



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, APRIL 19, 2022, 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.
4. **EXPRESSION OF APPRECIATION:** City Council to Consider passing a resolution of appreciation to Doug Morris for 5 years of service on City Council District 6. *(City Council)*
5. **A RESOLUTION ADOPTING THE ATTACHED POLICIES IN CONNECTION WITH THE CITY OF LAMESA, TEXAS PARTICIPATION IN FEDERALLY FUNDED PROJECTS ASSOCIATED WITH THE AMERICAN RESCUE PLAN ACT – CORONAVIRUS LOCAL FISCAL RECOVERY FUND (ARPA – CLFRF) AND ADHERENCE TO THE REGULATIONS DESCRIBED THEREIN:** City Council to adopt the attached policies in connection with the City of Lamesa Texas participation in federally funded projects associated with the American Rescue Plan Act-Coronavirus Local Fiscal Recovery Fund and adherence to the regulations therein. *(City Manager)*
6. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, AUTHORIZING THE ACCEPTANCE OF AMERICAN RESCUE PLAN ACT (ARPA) – CORONAVIRUS LOCAL FISCAL RECOVERY FUNDS (CLFRF) AND AUTHORIZING THE MAYOR AND THE MAYOR PRO TEM TO ACT AS THE CITY’S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY’S IMPLEMENTATION OF THE AMERICAN RESCUE PLAN ACT (ARPA) – CORONAVIRUS LOCAL FISCAL RECOVERY FUNDS (CLFRF) FUNDS:** City Council to authorize the acceptance of American Rescue Plan Act -Coronavirus Local Fiscal Recovery Funds and authorizing the Mayor and the Mayor Pro Tem to act as the City’s executive officer and authorized representative in all matters pertaining to the City’s implementation of the American Rescue Plan Act -Coronavirus Local Fiscal Recovery Funds. *(City Manager)*

- 7. A RESOLUTION OF THE CITY OF LAMESA, TEXAS ADOPTING THE “STANDARD ALLOWANCE” PROVISION DETAILED IN THE AMERICAN RESCUE PLAN (ARPA):** Consider passing resolution for the City to take advantage of a “standard allowance” provision as detailed in the ARPA Final Rule which allows the City to declare all funds received as “Lost Revenue”. *(City Manager)*
- 8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, ESTABLISHING AN ELIGIBLE DEFERRED COMPENSATION PLAN PURSUAT TO SECTION 457 OF THE INTERNAL REVENUE CODE:** City Council to consider adopting a resolution to establish an eligible deferred compensation plan pursuant to section 457 of the Internal Revenue Code. *(City Manager)*
- 9. AN ORDINANCE DECLARING UNOPPOSED CANDIDATE IN THE MAY 7, 2022, GENERAL ELECTION FOR MAYOR, ELECTED TO OFFICE; CANCELING THE ELECTION PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE:** City Council to Consider passing an ordinance on second reading declaring the unopposed candidate in the May 7, 2022, General Election for Mayor, elected to office; canceling the election providing a severability clause; providing an effective date. *(City Secretary)*
- 10.A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC ALLIANCE PROJECT AND TOOT ‘N TOTUM FOOD STORES, LLC:** City Council to consider passing a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT ‘N TOTUM FOOD STORES, LLC. *(EDC Director)*
- 11.AN ORDINANCE GRANTING TO RYAN OWENS DOING BUSINESS AS RYNO RECYCLE THE RIGHT AND CONSENT FOR THE USE OF ITS PRESENT AND FUTURE STREETS AND ALLEYS IN SAID CITY UNDER REGULATIONS AND RESTRICTIONS AS STATED THEREIN AND PROVIDING THAT THE SAID CITY SHALL RECEIVE AN ANNUAL PAYMENT FOR SAME:** City Council to consider passing an ordinance on second reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same*(City Manager)*
- 12.REQUEST FOR SPECIFIC USE PERMIT:** City Council to consider approving an Ordinance on second reading approving specific use permit for the following property: E 52’ of Lot 8 & W 1’ OF Lot 7 Block 3 Chicago Heights Addition to the City of Lamesa, Dawson County, Texas located at 214 N 22nd Place for a Dog Grooming Business. *(Building Official)*
- 13.REQUEST FOR SPECIFIC USE PERMIT:** City Council to consider approving an Ordinance on second reading approving specific use permit for the following property: All of Lot 17 of the Meador Addition to the City of Lamesa, Dawson County, Texas located at 202 Raleigh Circle for use as a rental property for a Manufactured Home *(Building Official)*

- 14. BUDGET AMENDMENT IV:** City Council to consider amending Ordinance O-22-21 on first reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from Texas Municipal League Insurance (City Manager & Finance Director)*
- 15. BUDGET AMENDMENT V:** City Council to consider amending Ordinance O-22-21 on first reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from the sale of scrap metal. (City Manager & Finance Director)*
- 16. CITY STAFF REPORTS:**
- a. **POLICE CHIEF REPORT:** Police Chief to report on the city's recent events.
 - b. **FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events.
 - c. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events.
 - d. **LEDC/LEAP QUARTERLY REPORT:** Lee Peterson, EDC Director to present LEDC/LEAP Quarterly Report to City Council. *(EDC Director)*
- 17. INVESTMENT REPORT:** Finance Director to report on the city's investments for the second quarter of FY 2021-2022.
- 18. FINANCIAL REPORT:** Finance Director to report on the city's finances.
- 19. CITY MANAGER REPORT:** City Manager to report on current activities and answer questions from the City Council.
- 20. MAYOR'S REPORT:** Mayor to report on future events.
- 21. EXECUTIVE SESSION:** Consider convening into closed Executive Session with the City Council of the City of Lamesa, Texas for the following:
- Sec. 551.074, Texas Government Code:** "Personnel Matters; CLOSED MEETING. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.
- 22. RECONVENE TO OPEN SESSION:** City Council to reconvene into open session to consider taking action.
- 23. ADJOURNMENT:** *The next regularly scheduled meeting of the City Council of the City of Lamesa will be May 17, 2022 at 5:30 P.M.*

Open Meetings Information

CLOSED MEETINGS

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

PUBLIC PARTICIPATION

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

MEETING ACCESSIBILITY

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

Contact: Betty Conde at 806-872-4322

601 South First Street, Lamesa, Texas 79331

Telephone - (806) 872-4322

Fax - (806) 872-4338

CERTIFICATION OF NOTICE



I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at 4:45 p.m., April 15th, 2022, in accordance with Chapter 551.041 of the Government Code.

Betty Conde City Secretary

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

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
MORGAN VERMILLION	Council Member – District 1
FRED VERA	Council Member – District 2 Mayor/Pro-tem
GLORIA V. RODRIGUEZ	Council Member – District 3
DANNY JACOBS	Council Member - District 4
BOBBY G. GONZALES	Council Member – District 5
VACANT	Council Member – District 6

City Staff members present at the meeting:

JOE HINES	City Manager
BETTY CONDE	City Secretary
RUSSELL CASSELBERRY	Attorney

Members of the press present at the meeting:

Members of the public present at the meeting:

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



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 3

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

SUMMARY STATEMENT

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the city council regular meeting held on March 15, 2022.
- b. **BILLS FOR MARCH 2022:** Approval of the bills paid by the City of Lamesa for the month of March, 2022.

COUNCIL ACTION

DISCUSSION _____

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

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

CITY MANAGER'S MEMORANDUM

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

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

MINUTES OF THE CITY COUNCIL REGULARLY SCHEDULED MEETING:

March 15, 2022

On this the 15th day of March 2022, at 5:30 P.M., there came on and was held a regularly called meeting of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

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

JOSH STEVENS	Mayor
MORGAN VERMILLION	Council Member – District 1
FRED VERA	Council Member – District 2 MAYOR PRO-TEM(ABSENT)
GLORIA V. RODRIGUEZ	Council Member – District 3 (ABSENT)
DANNY JACOBS	Council Member - District 4
BOBBY G. GONZALES	Council Member – District 5
VACANT	Council Member – District 6

City staff members present at the meeting:

JOE HINES	CITY MANAGER
BETTY CONDE	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the press present at the meeting:

Mary Elizabeth

Members of the public present at the meeting:

Robert Ramirez	Leticia Dimas	Holly Holder
Larry Duyck	Norma Garcia	Wayne Chapman
Brian Beck	Tanner Best	Leonard Nail
Sandy Trevino	Alan Holly	Kay Howard
Josh Peterson		

Jan Torres
Melissa Cazares
Thomas & Vicki Lenhart
Terry Bryant
Zehia Ramirez
Victor Dimas

Morgan Verette
Leigh Hogg
Will Dugger
Xandi Perez
Jonathan H
David B Cavasos III

Carter T. Schildknecht
Kathy Reeves
Steve Post
Robin Wiley
Delores Cobos

INVOCATION: Josh Stevens

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

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meeting held on February 15, 2022.
- b. **BILLS FOR FEBRUARY 2022:** Approval of the bills paid by the City of Lamesa for the month of February, 2022.

Motion by Council Member Morgan Vermillion to approve items 3a and b. Motion seconded by Council Member Bobby Gonzales and upon being put to a vote the motion passed.

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

PROCLAMATION: Child Abuse Awareness and Prevention Month, April 2022. *(City Manager)*

Mayor read the proclamation.

DISCUSSION REGARDING THE PLACEMENT OF SIGNS OR MATERIALS ON CITY RIGHT - OF - WAY: City Council to discuss the placement of signs or materials on city right -of- way. *(City Manager)*

Child Abuse Awareness pinwheels will be placed on North Y Intersection (Welcome to Lamesa)

Melissa Cazares, Leigh Hogg & Kathy Reeves spoke

OPEN AND AWARD BIDS FOR CONSTRUCTION OF THE CITY OF LAMESA, BRYAN AVENUE UTILITY REPLACEMENT PROJECT: City Council to open and award bid for the construction of the City of Lamesa, Bryan Avenue Utility Replacement project to be reviewed by City Staff and City Engineer. *(City Manager, Finance Director and Mr. Holly Holder, City Engineer (Parkhill Smith & Cooper)].*

Motion by Council Member Bobby Gonzales to award M&H Construction bid in the amount of \$1,427,150.00 for construction of the City of Lamesa , Bryan Avenue Utility Replacement Project. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

OPEN AND AWARD BIDS FOR TxCDBG DRP PROJECT CONTRACT #7220182, SIDEWALK/STREET IMPROVEMENT PROJECT in Lamesa, Texas: City Council to open and award bid for the construction of the City of Lamesa, TxCDBG DRP Project Contract #7220182, Sidewalk/Street Improvements in Lamesa, Texas to be reviewed by City Staff and City Engineer. *(City Manager, Finance Director and Mr. Alan Holly, City Engineer (Parkhill Smith & Cooper)).*

Motion by Council Member Morgan Vermillion to award AAJ Concrete bid in the amount of \$447,811.50 for TxCDBG DRP Project Contract # 7220182, Sidewalk/Street Improvements in Lamesa, Texas to be reviewed by City Staff and City Engineer. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

EXPRESSION OF APPRECIATION: City Council to Consider passing a resolution of appreciation to Doug Morris for 5 years of service on City Council District 6. *(City Council)*
Passed (Waiting on Plaque)

AN ORDINANCE DECLARING UNOPPOSED CANDIDATE IN THE MAY 7, 2022, GENERAL ELECTION FOR MAYOR, ELECTED TO OFFICE; CANCELING THE ELECTION PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: City Council to Consider passing an ordinance on First reading declaring the unopposed candidate in the May 7, 2022, General Election for Mayor, elected to office; canceling the election providing a severability clause; providing an effective date. *(City Secretary)*

Motion by Council Member Bobby Gonzales to pass an ordinance on First reading declaring the unopposed candidate in the May 7, 2022, General Election for Mayor, elected to office; canceling the election providing a severability clause; providing an effective date.

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

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

RESOLUTION APPOINTING ELECTION OFFICIALS FOR THE CITY OF LAMESA SPECIAL ELECTION TO BE HELD ON MAY 7, 2022: Consider passing resolution appointing a presiding judge and alternate judge for the 2022 City Special Election and a presiding judge for the Early Voting Ballot Board; clerks for early balloting; and to provide for compensation of services for the 2022 City Elections to be held on May 7, 2022. *(City Secretary)*

Motion by Council Member Morgan Vermillion to pass a resolution appointing a presiding judge and alternate judge for the 2022 City Special Election to be held on May 7, 2022. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

"DISCUSS AND TAKE ACTION TO ADOPT A RESOLUTION AWARDED AN ADMINISTRATION CONTRACT RELATED TO THE AMERICAN RESCUE PLAN": City Council to consider, discuss and take action to adopt a resolution awarding administration contract related to the American Rescue Plan. *(City Manager)*

Motion by Council Member Danny Jacobs to adopt a resolution awarding Public Management administration contract related to the American Rescue Plan. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

"DISCUSS AND TAKE ACTION TO ADOPT A RESOLUTION AWARDED AN ENGINEERING CONTRACT RELATED TO THE AMERICAN RESCUE PLAN": City Council to consider, discuss and take action to adopt a resolution awarding Engineering contract related to the American Rescue Plan. *(City Manager)*

Will not award but recognize the bid, met the requirements

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC ALLIANCE PROJECT AND TOOT 'N TOTUM FOOD STORES, LLC: City Council to consider passing a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT 'N TOTUM FOOD STORES, LLC. *(EDC Director)*

Motion by Council Member Bobby Gonzales to pass a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT 'N TOTUM FOOD STORES, LLC.

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

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC DEVELOPMENT CORPORATION AND RYAN OWENS DOING BUSINESS AS RYNO RECYCLE: City Council to consider passing a resolution approving an economic incentive and performance agreement between Lamesa Economic Development Corporation and Ryan Owens doing business as Ryno Recycle. *(EDC Director)*

Motion by Council Member Bobby Gonzales to pass a resolution approving an economic incentive and performance agreement between Lamesa Economic Development Corporation and Ryan Owens doing business as Ryno Recycle. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

AN ORDINANCE GRANTING TO RYAN OWENS DOING BUSINESS AS RYNO RECYCLE THE RIGHT AND CONSENT FOR THE USE OF ITS PRESENT AND FUTURE STREETS AND ALLEYS IN SAID CITY UNDER REGULATIONS AND RESTRICTIONS AS STATED THEREIN AND PROVIDING THAT THE SAID CITY SHALL RECEIVE AN ANNUAL PAYMENT FOR SAME: City Council to consider passing an ordinance on first reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. *(City Manager)*

Motion by Council Member Morgan Vermillion to pass an ordinance on first reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

A RESOLUTION OF THE CITY OF LAMESA, TEXAS, APPROVING THE SALE OF REAL PROPERTY LOCATED IN THE CITY OF LAMESA BY THE ECONOMIC DEVELOPMENT COPORATION TO BEAR OILFIELD SERVICES, LLC.: City Council to consider passing a resolution of the sale of real property by the Economic Development Corporation to Bear Oilfield Services, LLC. (*EDC Director*)

Motion by Council Member Bobby Gonzales to consider approving a resolution of the sale of real property by the Economic Development Corporation to Bear Oilfield Services, LLC.. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

ORDINANCE TO AMENDING CHAPTER 2 ENTITLED "ANIMAL CONTROL" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA , TEXAS: City Council to approve an Ordinance on second reading amending Chapter 2 entitled "Animal Control" of the Code of Ordinances of the City of Lamesa, Texas. (*Chief Josh Peterson*)

Motion by Council Member Bobby Gonzales to approve an Ordinance on second reading amending Chapter 2 entitled "Animal Control" of the Code of Ordinances of the City of Lamesa, Texas. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

BUDGET AMENDMENT I: City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from the sale of trust properties through the Texas Communities Group (City Manager & Finance Director)*

Motion by Council Member Danny Jacobs to amend Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and

ending September 30, 2022. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

BUDGET AMENDMENT II: City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from Texas Municipal League Insurance for storm damage on City facilities (City Manager & Finance Director)*

Motion by Council Member Bobby Gonzales to amend Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed

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

BUDGET AMENDMENT III: City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds for damage to gas line at 816 N.12th (City Manager & Finance Director)*

Motion by Council Member Morgan Vermillion to consider City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. Motion seconded by Council Member Bobby Gonzales and upon being put to a vote the motion passed.

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

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on second reading approving specific use permit for the following property: E 52' of Lot 8 & W 1' OF Lot 7 Block 3 Chicago Heights Addition to the City of Lamesa, Dawson County, Texas located at 214 N 22nd Place for a Dog Grooming Business. *(Building Official)*

Passed

PUBLIC HEARING ON REQUEST FOR SPECIFIC USE PERMIT: Public hearing to consider the petition of Claudia Cortez 708 S. Ave S. Lamesa, Texas 79331 of the following property: All of Lot 17 of the Meador Addition to the City of Lamesa, Dawson County, Texas located at 202 Raleigh Circle for use as a rental property for a Manufactured Home. *(Building Official)*

No speakers

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on First reading approving specific use permit for the following property: All of Lot 17 of the Meador Addition to the City of Lamesa, Dawson County, Texas located at 202 Raleigh Circle for use as a rental property for a Manufactured Home *(Building Official)*

Motion by Council Member Bobby Gonzales to approve an Ordinance on first reading for a specific use permit for Claudia Cortez 202 Raleigh Circle for use as a rental property for a Manufactured Home. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

CITY STAFF REPORTS:

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

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

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

MAYORS REPORT: Mayor to report on current activities and to answer questions from City Council.

EXECUTIVE SESSION: Consider convening into closed Executive Session with the City Council of the City of Lamesa, Texas for the following:

Sec. 551.071, Texas Government Code: Consultation with Attorney regarding contemplated litigation under the provisions of the Texas Open Meetings Act).

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

Motion by Council Member Bobby Gonzales to convene in closed executive session in accordance with the provisions of the Texas Open Meetings Act. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

APPOINTMENT - LAMESA ECONOMIC DEVELOPMENT CORPORATION BOARD MEMBER: Consider appointing _____ to the Lamesa Economic Development Corporation Board for a two (2) year term ending on December 2023. *(EDC Director)*

Motion by Council Member Bobby Gonzales to appoint Terry Bryant to the Lamesa Economic Development Corporation Board for a two (2) year term ending on December 2023. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

APPOINTMENT - LAMESA ECONOMIC ALLIANCE PROJECT BOARD Consider appointing _____ to the Lamesa Economic Alliance Project for a two (2) year term ending on December 2023. *(EDC Director)*

Motion by Council Member Morgan Vermillion to appoint Terry Bryant to the Lamesa Economic Alliance Project for a two (2) year term ending on December 2023.. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be April 19, 2022 at 5:30 P.M.*

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

POST	DATE	TRAN #	REFERENCE	PACKET=====	DESCRIPTION=====	VEND	INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
1001			CASH IN BANK							
B E G I N N I N G B A L A N C E										
3/01/22	3/01	A41112	CHK: 207992	19067	DAWSON CO. LIBRARY		1611		630.00CR	630.00CR
3/01/22	3/01	A41113	CHK: 207993	19067	HENRY NORRIS AGENCY, . IN		3190		1,041.66CR	1,671.66CR
3/01/22	3/01	A41114	CHK: 207994	19067	SOUTH PLAINS PUBLIC HEAL		3730		2,455.22CR	4,126.88CR
3/01/22	3/01	A41115	CHK: 207995	19067	VOLONTEER FIRE DEPARTMEN		4090		400.00CR	4,526.88CR
3/01/22	3/01	A41116	CHK: 207996	19067	DUYCK LARRY		5777		200.00CR	4,726.88CR
3/01/22	3/01	A41117	CHK: 207997	19067	JASON WILEY		6025		200.00CR	4,926.88CR
3/01/22	3/01	A41118	CHK: 207998	19067	STEVE ALEXANDER		6356		200.00CR	5,126.88CR
3/01/22	3/01	A41119	CHK: 207999	19067	RANDALL DAVIS		6696		200.00CR	5,326.88CR
3/01/22	3/01	A41120	CHK: 208000	19067	SANTOS TORRES		6755		200.00CR	5,526.88CR
3/01/22	3/01	A41121	CHK: 208001	19067	JEFFREY TVEIT		6873		200.00CR	5,726.88CR
3/01/22	3/01	A41122	CHK: 208002	19067	MICHAEL THORNTON		6934		200.00CR	5,926.88CR
3/01/22	3/01	A41123	CHK: 208003	19067	GEORGE MIZE		6968		200.00CR	6,126.88CR
3/01/22	3/01	A41124	CHK: 208004	19067	ROBERT VELA		6997		200.00CR	6,326.88CR
3/01/22	3/01	A41125	CHK: 208005	19067	AUERILLO GARZA		7028		200.00CR	6,526.88CR
3/01/22	3/01	A41126	CHK: 208006	19067	SEBASTIAN IGLESIAS		7046		200.00CR	6,726.88CR
3/01/22	3/01	A41127	CHK: 208007	19067	KENNETH STANTON		7071		200.00CR	6,926.88CR
3/01/22	3/01	A41128	CHK: 208008	19067	EZEKIEL LOPEZ		7072		200.00CR	7,126.88CR
3/01/22	3/01	A41129	CHK: 208009	19067	VERNON SPENCE		7094		200.00CR	7,326.88CR
3/01/22	3/02	A41131	DFT: 000035	19070	INTERNAL REVENUE SERVICE		5832		34,955.23CR	42,282.11CR
3/01/22	3/02	A41132	CHK: 208010	19070	CAPROCK FEDERAL CREDIT U		1390		19,613.19CR	61,895.30CR
3/01/22	3/02	A41133	CHK: 208011	19070	PAYROLL FUND		3270		102,866.94CR	164,762.24CR
3/01/22	3/02	A41134	CHK: 208012	19070	TX CHILD SUPPORT SDU		5634		211.38CR	164,973.62CR
3/01/22	3/02	A41135	CHK: 208013	19070	JAE FITNESS		6023		267.90CR	165,241.52CR
3/01/22	3/02	A41136	CHK: 208014	19070	TX CHILD SUPPORT SDU		6899		207.69CR	165,449.21CR
3/01/22	3/02	A41137	CHK: 208015	19070	TX CHILD SUPPORT SDU		6905		271.09CR	165,720.30CR
3/01/22	3/02	A41138	CHK: 208016	19070	TX CHILD SUPPORT SDU		7077		179.30CR	165,899.60CR
3/01/22	3/02	A41139	CHK: 208017	19070	TX CHILD SUPPORT SDU		7110		174.92CR	166,074.52CR
3/04/22	3/04	A41184	CHK: 208018	19077	MANUEL SALAZAR		1		81.00CR	166,155.52CR
3/04/22	3/04	A41185	CHK: 208019	19077	GRADY HINKLE		1		81.00CR	166,236.52CR
3/04/22	3/04	A41186	CHK: 208020	19077	ANDRUS BROTHERS ROOFING		1		25.00CR	166,261.52CR
3/04/22	3/04	A41187	CHK: 208021	19077	CONSOLIDATED SPECIAL FUN		1517		52,000.00CR	218,261.52CR
3/04/22	3/04	A41189	CHK: 208023	19077	GRAPEVINE GOLF CARTS		6292		3,800.00CR	222,061.52CR
3/04/22	3/04	A41190	CHK: 208024	19077	BETTY CONDE		6542		7.78CR	222,069.30CR
3/04/22	3/04	A41191	CHK: 208025	19077	CRAZY HEART SOUND & LIGH		6984		500.00CR	222,569.30CR
3/04/22	3/04	A41192	CHK: 208026	19056	ADVANCED ANALYSIS, INC		1022		823.50CR	223,392.80CR
3/04/22	3/04	A41193	CHK: 208027	19056	CANADIAN RIVER MUNICIPAL		1385		67,622.02CR	291,014.82CR
3/04/22	3/04	A41194	CHK: 208028	19056	DPC INDUSTRIES INC		1570		1,752.86CR	292,767.68CR
3/04/22	3/04	A41195	CHK: 208029	19056	DAVIS FURNITURE COMPANY		1600		1,586.49CR	294,354.17CR
3/04/22	3/04	A41197	CHK: 208031	19056	ATMOS ENERGY CORPORATION		1730		5,527.67CR	299,881.84CR
3/04/22	3/04	A41198	CHK: 208032	19056	TYLER TECHNOLOGIES, INC.		2310		455.50CR	300,337.34CR
3/04/22	3/04	A41199	CHK: 208033	19056	LYNTEGAR ELECTRIC COOPER		2728		194.77CR	300,532.11CR
3/04/22	3/04	A41200	CHK: 208034	19056	POSTMASTER		3390		265.00CR	300,797.11CR
3/04/22	3/04	A41201	CHK: 208035	19056	SOUTH PLAINS COMMUNICATI		3729		1,074.00CR	301,871.11CR

