

**NOTICE OF REGULAR MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, April 13, 2020
5:30 p.m. Workshop Session
6:00 p.m. Regular Session**

Notice is hereby given that a regular meeting of the City Council of the City of Lampasas, Texas will be held on Monday, April 13, 2020 in the City Council Chambers located at 302 E Third Street, Lampasas, Texas. The City Council of Lampasas, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed, as authorized by the Texas Government Code sections 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), 551.087 (economic development), and Section 551.086 (Relating to the authority of public power utility governing bodies to deliberate regarding competitive matters).

**WORKSHOP SESSION
5:30 p.m.**

1. Call to order Workshop Session
2. Discussion regarding impact to local businesses due to COVID-19 *(pgs.3-4)*
3. Discussion regarding any item on the regular agenda
4. Adjourn Workshop Session

**REGULAR SESSION
6:00 p.m.**

ANNOUNCEMENTS

- A. Call to Order
- B. Invocation and Pledge of Allegiance
- C. Presentations and Proclamations
 - National Public Safety Telecommunications Week (April 12-18, 2020) *(pgs. 5-6)*

	PUBLIC HEARINGS/CITIZEN COMMENTS	PAGES
1.1	Citizen comments – Any citizen who desires to address the City Council on a matter not included on the Agenda may do so at this time. The City Council may not deliberate on items presented under this Agenda Item.	N/A
1.2	Citizen comments- Any citizen who desires to address the City Council on a matter that is included on the Agenda may do so at this time.	N/A

	MINUTES	PAGES
2.1	Discussion and possible action concerning approval of minutes of the Regular Meeting on March 23, 2020	7-16

2.2	Discussion and possible action concerning approval of minutes of the Special Meeting on April 6, 2020.	17-22
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3.0	CONSENT AGENDA	PAGES
3.1	Discussion and possible action regarding purchases and charges in excess of \$4,000 from March 1, 2020 to March 31, 2020	23-30
3.2	Discussion and possible action regarding the second reading of an Ordinance to re-adopt Chapter 50, Offenses, Article II :Curfew for Minors” of the Code of Ordinances of the City of Lampasas, Texas. As required by State law this Ordinance must be adopted every three years.	31-38
3.3	Discussion and possible action regarding the second reading of an Ordinance of the City Council of the City of Lampasas, Texas, postponing the General Election formerly ordered to be held on the 2 nd day of May, 2020, for the purpose of electing the expired terms of the Council Members Places Three, Four, and Five for the City Council of the City of Lampasas, Texas to the November 3, 2020 Uniform Election Date; Providing a repealing clause; Providing a severability clause; and providing for an effective date.	39-42

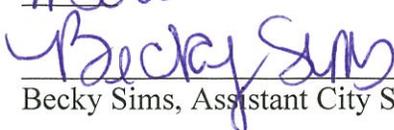
4.0	BOARDS/DEPARTMENT REPORTS	N/A
5.0	ROUTINE MATTERS	PAGES
5.1	City Manager’s Operational Report <ul style="list-style-type: none"> • Avenue C • Vacancy • Silver Creek • Avenue E • Postponements 	43-44
5.2	MAYOR’S COMMENTS	N/A

6.0	UNFINISHED BUSINESS	N/A
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7.0	NEW BUSINESS	PAGES
7.1	Discussion and possible action to consider granting a six month extension to the Hidden Oaks Preliminary Plat approval.	45-46

Adjourn

I, Becky Sims, Assistant City Secretary of the City of Lampasas, Texas, do hereby certify that this Notice of Meeting was posted on the bulletin board/front window of City Hall, 312 East Third Street, Lampasas, Texas, at a place readily accessible to the general public at all times, on the 9 day of April 2020 at

11:30 a


 Becky Sims, Assistant City Secretary


City ManagerITEM NO. WORKSHOP-2

**BUSINESS FOR THE CITY COUNCIL
OF THE
CITY OF LAMPASAS**

Subject:

Discussion regarding impact to local businesses due to COVID-19

Requested By: Mike White, Council Member

Submitted By: Mandy Walsh, Director of Economic Development

Date Submitted: April 8, 2020

For the Agenda of: April 13, 2020

Procurement and Funding Statement:

To be determined

Attachments:

Summary Statement:

This item is placed on Council Workshop to discuss impacts, needs, and assistance of non-essential businesses due to COVID-19 and related Orders.

