



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 30, 2016, 601 SOUTH FIRST STREET, FOR THE PURPOSE OF CONSIDERING AND TAKING OFFICIAL ACTION ON THE FOLLOWING ITEMS:

1. CALL TO ORDER:

2. INVOCATION:

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

a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meeting held on August 16 & 23, 2016.

4. **AMEND RECREATIONAL VEHICLE ORDINANCE:** Consider passing an Ordinance on second reading amending Article 3.09 of the Ordinances of the city of Lamesa, Texas, entitled "Recreational Vehicle Parks and Recreational Vehicles" to add Section 3.09.014 (6) to provide for an additional temporary permitted occupancy of a recreational vehicle.

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

EAST 2.5FT OF LOT 7 AND ALL OF LOT 8, BLOCK C, OF THE M. C. LINDSEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS, (1012 S. 3rd) AND OWNED BY NARCISSA ORTIZ C/O YOLANDA GONZALES AND/OR CHARLIE LOPEZ.

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.

6. **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.

EAST 2.5FT OF LOT 7 AND ALL OF LOT 8, BLOCK C, OF THE M. C. LINDSEY ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS, (1012 S. 3rd) AND OWNED BY NARCISSA ORTIZ C/O YOLANDA GONZALES AND/OR CHARLIE LOPEZ.

7. **BUDGET AMENDMENT V:** City Council to consider amending Ordinance O-14-15 on second reading with respect to October 1, 2015 fiscal year budget.
8. **REQUEST FOR REZONING – (1600 N. BRYAN AVENUE):** Consider passing an Ordinance on second reading granting a zone change for a tract of land described as a 7.99 acre tract out of section 72, Block 35, T-6-N, Georgetown Ry. Co. Survey, in Dawson County, Texas from District R-2 to District R-3.

A 7.99 ACRE TRACT OUT OF SECTION 72, BLOCK 35, T-6-N, GEORGETOWN RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS, DESCRIBED BY METES AND BOUNDS IN THAT WARRANTY DEED DATED OCTOBER 12, 1956, AND RECORDED IN VOLUME 151, PAGE 301, OF THE DEED OF RECORDS OF DAWSON COUNTY, TEXAS.

9. **PUBLIC HEARING ON ZONE CHANGE – (100 N. 7TH STREET):** Public hearing of the rezoning petition of Danny Green (PO Box 25, Sundown, TX 79372), State Street Development and The Lamesa FAM LP to change the zoning designation of 100 N. 7th Street from: I-2 Heavy Industry to R-3 Apartment District, Multi-family Dwellings for apartments for the following property:

A 7.246 ACRE TRACT MORE FULLY DESCRIBED AS ALL OF LOT 5 AND THE WEST PART OF LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71, BLOCK 35, T-6-N, T&P RAILROAD COMPANY SURVEY, DAWSON COUNTY, TEXAS AND PART OF THE EAST 1/2 OF THAT PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS (100 N. 7TH STREET). A MORE ACCURATE DESCRIPTION OF SAID PROPERTY AND A PLAT OF THE PROPERTY IS AVAILABLE FOR INSPECTION AT 601 SOUTH 1ST STREET INSPECTIONS DEPARTMENT.

10. **REQUEST FOR REZONING – (100 N. 7th Street):** Consider passing an Ordinance on first reading granting a rezoning from I-2 Heavy Industry to R-3 Apartment District, Multi-family Dwellings for apartments for the following property:

A 7.246 ACRE TRACT MORE FULLY DESCRIBED AS ALL OF LOT 5 AND THE WEST PART OF LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71, BLOCK 35, T-6-N, T&P RAILROAD COMPANY SURVEY, DAWSON COUNTY, TEXAS AND PART OF THE EAST 1/2 OF THAT PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS (100 N. 7th Street). A MORE ACCURATE DESCRIPTION OF SAID PROPERTY AND A PLAT OF THE PROPERTY IS AVAILABLE FOR INSPECTION AT 601 SOUTH 1ST STREET INSPECTIONS DEPARTMENT.

11. **DISCUSSION OF TAKE HOME VEHICLE POLICY:** City Council to discuss and direct staff to make desired changes to the Take Home Vehicle Policy.
12. **DISCUSSION OF PARKS & RECREATION RENTAL POLICY:** City Council to discuss and direct staff to make desired changes to the W.M. "Bill" Weaver Sports Complex Rental Policy in the action taken in the minutes of the City Council Meeting dated April 15, 2014.

13. PUBLIC HEARING - FISCAL YEAR 2016-2017 ANNUAL BUDGET: Convene a public hearing, in accordance with State Law (Local Government Code, Chapter 102, Section 102.006), to hear a report from the City Manager and to hear comments from the public regarding the proposed Annual Budget for Fiscal Year 2016-2017 beginning on October 1, 2016 and ending September 30, 2017.

THIS PROPOSED BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$240,458 OR 12.19%, AND OF THAT AMOUNT, \$4 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR.

14. FISCAL YEAR OCTOBER 2016-2017 BUDGET - ADOPTION: Consider passing an ordinance on first reading with record vote in accordance with State Law (Local Government Code, Chapter 102, Section 102.007) providing funds for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017, by approving the budget for said period and appropriating and setting aside the necessary funds out of the General Fund, Water/Wastewater, Solid Waste funds for the maintenance and operation of the various departments and for various activities and improvements to the City.

THIS PROPOSED BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$240,458 WHICH IS A 12.19 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$4.

15. 1ST PUBLIC HEARING - AD VALOREM TAX RATE – 2016: 1ST Public Hearing on a proposed property tax rate of \$.827521 for 2016. This tax rate will raise \$2,213,533 which is \$240,458 more than taxes imposed last year.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.99 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$56.19 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

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

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

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

19. ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be September 6, 2016 at 5:30 P.M.*

Upcoming Meetings

- **September 6, 2016: City Council Meeting (2nd Reading of FY 2016/2017 Budget Ordinance and 2nd Public Hearing on Proposed Tax Rate)**
- **September 13, 2016: City Council Meeting (1st Reading of Ordinance Adopting Tax Rate)**
- **September 20, 2016: City Council Meeting (2nd Reading of Ordinance Adopting of Tax Rate)**



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: Norma Garcia at 806-872-4322

 601 South First Street, Lamesa, Texas 79331

 Telephone - (806) 872-4322

 Fax - (806) 872-4338

CERTIFICATION OF NOTICE

I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at **4:45 p.m., August 26th, 2016** in accordance with Chapter 551.041 of the Government Code.

Norma Garcia, City Secretary



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

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
FABIAN RUBIO	Council Member – District 3
BOBBY G. GONZALES	Council Member - District 4
FRED VERA	Council Member – District 5
CHANCE BRITT	Mayor Pro-tem/Council Member – District 6

City Staff members present at the meeting:

SHAWNA D. BURKHART	City Manager
NORMA GARCIA	City Secretary
RUSSELL CASSELBERRY	Attorney

Members of the press present at the meeting:

Members of the public present at the meeting:

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



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 3

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

SUMMARY STATEMENT

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meeting held on July 16, 2016.

COUNCIL ACTION

DISCUSSION _____

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

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

CITY MANAGER'S MEMORANDUM

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

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

MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:

AUGUST 16, 2016

On this the 16TH day of August, 2016, at 5:30 P.M. there came on and was held a regularly called meeting of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Stevens announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 7 the Council Members were present:

JOSH STEVENS	MAYOR
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
BRANT STEWART	COUNCIL MEMBER – DISTRICT 1
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
FRED VERA	COUNCIL MEMBER – DISTRICT 5
CHANCE BRITT	MAYOR PRO-TEM/COUNCIL DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
NORMA GARCIA	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Herrel Hallmark	Levi Roberts	Nathan Tafoya	Wayne Smith
Eddie Schwartz	Sylvia Dimas	Victor Dimas	Robin Wiley
Emilio Barrientes	Robert Ramirez	Joey Rivas	Chief Dale Alwan
Tele Gonzales	Irma Ramirez	Wayne Chapman	Larry Duyck
Terri Stahl	Cary White	Bernardo Barron	Eleanor Barron
Judge Leticia Dimas	Joe Vera	Shanna Smith	Greg Gilbert
Santos Moreno	Paula Rose	Bill Rose	Gwen Aldridge
Kay Howard	Gloria Tejada	Kathy Reeves	Hayley Wiley

Jason Wiley
Leigh Hogg
Vandy Wade
David Burkhart
Chris Moreno

Diana Henderson
Steve Hogg
Corina Salazar
Paul Sanchez

Bob Henderson
Leigh Ann Archer
Jessenia Salazar
Isaac Liscano

Roxanne Cox
Steven Archer
Sandra Adams
Oressa Edwards

Invocation was given by Council Member Pastor Gwen Aldridge.

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on July 19, 25 & 26, 2016.
- b. **BILLS FOR JULY 2016:** Approval of the bills paid by the City of Lamesa for the months of July, 2016.

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

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

WAIVER/DISCOUNT ON COMMUNITY CENTER FEES FOR "GREAT HOGG RACE" SPONSORED BY CORNERSTONE FELLOWSHIP CHURCH: City Council to consider taking action to waive and/or discount fees to use the Forrest Park Community Center for a benefit to raise funds to assist with Brooklyn Dossey health issues.

Motion by Council Member Stewart to a consider taking action to waive and/or discount fees to use the Forrest Park Community Center for a benefit to raise funds to assist with Brooklyn Dossey health issue. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

APPROVAL OF NEW LEDC PROJECT: City Council to discuss and approve land acquisition project for new medical park at 1600 N. Bryan Ave.

Motion by Council Member Britt to approve land acquisition project for new medical park at 1600 N. Bryan Ave. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

PUBLIC HEARING ON ZONE CHANGE – (1600 N. BRYAN AVENUE): Public hearing of the rezoning petition of Dawson County Hospital District (2200 N. Bryan Avenue) to change the zoning designation of 1600 N. Bryan Avenue from: R-2 Apartment District/Multi-family Residential to R-3 Multi-family Residential for a medical facility – (additional healthcare for Dawson County) for the following property:

LOT 72 BLOCK 35 T-6-N CERTIFICATE NO. SIXTY (60), GEORGETOWN RY. CO. SURVEY IN, DAWSON COUNTY, TEXAS (1600 N. BRYAN AVENUE).

Mayor Stevens announced the opening of the request for zone change at 1600 N. Bryan Avenue. Wayne Smith, Building Inspector, gave a brief overview of the request for zoning change and stated that the Planning and Zoning Board had voted to approve the request. Mr. Smith stated that 8 letters had been sent out to residents owning property in the 200-foot radius as per City ordinance and 1 letter was received back in favor of the change.

Pastor Gwen Aldridge spoke, needing an explanation of the permanent zone change. Mr. Smith as well as LEDC Director Nathan Tafoya stated, in accordance with the approved hospital minutes it is within the deed that the property holds a restriction for no multi-housing industry.

There being no other person wishing to speak, the public hearing was closed.

REQUEST FOR ZONE CHANGE – (1600 N. BRYAN AVENUE): Consider passing an Ordinance on first reading granting a rezoning from R-2 Apartment District/Multi-family Residential to R-3 Multi-family Residential for a medical facility – (additional healthcare for Dawson County) for the following property:

LOT 72 BLOCK 35 T-6-N CERTIFICATE NO. SIXTY (60), GEORGETOWN RY. CO. SURVEY IN, DAWSON COUNTY, TEXAS (1600 N BRYAN AVENUE).

Motion by Council Member Britt to change the zone from R-2 to R-3 subject to a deed restriction to be no multi-family housing and acceptance to deed restrictions for the property at 1600 N. Bryan Avenue. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

AMEND RECREATIONAL VEHICLE ORDINANCE: Consider passing an Ordinance on first reading amending Article 3.09 of the Ordinances of the City of Lamesa, Texas, entitled "Recreational Vehicle Parks and Recreational Vehicles" to add Section 3.09.014 (6) to provide for an additional temporary permitted occupancy of a recreational vehicle.

Motion by Council Member Vera to pass an Ordinance on first reading amending Article 3.09 of the Ordinances of the city of Lamesa, Texas, Entitled "Recreational Vehicle Parks and Recreational Vehicles" to add Section 3.09.014 (6) to provide for an additional temporary permitted occupancy of a recreational vehicle. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

REQUEST FOR SPECIFIC USE PERMIT – 208 SOUTH AVENUE K: Consider passing an Ordinance on first reading granting a specific use permit allowing placement of recreational vehicles for occupancy for the following property: LOTS 11 AND 12 BLOCK 8 OF THE COLLEGE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS (208 South Avenue K).

Motion by Council Member Vera to pass an Ordinance on first reading granting a specific use permit allowing placement of recreational vehicles for occupancy for the following property:

LOTS 11 AND 12 BLOCK 8 OF THE COLLEGE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS (208 South Avenue K)

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

VOTING: "AYE" 3 "NAY" 4 "ABSTAIN" 0

BUDGET AMENDMENT V: City Council to consider amending Ordinance O-14-15 on first reading with respect to October 1, 2015 fiscal year budget.

Motion by Council Member Britt to consider amending Ordinance O-14-15 on first reading with respect to October 1, 2015 fiscal year budget. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

AWARD CITY AUDIT SERVICES CONTRACT: City Council to award Audit Services contract to Bolinger, Segars, Gilbert & Moss for services to be provided for years ending September 30, 2016 through September 30, 2018 (3 Year contract).

Motion by Council Member Britt to award Audit Services contract to Bolinger, Segars, Gilbert & Moss for services to be provided for years ending September 30, 2016 through September 30, 2018 (3 Year contract). Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

RESOLUTION TO ALLOW A COUNCILMEMBER TO SERVE AS A VOLUNTEER: City Council to consider taking action to allow Councilmembers to serve as a volunteer with the Lamesa Volunteer Fire Department as permissible by LGC 21.003.

Council Member Fabian recused himself from this item.

Motion by Council Member Stewart to approve Councilmembers serving as a volunteer with the Lamesa Volunteer Fire Department as permissible by LGC 21.003. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" 2 "ABSTAIN" 0

PUBLIC HEARING REGARDING APPROVAL FOR SUBMISSION OF 2017/2018 COMMUNITY DEVELOPMENT BLOCK GRANT: Public Hearing to consider and discuss preparation for the submission of the City's 2017/2018 Texas Community Development Block Grant Program application to the Texas Department of Agriculture, including scope of project.

Mayor Stevens announced the opening of the request regarding of the submission of the City's 2017-2018 Texas Community Development Block Grant Program Application to the Texas Department of Agriculture including, scope of project.

Mrs. Burkhart as well as Kay Howard with CDBG stated, February 9th is the timeline to apply for the \$350,000 grant and that the top projects are for water and sewer.

There being no other person wishing to speak, the public hearing was closed.

APPROVAL FOR SUBMISSION OF 2017/2018 COMMUNITY DEVELOPMENT BLOCK GRANT: City Council to consider, discuss and approve preparation for the submission of the City's 2017/2018 Texas Community Development Block Grant Program application to the Texas Department of Agriculture, including scope of project.

Motion by Council Member Britt to approve the submission of the City's 2017/2018 Texas Community Development Block Grant Program application to the Texas Department of Agriculture, including scope of project. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

APPROVAL AND ADOPTION OF TEXAS DEPARTMENT OF AGRICULTURE CITIZEN'S PARTICIPATION PLAN: City Council to consider, discuss, approve and adopt the Texas Department of Agriculture Citizen's Participation Plan.

Motion by Council Member Stewart to approve and adopt the Texas Department of Agriculture Citizen's Participation Plan. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

DESIGNATE SELECTION COMMITTEE FOR 2015/2016 COMMUNITY DEVELOPMENT BLOCK GRANT: City Council to designate the Mayor, City Manager, Water/Wastewater Director and Administrative Assistant to the Selection Committee for Administrative Services and Engineering Services for the 2015/2016 Community Development Block Grant.

Motion by Council Member Britt to designate the Mayor, City Manager, Water/Wastewater Director and Administrative Assistant to the Selection Committee for Administrative Services and Engineering Services for the 2015/2016 Community Development Block Grant. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0
Council Member Rubio stepped out.

PRESENTATION TO GOVERNING BODY OF THE CITY'S 2016 CERTIFIED APPRAISAL ROLL, EFFECTIVE TAX RATE AND ROLLBACK TAX RATE CALCULATIONS: City Manager to present to City Council the City's 2016 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.

No action required.

AD VALOREM TAX RATE – 2016: 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 2016 proposed tax rate for the City of Lamesa.

- Proposed 1st Public Hearing: August 30, 2016, 5:30 p.m. at City Hall, 601 S. 1ST, Lamesa, TX.
- Proposed 2nd Public Hearing – September 6, 2016, 5:30 p.m. at City Hall, 601 S. 1ST, Lamesa, TX.

Motion by Council Member Rubio to set the proposed tax rate at .8275 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 30, 2016 at 5:30 p.m. and on September 6, 2016 at 5:30 p.m. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	<u> X </u>	<u> </u>	<u> </u>
Brant Stewart	<u> X </u>	<u> </u>	<u> </u>
Marie Briseno	<u> X </u>	<u> </u>	<u> </u>
Fabian Rubio	<u> X </u>	<u> </u>	<u> </u>
Bobby G. Gonzales	<u> X </u>	<u> </u>	<u> </u>
Fred Vera	<u> X </u>	<u> </u>	<u> </u>
Chance Britt	<u> X </u>	<u> </u>	<u> </u>

UTILITIES DIRECTOR REPORT: Utilities Director to report on the city’s recent events:

- a. CRMWA Waterline Repair Update
- b. Water Well Cleaning Project Update

FINANCIAL REPORT: Passed

CITY FY 2016/2017 BUDGET DISCUSSION / WORKSHOP: Council to meet with city staff to discuss and make changes to the 2016 – 2017 Proposed Operating Budget.

- a. General Fund Proposed Budget
- b. Water/Wastewater Utility Fund Proposed Budget
- c. Solid Waste Fund Proposed Budget
- d. All Other Funds Proposed Budgets
- e. Other Fees

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

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

ADJOURNMENT: The next regularly scheduled meetings of the City Council of the City of Lamesa will be **August 30, 2016**, at 5:30 P.M.

Upcoming Meetings

- **City Council Meetings with Public Hearings on Budget and Tax Rate Increase:**
 - **August 30, 2016 & September 6, 2016**
- **August 30, 2016: City Council Meeting**
- **September 6, 2016: City Council Meeting**
- **September 13, 2016: City Council Meeting**
- **September 20, 2016: City Council Meeting**

ATTEST:

APPROVED:

Norma Garcia
City Secretary

Josh Stevens
Mayor

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

MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:

AUGUST 23, 2016

On this the 23RD day of, 2016, at 5:30 P.M. there came on and was held a regularly called meeting of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Stevens announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 7 the Council Members were present:

JOSH STEVENS	MAYOR
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
BRANT STEWART	COUNCIL MEMBER – DISTRICT 1
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
FRED VERA	COUNCIL MEMBER – DISTRICT 5
CHANCE BRITT	MAYOR PRO-TEM/COUNCIL DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
NORMA GARCIA	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Russell Skiles	Larry Duyck	Terri Stahl	Sandy Trevino
Wayne Chapman	Wayne Smith	Robert Ramirez	Irma Ramirez
Judge Dimas	Ida Rodriguez	Chief Alwan	Eddie Schwartz
Raymond Garcia	Levi Roberts	Jason Wiley	Robin Wiley
Victor Dimas	Sylvia Dimas	Steven Archer	Leigh Ann Archer
Cary White	Alvin Jarrett	Stacey Jarrett	Gwen Aldridge
Joe Vera	Nathan Tafoya	David Burkhart	Sandra Adams
Roxanne Cox	Bob Henderson	Leigh Hogg	Kathy Reeves

Charles Wheeler

Invocation was given by Pastor Gwen Aldridge.

CITY FY 2016/2017 BUDGET DISCUSSION / WORKSHOP: Council to meet with city staff to discuss and make changes to the 2016 – 2017 Proposed Operating Budget.

- a. General Fund Proposed Budget
- b. Water/Wastewater Utility Fund Proposed Budget
- c. Solid Waste Fund Proposed Budget
- d. All Other Funds Proposed Budgets
- e. Other Fees

ADJOURNMENT: Announcement by the Mayor- “The next regularly scheduled meeting of the City Council of the City of Lamesa will be **August 30, 2016** at 5:30 P.M.”

Upcoming Meetings

- **City Council Meetings with Public Hearings on Budget and Tax Rate Increase:**
 - **August 30, 2016 & September 6, 2016**
- **August 30, 2016: City Council Meeting**
- **September 6, 2016: City Council Meeting**
- **September 13, 2016: City Council Meeting**
- **September 20, 2016: City Council Meeting**

Pursuant to the provisions of the Texas Open Meetings Act, the City Council certifies that the items above are a full record of the subject matter of each deliberation and indicates each vote, order, decision or other action taken by the City Council of the City of Lamesa, Texas at the meeting held on the date indicated above. Ratified and approved at the regular meeting of the City Council of the City of Lamesa, Texas held on August 23, 2016.

ATTEST:

APPROVED:

Norma Garcia
City Secretary

Josh Stevens
Mayor

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

**MINUTES OF THE CITY COUNCIL EMERGENCY MEETING:
AUGUST 23, 2016**

On this the 23rd day of January, 2016, at 5:30 P.M. there came on and was held a emergency meeting of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Stevens announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 7 the Council Members were present:

JOSH STEVENS	MAYOR
BRANT STEWART	COUNCIL MEMBER-DISTRICT 1
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
FRED VERA	COUNCIL MEMBER-DISTRICT 5
FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
CHANCE BRITT	MAYORPRO/TEM-COUNCIL MEMBER DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
NORMA GARCIA	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Russell Skiles	Larry Duyck	Terri Stahl	Sandy Trevino
Wayne Chapman	Wayne Smith	Robert Ramirez	Irma Ramirez
Judge Dimas	Ida Rodriguez	Chief Alwan	Eddie Schwartz
Raymond Garcia	Levi Roberts	Jason Wiley	Robin Wiley
Victor Dimas	Sylvia Dimas	Steven Archer	Leigh Ann Archer
Cary White	Alvin Jarrett	Stacey Jarrett	Gwen Aldridge
Joe Vera	Nathan Tafoya	David Burkhart	Sandra Adams
Roxanne Cox	Bob Henderson	Leigh Hogg	Kathy Reeves

Charles Wheeler

Invocation was given by Pastor Gwen Aldridge.

EMERGENCY ITEM: WATER MAIN LEAK AT NORTH 13th and Ave K: Discussion of recent water leak at North 13th and Ave K. This pipeline will affect water pressure to all of the City. City Council will discuss the timeline for repairs and City's water conservation measures that may be required.

Discussion of recent water leak at North 13th and Ave K. This pipeline will affect water to all of the City, discuss timeline for repairs and City's water conservation measures that may be required.

Mayor Stevens and City Manager Burkhart gave update for the water main leak stating that repairs have been started.

AUTHORIZATION OF USE - EMERGENCY CONTRACTOR OVER \$50,000: Discuss repairs over \$50,000 and take action to hire a contractor to assist in the water system repairs.

Motion by Council Member Gonzales to approve, if needed the hiring of a contractor over \$50,000. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

POTENTIAL BOIL WATER NOTICE: City Council to discuss potential Boil Notice which could be in effect once pipeline repairs begin.

The City will use of Code Red to inform citizens that a Boil Notice could be in effect once pipeline repairs have been started

ADJOURNMENT: *Announcement by the Mayor* – "The next regular meeting of the City Council of the City of Lamesa, Texas will be held at 5:30 p.m., on **Tuesday, August 23, 2016** at City Hall, 601 South First Street. There being no other business, the meeting is hereby adjourned."

Pursuant to the provisions of the Texas Open Meetings Act, the City Council certifies that the items above are a full record of the subject matter of each deliberation and indicates each vote, order, decision or other action taken by the City Council of the City of Lamesa, Texas at the meeting held on the date indicated above. Ratified and approved at the regular meeting of the City Council of the City of Lamesa, Texas held on August 23, 2016.

