DESCRIPTION: LOT TWENTY-TWO (22), IN BLOCK ONE (1), OF THE HOLLIS ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1213 LEE McCALISTER AVE, LAMESA, TX 79331
PARCEL ID: R2848

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

RESOLUTION NO.

A RESOLUTION ORDERING THE REMOVAL OR DEMOLITION OF A SUBSTANDARD STRUCTURE LOCATED AT 1213 LEE McCALISTER AVE IN THE CITY OF LAMESA.

On this the 4th day of August, 2020, there came on and was held at the regular meeting place, The City Hall in the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551) and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas, has adopted a Substandard Structure Ordinance establishing procedures and policies requiring the repair, demolition or removal of certain structures, which have been deemed to be a public nuisance; and

WHEREAS, the Building Inspector of the City of Lamesa, has found that the structure(s) located on the premises hereinafter described constitutes a substandard building or structure and is a public nuisance within the terms of said ordinance;

WHEREAS, the property owners have been duly notified of the Building Inspector's findings, and given the opportunity to remedy such conditions; and

WHEREAS, the Building Inspector has been unable to secure voluntary compliance with the ordinance; and

WHEREAS, a hearing has been held on this date pursuant to such ordinance, at which the City Council has determined that all notices and citations have been served on the owner of the following described property and that the building or structures located on the following described property is a substandard building or structure under the terms of the Substandard Structures Ordinance and constitutes a public nuisance as defined in said ordinance; and

WHEREAS, after hearing, the City Council has determined that said building or structures should be removed or demolished by the owner within a reasonable specified time.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY
COUNCIL OF THE CITY OF LAMESA, TEXAS:**

I.

That the structure located on the following described property located at 1213 Lee McCalister Ave is hereby declared a Substandard Structure as defined in the

Substandard Structure Ordinance of the City of Lamesa, Texas and as such is declared to be a public nuisance and unlawful, to-wit:

Legal Description: Lot Twenty-Two (22), in Block One (1), of The Hollis Addition to the City of Lamesa, Dawson County, Texas

Situs: 1213 Lee McCalister Ave, Lamesa, TX 79331
Parcel ID: R2848

and such nuisance shall be abated by removal or demolition as provided herein or by any other procedure provided by law, for the following reasons:

- (1) The structure located upon the premises has windows or doors open to outdoor space and not protected against the entry of vermin, disease vectors or vandals;
- (2) The structure is uninhabitable, untenable and unsightly due to deterioration caused by neglect or the elements; and
- (3) The structure and property has an accumulation of rubbish, trash and weeds, which is likely to become a fire hazard and endanger the public or property of others.

II.

That the abatement by removal or demolition as provided herein shall be caused by the owners of such property not later than thirty (30) days from the date of this resolution.

III.

That failure to comply with this order will authorize all proceedings specified in the Substandard Buildings Ordinance necessary for the City to cause the removal or demolition of said structure with such expense to be assessed against such property and secured by a lien against such premises for all expenses incurred by the City in connection with the removal or demolition of such buildings or structures.

IV.

That a copy of resolution be served on the owners of such property in the manner and form provided in the Substandard Structure Ordinance.

V.

That this resolution shall take effect immediately.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 4th day of August, 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 resolution book thereafter.

Attest:

Betty Conde
City Secretary

Approved:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 22

SUBJECT: PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION

PROCEEDING: Public Hearing; Resolution

SUBMITTED BY: City Staff

EXHIBITS: Citation letters & pictures

SUMMARY STATEMENT

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

LEGAL DESCRIPTION: NORTH NINETY FEET (N/90') OF LOT THREE (3), AND THE NORTH NINETY FEET (N/90') OF THE WEST TEN FEET (W/10') OF LOT TWO (2), IN BLOCK ONE (1) OF THE HODGE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1111 N 5TH, LAMESA, TX 79331
PARCEL ID: R2819

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

The following persons spoke:

_____	_____
_____	_____
_____	_____

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

CITY MANAGER'S MEMORANDUM

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

NOTICE OF PUBLIC HEARING

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

OWNER: Maria Elena Gonzales, Deceased

Heirs: Crystal G Criswell, Jose Morales Gonzales Sr, Andres Gonzales Torres, Jorge Gonzales, & Juan Manuel Torres

SITUS: 1111 N 5th St, Lamesa Tx 79331

LEGAL DESCRIPTION: North Ninety Feet (N/90') of Lot Three (3), and the North Ninety Feet (N/90') of the West Ten Feet (W/10') of Lot Two (2), in Block One (1) of the Hodge Addition to the Town of Lamesa, Dawson County, Texas

STRUCTURE DESCRIPTION: White single-family home that peeling paint, and boarded window

PARCEL ID: R2819

VIOLATION: Ordinance O-5-18 Substandard Structures.