Recommendation:

Discussion Only

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PROCLAMATION

A PROCLAMATION TO DESIGNATE, THE WEEK OF APRIL 12-18, 2020, AS “NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK”

WHEREAS, the Congress of the United States has established that the second full week of April each year as National Public Safety Telecommunicators Week; and

WHEREAS, when an emergency occurs, the prompt response of law enforcement, fire fighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our law enforcement officers, firefighters and paramedics is dependent upon the quality and accuracy of information obtained from citizens who telephone the communication centers; and

WHEREAS, public safety telecommunicators are the first and most critical contact our citizens have with emergency services; and

WHEREAS, public safety telecommunicators are the single vital link for our law enforcement, firefighters and paramedics in monitoring their activities by radio, providing them information and ensuring their safety and appropriate response; and

WHEREAS, our public safety telecommunicators have exhibited compassion, understanding and professionalism during the performance of their duties in this past year;

NOW, THEREFORE, I, Misti Talbert, Mayor of the City of Lampasas, on behalf of the Lampasas City Council, proclaim the week of April 12-18, 2020 as **“National Public Safety Telecommunicators Week”** and join in honoring the men and women whose diligence and professionalism keep our citizens safe.

IN WITNESS WHEREOF, I have herewith set my hand and caused the Great Seal of the City of Lampasas, Texas to be affixed.

BY MY HAND, this 13th day of April, 2020

Misti Talbert, Mayor

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**MINUTES OF REGULAR MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, March 23, 2020**

The City Council of the City of Lampasas met in regular session on the above date with Mayor Talbert presiding.

Council Members present:

T.J. Monroe, Mayor Pro Tem
Chuck Williamson
Randy Clark
Cathy Kuehne
Delana Toups
Mike White

Council Members absent:

None

City Staff Present:

Finley deGraffenried, City Manager
Christina Marez, City Secretary
Monica Wright, Information Systems Director
Kristy Acevedo, Network Administrator
Jeffry Smith, Fire Chief
Sammy Bailey, Police Chief

**WORKSHOP SESSION
5:30 p.m.**

1. Call to order Workshop Session

Mayor Talbert called the workshop session to order at 5:30 p.m.

2. Discussion regarding response and impacts of Covid-19.

Dr. James Cain provided an update of the cases and deaths due to this Covid-10 virus. He said that everyone should take a moment and realize the following:

- First, we live in Texas, this state knows how to handle disasters such as hurricanes every other year. There is plenty of food and toilet paper, so stop raiding the stores and hoarding.
- Second, most Americans are going to be fine, but those over the age of 50 and with health issues could get hit very hard.
- Third, this is not the flu. This is something new and it will be some time before we know how it behaves, but we know it can hit fast and very hard. What is different here is the flu kills many people each year and affects millions, but it does it over many months. This virus could make many sick in a short period of time overwhelming our health systems ability to respond. This is why health care professionals and scientists are concerned.

- So what can we do? Social spacing, washing hands, covering coughs, stay home if you are sick. Stay home if you are not. Stop shaking hands and avoid high volume surfaces. If we can just spread out a little, for just a little while, we can slow this down and give our health care professionals, health systems and scientists time to develop treatments and vaccinations. It also gives us time to increase testing and identify where these cases are in our communities. These are the steps we can take to protect our older and most vulnerable community members.
- If you have a cough or fever, call your doctor's office. You may be fine to just stay home. Remember, most people with Covid-19 will recover just fine with rest and treating symptoms.

Ashley Underwood, Advent Health Hospital Administrator, provided information on the number of rooms available to house anyone with the virus and that their staff is prepared. As of date, there have not been any confirmed cases by the hospital.

Jeff Smith, Fire Chief, also provided an update and reiterated the same advice that Dr. Cain had just provided.

3. Discussion regarding Tractor/Trailer Parking in Residential Areas.

Mayor Talbert explained that this item would not be discussed and moved to the next Council meeting.

4. Discussion regarding any item on the regular agenda

There was no discussion.

5. Adjourn Workshop Session

Council member Kuehne moved to adjourn the workshop session at 6:25 p.m. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

A break was taken before going into regular session.

<p>REGULAR SESSION 6:00 p.m.</p>
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ANNOUNCEMENTS

- A. Call to Order

Mayor Talbert called the regular session to order at 6:35 p.m.

She also announced that in accordance with Governor Abbott's Executive Order, issued on March 18th, limiting gatherings to no more than 10 people, only necessary City Staff is present and the public is encouraged to participate in Council meetings by video access rather than attending the meeting in person. Should the public have any questions or comments, they may call in at 512-564-1383.