ATTEST:

Norma Garcia
City Secretary

APPROVED:

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 4

SUBJECT: AMEND RECREATIONAL VEHICLE ORDINANCE
PROCEEDING: Ordinance second reading
SUBMITTED BY: City Staff
AUTHORITY: City Charter,

SUMMARY STATEMENT

Consider passing an Ordinance on second reading amending Article 3.09 of the Ordinances of the city of Lamesa, Texas, entitled "Recreational Vehicle Parks and Recreational Vehicles" to add Section 3.09.014 (6) to provide for an additional temporary permitted occupancy of a recreational vehicle.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to pass an Ordinance on second reading amending Article 3.09 of the Ordinances of the city of Lamesa, Texas, Entitled "Recreational Vehicle Parks and Recreational Vehicles" to add Section 3.09.014 (6) to provide for an additional temporary permitted occupancy of a recreational vehicle. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ARTICLE 3.09 OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, ENTITLED "RECREATIONAL VEHICLE PARKS AND RECREATIONAL VEHICLES" TO ADD SECTION 3.09.014 (6) TO PROVIDE FOR AN ADDITIONAL TEMPORARY PERMITTED OCCUPANCY OF A RECREATIONAL VEHICLE.

On the 16th day of August, 2016, there came on and was held at the City Hall of the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act (Texas Government Code, Chapter 551). There being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council desires to make certain revisions to Article 3.09 of the Code of Ordinances of the City of Lamesa entitled "RECREATIONAL VEHICLE PARKS AND RECREATIONAL VEHICLES."

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

SECTION 1. That Section 3.09.014 of Article 3.09 of the Code of Ordinances of the City of Lamesa, be, and is hereby, amended by adding the following exception allowing the temporary occupancy of a recreational vehicle:

(6) When occupied by a person who is ill, convalescing or disabled requiring care from a relative or friend occupying the permanent residence located on the property or when occupied by a person providing required care to a relative or friend who is ill, convalescing or disabled occupying the permanent residence located on the property, only for the duration of the illness, period of convalescence or disability, subject to the following requirements:

- (a) A permit is obtained from the City Inspector;
- (b) Documentation from the ill, convalescing or disabled person's physician is presented documenting the illness, condition or disability requiring the care from the friend or relative;
- (c) Connection of the recreational vehicle to electricity and city water and sewer utilities specifically metered to the recreational vehicle; and
- (d) Compliance with all area and setback requirements of the City.

SECTION 2. Effective date: That this Ordinance shall become effective September 9, 2016.

SECTION 3. The City Secretary is hereby authorized and directed to publish the descriptive caption of this ordinance in the manner and for the length of time prescribed by Article IV, Section 24 of the City Charter and state law.

Upon being put to a vote, the foregoing Ordinance was Passeded, on First Reading on the 16th day of August, 2016, by a majority vote; and then on the 30th day of August, 2016, 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 (Texas Govt. Code, Chapter 551). There being a quorum present and acting throughout the meeting, the foregoing ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, and upon being put to a vote, the foregoing ordinance was Passed on Second and Final Reading and Adopted this 30th day of August, 2016, 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:

Norma Garcia
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 5

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

SUMMARY STATEMENT

The Mayor will open the public hearing.

East 2.5ft of Lot 7 and All of Lot 8, Block C, of the M. C. Lindsey Addition to the City of Lamesa, Dawson County, Texas, (1012 S. 3rd) and owned by Narcissa Ortiz c/o Yolanda Gonzales and/or Charlie Lopez.

Following the report from the Chief Inspector Wayne Smith, the Mayor will ask if anyone wishes to speak regarding the vacant and dangerous property which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and if such building is found to be so dilapidated, damaged or decayed as to be beyond repair.

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.

Dawson County Central Appraisal District

Chief Appraiser - Norma J. Brock, RTC,RTA,RPA,CTA, CCA



Official Website

Hosted By Peachard & Abbott, Inc.



General Real Estate Property Details

[New Property Search](#)

[Go To Previous Page](#)

Property ID: 3431

Account / Geo Number:
10066-03080-00000-000000

Property Legal Description:
E/2.5 OF LOT 7 AND ALL LOT 8
BLK C M C LINDSEY
(1012 S 3RD)
SEE NOTES

Survey / Sub Division Abstract:

Property Location:
1012 S 3RD

Block:
C

Section / Lot:
7

Owner Information:
ORTIZ NARCISSA
% YOLANDA GONZALES
2202 WILLIAMS RD

[View Building Detail Information](#)

[View Land Detail Information](#)

BIG SPRING, TX 79720

Deed Information:

Previous Owner:

Volume:

Page:

File Number:

Deed Date:

Property Detail:

Agent: None

[Printer Friendly Version](#)

Click the button above for a printable version of this record with all available details.

Property Exempt:

Category/SPTB Code: A1

[Homestead Form](#)

Total Acres: 0.145

Total Living Sqft: See Detail

Owner Interest: 1.000000

* [View Property Tax Information](#)

Homestead Exemption:

Homestead Cap Value: 0

* [View Homestead Value History](#)

Land Ag/Timber Value: 0



Account Number 02-0780-00
Zone 01

Address 1012 S 3RD
Name ORTIZ, NARCISA

General | Metered | Non-Metered | Financial | Information | Comments | History | Consumption History | Service Orders | Devices

Mailing Address

Account Details

Attention
Address 207 N 8TH ST
IMMOKALEE, FL
34142-3761, C005



Status Finaled on 7/08/91
Start Date 1/17/1986
Bill Thru Date 5/04/2001
Last Bill Date 7/05/1991
Balance 80.90
Pending Activity 0.00
Credit History Bill:19 Cut: 6 Pen: 8
Deposits 0.00
Cutoff N/A
Contracts 0.00
Draft N/A

Profile

Statement Group
Class RES RESIDENTIAL
E-Mail
Exceptions No Donation
DL
SSN
R/O

Clear

View inspector

Make payment payable to:

NORMA BROCK
 DAWSON CO CENTRAL APPR DIST
 PO BOX 797
 1806 LUBBOCK HWY
 LAMESA, TX 79331-0797
 Phone: 806-872-7060

2015 CURRENT DELINQUENT TAX STATEMENT

Taxes as Of: 6/21/2016

DPI Month Year: 06 2016

ORTIZ NARCISSA
 % YOLANDA GONZALES
 2202 WILLIAMS RD
 BIG SPRING TX 79720

NOTICE TO TAXPAYER

The records of this office indicate that the taxes on the property shown below have not been paid.

Please report any errors in DESCRIPTION, AMOUNT OF TAX, ASSESSMENT or OWNERSHIP to the APPRAISAL DISTRICT.

Owner ID: 34528

Parcel ID:	3431	Ownshp Seq:	1	Abst/Subdiv:		Suit:	N		
Account #:	10066-03080-00000-000000	Block:	C	Lot:	7	Acres:	0.15	Cat Code:	A1
Owner Interest:	1.000000	Legals:	E/2.5 OF LOT 7 & ALL LOT 8 BLK C M C LINDSEY			Land Value:	\$ 1,800		
Prop Address:	1012 S 3RD			(1012 S 3RD)		Pers Value:	\$ 0		
Prop City/St/Zip:				SEE NOTES		Improv. Value:	\$ 4,360		
						Ag/Timber:	\$ 0		

Jurisdiction:	Year:	Taxable:	Exemptions/ Codes:	Receipt #	Rate:	Base Tax:	Discount:	P/I:	Attrny Fee:	Total Amount:
DAWSON CO	2006	2,410	0	7712	0.608800	\$14.67	\$0.00	\$18.34	\$6.60	\$39.61
LAMESA ISD	2006	2,410	0	7712	1.370000	\$33.02	\$0.00	\$41.28	\$14.86	\$89.16
LAMESA CITY	2006	2,410	0	7712	0.724300	\$17.46	\$0.00	\$21.83	\$7.86	\$47.15
MESA UWD	2006	2,410	0	7712	0.020000	\$0.48	\$0.00	\$0.60	\$0.22	\$1.30
HOSPITAL	2006	2,410	0	7712	0.220000	\$5.30	\$0.00	\$6.63	\$2.39	\$14.32
2006 Total:						\$70.93	\$0.00	\$88.68	\$31.93	\$191.54
DAWSON CO	2007	2,460	0	7699	0.637561	\$15.68	\$0.00	\$17.72	\$6.68	\$40.08
LAMESA ISD	2007	2,460	0	7699	1.040000	\$25.58	\$0.00	\$28.91	\$10.90	\$65.39
LAMESA CITY	2007	2,460	0	7699	0.724300	\$17.82	\$0.00	\$20.14	\$7.59	\$45.55
MESA UWD	2007	2,460	0	7699	0.020000	\$0.49	\$0.00	\$0.55	\$0.21	\$1.25
HOSPITAL	2007	2,460	0	7699	0.220000	\$5.41	\$0.00	\$6.11	\$2.30	\$13.82
2007 Total:						\$64.98	\$0.00	\$73.43	\$27.68	\$166.09
DAWSON CO	2008	2,460	0	7440	0.550000	\$13.53	\$0.00	\$13.67	\$5.44	\$32.64
LAMESA ISD	2008	2,460	0	25054	1.170000	\$28.78	\$0.00	\$29.07	\$11.57	\$69.42
LAMESA CITY	2008	2,460	0	7440	0.724300	\$17.82	\$0.00	\$18.00	\$7.16	\$42.98
MESA UWD	2008	2,460	0	7440	0.018000	\$0.44	\$0.00	\$0.44	\$0.18	\$1.06
HOSPITAL	2008	2,460	0	7440	0.176695	\$4.35	\$0.00	\$4.39	\$1.75	\$10.49
2008 Total:						\$64.92	\$0.00	\$65.57	\$26.10	\$156.59
DAWSON CO	2009	2,520	0	7757	0.608316	\$15.33	\$0.00	\$13.64	\$5.79	\$34.76
LAMESA ISD	2009	2,520	0	7757	1.170000	\$29.48	\$0.00	\$26.24	\$11.14	\$66.86
LAMESA CITY	2009	2,520	0	7757	0.724300	\$18.25	\$0.00	\$16.24	\$6.90	\$41.39
MESA UWD	2009	2,520	0	7757	0.018000	\$0.45	\$0.00	\$0.40	\$0.17	\$1.02
HOSPITAL	2009	2,520	0	7757	0.198648	\$5.01	\$0.00	\$4.46	\$1.89	\$11.36
2009 Total:						\$68.52	\$0.00	\$60.98	\$25.89	\$155.39
DAWSON CO	2010	2,520	0	4608	0.566570	\$14.28	\$0.00	\$11.00	\$5.06	\$30.34

NORMA BROCK
 DAWSON CO CENTRAL APPR DIST
 PO BOX 797
 1806 LUBBOCK HWY
 LAMESA, TX 79331-0797
 Phone: 806-872-7060

NOTICE TO TAXPAYER

The records of this office indicate that the taxes on the property shown below have not been paid.

Please report any errors in DESCRIPTION, AMOUNT OF TAX, ASSESSMENT or OWNERSHIP to the APPRAISAL DISTRICT.

ORTIZ NARCISSA
 % YOLANDA GONZALES
 2202 WILLIAMS RD
 BIG SPRING TX 79720

Owner ID: 34528

Jurisdiction:	Year:	Taxable:	Exemptions/ Codes:	Receipt #	Rate:	Base Tax:	Discount:	P/I:	Attrny Fee	Total Amount:
LAMESA ISD	2010	2,520	0	4608	1.170000	\$29.48	\$0.00	\$22.70	\$10.44	\$62.62
LAMESA CITY	2010	2,520	0	4608	0.724300	\$18.25	\$0.00	\$14.05	\$6.46	\$38.76
MESA UWD	2010	2,520	0	4608	0.018000	\$0.45	\$0.00	\$0.35	\$0.16	\$0.96
HOSPITAL	2010	2,520	0	4608	0.185077	\$4.66	\$0.00	\$3.59	\$1.65	\$9.90
2010 Total:						\$67.12	\$0.00	\$51.69	\$23.77	\$142.58
DAWSON CO	2011	2,590	0	4539	0.553937	\$14.35	\$0.00	\$9.33	\$4.74	\$28.42
LAMESA ISD	2011	2,590	0	4539	1.170000	\$30.30	\$0.00	\$19.70	\$10.00	\$60.00
LAMESA CITY	2011	2,590	0	4539	0.724300	\$18.76	\$0.00	\$12.19	\$6.19	\$37.14
MESA UWD	2011	2,590	0	4539	0.018000	\$0.47	\$0.00	\$0.31	\$0.16	\$0.94
HOSPITAL	2011	2,590	0	4539	0.181036	\$4.69	\$0.00	\$3.05	\$1.55	\$9.29
2011 Total:						\$68.57	\$0.00	\$44.58	\$22.64	\$135.79
DAWSON CO	2012	6,160	0	4544	0.509529	\$31.39	\$0.00	\$16.64	\$9.61	\$57.64
LAMESA ISD	2012	6,160	0	4544	1.170000	\$72.07	\$0.00	\$38.20	\$22.05	\$132.32
LAMESA CITY	2012	6,160	0	4544	0.724300	\$44.62	\$0.00	\$23.65	\$13.65	\$81.92
MESA UWD	2012	6,160	0	4544	0.017000	\$1.05	\$0.00	\$0.56	\$0.32	\$1.93
HOSPITAL	2012	6,160	0	4544	0.154961	\$9.55	\$0.00	\$5.06	\$2.92	\$17.53
2012 Total:						\$158.68	\$0.00	\$84.11	\$48.55	\$291.34
DAWSON CO	2013	6,160	0	4603	0.525828	\$32.39	\$0.00	\$13.28	\$9.13	\$54.80
LAMESA ISD	2013	6,160	0	4603	1.170000	\$72.07	\$0.00	\$29.55	\$20.32	\$121.94
LAMESA CITY	2013	6,160	0	4603	0.724300	\$44.62	\$0.00	\$18.29	\$12.58	\$75.49
MESA UWD	2013	6,160	0	4603	0.016000	\$0.99	\$0.00	\$0.41	\$0.28	\$1.68
HOSPITAL	2013	6,160	0	4603	0.166500	\$10.26	\$0.00	\$4.21	\$2.89	\$17.36
2013 Total:						\$160.33	\$0.00	\$65.74	\$45.20	\$271.27
DAWSON CO	2014	6,160	0	4552	0.494101	\$30.44	\$0.00	\$8.83	\$7.85	\$47.12
LAMESA ISD	2014	6,160	0	4552	1.170000	\$72.07	\$0.00	\$20.90	\$18.59	\$111.56
LAMESA CITY	2014	6,160	0	4552	0.724300	\$44.62	\$0.00	\$12.94	\$11.51	\$69.07
MESA UWD	2014	6,160	0	4552	0.016000	\$0.99	\$0.00	\$0.29	\$0.26	\$1.54
HOSPITAL	2014	6,160	0	4552	0.195284	\$12.03	\$0.00	\$3.49	\$3.10	\$18.62
2014 Total:						\$160.15	\$0.00	\$46.45	\$41.31	\$247.91
DAWSON CO	2015	6,160	0	4599	0.550000	\$33.88	\$0.00	\$5.08	\$0.00	\$38.96
LAMESA ISD	2015	6,160	0	4599	1.170000	\$72.07	\$0.00	\$10.81	\$0.00	\$82.88
LAMESA CITY	2015	6,160	0	4599	0.740000	\$45.58	\$0.00	\$6.84	\$0.00	\$52.42

NORMA BROCK
 DAWSON CO CENTRAL APPR DIST
 PO BOX 797
 1806 LUBBOCK HWY
 LAMESA, TX 79331-0797
 Phone: 806-872-7060

Taxes as Of: 6/21/2016

DPI Month Year: 06 2016

NOTICE TO TAXPAYER

The records of this office indicate that the taxes on the property shown below have not been paid.

Please report any errors in DESCRIPTION, AMOUNT OF TAX, ASSESSMENT or OWNERSHIP to the APPRAISAL DISTRICT.

ORTIZ NARCISSA
 % YOLANDA GONZALES
 2202 WILLIAMS RD
 BIG SPRING TX 79720

Owner ID: 34528

Jurisdiction:	Year:	Taxable:	Exemptions/ Codes:	Receipt #	Rate:	Base Tax:	Discount:	P/I:	Attrny Fee	Total Amount:
MESA UWD	2015	6,160	0	4599	0.016000	\$0.99	\$0.00	\$0.15	\$0.00	\$1.14
HOSPITAL	2015	6,160	0	4599	0.227779	\$14.03	\$0.00	\$2.10	\$0.00	\$16.13
2015 Total:						\$166.55	\$0.00	\$24.98	\$0.00	\$191.53
Parcel ID 3431 Total						\$1,050.75	\$0.00	\$606.21	\$293.07	\$1,950.03

AN ADDITIONAL 20% PENALTY WILL BE ADDED TO YOUR 2015 TAXES IF NOT PAID BEFORE JULY 1, 2016 IN ACCORDANCE WITH STATE PROPERTY TAX CODE SEC. 33.07d. FOR RECEIPT, ENCLOSE STAMPED, SELF-ADDRESSED ENVELOPE. TO INSURE PROPER CREDIT, MAIL OR BRING THIS STATEMENT WITH YOUR PAYMENT	** Summary **:	Base Tax:	P/I:	Additional:	Total Amount:
	If Paid In Jun, 2016	\$1,050.75	\$606.21	\$293.07	\$1,950.03
	If Paid In Jul, 2016	\$1,050.75	\$620.03	\$334.18	\$2,004.96
	If Paid In Aug, 2016	\$1,050.75	\$630.50	\$336.23	\$2,017.48
	If Paid In Sep, 2016	\$1,050.75	\$641.01	\$338.37	\$2,030.13
	If Paid In Oct, 2016	\$1,050.75	\$651.52	\$340.47	\$2,042.74

General	Legal	Ownership	Land	Building	Demographics	Previous Owners	Sales	Images
History	Notes	History	Taxes	Parcel	Tasks	Estimate	YTD Expires	

Primary Notes (250 Char Max)

WASH HOUSE NON LIVABLE AS PER PIC 08/22/01 NIP 32/111 PICK UP WAREHOUSE VERY INTERESTED NEXT TO HIS PARENTS HOUSE - TALKED TO ESHER WILL PROCEED

Secondary Notes: Unlimited

1/1/2011 MARI KIMBELL DR H 806/201 08475 INTERESTED IN PURCHASING THIS PROPERTY /XFRD TO MARY TO LET ATTOR KNOW...NO PRINT SINCE 2005 (M)

Note: To start a new line, press Enter or Ctrl + Enter Key. To Move between fields, press the Tab Key.

Last Change

Last Date: 12/27/2011

User Name: [redacted]

Improvement: 4,380

Market Value: 6,160

X 1

= 6,160

Value: 1,880



CITY OF LAMESA

Inspections Department

601 SOUTH 1ST STREET LAMESA, TEXAS 79331 TEL. 806-872-2124 FAX 806-872-4336

Date: July 1, 2016

RE: 1012 S 3rd

Complaints received August 2012
February 2014
May 2014
May 2015
September 2015
May 2016

Mowed October 2012 (by city)
February 2014 (community service)
May 2014 (contractor)
June 2015 (contractor)
December 2015 (community service)

Lien filed November 2014 \$426.11
November 2015 \$446.00

Wayne Smith
City of Lamesa
601 S. First Street
Lamesa, TX 79331

City incurs the expense until paid.

Witness my hand the 21 day of October, 2014.

City of Lamesa, Texas

By:

Dave Nix
Dave Nix, Mayor

APPROVED AS TO CONTENT:

Wayne Smith
Wayne Smith, City Inspector

STATE OF TEXAS

COUNTY OF DAWSON

THIS INSTRUMENT WAS ACKNOWLEDGED before me on this the 21st day of October, 2014, by Dave Nix, Mayor of the City of Lamesa, Texas, a home rule municipality, on its behalf.



Maria Hatchett
Notary Public, State of Texas

AFTER RECORDING RETURN TO: Fulbright & Casselberry, Attorneys At Law, 211 North Houston Avenue, Lamesa, Texas 79331

BOOK 757 PAGE 210

STATEMENT OF EXPENSES AND NOTICE OF LIEN

3258

STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF DAWSON

§

WITNESSETH:

That pursuant to Section 6.02.001, et seq, of the Code of Ordinances of the City of Lamesa, Texas (the "Code"), notice is hereby given that the City of Lamesa, a Texas home rule municipality, acting by and through its duly authorized agents, on or about June 5, 2015, performed work necessary to effect compliance with the code;

That the cost of such work is in the amount of \$446.00, such costs being itemized as follows:

- 1. Mowing or cleaning of property ----- \$420.00
- 2. Certified postage ----- \$ 6.00
- 3. Fee for recording this Notice ----- \$ 20.00
- Total ----- \$446.00

That such labor was performed at 1012 S. 3rd Street, Lamesa, Dawson County, Texas, legally described as the East 2.5 of Lot 7 and all of Lot 8 Block C, of the MC Lindsey Addition to the Town of Lamesa, Dawson County, Texas;

That the expense incurred in correcting, remedying or removing the condition, and the cost of notification, was paid by the City and charged to the owner of the property, and that the owner of the property failed to pay such expenses within thirty (30) days after the first day of the month following the month in which the work was done.

That pursuant to the Code, the City of Lamesa has become vested with, and by this instrument does hereby perfect against the above described real property, a lien in said amount, together with interest on said amount at the rate of ten percent (10%) per annum from the date the

City incurs the expense until paid.

Witness my hand the 28th day of August, 2015.

City of Lamesa, Texas

By: *Dave Nix*
Dave Nix, Mayor

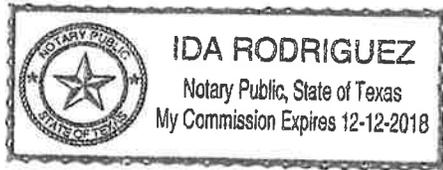
APPROVED AS TO CONTENT:

Wayne Smith
Wayne Smith, City Inspector

STATE OF TEXAS

COUNTY OF DAWSON

THIS INSTRUMENT WAS ACKNOWLEDGED before me on this the 16th day of September, 2015, by Dave Nix, Mayor of the City of Lamesa, Texas, a home rule municipality, on its behalf.



Ida Rodriguez
Notary Public, State of Texas

AFTER RECORDING RETURN TO: Fulbright & Casselberry, Attorneys At Law, 211 North Houston Avenue, Lamesa, Texas 79331

THE STATE OF TEXAS Any provision herein which restricts the sale, rental, or
COUNTY OF DAWSON use of the described real property because of color or
race is invalid and unenforceable under Federal law.

I hereby certify that this instrument was FILED on the date and at the time stamped hereon by me and was duly RECORDED in the Records of Dawson County, Texas, in the Volume and Page noted hereon by me.