Structure is vacant with severe signs of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of whether the building is a substandard building or structure under the provisions of Ordinance O-5-18 Substandard Structures. The hearing will take place at **City Hall, 601 S. 1st Street, Lamesa, Texas on the 4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order.

CITY OF LAMESA

601 S. 1st Street
Lamesa, TX 79331
806.872.2124



samantha@texascg.com

806.368.3614

July 14, 2020

Crystal G Criswell
701 S Ave Q
Lamesa, TX 79331

RE: Notice of Hearing

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

LEGAL DESCRIPTION: North Ninety Feet (N/90') of Lot Three (3) and North Ninety Feet (N/90') of the West Ten Feet (W/10') of Lot Two (2), in Block One (1), of the Hodge Addition to the city of Lamesa, Dawson County, Texas

SITUS: 1111 N 5th St, Lamesa, Tx 79331

PARCEL ID: R2819

VIOLATION: Ordinance O-5-18 Substandard Structures

DESCRIPTION: White/Gray Single-Family Home with Peeling Paint and Boarded Window.

A hearing has been set before the city council for the determination to abate a building or structure that has been identified and inspected as substandard and/or hazardous according to the provisions of Substandard Structures Ordinance O-5-18. The hearing will take place at **Lamesa City Hall, 601 S 1st Street, Lamesa, Texas 79331** on the **4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises or proof of scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order. Please give this matter your immediate attention. There are currently no fines nor tickets. The purpose of this notice is to notify you of the issue and hearing.

Samantha Hyatt

Code Administrator
samantha@texascg.com
806.TEXCODE



PRIVATE
PROPERTY
NO TRESPASSING

1111 N 5th

01.29.2020



1111 N 5th

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 23

SUBJECT: NUISANCE PROPERTY REMOVAL OR DEMOLITION
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Code of Ordinance, Sec. 3.05.006

SUMMARY STATEMENT

Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure.

LEGAL DESCRIPTION: NORTH NINETY FEET (N/90') OF LOT THREE (3), AND THE NORTH NINETY FEET (N/90') OF THE WEST TEN FEET (W/10') OF LOT TWO (2), IN BLOCK ONE (1) OF THE HODGE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1111 N 5TH, LAMESA, TX 79331
PARCEL ID: R2819

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

RESOLUTION NO.

A RESOLUTION ORDERING THE REMOVAL OR DEMOLITION OF A SUBSTANDARD STRUCTURE LOCATED AT 1111 N. 5TH STREET IN THE CITY OF LAMESA.

On this the 4th day of August, 2020, there came on and was held at the regular meeting place, The City Hall in the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551) and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas, has adopted a Substandard Structure Ordinance establishing procedures and policies requiring the repair, demolition or removal of certain structures, which have been deemed to be a public nuisance; and

WHEREAS, the Building Inspector of the City of Lamesa, has found that the structure(s) located on the premises hereinafter described constitutes a substandard building or structure and is a public nuisance within the terms of said ordinance;

WHEREAS, the property owners have been duly notified of the Building Inspector's findings, and given the opportunity to remedy such conditions; and

WHEREAS, the Building Inspector has been unable to secure voluntary compliance with the ordinance; and

WHEREAS, a hearing has been held on this date pursuant to such ordinance, at which the City Council has determined that all notices and citations have been served on the owner of the following described property and that the building or structures located on the following described property is a substandard building or structure under the terms of the Substandard Structures Ordinance and constitutes a public nuisance as defined in said ordinance; and

WHEREAS, after hearing, the City Council has determined that said building or structures should be removed or demolished by the owner within a reasonable specified time.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY
COUNCIL OF THE CITY OF LAMESA, TEXAS:**

I.

That the structure located on the following described property located at 1111 N. 5th Street is hereby declared a Substandard Structure as defined in the Substandard

Structure Ordinance of the City of Lamesa, Texas and as such is declared to be a public nuisance and unlawful, to-wit:

Legal Description: North Ninety Feet (N/90') of Lot Three (3), and the North Ninety Feet (N/90') of the West Ten Feet (W/10') of Lot Two (2), in Block One (1) of The Hodge Addition to the City of Lamesa, Dawson County, Texas

Situs: 1111 N. 5th Street, Lamesa, TX 79331
Parcel ID: R2819

and such nuisance shall be abated by removal or demolition as provided herein or by any other procedure provided by law, for the following reasons:

- (1) The structure located upon the premises has windows or doors open to outdoor space and not protected against the entry of vermin, disease vectors or vandals;
- (2) The structure is uninhabitable, untenable and unsightly due to deterioration caused by neglect or the elements; and
- (3) The structure and property has an accumulation or rubbish, trash and weeds, which is likely to become a fire hazard and endanger the public or property of others.