- B. Invocation and Pledge of Allegiance

Finley deGraffenried, City Manager, gave the invocation and the Pledge of Allegiance to the U.S. and Texas flags were recited.

C. Proclamations- *Fair Housing Month*

Mayor Talbert read out loud the proclamation and declared April as Fair Housing Month.

	PUBLIC HEARINGS/CITIZEN COMMENTS
1.1	Citizen comments – Any citizen who desires to address the City Council on a matter not included on the Agenda may do so at this time. The City Council may not deliberate on items presented under this Agenda Item.

There were no citizen comments.

1.2	Citizen comments- Any citizen who desires to address the City Council on a matter that is included on the Agenda may do so at this time.
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There were no citizen comments.

1.3	Public Hearing to receive citizen comments regarding the first reading of an Ordinance to re-adopt Chapter 50, Offenses, Article II Curfew for Minors” of the Code of Ordinances of the City of Lampasas, Texas.
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Mayor Talbert opened the public hearing for any citizen comments.

There were no citizen comments.

Mayor Pro Tem Monroe moved to close the public hearing. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

2.0	MINUTES
2.1	Discussion and possible action concerning approval of minutes of the Regular Meeting on March 9, 2020.

Mayor Pro Tem Monroe moved to approve the minutes as presented. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

3.0	CONSENT AGENDA
3.1	Discussion and possible action regarding the Monthly Investment report for February 2020.
3.2	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial, or approval with modification(s) the rezone of .27 acres from Retail “R” to Single Residential Family-6 “SF-6”, Lampasas County, Lampasas, Texas. The property is described as Block 39, A H Barnes Lots 5-6, commonly known as 208 E 5 th Street, Lampasas, Texas.
3.3	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial, or approval with modification(s) a request for a Specific Use Permit (SUP) to allow for an accessory dwelling (garage apartment) in an area zoned Single Residential Family-6 “SF-6”, Lampasas County, Lampasas, Texas. The property is described as Block 39, A H Barnes Lots 5-6, commonly known as 208 E 5 th Street, Lampasas, Texas.
3.4	Discussion and possible action regarding the second reading of an Ordinance to consider

	approval, denial or approval with modification(s) a request for a Specific Use Permit (SUP) to allow for Portable Building Sales (outdoor display) in an area zoned Commercial "C". The property is described as 3.15 acres of the Daniel Stanley Survey, Abstract No. 631; being all of lots 1 & 2 and part of lots 3 & 4, Block 14 and 0.41 acres of School Avenue of the S.J. Harrells Addition; commonly known as 1573 Barnes Street, Lampasas Texas, Lampasas County.
3.5	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial, or approval with modification(s) the rezone of the following tracts from Light Industrial to Multi-Family Residential-2 District "MF-2" (Apartments); generally known as 707 S. Pecan Street, Lampasas, Texas <ul style="list-style-type: none"> • Tract One- .096 acre out of the John Burleson Survey, Abstract No. 42 Lampasas County, Texas and including a part of Seventh Street and Lots 5 & 6 Block 21, Old Town of Lampasas. • Tract Two- 0.32 acre out of the John Burleson Survey, Abstract No. 42, Lampasas County, Texas and including part of Seventh Street, Lots 6 & 7 and a part of the alley, Block 21, Old Town of Lampasas. • Tract Three- 1.61 acres out of the John Burleson Survey, Abstract No. 42, Lampasas County, Texas and including part of Seventh Street, Elm Street, Lots 7 & 8 and a part of the alley, Block 21, Old Town of Lampasas.
3.6	Discussion and possible action regarding the second reading of an Ordinance to amend the following text of the Lampasas Zoning Regulations: <ul style="list-style-type: none"> • Section 31.3 -Planned Development Requirements to allow minimum tract area of 2 acres for a single podium structure.
3.7	Discussion and possible action regarding the second reading of an Ordinance to amend the following text of the Lampasas Zoning Regulations: <ul style="list-style-type: none"> • Section A.3. -Definitions- to define a podium structure as a multi-occupancy, multi-use horizontally separated building typically with more intense land uses on the lower floors and multi-family residential on higher floors. Other combinations of land-uses may be considered as part of a Planned Development
3.8	Discussion and possible action regarding the second reading of an Ordinance to amend the following text of the Lampasas Zoning Regulations: <ul style="list-style-type: none"> • Section 22.3 MF-2- Multi-Family Residential District (Apartments) to allow structure heights over 35 feet if part of a Planned Development, or no greater than 5 over 2 if a podium building.