Gloria Vera
Gloria Vera Dawson County Clerk

Recorded: 11/30/2015 4:00 PM

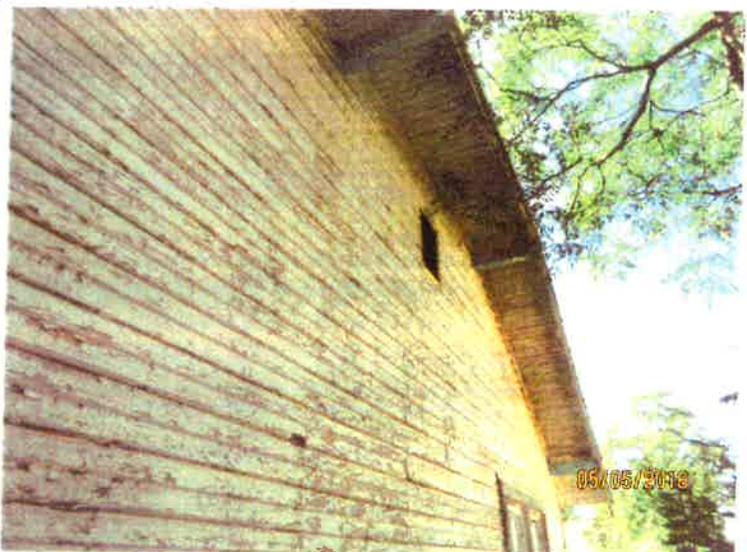
OPR Records, Volume 779, Page 395

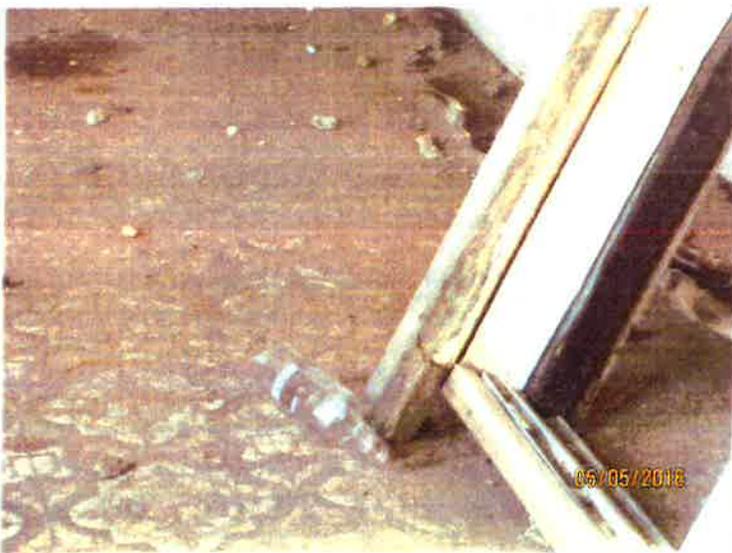
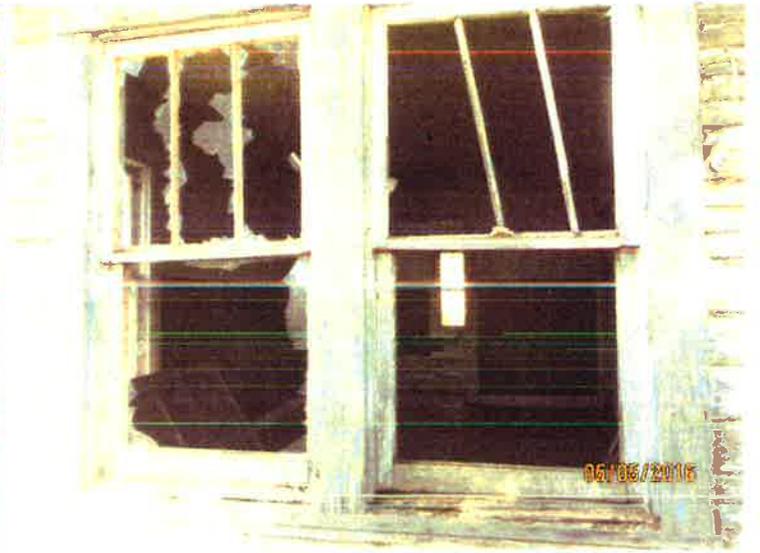
BY *Gloria Vera* DEPUTY

BOOK 779 PAGE 396











City of Lamesa
Office of Code Enforcement
601 South First 806/872-4329
LAMESA, TEXAS 79331-6247

Date: June 21, 2016

Narcissa Ortiz
c/o Yolanda Gonzales
2202 Williams Rd
Big Spring, Texas 79720

Certified Mail: 7015 1730 0001 6294 0833

Re: Notice of Property Maintenance Code Violation

In an effort to improve the health and welfare of the community, the City of Lamesa has begun a campaign to remove offensive conditions and code violations in the City's neighborhoods. We are seeking cooperation from all property owners in this effort.

It is a violation of Section 6.02.001 of the Lamesa Code of Ordinances for any person to own, keep or use any building or premises in the city in such, a manner as to be injurious to the health of the people, or offensive to the neighborhood or to any private family or person.

You are listed on the appraisal district records as the owner of the following property located at the following address in the City of Lamesa, Texas.

**(1012 South 3rd)
East 2.5 of Lot 7 and all of Lot 8 Block C of
the M C Lindsey Addition to Lamesa,
Dawson County, Texas.**

This property has been determined to be substandard and in violation of the Code of Ordinances of the City of Lamesa, Texas by reason of the following conditions:

Sec. 3.04.048 Unsafe Structures

All structures, dwellings, apartment houses, rooming houses, buildings or outbuildings which are unsafe, unsanitary, unfit for human habitation; or which constitute a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use constitute a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, abandonment, or lack of adequate egress, are hereby deemed to be, unsafe buildings. All such unsafe buildings are hereby declared illegal and a public nuisance and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of this ordinance and the laws of the State of Texas.

Allowing buildings or premises to become menace to public health.

Sec. 6.02.001 Generally Any person who shall own, keep or use any building or premises in the city in such a manner as to be injurious to the health of the people, or offensive to the neighborhood or to any private family or person, shall be deemed guilty of a misdemeanor.

Sec. 3.05.005 Minimum standards for continued use and occupancy

Any building that is not substandard as defined in this article shall be deemed as meeting the minimum standards for the continued use and occupancy of all buildings regardless of the date of their construction, and any building deemed as a dangerous or substandard building by this article shall not be deemed as meeting said minimum standards for continued use and occupancy.

3.05.006 Declaration of Nuisance

All substandard buildings, as defined in this article, are declared to be public nuisances and unlawful, and shall be abated by repair, rehabilitation or demolition as provided herein or by any other procedures provided by law.

If repairs are not made the city will pursue abatement under Article 3.05 of the Code of Ordinances.

WEEDY LOT AND/OR WEEDY ALLEY Weeds are located on your property.

Section 6.02.003 Weeds and other unsightly vegetation:

- (a) **Weeds and other unsightly vegetation.** It shall be unlawful for any person owning, claiming, occupying, or having supervision or control of any premises to allow objectionable or unsightly vegetation to grow to a greater height than twelve (12) inches upon any such real property within one hundred (100) feet of any property line or within fifty (50) feet of any structure. It shall be the duty of such person to keep the area from the line of his property to the curb line or street adjacent to it free and clear of the matter referred to above. All vegetation not regularly cultivated which exceeds twelve (12) inches in height shall be presumed to be "objectionable and unsightly", within the meaning of this section.

*****NOTICE*****

If another violation of the same kind or nature that poses a danger to the public health and safety occurs on or before the first anniversary of the date of this notice, the city without further notice may correct the violation at the owner's expense and assess the expense against the property.

Section 6.02.005 penalty for refusal to correct or remove condition

If any person notified as provided in this article fails or refuses to correct or remove the condition specified in such notice within ten (10) days after the notice is effected such person shall be guilty of a misdemeanor and issued a warrant to appear in municipal court and upon conviction shall be fined in any sum not exceeding two thousand (\$2000.00). Each and every day that the violation remains uncorrected shall constitute a separate and distinct offense subject to penalty under this section.

Section 6.02.006 Correction or removal of condition by city

If any person notified as provided in this article fails or refuses to correct, remedy, or remove the condition specified in such notice within ten (10) days after the notice is effected, the city may go upon the property and do such work or make such improvements as are necessary to correct, remedy, or remove such condition only in those cases which may present a serious threat to the health, safety, and general welfare of nearby residents. The expense incurred pursuant to this section in correcting, remedying or removing the condition, and the cost of notification, shall be paid by the city and charged to the owner of such property. In the event that the owner fails or refuses to pay such expenses within thirty (30) days after the first day of the month following the month in which the work was done, the city shall file with the county clerk a statement of the expenses incurred. When such statement is filed, the city shall have a privileged lien on such property, second only to tax liens and liens for street improvements, to

secure the payment of the amount expended. Such amount shall bear interest at the rate of ten percent (10%) from the date the city incurs the expense. For any such expenses and interest, suit may be instituted and recovery and foreclosure had by the city.

As Administrator of the above-mentioned property, it will be necessary for you to contact the code enforcement department and bring this property into compliance within 10 (ten) days of notification. Failure to comply could result in a formal complaint being filed with the Municipal Court and possible fine or other abatement actions as provided by law.

Your cooperation in this community improvement campaign will greatly assist in making our city a more healthful and inviting place in which to live. If you have any questions please feel free to call me at 806-872-4329 or 806-759-7060.

FOR THE CITY OF LAMESA

Sincerely,

Wayne Smith
Code Enforcement Officer



CITY OF LAMESA

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

Narcissa Ortiz
c/o Yolanda Gonzales
2202 Williams Rd
Big Spring, Texas 79720

Re: 1012 South 3rd Street, Lamesa, Dawson County, Texas 79331

Dear Ms. Ortiz:

This citation is being sent to you regarding that structure owned by you located at 1012 South 3rd Street, Lamesa, Dawson County, Texas 79331. The dwelling and structure which is located upon the property has been deemed an unsafe building in accordance with Section 3.04.048 of the Code of Ordinances of The City of Lamesa, Texas ("the Code"). All such unsafe buildings are declared illegal and a public nuisance, and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of the Code.

Specifically, the Building Inspector of The City of Lamesa has found the dwelling and structure to be in violation of several ordinances of The City of Lamesa, including, but not limited to, lack of sanitary facilities, defective roofing, and inadequate maintenance. The dwelling and structure is a dangerous building, unsafe building and unsafe structure and constitutes a substandard building as defined by the Code of Ordinances. Further, the building is open, permitting the unauthorized entry of any person, and by virtue of its condition, has an adverse effect on adjacent premises by reducing the desirability of living conditions in the immediate neighborhood and causing a substantial depreciation in property values.

You are hereby notified that a hearing has been set before The City Council of the City of Lamesa, Texas, on Tuesday, July 19, 2016, at 5:30 p.m. at 601 South 1st Street, Lamesa, Texas, 79331 to determine if the dwelling and structure is a substandard building as defined by the Code. If the City Council finds that the dwelling and structure is a substandard building, the City Council may order the abatement of said conditions by repair, renovation, removal or demolition by the owner within a reasonable time to be set by the City Council. You are further advised that The City of Lamesa may demolish or remove said building if the owner does not comply with such order in the time provided.

You are hereby cited and notified to appear before the City Council of The City of Lamesa at the date, time and place specified above and show cause why such dwelling and structure should not be found to be a substandard building under the terms of the Code and why you should not be ordered to repair, renovate, remove or demolish and clear such dwelling and structure from the premises.

Dated this 21st day of June, 2016.

Wayne Smith
Building Official
City of Lamesa

City of Lamesa
Office of Code Enforcement
601 South First 806/872-4329
LAMESA, TEXAS 79331-6247

Date: June 21, 2016

Charlie Lopez Jr
802 North 3rd
Lamesa, Texas 79331

Certified Mail: 7015 1730 0001 6294 0826

Re: Notice of Property Maintenance Code Violation

In an effort to improve the health and welfare of the community, the City of Lamesa has begun a campaign to remove offensive conditions and code violations in the City's neighborhoods. We are seeking cooperation from all property owners in this effort.

It is a violation of Section 6.02.001 of the Lamesa Code of Ordinances for any person to own, keep or use any building or premises in the city in such, a manner as to be injurious to the health of the people, or offensive to the neighborhood or to any private family or person.

You are listed on the appraisal district records as the owner of the following property located at the following address in the City of Lamesa, Texas.

**(1012 South 3rd)
East 2.5 of Lot 7 and all of Lot 8 Block C of
the M C Lindsey Addition to Lamesa,
Dawson County, Texas.**

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Allowing buildings or premises to become menace to public health.

Sec. 6.02.001 Generally Any person who shall own, keep or use any building or premises in the city in such a manner as to be injurious to the health of the people, or offensive to the neighborhood or to any private family or person, shall be deemed guilty of a misdemeanor.

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3.05.006 Declaration of Nuisance

All substandard buildings, as defined in this article, are declared to be public nuisances and unlawful, and shall be abated by repair, rehabilitation or demolition as provided herein or by any other procedures provided by law.

If repairs are not made the city will pursue abatement under Article 3.05 of the Code of Ordinances.

WEEDY LOT AND/OR WEEDY ALLEY Weeds are located on your property.

Section 6.02.003 Weeds and other unsightly vegetation:

- (a) **Weeds and other unsightly vegetation.** It shall be unlawful for any person owning, claiming, occupying, or having supervision or control of any premises to allow objectionable or unsightly vegetation to grow to a greater height than twelve (12) inches upon any such real property within one hundred (100) feet of any property line or within fifty (50) feet of any structure. It shall be the duty of such person to keep the area from the line of his property to the curb line or street adjacent to it free and clear of the matter referred to above. All vegetation not regularly cultivated which exceeds twelve (12) inches in height shall be presumed to be "objectionable and unsightly", within the meaning of this section.

*****NOTICE*****

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If any person notified as provided in this article fails or refuses to correct or remove the condition specified in such notice within ten (10) days after the notice is effected such person shall be guilty of a misdemeanor and issued a warrant to appear in municipal court and upon conviction shall be fined in any sum not exceeding two thousand (\$2000.00). Each and every day that the violation remains uncorrected shall constitute a separate and distinct offense subject to penalty under this section.

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As Administrator of the above-mentioned property, it will be necessary for you to contact the code enforcement department and bring this property into compliance within 10 (ten) days of notification. Failure to comply could result in a formal complaint being filed with the Municipal Court and possible fine or other abatement actions as provided by law.

Your cooperation in this community improvement campaign will greatly assist in making our city a more healthful and inviting place in which to live. If you have any questions please feel free to call me at 806-872-4329 or 806-759-7060.

FOR THE CITY OF LAMESA

Sincerely,

Wayne Smith
Code Enforcement Officer



CITY OF LAMESA

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

Charlie Lopez Jr
802 North 3rd
Lamesa, Texas 79331

Re: 1012 South 3rd Street, Lamesa, Dawson County, Texas 79331

Dear Mr. Lopez:

This citation is being sent to you regarding that structure owned by you located at 1012 South 3rd Street, Lamesa, Dawson County, Texas 79331. The dwelling and structure which is located upon the property has been deemed an unsafe building in accordance with Section 3.04.048 of the Code of Ordinances of The City of Lamesa, Texas ("the Code"). All such unsafe buildings are declared illegal and a public nuisance, and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of the Code.

Specifically, the Building Inspector of The City of Lamesa has found the dwelling and structure to be in violation of several ordinances of The City of Lamesa, including, but not limited to, lack of sanitary facilities, defective roofing, and inadequate maintenance. The dwelling and structure is a dangerous building, unsafe building and unsafe structure and constitutes a substandard building as defined by the Code of Ordinances. Further, the building is open, permitting the unauthorized entry of any person, and by virtue of its condition, has an adverse effect on adjacent premises by reducing the desirability of living conditions in the immediate neighborhood and causing a substantial depreciation in property values.

You are hereby notified that a hearing has been set before The City Council of the City of Lamesa, Texas, on Tuesday, July 19, 2016, at 5:30 p.m. at 601 South 1st Street, Lamesa, Texas, 79331 to determine if the dwelling and structure is a substandard building as defined by the Code. If the City Council finds that the dwelling and structure is a substandard building, the City Council may order the abatement of said conditions by repair, renovation, removal or demolition by the owner within a reasonable time to be set by the City Council. You are further advised that The City of Lamesa may demolish or remove said building if the owner does not comply with such order in the time provided.

You are hereby cited and notified to appear before the City Council of The City of Lamesa at the date, time and place specified above and show cause why such dwelling and structure should not be found to be a substandard building under the terms of the Code and why you should not be ordered to repair, renovate, remove or demolish and clear such dwelling and structure from the premises.

Dated this 21st day of June, 2016.

Wayne Smith
Building Official
City of Lamesa

CITY OF
LAMESA
601 SOUTH FIRST ST.
LAMESA, TEXAS 79331-6247



7015 1730 0001 6294 0826

Charlie Lopez Jr
802 North 3rd
Lamesa, Texas 79331

PS Form 3811, July 2015 PSN 7530-02-000-9053

2. Article Number (Transfer from service label)
7015 1730 0001 6294 0826

6590 9402 1480 8829 8807 24

Domestic Return Receipt

Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)
 Signature Confirmation
 Signature Confirmation Restricted Delivery

STATE OF TEXAS §

2755

COUNTY OF DAWSON §

AFFIDAVIT

1. My name is Charlie Lopez, Jr.
2. I live at 1012 S 3rd Street, Lamesa, Texas 79331 more fully described as E/2.5' of Lot 7 and All of Lot 8, Block C, M. C. Lindsey Addition to the Town of Lamesa, Dawson County, Texas.
3. On March 24, 2006 Yolanda Gonzales and Irma Martinez signed a document transferring to me the above described property. The original of this document has been lost but, I have a true and correct copy of the document is attached hereto as Exhibit "A".
4. I took possession of the property when it was signed over to me. I have paid all the taxes on the property as per our agreement in the amount of \$985.04 including penalties and interest. A copy of the Dawson County Central Appraisal District's Status Report is attached hereto as Exhibit "B". I have cleaned up the property to satisfy the City of Lamesa's code. I am in possession of the property and I intend to remain in possession of the property. I claim the property adversely to all other persons.
5. My possession of the property is open, obvious, notorious, and adverse to any other claimant including but not limited to any heirs of Narcissa Ortiz.

Charlie Lopez, Jr.

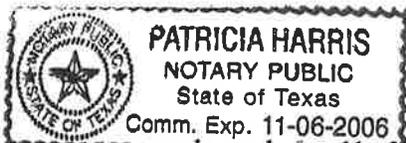
 Charlie Lopez, Jr.

THE STATE OF TEXAS §

§

COUNTY OF DAWSON §

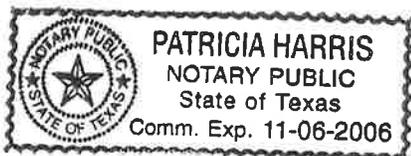
SWORN TO AND SUBSCRIBED before me by CHARLIE LOPEZ, JR on the 23rd day of October, 2006.



Patricia Harris

 Notary Public, State of Texas

This instrument was acknowledged before me on the 23rd day of October, 2006, by CHARLIE LOPEZ, JR



Patricia Harris

 Notary Public, State of Texas

To Whom It May Concern:

I, Yolanda Gonzales Nariz Ortiz, have given the property known or described as 1012 S. 3rd to Charlie Lopez Jr. There is no money to be given for this property. Taxes for 1012 S. 3rd will be paid by Charlie Lopez Jr. in the amount of (\$100) one hundred dollars monthly. This is not a cash sell for property, it is given only so he, Charlie Lopez Jr., will pay taxes for this property.

Signed this the 24th day of MARCH, 2006.

Yolanda Gonzales Nariz Ortiz
Yolanda Gonzales Nariz Ortiz (Owner of Property)

3-24-06
Date

Charlie Lopez Jr.
Charlie Lopez Jr. (Person to whom property was given)

3-24-06
Date

IRMA MARTINEZ I.M.
Printed Name of Witness Signature

3-24-06
Date

Amy Ramirez
Notary Public in and for the State of Texas

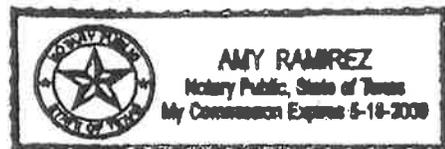
3-24-06
Date

AMY RAMIREZ
Printed Name of Notary

My commission expires: 5-18-2009

THE STATE OF TEXAS {

COUNTY OF DAWSON {



This document was acknowledged before me on this the 24th day of MARCH, 2006, by Yolanda Gonzales Nariz Ortiz, owner of property located at 1012 S. 3rd, Charlie Lopez Jr., person to whom property was given, and one witness.

THE STATE OF TEXAS, }
COUNTY OF DAWSON

Know All Men By These Presents:

777

That I, Ruth Blackstock, a widow, Individually and as Independent Executrix of the Estate of J. W. Blackstock, Deceased, and as Trustee under the Last Will and Testament of J. W. Blackstock, Deceased,

of the County of Randall, State of Texas, for and in consideration of the sum of Ten and No/100 (\$10.00) - - - - - DOLLARS,

and other good and valuable consideration to me cash in hand paid by Narcissa Ortiz, the receipt of which is hereby acknowledged and confessed;

have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey unto the said Narcissa Ortiz, a widow,

of the County of Dawson, State of Texas, all that certain lot, tract or parcel of land, and being:

All of Lot Eight (8) and the East 2-1/2 feet of Lot Seven (7), in Block "C", of the M. C. Lindsey Addition to the town of Lamesa, Dawson County, Texas;

THE STATE OF TEXAS,
COUNTY OF DAWSON

Know All Men By These Presents:

777

That I, Ruth Blackstock, a widow, Individually and as Independent Executrix of the Estate of J. W. Blackstock, Deceased, and as Trustee under the Last Will and Testament of J. W. Blackstock, Deceased,

of the County of Randall, State of Texas, for and in consideration of the sum of Ten and No/100 (\$10.00) ----- DOLLARS,

and other good and valuable consideration to me cash in hand paid by Narcissa Ortiz, the receipt of which is hereby acknowledged and confessed;

have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey unto the said Narcissa Ortiz, a widow,

of the County of Dawson, State of Texas, all that certain lot, tract or parcel of land, and being:

All of Lot Eight (8) and the East 2-1/2 feet of Lot Seven (7), in Block "C", of the M. C. Lindsey Addition to the town of Lamesa, Dawson County, Texas;

and being the same property as that described as SECOND TRACT in deed dated June 11, 1968 from Della Corbitt, et al, to J. W. Blackstock, recorded in Volume 246, at page 499 of the Deed Records of Dawson County, Texas, to which deed and the record thereof reference is here made for all pertinent purposes.

(This deed is given in consummation of a contract between J. W. Blackstock as Seller and Narcissa Ortiz as Buyer, said contract bearing the date of August 17, 1968.)

06/20/2016

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said Narcissa Ortiz, her

heirs and assigns forever; and I do hereby bind myself, my heirs, executors and administrators, to Warrant and Forever Defend all and singular the said premises unto the said Narcissa Ortiz, her

heirs and assigns against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

Witness my hand at Lamesa, Texas this 12th day of April, A.D. 1977.

~~Witness my hand and seal at _____ this _____ day of _____, A.D. 19__.~~

Ruth Blackstock
Ruth Blackstock, Individually and as Independent Executrix of the Estate of J.W. Blackstock, Deceased, and as Trustee under the Last Will and Testament of J. W. Blackstock, Deceased.

ACKNOWLEDGMENT

THE STATE OF TEXAS,)
COUNTY OF DAWSON

BEFORE ME, the undersigned authority:

it and for said County, Texas, on this day personally appeared Ruth Blackstock, a widow,

known to me to be the person whose name is _____ subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed, and in the capacities therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 12th day of April, A.D. 1977.

(L.S.)

[Signature]
Notary Public, Dawson County, Texas

My Commission Expires June 1, 1977

06/20/2016

FILED FOR RECORD this the 9 day of March, A.D., 1978 at 9:30 a.m.
RECORDED this the 9 day of March, A.D., 1978.

WILLIE BINGHAM, County Clerk
Dawson County, Texas

By: [Signature]

THE STATE OF TEXAS
COUNTY OF DAWSON

WARRANTY DEED

14489

KNOW ALL MEN BY THESE PRESENTS:

That we, DELLA CORBITT, a widow, GRACIE RICHARDSON and husband, LEWIS W. RICHARDSON, HOWELL CORBITT and wife, MATTIE LEE CORBITT, OLLIE SALES and husband, VANCE SALES, T. J. CORBITT and wife, ANNA CORBITT, MONTEZ BERTRAM and husband, T. E. BERTRAM, and DORTHY TERRY and husband, FRED TERRY, for and in consideration of the sum of Two Thousand and No/100 (\$2,000.00) Dollars cash in hand paid by J. W. BLACKSTOCK, the receipt of which is hereby acknowledged and confessed, have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey unto the said J. W. BLACKSTOCK of the County of Dawson, State of Texas, all those certain tracts or parcels of land situated in Dawson County, Texas, and being:

FIRST TRACT: All of the West Forty-seven (W 47') Feet of Lot Seven (7), in Block Eight (8), of the DEPOT ADDITION to the town of Lamesa, Dawson County, Texas; and

SECOND TRACT: All of Lot Eight (8) and the East 2-1/2 feet of Lot Seven (7), in Block "C", of the M. C. Lindsey Addition to the town of Lamesa, Dawson County, Texas.

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said J. W. BLACKSTOCK, his heirs and assigns forever; and we do hereby bind ourselves, our heirs, executors and administrators, to Warrant and Forever Defend all and singular the said premises unto the said J. W. BLACKSTOCK, his heirs and assigns, against every person

06/20/2016

499

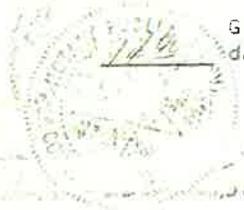
...thereof.