II.

That the abatement by removal or demolition as provided herein shall be caused by the owners of such property not later than thirty (30) days from the date of this resolution.

III.

That failure to comply with this order will authorize all proceedings specified in the Substandard Buildings Ordinance necessary for the City to cause the removal or demolition of said structure with such expense to be assessed against such property and secured by a lien against such premises for all expenses incurred by the City in connection with the removal or demolition of such buildings or structures.

IV.

That a copy or resolution be served on the owners of such property in the manner and form provided in the Substandard Structure Ordinance.

V.

That this resolution shall take effect immediately.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 4th day of August, 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 resolution book thereafter.

Attest:

Betty Conde
City Secretary

Approved:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 24

SUBJECT: PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION

PROCEEDING: Public Hearing; Resolution

SUBMITTED BY: City Staff

EXHIBITS: Citation letters & pictures

SUMMARY STATEMENT

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

LEGAL DESCRIPTION: LOT TEN (10), IN BLOCK NINE (9), OF THE LINDSEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 607 N BOSTON, LAMESA, TX 79331
PARCEL ID: R3499

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

The following persons spoke:

_____	_____
_____	_____
_____	_____

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

CITY MANAGER'S MEMORANDUM

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

NOTICE OF PUBLIC HEARING

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

OWNER: Refugio Gallo

SITUS: 607 N Boston St Lamesa TX 79331

LEGAL DESCRIPTION: Lot Ten (10), in Block Nine (9), of the Lindsey Addition, to the Town of Lamesa, Dawson County, Texas

STRUCTURE DESCRIPTION: White/gray single-family home with peeling paint, and shingles falling off roof.

PARCEL ID: R3499

VIOLATION: Ordinance O-5-18 Substandard Structures.

Structure is vacant with severe signs of deterioration and open and accessible to the public, this invites vandalism and damage to the overall structure. Possible rodent harborage.

A hearing has been set before the city council for the purpose of making a determination of whether the building is a substandard building or structure under the provisions of Ordinance O-5-18 Substandard Structures. The hearing will take place at **City Hall, 601 S. 1st Street, Lamesa, Texas on the 4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order.

CITY OF LAMESA

601 S. 1st Street
Lamesa, TX 79331
806.872.2124



samantha@texascg.com

806.368.3614

July 14, 2020

Refugio Gallo
1203 Wayne Dr
Round Rock Tx 78664

RE: Notice of Hearing

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

LEGAL DESCRIPTION: Lot Ten (10), in Block Nine (9), of the Lindsey Addition, to the Town of Lamesa, Dawson County, Texas

SITUS: 607 N Boston, Lamesa, Tx 79331

PARCEL ID: R3499

VIOLATION: Ordinance O-5-18 Substandard Structures

DESCRIPTION: White/Gray Single-Family Home with Peeling Paint, And Shingles Falling Off Roof.

A hearing has been set before the city council for the determination to abate a building or structure that has been identified and inspected as substandard and/or hazardous according to the provisions of Substandard Structures Ordinance O-5-18. The hearing will take place at **Lamesa City Hall, 601 S 1st Street, Lamesa, Texas 79331** on the **4th day of August 2020 at 5:30 p.m.** You may present your case as to why this building should not be declared a public nuisance and why you should not be ordered to repair, renovate, or demolish and clear such building or structure from the premises or proof of scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work. If the city council finds that this building is a substandard building or structure, the city council may order the abatement of said condition or conditions by repair, renovation, removal or demolition by you within a reasonable time to be set by the city council and that the city may demolish or remove said building if the owner does not comply with such order. Please give this matter your immediate attention. There are currently no fines nor tickets. The purpose of this notice is to notify you of the issue and hearing.

Samantha Hyatt

Code Administrator
samantha@texascg.com
806.TEXCODE

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 25

SUBJECT: NUISANCE PROPERTY REMOVAL OR DEMOLITION
PROCEEDING: Resolution
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Code of Ordinance, Sec. 3.05.006

SUMMARY STATEMENT

Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure.

LEGAL DESCRIPTION: LOT TEN (10), IN BLOCK NINE (9), OF THE LINDSEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 607 N BOSTON, LAMESA, TX 79331
PARCEL ID: R3499

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

RESOLUTION NO.

A RESOLUTION ORDERING THE REMOVAL OR DEMOLITION OF A SUBSTANDARD STRUCTURE LOCATED AT 607 NORTH BOSTON STREET IN THE CITY OF LAMESA.