Mayor Pro Tem Monroe moved to approve the consent agenda as presented. The motion was seconded by Council member Williamson and with a unanimous vote, the motion carried.

4.0	BOARDS/DEPARTMENT REPORTS
4.1	<ol style="list-style-type: none"> 1. Municipal Court Monthly Report 2. City Secretary Monthly Report 3. Police Department Monthly Report 4. Utility Billing and Collections Monthly Report 5. Public Works Monthly Report for Electric, Streets, Water/Wastewater 6. Building Official Monthly Report 7. Economic Development Monthly Report

8. Fire Department Monthly Report
9. Parks and Recreation Monthly Report
10. Information Systems Monthly Report
11. Library Monthly Report
12. Golf Course Monthly Report

No Department report was discussed.

5.0	ROUTINE MATTERS
5.1	City Manager’s Operational Report

City Manager deGraffenried reviewed his report:

- Comp Plan - As with all non-Council meetings, the Comprehensive Plan Advisory Committee meeting scheduled for April 7, 2020 has been postponed. According to the attached Progress Report and invoice, HALFF has completed over 63% of their contracted scope, and has provided drafts of four chapters of the Plan to the City for review. City Staff encourages continued input on the drafts, not only observations, but also recommendations related to specific language. City Staff will coordinate a date, hopefully prior to Summer, for the next meeting.
- West Ave E - The City Attorney, Jo Christy Brown, with help from neighbors on Avenue E, has contacted the sole heir to the property required for a drainage easement. Previously, the City had provided the owners of record an appraisal of the easement and a financial offer for the approximately 13 feet x 129 feet area (0.04 acres). Without acknowledgement of receipt, the City was preparing, through a City Council Resolution, to initiate condemnation. With the heir now identified and contacted, the City has verbal agreement for the easement conveyance. The City will prepare and advertise for paving and drainage improvements in the coming weeks.
- Airport - The City has been notified that improvements to the Airport runway and lighting will commence on or about April 13. Additionally, the contractor may begin to mobilize equipment and machinery next week. The scope of improvements includes crack sealing, slurry seal of runway, painting, and improvements to the runway lights. The project was funded 90% through TXDOT and the Federal Aviation Administration through non-primary entitlement funds. During the project, the Airport will likely be closed for 2 to 3 times, for up to 3 days per closure.
- Election - The City was contacted by the Lampasas County Election Administrator, Mark Bishop, regarding his desire to postpone the City election in May. His concern centered on early voting and the number of elderly that would be exposed to/by election employees. Additionally, concerns were raised regarding the possible spread of the virus from voting machines. The State has provided means to conduct the election in November and the City Secretary, Christina Marez, will review the item in regular session for Council consideration.
- Finance Department – Yvonne Moreno, Finance Director, in consultation with the City Manager, has made some minor staff changes in the Finance Department, and Utility Billing and Collection. Felicia Vallejo has moved from the customer counter to Gary Cox’s former office in order to concentrate more closely on billing, reconciliation, and customer service. She will continue to assist with new accounts, but in a more private office setting. The move will also allow additional disbursement and redundancy of Finance Department duties.
- Chlorine Burn - Residents should begin to notice the positive change in the smell and taste of City water this week. Chloramines began registering at the City metering points on March 20; however, it will take several days to reach the western extent of our distribution system. According to Van Sims, Water/Wastewater Operations Manager, the burn was very effective in maintaining and

cleaning our distribution system. Council and residents will notice additional flushing on the system to purge any remaining chlorine.

- Ave C - It seems like a broken record, but if the weather will cooperate, Avenue C should be completed in the next two weeks. All tie-ins have been done, and concrete and asphalt contractors have prepared the project for hot-mix and curbing.

5.2	MAYOR'S COMMENTS
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Mayor Talbert thanked Council and the City Staff present for attending the Council meeting.

6.0	UNFINISHED BUSINESS
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There was no unfinished business.

7.0	NEW BUSINESS
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7.1	Discussion and possible action regarding 2020 Consumer Price Index (CPI), adjustment to Municipal Telecommunications Right-of-Way access line rates.
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City Manager deGraffenried, explained that this item is considered annually by Council as a pass through rate to telephone customers. For the past seven years, the City has opted not to increase access line rates to consumers and due to the relative small impact, City Staff recommends no increase.