WITNESS OUR HANDS on this the 11th day of June,
A. D. 1968.

<u>Delia Corbitt</u> Delia Corbitt	<u>T. J. Corbitt</u> T. J. Corbitt
<u>Gracie Richardson</u> Gracie Richardson	<u>Anna Corbitt</u> Anna Corbitt
<u>Lewis W. Richardson</u> Lewis W. Richardson	<u>Montez Bertram</u> Montez Bertram
<u>Howell Corbitt</u> Howell Corbitt	<u>T. E. Bertram</u> T. E. Bertram
<u>Mattie Lee Corbitt</u> Mattie Lee Corbitt	<u>Dorothy Terry</u> Dorothy Terry
<u>Ollie Sales</u> Ollie Sales	<u>Fred Terry</u> Fred Terry
<u>Vance Sales</u> Vance Sales	

THE STATE OF TEXAS |
COUNTY OF JOHNSON |

BEFORE ME, the undersigned authority, on this day personally appeared DELLA CORBITT, a widow, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.



GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the day of June, A. D. 1968.

Matthew Smith
Notary Public in and for Johnson County, Texas.

THE STATE OF TEXAS |
COUNTY OF JOHNSON |

BEFORE ME, the undersigned authority, on this day personally appeared LEWIS W. RICHARDSON and his wife, GRACIE RICHARDSON, each known to me to be the person whose name is

06/20/2016

Whereas certain ordinances and proceedings, and by Ordinance No. and regularly passed by the City Council of the City of Corpus, Texas, on its second reading June 22, 1948, an assessment was levied against the following described property in said city, to-wit: Lot 17, Block 4, District 14, City of Corpus, Texas, owned by H. A. Terhune and wife, Della Terhune, owners thereof for a portion of the cost of paving and improving 50 front ft. on the north side of South 12th St. in which said property abuts, notice of the initiation ordinance on said street and others having been filed in the office of the County Clerk of Dawson County, Texas; and

Whereas said owners executed and delivered to Holland Page, as Contractor, their certain mechanic's lien contract dated the 15th day of July, 1948, filed for record in the office of the County Clerk of Dawson County, Texas, File No. 2001; and

Whereas the above assessment and all sum payable on said mechanic's lien contract have been paid in full to the undersigned owner and holder of said assessment (and lien);

Now, therefore, for and in consideration of the premises, together with the sum of \$1.00, cash in hand paid by the above owners, Holland Page, Contractor, has released and discharged and does by these presents release and discharge the above named owners and hereinabove described property and the owners thereof from the liens and liabilities of said assessment and proceedings and of said mechanic's lien contract, and does hereby declare same fully and finally paid.

Witness my hand this 25th day of Jan., 1949.

HOLLAND PAGE
Contractor

THE STATE OF TEXAS
COUNTY OF TRAVIS

Before me, the undersigned authority, on this day personally appeared Holland Page, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 25th day of Jan., 1949.

VIOLET BEASLEY
Notary Public in and for Travis County, Texas.

My Commission Expires June 1, 1949
FILED FOR RECORD the 1 day of February, A. D. 1949 at 10:15 o'clock A.M. RECORDED this
23 day of February, A. D. 1949 at 8:56 o'clock

06/20/2016

BY Shirley Stuenkel DEPUTY
Dawson County, Texas

06/20/2016

Whereas, pursuant to certain Ordinances and proceedings, and by Ordinance duly and regularly passed finally by the City Council of the City of Lamesa, Texas, on its second reading, June 22, 1948, an assessment was levied against the following described property in said city, to-wit: Lot 1, Block 10, Depot Addition, owned by Holland Page and wife, Della Corbitt as owners thereof for a portion of the cost of paving and improving 50 front ft. on the South side of South 3rd St., on which said property abuts, notice of the initiation ordinance on said street and others having been filed in the office of the County Clerk of Dawson County, Texas, and

Whereas, said owners executed and delivered to Holland Page, as Contractor, their certain mechanic's lien contract dated the 7th day of July, 1948, filed for record in the office of the County Clerk of Dawson County, Texas, File No. 2630 and

Whereas, the above assessment and all sums payable on said mechanic's lien contract have been paid in full to the undersigned owner and holder of said assessment and lien.

Now, therefore, for and in consideration of the premises, together with the sum of \$1.00, cash in hand paid by the above owners, Holland Page, Contractor, has released and discharged and does by these presents release and discharge the above named owners and hereinabove described property and the owners thereof from the liens and liabilities of said assessment and proceedings and of said mechanic's lien contract, and does hereby declare same fully and finally paid.

Witness my hand this 25th day of Jan., 1949

HOLLAND PAGE
Contractor

THE STATE OF TEXAS
COUNTY OF TRAVIS

Before me, the undersigned authority, on this day personally appeared Holland Page, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 25th day of Jan., 1949

(SEAL) VIOLET REASLEY
Notary Public in and for Travis County, Texas.

My Commission Expires June 1, 1949
FILED FOR RECORD the 1 day of February A. D. 1949 at 10:15 o'clock A. M. RECORDED the 23 day of February A. D. 1949 at 8:52 o'clock A. M.

HOWARD HUMPHREY, County Clerk
Dawson County, Texas

Hilma Stevens DEPUTY

THE STATE OF TEXAS
COUNTY OF DAWSON

Whereas, pursuant to prior Ordinances and proceedings, and by Ordinance duly and regularly passed finally by the City Council of the City of Lamesa, Texas, on its second reading, June 22, 1948, an assessment was levied against the following described property in said city, to-wit: Lot 2, Block 10, Depot Addition, owned by T. W. McSpadden and wife, Josephine McSpadden as owners thereof for a portion of the cost of paving and improving 50 front ft. on the South side of South 3rd St., on which said property abuts, notice of the initiation ordinance on said street and others having been filed in the office of the County Clerk of Dawson County, Texas, and

Whereas, said owners executed and delivered to Holland Page, as Contractor, their certain mechanic's lien contract dated the 2nd day of July, 1948, filed for record in the office of the County Clerk of Dawson County, Texas, File No. 2631 and

Whereas, the above assessment and all sums payable on said mechanic's lien contract have been paid in full to the undersigned owner and holder of said assessment and lien.

Now, therefore, for and in consideration of the premises, together with the sum of \$1.00, cash in hand paid by the above owners, Holland Page, Contractor, has released and discharged and does by these presents release and discharge the above named owners and hereinabove described property and the owners thereof from the liens and liabilities of said assessment and proceedings and of said mechanic's lien contract, and does hereby declare same fully and finally paid.

Witness my hand this 25 day of JAN., 1949

HOLLAND PAGE
Contractor

THE STATE OF TEXAS
COUNTY OF TRAVIS

Before me, the undersigned authority, on this day personally appeared Holland Page, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 25 day of JAN., 1949

(SEAL) VIOLET REASLEY
Notary Public in and for Travis County, Texas.

My Commission Expires June 1, 1949
FILED FOR RECORD the 1 day of FEBRUARY A. D. 1949 at 10:15 o'clock A. M. RECORDED the 23 day of FEBRUARY A. D. 1949 at 9:00 o'clock A. M.

HOWARD HUMPHREY, County Clerk
Dawson County, Texas

Hilma Stevens COUNTY

06/20/2016

421

IN WITNESS WHEREOF, the said Corporation has caused these presents to be signed by its authorized officers and to be sealed with the Seal of the Corporation, at Lamesa, Texas this 3rd day of June, A.D. 1947.

(SEAL)

WILL MORRIS, Secretary
THE STATE OF TEXAS
COUNTY OF DAWSON

LAMESA FEDERAL SAVINGS & LOAN ASSOCIATION
BY J. D. DYER, Vice-President

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared J. D. Dyer, Vice-President of Lamesa Federal Savings & Loan Association, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Lamesa Federal Savings & Loan Association, an incorporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 3rd day of June A.D. 1947.

(SEAL)

LEON WARDEN, Notary Public in and for
Dawson County, Texas

FILED FOR RECORD June 5, 1947 at 8:45 o'clock A.M. and recorded June 5, 1947 at 9:55 o'clock A.M.

HOWARD HUMPHREY, COUNTY CLERK

BY *W. W. Smith* DEPUTY

o o o o o o o o o o o o o o o o

FRONT

H. C. CORBITT (S) M

THE STATE OF TEXAS }
COUNTY OF DAWSON }

KNOW ALL MEN BY THESE PRESENTS:

That we, H. C. Corbitt and wife Mattie Lee Corbitt of the County of Dawson, State of Texas for and in consideration of the sum of Five Thousand and 00/100 (\$5000.00) Dollars to us in hand paid by H. H. Corbitt as follows: Thirty-two Hundred Ninety-nine and 20/100 (\$3299.20) Dollars cash in hand paid, the receipt of which is hereby acknowledged and confessed; and the assumption by the grantee herein of the balance of \$1700.80 due on a deed of trust lien, dated December 7, 1945, payable to Lamesa Federal Savings & Loan Association, have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey, unto the said H. H. Corbitt of the County of Dawson, State of Texas all that certain lot, tract or parcel of land, and being all of Lot No. Eight (8) in Block "C" of the M. C. Lindsey Addition to the town of Lamesa, Dawson County, Texas.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said H. H. Corbitt, his heirs and assigns forever and we do hereby bind ourselves, our heirs, executors and administrators, to warrant and Forever Defend, all and singular the said premises unto the said H. H. Corbitt, his heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

WITNESS our hands at Lamesa, Texas this 4th day of October, 1946.

H. C. CORBITT

MATTIE LEE CORBITT

\$3.85 Revenue Stamps Cancelled.

THE STATE OF TEXAS }
COUNTY OF DAWSON }

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared H. C. Corbitt and Mattie Lee Corbitt, his wife, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes

06/20/2016

FILE NO. 0000
H. H. CORBITT
WARRANTY DEED

and consideration therein expressed, and the said Mattie Lee Corbitt, wife of the said H. C. Corbitt having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said Mattie Lee Corbitt acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 4 day of October, A. D. 1946.

EDITHA JACKSON CARROLL, Notary Public

in and for Dawson County, Texas.

FILED FOR RECORD, the 5 day of October A. D. 1946 at 9:00 o'clock A. M. and recorded this 9 day of October A. D. 1946 at 12:20 o'clock P.M.

WALD HUMPHREY, COUNTY CLERK

BY *Lilke L. Smith*
06/20/2016

o o o o o o o o o o

FILE NO. 3294

M. E. ROBINSON

THE STATE OF TEXAS
COUNTY OF DAVENPORT
Davenport
Lot Eight (8) in Block "C" of the H.C. Corbitt Addition to the City of Davenport, Davenport
County, Texas,

together with all improvements now or hereafter thereon, including all fixtures, plumbing, heating, lighting and water supply apparatus, window screens, shades and awnings, and all equipment used on or about said premises, and all rents and profits incident thereto or arising therefrom, with power to said trustee, when so requested by the beneficiary herein, to collect said rents and profits from any tenant or tenants of the premises, any such tenant or tenants being hereby authorized to sue such rents to said trustee upon receipt of written notice from said beneficiary that said grants are in default in any of the obligations hereby undertaken.

TO HAVE AND TO HOLD the within described premises and property, real and personal, together with all and singular the rights and appurtenances thereto in any way whatsoever unto the said Trustee, to his successors or assigns in this trust, and to his or their assigns forever, and the grantors do hereby bind themselves and their heirs, executors, administrators, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

This conveyance is intended, however, as a trust to secure the full and prompt payment of the following described note:

In the principal sum of \$2000.00 payable in monthly payments of \$40.00 each, beginning January 1st, 1946, and a like sum due and payable on the same day of each month thereafter until said note is paid. Said note payable to the order of Lamesa Federal Savings & Loan Association at Lamesa, Texas, and bearing interest from date at the rate of 6% per annum.

And to further secure the prompt and full repayment of any and all sums which said Association, its successors or assigns, may pay or advance for insurance upon and for taxes, assessments and other governmental levies upon said above described real estate according to the stipulations hereinafter set forth, and to further secure the prompt and strict performance of these and all other covenants and stipulations of this deed, and all lawful obligations incumbent upon the said Grantors, each or either of them as a member of and/or borrower from the said Association of Lamesa, Texas, under its charter, by-laws, rules and regulations now existing, or which may hereafter be lawfully made, altered or amended.

It is conditioned and understood by and between the parties hereto that in the event the obligation hereby secured is placed in the hands of an attorney for collection, or collected through any Court proceedings whatsoever, there shall accrue and become payable, as a part of the original obligation so due and unpaid, attorney's fee in a sum equal to 10% of the amount so due and unpaid.

And for the better securing of the note and obligation herein described, and all amounts payable under the terms and conditions hereof, the grantors do hereby represent to and covenant with said trustee and the said Association, and his or their successors and assigns with regard to the within described real estate as follows:

1. That grantors have good and perfect title in fee simple to the above described real estate and all improvements thereon situated, and no outstanding interest or claims exist contrary to, or in conflict therewith, and that no encumbrance or lien thereon exists superior or prior to the liens given, created or extended hereby.
2. That the heretofore described note is executed in renewal and extension of one certain promissory vendor's lien note in the principal sum of \$2000.00 due and payable on or before thirty days after date, payable to the order of Lamesa Federal Savings & Loan Association at Lamesa, Texas, and created in warranty Deed from H.H. Corbitt et ux to H.C. Corbitt, which deed is recorded in the deed records of Davenport County, Texas.

06/20/2016

Witness our hands this the 7th day of December 1945

THE STATE OF TEXAS,
COUNTY OF _____

Before me, the undersigned, a Notary Public, in and for said county and State, on this day personally appeared _____

known to me to be the person whose name subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and contents therein expressed.

Given under my hand and seal of office, this _____ day of _____, 1945.

Notary Public, in and for _____ County, Texas

H.C. CORBITT
MATTIE LEE CORBITT

SINGLE ACKNOWLEDGMENT

THE STATE OF TEXAS,
COUNTY OF _____

Before me, the undersigned, a Notary Public, in and for said county and State, on this day personally appeared _____

_____ subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and contents therein expressed.

A. D. 19 _____

JOINT ACKNOWLEDGMENT

THE STATE OF TEXAS,
COUNTY OF DAWSON

Before me, the undersigned, a Notary Public, in and for said county and State, on this day personally appeared _____

_____ and _____
_____ wife of the said _____
_____ H.C. Corbitt
_____ Mattie Lee Corbitt
_____ Mattie Lee Corbitt

Given under my hand and seal of office, this _____ day of _____, 1945.

(SEAL)

ALMA LEE ROUNTREE
DAWSON
Notary Public, in and for _____ County, Texas

Filed for record this 6 day of Dec 1945 at 4:50 o'clock P.M., HOWARD HUMPHREY Clerk, County Court, _____

By _____ Clerk, County Court, _____

06/20/2016

\$2000.00 payable to the order of Lamesse Federal Savings & Loan Association at Lamesse, Texas on or before thirty days after date, and said Association has the right to transfer or re-lease of said note, have granted. Sold and conveyed, and by these presents do Grant, Sell and Convey, unto the said H. C. Corbitt of the County of Dawson, State of Texas all that certain lot, tract or parcel of land situated in Lamesse, Dawson County, Texas, and being Lot Eight (8) in Block "A" of the H. C. Lindsey Addition to the town of Lamesse, Dawson County, Texas.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said H. C. Corbitt, his heirs and assigns forever and we do hereby bind ourselves, our heirs, executors and administrators, to Warrant and Forever Defend, all and singular the said premises unto the said H. C. Corbitt, his heirs and assigns, against every person whatsoever lawfully claiming, or to claim the same, or any part thereof.

But it is expressly agreed and stipulated that the Vendor's Lien is retained against the above described property, premises and improvements, until the above described note, and all interest thereon are fully paid according to its' face and tenor, effect and reading, when this deed shall become absolute.

WITNESS our hands at Lamesse, Texas, this 7th day of December 1945.

H. H. CORBITT

DELIA CORBITT

\$6.05 Revenue Stamps Cancelled.

THE STATE OF TEXAS
COUNTY OF DAWSON

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared H. H. Corbitt and Della Corbitt, his wife, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration therein expressed, and the said Della Corbitt, wife of the said H. H. Corbitt having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Della Corbitt acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 7th day of December A.D., 1945.

ALMA LEE ROUNTREE Notary Public in and for Dawson County, Texas.

(SEAL)
FILED FOR RECORD This 8 day of Dec. A.D. 1945 at 4:50 o'clock P.M. and recorded this 10 day of Dec. A.D. 1945 at 3:30 o'clock P.M.

HOWARD HENNING, COUNTY CLERK

06/20/2016
BY: [Signature]

FILE NO. 2912

THE PUBLIC

FILED FOR RECORD February 27, 1945 at 1:30 o'clock a.m.
HOWARD HUMPHREY, COUNTY CLERK,

Mrs M. BROOKS,

THE STATE OF TEXAS |
COUNTY OF DAWSON |

FILE NO. 462

TO

WARRANTY DEED

E. W. ...

KNOW ALL MEN BY THESE PRESENTS:

That I, Mrs M. Brooks, a widow of the County of Dawson State of Texas do Grant, Sell and Convey, unto the said H. H. Corbitt as follows: All cash in hand paid, and the proceeds of Texas all that certain lot, tract or parcel of land being Lots Nos. Seven (7) and eight (8) in Block "C" of the M. C. Lindsey Addition to the town of Lamesa, Dawson County, Texas.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said H. H. Corbitt, his heirs and assigns forever and we do hereby bind ourselves, our heirs, executors and administrators, to Warrant and Forever Defend, all and singular the said premises unto the said H. H. Corbitt, his heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

WITNESS my hand at Lamesa, Texas this 21st day of February, 1945.

\$5.50 Rev. Stamps Cancelled.

Mrs M. BROOKS

THE STATE OF TEXAS |
COUNTY OF DAWSON |

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared Mrs M. Brooks, a widow, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 21st day of February, A.D., 1945.

ALMA LES ROUNTREE, Notary Public
in and for Dawson County, Texas.

(SEAL)

FILED FOR RECORD February 27, 1945 at 10:45 o'clock a.m., and recorded February 27, 1945 at

1:30 o'clock a.m.

HOWARD HUMPHREY, COUNTY CLERK.

BY Alma Les Rountree DEPUTY
06/20/2016

1947

WITNESSETH that the above and foregoing is the true and correct copy of the original as the same appears in the records of the County Clerk of Tarrant County, Texas.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County, Texas, this 17th day of December, 1947.

I, the undersigned, County Clerk of Tarrant County, Texas, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of the County Clerk of Tarrant County, Texas.

WITNESSETH that the above and foregoing is the true and correct copy of the original as the same appears in the records of the County Clerk of Tarrant County, Texas.

COUNTY CLERK

WITNESSETH

I, D. K. ROBISON

TO

144 N. HARRIS

ARRANT COUNTY DEED

THE STATE OF TEXAS }
COUNTY OF DAWSON }

KNOW ALL MEN BY THESE PRESENTS:

That I, D. K. Robison, a single man having at all times been single in line my ownership of the hereinafter described property of the County of Dawson State of Texas for and in consideration for

06/20/2016

06/20/2016

of the sum of Thirty Five Hundred (\$3500.00) DOLLARS, to me paid, by Mae M. Brooks, a widow, in cash in hand paid the receipt of which is hereby acknowledged,

have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey, unto the said Mae M. Brooks as her separate property she being a widow and she can liberally paid out of her own funds of the County of Dawson State of Texas all that certain Lots Numbered Seven and Eight (7&8) in Block "C" H.C. Lindsey addition to Lamesa, Dawson County, Texas, and all improvements thereon situate including all furniture and furnishings in said house.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Mae M. Brooks her heirs or assigns forever and I do hereby bind myself my heirs, executors and administrators, to warrant and forever defend, all and singular the said premises unto the said Mae M. Brooks, her heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESSE my hand at Lamesa, Texas, this 25th, day of Nov, 1942.

D.M. Robison

Revenue Stamps Cancelled \$3.85

THE STATE OF TEXAS) BEFORE ME, the undersigned, a Notary Public in and for said State and in the COUNTY OF DAWSON) on this day personally appeared D.M. Robison, a single man, who acknowledged to me that he is the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this the 25th, day of Nov, 1942.

(SEAL)

Carl Huntree, Notary Public in and for Dawson County, Texas.

Filed for record December 16, 1942, at 3:55 o'clock P.M. and recorded December 17, 1942, at 11:00 o'clock A.M.

HOWARD HEMPHREY, COUNTY CLERK

By Arthur Lee Deputy

FILE NO. 2007

B.J. CHURCHWELL ET UX

TO

MRS. N.L. KYLE

WARRANTY DEED

THE STATE OF TEXAS)
COUNTY OF DAWSON)

KNOW ALL MEN BY THESE PRESENTS:

06/21/2016

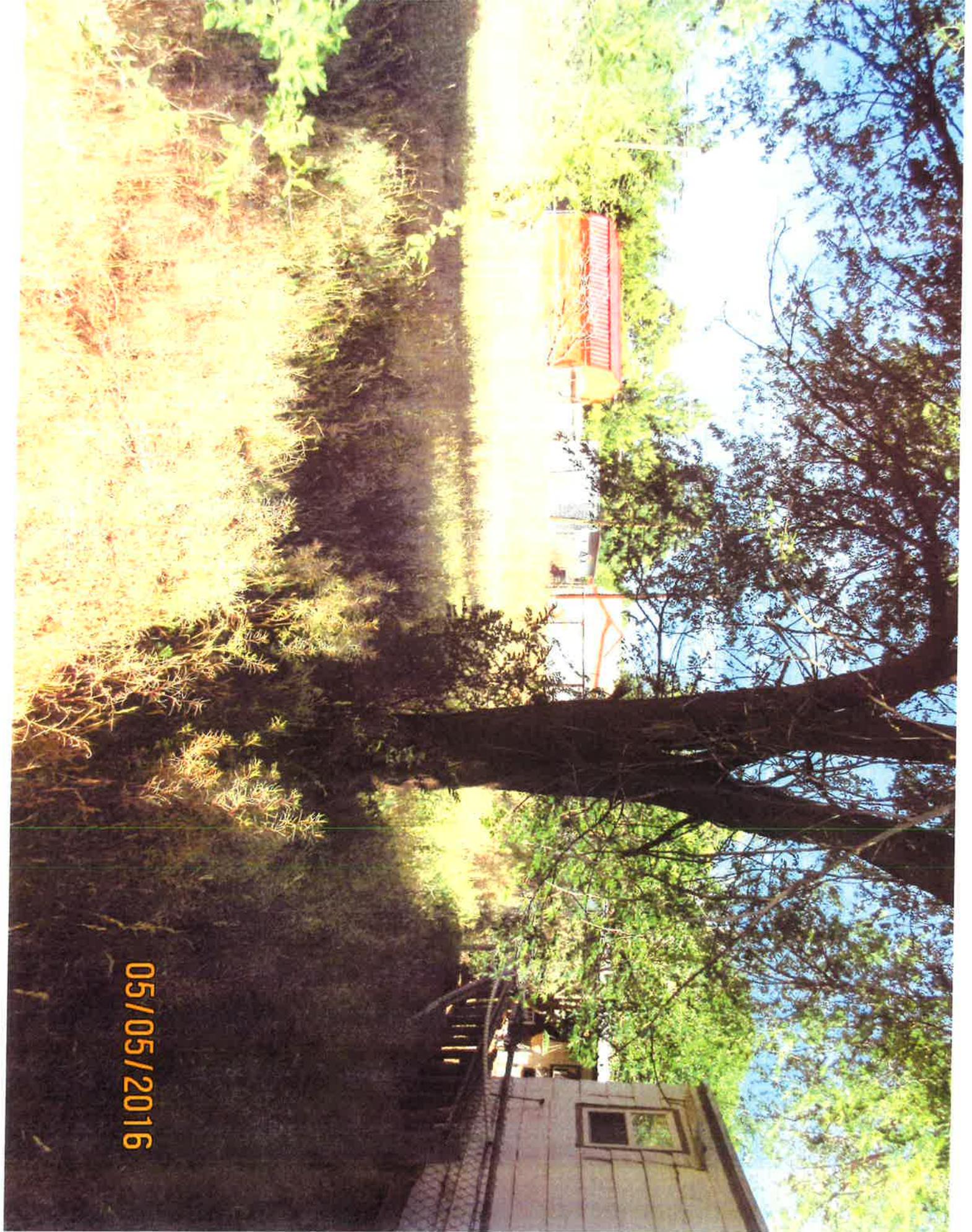


05/05/2016



05/05/2016





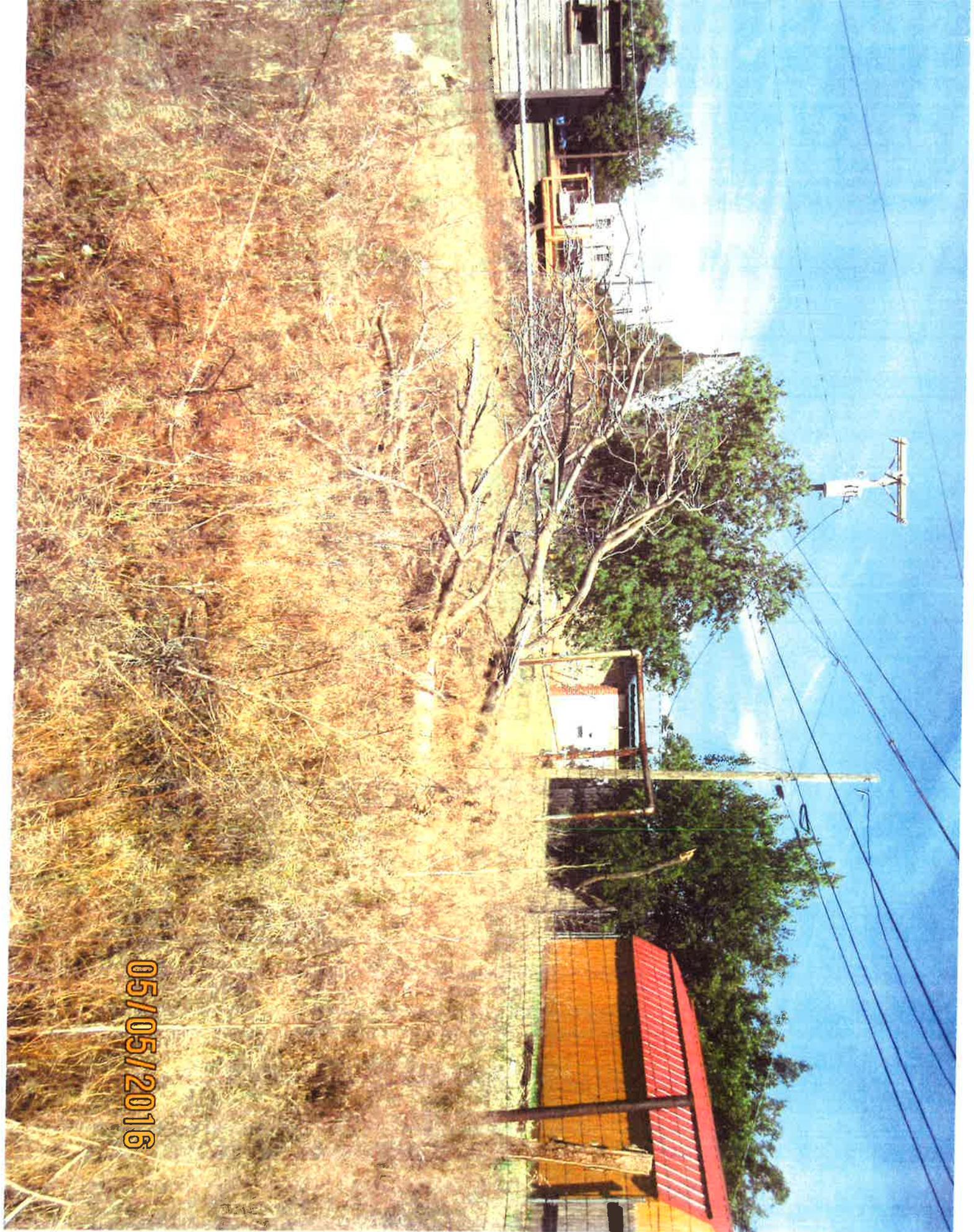
05/05/2016



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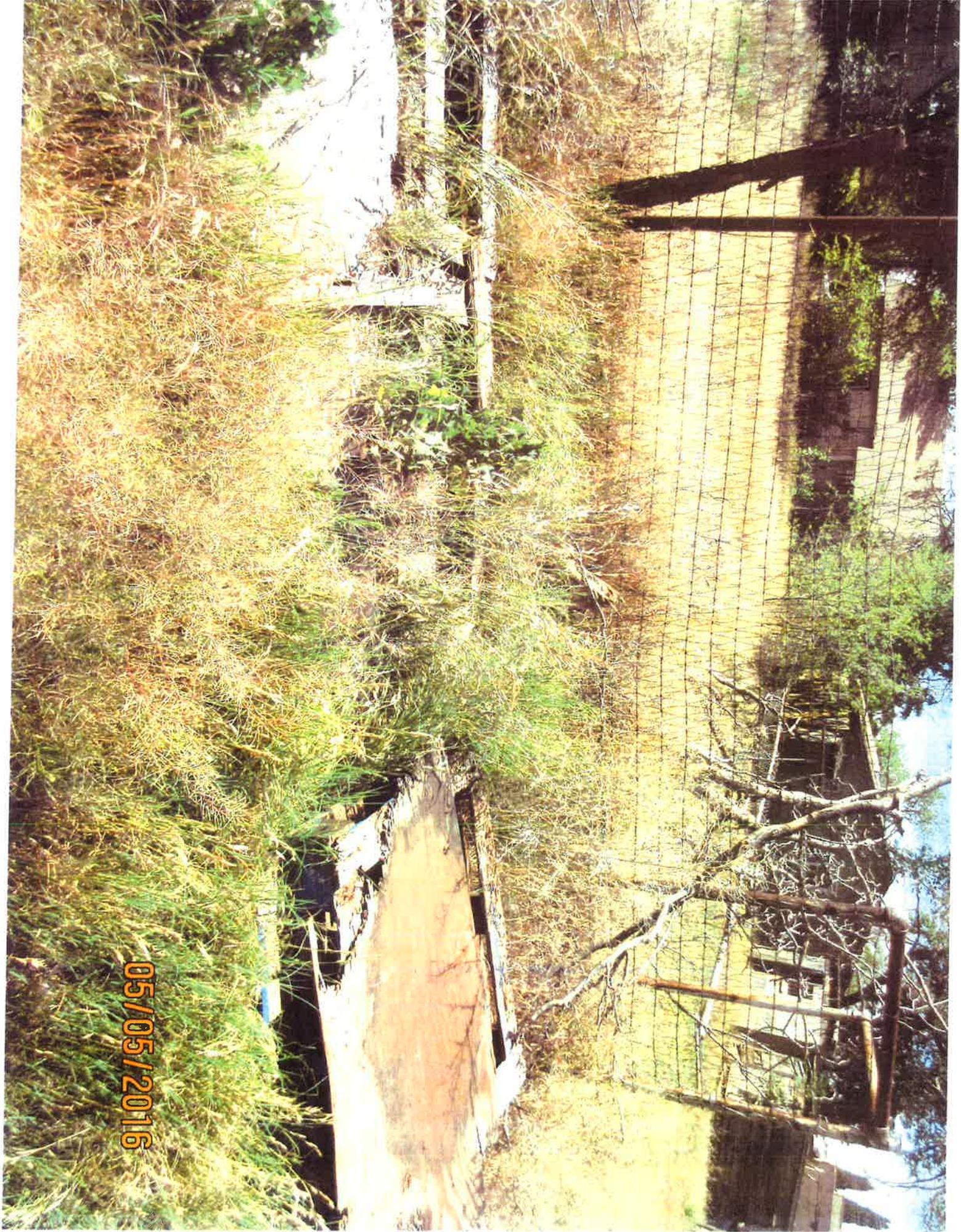


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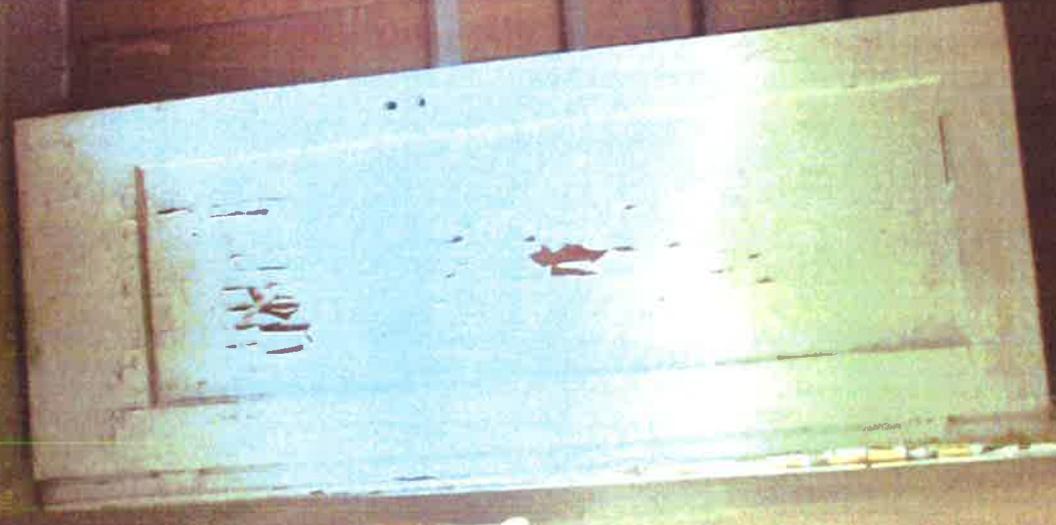
05/05/2016



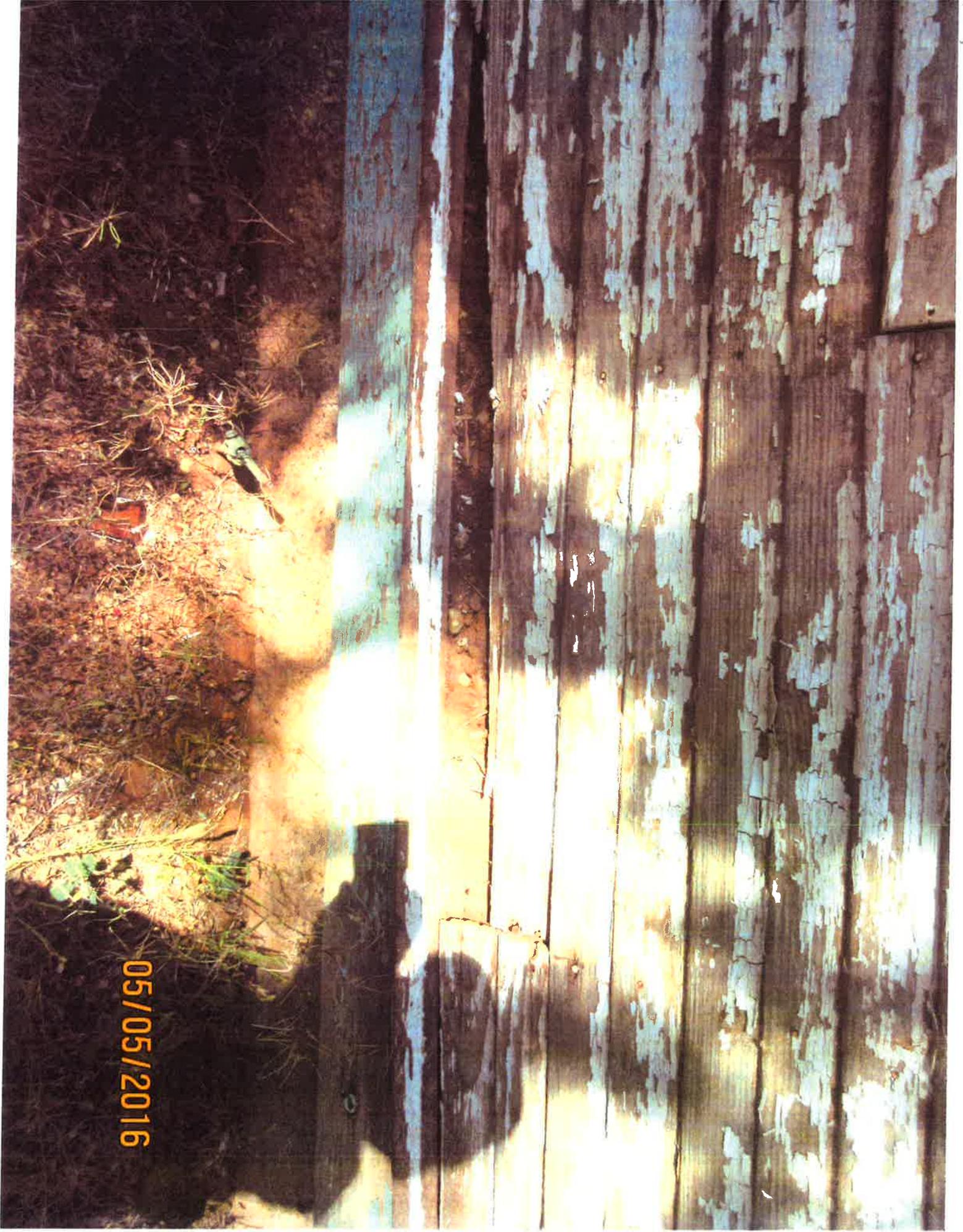
05/05/2016



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05/05/2016

05/05/2016



Dawson County Central Appraisal District

Chief Appraiser - Norma J. Brock, RTC,RTA,RPA,CTA, CCA



Official Website

Hosted by Patchard & Abbott, Inc



General Real Estate Property Information

[New Property Search](#)

[Go To Previous Page](#)

Property ID:

Account / Geo Number:

Property Legal Description:

Survey / Sub Division Abstract:

Property Location:

Block:

Section / Lot:

Owner Information:

[View Building Detail Information](#)

[View Land Detail Information](#)

Previous Owner:

[View Previous Owner Information](#)

Deed Information:

Volume:
Page:
File Number:
Deed Date:

Property Detail:

Agent:	<input type="text" value="None"/>
Property Exempt:	<input type="text"/>
Category/SPTB Code:	<input type="text" value="A1"/>
Total Acres:	<input type="text" value="0.145"/>
Total Living Sqft:	<input type="text" value="See Detail"/>
Owner Interest:	<input type="text" value="1.000000"/>
Homestead Exemption:	<input type="text"/>
Homestead Cap Value:	<input type="text" value="0"/>
Land Ag/Timber Value:	<input type="text" value="0"/>

[Printer Friendly Version](#)

Click the button above for a printable version of this record with all available details.

[* View Property Tax Information](#)

[* View 5 Year Value History](#)



S 2nd St

S Bryan Ave

1012 S 3rd

137

S 3rd St

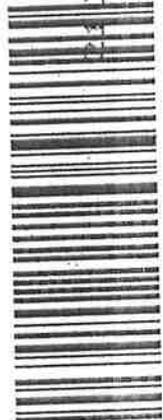
© 2016 Google

Imagery Date: 2/7/2016

32°43'44.10" N 101°57'32.95" W

CERTIFIED MAIL

CITY OF
LAMESA
601 SOUTH FIRST ST.
LAMESA, TEXAS 79331-6247



LUBBOCK TX 794

POSTED
JUN 20 2016 PM 11 L 06/21/2016

7015 1730 0001 6294 0833



ZIP 79331
041L102225



Narcissa Ortiz
c/o Yolanda Gonzales
2202 Williams R
Big Spring, Texa

NIXIE

799 SE 1700

0007/11/1

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

BC: 79331624701 *1722-07824-21-4

79720-0402933106247

06/23/16
628
78

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 6

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

SUMMARY STATEMENT

East 2.5ft of Lot 7 and All of Lot 8, Block C, of the M. C. Lindsey Addition to the City of Lamesa, Dawson County, Texas, (1012 S. 3rd) and owned by Narcissa Ortiz c/o Yolanda Gonzales and/or Charlie Lopez.

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.

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 1012 S 3RD STREET IN
THE CITY OF LAMESA.**

On this the 30th day of August, 2016, 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 1012 S 3rd 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:

East 2.5ft of Lot 7 and All of Lot 8, Block C, of the M.C.Lindsey Addition to the City of Lamesa, Dawson County, Texas;

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 30th day of August, 2016, by a majority vote and ordered to be spread upon the minutes of the City Council of the City of Lamesa, Texas and recorded in the resolution book thereafter.

Attest:

Approved:

Norma Garcia
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 7

SUBJECT: BUDGET AMENDMENT V
PROCEEDING: Ordinance, First Reading
SUBMITTED BY: City Staff
EXHIBIT: City Charter

SUMMARY STATEMENT

Consider amending Ordinance No.O-14-15 on second reading with respect to October 1, 2015 fiscal year budget.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to pass an Ordinance on second reading. 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. 0-14-15 TO APPROPRIATE FUNDS IN THE CITY
OF LAMESA BUDGET FOR FISCAL YEAR 2015-2016.**

On the 30th day of August, 2016, there came on and was held at the City Hall of the City of Lamesa, Texas, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act (Government Code, Chapter 551). There being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council desires to amend Ordinance No. 0-14-15 to make certain revisions to the 2015-2016 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 2015-2016 Budget contained in Ordinance No. 0-14-15 be, and same is hereby, amended to change the amount appropriated for:

	<u>Revenues</u>	<u>Expenditures</u>
Utility Fund (2)	\$ 17,000.00	\$ 17,000.00
Special Revenue Fund (17)	\$ 225,997.47	\$ 225,997.47
Total of All Funds	\$ 242,997.47	\$ 242,997.47

SECTION 2. Effective date: That this Ordinance shall become effective as of this September 9, 2016.

SECTION 4. 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 16, 2016 by a majority vote; and then on August 30, 2016, 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:

APPROVED:

Norma Garcia
City Secretary

Josh Stevens
Mayor

CITY OF LAMESA
BUDGET AMENDMENT 2016-05 FOR FY 2015/2016

UTILITY FUND

This budget amendment reflects an upgrade of the SCATA system to Windows 10. We have used the maximum capacity of our current SCATA system which monitors all the elevated water towers, City wellfield, Roundtree storage tank and City Wastewater Treatment Plant. This includes the new SCATA server and installation cost for new equipment. This upgrade will take the City's current available data (178 data points) to 500 data points which will allow the City to add all the sewer lift stations in the future.

Transfer Out of Water Equipment Reserve (Fund 16 - Investment Account) to Fund 2 - Utility Fund.

Increase Revenues (2-1004 – Water Equipment Reserve)	\$17,000.00
Increase Expenditures (2-5112957 - Communications)	\$17,000.00

SPECIAL REVENUE FUND

These budget amendments reflect end-of-year account clean-up within the Special Revenue Fund (Fund 17) regarding Weaver Foundation grant funds and corresponding revenue and expenditures:

This reflects the purchase of concession stand equipment for the Girls Fast Pitch Association.

Increase Revenues (17-40107 – Weaver Grant – Girls Fast Pitch Association)	\$1,024.00
Increase Expenditures (17-541902 – Girls Fast Pitch Association)	\$1,024.00

This reflects the installation of a new seating at Movieland.

Increase Revenues (17-40128 – Movieland - Weaver Foundation)	\$27,534.99
Increase Expenditures (17-5411960 – Capital Outlay – Movieland)	\$27,534.99

This reflects a Weaver Foundation donation to the Golf Fund for rehabilitation and chip seal application to the cart paths

Increase Revenues (17- 40540 - Golf Course Cart Paths – Weaver Foundation)	\$87,000.00
Increase Expenditures (17- 5411950 - Golf Course Cart Path Rehab)	\$87,000.00

These budget amendments reflect end-of-year clean-up within the Special Revenue Fund (Fund 17) regarding TxDOT Aviation Grant awards to the Lamesa Municipal Airport an corresponding revenues and expenditures:

This reflects the revenue and expenses related to the TxDOT Ramp Improvements at the airport.

Increase Revenues (17-40500 – TxDOT Ramp Grant / Airport)	\$11,381.00
Increase Expenditures (17-5411900 - Ramp Grant Expenditures)	\$11,381.00

This reflects the revenue and expenses related to the TxDOT AWOS Grant.

Increase Revenues (17-40130 – TxDOT Aviation Prj. 4216AWLAMES)	\$99,057.48
Increase Expenditures (17-5411901 – Airport Grant Prj. 4216AWLAMES)	\$99,057.48

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 8

SUBJECT: **REQUEST FOR ZONE CHANGE – (1600 N. BRYAN AVENUE)**
PROCEEDING: Ordinance, Second Reading
SUBMITTED BY: Wayne Smith (Petition of Dawson County Hospital District)
EXHIBIT: P&Z Minutes
AUTHORITY: City Charter, Texas Government Code

SUMMARY STATEMENT

Consider passing an Ordinance on second reading granting a zone change for a tract of land described as a 7.99 acre tract out of section 72, Block 35, T-6-N, Georgetown Ry. Co. Survey, in Dawson County, Texas from District R-2 to District R-3.

A 7.99 ACRE TRACT OUT OF SECTION 72, BLOCK 35, T-6-N, GEORGETOWN RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS, DESCRIBED BY METES AND BOUNDS IN THAT WARRANTY DEED DATED OCTOBER 12, 1956, AND RECORDED IN VOLUME 151, PAGE 301, OF THE DEED OF RECORDS OF DAWSON COUNTY, TEXAS.

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to ***(grant or deny the application of Dawson County Hospital District)***. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

Recommend approval.

ORDINANCE NO.: _____

AN ORDINANCE GRANTING A ZONE CHANGE FOR A TRACT OF LAND DESCRIBED AS A 7.99 ACRE TRACT OUT OF SECTION 72, BLOCK 35, T-6-N, GEORGETOWN RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS FROM DISTRICT R-2 TO DISTRICT R-3.

On the this 16th day of August, 2016, 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 said city may be changed upon application of the property owner and upon recommendation of the Planning and Zoning Commission of the City; and

WHEREAS, an application to the Planning and Zoning Commission of the City of Lamesa, Texas, has been made to change the zoning of the following described property located at 1600 North Bryan Avenue, Lamesa, Texas, from a District R-2: Two-family Residence to a District R-3 District: Apartment District, multifamily dwellings, to-wit:

A 7.99 acre tract out of Section 72, Block 35, T-6-N, Georgetown Ry. Co. Survey, in Dawson County, Texas, described by metes and bounds in that Warranty Deed dated October 12, 1956, and recorded in Volume 151, Page 301, of the Deed Records of Dawson County, Texas; and

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, and is currently zoned as R-2 (Two-family residence); and

WHEREAS, the Planning and Zoning Commission of the City of Lamesa, Texas, after hearing such application and the arguments for and against the same, has voted to recommend to the City Council of the City of Lamesa, Texas, that such request for a change in the zoning of such property be granted; and

WHEREAS, a public hearing, where all interested persons were provided with an opportunity to be heard on the proposed zone change was held at City Hall, 601 South First Street, in the City of Lamesa, Texas, on August 16, 2016, 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; and

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 should be accepted and the zoning of such property be changed to R-3.