POST	DATE	TRAN #	REFERENCE	PACKET=====	DESCRIPTION=====	VEND	INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
1001			CASH IN BANK							
* (CONTINUED) *										
3/04/22	3/04	A41202	CHK: 208036	19056	STANDARD INSURANCE CO	3782			1,140.36CR	303,011.47CR
3/04/22	3/04	A41203	CHK: 208037	19056	TML-IEBP	3843			51,287.85CR	354,299.32CR
3/04/22	3/04	A41204	CHK: 208038	19056	TEXAS DEPT OF PUBLIC SAF	3950			9.00CR	354,308.32CR
3/04/22	3/04	A41205	CHK: 208039	19056	WINDSTREAM COMMUNICATION	4460			599.92CR	354,908.24CR
3/04/22	3/04	A41206	CHK: 208040	19056	PORTS-TO-PLAINS ALLIANCE	4910			6,070.72CR	360,978.96CR
3/04/22	3/04	A41207	CHK: 208041	19056	HD SUPPLY FACILITIES MAI	5100			605.26CR	361,584.22CR
3/04/22	3/04	A41208	CHK: 208042	19056	MANDRY TECHNOLOGY SOLUTI	5160			9,237.35CR	370,821.57CR
3/04/22	3/04	A41211	CHK: 208045	19056	EQUIPMENT SUPPLY CO. INC	5225			103.53CR	370,925.10CR
3/04/22	3/04	A41212	CHK: 208046	19056	NORTHERN SAFETY CO., INC	5475			149.14CR	371,074.24CR
3/04/22	3/04	A41213	CHK: 208047	19056	DIMAS, VICTOR	5749			50.00CR	371,124.24CR
3/04/22	3/04	A41214	CHK: 208048	19056	JOHN DEERE FINANCIAL	5861			310.97CR	371,435.21CR
3/04/22	3/04	A41215	CHK: 208049	19056	EDWARD SCHWARTZ	5987			131.60CR	371,566.81CR
3/04/22	3/04	A41216	CHK: 208050	19056	ONCOR ELECTRIC DELIVERY	6019			4,478.31CR	376,045.12CR
3/04/22	3/04	A41217	CHK: 208051	19056	LEVI ROBERTS	6104			592.98CR	376,638.10CR
3/04/22	3/04	A41218	CHK: 208052	19056	DAVIS CHIROPRACTIC	6300			65.00CR	376,703.10CR
3/04/22	3/04	A41219	CHK: 208053	19056	NORTHERN TOOL & EQUIPMEN	6434			119.99CR	376,823.09CR
3/04/22	3/04	A41220	CHK: 208054	19056	H2O ANALYTICS CORPORATIO	6613			109.44CR	376,932.53CR
3/04/22	3/04	A41221	CHK: 208055	19056	ETC LITE, LLC	6633			210.00CR	377,142.53CR
3/04/22	3/04	A41222	CHK: 208056	19056	KUBOTA TRACTOR CORP	6643			1,207.62CR	378,350.15CR
3/04/22	3/04	A41223	CHK: 208057	19056	NORMAN GARZA	6729			1,300.00CR	379,650.15CR
3/04/22	3/04	A41224	CHK: 208058	19056	ENER-TEL SERVICES	6785			43.31CR	379,693.46CR
3/04/22	3/04	A41225	CHK: 208059	19056	NELSON SCIENTIFIC dba AQ	6882			278.50CR	379,971.96CR
3/04/22	3/04	A41226	CHK: 208060	19056	PREMIER WATERWORKS, INC	6983			2,657.50CR	382,629.46CR
3/04/22	3/04	A41227	CHK: 208061	19056	BRIAN BECK	7027			682.61CR	383,312.07CR
3/04/22	3/04	A41228	CHK: 208062	19056	HUNTINGTON NATIONAL BANK	7029			2,271.61CR	385,583.68CR
3/08/22	3/08	A41366	CHK: 208094	19088	FIRST BAPTIST CHURCH	1			100.00CR	385,683.68CR
3/08/22	3/08	A41367	CHK: 208095	19088	NICHOLAS AGUAYO	1			50.00CR	385,733.68CR
3/08/22	3/08	A41368	CHK: 208096	19088	LIFE LINE SCREENING	1			200.00CR	385,933.68CR
3/08/22	3/08	A41369	CHK: 208097	19088	JOSIE GONZALES	1			50.00CR	385,983.68CR
3/08/22	3/08	A41370	CHK: 208098	19088	KINGDOM CULTURE MINISTRI	1			300.00CR	386,283.68CR
3/08/22	3/08	A41371	CHK: 208099	19088	MONICA BARAJAS MURILLO	1			50.00CR	386,333.68CR
3/08/22	3/08	A41372	CHK: 208100	19088	CHICO MOLINA	1			50.00CR	386,383.68CR
3/08/22	3/08	A41373	CHK: 208101	19088	SAMANTHA CASAREZ	1			50.00CR	386,433.68CR
3/08/22	3/08	A41374	CHK: 208102	19088	PLAINS ALL AMERICAN	1			150.00CR	386,583.68CR
3/08/22	3/08	A41375	CHK: 208103	19088	JESUS GUTIERREZ	1			50.00CR	386,633.68CR
3/08/22	3/08	A41376	CHK: 208104	19088	SARAH BARTLETT	1			50.00CR	386,683.68CR
3/08/22	3/08	A41377	CHK: 208105	19088	SYLVIA LUCIO	1			150.00CR	386,833.68CR
3/08/22	3/08	A41378	CHK: 208106	19088	KRISTAL GARCIA	1			50.00CR	386,883.68CR
3/08/22	3/08	A41379	CHK: 208107	19088	DUYCK LARRY	5777			250.00CR	387,133.68CR
3/08/22	3/08	A41380	CHK: 208108	19088	EDWARD SCHWARTZ	5987			705.10CR	387,838.78CR
3/08/22	3/08	A41381	CHK: 208109	19088	BILLY VOGLER	6805			125.16CR	387,963.94CR
3/08/22	3/08	A41382	CHK: 208063	19085	GT DISTRIBUTORS INC	1963			179.96CR	388,143.90CR
3/08/22	3/08	A41383	CHK: 208064	19085	TYLER TECHNOLOGIES, INC.	2310			181.57CR	388,325.47CR
3/08/22	3/08	A41384	CHK: 208065	19085	LAMESA BEARING, INC.	2480			141.65CR	388,467.12CR
3/08/22	3/08	A41385	CHK: 208066	19085	LAMESA BUTANE COMPANY	2500			80.91CR	388,548.03CR
3/08/22	3/08	A41386	CHK: 208067	19085	LAMESA MAILING & PACKING	2588			41.75CR	388,589.78CR
3/08/22	3/08	A41387	CHK: 208068	19085	MAYFIELD PAPER COMPANY,	2957			468.42CR	389,058.20CR

POST	DATE	TRAN #	REFERENCE	PACKET=====	DESCRIPTION=====	VEND	INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
1001			CASH IN BANK							
* (CONTINUED) *										
3/08/22	3/08	A41389	CHK: 208070	19085	ROCKY'S BURGERS		3780		73.61CR	389,131.81CR
3/08/22	3/08	A41390	CHK: 208071	19085	WHITE'S 7 TIL 11		4185		71.47CR	389,203.28CR
3/08/22	3/08	A41391	CHK: 208072	19085	WINDSTREAM COMMUNICATION		4460		71.03CR	389,274.31CR
3/08/22	3/08	A41392	CHK: 208073	19085	VICTOR O SCHINNERER & CO		4715		200.00CR	389,474.31CR
3/08/22	3/08	A41393	CHK: 208074	19085	MANDRY TECHNOLOGY SOLUTI		5160		3,603.82CR	393,078.13CR
3/08/22	3/08	A41395	CHK: 208076	19085	BENCHMARK SUPPLY CO., INC.		5250		5,751.00CR	398,829.13CR
3/08/22	3/08	A41396	CHK: 208077	19085	NORTHERN SAFETY CO., INC		5475		192.08CR	399,021.21CR
3/08/22	3/08	A41397	CHK: 208078	19085	ROLL-OFFS USA, INC.		5612		32,327.00CR	431,348.21CR
3/08/22	3/08	A41398	CHK: 208079	19085	O'REILLY AUTOMOTIVE, INC		5618		229.09CR	431,577.30CR
3/08/22	3/08	A41399	CHK: 208080	19085	GREAT AMERICA FINANCIAL		5734		195.60CR	431,772.90CR
3/08/22	3/08	A41400	CHK: 208081	19085	WYLIE & SON, INC.		5842		221.01CR	431,993.91CR
3/08/22	3/08	A41401	CHK: 208082	19085	ONCOR CITIES STEERING CO		5917		867.40CR	432,861.31CR
3/08/22	3/08	A41402	CHK: 208083	19085	NORTHERN TOOL & EQUIPMEN		6434		3,081.99CR	435,943.30CR
3/08/22	3/08	A41403	CHK: 208084	19085	ETC LITE, LLC		6633		237.50CR	436,180.80CR
3/08/22	3/08	A41404	CHK: 208085	19085	KWIK KAR OIL & LUBE		6691		142.45CR	436,323.25CR
3/08/22	3/08	A41405	CHK: 208086	19085	CI BRANDING/ CREATIVE IN		6708		112.00CR	436,435.25CR
3/08/22	3/08	A41406	CHK: 208087	19085	TIFCO INDUSTRIES, INC.		6783		227.31CR	436,662.56CR
3/08/22	3/08	A41407	CHK: 208088	19085	LORI VITOLAS dba WEST TE		6851		134.00CR	436,796.56CR
3/08/22	3/08	A41408	CHK: 208089	19085	TK ELEVATOR CORPORATION		7024		1,022.13CR	437,818.69CR
3/08/22	3/08	A41409	CHK: 208090	19085	DC SUPPLY, LLC		7039		84.00CR	437,902.69CR
3/08/22	3/08	A41410	CHK: 208091	19085	JEFF ROSE		7052		2,400.00CR	440,302.69CR
3/08/22	3/08	A41411	CHK: 208092	19085	TRANS UNION RISK AND ALT		7053		399.75CR	440,702.44CR
3/08/22	3/08	A41412	CHK: 208093	19085	ROSE PLUMBING & SEPTIC S		7111		121.00CR	440,823.44CR
3/09/22	3/09	A41435	CHK: 208110	19098	LAMESA CAL RIPKEN BASEBA		6009		5,000.00CR	445,823.44CR
3/09/22	3/23	B72338	Misc 000004	11386	METER POSTAGE - 03/09/22			JE# 028925	500.00CR	446,323.44CR
3/10/22	3/10	A41492	CHK: 208111	19103	AT & T MOBILITY		0885		3,410.20CR	449,733.64CR
3/10/22	3/10	A41493	CHK: 208112	19103	ADVANCED ANALYSIS, INC		1022		150.00CR	449,883.64CR
3/10/22	3/10	A41494	CHK: 208113	19103	AUTOMOTIVE TECHNOLOGY		1139		920.40CR	450,804.04CR
3/10/22	3/10	A41495	CHK: 208114	19103	BROCK VETERINARY CLINIC,		1302		549.55CR	451,353.59CR
3/10/22	3/10	A41496	CHK: 208115	19103	BRUCKNER'S TRUCK SALES,		1340		3,759.48CR	455,113.07CR
3/10/22	3/10	A41499	CHK: 208118	19103	CITY OF LUBBOCK		1470		34,078.25CR	489,191.32CR
3/10/22	3/10	A41500	CHK: 208119	19103	DACO		1580		2,185.72CR	491,377.04CR
3/10/22	3/10	A41502	CHK: 208121	19103	FARMERS MACHINE SHOP		1800		177.00CR	491,554.04CR
3/10/22	3/10	A41503	CHK: 208122	19103	GEBO'S DISTRIBUTING CO.,		2000		2,406.49CR	493,960.53CR
3/10/22	3/10	A41506	CHK: 208125	19103	HIGGINBOTHAM'S GENERAL O		2180		2,748.32CR	496,708.85CR
3/10/22	3/10	A41508	CHK: 208127	19103	HELENA AGRI-ENTERPRISES,		2260		217.00CR	496,925.85CR
3/10/22	3/10	A41509	CHK: 208128	19103	LAMESA TIRE & BATTERY. I		2645		2,224.85CR	499,150.70CR
3/10/22	3/10	A41511	CHK: 208130	19103	LUBBOCK FIRE EXTINGUISHE		2708		215.35CR	499,366.05CR
3/10/22	3/10	A41512	CHK: 208131	19103	PARKHILL, SMITH & COOPER,		3263		820.00CR	500,186.05CR
3/10/22	3/10	A41513	CHK: 208132	19103	S & C OIL COMPANY, INC.		3575		20.47CR	500,206.52CR
3/10/22	3/10	A41514	CHK: 208133	19103	SHARE CORPORATION		3705		210.99CR	500,417.51CR
3/10/22	3/10	A41515	CHK: 208134	19103	TASCOSA OFFICE MACHINES,		5115		3,133.77CR	503,551.28CR
3/10/22	3/10	A41518	CHK: 208137	19103	AUTOZONE, INC.		5593		3,167.66CR	506,718.94CR
3/10/22	3/10	A41520	CHK: 208139	19103	AUSTIN TURF & TRACTOR		5685		249.00CR	506,967.94CR
3/10/22	3/10	A41521	CHK: 208140	19103	PUGH'S JEWELRY		5741		15.00CR	506,982.94CR
3/10/22	3/10	A41522	CHK: 208141	19103	TEXAS PARKS & WILDLIFE		5787		4,950.00CR	511,932.94CR
3/10/22	3/10	A41523	CHK: 208142	19103	FRANKLIN LEGAL PUBLISHIN		5794		1,780.00CR	513,712.94CR

POST	DATE	TRAN #	REFERENCE	PACKET=====	DESCRIPTION=====	VEND	INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
1001			CASH IN BANK		* (CONTINUED) *					
3/10/22	3/10	A41524	CHK: 208143	19103	NAPA AUTO PARTS		5833		2,712.69CR	516,425.63CR
3/10/22	3/10	A41526	CHK: 208145	19103	LAMESA RECYCLING		5869		110.94CR	516,536.57CR
3/10/22	3/10	A41527	CHK: 208146	19103	ALL-STATE DISTRIBUTORS,		6098		244.02CR	516,780.59CR
3/10/22	3/10	A41528	CHK: 208147	19103	LEVI ROBERTS		6104		307.13CR	517,087.72CR
3/10/22	3/10	A41529	CHK: 208148	19103	SIERRA SPRINGS		6114		257.35CR	517,345.07CR
3/10/22	3/10	A41530	CHK: 208149	19103	INDUSTRIAL DISPOSAL SUPP		6371		748.67CR	518,093.74CR
3/10/22	3/10	A41531	CHK: 208150	19103	LAW ENFORCEMENT SYSTEMS,		6593		640.00CR	518,733.74CR
3/10/22	3/10	A41532	CHK: 208151	19103	ALL AMERICAN PUMP SOLUTI		6735		4,733.25CR	523,466.99CR
3/10/22	3/10	A41533	CHK: 208152	19103	QUADIENT LEASING USA, IN		6855		519.72CR	523,986.71CR
3/10/22	3/10	A41534	CHK: 208153	19103	AEG PETROLEUM LLC		6879		1,473.15CR	525,459.86CR
3/10/22	3/10	A41535	CHK: 208154	19103	MODERN MARKETING, INC.		6942		889.77CR	526,349.63CR
3/10/22	3/10	A41536	CHK: 208155	19103	DISH		6954		239.45CR	526,589.08CR
3/10/22	3/10	A41537	CHK: 208156	19103	DC SUPPLY, LLC		7039		164.59CR	526,753.67CR
3/10/22	3/10	A41538	CHK: 208157	19103	DAWSON COUNTY TAX ASSESS		7048		22.50CR	526,776.17CR
3/10/22	3/10	A41539	CHK: 208158	19103	TIN BUCKS LLC		7112		710.00CR	527,486.17CR
3/10/22	3/10	A41540	CHK: 208159	19103	CONTINENTAL BATTERY COMP		7113		772.74CR	528,258.91CR
3/10/22	3/10	A41541	CHK: 208160	19103	LARRY WOOD dba WOODSTOCK		7114		125.00CR	528,383.91CR
3/15/22	3/15	A41558	CHK: 208194	19122	B & J WELDING SUPPLY		1180		369.27CR	528,753.18CR
3/15/22	3/15	A41559	CHK: 208195	19122	GT DISTRIBUTORS INC		1963		522.00CR	529,275.18CR
3/15/22	3/15	A41560	CHK: 208196	19122	MIDWEST RADAR & EQUIPMEN		3030		280.00CR	529,555.18CR
3/15/22	3/15	A41561	CHK: 208197	19122	WARREN CAT		4122		3,539.80CR	533,094.98CR
3/15/22	3/15	A41562	CHK: 208198	19122	CLS SEWER EQUIPMENT CO.,		5922		6,160.25CR	539,255.23CR
3/15/22	3/15	A41564	CHK: 208200	19122	ADVANCED AUTO REPAIR		6075		947.41CR	540,202.64CR
3/15/22	3/15	A41565	CHK: 208201	19122	AMAZON		6305		499.95CR	540,702.59CR
3/15/22	3/15	A41566	CHK: 208202	19122	EQUIPMENTSHARE.COM, INC		6981		434.63CR	541,137.22CR
3/15/22	3/15	A41567	CHK: 208203	19122	UNIFIED COMMUNICATIONS.C		7083		1,164.36CR	542,301.58CR
3/15/22	3/15	A41568	CHK: 208169	19102	QUICK ROOFING		1		50.00CR	542,351.58CR
3/15/22	3/15	A41569	CHK: 208170	19102	B & J WELDING SUPPLY		1180		748.80CR	543,100.38CR
3/15/22	3/15	A41570	CHK: 208171	19102	DPC INDUSTRIES INC		1570		230.00CR	543,330.38CR
3/15/22	3/15	A41571	CHK: 208172	19102	LAMESA PRESS REPORTER, I		2590		1,169.45CR	544,499.83CR
3/15/22	3/15	A41572	CHK: 208173	19102	PARKHILL,SMITH & COOPER,		3263		13,495.99CR	557,995.82CR
3/15/22	3/15	A41573	CHK: 208174	19102	TML INTERGOVERN RISK POO		3845		9,006.00CR	567,001.82CR
3/15/22	3/15	A41574	CHK: 208175	19102	TTUHSC-DEPT OF PSYCHIATR		3962		459.20CR	567,461.02CR
3/15/22	3/15	A41575	CHK: 208176	19102	UNIFIRST HOLDINGS, INC		4079		63.85CR	567,524.87CR
3/15/22	3/15	A41576	CHK: 208177	19102	WARREN CAT		4122		371.31CR	567,896.18CR
3/15/22	3/15	A41577	CHK: 208178	19102	WINDSTREAM COMMUNICATION		4460		76.38CR	567,972.56CR
3/15/22	3/15	A41578	CHK: 208179	19102	AMERICAN EXPRESS		4880		4,083.58CR	572,056.14CR
3/15/22	3/15	A41582	CHK: 208183	19102	EQUIPMENT SUPPLY CO. INC		5225		242.74CR	572,298.88CR
3/15/22	3/15	A41583	CHK: 208184	19102	OGEDA, ERNEST		5617		66.16CR	572,365.04CR
3/15/22	3/15	A41584	CHK: 208185	19102	RUSTY'S WEIGH SCALES & S		5642		465.92CR	572,830.96CR
3/15/22	3/15	A41585	CHK: 208186	19102	WTG FUELS, INC.		6220		22,016.21CR	594,847.17CR
3/15/22	3/15	A41587	CHK: 208188	19102	CAPROCK IRRIGATION LLC		6297		244.50CR	595,091.67CR
3/15/22	3/15	A41588	CHK: 208189	19102	PERMIAN BASIN REGIONAL P		6812		1,734.80CR	596,826.47CR
3/15/22	3/15	A41589	CHK: 208190	19102	ROBERT DIMAS		6866		8.11CR	596,834.58CR
3/15/22	3/15	A41590	CHK: 208191	19102	PREMIER WATERWORKS,INC		6983		356.70CR	597,191.28CR
3/15/22	3/15	A41591	CHK: 208192	19102	DAWSON COUNTY TAX ASSESS		7048		7.50CR	597,198.78CR
3/15/22	3/15	A41592	CHK: 208193	19102	JUSTIN WILSON		7100		58.46CR	597,257.24CR

FUND : 01 -GENERAL FUND

PERIOD TO USE: Mar-2022 THRU Mar-2022

DEPT : N/A

ACCOUNTS: 1001 THRU 1001

POST	DATE	TRAN #	REFERENCE	PACKET=====	DESCRIPTION=====	VEND	INV/JE #	NOTE	=====AMOUNT=====	=====BALANCE=====
1001			CASH IN BANK							
* (CONTINUED) *										
3/15/22	3/15	A41593	DFT: 000036	19126	INTERNAL REVENUE SERVICE	5832			35,582.30CR	632,839.54CR
3/15/22	3/15	A41594	CHK: 208161	19126	CAPROCK FEDERAL CREDIT U	1390			20,209.18CR	653,048.72CR
3/15/22	3/15	A41595	CHK: 208162	19126	PAYROLL FUND	3270			103,384.25CR	756,432.97CR
3/15/22	3/15	A41596	CHK: 208163	19126	TX CHILD SUPPORT SDU	5634			211.38CR	756,644.35CR
3/15/22	3/15	A41597	CHK: 208164	19126	JAE FITNESS	6023			267.90CR	756,912.25CR
3/15/22	3/15	A41598	CHK: 208165	19126	TX CHILD SUPPORT SDU	6899			207.69CR	757,119.94CR
3/15/22	3/15	A41599	CHK: 208166	19126	TX CHILD SUPPORT SDU	6905			271.09CR	757,391.03CR
3/15/22	3/15	A41600	CHK: 208167	19126	TX CHILD SUPPORT SDU	7077			179.30CR	757,570.33CR
3/15/22	3/15	A41601	CHK: 208168	19126	TX CHILD SUPPORT SDU	7110			174.92CR	757,745.25CR
3/17/22	3/17	A41607	CHK: 208204	19130	LAMESA CHAMBER OF COMMER	1457			3,270.00CR	761,015.25CR
3/17/22	3/17	A41608	CHK: 208205	19136	POSTMASTER	3390			2,100.00CR	763,115.25CR
3/21/22	3/21	A41610	CHK: 208206	19133	ABF ROOFING	1			25.00CR	763,140.25CR
3/21/22	3/21	A41611	CHK: 208207	19133	ALEXANDRIA DIAZ	1			50.00CR	763,190.25CR
3/21/22	3/21	A41612	CHK: 208208	19133	CLAIBORNE'S THRIFTWAY	1480			73.30CR	763,263.55CR
3/21/22	3/21	A41613	CHK: 208209	19133	TYLER TECHNOLOGIES, INC.	2310			921.98CR	764,185.53CR
3/21/22	3/21	A41614	CHK: 208210	19133	LAMESA ECONOMIC DEVELOPM	2555			24,867.13CR	789,052.66CR
3/21/22	3/21	A41615	CHK: 208211	19133	TEXAS DEPT OF STATE HEAL	3945			75.00CR	789,127.66CR
3/21/22	3/21	A41616	CHK: 208212	19133	PATHMARK TRAFFIC PRODUCT	5864			233.00CR	789,360.66CR
3/21/22	3/21	A41617	CHK: 208213	19133	ADVANCED BUSINESS SOLUTI	5870			246.18CR	789,606.84CR
3/21/22	3/21	A41618	CHK: 208214	19133	LAMESA ECONOMIC ALLIANCE	5942			24,867.13CR	814,473.97CR
3/21/22	3/21	A41619	CHK: 208215	19133	VERIZON WIRELESS	5969			1,417.75CR	815,891.72CR
3/21/22	3/21	A41621	CHK: 208217	19133	AWARD COMPANY OF AMERICA	6045			83.90CR	815,975.62CR
3/21/22	3/21	A41622	CHK: 208218	19133	CAPROCK IRRIGATION LLC	6297			115.07CR	816,090.69CR
3/21/22	3/21	A41623	CHK: 208219	19133	RELIANT ENERGY	6316			30,059.65CR	846,150.34CR
3/21/22	3/21	A41625	CHK: 208221	19133	H2O ANALYTICS CORPORATIO	6613			4,250.00CR	850,400.34CR
3/21/22	3/21	A41626	CHK: 208222	19133	CI BRANDING/ CREATIVE IN	6708			831.68CR	851,232.02CR
3/21/22	3/21	A41628	CHK: 208224	19133	MITCH HALL LAMESA, LLC	6799			151.32CR	851,383.34CR
3/21/22	3/21	A41629	CHK: 208225	19133	CHASE	6858			10,906.15CR	862,289.49CR
3/21/22	3/21	A41630	CHK: 208226	19133	SPRING TIME SHINE LAMESA	6991			10,000.00CR	872,289.49CR
3/24/22	3/24	A41663	CHK: 208233	19144	ATMOS ENERGY CORPORATION	1730			504.80CR	872,794.29CR
3/24/22	3/24	A41664	CHK: 208234	19144	TYLER TECHNOLOGIES, INC.	2310			455.50CR	873,249.79CR
3/24/22	3/24	A41665	CHK: 208235	19144	LAMESA BUTANE COMPANY	2500			1,402.50CR	874,652.29CR
3/24/22	3/24	A41666	CHK: 208236	19144	PARKHILL, SMITH & COOPER,	3263			2,391.22CR	877,043.51CR
3/24/22	3/24	A41667	CHK: 208237	19144	PAYTON PLUMBING INC	3286			1,014.90CR	878,058.41CR
3/24/22	3/24	A41668	CHK: 208238	19144	ROCKY'S BURGERS	3780			13.48CR	878,071.89CR
3/24/22	3/24	A41669	CHK: 208239	19144	TEXAS DEPT OF PUBLIC SAF	3950			3.00CR	878,074.89CR
3/24/22	3/24	A41670	CHK: 208240	19144	UNIFIRST HOLDINGS, INC	4079			63.85CR	878,138.74CR
3/24/22	3/24	A41671	CHK: 208241	19144	VOLUNTEER FIRE DEPARTMEN	4090			1,820.00CR	879,958.74CR
3/24/22	3/24	A41672	CHK: 208242	19144	HD SUPPLY FACILITIES MAI	5100			249.76CR	880,208.50CR
3/24/22	3/24	A41673	CHK: 208243	19144	LOWER COLORADO RIVER AUT	5145			873.41CR	881,081.91CR
3/24/22	3/24	A41674	CHK: 208244	19144	DS SERVICES OF AMERICA,	5275			159.53CR	881,241.44CR
3/24/22	3/24	A41675	CHK: 208245	19144	WYLIE & SON, INC.	5842			39.80CR	881,281.24CR
3/24/22	3/24	A41676	CHK: 208246	19144	PATHMARK TRAFFIC PRODUCT	5864			69.00CR	881,350.24CR
3/24/22	3/24	A41677	CHK: 208247	19144	CAPROCK IRRIGATION LLC	6297			252.91CR	881,603.15CR
3/24/22	3/24	A41678	CHK: 208248	19144	CANON FINANCIAL SERVICES	6580			714.12CR	882,317.27CR
3/24/22	3/24	A41679	CHK: 208249	19144	SARAH CANTU	6683			92.79CR	882,410.06CR
3/24/22	3/24	A41680	CHK: 208250	19144	EVIDENT, INC	6764			131.48CR	882,541.54CR