Council member Toups moved to not raise Municipal Telecommunications Right-of-Way access line rates. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.2	Discussion and possible action regarding the first reading of an Ordinance to re-adopt Chapter 50, Offenses, Article II Curfew for Minors” of the Code of Ordinances of the City of Lampasas, Texas. As required by State law this Ordinance must be adopted every three years.
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City Manager deGraffenried explained that Section 370.002 of the Local Government Code requires that after a City adopts a juvenile curfew ordinance, the City must review and readopt the ordinance every three years. The statute requires that a City review the Ordinance’s effects on the community and on problems the ordinance was intended to remedy, conduct public hearing on the need to continue the ordinance; and either abolish, continue, or modify the ordinance.

deGraffenried said that a juvenile curfew ordinance expires if the City does not review and readopt it every three years. Without the curfew ordinance, the Lampasas Police Department will have no authority to keep juveniles off the streets at such late hours.

Council member Clark moved to approve the first reading of an Ordinance to re-adopt Chapter 50, Offenses, Article II Curfew for Minors” of the Code of Ordinances of the City of Lampasas, Texas. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.3	Discussion and possible action to suspend the effective date proposed by ATMOS Energy Corporation- MIDTEX Division, to increase rates under the gas reliability infrastructure program for 45 days, and authorize the City’s continued participation in a coalition of Cities known as the “ATMOS Texas Municipalities”
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City Manager deGraffenried reviewed both Items 7.3 and 7.4 in his explanation. He said that in light of the Texas Supreme Court’s opinion, the City’s ability to review and effectuate a change in Atmos Energy’s requested increase is limited. Nonetheless, to allow for a limited review of Atmos Energy’s GRIP application, it is recommended that the City suspend Atmos Energy’s proposed effective date of April 28, 2020 for forty-five days as allowed by state law, so that the City may evaluate whether the data and calculations in Atmos Energy’s rate application are correctly done. Therefore, ATM’s Special Counsel, the law firm of Herrera Law & Associates, PLLC, through Alfred R. Herrera, recommends that the City adopt a resolution suspending Atmos Energy’s proposed effective date for 45 days. Assuming a proposed effective date of April 28, 2020, Atmos Energy’s proposed effective date is suspended until June 12, 2020.

Mayor Pro Tem Monroe moved to suspend the effective date proposed by ATMOS Energy Corporation-MIDTEX Division, to increase rates under the gas reliability infrastructure program for 45 days, and authorize the City’s continued participation in a coalition of Cities known as the “ATMOS Texas Municipalities”. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.4	Discussion and possible action regarding a Resolution by the City of Lampasas responding to the application of ATMOS Energy Corporation- MIDTEX Division, to increase rates under the gas reliability infrastructure program; suspending the effective date of this rate application for forty-five days; authorizing the City to continue to participate in a coalition of cities known as the “ATMOS Texas Municipalities” determining that the meeting at which resolution was adopted complied with the Texas Open Meetings Act; making such other findings and provisions related to the subject; and declaring an effective date
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City Manager deGraffenried had already explained this item under Item 7.3.

Mayor Pro Tem Monroe moved to approve a Resolution by the City of Lampasas responding to the application of ATMOS Energy Corporation- MIDTEX Division, to increase rates under the gas reliability infrastructure program; suspending the effective date of this rate application for forty-five days; authorizing the City to continue to participate in a coalition of cities known as the “ATMOS Texas Municipalities” determining that the meeting at which resolution was adopted complied with the Texas Open Meetings Act; making such other findings and provisions related to the subject; and declaring an effective date. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

7.5	Discussion and possible action to declare two obsolete HACH APA6000 Ammonia/ Monochloramine Analyzers as surplus and to allow disposal as State Law allows.
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City Manager deGraffenried explained that two APA 6000 Ammonia/Monochloramine Analyzers were purchased in 2013 and have since been deemed obsolete and discontinued by the manufacturer and replacement parts are unavailable. The Wastewater Department is requesting authorization to declare these items as surplus and to allow disposal as State Law allows.

Council member Toups moved to declare two obsolete HACH APA6000 Ammonia/ Monochloramine Analyzers as surplus and to allow disposal as State Law allows. The motion was seconded by Council member White and with a unanimous vote, the motion carried.

Mayor Talbert moved to Item 7.7.