On this the 4th day of August, 2020, there came on and was held at the regular meeting place, The City Hall in the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551) and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the City Council of the City of Lamesa, Texas, has adopted a Substandard Structure Ordinance establishing procedures and policies requiring the repair, demolition or removal of certain structures, which have been deemed to be a public nuisance; and

WHEREAS, the Building Inspector of the City of Lamesa, has found that the structure(s) located on the premises hereinafter described constitutes a substandard building or structure and is a public nuisance within the terms of said ordinance;

WHEREAS, the property owners have been duly notified of the Building Inspector's findings, and given the opportunity to remedy such conditions; and

WHEREAS, the Building Inspector has been unable to secure voluntary compliance with the ordinance; and

WHEREAS, a hearing has been held on this date pursuant to such ordinance, at which the City Council has determined that all notices and citations have been served on the owner of the following described property and that the building or structures located on the following described property is a substandard building or structure under the terms of the Substandard Structures Ordinance and constitutes a public nuisance as defined in said ordinance; and

WHEREAS, after hearing, the City Council has determined that said building or structures should be removed or demolished by the owner within a reasonable specified time.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY
COUNCIL OF THE CITY OF LAMESA, TEXAS:**

I.

That the structure located on the following described property located at 607 N. Boston Street is hereby declared a Substandard Structure as defined in the Substandard

Structure Ordinance of the City of Lamesa, Texas and as such is declared to be a public nuisance and unlawful, to-wit:

Legal Description: Lot Ten (10), in Block Nine (9), of The Lindsey Addition to the City of Lamesa, Dawson County, Texas

Situs: 607 N. Boston Street, Lamesa, TX 79331
Parcel ID: R3499

and such nuisance shall be abated by removal or demolition as provided herein or by any other procedure provided by law, for the following reasons:

- (1) The structure located upon the premises has windows or doors open to outdoor space and not protected against the entry of vermin, disease vectors or vandals;
- (2) The structure is uninhabitable, untenable and unsightly due to deterioration caused by neglect or the elements; and
- (3) The structure and property has an accumulation or rubbish, trash and weeds, which is likely to become a fire hazard and endanger the public or property of others.

II.

That the abatement by removal or demolition as provided herein shall be caused by the owners of such property not later than thirty (30) days from the date of this resolution.

III.

That failure to comply with this order will authorize all proceedings specified in the Substandard Buildings Ordinance necessary for the City to cause the removal or demolition of said structure with such expense to be assessed against such property and secured by a lien against such premises for all expenses incurred by the City in connection with the removal or demolition of such buildings or structures.

IV.

That a copy or resolution be served on the owners of such property in the manner and form provided in the Substandard Structure Ordinance.

V.

That this resolution shall take effect immediately.

Upon being put to a vote, the resolution was Passed, Approved, and Adopted this 4th day of August, 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 resolution book thereafter.

Attest:

Betty Conde
City Secretary

Approved:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 26

**SUBJECT: PRESENTATION TO GOVERNING BODY OF THE CITY'S 2020
CERTIFIED APPRAISAL ROLL, EFFECTIVE TAX RATE AND
ROLLBACK TAX RATE CALCULATIONS**

PROCEEDING: Approval

SUBMITTED BY: City Staff

EXHIBITS: Certification of 2020 Appraisal Roll for the City of Lamesa

**AUTHORITY: *City Charter – Article V, Taxes and Taxation*
*State Law; Property Tax Code, Sec.26.04***

SUMMARY STATEMENT

City Manager to present to City Council the City's 2020 Certified Appraisal Roll, the Effective Tax Rate and the Rollback Tax Rate Calculations as certified by the Dawson County Central Appraisal District, Chief Appraiser Norma Brock.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 27

Subject: **AD VALOREM TAX RATE – 2020**
Proceeding: Set Proposed Tax Rate & Vote to Hold Two (2) Public Hearings
Submitted by: City Staff
Authority: *City Charter – Article V, Taxes and Taxation*
State Law; Property Tax Code, Sec.26.06

SUMMARY STATEMENT

City council discuss and set the proposed tax rate and consider voting to hold two (2) public hearings on a proposal to increase the total tax revenues of the City of Lamesa from properties on the tax roll.
(by record vote)

COUNCIL ACTION

Discussion: _____

Motion by Council Member _____ to set the proposed tax rate at _____ and hold two (2) public hearings on a proposal to increase the total tax revenues of the City of Lamesa from properties on the tax roll on **August 20, 2020** at 5:30 p.m. and on **August 25, 2020** at 5:30 p.m.
Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