POST	DATE	TRAN #	REFERENCE	PACKET	DESCRIPTION	VEND	INV/JE #	NOTE	AMOUNT	BALANCE
1001			CASH IN BANK							
* (CONTINUED) *										
3/24/22	3/24	A41681	CHK: 208251	19144	TIFCO INDUSTRIES, INC.	6783			71,55CR	882,613.09CR
3/24/22	3/24	A41682	CHK: 208252	19144	LORI VITOLAS dba WEST TE	6851			81.90CR	882,694.99CR
3/24/22	3/24	A41683	CHK: 208253	19144	PREMIER WATERWORKS, INC	6983			192.70CR	882,887.69CR
3/24/22	3/24	A41684	CHK: 208254	19144	HUNTINGTON NATIONAL BANK	7029			1,602.93CR	884,490.62CR
3/24/22	3/24	A41685	CHK: 208255	19144	TRINITY BATCHELOR	7034			78.04CR	884,568.66CR
3/24/22	3/24	A41686	CHK: 208256	19144	DC SUPPLY, LLC	7039			433.26CR	885,001.92CR
3/24/22	3/24	A41687	CHK: 208227	19134	ADVANCED ANALYSIS, INC	1022			1,367.10CR	886,369.02CR
3/24/22	3/24	A41688	CHK: 208228	19134	CITY OF LUBBOCK	1470			7,347.54CR	893,716.56CR
3/24/22	3/24	A41689	CHK: 208229	19134	HD SUPPLY FACILITIES MAI	5100			1,548.69CR	895,265.25CR
3/24/22	3/24	A41690	CHK: 208230	19134	CAPROCK IRRIGATION LLC	6297			370.28CR	895,635.53CR
3/24/22	3/24	A41691	CHK: 208231	19134	PREMIER WATERWORKS, INC	6983			15,723.56CR	911,359.09CR
3/28/22	4/13	B72656	Misc 000015	11411	COURT TSF TO STATE AGCY		JE# 029006		5,274.07CR	916,633.16CR
3/29/22	3/29	A41720	CHK: 208265	19159	ATMOS ENERGY CORPORATION	1730			4,362.77CR	920,995.93CR
3/29/22	3/29	A41721	CHK: 208266	19159	LAMESA PRESS REPORTER, I	2590			56.00CR	921,051.93CR
3/29/22	3/29	A41722	CHK: 208267	19159	WINDSTREAM COMMUNICATION	4460			599.92CR	921,651.85CR
3/29/22	3/29	A41723	CHK: 208268	19159	OGEDA, ERNEST	5617			8.16CR	921,660.01CR
3/29/22	3/29	A41724	CHK: 208269	19159	DE LAGE LANDEN PUBLIC FI	6511			2,844.10CR	924,504.11CR
3/29/22	3/29	A41725	CHK: 208270	19159	TEXAS COMMUNITIES GROUP	6603			5,000.00CR	929,504.11CR
3/29/22	3/29	A41726	CHK: 208271	19159	RED CAPE CONSULTING	6845			100.00CR	929,604.11CR
3/29/22	3/29	A41727	CHK: 208272	19159	LORI VITOLAS dba WEST TE	6851			64.00CR	929,668.11CR
3/29/22	3/29	A41728	CHK: 208273	19159	PREMIER WATERWORKS, INC	6983			234.45CR	929,902.56CR
3/29/22	3/29	A41729	CHK: 208274	19159	ACTION TRAINING SYSTEMS,	7021			75.00CR	929,977.56CR
3/29/22	3/29	A41730	CHK: 208275	19159	DAWSON COUNTY TAX ASSESS	7048			7.50CR	929,985.06CR
3/29/22	3/29	A41731	DFT: 000037	19165	INTERNAL REVENUE SERVICE	5832			34,688.17CR	964,673.23CR
3/29/22	3/29	A41732	CHK: 208257	19165	CAPROCK FEDERAL CREDIT U	1390			20,751.54CR	985,424.77CR
3/29/22	3/29	A41733	CHK: 208258	19165	PAYROLL FUND	3270			100,101.79CR	1,085,526.56CR
3/29/22	3/29	A41734	CHK: 208259	19165	TX CHILD SUPPORT SDU	5634			211.38CR	1,085,737.94CR
3/29/22	3/29	A41735	CHK: 208260	19165	JAE FITNESS	6023			267.90CR	1,086,005.84CR
3/29/22	3/29	A41736	CHK: 208261	19165	TX CHILD SUPPORT SDU	6899			207.69CR	1,086,213.53CR
3/29/22	3/29	A41737	CHK: 208262	19165	TX CHILD SUPPORT SDU	6905			271.09CR	1,086,484.62CR
3/29/22	3/29	A41738	CHK: 208263	19165	TX CHILD SUPPORT SDU	7077			179.30CR	1,086,663.92CR
3/29/22	3/29	A41739	CHK: 208264	19165	TX CHILD SUPPORT SDU	7110			174.92CR	1,086,838.84CR
3/29/22	3/29	A41740	CHK: 208276	19157	SARAH CANTU	6683			928.18CR	1,087,767.02CR
3/29/22	3/29	A41741	CHK: 208277	19157	NELSON SCIENTIFIC dba AQ	6882			278.50CR	1,088,045.52CR
3/29/22	3/29	A41742	CHK: 208278	19157	PREMIER WATERWORKS, INC	6983			5,922.00CR	1,093,967.52CR
3/29/22	3/29	A41743	CHK: 208279	19157	TRINITY BATCHELOR	7034			280.00CR	1,094,247.52CR
3/29/22	3/29	A41744	CHK: 208280	19157	PRECISION DELTA	7089			2,519.40CR	1,096,766.92CR
3/29/22	3/29	A41745	CHK: 208281	19157	CORE AND MAIN LP	7093			1,905.57CR	1,098,672.49CR
3/30/22	3/31	A41746	CHK: 208282	19167	SANCHEZ & SON ROOFING	1			25.00CR	1,098,697.49CR
3/30/22	3/31	A41747	CHK: 208283	19167	SOUTHERN CROP INSURANCE	1			350.00CR	1,099,047.49CR
3/30/22	3/31	A41748	CHK: 208284	19167	ADELINA COLUNGA	1			50.00CR	1,099,097.49CR
3/30/22	3/31	A41749	CHK: 208285	19167	ASHTIN SIFUENTES	1			50.00CR	1,099,147.49CR
3/30/22	3/31	A41750	CHK: 208286	19167	ADRIANNA OLVERA	1			50.00CR	1,099,197.49CR
3/30/22	3/31	A41751	CHK: 208287	19167	SERENETY OGEDA	1			50.00CR	1,099,247.49CR
3/30/22	3/31	A41752	CHK: 208288	19167	SABRINA CAUDILLO	1			50.00CR	1,099,297.49CR
3/30/22	3/31	A41753	CHK: 208289	19167	CONSOLIDATED SPECIAL FUN	1517			1,500,000.00CR	2,599,297.49CR
3/30/22	3/31	A41754	CHK: 208290	19167	SOUTH PLAINS COMMUNICATI	3729			953.00CR	2,600,250.49CR

SELECTION CRITERIA

FISCAL YEAR: Oct-2021 / Sep-2022
FUND: Include: 01
PERIOD TO USE: Mar-2022 THRU Mar-2022
TRANSACTIONS: CREDIT

ACCOUNT SELECTION

ACCOUNT RANGE: 1001 THRU 1001
DEPARTMENT RANGE: - THRU -
ACTIVE FUNDS ONLY: NO
ACTIVE ACCOUNT ONLY: NO
INCLUDE RESTRICTED ACCOUNTS: NO
DIGIT SELECTION:

PRINT OPTIONS DETAIL

OMIT ACCOUNTS WITH NO ACTIVITY: NO
PRINT ENCUMBRANCES: NO
PRINT VENDOR NAME: NO
PRINT PROJECTS: NO
PRINT JOURNAL ENTRY NOTES: NO
PRINT MONTHLY TOTALS: YES
PRINT GRAND TOTALS: NO
PRINT: INVOICE #
PAGE BREAK BY: FUND

*** END OF REPORT ***

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 4

4SUBJECT: **EXPRESSION OF APPRECIATION**
PROCEEDING: Resolution
SUBMITTED BY: City Staff

SUMMARY STATEMENT

City Council to Consider passing a resolution of appreciation to Doug Morris for 5 years of service on City Council. (*City Council*)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve a resolution of appreciation to Doug Morris for 5 years of service on City Council. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

RESOLUTION NO.

A RESOLUTION of the City of Lamesa, Texas extending appreciation and thanks to Doug Morris for his 5 years of service as City Council Member District 6 for the City of Lamesa.

WHEREAS, the City wishes to acknowledge the selflessness and generosity of such service of Doug Morris;

NOW, THEREFORE, BE IT RESOLVED, that this Certificate be presented as a token of our appreciation.

DULY PASSED, APPROVED, AND ADOPTED by the City Council of the City of Lamesa, Texas on this the 19th day of April 2022.

ATTEST:

APPROVED:

**Betty Conde
City Secretary**

**Josh Stevens
Mayor**

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 5

SUBJECT: A RESOLUTION ADOPTING THE ATTACHED POLICIES IN CONNECTION WITH THE CITY OF LAMESA, TEXAS PARTICIPATION IN FEDERALLY FUNDED PROJECTS ASSOCIATED WITH THE AMERICAN RESCUE PLAN ACT – CORONAVIRUS LOCAL FISCAL RECOVERY FUND (ARPA – CLFRF) AND ADHERENCE TO THE REGULATIONS DESCRIBED THEREIN

PROCEEDING: Resolution

SUBMITTED BY: City Manager

SUMMARY STATEMENT

City Council to adopt the attached policies in connection with the City of Lamesa Texas participation in federally funded projects associated with the American Rescue Plan Act-Coronavirus Local Fiscal Recovery Fund and adherence to the regulations therein. *(City Manager)*

DISCUSSION _____

Motion by Council Member _____ to authorize a resolution adopting policies in connection with the American Rescue Plan Act – Coronavirus Local Fiscal Recovery Fund and adherence to the regulations therein. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

RESOLUTION No. _____

A RESOLUTION ADOPTING THE ATTACHED POLICIES IN CONNECTION WITH THE CITY OF LAMESA, TEXAS PARTICIPATION IN FEDERALLY FUNDED PROJECTS ASSOCIATED WITH THE AMERICAN RESCUE PLAN ACT – CORONAVIRUS LOCAL FISCAL RECOVERY FUND (ARPA – CLFRF) AND ADHERENCE TO THE REGULATIONS DESCRIBED THEREIN.

Whereas, the City of Lamesa, Texas, (hereinafter referred to as “City”) has been awarded ARP - CLFRF funding through an ARP - CLFRF grant from the United States Treasury Department (hereinafter referred to as “TREASURY”);

Whereas, the City, in accordance with Section 109 of the Title I of the Housing and Community Development Act. (24 CFR 6); the Age Discrimination Act of 1975 (42 U.S.C. 6101-6107); and Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and for construction contracts greater than \$10,000, must take actions to ensure that no person or group is denied benefits such as employment, training, housing, and contracts generated by the CLFRF activity, on the basis of race, color, religion, sex, national origin, age, or disability;

Whereas, the City, in consideration for the receipt and acceptance of federal funding, agrees to comply with all federal rules and regulations including those rules and regulations governing citizen participation and civil rights protections;

Whereas, the City, in accordance with Section 3 of the Housing and Urban Development Act of 1968, as amended, and 24 CFR Part 75, is required, to the greatest extent feasible, to provide training and employment opportunities to lower income residents and contract opportunities to businesses in the ARP - CLFRF project area;

Whereas, the City, in accordance with Section 104(1) of the Housing and Community Development Act, as amended, and State’s certification requirements at 24 CFR 91.325(b)(6), must adopt an excessive force policy that prohibits the use of excessive force against non-violent civil rights demonstrations;

Whereas, the City, in accordance with Executive Order 13166, must take reasonable steps to ensure meaningful access to services in federally assisted programs and activities by persons with limited English proficiency (LEP) and must have an LEP plan in place specific to the locality and beneficiaries for each ARP - CLFRF project;

Whereas, the City, in accordance with Section 504 of the Rehabilitation Act of 1973, does not discriminate on the basis of disability and agrees to ensure that qualified individuals with disabilities have access to programs and activities that receive federal funds; and

Whereas, the City, in accordance with Section 808(e)(5) of the Fair Housing Act (42 USC 3608(e)(5)) that requires federal programs and activities be administered in a manner affirmatively to further the policies of the Fair Housing Act, agrees to conduct at least one activity during the contract period of the ARP - CLFRF contract, to affirmatively further fair housing;

Whereas, the City, agrees to maintain written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award and administration of contracts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAMESA, TEXAS, ADOPTS THE FOLLOWING:

1. Citizen Participation Plan and Grievance Procedures;
2. Section 3 Policy;
3. Excessive Force Policy;
4. Section 504 Policy and Grievance Procedures;
5. Limited English Proficiency Plan;
6. Fair Housing Policy; and
7. Code of Conduct Policy

Passed and approved this _____ day of _____, 2022.

Josh Stevens, Mayor

Attest:

Betty Conde, City Secretary

RESOLUCIÓN No. _____

UNA RESOLUCIÓN QUE ADOPTA LAS POLÍTICAS ADJUNTAS EN RELACIÓN CON LA CIUDAD DE LAMESA, TEXAS PARTICIPACIÓN EN PROYECTOS FINANCIADOS FEDERALMENTE ASOCIADOS CON LA LEY DEL PLAN DE RESCATE AMERICANO - CORONAVIRUS LOCAL FISCAL RECOVERY FUND Y ADHRENCE REGULACIÓN DE ARPA - CLFRF EN ESTO.

Considerando que, la Ciudad de Lamesa, Texas, (en adelante, "Ciudad / Condado") ha recibido fondos ARP - CLFRF a través de una subvención ARP - CLFRF del Departamento del Tesoro de los Estados Unidos (en adelante, "TESORO");

Mientras que, la Ciudad, de acuerdo con la Sección 109 del Título I de la Ley de Vivienda y Desarrollo Comunitario. (24 CFR 6); la Ley de Discriminación por Edad de 1975 (42 USC 6101-6107); y la Sección 504 de la Ley de Rehabilitación de 1973 (29 USC 794) y para contratos de construcción superiores a \$ 10,000, deben tomar medidas para garantizar que a ninguna persona o grupo se le nieguen beneficios tales como empleo, capacitación, vivienda y contratos generados por la actividad CLFRF , por motivos de raza, color, religión, sexo, nacionalidad, edad o discapacidad;

Mientras que, la Ciudad, en consideración por la recepción y aceptación de fondos federales, acuerda cumplir con todas las reglas y regulaciones federales, incluidas las reglas y regulaciones que rigen la participación ciudadana y la protección de los derechos civiles;

Considerando que, la Ciudad, de acuerdo con la Sección 3 de la Ley de Vivienda y Desarrollo Urbano de 1968, según enmendada, y 24 CFR Parte 135, está obligada, en la mayor medida posible, a brindar capacitación y oportunidades de empleo a los residentes de bajos ingresos. y oportunidades de contratación para negocios en el área del proyecto ARP - CLFRF;

Considerando que, la Ciudad, de acuerdo con la Sección 104 (1) de la Ley de Vivienda y Desarrollo Comunitario, según enmendada, y los requisitos de certificación del Estado en 24 CFR 91.325 (b) (6), deben adoptar una política de fuerza excesiva que prohíba la uso de fuerza excesiva contra manifestaciones no violentas de derechos civiles;

Considerando que, la Ciudad, de acuerdo con la Orden Ejecutiva 13166, debe tomar medidas razonables para asegurar un acceso significativo a los servicios en programas y actividades con asistencia federal por parte de personas con dominio limitado del inglés (LEP) y debe tener un plan LEP en su lugar específico para el localidad y beneficiarios de cada proyecto ARP - CLFRF;

Considerando que, la Ciudad, de acuerdo con la Sección 504 de la Ley de Rehabilitación de 1973, no discrimina por motivos de discapacidad y acuerda asegurar que las personas calificadas con discapacidades tengan acceso a programas y actividades que reciben fondos federales; y

Considerando que, la Ciudad, de acuerdo con la Sección 808 (e) (5) de la Ley de Vivienda Justa (42 USC 3608 (e) (5)) que requiere que los programas y actividades federales se administren de manera afirmativa para promover la políticas de la Ley de Vivienda Justa, acuerda realizar al menos una actividad durante el período del contrato ARP - CLFRF, para promover afirmativamente la vivienda justa;

Considerando que, la Ciudad acuerda mantener normas escritas de conducta que cubran los conflictos de intereses y rijan las acciones de sus empleados involucrados en la selección, adjudicación y administración de contratos.

AHORA, POR LO TANTO, SE RESUELVE POR EL CONSEJO MUNICIPAL LAMESA, TEXAS, ADOPTA LO SIGUIENTE:

1. Plan de Participación Ciudadana y Procedimientos de Quejas;
2. Política de la Sección 3;
3. Política de fuerza excesiva;
4. Política de la Sección 504 y Procedimientos de quejas;
5. Plan de dominio limitado del inglés;
6. Política de vivienda justa; y
7. Política del Código de Conducta

Aprobado y aprobado este _____ día de _____, 2022.

Josh Stevens, Alcalde

Atestiguar:

Betty Conde, Secretario de la Ciudad

CITIZEN PARTICIPATION PLAN

AMERICAN RESCUE PLAN ACT – CORONAVIRUS LOCAL FISCAL RECOVERY FUND (ARPA – CLFRF)

COMPLAINT PROCEDURES

These complaint procedures comply with the requirements of the United States Treasury Department's ARP - CLFRF Program and Local Government Requirements found in 24 CFR §570.486 (Code of Federal Regulations). Citizens can obtain a copy of these procedures at the City of Lamesa, 601 S. 1st Street Lamesa, TX, 806-872-2124, during regular business hours.

Below are the formal complaint and grievance procedures regarding the services provided under the ARP - CLFRF project.

1. A person who has a complaint or grievance about any services or activities with respect to the ARP - CLFRF project, whether it is a proposed, ongoing, or completed ARP - CLFRF should contact the City of Lamesa, 180 W 3rd St. Lamesa, TX 79331, 806-872-2124
2. A copy of the complaint or grievance shall be transmitted by the City/County Secretary to the entity that is the subject of the complaint or grievance and to the City Attorney within five (5) working days after the date of the complaint or grievance was received.
3. The City shall complete an investigation of the complaint or grievance, if practicable, and provide a timely written answer to the person who made the complaint or grievance within ten (10) days.
4. If the investigation cannot be completed within ten (10) working days per 3 above, the person who made the grievance or complaint shall be notified, in writing, within fifteen (15) days where practicable after receipt of the original complaint or grievance and shall detail when the investigation should be completed.
5. If necessary, the grievance and a written copy of the subsequent investigation shall be forwarded to the ARP - CLFRF for their further review and comment.
6. If appropriate, provide copies of grievance procedures and responses to grievances in both English and Spanish, or other appropriate language.

TECHNICAL ASSISTANCE

When requested, the City/County shall provide technical assistance to groups that are representative of persons of low- and moderate-income in developing proposals for the use of ARP - CLFRF funds. The City, based upon the specific needs of the community's residents at the time of the request, shall determine the level and type of assistance.

PUBLIC HEARING PROVISIONS

For each public hearing scheduled and conducted by the City, the following public hearing provisions shall be observed:

1. Public notice of all hearings must be published at least seventy-two (72) hours prior to the scheduled hearing. The public notice must be published in a local newspaper. Each public notice must include the date, time, location, and topics to be considered at the public hearing. A published newspaper article can also be used to meet this requirement so long as it meets all content and timing requirements. Notices should also be prominently posted in public buildings and distributed to local Public Housing Authorities and other interested community groups.
2. When a significant number of non-English speaking residents are a part of the potential service area of the ARP - CLFRF project, vital documents such as notices should be published in the predominant language of these non-English speaking citizens.
3. Each public hearing shall be held at a time and location convenient to potential or actual beneficiaries and will include accommodation for persons with disabilities. Persons with disabilities must be able to attend

the hearings and the City must make arrangements for individuals who require auxiliary aids or services if contacted at least two days prior to the hearing.

4. A public hearing held prior to the submission of a ARP - CLFRF application must be held after 5:00 PM on a weekday or at a convenient time on a Saturday or Sunday.
5. When a significant number of non-English speaking residents can be reasonably expected to participate in a public hearing, an interpreter should be present to accommodate the needs of the non-English speaking residents.

The City shall comply with the following citizen participation requirements for the preparation and submission of an application for a ARP - CLFRF project:

1. At a minimum, the City shall hold at least one (1) public hearing prior to submitting the application to the United States Treasury Department.
2. The City shall retain documentation of the hearing notice(s), a listing of persons attending the hearing(s), minutes of the hearing(s), and any other records concerning the proposed use of funds for three (3) years from closeout of the grant to the state. Such records shall be made available to the public in accordance with Chapter 552, Texas Government Code.
3. The public hearing shall include a discussion with citizens as outlined in the applicable ARP - CLFRF application manual to include, but is not limited to, the development of housing and community development needs, the amount of funding available, all eligible activities under the ARP - CLFRF program, and the use of past ARP - CLFRF contract funds, if applicable. Citizens, with particular emphasis on persons of low- and moderate-income who are residents of slum and blight areas, shall be encouraged to submit their views and proposals regarding community development and housing needs. Citizens shall be made aware of the location where they may submit their views and proposals should they be unable to attend the public hearing.
4. When a significant number of non-English speaking residents can be reasonably expected to participate in a public hearing, an interpreter should be present to accommodate the needs of the non-English speaking residents.

The City must comply with the following citizen participation requirements in the event that the City receives funds from the ARP - CLFRF program:

1. The City shall also hold a public hearing concerning any substantial change, as determined by ARP - CLFRF, proposed to be made in the use of ARP - CLFRF funds from one eligible activity to another again using the preceding notice requirements.
2. Upon completion of the ARP - CLFRF project, the City shall hold a public hearing and review its program performance including the actual use of the ARP - CLFRF funds.
3. When a significant number of non-English speaking residents can be reasonably expected to participate in a public hearing, for either a public hearing concerning substantial change to the ARP - CLFRF project or for the closeout of the ARP - CLFRF project, publish notice in both English and Spanish, or other appropriate language and provide an interpreter at the hearing to accommodate the needs of the non-English speaking residents.
4. The City shall retain documentation of the ARP - CLFRF project, including hearing notice(s), a listing of persons attending the hearing(s), minutes of the hearing(s), and any other records concerning the actual use of funds for a period of three (3) years from closeout of the grant to the state. Such records shall be made available to the public in accordance with Chapter 552, Texas Government Code.

Josh Stevens, Mayor

Date

PLAN DE PARTICIPACIÓN CIUDADANA

PLAN DE RESCATE AMERICANO - CORONAVIRUS LOCAL FISCAL RECOVERY FUND Y ADHIFRENCIA REGULACIÓN DE ARPA - CLFRF

PROCEDIMIENTOS QUEJAS DEL

Estos procedimientos de quejas cumplen con los requisitos del Programa ARP - CLFRF del Departamento del Tesoro de los Estados Unidos y los Requisitos del Gobierno Local que se encuentran en 24 CFR §570.486 (Código de Regulaciones Federales). Los ciudadanos pueden obtener una copia de estos procedimientos en la Ciudad de Lamesa 601 S. 1st Street Lamesa, TX, 806-872-2124 durante el horario comercial habitual.

A continuación se muestran los procedimientos formales de quejas y quejas con respecto a los servicios prestados en el marco del proyecto ARP - CLFRF.

1. Una persona que tenga una queja o queja sobre cualquier servicio o actividad con respecto al proyecto ARP - CLFRF, ya sea un ARP - CLFRF propuesto, en curso o completado, debe comunicarse con la Ciudad de Lamesa, 601 S. 1st Street Lamesa, TX, 79331, 806-872-2124
2. El Secretario de la Ciudad / Condado transmitirá una copia de la queja o queja formal a la entidad que es objeto de la queja o queja y a la Ciudad Fiscal dentro de los cinco (5) días hábiles después de la fecha de recepción de la queja o agravio.
3. La Ciudad completará una investigación de la queja o queja, si es posible, y proporcionará una respuesta por escrito oportuna a la persona que presentó la queja o queja dentro de los diez (10) días.
4. Si la investigación no se puede completar dentro de los diez (10) días hábiles de los 3 anteriores, se notificará a la persona que presentó la queja o queja, por escrito, dentro de los quince (15) días, cuando sea posible, después de recibir la queja o queja original y deberá detallar cuándo debe completarse la investigación.
5. Si es necesario, la queja y una copia por escrito de la investigación posterior se enviarán al ARP - CLFRF para su revisión y comentarios adicionales.
6. Si corresponde, proporcione copias de los procedimientos de quejas y respuestas a las quejas tanto en inglés como en español, o en otro idioma apropiado.

ASISTENCIA TÉCNICA

Cuando se solicite, la Ciudad proporcionará asistencia técnica a grupos que sean representativos de personas de ingresos bajos y moderados en el desarrollo de propuestas para el uso de fondos ARP - CLFRF. La ciudad, según las necesidades específicas de los residentes de la comunidad en el momento de la solicitud, determinará el nivel y el tipo de asistencia.

DISPOSICIONES DE AUDIENCIA PÚBLICA

Para cada audiencia pública programada y conducida por la Ciudad, se observarán las siguientes disposiciones de audiencia pública:

1. El aviso público de todas las audiencias debe publicarse al menos setenta y dos (72) horas antes de la audiencia programada. El aviso público debe publicarse en un periódico local. Cada aviso público debe incluir la fecha, la hora, el lugar y los temas que se considerarán en la audiencia pública. Un artículo de periódico publicado también se puede utilizar para cumplir con este requisito siempre que cumpla con todos los requisitos de contenido y tiempo. Los avisos también deben colocarse en un lugar destacado en los edificios públicos y distribuirse a las autoridades locales de vivienda pública y otros grupos comunitarios interesados.
2. Cuando un número significativo de residentes que no hablan inglés forman parte del área de servicio potencial del proyecto ARP - CLFRF, los documentos vitales, como los avisos, deben publicarse en el idioma predominante de estos ciudadanos que no hablan inglés.

3. Cada audiencia pública se llevará a cabo en un momento y lugar convenientes para los beneficiarios potenciales o reales e incluirá adaptaciones para personas con discapacidades. Las personas con discapacidades deben poder asistir a las audiencias y la Ciudad debe hacer arreglos para las personas que requieren ayudas o servicios auxiliares si se contactan al menos dos días antes de la audiencia.
4. Una audiencia pública que se lleve a cabo antes de la presentación de una solicitud ARP - CLFRF debe realizarse después de las 5:00 p.m. En un día laborable o en un horario conveniente los sábados o domingos.
5. Cuando se puede esperar razonablemente que un número significativo de residentes que no hablan inglés participe en una audiencia pública, un intérprete debe estar presente para satisfacer las necesidades de los residentes que no hablan inglés.

La Ciudad deberá cumplir con los siguientes requisitos de participación ciudadana para la preparación y presentación de una solicitud para un proyecto ARP - CLFRF:

1. Como mínimo, la Ciudad deberá celebrar al menos una (1) audiencia pública antes de presentar la solicitud al Departamento del Tesoro de los Estados Unidos.
2. La Ciudad conservará la documentación de los avisos de audiencia, una lista de las personas que asistieron a las audiencias, las actas de las audiencias y cualquier otro registro relacionado con el uso propuesto de fondos durante tres (3) años, desde el cierre de la subvención al estado. Dichos registros se pondrán a disposición del público de acuerdo con el Capítulo 552 del Código de Gobierno de Texas.
3. La audiencia pública incluirá una discusión con los ciudadanos como se describe en el manual de solicitud ARP - CLFRF aplicable para incluir, pero no se limita a, el desarrollo de las necesidades de desarrollo de vivienda y comunidad, la cantidad de fondos disponibles, todas las actividades elegibles bajo el ARP - Programa CLFRF, y el uso de fondos anteriores del contrato ARP - CLFRF, si corresponde. Se alentará a los ciudadanos, con especial énfasis en las personas de ingresos bajos y moderados que residen en barrios marginales y áreas deterioradas, a presentar sus puntos de vista y propuestas con respecto al desarrollo de la comunidad y las necesidades de vivienda. Los ciudadanos deberán conocer el lugar donde pueden presentar sus opiniones y propuestas en caso de que no puedan asistir a la audiencia pública.
4. Cuando se puede esperar razonablemente que un número significativo de residentes que no hablan inglés participe en una audiencia pública, un intérprete debe estar presente para satisfacer las necesidades de los residentes que no hablan inglés.

La Ciudad debe cumplir con los siguientes requisitos de participación ciudadana en caso de que la Ciudad reciba fondos del programa ARP - CLFRF:

1. La Ciudad también deberá realizar una audiencia pública sobre cualquier cambio sustancial, según lo determine ARP - CLFRF, propuesto para ser realizado en el uso de fondos ARP - CLFRF de una actividad elegible a otra nuevamente utilizando los requisitos de notificación anteriores.
2. Una vez finalizado el proyecto ARP - CLFRF, la ciudad celebrará una audiencia pública y revisará el desempeño de su programa, incluido el uso real de los fondos ARP - CLFRF.
3. Cuando se pueda esperar razonablemente que un número significativo de residentes que no hablen inglés participe en una audiencia pública, ya sea para una audiencia pública relacionada con un cambio sustancial en el proyecto ARP - CLFRF o para el cierre del proyecto ARP - CLFRF, publique un aviso en ambos Inglés y español, u otro idioma apropiado y proporcionar un intérprete en la audiencia para satisfacer las necesidades de los residentes que no hablan inglés.
4. La Ciudad conservará la documentación del proyecto ARP - CLFRF, incluidos los avisos de audiencia, una lista de las personas que asistieron a las audiencias, las actas de las audiencias y cualquier otro registro relacionado con el uso real de los fondos, por un período de tres (3) años a partir del cierre de la subvención al estado. Dichos registros se pondrán a disposición del público de acuerdo con el Capítulo 552 del Código de Gobierno de Texas.