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 1600 N Bryan Avenue, Lamesa, Texas, from a District R-2 (Two-family residence) to a District R-3 District: Apartment District, multifamily dwellings, to-wit:

A 7.99 acre tract out of Section 72, Block 35, T-6-N, Georgetown Ry. Co. Survey, in Dawson County, Texas, described by metes and bounds in that Warranty Deed dated October 12, 1956, and

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

SECTION FOUR: 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 16th day of August, 2016, by a majority vote; and then on the 30th day of August, 2016, 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 30th day of August, 2016, 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:

Norma Garcia
City Secretary

Josh Stevens
Mayor

Weaver Rd

HOSPITAL



N 21st St

N 20th St

N 19th St

N Bryan Ave

N 18th St

N 17th St

N 15th St

N 20th St

N Avenue G

N 16th St

Second Baptist Church

Site

7.99 acres

Sage Healthcare Center

Medical Arts
Specialty Annex

Lamesa Fire
Dept. Station #2

Dental Clinic

Jones-McCall
Pharmacy

Medical Arts Home
Health Fleet

TriCare Medical

SAGE Healthcare Center

100' 70' P. 1

100' 70' P. 1

N 16° 23' W 520.00'
N Avenue L

Volume 151, Page 30

N. 17th Street
N 75° 35' E 669.30'

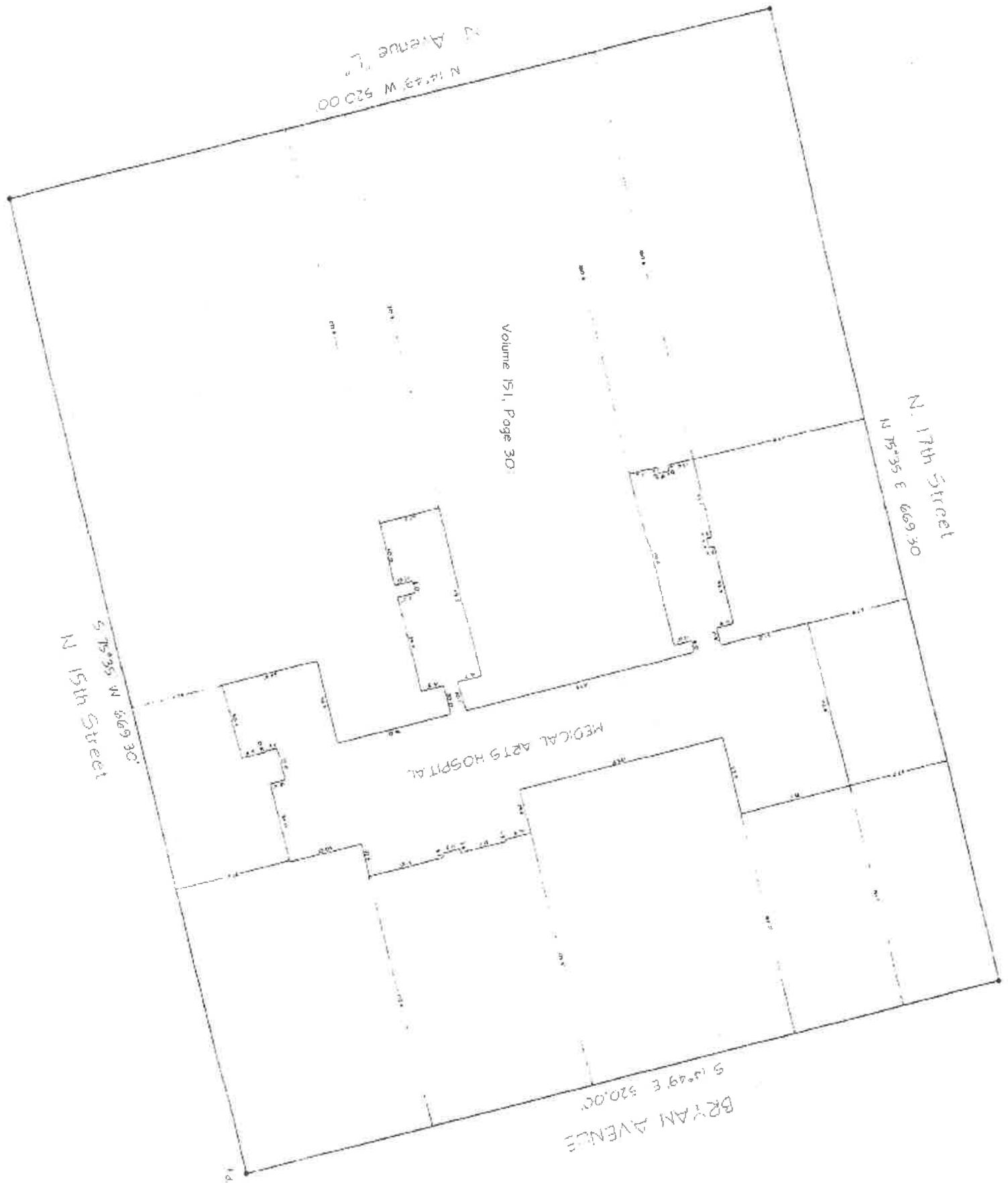
N 15th Street
S 75° 35' W 669.30'

MEDICAL ARTS HOSPITAL

BRYAN AVENUE
S 14° 49' E 320.00'

100' 70' P. 1

100' 70' P. 1



APPLICATION FOR ZONE CHANGE

Date: July 14, 2016

City Planning & Zoning Commission
City of Lamesa
City Secretary
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 72, Block 35T6N, Addition Rose Heights
Address 1600 N. Bryan Avenue, Lamesa, TX 79331
From R-2 District to R-3 District

Present use of property: Dawson County Hospital District Excess
/Surplus Property (old hospital land)

Desired use to be made of property?: Medical; Additional Healthcare
for Dawson County

Are there deed restrictions pertaining to intended use of property?

Yes No



Signature: Cris Norris, President
Dawson County Hospital District
Board of Directors

2200 N. Bryan Avenue
Address

Lamesa, TX 79331
City, State Zip

(806) 874-2183 Extension 2010
Telephone Number

Date received: 14 July 2016 By 

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

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



CITY OF LAMESA

601 South 1st Street LAMESA, Texas 79331 TEL. 806-872-2124 FAX 806-872-4338

NOTICE PUBLIC HEARING CITY OF LAMESA, TEXAS PLANNING AND ZONING COMMISSION

NOTICE is hereby given to all interested persons that the Planning and Zoning Commission of the City of Lamesa, Texas will hold a public hearing on AUGUST 2, 2016, at 4:00 PM 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 Planning and Zoning Commission will make a determination in the following case:

CASE NO. PZ 16-7: To consider the petition of DAWSON COUNTY HOSPITAL DISTRICT 2200 NORTH BRYAN AVENUE to change the zone of the following property:

**LOT 72 BLOCK 35T6N CERTIFICATE NO. SIXTY (60),
GEORGETOWN RY. CO. SURVEY IN, Dawson County,
Texas**

Located at 1600 NORTH BRYAN AVENUE from zoning district R-2 TWO FAMILY RESIDENCE to zoning district R-3 MULTI FAMILY DISTRICT for MEDICAL; ADDITIONAL HEALTHCARE FOR DAWSON COUNTY.

FOR THE CITY OF LAMESA;

Wayne Smith
Chief Inspector

Publication Dates:

JULY 17, 2016 & JULY 31 2016



CITY OF LAMESA

601 SOUTH 1ST STREET LAMESA, TEXAS 79331 TEL. 806-872-2124 FAX 806-872-4333

NOTICE PUBLIC HEARING CITY OF LAMESA, TEXAS PLANNING AND ZONING COMMISSION

NOTICE is hereby given to all interested persons that the Planning and Zoning Commission of the City of Lamesa, Texas will hold a public hearing on **AUGUST 2, 2016**, at 4:00 PM 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 Planning and Zoning Commission will make a determination in the following case:

**LOT 72 BLOCK 35T6N CERTIFICATE NO. SIXTY (60),
GEORGETOWN RY. CO. SURVEY IN, Dawson County,
Texas**

That **DAWSON COUNTY HOSPITAL DISTRICT 2200 NORTH BRYAN AVENUE** requested that the zoning district of the property described above, located at 1600 NORTH BRYAN AVENUE, be changed from **R-2 TWO FAMILY RESIDENCE** to **R-3 MULTI FAMILY DISTRICT** for use as **MEDICAL; ADDITIONAL HEALTHCARE FOR DAWSON COUNTY.**

You are hereby invited to attend such public hearing and voice any comments you may have regarding such proposed zone change. If for any reason you are unable to attend the public hearing, you may return this form to the Building Official, City of Lamesa, 601 South First Street, Lamesa, Texas 79331 with your comments as stated below, and your wishes will be made known to the members of the Planning and Zoning Commission.

REPLY

I am (in favor) (opposed to) the zone change as requested by Case Number: PZ 16-7 my reason and comments are as follows:

SIGNATURE: _____ **DATE:** _____

NAME:
ADDRESS:

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

MINUTES

On August 2, 2016 there came on and was held a meeting of the Planning and Zoning Commission of the City of Lamesa, Texas, with the following members present:

	John Hegi	Member
ABSTAIN-----	Gary Culp	Member
ABSENT-----	Bob Henderson	Member
ABSENT-----	Ray Stephens	Member
ABSENT-----	Larry Allison	Member
	Sam Adams	Member
	Richard Leonard	Member
	Jinkin Ortiz	Alternate Member
	Barney Blount	Alternate Member

Also Meeting:

Wayne Smith	Chief Inspector
-------------	-----------------

A quorum being present and acting throughout the meeting, the following among other proceedings were held.

1. CALL TO ORDER:

2. APPROVAL OF THE MINUTES: Consider all matters incidental and related to ratify and approve the minutes of the Planning and Zoning commission concerning each of the matters listed on the agenda of the regular meeting of the Planning and Zoning Commission of the City of Lamesa, Texas held on **MAY 26, 2016**.

A motion to approve the minutes as read was made by JOHN HEGI and seconded by RICHARD LEONARD.

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

3. CASE NO. PZ 16-7: To consider the petition of DAWSON COUNTY HOSPITAL DISTRICT 2200 NORTH BRYAN AVENUE to change the zone of the following property:

**LOT 72 BLOCK 35T6N CERTIFICATE NO. SIXTY (60),
GEORGETOWN RY. CO. SURVEY IN, Dawson County,
Texas**

Located at 1600 NORTH BRYAN AVENUE from zoning district R-2 TWO FAMILY RESIDENCE to zoning district R-3 MULTI FAMILY DISTRICT for MEDICAL; ADDITIONAL HEALTHCARE FOR DAWSON COUNTY.

Discussion: 8 letters were sent to surrounding property owners. One letter in favor of the zone change was received and read by the board. Discussion was held concerning the use of the property for health care use, and deed restrictions that would be placed on the property. Nathan Tafoya with the LEDC was present and stated the EDC had a private business interested in developing a portion of the property, but would need a zone change in place before construction could begin. The minutes of the Hospital District Board were submitted for the board and the exclusion of multi-family residential use or manufactured home use were cited as restrictions that would be placed on the property but would not be enforced by the city. The use of the property for medical uses was cited as keeping with the neighborhood use and acceptable for the zone change.

A motion was made by Richard Leonard to recommend approval to the City Council for a zone change for the property located at 1600 North Bryan Avenue from R-2 to R-3 for use as a medical park. The motion was seconded by John Hegi. Upon being put to a vote the motion passed.

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

4. ADJOURNMENT: There being no other business the meeting was adjourned

ATTEST:

APPROVED:

Chief Inspector

Chairman

Sec. 14.03.005 Penalties for violations

(a) Violation is misdemeanor. Any person who violates any of the provisions of this article is guilty of a misdemeanor. A person upon conviction shall be fined in a sum not to exceed one thousand dollars (\$1,000.00). Each day the violation is continued, or is allowed to continue to exist is a separate offense.

(b) Violators. The owner or owners of any building or property or part thereof where any thing in violation of this article shall be placed or shall exist, any architect, builder, contractor, agent, attorney, person, firm or corporation employed in connection therewith and who have assisted in the commission of the violation, are guilty of a separate offense, and on conviction thereof, they shall be fined in an amount not to exceed one thousand dollars (\$1,000.00).

(c) Other corrective measures. The building inspector may also, in case any building or structure is erected, constructed, reconstructed, altered, repaired, converted or maintained, or any building, structure or land is used in violation of this ordinance, institute appropriate action to prevent unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use to restrain, correct, or abate the violation, to prevent the illegal act, conduct, business, or use in or about the premises.

(1998 Code, sec. 23.005)

Sec. 14.03.006 Savings clause

(a) Effect of invalidity. If any section, paragraph, sentence, clause, phrase, or word of this article is adjudged by any court of competent jurisdiction to be invalid, that invalidity shall not affect, impair or invalidate the remainder of this article.

(b) Effect on pending cases. The provisions of this article do not apply to cases pending in the courts of this state at the time this article becomes effective.

(1998 Code, sec. 23.006)

Secs. 14.03.007–14.03.050 Reserved

Division 2. Districts

Sec. 14.03.051 Zoning districts

(a) Division into districts. In order to restrict and regulate the different land uses the city is divided into different classes of districts designations as:

“R-1” District: Single-family residences, garden homes

“R-2” District: Two-family residence (duplex)

“R-3” District: Apartment district, multifamily dwellings

“M-1” Manufactured home district

“M-2” Manufactured home park, recreational vehicle park

“C-1” Local retail district

“I-1” Light industry district

“I-2” Heavy industry district

(b) Use of land. A person may use the land or building in each of the above classified districts in the city only for the purposes described. Any other use of land or building in district or districts is unlawful and in violation of this article. A person may not erect, reconstruct, enlarge, structurally alter or move a building or structure unless it conforms to the regulations for the district in which the building or structure is located.

(c) Zoning map. The boundaries of each district are shown upon the map, which accompanies (on file in secretary’s office) and is made a part of this article and is designated as the “zoning map.” The zoning map and all markings, notations, references and other information shown on the zoning map are part of this article.

(d) One building on one lot. If a person erects, enlarges or structurally alters a building, he may locate no more than one main building on one lot, except as may be otherwise provided by this article.

(e) Annexed property. All territory hereafter annexed to the City of Lamesa is subject to the restrictions of an R-1 District until otherwise changed by an amendment to the article.

Sec. 14.03.052 Regulations for “R-1” districts

In the “R-1” district, there may be any of the following:

- (1) One-family dwellings.
- (2) Garden homes.
- (3) Public parks, playgrounds, etc.
- (4) Customary home occupations (with specific use permit).
- (5) Churches.
- (6) Public schools and educational institutions.
- (7) Accessory buildings (garages, storage buildings, servant’s quarters).

Sec. 14.03.005 Penalties for violations

(a) Violation is misdemeanor. Any person who violates any of the provisions of this article is guilty of a misdemeanor. A person upon conviction shall be fined in a sum not to exceed one thousand dollars (\$1,000.00). Each day the violation is continued, or is allowed to continue to exist is a separate offense.

(b) Violators. The owner or owners of any building or property or part thereof where any thing in violation of this article shall be placed or shall exist, any architect, builder, contractor, agent, attorney, person, firm or corporation employed in connection therewith and who have assisted in the commission of the violation, are guilty of a separate offense, and on conviction thereof, they shall be fined in an amount not to exceed one thousand dollars (\$1,000.00).

(c) Other corrective measures. The building inspector may also, in case any building or structure is erected, constructed, reconstructed, altered, repaired, converted or maintained, or any building, structure or land is used in violation of this ordinance, institute appropriate action to prevent unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use to restrain, correct, or abate the violation, to prevent the illegal act, conduct, business, or use in or about the premises.

(1998 Code, sec. 23.005)

Sec. 14.03.006 Savings clause

(a) Effect of invalidity. If any section, paragraph, sentence, clause, phrase, or word of this article is adjudged by any court of competent jurisdiction to be invalid, that invalidity shall not affect, impair or invalidate the remainder of this article.

(b) Effect on pending cases. The provisions of this article do not apply to cases pending in the courts of this state at the time this article becomes effective.

(1998 Code, sec. 23.006)

Secs. 14.03.007–14.03.050 Reserved**Division 2. Districts****Sec. 14.03.051 Zoning districts**

(a) Division into districts. In order to restrict and regulate the different land uses the city is divided into different classes of districts designations as:

“R-1” District: Single-family residences, garden homes

“R-2” District: Two-family residence (duplex)

“R-3” District: Apartment district, multifamily dwellings

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 9

SUBJECT: PUBLIC HEARING ON ZONE CHANGE – (100 N. 7TH STREET)
PROCEEDING: Public Hearing
SUBMITTED BY: Wayne Smith
EXHIBITS: Minutes
AUTHORITY: City Charter, City Code, Texas Government Code

SUMMARY STATEMENT

Public hearing of the rezoning petition of Danny Green (PO Box 25, Sundown, TX 79372), State Street Development and The Lamesa FAM LP to change the zoning designation of 100 N. 7th Street from: I-2 Heavy Industry to R-3 Apartment District, Multi-family Dwellings for apartments for the following property:

A 7.246 ACRE TRACT DESCRIBED AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71, BLOCK 35, T-6-N, T.& P. Ry. CO. SURVEY, IN DAWSON COUNTY, TEXAS, AND PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS.

PUBLIC HEARING

The Mayor will ask if anyone wishes to speak regarding said property located at 1600 N Bryan Avenue.

The following persons spoke:

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

ORDINANCE NO.: _____

AN ORDINANCE GRANTING A ZONE CHANGE FOR A 7.246 ACRE TRACT DESCRIBED AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71 BLOCK 35, T-6-N, T. & P. RY. CO. SURVEY, IN DAWSON COUNTY, TEXAS, AND PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS (100 NORTH 7TH STREET) FROM DISTRICT I-2 TO DISTRICT R-3.

On the 30th day of August, 2016, 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 said city may be changed upon application of the property owner and upon recommendation of the Planning and Zoning Commission of the City; and

WHEREAS, an application to the Planning and Zoning Commission of the City of Lamesa, Texas, has been to change the zoning of the following described property located at 100 North 7th Street, Lamesa, Texas, from a District I-2: Heavy Industry District to a District R-3: Apartment District, multifamily dwellings, to-wit:

A 7.246 ACRE TRACT DESCRIBED AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71, BLOCK 35, T-6-N, T.& P. Ry. CO. SURVEY, IN DAWSON COUNTY, TEXAS, AND PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS.

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, located at 100 North 7th Street, and is currently zoned as District I-2: Heavy Industry; and

WHEREAS, the Planning and Zoning Commission of the City of Lamesa, Texas, after hearing such application and the arguments for and against the same, has voted to recommend to the City Council of the City of Lamesa, Texas, that such request for a change in the zoning of such property be granted; and

WHEREAS, a public hearing, where all interested persons were provided with an opportunity to be heard on the proposed zone change was held at City Hall, 601 South First Street, in the City of Lamesa, Texas, on August 30, 2016, 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; and

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 should be accepted and the zoning of such property be changed to District R-3.

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 100 North 7th Street, Lamesa, Texas, from a District I-2: Heavy Industry to a District R-3: Apartment District, multifamily dwellings, to-wit:

A 7.246 ACRE TRACT DESCRIBED AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71, BLOCK 35, T-6-N, T.& P. Ry. CO. SURVEY, IN DAWSON COUNTY, TEXAS, AND PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS.

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

SECTION FOUR: 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.

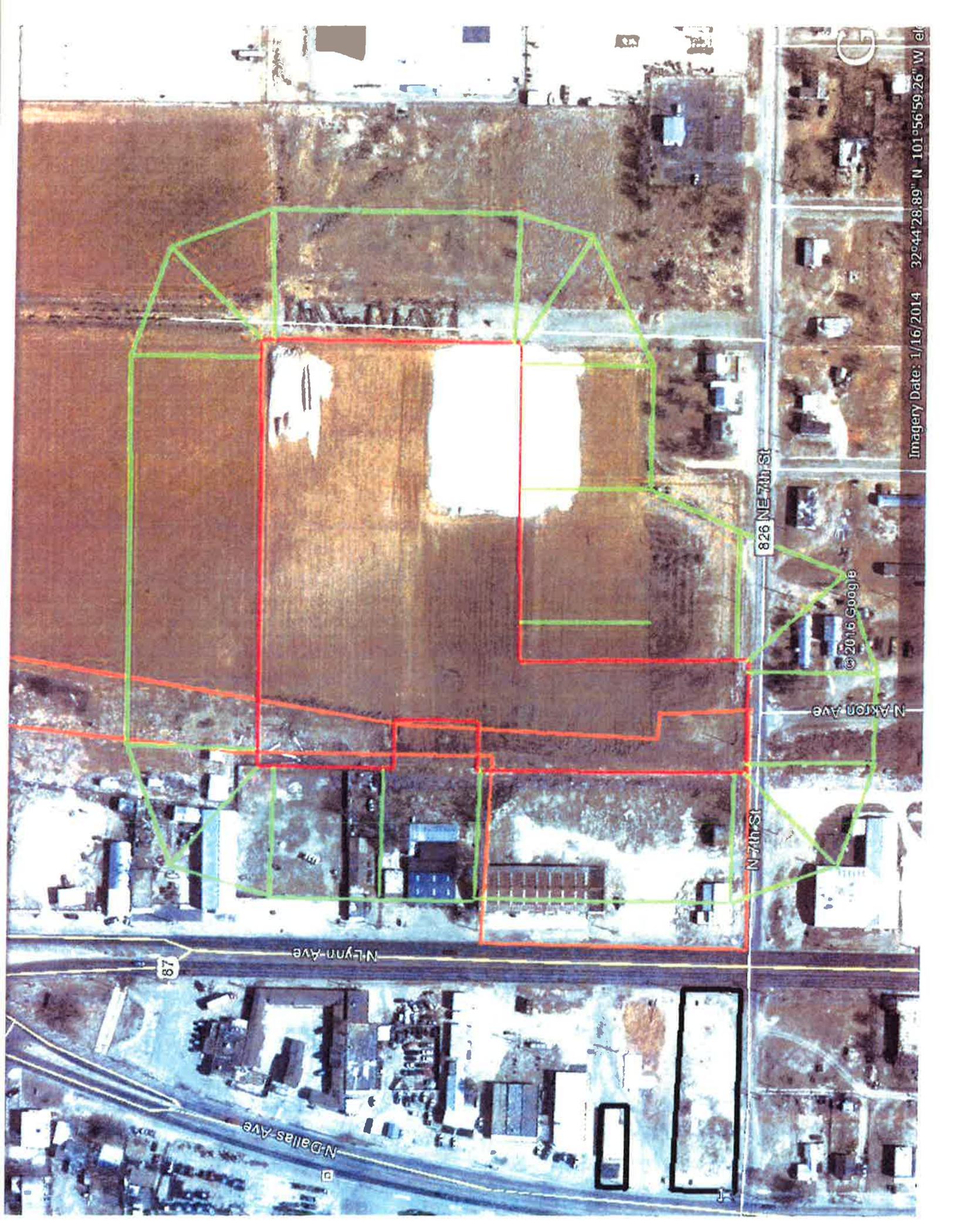
Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 30th day of August, 2016, by a majority vote; and then on the 6th day of September, 2016, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, 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 6th day of September, 2016, 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:

Norma Garcia
City Secretary

Josh Stevens
Mayor



87

N-Dallas Ave

N-Lynn Ave

N-7th St

826 NE-7th St

N Akron Ave

© 2016 Google

Imagery Date: 1/16/2014 32°44'28.89" N 101°56'59.26" W

City of Lamesa
City Secretary
601 South First Street
Lamesa, Texas 79331

204 NE 7th

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 5, Block 35, Addition Lamesa Industrial Park
Address See attached survey
From ~~X~~ I-2 District to R-3 District

Present use of property: Vacant

Desired use to be made of property?: Apartments

Are there deed restrictions pertaining to intended use of property?

Yes No X

Jelly Sandoval
Signature

- verify prop
- Wayne already
- everything updated
- send to Tim
(Publish)

7801 Jack Finney Blvd., #101
Address

Greenville, TX 75402
City, State Zip

903.450.1520 X 3
Telephone Number

Date received: 2/24/16 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 description of the property shall accompany this application.

CITY OF LAMESA
**** REPRINT RECEIPT ****

REC#: 00839311 2/29/2016 4:36 PM
OPER: CNTR TERM: 002
REF#: 10204

TRAN: 114.0000 BLDG PERMITS & FEES
P&Z STATE ST HOUSING DEV
BLDG PERMITS & FEES 50.00CR

TENDERED: 50.00 CHECK
APPLIED: 50.00-

CHANGE: 0.00

APPLICATION FOR ZONE CHANGE

Date: 2/17/2016

City Planning & Zoning Commission
City of Lamesa
City Secretary
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 5, Block 35, Addition Lamesa Industrial Park
Address See attached survey
From I-1 District to R-3 District

Present use of property: Vacant

Desired use to be made of property?: Apartments

Are there deed restrictions pertaining to intended use of property?