(VOTE BY SHOW OF HAND)



VOTING

“AYE”

“NAY”

“ABSTAIN”

Josh Stevens

Brant Stewart

Marie Briseno

LUCIANO REYES

Dore Rodriguez

Bobby G. Gonzales

Doug Morris

CITY MANAGER’S MEMORANDUM

Under Property Tax Code, it requires two public hearings if the proposed tax rate exceeds the effective tax rate, I recommend the following dates for our two public hearings; August 20, 2020 at 5:30 p.m. for 1st public hearing and 2nd public hearing on August 25, 2020 at 5:30 p.m. To adopt the tax rate, 1st reading of the tax ordinance will be September 1, 2020 and second reading will be on September 8, 2020. The tax rate must be officially adopted by September 27, 2020.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 28

SUBJECT: **EXECUTIVE SESSION-PERSONNEL**
PROCEEDING: Closed Session
SUBMITTED BY: City Council
EXHIBITS:
AUTHORITY: Texas Open Meetings Act Chapter 551, Government Code

SUMMARY STATEMENT

Council to consider convening into closed executive session regarding Deliberation Regarding Personnel Matters with the provisions of the Texas Open Meetings Act (Chapter 551.074, Texas Government Code). No action will be taken in closed 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. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee."

- City Manager

COUNCIL ACTION

DISCUSSION: _____

Motion by Council Member _____ to convene in closed executive session in accordance with the provisions of the Texas Open Meetings to discuss and consider personnel matters. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

**CERTIFIED AGENDA: EXECUTIVE SESSION OF
THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS**

On this August 4, 2020, at a regularly scheduled meeting of the City Council of the City of Lamesa, Texas the Council adjourned into a closed executive session; notice of said session having been given by a notice posted at the City Hall, 601 South First Street at least seventy-two hours in advance.

A. ANNOUNCEMENT BY PRESIDING OFFICER:

"The City Council will begin its executive session on August 4, 2020 at _____
P.M."

The subject matter of each executive session deliberation is as follows:

Sec. 551.074, Texas Government Code: "Personnel Matters; CLOSED MEETING. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee."

- City Manager

B. ANNOUNCEMENT BY PRESIDING OFFICER:

"The City Council has completed its executive session on, at August 4, 2020 at
_____ P.M."

C. CERTIFICATION:

I hereby certify that this agenda of an executive session of the City Council of the City of Lamesa, Texas is a true and correct record of the proceedings pursuant Texas Open Meetings Act (Chapter 551, Government Code).

WITNESS my hand this August 4, 2020

Josh Stevens, Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 29

SUBJECT: EXECUTIVE SESSION-PERSONNEL
PROCEEDING: Closed Session
SUBMITTED BY: City Council
EXHIBITS:
AUTHORITY: Texas Open Meetings Act Chapter 551, Government Code

SUMMARY STATEMENT

Council to consider convening into closed executive session regarding Deliberation Regarding Personnel Matters with the provisions of the Texas Open Meetings Act (Chapter 551.074, Texas Government Code). No action will be taken in closed 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. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee."

- Municipal Judge

COUNCIL ACTION

DISCUSSION: _____

Motion by Council Member _____ to convene in closed executive session in accordance with the provisions of the Texas Open Meetings to discuss and consider personnel matters. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

**CERTIFIED AGENDA: EXECUTIVE SESSION OF
THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS**

On this August 4, 2020, at a regularly scheduled meeting of the City Council of the City of Lamesa, Texas the Council adjourned into a closed executive session; notice of said session having been given by a notice posted at the City Hall, 601 South First Street at least seventy-two hours in advance.

A. ANNOUNCEMENT BY PRESIDING OFFICER:

"The City Council will begin its executive session on August 4, 2020 at _____
P.M."

The subject matter of each executive session deliberation is as follows:

Sec. 551.074, Texas Government Code: "Personnel Matters; CLOSED MEETING. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee."

- Municipal Judge

B. ANNOUNCEMENT BY PRESIDING OFFICER:

"The City Council has completed its executive session on, at August 4, 2020 at
_____ P.M."

C. CERTIFICATION:

I hereby certify that this agenda of an executive session of the City Council of the City of Lamesa, Texas is a true and correct record of the proceedings pursuant Texas Open Meetings Act (Chapter 551, Government Code).

WITNESS my hand this August 4, 2020

Josh Stevens, Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 4, 2020

AGENDA ITEM: 30

ADJOURNMENT: Announcement by the Mayor - "The next regularly scheduled meeting of the City Council of the City of Lamesa will be **August 18th, 2020** at 5:30 P.M."

Upcoming Meetings

- **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**