Josh Stevens, Mayor

Fecha

Section 3 Policy

In accordance with 12 U.S.C. 1701u the City of Lamesa agrees to implement the following steps, which, to *the greatest extent feasible*, will provide job training, employment and contracting opportunities for Section 3 residents and Section 3 businesses of the areas in which the program/project is being carried out.

- A. Introduce and pass a resolution adopting this plan as a policy to strive to attain goals for compliance to Section 3 regulations by increasing opportunities for employment and contracting for Section 3 residents and businesses.
- B. Assign duties related to implementation of this plan to the designated Civil Rights Officer.
- C. Notify Section 3 residents and business concerns of potential new employment and contracting opportunities as they are triggered by ARP - CLFRF grant awards through the use of: Public Hearings and related advertisements; public notices; bidding advertisements and bid documents; notification to local business organizations such as the Chamber(s) of Commerce or the Urban League; local advertising media including public signage; project area committees and citizen advisory boards; regional planning agencies; and all other appropriate referral sources. Include Section 3 clauses in all covered solicitations and contracts.
- D. Maintain a list of those businesses that have identified themselves as Section 3 businesses for utilization in ARP - CLFRF funded procurements, notify those businesses of pending contractual opportunities, and make this list available for general Grant Recipient procurement needs.
- E. Maintain a list of those persons who have identified themselves as Section 3 residents and contact those persons when hiring/training opportunities are available through either the Grant Recipient or contractors.
- F. Require that all Prime contractors and subcontractors with contracts over \$100,000 commit to this plan as part of their contract work. Monitor the contractors' performance with respect to meeting Section 3 requirements and require that they submit reports as may be required by TREASURY to the Grant Recipient.
- G. Submit reports as required by TREASURY regarding contracting with Section 3 businesses and/or employment as they occur; and submit reports within 20 days of the federal fiscal year end (by October 20) which identify and quantify Section 3 businesses and employees.
- H. Maintain records, including copies of correspondence, memoranda, etc., which document all actions taken to comply with Section 3 regulations.

As officers and representatives of the City of Lamesa we the undersigned have read and fully agree to this plan, and become a party to the full implementation of this program.

Josh Stevens, Mayor

Date

Sección 3 Política

De acuerdo con 12 USC 1701u la Ciudad de Lamesa acuerda implementar los siguientes pasos, que, en *la mayor medida posible*, proporcionarán capacitación, laborempleo y oportunidades de contratación para los residentes de la Sección 3 y las empresas de la Sección 3 de las áreas en las que se está llevando a cabo el programa / proyecto.

- A. Introducir y aprobar una resolución adoptando este plan como una política para esforzarse por alcanzar las metas de cumplimiento de las regulaciones de la Sección 3 al aumentar las oportunidades de empleo y contratación para los residentes y empresas de la Sección 3.
- B. Asignar deberes relacionados con la implementación de este plan al Oficial de Derechos Civiles designado.
- C. Notificar a los residentes de la Sección 3 y las inquietudes comerciales sobre posibles nuevos empleos y oportunidades de contratación a medida que se desencadenan por las subvenciones ARP - CLFRF mediante el uso de: Audiencias públicas y anuncios relacionados; avisos públicos; anuncios de licitación y documentos de licitación; notificación a organizaciones comerciales locales como la (s) Cámara (s) de Comercio o la Urban League; medios publicitarios locales, incluida la señalización pública; comités de área de proyecto y juntas asesoras ciudadanas; agencias de planificación regional; y todas las demás fuentes de referencia apropiadas. Incluya cláusulas de la Sección 3 en todas las solicitudes y contratos cubiertos.
- D. Mantener una lista de aquellas empresas que se han identificado a sí mismas como empresas de la Sección 3 para su utilización en adquisiciones financiadas por ARP - CLFRF, notificar a esas empresas sobre oportunidades contractuales pendientes y hacer que esta lista esté disponible para las necesidades generales de adquisiciones del Beneficiario de la Subvención.
- E. Mantenga una lista de aquellas personas que se han identificado a sí mismas como residentes de la Sección 3 y comuníquese con esas personas cuando haya oportunidades de contratación / capacitación disponibles a través del Beneficiario de la Subvención o los contratistas.
- F. Exigir que todos los contratistas y subcontratistas Prime con contratos de más de \$ 100,000 se comprometan con este plan como parte de su trabajo por contrato. Supervisar el desempeño de los contratistas con respecto al cumplimiento de los requisitos de la Sección 3 y exigir que presenten informes según lo requiera TREASURY al Beneficiario de la Subvención.
- G. Presentar informes según lo requiera TREASURY con respecto a la contratación con empresas de la Sección 3 y / o empleo a medida que ocurren; y presentar informes dentro de los 20 días posteriores al final del año fiscal federal (antes del 20 de octubre) que identifiquen y cuantifiquen las empresas y los empleados de la Sección 3.
- H. Mantener registros, incluidas copias de correspondencia, memorandos, etc., que documenten todas las acciones tomadas para cumplir con las regulaciones de la Sección 3.

Como funcionarios y representantes de la Ciudad de Lamesa los abajo firmantes hemos leído y estamos totalmente de acuerdo con este plan y nos convertimos en parte de la implementación completa de este programa.

Josh Stevens, Mayor

Fecha

Excessive Force Policy

In accordance with 24 CFR 91.325(b)(6), City of Lamesa hereby adopts and will enforce the following policy with respect to the use of excessive force:

1. It is the policy of City of Lamesa to prohibit the use of excessive force by the law enforcement agencies within its jurisdiction against any individual engaged in non-violent civil rights demonstrations;
2. It is also the policy of City of Lamesa to enforce applicable State and local laws against physically barring entrance to or exit from a facility or location that is the subject of such non-violent civil rights demonstrations within its jurisdiction.
3. City of Lamesa will introduce and pass a resolution adopting this policy.

As officers and representatives of City of Lamesa we the undersigned have read and fully agree to this plan, and become a party to the full implementation of this program.

Josh Stevens, Mayor

Date

Política de fuerza excesiva

De acuerdo con 24 CFR 91.325 (b) (6), la Ciudad de Lamesa por la presente adopta y hará cumplir la siguiente política con respecto al uso de fuerza excesiva:

1. Es la política de la Ciudad de Lamesa prohibir el uso de fuerza excesiva por parte de los organismos encargados de hacer cumplir la ley dentro de su jurisdicción contra cualquier individuo involucrado en manifestaciones no violentas de derechos civiles;
2. También es política de la Ciudad de Lamesa hacer cumplir las leyes estatales y locales aplicables contra la restricción física de la entrada o salida de una instalación o ubicación que sea objeto de manifestaciones no violentas de derechos civiles dentro de su jurisdicción.
3. La ciudad de Lamesa presentará y aprobará una resolución adoptando esta política.

Como funcionarios y representantes de la Ciudad de Lamesa los abajo firmantes hemos leído y estamos totalmente de acuerdo con este plan, y nos convertimos en parte de la implementación completa de este programa.

Josh Stevens, Mayor

Fecha

Section 504 Policy Against Discrimination
based on Handicap and Grievance Procedures

In accordance with 24 CFR Section 8, Nondiscrimination based on Handicap in federally assisted programs and activities of the United States Treasury American Rescue Plan, Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and Section 109 of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5309), City of Lamesa hereby adopts the following policy and grievance procedures:

1. Discrimination prohibited. No otherwise qualified individual with handicaps in the United States shall, solely by reason of his or her handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance from the Treasury.
2. The City of Lamesa does not discriminate on the basis of handicap in admission or access to, or treatment or employment in, its federally assisted programs and activities.
3. The City of Lamesa recruitment materials or publications shall include a statement of this policy in 1. above.
4. The City of Lamesa shall take continuing steps to notify participants, beneficiaries, applicants and employees, including those with impaired vision or hearing, and unions or professional organizations holding collective bargaining or professional agreements with the recipients that it does not discriminate on the basis of handicap in violation of 24 CFR Part 8.
5. For hearing and visually impaired individuals eligible to be served or likely to be affected by the ARP - CLFRF program, City of Lamesa shall ensure that they are provided with the information necessary to understand and participate in the ARP - CLFRF program.

6. Grievances and Complaints

- A. Any person who believes she or he has been subjected to discrimination on the basis of disability may file a grievance under this procedure. It is against the law for City of Lamesa to retaliate against anyone who files a grievance or cooperates in the investigation of a grievance.
- B. Complaints should be addressed to: City , 601 S. 1st Street Lamesa, TX, 806-872-2124, who has been designated to coordinate Section 504 compliance efforts
- C. A complaint should be filed in writing or verbally, contain the name and address of the person filing it, and briefly describe the alleged violation of the regulations.
- D. A complaint should be filed within thirty (30) working days after the complainant becomes aware of the alleged violation.
- E. An investigation, as may be appropriate, shall follow a filing of a complaint. The investigation will be conducted by City. Informal but thorough investigations will afford all interested persons and their representatives, if any, an opportunity to submit evidence relevant to a complaint.
- F. A written determination as to the validity of the complaint and description of resolution, if any, shall be issued by City, and a copy forwarded to the complainant with fifteen (15) working days after the filing of the complaint where practicable.
- G. The Section 504 coordinator shall maintain the files and records of the City of Lamesa relating to the complaint's files.
- H. The complainant can request a reconsideration of the case in instances where he or she is dissatisfied with the determination/resolution as described in f. above. The request for reconsideration should be made to the City of Lamesa within ten working days after the receipt of the written determination/resolution.

- I. The right of a person to a prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the U.S. Department of Treasury. Utilization of this grievance procedure is not a prerequisite to the pursuit of other remedies.
- J. These procedures shall be construed to protect the substantive rights of interested persons, to meet appropriate due process standards and assure that the City of Lamesa complies with Section 504 and Treasury regulations.

Josh Stevens, Mayor

Date

**Sección 504 Política contra la discriminación
basada en discapacidades y procedimientos de quejas**

De acuerdo con 24 CFR Sección 8, No discriminación basada en discapacidades en programas y actividades con asistencia federal del Plan de Rescate Estadounidense del Tesoro de los Estados Unidos, Sección 504 de la Ley de Rehabilitación de 1973, según enmendada (29 USC 794), y la Sección 109 de la Ley de Vivienda y Desarrollo Comunitario de 1974, según enmendada (42 USC 5309), la Ciudad de Lamesa adopta la siguiente política y procedimientos de quejas:

1. Prohibida la discriminación. Ninguna persona calificada con discapacidades en los Estados Unidos, únicamente por razón de su discapacidad, será excluida de la participación, se le negarán los beneficios o será objeto de discriminación en cualquier programa o actividad que reciba asistencia financiera federal de la Tesorería.
2. La Ciudad de Lamesa no discrimina por motivos de discapacidad en la admisión o acceso, tratamiento o empleo en sus programas y actividades con asistencia federal.
3. Los Ciudad de Lamesa materiales o publicaciones de reclutamiento de ladeberán incluir una declaración de esta política en 1. arriba.
4. La ciudad de Lamesa tomará medidas continuas para notificar a los participantes, beneficiarios, solicitantes y empleados, incluidos aquellos con problemas de visión o audición, y sindicatos u organizaciones profesionales que tengan convenios colectivos o acuerdos profesionales con los destinatarios que no discrimina. la base de la discapacidad en violación de 24 CFR Parte 8.
5. Para las personas con discapacidades auditivas y visuales elegibles para recibir servicios o que puedan verse afectadas por el programa ARP - CLFRF, la ciudad de Lamesa se asegurará de que se les proporcione la información necesario para comprender y participar en el programa ARP - CLFRF.

6. Quejas formales y quejas

- A. Cualquier persona que crea que ha sido objeto de discriminación por motivos de discapacidad puede presentar una queja conforme a este procedimiento. Es contra la ley que la Ciudad de Lamesa tome represalias contra cualquier persona que presente una queja o coopere en la investigación de una queja.
- B. Las quejas deben dirigirse a: Ciudad , 601 S. 1st StreetLamesa, TX, 806-872-2124, que ha sido designado para coordinar los esfuerzos de cumplimiento de la Sección 504
- C. Una queja debe presentarse por escrito o verbalmente, contener el nombre y la dirección de la persona que la presenta, y describa brevemente la supuesta violación de las regulaciones.
- D. Una queja debe ser presentada dentro de los treinta (30) hábiles díasdespués de que el demandante tenga conocimiento de la presunta violación.
- E. Una investigación, según corresponda, seguirá a la presentación de una queja. La investigación será realizada por la ciudad. Las investigaciones informales pero exhaustivas brindarán a todas las personas interesadas y a sus representantes, si los hay, la oportunidad de presentar pruebas relevantes para una queja.
- F. Una determinación escrita en cuanto a la validez de la queja y la descripción de la resolución, en su caso, será expedido por Ciudad, y una copia remitida al demandante con quince (15) hábiles díasiguientes a la presentación de la demanda siempre que sea posible.
- G. El coordinador de la Sección 504 mantendrá los archivos y registros de la Ciudad de Lamesa relacionados con los archivos de la queja.

- H. El denunciante puede solicitar una reconsideración del caso en los casos en que no esté satisfecho con la determinación / resolución como se describe en f. encima. La solicitud de reconsideración debe hacerse a la Ciudad de Lamesa en cuestión dediez de trabajo díasdespués de la recepción de la resolución / resolución por escrito.
- I. El derecho de una persona a una resolución pronta y equitativa de la queja presentada a continuación no se verá afectado por la búsqueda de otros recursos por parte de la persona, como la presentación de una queja de la Sección 504 ante el Departamento del Tesoro de los EE. UU. La utilización de este procedimiento de quejas no es un requisito previo para la búsqueda de otros recursos.
- J. Estos procedimientos se interpretarán para proteger los derechos sustantivos de las personas interesadas, para cumplir con los estándares de debido proceso apropiados y asegurar que la Ciudad de Lamesa cumpla con la Sección 504 y las regulaciones del Tesoro.

Josh Stevens, Mayor

Fecha

Fair Housing Policy

In accordance with Fair Housing Act, the City of Lamesa hereby adopts the following policy with respect to the Affirmatively Furthering Fair Housing:

1. City of Lamesa agrees to affirmatively further fair housing choice for all seven protected classes (race, color, religion, sex, disability, familial status, and national origin).
2. City of Lamesa agrees to plan at least one activity during the contract term to affirmatively further fair housing.
3. City of Lamesa will introduce and pass a resolution adopting this policy.

As officers and representatives of the City of Lamesa we the undersigned have read and fully agree to this plan, and become a party to the full implementation of this program.

Josh Stevens, Mayor

Date

Política de vivienda justa

De acuerdo con la Ley de Vivienda Justa, la Ciudad de Lamesa por la presente adopta la siguiente política con respecto a Promover Afirmativamente la Vivienda Justa: La

1. Ciudad de Lamesa acuerda afirmar más opciones de vivienda justa para las siete clases protegidas (raza, color, religión , sexo, discapacidad, situación familiar y nacionalidad).
2. La ciudad de Lamesa acuerda planificar al menos una actividad durante el plazo del contrato para promover afirmativamente la vivienda justa.
3. La ciudad de Lamesa presentará y aprobará una resolución adoptando esta política.

Como funcionarios y representantes de la Ciudad de Lamesa los abajo firmantes hemos leído y estamos totalmente de acuerdo con este plan y nos convertimos en parte de la implementación completa de este programa.

Josh Stevens, Mayor

Fecha

CODE OF CONDUCT
CONFLICT OF INTEREST POLICY PERTAINING TO PROCUREMENT PROCEDURES

As a Grant Recipient of a federal or state grant contract (including ARP - CLFRF), the City of Lamesa shall avoid, neutralize or mitigate actual or potential conflicts of interest so as to prevent an unfair competitive advantage or the existence of conflicting roles that might impair the performance of the federal or state grant contract or impact the integrity of the procurement process.

For procurement of goods and services, no employee, officer, or agent of the City of Lamesa shall participate in the selection, award, or administration of a contract supported by federal or state grant funds (including ARP - CLFRF) if he or she has a real or apparent conflict of interest. Such a conflict could arise if the employee, officer or agent; any member of his/her immediate family; his/her partner; or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract.

No officer, employee, or agent of the City of Colorado shall solicit or accept gratuities, favors or anything of monetary value from contractors or firms, potential contractors or firms, or parties to sub-agreements, except where the financial interest is not substantial or the gift is an unsolicited item of nominal intrinsic value.

Contractors that develop or draft specifications, requirements, statements of work, or invitations for bids or requests for proposals must be excluded from competing for such procurements.

For all other cases, no employee, agent, consultant, officer, or elected or appointed official of the state, or of a unit of general local government, or of any designated public agencies, or subrecipients which are receiving federal or state grant funds (including ARP - CLFRF), that has any grant-related function/responsibility, or is in a position to participate in a decision-making process or gain inside information, may obtain a financial interest or benefit from the federal or state grant activity.

The conflict of interest restrictions and procurement requirements identified herein shall apply to a benefitting business, utility provider, or other third party entity that is receiving assistance, directly or indirectly, under a federal or state grant contract or award, or that is required to complete some or all work under the federal or state grant contract in order to meet any National Program Objectives.

Any person or entity including any benefitting business, utility provider, or other third party entity that is receiving assistance, directly or indirectly, under a federal or state grant contract or award (including ARP - CLFRF), or that is required to complete some or all work under the federal or state grant contract in order to meet a National Program Objective, that might potentially receive benefits from the federal or state grant award may not participate in the selection, award, or administration of a contract supported by federal or state grant funding.

Any alleged violations of these standards of conduct shall be referred to the City of Lamesa's Attorney. Where violations appear to have occurred, the offending employee, officer or agent shall be subject to disciplinary action, including but not limited to dismissal or transfer; where violations or infractions appear to be substantial in nature, the matter may be referred to the appropriate officials for criminal investigation and possible prosecution.

Josh Stevens, Mayor

Date

CÓDIGO DE CONDUCTA
POLÍTICA DE CONFLICTO DE INTERÉS RELATIVO A LOS PROCEDIMIENTOS DE
ADQUISICIÓN

Como beneficiario de una subvención de un contrato de subvención federal o estatal (incluido ARP - CLFRF), la ciudad de Lamesa deberá evitar, neutralizar o mitigar los conflictos de intereses reales o potenciales a fin de evitar una ventaja competitiva injusta o la existencia de roles en conflicto que puedan afectar el desempeño del contrato de subvención federal o estatal o afectar la integridad del proceso de adquisición.

Para la adquisición de bienes y servicios, ningún empleado, funcionario o agente de la Ciudad de Lamesa participará en la selección, adjudicación o administración de un contrato respaldado por fondos de subvención federales o estatales (incluido ARP - CLFRF) si él o ella tiene un conflicto de intereses real o aparente. Tal conflicto podría surgir si el empleado, funcionario o agente; cualquier miembro de su familia inmediata; su pareja; o una organización que emplea o está a punto de emplear a cualquiera de las partes indicadas en este documento, tiene un interés financiero o de otro tipo o un beneficio personal tangible de una empresa considerada para un contrato.

Ningún funcionario, empleado o agente de la Ciudad de Lamesa solicitará o aceptará gratificaciones, favores o cualquier cosa de valor monetario de contratistas o firmas, contratistas potenciales o firmas, o partes de sub-acuerdos, excepto cuando el interés financiero no sea sustancial o el obsequio es un artículo no solicitado de valor intrínseco nominal.

Los contratistas que desarrollen o redacten especificaciones, requisitos, declaraciones de trabajo o invitaciones a licitaciones o solicitudes de propuestas deben ser excluidos de competir por tales adquisiciones.

Para todos los demás casos, ningún empleado, agente, consultor, funcionario o funcionario electo o designado del estado, o de una unidad del gobierno local general, o de cualquier agencia pública designada, o sub-beneficiarios que estén recibiendo fondos de subvenciones federales o estatales (incluyendo ARP - CLFRF), que tiene alguna función / responsabilidad relacionada con la subvención, o que está en posición de participar en un proceso de toma de decisiones u obtener información privilegiada, puede obtener un interés financiero o beneficiarse de la actividad de subvención federal o estatal.

Las restricciones de conflicto de intereses y los requisitos de adquisición identificados en este documento se aplicarán a una empresa que se beneficie, un proveedor de servicios públicos u otra entidad de terceros que esté recibiendo asistencia, directa o indirectamente, en virtud de un contrato o adjudicación de subvención federal o estatal, o que deba completar algunos o todos trabajan bajo el contrato de subvención federal o estatal para cumplir con los Objetivos del Programa Nacional.

Cualquier persona o entidad, incluida cualquier empresa que se beneficie, proveedor de servicios públicos u otra entidad de terceros que esté recibiendo asistencia, directa o indirectamente, en virtud de un contrato o adjudicación de subvención federal o estatal (incluido ARP - CLFRF), o que deba completar algunos o Todo el trabajo bajo el contrato de subvención federal o estatal para cumplir con un Objetivo del Programa Nacional, que potencialmente podría recibir beneficios de la subvención federal o estatal, no puede participar en la selección, adjudicación o administración de un contrato respaldado por una subvención federal o estatal. fondos.

Cualquier presunta violación de estos estándares de conducta será referida alla Ciudad de Lamesa Abogado de. Cuando parezca que se han producido infracciones, el empleado, funcionario o agente infractor estará sujeto a medidas disciplinarias, que incluyen, entre otras, el despido o la transferencia; cuando las violaciones o infracciones parezcan ser de naturaleza sustancial, el asunto puede remitirse a los funcionarios correspondientes para una investigación penal y un posible enjuiciamiento.

Josh Stevens, Mayor

Fecha

Limited English Proficiency Plan

Grantee: City of Lamesa
Community Population: 8,674
LEP Population: 39.9%%
Languages Spoken:
1. By more than 5% of the eligible population or beneficiaries and has more than 50 in number; or Spanish
2. By more than 5% of the eligible population or beneficiaries but has less than 50 or less in number; or
3. By more than 1,000 individuals in the eligible population in the market area or among current beneficiaries.

Program activities to be accessible to LEP persons:

- Public notices and hearings regarding applications for grant funding, amendments to project activities, and completion of grant-funded projects.
- Publications regarding ARP - CLFRF applications, grievance procedure, complaint procedures, answers to complaints, notices, notices of rights and disciplinary action, and other vital hearings, documents, and program requirements.
- N/A Other program documents:

Resources available to Grant Recipient:

- Translation services: City will retain translation services upon request.
- Interpreter services: City will retain translation services upon request.
- N/A Other resources:

Language assistance to be provided:

- Translation (oral and/or written) of advertised notices and vital documents for: City will provide translated documents upon request and retain services to accommodate populations with limited English proficiency.
- Referrals to community liaisons proficient in the language of LEP person: City will identify community liaisons that will assist to provide accommodations to LEP person and provide these services upon request.
- Public meetings conducted in multiple languages: City will conduct public meetings in multiple languages upon request.
- Notices to recipients of the availability of LEP services: City will reference the availability of accommodations in public notices and post documents to accommodate LEP persons in public buildings.
- N/A Other Services:

Signature - Chief Elected Official or Civil Rights Officer

Date

Plan de Dominio Limitado del Inglés

Beneficiario del:	Ciudad de Lamesa
Población Comunitaria:	8,674
Población LEP:	39.9%
Idiomas Hablados:	
1. Por más del 5% de la población elegible o beneficiarios y tiene más de 50 en número; o	Spanish
2. Por más del 5% de la población elegible o beneficiarios pero tiene menos de 50 o menos en número; o	
3. Por más de 1,000 personas en la elegible población en el área del mercado o entre los beneficiarios actuales.	

Las actividades del programa deben ser accesibles para las personas LEP:

Avisos públicos y audiencias con respecto a las solicitudes de financiamiento de subvenciones, enmiendas a las actividades del proyecto y finalización de proyectos financiados por subvenciones.

Publicaciones sobre solicitudes ARP - CLFRF, procedimiento de quejas, procedimientos de quejas, respuestas a quejas, avisos, avisos de derechos y acción disciplinaria, y otras audiencias, documentos y requisitos del programa vitales.

N / A Otros documentos del programa:

Recursos disponibles para el beneficiario de la subvención:

Servicios de traducción: La ciudad retendrá los servicios de traducción a pedido.

Servicios de intérprete: la ciudad contratará los servicios de traducción a pedido.

N / A Otros recursos:

Se proporcionará asistencia con el idioma:

Traducción (oral y / o escrita) de avisos publicitarios y documentos vitales para: La ciudad proporcionará documentos traducidos a pedido y retendrá los servicios para adaptarse a las poblaciones con dominio limitado del inglés.

Referencias a enlaces comunitarios que dominen el idioma de la persona LEP: la ciudad identificará a los enlaces comunitarios que ayudarán a proporcionar adaptaciones a la persona LEP y proporcionarán estos servicios a pedido.

Reuniones públicas realizadas en varios idiomas: la ciudad llevará a cabo reuniones públicas en varios idiomas a pedido.

Avisos a los destinatarios de la disponibilidad de servicios LEP: la ciudad hará referencia a la disponibilidad de adaptaciones en avisos públicos y publicará documentos para alojar a personas LEP en edificios públicos.

N / A Otros servicios:

Firma - Funcionario principal electo o Funcionario de derechos civiles

Fecha

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM:6

SUBJECT: THE CITY COUNCIL TO CONSIDER, DISCUSS AND AUTHORIZE A RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES FOR THE AMERICAN RESCUE PLAN – 2021 GRANT CONTRACT NO. TX2191.

PROCEEDING: Resolution
SUBMITTED BY: City Manager

SUMMARY STATEMENT

City Council to consider, discuss and authorize a resolution designating authorized signatories for the American Rescue Plan – 2021 Grant Contract No. Tx2191. (*City Manager*)

DISCUSSION _____

Motion by Council Member _____ to authorize a resolution designating authorized signatories for the American Rescue Plan – 2021 Grant Contract No. Tx2191. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

RESOLUTION _____

A RESOLUTION OF THE CITY COUNCIL OF LAMESA TEXAS, AUTHORIZING THE ACCEPTANCE OF AMERICAN RESCUE PLAN ACT (ARPA) – CORONAVIRUS LOCAL FISCAL RECOVERY FUNDS (CLFRF); AND AUTHORIZING THE **MAYOR AND THE MAYOR PRO TEM** TO ACT AS THE CITY’S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY’S IMPLEMENTATION OF THE AMERICAN RESCUE PLAN ACT (ARPA) – CORONAVIRUS LOCAL FISCAL RECOVERY FUNDS (CLFRF) FUNDS.

WHEREAS, the City Council of Lamesa desires to develop a viable community, including decent housing, suitable living environment, expanding economic opportunities, addressing health and safety needs, and improving critical infrastructure in response to the COVID-19 Pandemic; and

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and

WHEREAS, it is necessary and in the best interests of Lamesa to utilize and implement ARPA - CLFRF funding;

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

1. That the ARPA - CLFRF is hereby authorized to be accepted on behalf of the City from the United States Treasury Department.
2. That the City’s allocation be split into two (2) tranches in the amount of **\$2,266,498.07** with Tranche No.1 being **\$ 1,133,249.07** and Tranche No. 2 being **\$1,133,249.00**.
3. That City Council directs and designates the following to act in all matters in connection with this application and the City’s participation in the ARPA - CLFRF:
 - The **Mayor and Mayor Pro Tem** shall serve as the City’s Chief Executive Officer and Authorized Representative to execute funding request, authorizations and any subsequent contractual documents; and
 - The **Mayor and Mayor Pro Tem** are authorized to execute environmental review documents and to certify to environmental clearance matters associated with the ARPA – CLFRF funds; and
 - The **Mayor, Mayor Pro Tem, Director of Finance, and City Manager** are authorized to execute payment documents and/or other forms required to reimburse project costs.
4. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements as directed by the United States Treasury Department.