Yes No

Jelly Santos
Signature

7801 Jack Binney Blvd., #101
Address

Greenville TX 75402
City, State Zip

903.450.1500 X 3
Telephone Number

Date received: _____ By _____

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

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



CITY OF LAMESA

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

**NOTICE
PUBLIC HEARING
CITY OF LAMESA, TEXAS
PLANNING AND ZONING COMMISSION**

NOTICE is hereby given to all interested persons that the Planning and Zoning Commission of the City of Lamesa, Texas will hold a public hearing on AUGUST 9, 2016, at 4:00 PM 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 Planning and Zoning Commission will make a determination in the following case:

CASE NO. PZ 16-2: To consider the petition of DANNY GREEN PO BOX 25 SUNDOWN, TEXAS 79372 AND STATE STREET DEVELOPMENT AND THE LAMESA FAM, LP to change the zone of the following property:

A 7.246 ACRE TRACT MOREFULLY DESCRIBED AS ALL OF LOT 5 AND THE WEST PART OF LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SEC. 71, BLK 35, T-6-N, T&P RAILROAD COMPANY SURVEY, DAWSON COUNTY, TEXAS AND PART OF THE EAST 1/2 OF THAT PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS. A MORE ACCURATE DESCRIPTION OF SAID PROPERTY AND A PLAT OF THE PROPERTY IS AVAILABLE FOR INSPECTION AT 601 SOUTH 1ST STREET INSPECTIONS DEPARTMENT.

located at 100 NORTH 7TH STREET from zoning district I-2 HEAVY INDUSTRY to zoning district R-3 MULTI FAMILY RESIDENTIAL for APARTMENTS.

FOR THE CITY OF LAMESA;

Wayne Smith
Chief Inspector

Publication Dates:

JULY 24, 2016

ORDINANCE NO.: _____

AN ORDINANCE GRANTING A ZONE CHANGE FOR A TRACT OF LAND DESCRIBED AS A 7.246 ACRE TRACT AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71 BLOCK 35, T-6-N, T&P RAILROAD COMPANY SURVEY, IN DAWSON COUNTY, TEXAS AND PART OF THE EAST ½ OF THAT PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS (100 NORTH 7TH STREET) FROM DISTRICT I-2 TO DISTRICT R-3.

On the this 30th day of August 2016, 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 said city may be changed upon application of the property owner and upon recommendation of the Planning and Zoning Commission of the City; and

WHEREAS, an application to the Planning and Zoning Commission of the City of Lamesa, Texas, has been to change the zoning of the following described property located at 100 North 7th Street, Lamesa, Texas, from a District I-2 Heavy Industry District to a District R-3 Apartment District, multifamily dwelling, to-wit:

7.246 ACRE TRACT AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71 BLOCK 35, T-6-N, T&P RAILROAD COMPANY SURVEY, IN DAWSON COUNTY, TEXAS; and

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, located at 100 North 7th Street, and is currently zoned as R-2 (Two-family residence duplex); and,

WHEREAS, the Planning and Zoning Commission of the City of Lamesa, Texas, after hearing such application and the arguments for and against the same, has voted to recommend to the City Council of the City of Lamesa, Texas, that such request for a change in the zoning of such property be granted; and

WHEREAS, a public hearing, where all interested persons were provided with an opportunity to be heard on the proposed zone change was held at City Hall, 601 South First Street, in the City of Lamesa, Texas, on August 30, 2016, 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; and

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 should be accepted and the zoning of such property be changed to R-3.

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 100 North 7th Street, Lamesa, Texas, from a District I-2 Heavy Industry District to allow the use of the following described property for apartments, to-wit:

7.246 ACRE TRACT AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71 BLOCK 35, T-6-N, T&P RAILROAD COMPANY SURVEY, IN DAWSON COUNTY, TEXAS; and

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

SECTION FOUR: 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 Article IV, Section 24 of the City Charter.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 30th day of August, 2016, by a majority vote; and then on the 6th day of August, 2016, 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 6th day of September, 2016, 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:

Norma Garcia
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 10

SUBJECT: **REQUEST FOR ZONE CHANGE – (100 N. 7TH STREET)**
PROCEEDING: Ordinance
SUBMITTED BY: Wayne Smith (Petition of Dawson County Hospital District)
EXHIBITS: P&Z Minutes
AUTHORITY: City Charter, Texas Government Code

SUMMARY STATEMENT

Consider passing an Ordinance on first reading granting a rezoning from I-2 Heavy Industry District to R-3: Apartment District, Multi-family Dwellings for apartments.

A 7.246 ACRE TRACT DESCRIBED AS ALL OF LOT 5 AND LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION 71, BLOCK 35, T-6-N, T.& P. Ry. CO. SURVEY, IN DAWSON COUNTY, TEXAS, AND PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS.

COUNCIL ACTION

Motion by Council Member _____ to *(grant or deny the application of Dawson County Hospital District)*. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY MANAGER'S MEMORANDUM

The P & Z Commission met on August 2, 2016. All notices and publications have been posted to comply with city codes for holding this public hearing and possible action by City Council. **Recommend approval.**

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 11

Subject: **DISCUSSION OF TAKE HOME VEHICLE POLICY**
Proceeding: Discussion
Submitted by: City Manager
Authority: City Policy Sec. 5

SUMMARY STATEMENT

City Council to discuss and direct staff to make desired changes to the Take Home Vehicle Policy.

- **Male – jogging/ warm-up/wind suites, overalls, loose clothes, baggy pants**

Employees may not wear clothing that fits tightly and clings to the body.

Employees working around machinery must not wear loose fitting clothing or wear jewelry which could get caught in the machinery.

5:01.03C. CASUAL DAY

Casual day will be designated and allowed by the City Manager. Employees may wear jeans and tennis shoes on casual day provided they are neat and clean, without holes and not faded.

Employees who violate this policy will be subject to disciplinary action, which may include being sent home without pay, or any step of discipline up to and including termination.

5:01.04. UNAUTHORIZED OR IMPROPER USE OF OFFICIAL BADGE OR AUTHORITY

No official or employee whose duties involve the use of a badge, card, or clothing insignia as evidence of authority or for identification purposes, will permit such badge, card, or insignia to be used or worn by any other person who is not authorized to use or wear same; nor permit same to be out of his possession without good cause, or approval of the department head or other authorized superior. Such badge, card, or insignia will be used only in the performance of the official duties of the position to which they relate.

5:01.05. IMPROPER USE OF CITY-OWNED VEHICLES

No City employee will drive a City-owned vehicle without a valid driver's license. Use of a City-owned vehicle for other than official City business is strictly prohibited, except in cases where the employee is required to be on call and available for radio contact. However, such use must be exercised with discretion and good judgment on the part of the employee. Except when on emergency call, all City-owned vehicles will be operated in accordance with the traffic laws of the City of Lamesa and the State of Texas.

5:01.06. IMPROPER USE OF CITY RADIOS AND TELEPHONES

No employee will make use of City radios for other than official business, broadcast obscene or abusive language, or operate any unit in such a

D. Illness or Disability.

- (1). Responsibility.** Any sickness or disability resulting from any outside employment, whether self-employment or for another party, will not be the responsibility of the City. Any lost work time, wages, or medical expenses resulting from such employment will be the responsibility of the outside employer and the employee.
- (2). Eligibility for City Benefits.** An employee who becomes sick or disabled as a result of outside employment will not be eligible for Worker's Compensation or sick leave benefits normally provided by the City; however, an employee may take unused vacation leave to cover any such lost time. The payment of any medical benefits through the City's group hospitalization plan will be in accordance with the provisions and terms of the insurance contract in force at the time of injury. (See 7:05.02. Payment of Premiums)
- (3). Status.** Any employee who becomes sick or disabled as a result of outside employment, and who is unable to perform his/her regular job duties, may be placed on Medical Leave status without pay for a period not to exceed ninety (90) days, unless disapproved by the

City Manager. If the employee is sick and/or is considered a qualified individual with a disability who with or without reasonable accommodations is unable to return to work and/or perform the essential duties of the regularly assigned position after the period of ninety (90) days, the employee will be separated in accordance with the City policy on separations for reason of incapacity. (See 7:01.04. Medical Leave)

5:04.03. FINANCIAL RESPONSIBILITY OF EMPLOYEE

Employees of the City of Lamesa will be expected to maintain a good credit standing in the community and pay their obligations promptly. The City will not serve as a collection agency for creditors of employees. Employees who fail to pay or make reasonable provisions for future payment of debts to such an extent that such failure will be detrimental to the City, may be subject to disciplinary action. (See 5:01.01. Employee Responsibilities; 5:01.03. (A. 20) General Rules of Conduct; and 5:01.07 Off Duty Conduct)

SECTION FIVE: INSURABILITY OF CITY EMPLOYEES

5:05.01. GENERAL

State law requires that the City carry automobile liability insurance on all City vehicles. In order for the City to obtain insurance, at a reasonable rate, certain standards must be met regarding the driving records of employees of the City of Lamesa, in positions which require the operation of a motor vehicle, must meet the standards as set by the City.

5:05.02. STANDARDS OF ACCEPTANCE

The standards of acceptance of any employee for coverage under the City's automobile liability policy will be governed by the city's personnel policy.

5:05.03. RESPONSIBILITY OF EMPLOYEES

It is the responsibility of each City employee to maintain a driving record which will meet the standards of acceptance as set by the City's policy. Employees must report any traffic conviction within ten (10) days of such said conviction.

5:05.04. REVIEW OF EMPLOYEE DRIVING RECORDS

The City will review each employee's driving record on a periodic basis. Acceptance of employment with the City of Lamesa will constitute acceptance of the release of such driver's records to the City of Lamesa.

5:05.05. FAILURE TO MEET STANDARDS OF ACCEPTANCE

A. Selection of New Employees.

No person will be selected for employment with the City of Lamesa, in a position which requires the operation of a City vehicle, unless that person meets the standards of acceptance as set forth by the City.

B. Employees.

Any employee who fails to meet the standards of acceptance, as set forth by the City will not be allowed to operate any City vehicle. In addition:

- (1) Any employee who fails to meet the standards of acceptance under the City's policy will be subject to suspension, transfer, or dismissal based upon the availability of alternate positions which do not require the operation of a motor vehicle.
- (2) An employee may be given a written warning, if that employee's driving record is such that one additional violation or accident will result in a failure to meet the city's standards.

5:05.06. APPEALS

Any appeal of a personnel action as a result of an employee failing to meet the city's standard of acceptance should be made within 7 days and will deal only with the matter of the employee meeting city's standards of acceptance. (See 1:05. Employee Grievances and Appeals)

5:05.07. CITY'S AUTOMOBILE LIABILITY STANDARDS

The following rules establish risk eligibility. Acceptance is dependent on the quality of all factors dealing with the driving record.

Any driver with any of the following will not be accepted:

- A. More than one at fault accident in the past three years.
- B. More than two moving violations in the past three years.
- C. Convictions for a disqualifying offense for any type of motor vehicle in the past three year, such as;
 - (1). Driving while impaired or intoxicated (DWI)
 - (2). Driving Under the influence of Drugs (DUID)
 - (3). Failed to Stop and Render Aid (FSRA)
 - (4). Driving while under a suspension or revocation.
 - (5). Blood/Breath Test Refusal (BBTR)
 - (6). Felony involving use of a motor vehicle.
 - (7). The use of a motor vehicle in the commission of felony involving manufacturing, distributing, or dispensing a controlled substance.
 - (8). Reckless driving
 - (9). A violation of the law relating to traffic control arising in connection with a fatal accident (excluding parking, weight, and vehicle defect violations)
- D. More than two not at fault accidents in the past three years.
- E. More than one at fault and one not at fault accident in the past three years.
- F. One at fault accident and one moving violation in the past three years unless arising from the same incident.

5:01.09 FIREARMS

Except as indicated below, any and all employees of the City of Lamesa, whether fulltime or part-time, permanent or temporary, are prohibited from carrying any handgun or other firearm while on duty in the service of the City of Lamesa either openly or by concealed carry.

Exceptions:

- 1) Licensed Police Officers of the Lamesa Police Department are exempt from this policy but must comply with applicable state law applying to licensed peace officers.
- 2) Arson Investigators who are licensed peace officers are exempt when actively working on an arson investigation. The Arson Investigator may carry a weapon within the investigator's secured vehicle at any time.
- 3) The City Council may grant other exceptions for specific purposes on a case by case basis.

Norma Garcia

From: Robert Ramirez <robertr@ci.lamesa.tx.us>
Sent: Wednesday, August 24, 2016 10:42 AM
To: 'Norma Garcia'
Subject: RE: Take Home City Owned Vehicles

Robert Ramirez
Public Works

Joe Rodriquez
Sanitation Dept. Superintendent

Gilbert Ramos
Street Dept. Operation Supervisor

Have 3 employee on call that rotate on weekends and weekdays for Parks Dept.
Patricio Hernandez
Abel Guzman
George Garcia

Total of 4 Pickups

Robert

From: Norma Garcia [mailto:ngarcia@ci.lamesa.tx.us]
Sent: Wednesday, August 24, 2016 10:18 AM
To: Dale Alwan; dgarzajr@ci.lamesa.tx.us; Irma Ramirez; Larry Duyck; Leticia Dimas; nathan@lamesaedc.org; Robert Ramirez; Sandy Trevino; sburkhart@ci.lamesa.tx.us; tstahl@ci.lamesa.tx.us; Victor Dimas; Wayne Smith; wchapman@ci.lamesa.tx.us
Subject: Take Home City Owned Vehicles

Good morning,

Would everyone please send me a list as soon as possible of all your employees who have a take home city owned vehicle. Thank you.

Best regards,

Norma Garcia

City Secretary
(806) 872-4322
ngarcia@ci.lamesa.tx.us

Norma Garcia

From: Sandy Trevino <strevino@ci.lamesa.tx.us>
Sent: Wednesday, August 24, 2016 10:46 AM
To: 'Norma Garcia'
Subject: RE: Take Home City Owned Vehicles

Sandy Trevino

From: Norma Garcia [mailto:ngarcia@ci.lamesa.tx.us]
Sent: Wednesday, August 24, 2016 10:18 AM
To: Dale Alwan; dgarzajr@ci.lamesa.tx.us; Irma Ramirez; Larry Duyck; Leticia Dimas; nathan@lamesaedc.org; Robert Ramirez; Sandy Trevino; sburkhart@ci.lamesa.tx.us; tstahl@ci.lamesa.tx.us; Victor Dimas; Wayne Smith; wchapman@ci.lamesa.tx.us
Subject: Take Home City Owned Vehicles

Good morning,

Would everyone please send me a list as soon as possible of all your employees who have a take home city owned vehicle. Thank you.

Best regards,

Norma Garcia

City Secretary
(806) 872-4322
ngarcia@ci.lamesa.tx.us

Norma Garcia

From: Larry Duyck <lamesafd@ci.lamesa.tx.us>
Sent: Thursday, August 25, 2016 4:54 AM
To: Norma Garcia
Subject: Vehicle take home

Only myself.

Larry Duyck
Chief
Lamesa Fire Rescue

Sent from my iPhone

Norma Garcia

From: Dale Alwan <dalwan@ci.lamesa.tx.us>
Sent: Thursday, August 25, 2016 10:39 AM
To: 'Norma Garcia'
Subject: RE: Take Home City Owned Vehicles

CID Lt. Darrell Williams - on call Investigator - Unit 92 = unmarked maroon in color Chevy Impala
CID Sgt. Scott Bradley – On call Investigator – Unit 100 = older patrol marked unit
Lt. Tommy Arguijo – On Call Patrol Commander = Unit 1301 = Chevy Impala “marked unit”
ACO Lindsey Archer – Animal Control – Unit 1501 – Animal Control Truck

From: Norma Garcia [mailto:ngarcia@ci.lamesa.tx.us]
Sent: Wednesday, August 24, 2016 10:18 AM
To: Dale Alwan <dalwan@ci.lamesa.tx.us>; dgarzajr@ci.lamesa.tx.us; Irma Ramirez <iramirez@ci.lamesa.tx.us>; Larry Duyck <lamesafd@ci.lamesa.tx.us>; Leticia Dimas <ldimas@ci.lamesa.tx.us>; nathan@lamesaedc.org; Robert Ramirez <robertr@ci.lamesa.tx.us>; Sandy Trevino <strevino@ci.lamesa.tx.us>; sburkhart@ci.lamesa.tx.us; tstahl@ci.lamesa.tx.us; Victor Dimas <victord@ci.lamesa.tx.us>; Wayne Smith <wsmith@ci.lamesa.tx.us>; wchapman@ci.lamesa.tx.us
Subject: Take Home City Owned Vehicles

Good morning,

Would everyone please send me a list as soon as possible of all your employees who have a take home city owned vehicle. Thank you.

Best regards,

Norma Garcia

City Secretary
(806) 872-4322
ngarcia@ci.lamesa.tx.us

City of Lamesa

TO: Norma Garcia, City Secretary
DATE: August 26,2016
FROM: Victor Dimas
SUBJECT: Take home vehicle use

Victor Dimas

City of Lamesa

TO: Norma Garcia, City Secretary
DATE: August 26,2016
FROM: Dionicio Garza
SUBJECT: Take home vehicle use

All of the water department, take home vehicles.

Dionicio Garza
Ernest Ogeda
Kip Culp
Mario Ortiz
Brant Quintanilla
Arlene Jimenez
Ben Rendon
Pete Gonzalez
Manuel Vasquez
Billy Vogler
Andy Rodriguez
Richard Reyes

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM:12

SUBJECT: DISCUSSION OF PARKS & RECREATION RENTAL POLICY
PROCEEDING: Discussion
SUBMITTED BY: City Staff
EXHIBITS: Rental policy & Contract
AUTHORITY:

SUMMARY STATEMENT

City Council to discuss and direct staff to make desired changes to the W.M. "Bill" Weaver Sports Complex Rental Policy in the action taken in the minutes of the City Council Meeting dated April 15, 2014.

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

**MINUTES OF THE CITY COUNCIL REGULAR CALLED MEETING:
APRIL 15, 2014**

On this the 15th day of April, 2014, at 5:30 P.M. there came on and was held a regular called session of the City Council of the City of Lamesa, Dawson County, Texas.. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: The Mayor announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 4 the City Council were present:

	DAVE NIX	MAYOR
	JOSH STEVENS	COUNCIL MEMBER – DISTRICT 1
	MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
ABSENT-----	FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
	GREG HUGHES	COUNCIL MEMBER – DISTRICT 4
ABSENT-----	ROBERT MORENO	COUNCIL MEMBER – DISTRICT 5
ABSENT-----	LETHA HUGHES	MAYOR PRO-TEM COUNCIL MEMBER - DISTRICT 6

City staff members present at the meeting:

WAYNE CHAPMAN	CITY MANAGER
MARIA HATCHETT	CITY SECRETARY/TREASURER
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Bridgette Krohn	Mike Duran-EDC/LEAP	Bobby Gonzales-EDC/LEAP
Sandra Adams-CofC	Holly Holder-PSC	Bro. Charles Empey
Herrell Hallmark-LPR	Larry Duyck	Terri Stahl
Chief Dale Alwan	Matt Gibson	Mark Boardman
Belinda Kidd	Ray Keene	Lenor Contreras
Adam Cantu	Hector Cantu	Gracie Cantu

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on March 18 and March 25, 2014.
- b. **BILLS FOR MARCH 2014:** Approval of the bills paid by the City of Lamesa for the month of March 31, 2014.

Motion by Council Member Briseno to approve items 3a & b as presented. Motion seconded by Council Member Hughes and upon being put to a vote the motion passed.

VOTING: “AYE” 4 “NAY” 0 “ABSTAIN” 0

OPEN AND AWARD BIDS – WATER STORAGE TANK: Consider opening and awarding bids for the Water System Improvements, New 200,000 Gallon Elevated Storage Tank.

Mayor Nix announced that two bids were submitted in a timely manner.

Holly Holder, P.E., with Parkhill Smith & Cooper was present to assist Council Members in reviewing the bids and making a recommendation on the best most advantageous bid for the city projects.

Name	Bid Amount
Caldwell Tanks, Inc. P.O. Box 35700 Louisville, KY 40232-5770	\$1,161,000.00
Phoenix Fabrications & Erectors, Inc 182 S. Co. Rd 90 East Avon, IN 46123	\$ 943,188.00 *

It was the consensus of the present Council Members to consider the option of a 250,000 gallon elevated storage tank instead of a 200,000 tank.

Motion by Council Member Stevens to accept the bid of Phoenix Fabrications for at 250,000 gallon elevated storage tank for \$ 943,188.00. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: “AYE” 4 “NAY” 0 “ABSTAIN” 0

OPEN AND AWARD BIDS – NORTH SEWER LINE PROJECT: Consider opening and awarding bids for Sanitary Sewer System and Water System Improvements, New Sewer and Water Lines.

Mayor Nix announced that two bids were submitted in a timely manner.

Name	Bid Amount
Deerwood Construction, Inc. P.O. Box 3099, Lubbock, TX 79452	\$ 296,838.50 *
White Water Construction, Inc. 6640 Old Mexia Rd., Waco, Tx 76705	\$ 945,525.00

Motion by Council Member Hughes to accept the low bid from Deerwood Construction, Inc. for \$ 296,838.50. Motion seconded by Council Member Stevens and upon being put to a vote the motion passed.

VOTING: “AYE” 4 “NAY” 0 “ABSTAIN” 0

AUDIT REPORT: Hear financial audit report for Fiscal Year 2012-2013 from a representative of Davis Kinard & Co., PC and consider accepting audit report as well as authorizing publication of audit statement.

Audit Manager Jeromy Stephens presented the 2012-13 city audit. He briefed Council Members on the audit findings and answered questions with respect to the audit.

Motion by Council Member Hughes to accept the audit report and authorize publication of the audit statement. Motion seconded by Council Member Stevens and upon being put to a vote the motion passed.

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

APPROVE TxDOT AIRPORT RAMP APPLICATION: Consider passing a resolution approving a TxDot Airport \$50,000 RAMP grant application for Routine Maintenance and authorizing the Mayor to act as the City's Chief Executive Officer and to authorize City Manager Wayne Chapman as the authorized representative in all matters pertaining to said grant application.

Motion by Council Member Stevens to pass a resolution approving a TxDot Airport \$50,000 RAMP grant application for Routine Maintenance and authorizing the Mayor to act as the City's Chief Executive Officer and to authorize City Manager Wayne Chapman as the authorized representative in all matters pertaining to said grant application. Motion seconded by Council Member Hughes and upon being put to a vote the motion passed.

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

Res. No. R-06-14

Ord. Book No. 11

Page 169

ANNEXATION PUBLIC HEARING (Ofelia Lucio {Juan Lucio- deceased}): Convene in first public hearing in accordance with State Law, giving all persons the right to appear and be heard on the proposed annexation by the City of Lamesa, Texas of the following described property to-wit:

That the land sought to be annexed and made a part of the City of Lamesa, Dawson County, Texas, is all of that land located in (1706 North 10th Street) Tract 2, Block OB, N. Ballew Tracts, Section 72, Block 35, T-6-N, in Dawson County, Texas.

Mayor Nix opened the public hearing and announced that the service plan for extension of municipal services is available for inspection. He asked if anyone desired to speak regarding the above-proposed annexation.

There being no person wishing to speak the public hearing was closed.

PUBLIC HEARING PETITION OF HECTOR S. CANTU: Hear appeal from Hector S. Cantu with respect to final report from the Planning & Zoning Commission to deny his application for zone changes from R-1 (Single Family Residential) to R-2 (Multi-family Residential) of the following property to-wit:

All of Lots 7 & 8, Block 2, R. C. Poteet Addition and All of Lot 9, Block 14, Rainbow Addition (701, 703 North Avenue P and 1612 North 7th Street) Town of Lamesa, Dawson County, Texas.

Mayor Nix opened the public hearing and announced that the council member and public were allowed to speak regarding the zone change at this time and no official action would be taken. He asked if anyone desired to speak regarding the above-proposed annexation.

Those persons speaking "For" the zone change as petitioned by Hector S. Cantu:

Council Member Briseno

Hector S. Cantu

Adam Cantu

Gracie Cantu

Matt Gibson

Those speaking "Against" the zone change were:

Council Member Greg Hughes

Belinda Kidd

Lenor Contreras

There being no other person to speak the public hearing was closed.

REQUEST FOR ZONE CHANGE (Hector S. Cantu): Consider taking action on the petition of Hector S. Cantu requesting zone changes from R-1 (Single Family Residential) to R-2 (Multi-family Residential) of the following described property to-wit:

All of Lots 7 & 8, Block 2, R. C. Poteet Addition and All of Lot 9, Block 14, Rainbow Addition (701, 703 North Avenue P and 1612 North 7th Street) Town of Lamesa, Dawson County, Texas.