7.7	Discussion and possible action regarding the first reading of an Ordinance of the City Council of
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the City of Lampasas, Texas, postponing the General Election formerly ordered to be held on the 2 nd day of May, 2020, for the purpose of electing the expired terms of the Council Members Places Three, Four, and Five for the City Council of the City of Lampasas, Texas to the November 3, 2020 Uniform Election Date; Providing a repealing clause; Providing a severability clause; and providing for an effective date.
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Christina Marez, City Secretary, explained that Pursuant to Section 418.016 of the Texas Government Code, on March 18, 2020, the Governor of the State of Texas signed a proclamation suspending certain provisions of the Texas Election Code and the Texas Water Code to allow all local political subdivisions that are utilizing the May 2, 2020 uniform election date to postpone their elections to the November 3, 2020, uniform election date. In addition, pursuant to Election Advisory No. 2020-12, issued by the Texas Secretary of State's Office on or about March 18, 2020, this Order makes the findings that the candidate filings for the General Election for May 2, 2020, for the City of Lampasas, Texas, for the purpose of electing members of the City Council Places Three (3), Four (4) and Five (5) of the City of Lampasas, Texas shall remain valid for the election to be held on November 3, 2020, and that the filing period for candidates will not be re-opened for the election to be held on November 3, 2020.

Marez also said that as City Manager deGraffenried had noted in his report, the County Election Administrator, Mark Bishop, expressed his desire to postpone the City election in May. His concern centered on early voting and the number of elderly that would be exposed to/by election employees. Additionally, concerns were raised regarding the possible spread of the virus from voting machines.

Mayor Pro Tem Monroe moved to approve the first reading of an Ordinance of the City Council of the City of Lampasas, Texas, postponing the General Election formerly ordered to be held on the 2nd day of May, 2020, for the purpose of electing the expired terms of the Council Members Places Three, Four, and Five for the City Council of the City of Lampasas, Texas to the November 3, 2020 Uniform Election Date; Providing a repealing clause; Providing a severability clause; and providing for an effective date. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

7.8	Discussion and possible action regarding an Emergency Ordinance of the City Council of the City of Lampasas, Texas, temporarily amending Ordinance 1148 which adopted the 2006 City of Lampasas Personnel Policies Manual Section 8.00 Leave Time, Subsection 8.05 Family and Medical Leave by complying with the Emergency Family and Medical Leave Expansion Act and Subsection 8.15 Sick Leave Pool by temporarily suspending the catastrophic purpose for use of the Sick Leave Pool, as well as the contribution of days and membership term requirements, reflecting the Families First Coronavirus Response Act ("Act") which is a Federal Law passed by Congress on March 18, 2020 in response to COVID-19; Repealing conflicting ordinances and/or City policies; including a severability clause; and establishing an immediate effective date
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Christina Marez, City Secretary, explained the City received information from the State of Texas Governor Abbott that a federal law was passed by Congress on March 18, 2020, in response to COVID-19. The Act creates, among other things, Emergency Family and Medical Leave Expansion Act and the Emergency Paid Sick Leave Act. The law goes into effect on April 2, 2020. This ordinance allows for compliance with the Emergency Family and Medical Leave Expansion Act and would allow a City employee to request sick time through the sick leave pool should they meet the eligibility requirements under the Emergency Paid Leave Act in response to COVID-19, until December 31, 2020.

Mayor Pro Tem Monroe moved to approve the first and final reading of an Emergency Ordinance of the City Council of the City of Lampasas, Texas, temporarily amending Ordinance 1148 which adopted the

2006 City of Lampasas Personnel Policies Manual Section 8.00 Leave Time, Subsection 8.05 Family and Medical Leave by complying with the Emergency Family and Medical Leave Expansion Act and Subsection 8.15 Sick Leave Pool by temporarily suspending the catastrophic purpose for use of the Sick Leave Pool, as well as the contribution of days and membership term requirements, reflecting the Families First Coronavirus Response Act (“Act”) which is a Federal Law passed by Congress on March 18, 2020 in response to COVID-19; Repealing conflicting ordinances and/or City policies; including a severability clause; and establishing an immediate effective date. The motion was seconded by Council member Clark and with a unanimous vote, the motion carried.

Mayor Talbert moved back to Item 7.6.

7.6	Discussion and possible action regarding a Resolution by City Council identifying risks, mitigation, and response to the Coronavirus/Covid-19 Pandemic
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City Manager deGraffenried provided Council with a revised Resolution that was not included in their packet. He explained that the Resolution formalizes the City conditions, impacts and response to the Coronavirus Pandemic, and cites the authority within Chapter 418 of the Government Code to act. The Resolution is consistent with the County’s declaration.