Passed and approved this _____ day of _____, 2022.

Josh Stevens, Mayor
Lamesa, Texas

Betty Conde, City Secretary
Lamesa, Texas

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 7

SUBJECT: A RESOLUTION OF THE CITY OF LAMESA, TEXAS ADOPTING THE "STANDARD ALLOWANCE" PROVISION DETAILED IN THE AMERICAN RESCUE PLAN (ARPA):

PROCEEDING: Resolution

SUBMITTED BY: City Manager

SUMMARY STATEMENT

Consider passing resolution for the City to take advantage of a "standard allowance" provision as detailed in the ARPA Final Rule which allows the City to declare all funds received as "Lost Revenue". *(City Manager)*

DISCUSSION _____

Motion by Council Member _____ to authorize a resolution. for the City to take advantage of a "standard allowance" provision as detailed in the ARPA Final Rule which allows the City to declare all funds received as "Lost Revenue" Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

Resolution NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS,
ADOPTING THE “STANDARD ALLOWANCE” PROVISION DETAILED IN
THE AMERICAN RESCUE PLAN ACT (ARPA).**

On the 19th day of April, 2022, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City Council of the City of Lamesa, Texas, finds that it in the best interest of the citizens of the City of Lamesa, Texas, to adopt the “standard allowance” provision as detailed in The American Rescue Plan Act (“ARPA”) Final Rule which will allow the City of Lamesa to declare all funds received pursuant to ARPA as “Lost Revenue” and which offers a standard allowance for revenue loss of up to Ten million dollars (\$10,000,000.00) allowing recipients to select between a standard amount of revenue loss or complete a full loss calculation and allowing Recipients who select the standard allowance to use that amount for governmental services with streamlined reporting requirements.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, that the City of Lamesa, Texas, hereby adopts the “standard allowance” provision as detailed in The American Rescue Plan Act (“ARPA”) Final Rule which will allow the City of Lamesa, Texas, to declare all funds received pursuant to ARPA as “Lost Revenue” and which offers a standard allowance for revenue loss of up to Ten million dollars (\$10,000,000.00) allowing recipients to select between a standard amount of revenue loss or complete a full loss calculation and allowing Recipients who select the standard allowance to use that amount for governmental services with streamlined reporting requirements.

Passed and approved this 19th day of April 2022.

ATTEST:

APPROVED:

Betty Conde, City Secretary

Josh Stevens, Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 8

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, ESTABLISHING AN ELIGIBLE DEFERRED COMPENSATION PLAN PURSUAT TO SECTION 457 OF THE INTERNAL REVENUE CODE:

PROCEEDING: Resolution

SUBMITTED BY: City Manager

SUMMARY STATEMENT

City Council to consider adopting a resolution to establish an eligible deferred compensation plan pursuant to section 457 of the Internal Revenue Code. *(City Manager)*

DISCUSSION _____

Motion by Council Member _____ to. adopt a resolution to establish an eligible deferred compensation plan pursuant to section 457 of the Internal Revenue Code. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, ESTABLISHING AN ELIGIBLE DEFERRED COMPENSATION PLAN PURSUANT TO SECTION 457 OF THE INTERNAL REVENUE CODE.

On the 19th day of April, 2022, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, the City of Lamesa, Texas (“Employer”) desires to establish an eligible deferred compensation plan to be made available to all eligible employees, elected officials, and independent contractors (collectively, “Eligible Employees”) pursuant to Section 457 of the Internal Revenue Code (“Code”); and

WHEREAS, Nationwide Retirement Solutions, Inc., a Delaware corporation and an affiliate and subsidiary of Nationwide Financial Services, Inc. (“NRS”) offers an eligible deferred compensation program pursuant to Code Section 457 (the “457 Program”) that allows Employers to offer a Code Section 457 eligible deferred compensation plan to Eligible Employees.

NOW THEREFORE, BE IT RESOLVED, that Employer hereby adopts the documents necessary to implement the 457 Program thereby establishing the City of Lamesa Deferred Compensation Plan for participation of all Eligible Employees;

BE IT FURTHER RESOLVED, that Employer selects NRS to administer the 457 Program; and

BE IT FURTHER RESOLVED, that Employer authorizes and directs its representatives to take the actions necessary to implement these resolutions.

Upon being put to a vote, the above resolution was Passed, Approved, and Adopted this 19th day of April, 2022, 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:

Betty Conde, City Secretary

Josh Stevens, Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 9

SUBJECT: AN ORDINANCE DECLARING UNOPPOSED CANDIDATE IN THE MAY 7, 2022, GENERAL ELECTION FOR MAYOR, ELECTED TO OFFICE; CANCELING THE ELECTION PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

PROCEEDING:

SUBMITTED BY: City Staff.

EXHIBITS: Ordinance Second Reading

AUTHORITY: *State Law; Texas Election Code; Section 2.052*

SUMMARY STATEMENT

City Council to Consider passing an ordinance on second reading declaring the unopposed candidate in the May 7, 2022, General Election for Mayor, elected to office; canceling the election providing a severability clause; providing an effective date.

COUNCIL ACTION

DISCUSSION:

Motion by Council Member _____ to pass an ordinance on second reading declaring the unopposed candidate in the May 7, 2022, General Election for Mayor, elected to office; canceling the election providing a severability clause; providing an effective date.

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

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

CITY STAFF MEMORANDUM

Recommend approval.

ORDINANCE NO.

AN ORDINANCE DECLARING AN UNOPPOSED CANDIDATE IN THE MAY 7, 2022 GENERAL CITY ELECTION FOR MAYOR, ELECTED TO OFFICE; CANCELING THE ELECTION PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, general city election was called for May 7, 2022, for the purpose of electing members to the city council; and

WHEREAS, the City Secretary has certified in writing that there is no proposition on the ballot, that no person has made a declaration of write-in candidacy, and that the candidate on the ballot is unopposed for election to office; and

WHEREAS, under these circumstances, Subchapter C, Chapter 2, Election Code, authorizes the city council to declare the candidates elected to office and canceling the election.

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

Section 1. The following candidate, who is unopposed in the May 7 2022 general city election, is declared elected to office of Mayor, and shall be issued certificates of election following the time the election would have been canvassed:

Mayor: Josh Stevens

Section 2. The May 7, 2022, general election for Mayor is hereby canceled, and the city secretary is directed to cause a copy of this ordinance to be posted on election day at each polling place that would have been used in the general election.

Section 3. It is declared to be the intent of the city council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence paragraph, or section of this ordinance is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the city council would have enacted them without the invalid portion.

Section 4. This ordinance shall take effect upon its final passage, and it is so ordained.

Upon being put to a vote the foregoing ordinance was Passed on First Reading on the 15th day of March, 2022 by a majority vote; and then on the 20th day of April 19th, 2022, 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; 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 19th day of April, 2022 by a

majority vote and ordered to be spread upon the minutes of the City Council of the City of Lamesa, Texas and recorded in the ordinance book thereafter.

ATTEST:

APPROVED:

BETTY CONDE,
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 10

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC ALLIANCE PROJECT AND TOOT 'N TOTUM FOOD STORES, LLC.

PROCEEDING: Second Reading

SUBMITTED BY: EDC Director

EXHIBITS: Resolution

AUTHORITY: **SUMMARY STATEMENT**

City Council to consider passing a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT 'N TOTUM FOOD STORES, LLC. (EDC Director)

COUNCIL ACTION

DISCUSSION: _____

Motion by Council Member _____ to pass a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT 'N TOTUM FOOD STORES, LLC.

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

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

CITY STAFF MEMORANDUM

Recommend approval.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC ALLIANCE PROJECT AND TOOT 'N TOTUM FOOD STORES, LLC.

On the 15th day of March, 2022, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, Lamesa Economic Alliance Project has deemed it in the best interest of the Lamesa Economic Alliance Project to enter into an Economic Incentive and Performance Agreement with Toot 'N Totum Food Stores, LLC, to assist with the construction of a truck stop, convenience store and restaurant in Lamesa, Texas; and

WHEREAS, the City Council of the City of Lamesa deems it in the best interest of the City to approve such Economic Incentive and Performance Agreement.

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

That the City Council of the City of Lamesa, Texas, hereby approves the Economic Incentive and Performance Agreement between Lamesa Economic Alliance Project and Toot 'N Totum Food Stores, LLC, on the terms and conditions set out in the Economic Incentive and Performance Agreement attached hereto as Exhibit A.

Upon being put to a vote, the foregoing Resolution was Passed, on First Reading on the 15th day of March, 2022, by a majority vote; and then on the ____ day of _____, 2022, there came on an 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 Resolution 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 Resolution was Passed on Second Reading and Adopted the _____ day of , 2022, 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:

Betty Conde
City Secretary

Josh Stevens
Mayor

ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT

THIS Economic Incentive and Performance Agreement ("Agreement") is made and entered into by and between the Lamesa Economic Alliance Project, a Texas non-profit corporation ("LEAP"), and Toot 'N Totum Food Stores, LLC, a Texas limited liability company, ("Toot 'N Totum"), effective as of the date the authorized representative for the LEAP signs this Agreement ("Effective Date").

RECITALS

WHEREAS, LEAP is a Type B economic development corporation, and a Texas non-profit corporation operating pursuant to Chapter 505 of the Texas Local Government Code, as amended (also referred to as the "Act"); and

WHEREAS, Section 505.155 of the Texas Local Government Code, in pertinent part, defines the term "project" to mean any project that the board of directors in the board's discretion determines promotes or develops new or expanded business enterprises that create or retain primary jobs; and

WHEREAS, the LEAP board of directors has determined and found that the Project (as herein defined) will create jobs as defined by Section 505.155 of the Act, and that the expenditures of the LEAP set forth in this Agreement are suitable or required for the development of a new business enterprise that will create or retain primary jobs, and fall within the definition of a "project" as defined in Section 505.155 of the Act; and

WHEREAS, Section 501.158 of the Texas Local Government Code prohibits the provision of a direct incentive unless LEAP enters into an Agreement with Toot 'N Totum providing at a minimum a schedule of additional payroll or jobs to be created or retained by LEAP's investment; a schedule of capital investments to be made as consideration for any direct incentives provided by LEAP to Toot 'N Totum and a provision specifying the terms and conditions upon which repayment must be made should Toot 'N Totum fail to meet the agreed performance requirements specified in this Agreement; and

WHEREAS, Toot 'N Totum has applied to LEAP for financial assistance necessary for the opening of a truck stop, convenience store and restaurant to be located at U. S. Highway 87 and County Road 17, Lamesa, Texas, on the property described on Exhibit A, which Exhibit A is attached hereto and incorporated herein for all purposes (hereinafter referred to as the "Property"); and

WHEREAS, the LEAP Board of Directors approved the provision of financial assistance to Toot 'N Totum consistent with this Agreement at its meeting held on December 13, 2021, which will provide to Toot 'N Totum, subject to its satisfaction of certain conditions set forth herein, the financial assistance for Toot 'N Totum to make the improvements to the Property and provide job training that is necessary for the opening of the Toot 'N Totum business which is projected by Toot 'N Totum to create a minimum of forty (40) full-time equivalent employment positions; and

WHEREAS, Toot 'N Totum understands and agrees that: (a) in granting the financial assistance provided pursuant to this Agreement, LEAP is relying upon Toot 'N Totum's

representations, warranties, and agreements, as set forth and provided for in this Agreement, and in the application presented to the LEAP; and

WHEREAS, the LEAP's Board of Directors has determined the financial assistance provided to Toot 'N Totum pursuant to this Agreement is consistent, and meets the definition of "project" as that term is defined in Section 505.155 of the Texas Local Government Code, as amended, and meets the definition of "cost" as that term is defined in Section 501.152 of the Texas Local Government Code, as amended; and

WHEREAS, Toot 'N Totum agrees and understands that Section 505.158 (b) of the Texas Local Government Code requires the City Council of the City of Lamesa, Texas, to approve all programs and expenditures of LEAP which exceed \$10,000.00, and accordingly this Agreement is not effective until the City Council has approved this project and expenditure by resolution after giving the resolution at least two separate readings.

NOW, THEREFORE, for and in consideration of the agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, LEAP and Toot 'N Totum hereby agree as follows:

1. **Findings Incorporated.** The foregoing recitals are hereby incorporated into the body of this Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.
2. **Definitions.** The following words shall have the following meanings when used in this Agreement.
 - (a) **Act.** The word "Act" means Chapters 501 to 505 of the Texas Local Government Code, as amended.
 - (b) **Agreement.** The word "Agreement" means this Economic Incentive and Performance Agreement, together with all exhibits attached hereto.
 - (c) **City.** The word "City" means the City of Lamesa, Texas. For purposes of this Agreement, the City's address is 601 S. 1st Street, Lamesa, Texas 79331.
 - (d) **Event of Default.** The phrase "Event of Default" means and includes any of the Events of Default set forth below.
 - (e) **Full-Time Employment Positions.** The words "Full-Time Employment Position" or "Full-Time Employment Positions" mean and include a job requiring a minimum of Two Thousand Eighty (2,080) hours of work averaged over a twelve (12) month period, with such hours also to include any vacation and sick leave, with full benefits.
 - (f) **LEAP.** "LEAP" shall mean the Lamesa Economic Alliance Project, a Type B economic development corporation, and a Texas non-profit corporation, its successors and assigns, whose corporate address for the purposes of this Agreement is 123 Main Avenue, Lamesa, Texas 79331.

(g) **Project.** The word "Project" means the construction and opening of a truck stop, convenience store and restaurant upon the Property that employs a minimum of forty (40) full-time equivalent.

(h) **Property.** The word "Property" means the property located at 2301 Lubbock Highway, Lamesa, Texas, owned by Toot 'N Totum Food Stores, LLC.

(i) **Toot 'N Totum.** "Toot 'N Totum" means Toot 'N Totum Food Stores, LLC, whose mailing address is 1201 South Taylor, Amarillo, Texas 79101.

3. **Term.** This Agreement shall be effective as of the Effective Date, as is provided herein, and shall continue thereafter for a period of five (5) years from and after the date Toot 'N Totum opens its Lamesa, Texas, location for business, unless terminated sooner under the provisions hereof.

4. **Toot 'N Totum's Representations and Obligations.**

- (a) Toot 'N Totum has acquired ownership of the Property.
- (b) Toot 'N Totum shall cause a 7500 square foot truck stop and convenience store and a 2500 square foot Wendy's restaurant to be constructed on the Property.
- (c) Toot 'N Totum shall complete construction and obtain from the City of Lamesa a Certificate of Occupancy.
- (d) Toot 'N Totum shall employ and maintain a minimum of forty (40) full-time equivalent employees through the term of this Agreement.
- (e) Toot 'N Totum shall deliver to LEAP a written verification certifying the number of full-time equivalent employees working at its Lamesa, Texas, truck stop, convenience store and restaurant by December 31 of each year, (the "Compliance Verification"). The Compliance Verification may include quarterly IRS 941 returns or Texas Workforce Commission Employer Quarterly Reports.

5. **LEAP's Representations and Obligations.**

- (a) **Financial Assistance.** Conditioned upon Toot 'N Totum's performance of Toot 'N Totum's obligations set out in Paragraph 4 above, LEAP shall pay to Toot 'N Totum a maximum amount of Three Hundred Thousand Dollars (\$300,000.00) to assist Toot 'N Totum with its costs directly related to the construction of the improvements to the Property, hiring and training of employees, and other costs directly related to the Project.
- (b) LEAP agrees to pay the \$300,000.00 in three installments as follows:
 - (1) \$100,000.00 when construction of the truck stop, convenience store and restaurant begins, defined as the first pouring of concrete;

- (2) \$100,000.00 when Toot 'N Totum obtains a Certificate of Occupancy from the City of Lamesa; and
- (3) \$100,000.00 when Toot 'N Totum achieves full employment of 40 full time equivalent employees.
- (c) The \$300,000.00 advanced to Toot 'N Totum by LEAP shall be repayable in five (5) equal annual installments of \$60,000.00 each, with the first installment due and payable one (1) year after the date the last advancement is made to Toot 'N Totum under this Agreement. In the event Toot 'N Totum complies with all of the terms and provisions of this Economic Incentive and Performance Agreement, LEAP shall forgive the sum of \$60,000.00 at the time each annual installment is due.

In the event Toot 'N Totum does not achieve full employment of 40 full time equivalent employees within one (1) year of obtaining a certificate of occupancy from the City of Lamesa, LEAP shall not be obligated to advance the last \$100,000.00 specified in Paragraph 5 (b) (3). The \$200,000.00 advanced by LEAP shall be repayable in three (3) equal annual installments of \$60,000.00 each and a fourth (4th) and final annual installment of \$20,000.00 with such installments being due beginning one (1) year after the date the certificate of occupancy is issued and on the same date annually thereafter. In the event Toot 'N Totum complies with the terms and provisions of this Economic Incentive and Performance Agreement and achieves and maintains a minimum of forty (40) full-time equivalent employees for the preceding year, LEAP shall forgive the annual installment then due.

6. **Events of Default.** The following shall constitute an Event of Default under this Agreement:

(a) **Certificate of Occupancy.** Failure of Toot 'N Totum to obtain a Certificate of Occupancy from the City.

(b) **Job Creation and Retention.** Failure of Toot 'N Totum to employ and maintain a minimum of forty (40) full-time equivalent employees through the term of this Economic Incentive and Performance Agreement beginning one (1) year after obtaining a certificate of occupancy.

(c) **Reimbursement for Qualified Expenditures Made to Property.** Failure of the LEAP to pay the sums set forth in Paragraph 5(b) of this Agreement to Toot 'N Totum.

(d) **False Statements.** Any warranty, representation, or statement made or furnished to one party by or on behalf of the other party under this Agreement that is false or misleading in any material respect, either now or at the time made or furnished.

(e) **Insolvency.** Toot 'N Totum's or LEAP's insolvency, appointment of receiver for any part of Toot 'N Totum's property, any assignment for the benefit of creditors of Toot 'N Totum or LEAP, any type of creditor workout for Toot 'N Totum or LEAP, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Toot 'N Totum or LEAP.

(f) Other Defaults. Failure of Toot 'N Totum or LEAP to comply with or to perform any other term, obligation, covenant or condition contained in this Agreement or failure of Toot 'N Totum or LEAP to comply with or to perform any other term, obligation, covenant or condition contained in any other agreement between LEAP and Toot 'N Totum.

(g) Toot 'N Totum's failure to remain in good standing with the Comptroller of Public Accounts of the State of Texas or Toot 'N Totum's failure to maintain its charter, certificate or registration with the Secretary of State of Texas as an active entity.

7. Effect of an Event of Default. In the event of a default by Toot 'N Totum, LEAP shall give written notice to Toot 'N Totum of the Event of Default, and Toot 'N Totum shall repay to LEAP all amounts previously paid by LEAP to Toot 'N Totum in accordance with the provisions of Paragraph 5(c) above. In the event LEAP defaults and is unable or unwilling to cure said Event of Default within the prescribed time period, Toot 'N Totum shall have the right to exercise all rights and remedies available at law or in equity, including, but not limited to, the right of specific performance.

8. Termination of Agreement by LEAP Without Default. LEAP may terminate this Agreement without an Event of Default by Toot 'N Totum and effective immediately if any state or federal statute, regulation, case law, or other law renders this Agreement illegal.

Termination of this Agreement by LEAP under this Paragraph 8 shall render this Agreement null and void from that point forward with each party having no further rights against each other under this Agreement or at law; provided, however, that (i) Toot 'N Totum shall be entitled to receive from LEAP any financial assistance due Toot 'N Totum through the date of termination; and (ii) LEAP and Toot 'N Totum agree to negotiate in good faith a remedy that preserves the intent of the parties hereunder as much as reasonably possible under applicable state law.

9. Miscellaneous Provisions. The following miscellaneous provisions are a part of this Agreement:

a. Amendments. This Agreement constitutes the entire understanding and agreement of the parties as to the matters set forth in this Agreement. No alteration of or amendment to this Agreement shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.

b. Applicable Law and Venue. This Agreement shall be governed by and construed in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in Dawson County, Texas. Exclusive venue for any action arising under this Agreement shall lie in the state district courts of Dawson County, Texas.

c. Assignment. The rights and obligations of Toot 'N Totum under this Agreement may not be assigned by Toot 'N Totum without the express written consent of LEAP, which consent will not be unreasonably withheld, conditioned or delayed.

d. Binding Obligation. This Agreement shall become a binding obligation on the signatories upon execution by all signatories hereto. Toot 'N Totum warrants and represents that

the individual or individuals executing this Agreement on behalf of Toot 'N Totum has full authority to execute this Agreement and bind Toot 'N Totum to the same. LEAP warrants and represents that the individual executing this Agreement on its behalf has full authority to execute this Agreement and bind LEAP to the same.

e. Caption Headings. Caption headings in this Agreement are for convenience purposes only and are not to be used to interpret or define the provisions of the Agreement.

f. Counterparts. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original and all of which shall constitute one and the same document.

g. Notices. Any notice or other communication required or permitted by this Agreement (hereinafter referred to as the "Notice") is effective when in writing and (i) personally delivered either by facsimile (with electronic information and a mailed copy to follow) or by hand or (ii) three (3) days after notice is deposited with the U.S. Postal Service, postage prepaid, certified with return receipt requested, and addressed to the addresses for the parties as provided for in this Agreement.

h. Severability. If a court of competent jurisdiction finds any provision of this Agreement to be invalid or unenforceable as to any person or circumstance, such finding shall not render that provision invalid or unenforceable as to any other persons or circumstances. If feasible, any such offending provision shall be deemed to be modified to be within the limits of enforceability or validity; however, if the offending provision cannot be so modified, it shall be stricken and all other provisions of this Agreement in all other respects shall remain valid and enforceable.

i. Survival. All warranties, representations, and covenants made by Toot 'N Totum and LEAP in this Agreement or in any certificate or other instrument delivered by one party to the other party under this Agreement shall be considered to have been relied upon by the parties hereto and will survive the making of this Agreement, regardless of any investigation made by either party or on either party's behalf.

j. Time is of the essence. Time is of the essence in the performance of this Agreement.

10. **In accordance with Section 501.157 of the Local Government Code of the State of Texas, you are hereby notified that if a default occurs in the performance of any agreement contained in any performance agreement, the payment or performance may be enforced by:**

(1) mandamus; or

(2) the appointment of a receiver in equity with the power to:

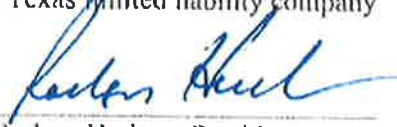
(a) charge or collect rents, purchase price payments and loan payments; and

(b) apply the revenue from the project in accordance with the performance agreement.

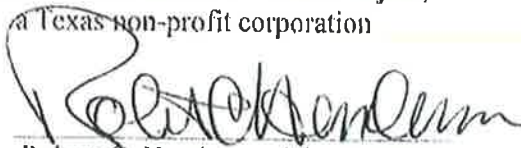
[Signature Page to Follow]

EXECUTED to be effective as of the _____ day of _____, 2022.

Toot'N Totum Food Stores, LLC
a Texas limited liability company

By: 
Rodger Hudson, President

Lamesa Economic Alliance Project,
a Texas non-profit corporation

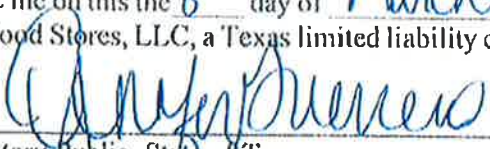
By: 
Robert C. Henderson, Vice-President

STATE OF TEXAS

COUNTY OF Parker

This instrument was acknowledged before me on this the 8th day of March, 2022, by Rodger Hudson, President of Toot 'N Totum Food Stores, LLC, a Texas limited liability company.




Notary Public, State of Texas

STATE OF TEXAS

COUNTY OF DAWSON

This instrument was acknowledged before me on the 8th day of March, 2022, by Robert C. Henderson, as Vice-President of Lamesa Economic Alliance Project, a Texas non-profit corporation, on its behalf.




Notary Public, State of Texas

EXHIBIT "A"

A 7.67 acre tract of land being the South 56.40 feet of Lot 27, and all of Lots 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, and the South 56.40 feet of Lot 38, Block 1, and the South 56.40 feet of Lot 31, and all of Lots 32, and 33, Block 2, Industrial Addition to the City of Lamesa, Dawson County, Texas as per Plat recorded in Volume 2, Page 22 of the Plat Records, Dawson County, Texas, and a 0.429 acre tract out of the Southern part of the certain railroad right-of-way conveyed to De Leon Peanut Company by deed dated September 9, 1997 and recorded on July 11, 2002 in Volume 511, Page 425, Deed Records of Dawson County, Texas said 7.670 acre tract being located in Section 41, Block 35, Township 6 North, Georgetown Railway Company Survey, Dawson County, Texas, and being more particularly described as follows:

BEGINNING at a 1/2" iron rod with orange plastic cap inscribed "NEWTON" (hereinafter referred to as a NEWTON cap) found in the Southeasterly right-of-way line of U.S. Highway 87 (Volume 143, Page 499, Deed Records of Dawson County, Texas) at the Southwest corner of said Lot 33, Block 1 for the Southwest corner of this tract;

THENCE N. 26°48'28" E. (bearings are grid bearings relative to the Texas Coordinate System, TXNC Zone 4202, NAD83 (2011)). Record Bearing (RB):

N. 26°49'16" E., a distance of 749.00 feet to a NEWTON cap found for the Northwest corner of this tract, same being the Southwest corner of Tract 1 conveyed to RFJ Auto Properties, LLC as described in Special Warranty Deed recorded in Volume 749, Page 494, Official Public Records of Dawson County, Texas;

THENCE S. 63°11'32" E., RB: S. 63°10'44" E., contiguous with the South line of said Tract 1, a distance of 790.69 feet to a bent 1/2" iron rod found in the Southeasterly line of said railroad right-of-way tract for the Northeast corner of this tract, same being the Southeast corner of said Tract 1;

THENCE S. 26°44'33" W., RB: S. 26°45'21" W., contiguous with the Southeasterly line of said railroad right-of-way tract, a distance of 96.11 feet to a NEWTON cap found in the Northerly right-of-way line of County Road 17 (Volume 1, Page 32, Road Minutes of Dawson County, Texas) at the Southeast corner of said railroad right-of-way tract for the Southeast corner of this tract;

THENCE S. 77°17'56" W., RB: S. 77°18'44" W., contiguous with said Northerly right-of-way line, a distance of 163.44 feet to a NEWTON cap found at the Southwest corner of said railroad right-of-way tract and the Southeast corner of said Lot 33, Block 2 for a corner of this tract:

THENCE S. 77°15'29" W., RB: S. 77°16'16" W., contiguous with said Northerly right-of-way line, a distance of 862.05 feet to the POINT OF BEGINNING.

This Special Warranty Deed and the conveyance hereinabove set forth is executed by Grantor and accepted by Grantee subject to the matters described in **Exhibit "B"** attached hereto and made a part hereof for all purposes (hereinafter referred to collectively as the "**Permitted Exceptions**").