Motion by Council Member Briseno to approve the application of Hector S. Cantu to change the zone of the above listed property. Motion seconded by Council Member Stevens and upon being put to vote the motion failed due to lack of four unanimous votes.

VOTING: "AYE" 3 "NAY" 1 "ABSTAIN" 0
 Nix, Briseno, Stevens Hughes

ANNEXATION – T-6-N, GEORGETOWN RY. : Consider passing an ordinance on second and final reading annexing the following tract in accordance with State Law, on proposed annexation by the City of Lamesa, Texas of the following described property to-wit; All that certain lot, tract or parcel of land lying and being situated in Dawson County, Texas: and described as follows:

That the land sought to be annexed and made a part of the City of Lamesa, Dawson County, Texas, is all of that land located in Section 71, Block 35, T-6-N, Georgetown Ry. Co. Survey, in Dawson County, Texas, which is described on Exhibit A attached hereto and incorporated herein by reference for all purposes.

Motion by Council Member Stevens to pass an ordinance on second and final reading annexing the following tract in accordance with State Law, on proposed annexation by the City of Lamesa, Texas of the following described property to-wit; All that certain lot, tract or parcel of land lying and being situated in Dawson County, Texas: and described as follows:

That the land sought to be annexed and made a part of the City of Lamesa, Dawson County, Texas, is all of that land located in Section 71, Block 35, T-6-N, Georgetown Ry. Co. Survey, in Dawson County, Texas, which is described on Exhibit A attached hereto and incorporated herein by reference for all purposes.

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

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

WATER CONSERVATION PLAN: Consider passing an ordinance on second and final reading approving revisions to the Water Conservation Plan; establishing criteria for the initiation and termination of drought response stages; establishing restrictions on certain water uses; establishing penalties for the violation of and provisions for enforcement of these restrictions; and establishing procedures for granting variances as required by Section 11.1272 of the Water Code of the State of Texas.

THE STATE OF TEXAS

TOURNAMENT CONTRACT

COUNTY OF DAWSON

KNOW ALL MEN BY THERE PRESENTS, THIS IS EVIDENCE OF A CONTRACT

AND LEASE this day had by and between the City of Lamesa, Texas, a municipal corporation, (Lessor,) and _____, **WITNESSETH:**

1. Parties hereto are acting by and through their duly authorized officers.
2. Lessor hereby leases and demises to the Lessee the following ball field, _____, to-wit:
3. The term of this Lease shall be from _____, 20____, commencing at 12:01 AM, and terminating at 12:01 AM on _____, 20____.
4. A fee and deposit shall be required for all non – league tournament games. The fees and deposits are as follows:

Deposit: \$500.00 Refundable (for use of fields)
\$100.00 Refundable (for use of concession stand)

Rental fee: \$100.00 per field/per day

Use of fields is from 8:00 AM until 11:00 PM; \$25.00 per hour additional charges.

Lessee agrees that the rental fee and deposit will be refunded only if a cancellation is made at least 7 days prior to the scheduled use and that a request for change of date or cancellation of a reservation may only be made the person originally making the reservation.

5. The above described premises shall be occupied by Lessee for the purpose of operating, on a non-profit basis, a softball/baseball tournament and not otherwise. Lessee, its agents, employees, successors and assigns, shall not permit waste or injury to the leased premises during the time hereof, nor use the premises for any illegal purpose. Lessee agrees to the following conditions with respect to scheduling of games at said facilities:

A. **Furnishing of Schedule.** Lessee agrees to furnish the Park Superintendent with a schedule of all games to be played during the term of the contract, and to give notice of any subsequent change in the schedule.

B. **Conflict in Schedule.** Lessee agrees that in the event of any conflict of scheduling of events, lessee shall work with all parties in a joint spirit of cooperation. In

the event any conflict cannot be resolved, lessee agrees that the City Manager, or his designee shall make a final determination of scheduling and that lessee agrees to be bound by that determination.

C. **Availability.** Lessee agrees that the right to use any athletic fields is limited by the availability of the fields. Lessee further agrees that the City reserves the right to deny any person the use of any athletic field whenever such fields are unavailable because it is being utilized by others.

6. The use of the above-described property is subject to all ordinances, resolutions and restrictions, which may have been, or may be, imposed by the City Council of the City of Lamesa.
7. Lessee shall have no right to assign or sub-let the above-described property without the prior written consent of the Lessor. It is understood that no individual, group or organization shall transfer or assign their contractual use of any athletic field, concession stand, or other facility associated with an athletic field except as specified in a contract duly executed with the City Manager.
8. It is further a part of the consideration that the Lesser will not change, modify or make any additions to any athletic field, concession stand, or other facility associated with an athletic field except as specified in a contract duly executed with the City Manager.
9. In connection with Lessee's operations of said athletic field on the above described property, it shall be Lessee's responsibility to furnish said premises in a manner necessary to achieve such objective, and Lessee shall maintain same in a clean and health manner and in compliance with all Government regulations incident to the operation such a facility. Lessee further agrees to assume the following responsibilities and conditions with respect to this agreement:
 - A. **Clean-up Responsibilities.** Lessee agrees to be responsible for clean-up of the ball field, grounds around the athletic field, around the concession stand, and the parking lots. Lessee further agrees to pay a minimum fee of \$100 each time City crews are required to clean up after an event.
 - B. **Damage Responsibilities.** Lessee agrees to be responsible for any damage to any part of the grounds, buildings, irrigation systems and fences that occurs during such use or during the term of the contract for such use. Lessee further agrees that any repairs required, as a result of such damage shall be made at the direction of the Park Superintendent and that any such repairs performed by the City shall be paid by the lessee.

- C. **Furnishing of Equipment.** Lessee agrees that the City will not furnish any equipment. Bases, balls, bats, and other playing equipment will be furnished by the party using the field.
- D. **Conditioning of Field.** Lessee agrees that final conditioning of the field and arrangement of the athletic field and adjacent areas will be the responsibility of the lessee and that no fences, backstops, or other permanent fixtures will be moved or altered without permission of the Park Superintendent.
- E. **Use During Maintenance or Watering.** Lessee agrees that no game, practice, or any other activity will be scheduled or allowed on any athletic field during periods in which the field is being watered or otherwise maintained by the Park Department. Lessee also agrees to be responsible for any expense incurred by the City in moving irrigation pipe removed or moved during and such watering period and further agrees to pay a minimum fee of \$25 each time such occurs.
- F. **Lighting.** Lessee agrees to be responsible for turning the lights off after the completion of play. Lessee further agrees to pay a fee of \$100 when City personnel are required to turn off lights that have been left on.
- G. **Conduct at Games.** Lessee agrees that when, in the judgment of the Police Chief of the City of Lamesa, Texas, extra police personnel are required at ball games conducted by lessee, that the expense thereof shall be paid by lessee. Lessee further agrees that the Police Chief of the City of Lamesa, Texas, shall have the right to require a deposit in an amount sufficient to pay the expense of extra police personnel at such ball games prior to commencement of the ball games.
- H. **Public-address System.** Lessee agrees to control and limit the volume of public-address systems at all ball parks in a manner that will not allow the sound therefrom to emanate beyond a distance of fifty feet (50') from the fence lines of said ball parks.
- I. **Concessions and sales at leased facilities.** It is agreed that this contract shall constitute a concession contract between the City and the lessee as provided in Section 43.010 of the Code of Ordinance of the City of Lamesa and shall be effective only for events conducted by the lessee under the terms of this contract. And it is understood that it is unlawful for any other person to offer or exhibit for sale any goods, wares, merchandise or other commodities on or at any public park or upon any other property owned by the City of Lamesa, unless such person has previously applied to the City Council for a permit to do so. It is further agreed that said concession contract shall be subject to the following provisions:

- (1) **Sales tax permit.** If lessee sells any goods, including food, drinks, or other concessions, lessee agrees to hold a valid sales tax permit issued by the office of the Comptroller of Public Accounts of the State of Texas and to collect and remit said a sales and use tax paid upon the purchased of such goods.
- (2) **Minimum food sanitation standards.** If lessee proposes to sell or offer for sale, under the provisions of this contract, good consisting of any raw, cooked , prepared or processed edible substance, ice, beverage, or ingredient used or intended for use or for sale in whole or in part for human consumption lessee agrees to secure, on a form to be provided, the signature of the Health Officer/Environmental Health Officer indicating that such goods meet minimum food sanitation standards of the city and state. This provision does not apply if lessee sells only non-refrigerated food items packaged and sealed in individual servings, such as candies and similar confectioneries.
- (3) **Use of concession stand.** It is agreed that the provisions of this contract do not entitle the lessee the use of the concession stand building on the premises to be leased unless aforementioned requirements are met and a separate deposit is made.

10. Lessee agrees to assume the following responsibilities and conditions with respect to this agreement:

- A. **Release of City from Damages.** Lessee's use of City owned athletic fields is conditioned that, by the acceptance and use of such facilities, any and all persons participating in play, spectating, or otherwise engaged in or around said athletic fields therefore releases the City fully and completely from any and all damages that may be sustained by such persons. Use of the athletic fields constitutes acceptance of this release.
- B. **General Liability:** At all times during tournament, lessee shall provide and keep in force liability insurance covering the lessee and shall name the City as an additional insured. Insurance policy shall protect against any and all liability for death, injury, loss or damage arising out of, or connected with condition, occupation, or use of the facilities by the lessee, invitees, guests, participants, assigns or other persons admitted by lessee to the facilities. A copy of Certificate of Insurance shall be furnished to the City Manager.

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

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

IN TESTIMONY WHEREOF, Lessor has caused this instrument to be executed by its City Manager, attested by the City Secretary and its corporate seal affixed hereto, and Lessee has caused this instrument to be executed by its _____, attested by its Secretary and its corporate seal affixed, this the _____.

CITY OF LAMESA

ATTEST

City Secretary

Lessor

By: _____
City Manager

ATTEST

Secretary

Party of Second Part

By: _____
President

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM:13

SUBJECT: PUBLIC HEARING - FISCAL YEAR 2016-2017 ANNUAL BUDGET
PROCEEDING: 1st Public Hearing
SUBMITTED BY: City Staff
EXHIBITS: Proposed Budget Document
AUTHORITY: Local Government Code, Chapter 102, Section 102.006

SUMMARY STATEMENT

Convene a public hearing, in accordance with State Law (Local Government Code, Chapter 102, Section 102.006), to hear a report from the City Manager and to hear comments from the public regarding the proposed Annual Budget for Fiscal Year 2016-2017 beginning on October 1, 2016 and ending September 30, 2017.

THIS PROPOSED BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$240,458 OR 12.19%, AND OF THAT AMOUNT, \$4 IS TAX REVENUE TO BE RAISED FROM NEW PROPETY ADDED TO THE TAX ROLL THIS YEAR.

1st PUBLIC HEARING

Following the report from the City Manager, the Mayor will ask if anyone wishes to speak regarding the proposed Annual Budget for Fiscal Year 2016-2017.

The following persons spoke:

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

ORDINANCE NO: _____

AN ORDINANCE ADOPTING AND APPROVING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017 AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT, PROJECT, AND ACCOUNT; APPROVING REVISED BUDGET FIGURES FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2016; PROVIDING FOR NECESSARY TRANSFERS OF FUNDS BETWEEN ACCOUNTS AND DEPARTMENTS, IF REQUIRED; AND PROVIDING A SAVINGS CLAUSE.

On the this 30th day of August, 2016, there came on and was held at the regular called 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, a budget for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017, has been prepared by the City Manager; and

WHEREAS, the City Manager, on July 29, 2016, filed a proposed budget with the City Secretary for the Fiscal Year beginning October 1, 2016; and

WHEREAS, the City Secretary did post notice that said proposed budget had been filed and was available for public inspection; and

WHEREAS, the City Council did hold two public hearing on August 30, 2016, and September 6, 2016, regarding the proposed property ad valorem tax rate at 0.827521.

WHEREAS, On August 30, 2016, the City Council held a public hearing and adopted the 2016-17 Budget Ordinance on 1st reading for the upcoming Fiscal Year. On September 6, 2016, City Council will consider passing the Budget Ordinance on 2nd and final reading. It is determined the proposed budget for Fiscal Year 2016-2017 to be appropriate and correct in all respects and that all requirements of the law have been satisfied; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lamesa:

SECTION 1. Subject to the applicable provisions of the State Law and the City Charter, the budget for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017, as filed and submitted by the City Manager, and adjusted by the City Council, containing estimates of resources and revenues for the year from all of the various sources provided by the city, and the projects, operations, activities and purchases proposed to be undertaken during the year, together with the estimated costs thereof, and estimated amounts of all other proposed expenditures, is hereby approved and adopted.

SECTION 2. (A) There is hereby appropriated from the funds indicated and for such purposes and other expenditures proposed in such budget, not to exceed for all

such purposes for any department, the total amount of the estimated costs of the projects, operations, activities, purchases and other expenditures proposed for such department; and

(B) The City Manager is hereby authorized to approve the transfer of allocated amounts between classifications, departments, and unappropriated surpluses if such transfers do not significantly change the work program contemplated in the approved budget.

SECTION 3. THE PROPOSED BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$240,458 WHICH IS A 12.19 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$4.

SECTION 4. The amounts set out under the headings "Revised or Estimated 2015-2016" shall be, and are hereby, authorized and approved as revised budget amounts for the Fiscal Year ending on September 30, 2016.

SECTION 5. Increases in fees and rates to be amended as follows:

That Section §13.03.216 Water rates and charges is hereby amended as follows:

(a) Rate schedule.

- (1) The minimum rate for water, which shall be charged to all customers, except as otherwise provided, shall be \$32.25 per month effective October 1, 2016.

and

- (4) Increase of 10% on consumption rates related to the prison.

That Section §1.09.001 Membership fees and dues is hereby amended as follows:

- (d) Private cart trail fee: \$150 per year per cart.
- (f) Golf Scramble Fee: \$5 per person.

That Section§ (to be determined) Swimming Pool Fees is hereby amended as follows:

- (1) Child Fee: \$3.00 per day
- (2) Adult Fee: \$4.00 per day
- (3) Splash Pass – Child (15 visits): \$35.00
- (4) Splash Pass – Adult (15 visits): \$45.00

That Section§ (to be determined) Weaver Sports Complex Maintenance Fee is hereby amended as follows:

- (1) \$10 fee per child per season (not to exceed three months per season) for Cal Ripken Baseball League and Lamesa Girls Fast Pitch Softball League.
- (2) \$20 fee per child per season (not to exceed three months per season) for West Texas Youth Baseball & Softball Association and all traveling teams.

SECTION 5. The Investment Plan for the City has been reviewed and is approved for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017.

SECTION 6. That should any section, paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be affected thereby.

SECTION 7. All ordinances and resolutions, or parts of ordinances and resolutions, in conflict with this Ordinance are hereby repealed, and are no longer in force or effect.

SECTION 8. This ordinance shall become effective upon adoption of its second and final reading by the City Council of the City of Lamesa, Texas and the effective date of the ordinance and all rates and appropriations contained herein shall be October 1, 2016.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 30th day of August, 2016, by a majority vote.

ATTEST:

APPROVED:

Norma Garcia
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM:14

SUBJECT: FISCAL YEAR OCTOBER 2016-2017 BUDGET - ADOPTION
PROCEEDING: Ordinance; First reading
SUBMITTED BY: City Staff
EXHIBITS: Ordinance
AUTHORITY: State Law; Local Government Code, Chapter 102, Section 102.007

SUMMARY STATEMENT

Consider passing an ordinance on first reading with record vote in accordance with State Law (Local Government Code, Chapter 102, Section 102.007) providing funds for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017, by approving the budget for said period and appropriating and setting aside the necessary funds out of the General Fund, Water/Wastewater, Solid Waste funds for the maintenance and operation of the various departments and for various activities and improvements to the City.

THIS PROPOSED BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$240,458 WHICH IS A 12.19 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$4.

COUNCIL ACTION

DISCUSSION: _____

Motion by Council Member _____ to adopt on first reading the proposed 2016-2017 Annual Budget, including the following statement (to be read aloud):

"THIS PROPOSED BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$240,458 WHICH IS A 12.19 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$4."

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

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	_____	_____	_____
Brant Stewart	_____	_____	_____
Marie A. Briseno	_____	_____	_____
Fabian Rubio	_____	_____	_____
Bobby Gonzales	_____	_____	_____
Fred Vera	_____	_____	_____
Chance Britt	_____	_____	_____

CITY MANAGER'S MEMORANDUM

Recommend approval.

City Council Agenda
City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM:15

SUBJECT: 1ST PUBLIC HEARING - AD VALOREM TAX RATE – 2016
PROCEEDING: 1st Public Hearing
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: City Charter – Article V, Taxes and Taxation
State Law; Property Tax Code, Sec.26.05 and 31.05

SUMMARY STATEMENT

1ST Public Hearing on a proposed property tax rate of \$.827521 for 2016. This tax rate will raise \$2,213,533 which is \$240,458 more than taxes imposed last year.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.99 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$56.19 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

1st PUBLIC HEARING

Following the report from the City Manager, the Mayor will ask if anyone wishes to speak regarding the proposed Tax Rate for 2016.

The following persons spoke:

Following the public comments the Mayor will close the public hearing

EFFECTIVE TAX RATE WORKSHEET FOR 2016

Jurisdiction: 20 CITY OF LAMESA

1. 2015 Total Taxable Value	265,436,667
2. COUNTY, CITY, COLLEGE or SCHOOL DISTRICTS: 2015 Taxable value of over-65/Disabled Homesteads with tax Ceiling	0
3. Preliminary 2015 Adjusted tax value	265,436,667
4. 2015 Total Tax Rate	0.74 / \$100
5. 2015 TAXABLE VALUE LOST BECAUSE COURT APPEALS OF ARB DECISIONS REDUCED APPRAISED VALUE.	
5A. 2015 Original ARB Value	0
5B. 2015 Values resulting from court decisions	0
5C. 2015 Value Loss	0
6. 2015 Taxable value, adjusted for court ordered reductions	265,436,667
7. 2015 Taxable value of property in Territory Deannexed After Jan 1, 2015	0
8. 2015 TAXABLE VALUE LOST BECAUSE PROPERTY FIRST QUALIFIED FOR EXEMPTION IN 2016.	
8A. Absolute Exemptions. Use 2015 Market Value	10,560
8B. Partial Exemptions. 2016 exemption amount or 2016 percent exemption times 2015 value.	110,020
8C. Value Loss	120,580
9. 2015 TAXABLE VALUE LOST BECAUSE PROPERTY FIRST QUALIFIED FOR AG-APPRAISAL, TIMBER, RECREATIONAL /SCENIC OR PUBLIC ACCESS AIRPORT SPECIAL APPRAISAL	
9A. 2015 Market Value	4,420
9B. 2016 Productivity Or Special Appraised Value	0
9C. Value Loss	4,420
10. Total Adjustments For Lost Value	125,000
11. 2015 Adjusted Taxable Value	265,311,667
12. 2015 Adjusted Taxes	1,963,306.34
13. Taxes Refunded For Years Preceeding Tax Year 2015	8,844.53
14. Taxes in tax increment financing for tax year 2015	0.00
15. 2015 Adjusted taxes with refunds	1,972,150.87
16. TOTAL 2016 TAXABLE VALUE ON THE 2016 CERTIFIED APPRAISAL ROLL	
16A. Certified Values only	267,489,740
16B. Counties: railroad rolling stock	0
16C. Pollution Control Exemptions	0
16D. Tax Increment Financing	0
16E. Total 2016 value.	267,489,740
17. Total Value of properties under protest or not included in certified appraisal roll	
17A. 2016 Taxable Value of properties under protest.	0
17B. 2016 Value of properties not under protest or included on certified appraisal roll	0
17C. Total value under protest or not certified.	0
18. COUNTY, CITY, COLLEGE or SCHOOL DISTRICTS: 2016 Taxable Value or Over 65/Disabled with Ceiling or Other Units enter 0	
19. 2016 Total Taxable Value	267,489,740
20. 2016 Total Taxable Value of properties annexed after Jan 2015	0
21. 2016 Total Taxable value of new improvements and new personal property	470
22. Total adjustments to 2016 taxable value	470
23. 2016 Adjusted Taxable value	267,489,270
24. 2016 Effective Tax Rate	0.737282 / \$100
25. Counties Only: Total of All 2016 Effective Tax Rate	/ \$100
2016 ROLLBACK TAX RATE WORKSHEET	
26. 2015 Maintenance And Operations Tax Rate	0.74 / \$100
27. 2015 Adjusted Taxable Value	265,311,667
28. 2015 Maintenance And Operations Taxes	
28A. Multiply Line 26 by Line 27 and Divide By 100	1,963,306
28B. Additional Sales Tax	0
28C. Counties: state criminal justice mandate	0
28D. Transferring Function	0
28E. Taxes Refunded For Years Preceeding 2015	8,845

EFFECTIVE TAX RATE WORKSHEET FOR 2016

Jurisdiction: 20 CITY OF LAMESA

28F. Enhanced indigent health expenditure	0
28G. Taxes in TIF	0
28H. Adjusted M&O Taxes	1,972,151
29. 2016 ADJUSTED TAXABLE VALUE	267,489,270
30. 2016 Effective Rollback Maintenance And Operations Rate	0.737282 / \$100
31. 2016 Rollback Maintenance And Operations Rate	0.796264 / \$100
32. Debt to be paid with 2016 property taxes and sales tax revenue	83,805.00
33. 2015 Certified excess debt collection	0.00
34. Adjusted 2016 debt	83,805.00
35. Certified 2016 anticipated collection Rate Percent	100 %
36. 2016 Debt adjusted for collection	83,805.00
37. 2016 Total taxable value	267,489,740
38. 2016 Debt Tax Rate	0.031330 / \$100
39. 2016 Rollback Tax Rate	0.827594 / \$100
40. Counties Only: 2016 Rollback tax rate	0 / \$100

ADDITIONAL SALES TAX WORKSHEET

41. Comptroller's Estimated Taxable Sales for four quarters if Unit adopted Late	0
42. Estimated sales tax revenue for previous 4 quarters.	0
43. 2016 Total Taxable value	267,489,740
44. Sales tax adjustment rate	0 / \$100
45. 2016 Effective Tax Rate, unadjusted For Sales Tax	0.737282 / \$100
46. 2016 Effective Tax Rate adjusted For Sales Tax	0.737282 / \$100
47. 2016 Rollback Tax Rate, unadjusted For Sales Tax	0.827594 / \$100
48. 2016 Rollback tax rate adjusted for sales tax	0.827594 / \$100

ADDITIONAL ROLLBACK PROTECTION FOR POLLUTION CONTROL

49. Certified expenses from TCEQ	0
50. 2016 Total Taxable value	267,489,740
51. Additional rate for For Pollution Control	0 / \$100
52. 2016 Rollback tax rate adjusted for Pollution Control	0.827594 / \$100

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 16

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

SUMMARY STATEMENT

Finance Director to report on the city's finances.

COUNCIL ACTION

No City Council action required.

CITY MANAGER'S MEMORANDUM

Finance Director will provide report at City Council meeting.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM:17

SUBJECT: CITY MANAGER REPORT
SUBMITTED BY: City Manager

SUMMARY STATEMENT

City Manager to report on current activities and answer questions from the City Council, including:

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 18

SUBJECT: MAYORS REPORT

SUBMITTED BY: Mayor

SUMMARY STATEMENT

City Mayor to report on future plans and goals.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: AUGUST 30, 2016

AGENDA ITEM: 19

ADJOURNMENT: Announcement by the Mayor- "The next regularly scheduled meeting of the City Council of the City of Lamesa will be **September 6, 2016**, at 5:30 P.M."

Upcoming Meetings

- **September 6, 2016: City Council Meeting (2nd Reading of FY 2016/2017 Budget Ordinance and 2nd Public Hearing on Proposed Tax Rate)**
- **September 13, 2016: City Council Meeting (1st Reading of Ordinance Adopting Tax Rate)**
- **September 20, 2016: City Council Meeting (2nd Reading of Ordinance Adopting of Tax Rate)**