He highlighted some of the contents of the revised Resolution/Declaration:

- The revised Resolution/Declaration models the declaration that was recently passed by the City of Waco.
- This Resolution/Declaration would order a local state of disaster and public health emergency for the City of Lampasas due to evidence of increasing occurrence of COVID-19 within the City and throughout the Central Texas area. It would reinforce the size of gatherings and social distancing, as well as shelter in place.
- Since the order by Texas Governor Greg Abbott on March 19 prohibiting social gatherings in excess of 10 people as well his press conference on March 22 acknowledging that he would applaud cities for considering more stringent measures to address this public health emergency, this Resolution takes that and more into account.
- The primary difference of this revised Resolution/Declaration to the one in Council’s packet is that it requires for citizens within the City to shelter in place; generally, it takes another step of limiting the public of leaving their residences only to perform essential activities as outlined in the declaration.
- The Declaration outlines all businesses with a facility in the City, except “Essential Businesses” as defined in Section 10, that would be required to cease all activities, except minimum basic operations. Restaurants may only do carry out or delivery; no inside orders or waiting. This Declaration would close the Golf Course.
- Once approved, this state of disaster shall continue through April 3, 2020, unless extended by the City Council.

Action taken by Council included:

1. Mayor Pro Tem Monroe moved to approve the revised Resolution/Declaration that was presented to Council at the meeting that identifies risks, mitigation, and response to the Coronavirus/Covid-19 Pandemic. The motion was seconded by Council member White and with a unanimous vote, the motion carried.

2. Council member Kuehne moved to appoint Dr. James Cain as the City's Health Advisor. The motion was seconded by Council member White and with a unanimous vote, the motion carried.
3. Mayor Pro Tem Monroe moved to grant authority to the City Manager and City Supervisory Staff to adjust scheduling and on-call status for employees to make sure the City does its part to limit the spread of the virus, and limit any impacts to our workforce. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

Mayor Talbert encouraged citizens to stay home for the next 7 to 10 days to help limit the spread of this virus.

Mayor Talbert announced that Council would not be going into executive session and would put off this item for a future meeting.

Adjourn into Executive Session

EXECUTIVE SESSION

The City Council of the City of Lampasas, Texas will meet in closed Executive Session pursuant to the Texas Government Code, Chapter 551, as follows:

8.0	EXECUTIVE SESSION ITEMS
8.1	Section 551.074 (<i>personnel matters</i>), to deliberate the appointment, employment, evaluation, reassignment, duties of City Manager; and other personnel matters as allowed by Texas Government Code, Chapter 551.
8.2	Adjourn Executive Session and reconvene Regular Session

REGULAR SESSION

9.0	ACTION ON EXECUTIVE SESSION
9.1	Discussion and possible action concerning items posted and discussed by Council in Executive Session

Executive session was not held.

Adjourn

Council member Kuehne moved to adjourn the meeting at 7:16 p.m. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

PASSED AND APPROVED this _____ day of _____, 2020.

Misti Talbert, Mayor

ATTEST:

Christina Marez, City Secretary

**MINUTES OF SPECIAL MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, April 6, 2020**

The City Council of the City of Lampasas met in regular session on the above date with Mayor Talbert presiding.

Council Members present:

T.J. Monroe, Mayor Pro Tem
Chuck Williamson
Cathy Kuehne
Delana Toups
Mike White

Council Members absent:

Randy Clark

City Staff Present:

Finley deGraffenried, City Manager
Christina Marez, City Secretary
Monica Wright, Information Systems Director
Jeffry Smith, Fire Chief
Sammy Bailey, Police Chief
Van Berry, Golf Course Manager

**SPECIAL SESSION
5:30 p.m.**

1. Call to order Special Session

Mayor Talbert called the special session to order at 5:30 p.m.

2. Discussion and possible action regarding continuing, renewing, or cancelling the City of Lampasas Emergency Disaster Declaration (Stay Home, Stay Safe) ordered March 23, 2020 and extended through April 6, 2020.

City Manager deGraffenried explained that the attached Declaration Order remains substantially the same as the Order dated March 23, 2020, however, Council is asked to consider extending the Order through April 30, 2020. That date coincides with Governor Abbott's executive order number 14. He said that some of the recitals in the Declaration have changed but the body and intent of the Declaration is the same. He noted that Council will have a regular Council meeting on April 27, 2020, should Council want to modify or extend the Declaration at that time or set another date for consideration. He then deferred discussion over to Fire Chief Jeffry Smith.