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto in anywise belonging, unto Grantee, its successors and assigns forever, subject to the matters herein stated; and Grantor does hereby bind itself and its successors and assigns to warrant and defend title to the Property against the acts of Grantor and none other, subject to the Permitted Exceptions.

Grantor warrants and represents that all ad valorem taxes and assessments on the Property for the year 2021 and all prior years have been fully paid.

EXECUTED to be effective as of the 17 day of October, 2021.

GRANTOR:

CK CAPITAL Limited Liability Company
a New Jersey Limited Liability Company

By: _____
Name: Chae H. Kim
Title: Sole Member

STATE OF NEW JERSEY §
 §
COUNTY OF Hudson §

I CERTIFY that on Oct. 15th, 2021, personally came before me and this person acknowledged under oath, to my satisfaction, that this person:

1. was the maker of the attached instrument;
2. was authorized to and did execute this instrument as Sole Member of CK Capital Limited Liability Company the entity named in this instrument; and
3. executed this instrument as the act of the entity named in this instrument

Jamie Bann
NOTARY PUBLIC



EXHIBIT A

Legal description of land:

A 7.67 acre tract of land being the South 56.40 feet of Lot 27, and all of Lots 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, and the South 56.40 feet of Lot 38, Block 1, and the South 56.40 feet of Lot 31, and all of Lots 32, and 33, Block 2, Industrial Addition to the City of Lamesa, Dawson County, Texas as per Plat recorded in Volume 2, Page 22 of the Plat Records, Dawson County, Texas, and a 0.429 acre tract out of the Southern part of the certain railroad right-of-way conveyed to De Leon Peanut Company by deed dated September 9, 1997 and recorded on July 11, 2002 in Volume 511, Page 425, Deed Records of Dawson County, Texas said 7.670 acre tract being located in Section 41, Block 35, Township 6 North, Georgetown Railway Company Survey, Dawson County, Texas, and being more particularly described as follows:

BEGINNING at a 1/2" iron rod with orange plastic cap inscribed "NEWTON" (hereinafter referred to as a NEWTON cap) found in the Southeasterly right-of-way line of U.S. Highway 87 (Volume 143, Page 499, Deed Records of Dawson County, Texas) at the Southwest corner of said Lot 33, Block 1 for the Southwest corner of this tract;

THENCE N. 26°48'28" E. (bearings are grid bearings relative to the Texas Coordinate System, TXNC Zone 4202, NAD83 (2011)), Record Bearing (RB):

N. 26°49'16" E., a distance of 749.00 feet to a NEWTON cap found for the Northwest corner of this tract, same being the Southwest corner of Tract 1 conveyed to RFJ Auto Properties, LLC as described in Special Warranty Deed recorded in Volume 749, Page 494, Official Public Records of Dawson County, Texas;

THENCE S. 63°11'32" E., RB: S. 63°10'44" E., contiguous with the South line of said Tract 1, a distance of 790.69 feet to a bent 1/2" iron rod found in the Southeasterly line of said railroad right-of-way tract for the Northeast corner of this tract, same being the Southeast corner of said Tract 1;

THENCE S. 26°44'33" W., RB: S. 26°45'21" W., contiguous with the Southeasterly line of said railroad right-of-way tract, a distance of 96.11 feet to a NEWTON cap found in the Northerly right-of-way line of County Road 17 (Volume 1, Page 32, Road Minutes of Dawson County, Texas) at the Southeast corner of said railroad right-of-way tract for the Southeast corner of this tract;

THENCE S. 77°17'56" W., RB: S. 77°18'44" W., contiguous with said Northerly right-of-way line, a distance of 163.44 feet to a NEWTON cap found at the Southwest corner of said railroad right-of-way tract and the Southeast corner of said Lot 33, Block 2 for a corner of this tract;

THENCE S. 77°15'29" W., RB: S. 77°16'16" W., contiguous with said Northerly right-of-way line, a distance of 862.05 feet to the POINT OF BEGINNING.

EXHIBIT B
EXCEPTIONS FROM COVERAGE

- 1 The following restrictive covenants of record itemized below (We must either insert specific recording data or delete this exception):

Recorded in Volume 142, Page 388 of the Deed Records, Dawson County, Texas.

Omitting any covenants or restrictions, if any, including but not limited to those based upon race, color, religion, sex, sexual orientation, familial status, marital status, disability, handicap, national origin, ancestry, or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law
2. Shortages in area or boundary lines.
- 3 Standby fees, taxes and assessments by any taxing authority for the year 2021 and subsequent years; and subsequent taxes and assessments by any taxing authority for prior years due to change in land usage or ownership; but not those taxes or assessments for prior years because of an exemption granted to a previous owner of the property under Section 11.13, Texas Tax Code, or because of improvements not assessed for a previous tax years.
4. The following matters and all terms of the documents creating or offering evidence of the matters:
 - a All leases, grants, exceptions or reservations of coal, lignite, oil, gas and other minerals, together with all rights, privileges, and immunities relating thereto, appearing in the Public Records.
 - b Those liens created at closing, if any, pursuant to lender instructions.
 - c. Reservation of oil, gas, and other minerals, together with all rights incident thereto, as reserved and described in Quit Claim Deed dated October 6, 1993, Atchison, Topeka & Santa Fe Railway Company to South Plains Lamesa Railroad, a Texas Limited Liability Company, recorded in Volume 451, Page 391 of the Deed Records, Dawson County, Texas.
 - d Reservation of assignable license, together with all rights incident thereto, as reserved and described in Quit Claim Deed dated October 6, 1993, Atchison, Topeka & Santa Fe Railway Company to South Plains Lamesa Railroad, a Texas Limited Liability Company, recorded in Volume 451, Page 391 of the Deed Records, Dawson County, Texas.
 - e. Reservation of Easements, together with all rights incident thereto, as reserved and described in Quit Claim Deed dated October 6, 1993, Atchison, Topeka & Santa Fe Railway Company to South Plains Lamesa Railroad, a Texas Limited Liability Company, recorded in Volume 451, Page 391 of the Deed Records, Dawson County, Texas.
 - f Lamesa-O'Donnell Road lying East of The Pecos and Northern Texas Railroad right-of-way, together with all rights incident thereto, described in Road Minutes, dated December 14, 1914, and recorded in Volume 1, Page 32, Road Minutes of Dawson County, Texas, Commissioners Court, Dawson County, Texas.
 - g. Right of Way Easement, together with all rights incident thereto, dated March 24, 1949, Mrs. T.A. Miller, et al to Texas Electric Service Company, recorded in Volume 99, Page 386 of the Deed Records, Dawson County, Texas.
 - h Right of Way Easement, together with all rights incident thereto, dated August 24, 1955, George B. Miller, et al, to the State of Texas, recorded in Volume 143, Page 499 of the Deed Records, Dawson County, Texas.

- i. Reservation of all oil, gas and other minerals, together with all rights incident thereto, as reserved and described in Warranty Deed dated October 10, 1961, Ed. H. Miller, et al, to Miller Development Company, recorded in Volume 191, Page 141 of the Deed Records, Dawson County, Texas.
- j. Covenant Not to Use Property as Drill Site or For Mineral Development, together with all rights incident thereto, dated May 23, 1996, James Linton Rentfro, II, et al, recorded in Volume 378, Page 711 of the Deed Records, Dawson County, Texas.
- k. Ordinance closing streets and alleys, together with all rights incident thereto, dated May 28, 1996, Dawson County Commissioner's Court, recorded in Volume 472, Page 555 of the Deed Records, Dawson County, Texas
- l. Easement, together with all rights incident thereto, dated June 19, 2006, Benny C. Boyd, Sr., to Lyntegar Electric Cooperative, Inc., recorded in Volume 599, Page 291 of the Official Public Records, Dawson County, Texas.
- m. Easement and Right of Way, together with all rights incident thereto, dated September 25, 2012, Benny Boyd Chevrolet-Chrysler-Dodge-Jeep, Ltd., to the City of Lamesa, recorded in Volume 691, Page 367 of the Official Public Records, Dawson County, Texas.
- n. Covenants running with the land, together with all rights incident thereto, as described in Warranty Deed dated August 27, 2013, Benny Boyd Chevrolet-Chrysler-Dodge-Jeep, Ltd. to Mahendra Govind, recorded in Volume 716, Page 353 of the Official Public Records, Dawson County, Texas.
- o. Right of Way Easement, together with all rights incident thereto, dated March 25, 2014, Wells Fargo Bank, NA, as Independent Executor of the Estate of John Saleh, Deceased to The City of Lamesa, recorded in Volume 736, Page 366 of the Official Public Records, Dawson County, Texas.
- p. Right of Way Easement, together with all rights incident thereto, dated June 21, 2014, Mahendra Govind, dealing in their sole and separate property to The City of Lamesa, recorded in Volume 747, Page 359 of the Official Public Records, Dawson County, Texas.
- q. Covenants running with the land, together with all rights incident thereto, as described in Special Warranty Deed dated December 3, 2014, Mahendra Govind to Dipika Patel, recorded in Volume 759, Page 288 of the Official Public Records, Dawson County, Texas. (The Company makes no representation as to the present ownership of any such interests.)
- r. Water Use Permit filed October 15, 2004 and issued November 30, 2016 by the Texas Commission On Environmental Quality, Brazos River Authority, Permittee recorded on January 18, 2017, in Volume 806, Page 82 of the Official Public Records, Dawson County, Texas.
- s. Any rights, interests, or claims which may exist or arise by reason of the following matters disclosed by survey,

Job No.: 21-AS0095
Dated: July 13, 2021
Prepared by: Cyril H. Turner, R.P.L.S. No. 6460

Matters shown:

- existing septic tank on Northeast side of property
- sewer line extending from 50x50 permanent utility easement

FILED FOR RECORD
CLARE CHRISTY - COUNTY CLERK
DAWSON COUNTY, TEXAS

INST NO:2021-7454

FILED ON: OCTOBER 28, 2021 AT 2:30pm
THE INSTRUMENT CONTAINED 5 PAGES AT FILING
FILED BY: BCONTRERAS

**THE STATE OF TEXAS
COUNTY OF DAWSON**



I, Clare Christy, Clerk County Court in and for said county hereby do certify that the foregoing instrument was filed for record in my office on the 28th day of October 2021 at 2:30 PM and duly recorded on that date, in the Official Public Records of said county.

Instrument # 2021-7454 , 5 Pages

A handwritten signature in black ink, appearing to read "Clare Christy". The signature is written in a cursive style.

Clare Christy County Clerk

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC DEVELOPMENT CORPORATION AND RYAN OWENS DOING BUSINESS AS RYNO RECYCLE.

On the 15th day of March, 2022, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following resolution was formally submitted by motion and duly seconded for the consideration and action of the meeting, to-wit:

WHEREAS, Lamesa Economic Development Corporation has deemed it in the best interest of Lamesa Economic Development Corporation to enter into an Economic Incentive and Performance Agreement with Ryan Owens doing business as Ryno Recycle to assist with the opening of a recycling business in Lamesa, Texas; and

WHEREAS, the City Council of the City of Lamesa deems it in the best interest of the City to approve such Economic Incentive and Performance Agreement.

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

That the City Council of the City of Lamesa, Texas, hereby approves the Economic Incentive and Performance Agreement between Lamesa Economic Development Corporation and Ryan Owens doing business as Ryno Recycle on the terms and conditions set out in the Economic Incentive and Performance Agreement attached hereto as Exhibit A.

Upon being put to a vote, the foregoing Resolution was Passed, on this the 15th day of March, 2022, 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:

Betty Conde
City Secretary

Josh Stevens
Mayor

ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT

THIS Economic Incentive and Performance Agreement (“Agreement”) is made and entered into by and between Lamesa Economic Development Corporation, a Texas non-profit corporation (“LEDC”), and Ryan Owens doing business as Ryno Recycle (“Ryno”), effective as of the date the authorized representative for the LEDC signs this Agreement (“Effective Date”).

RECITALS

LEDC is a Type A economic development corporation, and a Texas non-profit corporation operating pursuant to Chapter 505 of the Texas Local Government Code, as amended (also referred to as the “Act”); as amended; and

Section 505.155 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean any project that the board of directors in the board’s discretion determines promotes or develops new or expanded business enterprises that create or retain primary jobs; and

The LEDC board of directors has determined and found that the Project, as herein defined, will create jobs as defined by Section 505.155 of the Act, and that the expenditures of the LEDC set forth in this Agreement are suitable or required for the development of a new business enterprise that will create or retain primary jobs, and fall within the definition of a “project” as defined in Section 505.155 of the Act; and

Section 501.158 of the Texas Local Government Code prohibits the provision of a direct incentive unless LEDC enters into an Agreement with Ryno providing at a minimum a schedule of additional payroll or jobs to be created or retained by LEDC’s investment; a schedule of capital investments to be made as consideration for any direct incentives provided by LEDC to Ryno and a provision specifying the terms and conditions upon which repayment must be made should Ryno fail to meet the agreed performance requirements specified in this Agreement; and

Ryno has applied to LEDC for financial assistance necessary for the opening of a recycling business to be located in Lamesa, Texas; and

The LEDC Board of Directors approved the provision of financial assistance to Ryno consistent with this Agreement at its meeting held on December 20, 2021, which will provide to Ryno, subject to its satisfaction of certain conditions set forth herein, the financial assistance for Ryno to open the recycling business that which is projected by Ryno to create a minimum of four (4) full-time equivalent employment positions; and

The LEDC’s Board of Directors has determined the financial assistance provided to Ryno pursuant to this Agreement is consistent, and meets the definition of “project” as that term is defined in Section 505.155 of the Texas Local Government Code, that creates or maintains jobs under the applicable sections of the Development Corporation Act and meets the definition of “cost” as that term is defined in Section 501.152 of the Texas Local Government Code; and

Ryno agrees and understands that Section 505.158 (b) of the Texas Local Government Code requires the City Council of the City of Lamesa, Texas, to approve all programs and expenditures of LEDC which exceed \$10,000.00, and accordingly this Agreement is not effective

until the City Council has approved this project and expenditure.

NOW, THEREFORE, for and in consideration of the financial assistance provided to Ryno and in consideration of the mutual promises and benefits of this agreement, LEDC and Ryno hereby agree as follows:

1. **Findings Incorporated.** The foregoing recitals are hereby incorporated into the body of this Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

2. **Definitions.** The following words shall have the following meanings when used in this Agreement.

(a) **Act.** The word "Act" means Chapters 501 to 505 of the Texas Local Government Code, as amended.

(b) **Agreement.** The word "Agreement" means this Economic Incentive and Performance Agreement, together with all exhibits attached hereto.

(c) **City.** The word "City" means the City of Lamesa, Texas. For purposes of this Agreement, the City's address is 601 S. 1st Street, Lamesa, Texas 79331.

(d) **Event of Default.** The phrase "Event of Default" means and includes any of the Events of Default set forth below.

(e) **Full-Time Employment Positions.** The words "Full-Time Employment Position" or "Full-Time Employment Positions" mean and include a job requiring a minimum of Two Thousand Eighty (2,080) hours of work averaged over a twelve (12) month period, with such hours also to include any vacation and sick leave, with full benefits.

(f) **LEDC.** "LEDC" shall mean the Lamesa Economic Development Corporation, a Type A economic development corporation, and a Texas non-profit corporation, its successors and assigns, whose corporate address for the purposes of this Agreement is 123 Main Avenue, Lamesa, Texas 79331.

(g) **Project.** The word "Project" means the opening of a recycling business in Lamesa, Texas, that employs a minimum of four (4) full-time equivalent employees.

3. **Term.** This Agreement shall be effective as of the Effective Date, as is provided herein, and shall continue thereafter for a period of five (5) years from and after the date Ryno opens its Lamesa, Texas, location for business, unless terminated sooner under the provisions hereof.

4. **Financial Assistance by LEDC.** LEDC agrees to advance to Ryno a maximum amount of Fifty Thousand Dollars (\$50,000.00) to assist Ryno with its costs directly related to the purchasing of three trailers and two trucks, hiring and training of employees, and other costs directly related to the Project. Ryno shall repay the \$50,000.00 advanced by LEDC in five (5) annual installments of \$10,000.00 each, with the first installment due and payable one (1) year after the \$50,000.00 has been advanced to Ryno and with a \$10,000.00 installment due on or before the same day of each successive year thereafter.

5. **Loan Forgiveness.** In the event Ryno complies with all of the terms and provisions of this Economic Incentive and Performance Agreement, LEDC shall forgive the annual installments of \$10,000.00 as and when such installments become due.

Until such time as the amount advanced to Ryno is paid or satisfied as provided herein, Ryno shall:

- (a) open and continuously operate a recycling business with a location within the City.
- (b) employ and maintain a minimum of four (4) full-time equivalent employees through the term of this Agreement.
- (c) deliver to LEDC a written verification certifying the number of full-time equivalent employees working at its Lamesa, Texas, recycling business prior to the date each installment is due (the "Compliance Verification"). The Compliance Verification may include quarterly IRS 941 returns or Texas Workforce Commission Employer Quarterly Reports.

6. **Default.** In the event Ryno fails to maintain and operate the recycling business or to maintain the equivalent of four (4) full-time employees during the year prior to the date such annual installment is due, such annual installment shall be paid as set out in Paragraph 4 above.

7. **Time is of the Essence.** Time is of the essence in the performance of this Agreement.

8. **Statutory Notice.**

In accordance with Section 501.157 of the Local Government Code of the State of Texas, you are hereby notified that if a default occurs in the payment of the principal or interest on the note or in the performance of any agreement contained in the note, mortgage or performance agreement, the payment or performance may be enforced by:

- (1) mandamus; or
- (2) the appointment of a receiver in equity with the power to:
 - (a) charge or collect rents, purchase price payments and loan payments; and
 - (b) apply the revenue from the project in accordance with the note, mortgage or performance agreement.

EXECUTED to be effective as of the _____ day of _____, 2022.

Ryan Owens, doing business as Ryno Recycle

Lamesa Economic Development Corporation,
a Texas non-profit corporation

By: _____
Robert C. Henderson, Vice- President

STATE OF TEXAS

COUNTY OF DAWSON

This instrument was acknowledged before me on this the _____ day of _____, 2022,
by Ryan Owens, doing business as Ryno Recycle.

Notary Public, State of Texas

STATE OF TEXAS

COUNTY OF DAWSON

This instrument was acknowledged before me on the _____ day of _____,
2022, by Robert C. Henderson, as Vice-President of the Board of Directors of Lamesa Economic
Development Corporation, a Texas non-profit corporation, on its behalf.

Notary Public, State of Texas

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 11

SUBJECT: AN ORDINANCE GRANTING TO RYAN OWENS DOING BUSINESS AS RYNO RECYCLE THE RIGHT AND CONSENT FOR THE USE OF ITS PRESENT AND FUTURE STREETS AND ALLEYS IN SAID CITY UNDER REGULATIONS AND RESTRICTIONS AS STATED THEREIN AND PROVIDING THAT THE SAID CITY SHALL RECEIVE AN ANNUAL PAYMENT FOR SAME

PROCEEDING: Ordinance, Second Reading

SUBMITTED BY:

EXHIBITS:

AUTHORITY:

SUMMARY STATEMENT

City Council to consider passing an ordinance on second reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. *(City Manager)*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to pass an ordinance on second reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

ORDINANCE NO. _____

AN ORDINANCE GRANTING TO RYAN OWENS DOING BUSINESS AS RYNO RECYCLE THE RIGHT AND CONSENT FOR THE USE OF ITS PRESENT AND FUTURE STREETS AND ALLEYS IN SAID CITY UNDER REGULATIONS AND RESTRICTIONS AS STATED THEREIN AND PROVIDING THAT THE SAID CITY SHALL RECEIVE AN ANNUAL PAYMENT FOR SAME.

On this the 15th day of March, 2022, 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:

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

Section 1. That the City of Lamesa, herein called "City", hereby grants its consent to the use of its present and future streets and alleys by Ryan Owens doing business as Ryno Recycle, hereby called "Ryno", for the purposes of placing and maintaining in, along and across the present and future streets and alleys of the City of Lamesa, Texas, and its successors, collection bins and containers, with all necessary or desirable appurtenances, for its own use for the purpose of collecting recyclable materials within the City of Lamesa, said consent being granted for a term of two (2) years commencing April 19, 2022, and terminating without further notice on April 18, 2024.

Section 2. Collection bins and containers shall be so placed and maintained as to not unreasonably interfere with traffic over and across the City's streets and alleys.

Section 3. Ryno's property and operations in the City shall be subject to such regulations by the City as may be reasonably necessary for the protection of the general public.

Section 4. Ryno shall hold the City harmless from all expense and liability for any act or negligence caused by the operations of Ryno in connection with the operation of the recycling business within the City.

Section 5. In consideration of the grant of this privilege and franchise by the City and as full payment for the privilege of using and occupying the streets and alleys and other public places within the city, and in lieu of any license and inspection fees or charges, street taxes, street or alley rentals of whatsoever kind and character which the City may impose or hereafter be authorized or empowered by law to levy and collect (excepting only the usual or special ad valorem taxes which the City is authorized to levy and impose upon real and personal property), Ryno shall pay to the City of Lamesa, Texas, annually, and on or before April 30 following each year of the term hereof,

beginning April 30, 2023, an amount equivalent to Zero percent (0.0%) of the gross receipts collected by Ryno during the preceding year from the residential and commercial customers of Ryno located within the corporate limits of the City. On or before the 30th day of April of each year hereafter, a report shall be filed with the City by Ryno showing the gross receipts collected, as aforesaid, for the preceding year, and the payment made hereunder shall be based upon such report.

Section 6. Nothing herein contained shall ever be held or construed to confer upon Ryno, his successors or assigns, exclusive rights or privileges of any nature whatsoever.

Section 7. Should Ryno fail to substantially comply with the conditions of this franchise, the City shall have the right, by Ordinance duly passed therefore, to forfeit all the rights and franchises herein granted to Ryno; provided, however, the City shall give Ryno thirty (30) days notice in writing, specifying the conditions claimed to have been violated, and giving full and fair opportunity to be heard thereon, before declaring such forfeiture, which notice shall fairly and fully set out all of the conditions claimed and complained of, and shall be given by the said City and shall be signed by the City Secretary under the seal of the City, after having been properly authorized by the Mayor and governing body of the City; and further, provided, however, Ryno shall have thirty (30) days after receiving such notice in which to rectify and correct such violations and to substantially comply with the terms and conditions of this Ordinance. Should any violation of this Ordinance so complained of not have been rectified and corrected and the terms and conditions of this Ordinance substantially completed with at the end of said thirty (30) days, then, and in that event, the City shall have the power to forfeit this franchise on account of the violations specified in such notice

Section 8. This Ordinance shall not become effective until Ryno has accepted it in writing. Such acceptance shall be given to the City by Ryno within 30 days after final passage hereof.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 15th day of March, 2022, by a majority vote; and Passed on Second Reading this 19th day of April, 2022, by a majority vote and ordered to be spread upon the minutes of the City Council of the City of Lamesa, Texas and recorded in the ordinance book thereafter.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 12

SUBJECT: **REQUEST FOR SPECIFIC USE PERMIT**
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, Second Reading
AUTHORITY:

SUMMARY STATEMENT

City Council to consider approving an Ordinance on second reading for a specific use permit of Danny Jacobs 214 N 22nd Place Lamesa, Texas 79331 of the following property:

E 52' of Lot 8 & W 1' OF Lot 7 Block 3 Chicago Heights Addition to the City of Lamesa, Dawson County, Texas located at 214 N 22nd Place for a Dog Grooming Business.
(Building Official)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve an Ordinance on second reading for a specific use permit for Danny Jacobs 214 N 22nd Place for a Dog Grooming Business. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

ORDINANCE NO.

AN ORDINANCE GRANTING A SPECIFIC USE PERMIT TO ALLOW THE OPERATION OF A DOG GROOMING BUSINESS ON THE EAST 52' OF LOT 8 AND THE WEST 1' BLOCK OF THE CHICAGO HEIGHTS ADDITION TO THE TOWN OF LAMESA, DAWSON COUNTY, TEXAS, UPON RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION.

On the 15th day of February, 2022, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the Code of Ordinances of the City of Lamesa provides that the zoning districts of the City may be changed upon application and upon recommendation of the Planning and Zoning Commission of the City; and

WHEREAS, an application has been made for a specific use permit to allow the operation of a dog grooming business of the following described property, to-wit:

The East 52' of Lot 8 and the West 1' of Lot 7 Block 3 of the Chicago Heights
City of Lamesa, Dawson County, Texas

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, located at 214 N 22nd Place and is within a district zoned as R-1 (Residential); and

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

WHEREAS, a public hearing, where all interested persons were provided an opportunity to be heard on the proposed zone change, was held at City Hall, 601 South First Street, in the City of Lamesa, Texas, on December 16, 2021, which date is not less than fifteen days prior to the publication of a notice of such hearing in the Lamesa Press-Reporter, a newspaper of general circulation in the City of Lamesa, Texas;

WHEREAS, after such hearing, the City Council of the City of Lamesa, Texas, finds that the recommendation of the Planning and Zoning Commission of the City of Lamesa, Texas, should be accepted and the request for such specific use permit be granted.

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

SECTION ONE: That the request for a specific use permit to allow that operation of a Dog Grooming Business on the following property located at 214 N. 22nd Place, Lamesa, Texas, to-wit:

The East 52' of Lot 8 and the West 1' of Lot 7 Block 3 of the Chicago Heights City of Lamesa, Dawson County, Texas

be, and the same is hereby, **Granted**.

SECTION TWO: The provisions of this ordinance are to be cumulative and shall constitute an amendment to the zoning ordinance of the City of Lamesa, Texas, only as it applies to the hereinabove described property.

SECTION THREE: The City Secretary is hereby authorized and directed to publish the descriptive caption of this ordinance in the manner and for the length of time prescribed by applicable state law and the City Charter.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 15th day of February, 2022; and

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 15th day of March, 2022.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 13

SUBJECT: REQUEST FOR SPECIFIC USE PERMIT
PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, Second Reading
AUTHORITY:

SUMMARY STATEMENT

City Council to consider approving an Ordinance on second reading for a specific use permit of Claudia Cortez 708 S. Ave S. Lamesa, Texas 79331 of the following property:

All of Lot 17 of the Meador Addition to the City of Lamesa, Dawson County, Texas located at 202 Raleigh Circle for use as a rental property for a Manufactured Home.
(Building Official)

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to approve an Ordinance on second reading for a specific use permit for Claudia Cortez 202 Raleigh Circle for use as a rental property for a Manufactured Home. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

ORDINANCE NO.

AN ORDINANCE DENYING A ZONE CHANGE FOR LOT 17 OF THE MEADOR ADDITION TO THE TOWN OF LAMESA, DAWSON COUNTY, TEXAS, FROM DISTRICT R-1 (SINGLE -FAMILY RESIDENTIAL) BUT GRANTING A SPECIFIC USE PERMIT WITH A TWO (2) YEAR LIMIT TO ALLOW THE PLACEMENT OF A MANUFACTURED HOME ON SUCH PROPERTY LOCATED AT 202 RALEIGH CIRCLE, LAMESA, TEXAS, UPON RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION.

On the 15th day of March, 2022, there came on and was held at the regular meeting place, the City Hall, an open meeting of the City Council of the City of Lamesa, Texas, held pursuant to the provisions of the Texas Open Meetings Act, and there being a quorum present and acting throughout the meeting, the following ordinance was formally submitted by motion and duly seconded for the consideration and action of the meeting, to wit:

WHEREAS, the Code of Ordinances of the City of Lamesa provides that the zoning districts of the City may be changed upon application and upon recommendation of the Planning and Zoning Commission of the City; and

WHEREAS, an application has been made for a specific use permit to allow placement of a manufactured home on the following described property, to-wit:

All of Lot 17, of the Meador Addition to the town Lamesa, Dawson County, Texas

WHEREAS, said property is located within the city limits of the City of Lamesa, Texas, located at 202 Raleigh Circle and is within a district zoned as R-1 (Residential); and

WHEREAS, the Planning and Zoning Commission of the City of Lamesa, Texas, after hearing such application and the arguments for and against the same, has voted to recommend to the City Council of the City of Lamesa, Texas, that such request for a change in the zoning be denied of such property be granted; providing that a specific use permit with a (2) year limit to allow the placement of a manufactured home and

WHEREAS, a public hearing, where all interested persons were provided an opportunity to be heard on the proposed zone change, was held at City Hall, 601 South First Street, in the City of Lamesa, Texas, on February 24, 2022, which date is not less than fifteen

days prior to the publication of a notice of such hearing in the Lamesa Press-Reporter, a newspaper of general circulation in the City of Lamesa, Texas;

WHEREAS, after such hearing, the City Council of the City of Lamesa, Texas, finds that the recommendation of the Planning and Zoning Commission of the City of Lamesa, Texas, should be accepted and the request for such specific use permit be granted.

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

SECTION ONE: That the request for a specific use permit to allow that operation of a Manufactured Home on the following property located at 202 Raleigh Circle, Lamesa, Texas, to-wit:

All of Lot 17, of the Meador Addition to the town Lamesa, Dawson County, Texas

be, and the same is hereby, **Granted, providing that a specific use permit with a (2) year limit to allow the placement of a manufactured home**

SECTION TWO: The provisions of this ordinance are to be cumulative and shall constitute an amendment to the zoning ordinance of the City of Lamesa, Texas, only as it applies to the hereinabove described property.

SECTION THREE: The City Secretary is hereby authorized and directed to publish the descriptive caption of this ordinance in the manner and for the length of time prescribed by applicable state law and the City Charter.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on the 15th day of March, 2022; and

Upon being put to a vote, the foregoing ordinance was Passed, on Second Reading on the 19th day of April, 2022.

ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 14

SUBJECT: BUDGET AMENDMENT IV

PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, First Reading

SUMMARY STATEMENT

City Council to consider amending Ordinance O-22-21 on first reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from Texas Municipal League (City Manager & Finance Director)*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider amending Ordinance O-22-21 on first reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

ORDINANCE NO.

**AN ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING
ORDINANCE NO. 0-22-21 TO APPROPRIATE FUNDS IN THE CITY
OF LAMESA BUDGET FOR FISCAL YEAR 2021-2022.**

On the 19 day of April, 2022, 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. 0-22-21 to make certain revisions to the 2021-2022 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 2021-2022 Budget contained in Ordinance No. 0-22-21 be, and same is hereby, amended to change the amount appropriated by the following:

	<u>Revenues</u>	<u>Expenditures</u>
Insurance Recovery (3)	\$ 16,360.00	
Building & Structures (3)		\$ 16,360.00

SECTION 2. Effective date: That this Ordinance shall become effective as of this May 27, 2022.

SECTION 3. The City Secretary is hereby authorized and directed to cause publication of this Ordinance as provided by law.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on April 19th, 2022 by a majority vote; and on May 17th, 2022, 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:

Betty Conde
City Secretary

Josh Stevens
Mayor

CITY OF LAMESA
BUDGET AMENDMENT -04 FOR FY 2021/2022
Solid Waste Management Fund (3)

This budget amendment reflects a \$16,360.00 to recognize Insurance Recovery proceeds from TML Insurance.

Increase Revenues – Insurance Recovery (03-42202)	\$ 16,360.00
Increase Expenses – Building & Structures (03-5211401)	\$16,360.00



CITY OF LAMESA

601 SOUTH FIRST
LAMESA, TEXAS 79331

Phone 806/872-4321
Fax 806/872-4338

MEMO

Date: April 8th, 2022
To: Betty Conde
From: Wayne Chapman, Finance Department

Subject: Budget Amendment

I need the following budget amendment put on the next agenda to recognize Insurance Recovery proceeds from TML Insurance.

03-42210	Insurance Recovery	\$16,360.00
03-5211401	Buildings & Structures	\$16,360.00

Thank you.

A handwritten signature in blue ink that reads "Wayne Chapman".

Wayne Chapman
Finance Director

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 15

SUBJECT: BUDGET AMENDMENT V

PROCEEDING: Approval
SUBMITTED BY: City Staff
EXHIBITS: Ordinance, First Reading

SUMMARY STATEMENT

City Council to consider amending Ordinance O-22-21 on first reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from the sale of scrap metal. (City Manager & Finance Director)*

COUNCIL ACTION

DISCUSSION _____

Motion by Council Member _____ to consider amending Ordinance O-22-21 on first reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

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

CITY STAFF MEMORANDUM

Recommend approval.

ORDINANCE NO.

**AN ORDINANCE OF THE CITY OF LAMESA, TEXAS, AMENDING
ORDINANCE NO. 0-22-21 TO APPROPRIATE FUNDS IN THE CITY
OF LAMESA BUDGET FOR FISCAL YEAR 2021-2022.**

On the 19 day of April, 2022, 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. 0-22-21 to make certain revisions to the 2021-2022 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 2021-2022 Budget contained in Ordinance No. 0-22-21 be, and same is hereby, amended to change the amount appropriated by the following:

	<u>Revenues</u>
Sale of Materials (3)	\$100,053.00

SECTION 2. Effective date: That this Ordinance shall become effective as of this May 27, 2022.

SECTION 3. The City Secretary is hereby authorized and directed to cause publication of this Ordinance as provided by law.

Upon being put to a vote, the foregoing ordinance was Passed, on First Reading on April 19th, 2022 by a majority vote; and on May 17th, 2022, 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:

Betty Conde
City Secretary

Josh Stevens
Mayor

CITY OF LAMESA
BUDGET AMENDMENT -05 FOR FY 2021/2022

Solid Waste Management Fund (3)

This budget amendment reflects a \$100,053.00 to recognize proceeds from the sale of scrap metal (landfill).

Increase Revenues – Sale of Materials (03-42202)	\$ 100,053.00
--	---------------



CITY OF LAMESA

601 SOUTH FIRST
LAMESA, TEXAS 79331

Phone 806/872-4321
Fax 806/872-4338

MEMO

Date: April 8th, 2022
To: Betty Conde
From: Wayne Chapman, Finance Department

Subject: Budget Amendment

I need the following budget amendment put on the next agenda to recognize proceeds from the sale of scrap metal (landfill).

03-42202	Sale of Materials	\$100,053.00
----------	-------------------	--------------

Thank you.

A handwritten signature in blue ink that reads "Wayne Chapman".

Wayne Chapman
Finance Director

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 16

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

SUMMARY STATEMENT

- a. **POLICE CHIEF REPORT:** Police Chief to report on the city's recent events.
- b. **FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events
- c. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events.
- d. **LEDC/LEAP QUARTERLY REPORT:** Lee Peterson, EDC Director to present LEDC/LEAP Quarterly Report to City Council. *(EDC Director)*

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 17

SUBJECT: INVESTMENT REPORT
SUBMITTED BY: Finance Director
EXHIBITS: Report

SUMMARY STATEMENT

Finance Director to report on the city's investments for the second quarter of FY 2021-2022.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 18

SUBJECT: FINANCIAL REPORT

SUBMITTED BY: Finance Director

EXHIBITS: Report

SUMMARY STATEMENT

Finance Director to report on the city's finances.

COUNCIL ACTION

No City Council action required.



City of Lamesa
Financial Statement Summary
As of: March 31st, 2022

	Current	
	Month-to-Date	Year-to-Date
General Fund (1)		
Revenues	\$ 300,679.38	\$ 3,417,508.49
Expenditures	\$ 509,725.18	\$ 2,863,556.70
Revenues Over/(Under) Expenditures	<u>\$ (209,045.80)</u>	<u>\$ 553,951.79</u>
Water Fund (2)		
Revenues	\$ 311,030.57	\$ 2,412,752.05
Expenditures	\$ 242,885.14	\$ 1,915,798.73
Revenues Over/(Under) Expenditures	<u>\$ 68,145.43</u>	<u>\$ 496,953.32</u>
Solid Waste Fund (3)		
Revenues	\$ 199,488.64	\$ 1,096,289.62
Expenditures	\$ 192,610.02	\$ 818,031.75
Revenues Over/(Under) Expenditures	<u>\$ 6,878.62</u>	<u>\$ 278,257.87</u>
Golf Course Fund (18)		
Revenues	\$ 7,421.30	\$ 97,230.24
Expenditures	\$ 28,889.26	\$ 134,161.86
Revenues Over/(Under) Expenditures	<u>\$ (21,467.96)</u>	<u>\$ (36,931.62)</u>
Wastewater & Collection (20)		
Revenues	\$ 121,416.54	\$ 746,413.19
Expenditures	\$ 64,300.45	\$ 440,691.12
Revenues Over/(Under) Expenditures	<u>\$ 57,116.09</u>	<u>\$ 305,722.07</u>
All Funds		
Revenues	\$ 940,036.43	\$ 7,770,193.59
Expenditures	\$ 1,038,410.05	\$ 6,172,240.16
Revenues Over/(Under) Expenditures	<u>\$ (98,373.62)</u>	<u>\$ 1,597,953.43</u>

C I T Y O F L A M E S A
FINANCIAL STATEMENT
AS OF: MARCH 31ST, 2022

01 -GENERAL FUND
FINANCIAL SUMMARY

50.00% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY						
01-TAXES		3,737,768.00	74,417.62	2,733,491.56	73.13	1,004,276.44
02-FRANCHISES AND STREET		521,500.00	10,806.13	196,526.83	37.68	324,973.17
03-PERMITS, LICENSES AND		67,700.00	5,103.30	38,985.41	57.59	28,714.59
04-FINES		50,000.00	6,655.14	33,322.09	66.64	16,677.91
05-RECREATIONAL AND RENTA		42,000.00	4,173.23	13,366.54	31.83	28,633.46
06-OTHER GOVERNMENTAL AGE		264,116.00	190,881.33	194,322.33	73.57	69,793.67
07-TRANSFERS		0.00	0.00	0.00	0.00	0.00
08-CHARGES FOR CURRENT SE		18,200.00	121.00	962.10	5.29	17,237.90
09-MISCELLANEOUS REVENUES		295,550.00	8,521.63	206,531.63	69.88	89,018.37
19-SOURCE (CHG TO 49XXX)		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL REVENUES		4,996,834.00	300,679.38	3,417,508.49	68.39	1,579,325.51

EXPENDITURE SUMMARY

GENERAL ADMIN SERVICES	209,668.00	20,142.87	87,176.54	41.58	122,491.46
FINANCIAL SERVICES	109,160.00	17,909.18	68,024.25	62.32	41,135.75
PERSONNEL/RISK MGT SERV	73,995.00	7,336.66	38,803.83	52.44	35,191.17
COMMUNITY DEVELOPMENT SER	1,050.00	12.50	623.52	59.38	426.48
HOUSING ASSISTANCE SERV	35,627.00	9,338.96	24,326.60	68.28	11,300.40
CITY COUNCIL	50,003.00	3,092.24	19,574.46	39.15	30,428.54
CITY HALL	151,855.41	3,851.51	25,731.72	16.94	126,123.69
INTERGOVERNMENTAL	46,690.00	2,941.62	23,454.78	50.24	23,235.22
MUNICIPAL COURT	158,518.00	13,163.41	67,239.49	42.42	91,278.51
VEHICLE REPAIR SERVICES	53,744.00	7,011.09	11,942.34	22.22	41,801.66
VEHICLE PREVENTIVE MNT	394.00	109.86	191.96	48.72	202.04
FIRE SERVICES	763,753.00	62,304.04	341,248.71	44.68	422,504.29
VOLUNTEER FIRE SERVICES	127,992.00	7,799.21	47,070.88	36.78	80,921.12
PD - GEN'L ADMIN SERV	383,612.00	31,597.32	222,473.13	57.99	161,138.87
COMMUNICATIONS SERVICES	288,302.00	27,892.05	133,450.84	46.29	154,851.16
GEN'L LAW ENFORCEMENT SER	1,187,767.00	110,795.49	614,756.13	51.76	573,010.87
CRIMINAL INVESTIGATIONS	299,180.00	27,203.30	126,714.54	42.35	172,465.46
JUVENILE SERVICES	0.00	0.00	0.00	0.00	0.00
ANIMAL CONTROL SERVICE	49,754.13	5,615.70	25,598.20	51.45	24,155.93
EMERGENCY MANAGEMENT SERV	18,754.00	91.66	12,427.04	66.26	6,326.96
NARCOTICS INTERDICTION	0.00	0.00	0.00	0.00	0.00
STREET MAINTENANCE SERV	375,001.30	44,194.57	173,375.14	46.23	201,626.16
STREET CONST/SEAL COAT	117,610.00	576.40	390,731.59	332.23	(273,121.59)
STREET CLEANING SERVICES	305.00	(423.50)	(3,959.98)	298.35-	4,264.98
TRAFFIC SERVICES	150,151.00	21,129.98	63,121.56	42.04	87,029.44
INSPECTION SERVICES	222,945.00	29,640.79	119,873.91	53.77	103,071.09
PARK MAINTENANCE SERVICES	373,330.66	36,316.77	155,804.31	41.73	217,526.35
PARK IRRIGATION SERVICES	(12,261.00)	(1,430.48)	(6,876.33)	56.08	(5,384.67)
COMMUNITY BUILDING SERV	36,964.00	5,393.90	18,756.60	50.74	18,207.40
RECREATIONAL FACILITIES	247,362.10	14,465.97	51,815.39	20.95	195,546.71

CITY OF LAMESA
 FINANCIAL STATEMENT
 AS OF: MARCH 31ST, 2022

01 -GENERAL FUND
 FINANCIAL SUMMARY

50.00% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
	SWIMMING POOL SERVICES	<u>81,709.00</u>	<u>1,652.11</u>	<u>10,085.55</u>	<u>12.34</u>	<u>71,623.45</u>
	TOTAL EXPENDITURES	5,602,935.60	509,725.18	2,863,556.70	51.11	2,739,378.90
	REVENUES OVER/(UNDER) EXPENDITURES	(606,101.60)	(209,045.80)	553,951.79	91.40-	(1,160,053.39)
	OTHER SOURCES (USES)	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
	REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	(606,101.60)	(209,045.80)	553,951.79	91.40-	(1,160,053.39)

CITY OF LAMESA
FINANCIAL STATEMENT
AS OF: MARCH 31ST, 2022

02 -WATER & WASTEWATER ENTER.
FINANCIAL SUMMARY

50.00% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY						
	11-OPERATING REVENUES	4,170,750.00	306,945.75	1,969,659.89	47.23	2,201,090.11
	12-NON-OPERATING REVENUES	<u>55,649.37</u>	<u>4,084.82</u>	<u>443,092.16</u>	796.22	(387,442.79)
	TOTAL REVENUES	4,226,399.37	311,030.57	2,412,752.05	57.09	1,813,647.32
EXPENDITURE SUMMARY						
	WATER PRODUCTION SERVICES	1,637,687.00	45,849.25	733,534.69	44.79	904,152.31
	WATER DIST/WASTEWATER SER	1,773,388.00	151,567.54	937,978.31	52.89	835,409.69
	WASTEWATER TREATMENT SERV	0.00	0.00	78.99	0.00	(78.99)
	ENGINEERING SERVICES	98,087.00	6,507.60	29,972.61	30.56	68,114.39
	TECHNICAL SERVICES	82,549.00	7,293.63	31,213.69	37.81	51,335.31
	UTILITY BILLING/COLLECT	386,923.00	31,667.12	183,020.44	47.30	203,902.56
	INSPECTION SERVICES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
	TOTAL EXPENDITURES	3,978,634.00	242,885.14	1,915,798.73	48.15	2,062,835.27
	REVENUES OVER/(UNDER) EXPENDITURES	247,765.37	68,145.43	496,953.32	200.57	(249,187.95)
	OTHER SOURCES (USES)	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
	REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	247,765.37	68,145.43	496,953.32	200.57	(249,187.95)

CITY OF LAMESA
FINANCIAL STATEMENT
AS OF: MARCH 31ST, 2022

03 -SOLID WASTE ENTERPRISE
FINANCIAL SUMMARY

50.00% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY						
	05-RECREATIONAL AND RENTA	0.00	0.00	0.00	0.00	0.00
	21-OPERATING REVENUES	2,002,499.00	199,315.08	1,041,796.97	52.02	960,702.03
	22-NON-OPERATING REVENUES	<u>87,840.00</u>	<u>173.56</u>	<u>54,492.65</u>	<u>62.04</u>	<u>33,347.35</u>
	TOTAL REVENUES	2,090,339.00	199,488.64	1,096,289.62	52.45	994,049.38
EXPENDITURE SUMMARY						
	SOLID WASTE COLLECTION SV	1,076,045.00	117,190.16	472,258.19	43.89	603,786.81
	SANITARY LANDFILL SERVICE	826,596.00	60,930.73	253,532.69	30.67	573,063.31
	SPECIALIZED COLLECTION SV	115,918.00	8,583.72	57,178.47	49.33	58,739.53
	ENVIRONMENTAL HEALTH SERV	<u>97,669.00</u>	<u>5,905.41</u>	<u>35,062.40</u>	<u>35.90</u>	<u>62,606.60</u>
	TOTAL EXPENDITURES	2,116,228.00	192,610.02	818,031.75	38.66	1,298,196.25
	REVENUES OVER/(UNDER) EXPENDITURES	(25,889.00)	6,878.62	278,257.87	74.81-	(304,146.87)
	OTHER SOURCES (USES)	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
	REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	(25,889.00)	6,878.62	278,257.87	74.81-	(304,146.87)

CITY OF LAMESA
 FINANCIAL STATEMENT
 AS OF: MARCH 31ST, 2022

18 -MUNICIPAL GOLF COURSE
 FINANCIAL SUMMARY

50.00% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY						
	09-MISCELLANEOUS REVENUES	0.00	0.00	0.00	0.00	0.00
	31-FEES AND DUES	<u>210,381.99</u>	<u>7,421.30</u>	<u>97,230.24</u>	<u>46.22</u>	<u>113,151.75</u>
	TOTAL REVENUES	210,381.99	7,421.30	97,230.24	46.22	113,151.75
EXPENDITURE SUMMARY						
	MUNICIPAL GOLF COURSE	<u>214,095.90</u>	<u>28,889.26</u>	<u>134,161.86</u>	<u>62.66</u>	<u>79,934.04</u>
	TOTAL EXPENDITURES	214,095.90	28,889.26	134,161.86	62.66	79,934.04
	REVENUES OVER/(UNDER) EXPENDITURES	<u>(3,713.91)</u>	<u>(21,467.96)</u>	<u>(36,931.62)</u>	<u>994.41</u>	<u>33,217.71</u>
	REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	<u>(3,713.91)</u>	<u>(21,467.96)</u>	<u>(36,931.62)</u>	<u>994.41</u>	<u>33,217.71</u>

CITY OF LAMESA
 FINANCIAL STATEMENT
 AS OF: MARCH 31ST, 2022

20 -WASTEWATER FUND
 FINANCIAL SUMMARY

50.00% OF YEAR COMP.

ACCT#	ACCOUNT NAME	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY						
41-OTHER FINANCING		<u>1,526,900.00</u>	<u>121,416.54</u>	<u>746,413.19</u>	<u>48.88</u>	<u>780,486.81</u>
TOTAL REVENUES		1,526,900.00	121,416.54	746,413.19	48.88	780,486.81
EXPENDITURE SUMMARY						
WASTEWATER		<u>1,006,883.00</u>	<u>64,300.45</u>	<u>440,691.12</u>	<u>43.77</u>	<u>566,191.88</u>
TOTAL EXPENDITURES		<u>1,006,883.00</u>	<u>64,300.45</u>	<u>440,691.12</u>	<u>43.77</u>	<u>566,191.88</u>
REVENUES OVER/(UNDER) EXPENDITURES		<u>520,017.00</u>	<u>57,116.09</u>	<u>305,722.07</u>	<u>58.79</u>	<u>214,294.93</u>
OTHER SOURCES (USES)		<u>0.00</u>	<u>0.73</u>	<u>(2,188.52)</u>	<u>0.00</u>	<u>2,188.52</u>
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)		<u>520,017.00</u>	<u>57,116.82</u>	<u>303,533.55</u>	<u>58.37</u>	<u>216,483.45</u>



City of Lamesa
Balance Sheet Summary
As of : March 31, 2022

General Fund (1)

Assets	\$	4,899,954.23
Liabilities	\$	957,550.07

Water Fund (2)

Assets	\$	17,541,960.16
Liabilities	\$	6,553,194.17

Solid Waste Fund (3)

Assets	\$	5,057,298.48
Liabilities	\$	2,312,216.87

Golf Course Fund (18)

Assets	\$	138,159.86
Liabilities	\$	192,654.87

Wastewater & Collection (20)

Assets	\$	2,624,525.46
Liabilities	\$	4,820,159.28

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
ASSETS		
=====		
01-1001	CASH IN BANK	989,924.79
01-1002	PETTY CASH	0.00
01-1003	RETURNED CHECKS	5,229.45
01-1004	TAXES RECEIVABLE-DELIQUENT	333,544.75
01-1005	TAXES RECEIVABLE CURRENT	74,644.74
01-1006	PROV. FOR UNCOLLECT TAXES	(240,561.73)
01-1007	MISC ACCT. RECEIVABLE	2,741.70
01-1008	PROV. UNCOLLEC. ACCT/REC	(184.11)
01-1009	PAVING LEIN RECEIVABLE	196,455.27
01-1010	UNCOLLECTABLE PAVING LEIN	(152,590.55)
01-1011	A/R LUBBOCK TASK FORCE	(1,886.02)
01-1012	A/R TNRCC	0.00
01-1013	OFFICE SUPPLIES INVENTORY	0.00
01-1014	DUE FROM DAWSON COUNTY	3,460.55
01-1015	CASH IN BANK - PAYROLL	392.50
01-1016	DUE FROM DEBT SERVICE	0.00
01-1017	FUEL TAX C.D.	0.00
01-1018	DUE TO/FROM 1997 TAN	0.00
01-1019	DUE TO/FROM SOLID WASTE FUND	0.00
01-1020	DUE FROM INVESTMENT FUND	3,129,936.05
01-1021	CAPITAL EQUIPMENT RESERVE	0.00
01-1022	BUILDING & COMPUTER RESERVE	0.00
01-1023	DUE FROM FIRE DEPT. GRANTS	0.00
01-1024	DUE FROM JUSTICE GRANT	0.00
01-1025	DUE TO/ FROM STATE AGENCY	0.00
01-1026	DUE FROM OTHER GOVERNMENTS	0.00
01-1027	DUE TO/FROM CAPITAL PROJECT	0.00
01-1028	SALES TAX RECEIVABLE	8,352.85
01-1029	DUE TO/FROM DEBT SERVICE	0.00
01-1030	DUE FROM MOTEL TAX FUND	0.00
01-1031	DUE TO/FROM SPECIAL REV. FUND	0.00
01-1032	DUE FROM INVESTMENT-CIVIC CTR.	0.00
01-1033	ACCOUNTS RECEIVABLE	0.00
01-1034	SALES TAX REC./TX COMPTROLLER	392,229.97
01-1035	DUE FROM IMS FLEX ACCT.	0.00
01-1036	FRANCHISE TAX RECEIVABLE	107,187.75
01-1037	DUE FROM WASTEWATER	0.00
01-1038	DUE FROM DAWSON COUNTY	0.00
01-1040	TAN I&S RESERVE	0.00
01-1044	CIP - F PARK LIGHT PROJECT	0.25
01-1045	CITY OF LAMESA - CFS FESTIVAL	4,869.11
01-1046	CRIME LINE	2,693.66
01-1047	PD SEIZURE FUND	8,958.19
01-1050	DUE TO/FROM RISK MGMT & SAFE	0.00
01-1055	DUE FROM INVESTMENT FUND	0.00
01-1056	DUE FROM TEXstar POOL	703.98
01-1060	DUE FROM ECONOMIC DEVELO	46,858.09
01-1061	DUE FROM BUILDING SECURITY	0.00
01-1062	DUE FROM PEG FUND	0.00

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
01-1063	DUE FROM POLICE DONATION FUND	0.00
01-1064	DUE FROM TECHNOLOGY FUND	0.00
01-1065	DUE FROM ECONOMIC DEV./AUDITOR	13,792.01
01-1066	DUE FROM S.W.A.T FUND	0.00
01-1067	DUE FOR TRUANCY FUND	0.00
01-1068	DUE FROM MUNICIPAL JURY FUND	0.00
01-1070	DUE FROM FORFEITED TRUST	0.00
01-1071	DUE FROM WWF-LAND PURCHASE	0.00
01-1072	DUE TO/FROM GOLF COURSE	0.00
01-1080	D.A.R.E.	0.00
01-1085	DUE FROM HOUSING AUTHORITY	0.00
01-1090	XFER FOR RETIREMENT/C.O.'	0.00
01-1095	DUE FROM LEAP	785.00
		<u>4,899,954.23</u>

TOTAL ASSETS

4,899,954.23

LIABILITIES

01-2013	PAVING LIEN REFUND PAYABLE	0.00
01-2014	SALES TAX PAYABLE	11,038.98
01-2015	VOUCHERS PAYABLE	570,564.49
01-2016	COMMUNITY BLDG.DEPOSITS	10,990.00
01-2017	REFUND OF CASH DEPOSITS	591.00
01-2018	WAGES PAYABLE	0.00
01-2019	GROUP INSURANCE PAYABLE	0.00
01-2020	WITHHOLDING TAX PAYABLE	0.00
01-2021	SOCIAL SECURITY PAYABLE	0.00
01-2022	T.M.R.S. PAYABLE	0.00
01-2023	AUTO ALLOWANCE PAYABLE	0.00
01-2024	BONDS	0.00
01-2025	DEDUCTIONS PAYABLE	0.00
01-2026	WORKERS COMPENSATION	25.00
01-2027	AIRPORT	0.00
01-2028	OPTIONAL LIFE PAYABLE	0.00
01-2029	DUE TO SWMF	0.00
01-2030	GOVERNOR'S TAX PAYABLE	0.00
01-2031	TRANS.FOR RET.BONDS	0.00
01-2032	DUE TO STATE AGENCY	0.00
01-2033	C.D.B.G.	0.00
01-2034	DUE TO LAMESA HOUSING	16,913.07
01-2035	TRANS. FROM DEVELOP. FUND	0.00
01-2036	TEEN COURT ADMIN FEE	430.00
01-2037	DUE TO RISK MGT & SAFETY	0.00
01-2038	DUE TO/FROM WATER FUND	0.00
01-2039	WARRANTS PAYABLE	0.00
01-2040	UNITED FUND	49.00
01-2041	SALES TX DUE TO LEDC -TX COMPT	65,371.66
01-2042	DUE TO LEAP -SALES TAX	65,371.66
01-2043	TMRS EMPLOYEE BACK PAY	886.49
01-2044	FLEX SPENDING ACCT. (FSA)	754.53

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
01-2045	PROV. FOR COMP.ABSENCES	{ 0.13}
01-2048	1992 C O DEBT-PRINCIPAL	0.00
01-2049	1992 C.O. DEBT	0.00
01-2050	ICMA-RC PAYABLE	0.00
01-2051	COURT BONDS PAYABLE	0.00
01-2052	COURT BUILDING SECURITY FUND	0.00
01-2053	COURT TECHNOLOGY FEE	0.00
01-2054	MVBA COLLECTIONS	1,481.32
01-2055	TAN I&S PRINCIPAL	0.00
01-2056	TAN I&S INTEREST	0.00
01-2057	NORTHLAND PEG FEES	0.00
01-2058	NTS PEG FEES	0.00
01-2059	DUE FROM TRUANCY FUND	0.00
01-2070	GROUP INS. PRE-TAX	11,872.34
01-2075	EMPLOYEE REIMB. SICK LEAVE	0.00
01-2080	DEFERRED REVENUE-PAVING	0.00
01-2081	DEFERRED REVENUE-TAXES	167,627.78
01-2082	DEFERRED REVENUE-MISC. POLICE	{ 0.14}
01-2083	DEFERRED REVENUE REVITAL GRANT	0.00
01-2084	DEFERRED REVENUE- CIVIC CENTER	0.00
01-2085	AFLAC PRE-TAX	{ 1,434.58}
01-2086	DEFERRED REV.-POLICE DONATIONS	0.00
01-2087	DEFERRED REV.-COURTHOUSE PROJ.	0.00
01-2088	DEFERRED REVENUE-SWAT DONATION	0.00
01-2089	DEFERRED REVENUE/FIRE PROTECTI	0.00
01-2090	AFLAC POST TAX	{ 269.86}
01-2091	DEFERRED REV.-L.I.S.D. BUYMONE	1,286.50
01-2092	AIR MED CARE	185.00
01-2094	NEW YORK LIFE INS. PAYABLE	0.00
01-2095	VISION INS. PAYABLE	629.09
01-2096	EMPLOYEE LEGAL SERV. PAYABLE	181.30
01-2097	WORK BOOTS PAYABLE	{ 1,545.66}
01-2098	DEFERRED REV. - SPORTS COMPLEX	43,864.72
01-2099	JAE FITNESS PAYABLE	{ 745.03}
01-2150	ACCRUED PAYABLES	0.00
01-2160	ACCRUED PAYROLL LIABILITY	25,307.68
01-2999	PROFIT & LOSS	<u>0.00</u>
	TOTAL LIABILITIES	<u>957,550.07</u>
EQUITY		
01-3001	FUND BALANCE	3,388,452.37
01-3002	RESERVE-CAPITAL EQUIPMENT	0.00
01-3003	RESERVE-BUILDING & COMPUTER	0.00
01-3010	C.O. INTEREST	0.00
01-3011	C.O. PRINCIPAL	0.00
01-3012	TAN INTEREST	0.00
01-3013	TAN PRINCIPAL	0.00
01-3014	OTHER PRINCIPAL	0.00
01-3015	OTHER INTEREST	<u>0.00</u>
	TOTAL BEGINNING EQUITY	3,388,452.37

01 -GENERAL FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
TOTAL REVENUE		3,417,508.49
TOTAL EXPENSES		<u>2,863,556.70</u>
TOTAL REVENUE OVER/(UNDER) EXPENSES		553,951.79
TOTAL EQUITY & REV. OVER/(UNDER) EXP.		<u>3,942,404.16</u>
TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.		4,899,954.23 =====

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
ASSETS		
02-1001	CASH IN BANK	1,112,403.53
02-1002	CASH IN DRAWER	0.00
02-1003	DUE FROM INVESTMENTS/WATER DEP	31,552.70
02-1004	CAPITAL EQUIPMENT RESERVE	1,902,988.93
02-1005	W.S.G. CHGS. RECEIVABLE	164,107.26
02-10051	REFUNDS PAYABLE	1,981.92
02-10052	UTILITY A/R SUSPENSE	0.00
02-10053	UNAPPLIED US REVENUE	(27,029.89)
02-10054	US GL RECON REPORT	0.00
02-10059	UNBILLED REVENU RECEIVABLE	257,344.45
02-1006	PROV.FOR UNCOLLECT. ACCTS	(68,638.85)
02-1007	INVENTORY SUPPLIES	265,991.11
02-1008	WW. TRMT PLNT .RES.INVESTMENTS	98,103.81
02-1009	UTILITY SYSTEM IMPROV RESERVE	0.00
02-1010	UNAMORTIZED TAN ISSUE COSTS	0.00
02-1011	AMORT.OF DISC. & PREMIUMS	0.00
02-1012	WATER SYSTEM LAND	50,378.47
02-1013	WATER RIGHTS PURCHASED	6,680,247.00
02-1014	WALKS, DRIVES & FENCES	10,292,588.09
02-1015	BUILDINGS	187,349.78
02-1016	WELLS & WELL HOUSES	0.00
02-1017	BOOSTER STAT. AND STORAGE	347,071.00
02-1018	WATER LINES, VALVES & FITT	256,996.50
02-1019	WATER TAPS AND METERS	6,816,494.00
02-1020	AUTOMOTIVE & MISC.EQUIP.	2,404,449.71
02-1021	FIRE HYDRANTS	0.00
02-1022	WATER SYST. DEPRECIATION	(14,544,680.09)
02-1023	SEWER SYSTEM-LAND & LAGOO	0.00
02-1024	SEWAGE LIFT STATIONS	0.00
02-1025	DISPOSAL PLANT	0.00
02-1026	SEWER LINES	0.00
02-1027	SEWER SYS. DEPRECIATION	0.00
02-1028	DUE TO/FROM SOLID WASTE	0.00
02-1029	ELECTRICAL INVENTORY	0.00
02-1030	WATER RESERVE	386,590.84
02-1031	ACCOUNTS REC. - TRRA	0.00
02-1032	06 TAN ISSUANCE COSTS	0.00
02-1033	06 TAN AMORTIZATION	29,278.00
02-1034	DUE TO FROM WATER FUND	0.00
02-1035	DUE FROM TCDP GRANT	0.00
02-1036	DUE FROM INV. FUND-TX NOTE 06	19,419.01
02-1037	DUE TO INV. - WELLS &TOWER	418,874.69
02-1039	WATER TREATMENT PLANT	0.00
02-1040	WW TRMT PLANT RES.	0.00
02-1041	USDA WATER IMPROVEMENT GRNT.	0.00
02-1050	CASH IN BANK-TRMT PLANT	0.00
02-1051	UTILITY SYSTEM & REPLACEMENT	28,058.13
02-1060	CIP - NEW WATER WELL PROJECT	(0.71)
02-1065	CIP - LUBBOCK HWY LIFTSTATION	0.16

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
02-1070	CIP - ELEVATED STORAGE TANK	0.24
02-1075	CIP - WATER MAIN IMP, HWY 87	(0.48)
02-1076	CIP - USDA WATER IMP. PROJECT	12,837.41
02-1080	NET PENSION ASSET (LIABILITY)	169,935.03
02-1081	DEFERRED OUTFLOW-PENSION CONTR	29,540.26
02-1082	DEFERRED OUTFLOW-PENSION INV E	217,728.15
02-1083	L.E.D.C. PRISON TOWER REC.	<u>0.00</u>
		<u>17,541,960.16</u>
TOTAL ASSETS		17,541,960.16

LIABILITIES

02-2010	DUE TO LAMESA EDC	0.00
02-2013		0.00
02-2025	REVENUE RECOVERY LIABILITY	(236.77)
02-2026	REVENUE RECOVERY FEES	3,654.45
02-2027	UNDEPOSITED METER DEPOSIT	0.00
02-2028	WATER DEPOSITS	289,614.98
02-2029	T.M.R.S. PAYABLE	0.00
02-2030	F.I.C.A. PAYABLE	0.00
02-2031	VOUCHERS PAYABLE	0.00
02-2032	BONDS PAYABLE-PRISON	0.00
02-2033	CONTRIBUTED BY DEVELOPERS	255,845.00
02-2034	CONTRIBUTED BY U.S. GOV'T	236,875.39
02-2035	RES.RETIRE.OF BONDS & INT	0.00
02-2036	EARNED SURPLUS INVESTED	0.00
02-2037	EARNED SURPLUS UNAPPROPR.	0.00
02-2038	INT. ON B.F. INVESTMENT	0.00
02-2039	TRANS. FOR RET. OF BONDS	0.00
02-2040	OPERATING TRANSFER	0.00
02-2041	BOND INTEREST EXPENSE	0.00
02-2042	HANDLING FEES	0.00
02-2043	CAPITAL PROJECT FUNDS	440,420.21
02-2045	PROV.COMPENSATED ABSENCES	24,116.15
02-2046	DUE TO/FROM GENERAL FUND	0.00
02-2047	DUE TO SOLID WASTE	0.00
02-2048	DUE TO RISK MGT & SAFETY	0.00
02-2049	1992 C.O. DEBT NON CURRENT	0.00
02-2050	NOTE PAYABLE- 2006 TAX NOTES	0.00
02-2051	NOTE PAYABLE-CAT FINANCE	0.00
02-2052	LEASE PAYABLE-AAIG(NON-CURRENT	1,377,885.07
02-2053	NOTES PAYABLE-WSB (NONCURREN).	(0.40)
02-2054	BONDS PAYABLE - USDA	0.00
02-2055	CONTRIBUTED CAPITAL-TCDP	864,400.00
02-2056	CONTRIBUTED CAPITAL-TDCJ	133,567.10
02-2057	DUE TO G/F - LAND PURCHASE	0.00
02-2058	DUE TO SWMF - LAND PURCHASE	75,000.00
02-2059	DUE TO CAP. PROJ.-LAND PURCHAS	0.00
02-2060	AFLAC PRE-TAX	0.00
02-2061	DUE TO/FROM GOLF COURSE FUND	0.00

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
02-2070	GROUP INS. PRE-TAX	0.00
02-2085	AFLAC PRE-TAX	0.00
02-2090	AFLAC POST TAX	0.00
02-2095	VISION INS. PAYABLE	0.42
02-2160	ACCRUED PAYROLL LIABILITY	6,086.32
02-2900	CURRENT PORTION 91 C.O.'S	0.00
02-2901	CURRENT PORTION - USDA	0.00
02-2902	CURRENT PORTION-2006 TAN	0.00
02-2903	CURRENT PORTION-CAT FINANCE	0.00
02-2904	LEASE PAYABLE-AAIG (CURRENT)	(134,162.81)
02-2905	NOTES PAYABLE-WSB (CURRENT)	(0.33)
02-2906	NOTES PAYABLE-SOUTH PLAINS COM	0.00
02-2909	TAX NOTE 2013 - ST	0.00
02-2910	TAX NOTE 2013 L-T	0.00
02-2911	CURRENT PORTION COMP ABSE	(1,473.20)
02-2912	TAX NOTE 2013-A L-T	0.00
02-2913	TAX NOTE 2013A - S-T	0.00
02-2914	TAX NOTE 2014 L-T	0.00
02-2915	TAX NOTE 2014 S-T	0.00
02-2916	TAX NOTE 2019 - LT	0.00
02-2920	DEFERRED REV-LIFTSTATION PROJ.	0.00
02-2925	CONJ. USE SERIES 2011-NONCURRE	1,084,625.00
02-2926	CONJ USE SERIES 2011-CURRENT	85,809.00
02-2927	REFUNDING 2010 - NON CURRENT	(14,336.00)
02-2928	REFUNDING SERIES 2010-CURRENT	14,336.00
02-2929	RECLAMATION 2010 - NON CURRENT	0.00
02-2930	RECLAMATION 2010 - CURRENT	0.00
02-2931	GROUNDWATER 2009-NON CURRENT	188,556.00
02-2932	GROUNDWATER 2009 - CURRENT	21,463.00
02-2933	GROUNDWATER 2008 - NONCURRENT	0.00
02-2934	GROUNDWATER 2009 - CURRENT	0.00
02-2935	GROUNDWATER 2005-NONCURRENT	0.00
02-2936	GROUNDWATER 2005 - CURRENT	0.00
02-2937	GROUNDWATER 2012-NONCURRENT	641,464.00
02-2938	GROUNDWATER 2012-CURRENT	99,285.00
02-2939	2014 BOND (2005) ST	1.00
02-2940	2014 BOND (2005) LT	7,715.00
02-2941	2014 PREMIUM (2005)	0.00
02-2942	2014 BOND (2006) ST	54,584.00
02-2943	2014 BOND (2006) LT	366,071.00
02-2944	2014 PREMIUM (2006)	54,816.00
02-2945	2017 BACKHOE LOADER LT	1,162.37
02-2946	2017 BACKHOE LOADER ST	17,480.00
02-2947	CHEVROLET SILVERADO CL.	16,605.40
02-2950	DEFERRED OUTFLOW-PENSION	341,965.82
02-2999	PROFIT & LOSS	0.00
	TOTAL LIABILITIES	<u>6,553,194.17</u>

02 -WATER & WASTEWATER ENTER.

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
EQUITY		
02-3001	FUND BALANCE	10,491,812.67
02-3002	RESERVE-UTILITY SYSTEM IMPROV	0.00
02-3010	C.O. INTEREST	0.00
02-3012	TAN INTEREST	<u>0.00</u>
	TOTAL BEGINNING EQUITY	10,491,812.67
	TOTAL REVENUE	2,412,752.05
	TOTAL EXPENSES	<u>1,915,798.73</u>
	TOTAL REVENUE OVER/(UNDER) EXPENSES	496,953.32
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.	<u>10,988,765.99</u>
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.	17,541,960.16

03 -SOLID WASTE ENTERPRISE

ACCOUNT # ACCOUNT DESCRIPTION BALANCE

ASSETS

=====		
03-1001	CASH IN BANK	1,209,266.56
03-1002	CASH IN BANK - DEBT SERVICE	0.00
03-1003	CASH IN BANK - CAPITAL RESERVE	0.00
03-1004	DUE FROM GENERAL FUND	0.00
03-1005	DUE FROM WASTEWATER	0.00
03-10059	UNBILLED REVENUE RECEIVABLE	104,951.40
03-1006	DUE FROM WWF- LAND PURCHASE	75,000.00
03-1007	DUE FROM INVESTMENTS-DEBT SERV	0.00
03-1008	DUE FROM INV.-CAPITAL RESERVE	127,096.94
03-1010	UNAMORTIZED TAN ISSUE COSTS	0.00
03-1011	GARBAGE CHG. RECEIVABLE	111,270.70
03-1012	UNCOLLECTIBLE GARB.CHGS.	(42,398.46)
03-1013	GRANT PROCEEDS RECEIVABLE	0.00
03-1014	LAND	143,957.00
03-1015	BUILDINGS	2,386,652.61
03-1019	AUTOMOTIVE & MISC.EQUIP.	6,812,486.93
03-1020	DUE FROM INVESTMENT FUND	0.00
03-1021	CAPITAL EQUIPMENT RESERVE	252,831.46
03-1022	POST CLOSURE RESERVE	665,083.58
03-1023	ENVIROMENTAL OPER CENTER RES	0.00
03-1024	RESERVE FOR TAN I&S	0.00
03-1027	05 TAN ISSUANCE COSTS	0.00
03-1028	ACCUM. AMORT-ISSUANCE COSTS	(0.27)
03-1030	CIP - NEW LANDFILL CELL #4	(0.45)
03-1050	ACCUMULATED DEPRECIATION	(7,014,314.15)
03-1080	NET PENSION ASSET (LIABILITY)	91,815.74
03-1081	DEFERRED OUTFLOW-PENSION CONTR	15,960.57
03-1082	DEFERRED OUTFLOW-PENSION INV	<u>117,638.32</u>
		<u>5,057,298.48</u>

TOTAL ASSETS

5,057,298.48

LIABILITIES

=====		
03-2010	DUE TO/FROM GENERAL FUND	0.00
03-2013		0.00
03-2020	DUE TO/FROM WASTE WATER	0.00
03-2021	POSTCLOSURE RESERVE	0.00
03-2022	DUE TO RISK MGT & SAFETY	0.00
03-2030	CONTRIBUTED CAPITAL - SCALE	41,191.00
03-2040	TAN INTEREST EXPENSE	0.00
03-2041	BOND INTEREST EXPENSE	0.00
03-2042	LOSS ON EQUIPMENT	0.00
03-2044	CUR.PROV FOR COMP.ABSENCE	734.56
03-2045	PROV-COMPENSATED ABSENCE	19,468.44
03-2049	1992 C.O. DEBT NON-CURRENT	0.00
03-2050	N/P - CATEPILLAR (DOZER)	(0.25)
03-2051	EST.LIAB.LANDFILL CLOSURE	632,000.60
03-2052	OUTSOURCE LEASE-MAD VAC S-T	0.00

03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
03-2053	CATERPILLAR LEASE - S-T	0.15
03-2054	2005 TAX NOTE -CURRENT PORTION	0.00
03-2055	N/P CATERPILLAR (BULLDOZER)	(0.31)
03-2056	TAN I&S INTEREST	0.00
03-2060	AFLAC PRE-TAX	0.00
03-2065	N/P KSB - GARBAGE TRUCK	0.00
03-2070	GROUP INS. PRE-TAX	0.00
03-2085	AFLAC PRE-TAX	0.00
03-2090	AFLAC POST TAX	0.00
03-2095	VISION INS. PAYABLE	0.00
03-2096	N/P-CATERPILLAR 930H - LT	0.00
03-2097	N/P - CATERPILLAR 930H - ST	0.00
03-2098	N/P CATERPILLAR (BACKHOE) ST	0.00
03-2160	ACCRUED PAYROLL LIABILITY	4,694.22
03-2165	N/P MACK TRUCK W/ SIDELOAD -LT	127,675.00
03-2166	N/P MACK TRUCK W/ SIDELOAD -ST	(38,278.00)
03-2901	CURRENT PORTION 92 C.O.'S	0.00
03-2902	CURRENT PORTION-1997 TAN	0.00
03-2903	OUTSOURCE LEASE- MAD VAC L-T	0.00
03-2904	CATERPILLAR LEASE - L-T	0.00
03-2905	2005 TAX NOTE (LT)	0.00
03-2906	ST-CATERPILLAR LOADER 2015	11,742.00
03-2907	LT - CATERPILLAR LOADER 2015	77,629.00
03-2908	ST-CATERPILLAR BULL DOZER 2015	41,634.00
03-2909	LT-CATERPILLAR BULL DOZER 2015	(41,634.00)
03-2910	TAX NOTE 2012 - LT	0.00
03-2911	TAX NOTE 2012 - ST	0.00
03-2912	2016 MACK DUMP TRUCK - LT	0.00
03-2913	2016 MACK DUMP TRUCK - ST	(43,995.42)
03-2914	TAX NOTE COMPACTOR 2019 - LT	586,214.00
03-2915	CHEVROLET SILVERADO CL	11,283.45
03-2916	CHEVY SILVERADO LEASE -ST	5,913.00
03-2917	SKID STEER CL	11,205.23
03-2918	SKID STEER LEASE - ST	8,830.00
03-2919	MOTOR GRADER CL	143,761.00
03-2920	MOTOR GRADER LEASE - ST	16,546.00
03-2921	COMPACTOR 2020 - L-T	657,584.67
03-2922	COMPACTOR 2020 - S-T	(74,831.88)
03-2924	TAX NOT 19 SCRAPER 2019 - S-T	(71,913.40)
03-2950	DEFERRED INFLOW-PENSION	<u>184,763.81</u>
	TOTAL LIABILITIES	<u>2,312,216.87</u>
EQUITY		

03-3001	FUND BALANCE	2,359,595.56
03-3002	INVESTMENT IN PROPERTY	0.00
03-3003	UNRESERVED FUND BALANCE	0.00
03-3004	POSTCLOSURE RESERVE	107,228.18
03-3005	RESERVE ENVIROMENTAL OPER CNTR	0.00
03-3010	C.O. INTEREST	0.00
03-3012	TAN INTEREST	<u>0.00</u>
	TOTAL BEGINNING EQUITY	2,466,823.74

03 -SOLID WASTE ENTERPRISE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
	TOTAL REVENUE	1,096,289.62
	TOTAL EXPENSES	<u>818,031.75</u>
	TOTAL REVENUE OVER/(UNDER) EXPENSES	278,257.87
	TOTAL EQUITY & REV. OVER/(UNDER) EXP.	<u>2,745,081.61</u>
	TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.	<u>5,057,298.48</u>

18 -MUNICIPAL GOLF COURSE

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
ASSETS		
=====		
18-1001	CASH	(106,652.86)
18-1002	MEMORIAL FUND	4,331.36
18-1005	GOLF FEES RECEIVABLE	48,787.05
18-1006	ALLOWANCE FOR BAD DEBTS	(38,843.45)
18-1020	LAND IMPROVEMENTS	79,362.32
18-1021	EQUIPMENT	336,530.53
18-1022	DEPRECIATION	(265,151.68)
18-1023	BUILDINGS & IMPROVEMENTS	25,634.27
18-1028	SALES TAX RECEIVABLE	0.00
18-1030	DUE TO/FROM WATER FUND	0.00
18-1080	NET PENSION ASSET (LIABILITY)	22,061.36
18-1081	DEFERRED OUTFLOW-PENSION CONTR	3,834.98
18-1082	DEFERRED OUTFLOW-PENSION INV.	<u>28,265.98</u>
		<u>138,159.86</u>
TOTAL ASSETS		138,159.86
=====		
LIABILITIES		
=====		
18-2010	DUE TO/FROM GENERAL FUND	0.00
18-2013	NOTES PAYABLE-OUTSORCE/CURR.	0.00
18-2014	SALES TAX PAYABLE	0.00
18-2015	NOTE PAYABLE-WELL FARGO-CURREN	0.00
18-2016	DUE TO RISK MGMT.	96,624.00
18-2017	NOTES PAYABLE	0.00
18-2018	NOTES PAYABLE - OUTSOURCE	0.00
18-2044	COMP. ABSENCES - CURRENT	7,778.47
18-2045	COMP. ABSENCES - LONG TERM	12,161.53
18-2160	ACCRUED PAYROLL LIABILITY	1,293.75
18-2902	RANGE BALL SERVER -ST PORTION	0.00
18-2903	PNC GOLF CAR LEASE - LT	61,029.00
18-2904	PNC GOLF CAR LEASE - ST	(29,361.52)
18-2906	RANGE BALL SERVER- LT PORTION	(33,841.16)
18-2907	TORO MOWER LT	32,576.00
18-2950	DEFERRED INFLOW-PENSION	<u>44,394.80</u>
TOTAL LIABILITIES		<u>192,654.87</u>
EQUITY		
=====		
18-3001	FUND BALANCE	(17,563.39)
	TOTAL BEGINNING EQUITY	(17,563.39)
TOTAL REVENUE		97,230.24
TOTAL EXPENSES		<u>134,161.86</u>
TOTAL REVENUE OVER/(UNDER) EXPENSES		(36,931.62)
TOTAL EQUITY & REV. OVER/(UNDER) EXP.		(54,495.01)
TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.		138,159.86
=====		

20 -WASTEWATER FUND

ACCOUNT #	ACCOUNT DESCRIPTION	BALANCE
ASSETS		
=====		
20-1001	CASH	894,422.63
20-10059	UNBILLED REVENUE RECEIVABLE	89,753.99
20-1006	ALLOWANCE FOR BAD DEBTS	(17,052.87)
20-1010	SEWER CHARGES RECEIVABLE	67,234.09
20-1020	DUE FROM INVESTMENT FUND	739,774.66
20-1021	LAND	95,540.50
20-1025	SEWER PLANT/LIFT STATIONS	102,084.40
20-1035	CIP - LIFTSTATION	573,224.20
20-1980	DEFERRED OUTFLOW/2019 REF BOND	<u>79,543.86</u>
		<u>2,624,525.46</u>
TOTAL ASSETS		2,624,525.46
		=====
LIABILITIES		
=====		
20-2010	DUE TO GENERAL FUND	0.00
20-2020	DUE FROM WASTEWATER FUND	0.00
20-2054	BOND PAYABLE - USDA	0.00
20-2160	ACCRUED PAYROLL LIABILITY	1,917.34
20-2901	CURRENT PORTION - USDA	0.00
20-2916	TAX NT 2019 LIFT STATION - L-T	677,941.00
20-2917	TAX NT 19 LIFT STATION - S-T	(128,356.80)
20-2918	2019 REFUNDING BONDS	3,925,000.00
20-2980	BOND ISSUANCE PREM.2019 REF BO	<u>343,657.74</u>
TOTAL LIABILITIES		<u>4,820,159.28</u>
EQUITY		
=====		
20-3001	FUND BALANCE	(2,550,477.19)
TOTAL BEGINNING EQUITY		(2,550,477.19)
TOTAL REVENUE		797,723.01
TOTAL EXPENSES		<u>442,879.64</u>
TOTAL REVENUE OVER/(UNDER) EXPENSES		354,843.37
TOTAL EQUITY & REV. OVER/(UNDER) EXP.		(2,195,633.82)
TOTAL LIABILITIES, EQUITY & REV.OVER/(UNDER) EXP.		<u>2,624,525.46</u>
		=====

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 19

SUBJECT: CITY MANAGER REPORT
SUBMITTED BY: City Manager

SUMMARY STATEMENT

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

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 20

SUBJECT: MAYOR'S REPORT
SUBMITTED BY: Mayor

SUMMARY STATEMENT

Mayor to report on future events.

COUNCIL ACTION

No City Council action required.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 21

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

SUMMARY STATEMENT

Council to consider convening into closed executive session regarding Deliberation Regarding Personnel Matters with the provisions of the Texas Open Meetings Act (Chapter 551.074, Texas Government Code). No action will be taken in closed session. The Council will reconvene into open session after the completion of the executive session.

COUNCIL ACTION

DISCUSSION: _____

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

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

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

On this April 19, 2022, at a regularly scheduled meeting of the City Council of the City of Lamesa, Texas the Council adjourned into a closed executive session; notice of said session having been given by a notice posted at the City Hall, 601 South First Street at least seventy-two hours in advance.

A. ANNOUNCEMENT BY PRESIDING OFFICER:

"The City Council will begin its executive session on April 19, 2022 at _____
P.M."

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

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

B. ANNOUNCEMENT BY PRESIDING OFFICER:

"The City Council has completed its executive session on, April 19, 2022 at
_____ P.M."

C. CERTIFICATION:

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

WITNESS my hand this April 19, 2022

Josh Stevens, Mayor

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM: 22

SUBJECT: RECONVENE IN OPEN SESSION
PROCEEDING:
SUBMITTED BY: City Council
EXHIBITS:
AUTHORITY: Texas Open Meetings Act Chapter 551, Government Code

SUMMARY STATEMENT

Consider taking action on the following:

COUNCIL ACTION

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

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: APRIL 19, 2022

AGENDA ITEM:23

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, May 17, 2022** at City Hall, 601 South First Street. Persons desiring to present business to the City Council at that meeting are directed to submit a request in writing to the City Secretary by **Wednesday, May 4, 2022**, in order to be included on the agenda. There being no other business, the meeting is hereby adjourned.”