Mayor Talbert announced that for those that watching and listening to the live meeting that may have any questions, please call 512-556-0332.

Jeffry Smith, Fire Chief, reviewed the following Covid-19 information and updates:

- In the U.S.
 - 1.9 million people tested
 - 361,331 positive cases
 - 45,168 hospitalized
 - 10,680 deaths
- In Texas, as of 8:00 p.m., Sunday, April 5
 - 85,357 people tested
 - 7,319 positive cases reported today
 - 140 deaths
 - 1,053 hospitalized
 - 157 Counties now reporting active cases
 - First Covid-19 death was on March 17
 - With the rapid progression of this virus the deaths and cases have increased as follows:
 - March 24 – 9 deaths
 - March 31 – 41 deaths
 - As of April 6 – 140 deaths
 - March 8 – 8 cases
 - March 15 – 56 cases
 - March 22 – 334 cases
 - One week ago – 2,552 cases
 - Yesterday – 6,812 cases
 - Today – 7,319
- In Lampasas as of today, 2 people have tested positive

Smith continued by saying that these increasing numbers tell you how fast this virus is spreading. It is still in the acceleration stage and still a way from peak. We need to continue social distancing and practice good hygiene.

Mayor Talbert expressed the importance of continuing the efforts outlined in the Declaration not only for yourself and your family but also for your neighbor. Keep in mind that this time is not an extended spring break, it is important that we continue our efforts to prevent the spread of this virus.

Council member Kuehne moved to approve the Order extending the Disaster Declaration through April 30, 2020. The motion was seconded by Mayor Pro Tem Monroe and with a unanimous vote, the motion carried. (Clark absent)

3. Discussion and possible action with regards to modifications to the City of Lampasas Declaration Q&A and the City of Lampasas “What the Order Means” document based on changes in Orders, services or fees; which may be considered under this agenda item as well.

City Manager deGraffenried explained that through this agenda item, Council has the opportunity to provide input on supplemental documents related to online fees, the Golf Course and procedures for worship.

deGraffenried explained the following:

- A question was posed if the online fees for credit card payments could be waived for utility payments

- The fee is a 2% charge for credit card payments
- Keep in mind that the drive thru is available for citizens to pay their utility bill, drop their payment in the drop box and they can also mail their payment
- Should Council consider waiving the 2% fee, there is still a fee to the City for web payments

deGraffenried turned discussion over to Van Berry, Golf Course Manager, in reference to the Golf Course.

Van Berry, Golf Course Manager, reviewed the number of golf courses that are currently closed in different counties. Should the City's Golf Course remain closed, he could prorate membership fees for the timeframe that it remains closed.

Jeff Smith, Fire Chief, explained that he and Sammy Bailey, Police Chief, met with a few local churches, specifically Grace Fellowship and First Baptist Church, that are interested in having parking lot church services, especially for Easter services. Parishioners would remain in their vehicles and vehicles would be parked in designated areas that provide sufficient distancing. No vehicles would be allowed to remain on during the service, they must be turned off.

Smith explained that he and Chief Bailey have no issues with the churches having the worship services as long as they comply with everything that was discussed with them.

City Manager deGraffenried explained that the City did discuss and review this with the County Emergency Management Coordinator, County Health Official and City Attorney, Jo Christy Brown. Though still concerned of the spreading virus, they expressed that as long as they stay in their vehicle during the service, social distance requirement met, and have their vehicles off, they understood of the worship request, they just wanted to make sure that the church's ensure compliance of those requirements.

For discussion purposes, Council member Kuehne moved as follows:

1. Approve waiving the 2% credit card fee
2. Approve that the Golf Course remain closed through April 30
3. Not approve the request for worship services in parking lots.

The motions made was seconded by Mayor Pro Tem Monroe.

Discussion by Council member Kuehne included:

- She understands that the credit card fees are a part of doing business, but right now during this pandemic, those fees could buy someone a gallon of milk and a carton of eggs. She is only asking for temporarily waiving these fees to help accommodate citizens in need.
- She did agree that the Golf Course should remain closed in line with the Declaration Order.
- As for parking lot church services, the churches should continue to stream their services online. It is too risky to chance spreading the virus with people traveling into our community from other counties to attend these services. She asked for everyone to look at the logistics. She felt that the City would be setting themselves up if they allow. It would be a step backwards toward trying to control the spread of the virus. If it were a request for Easter services only, it might be ok, but to allow would only open it to becoming larger crowds in time.

Council discussion included:

- Council member Toups felt that since the City is currently waiving any utility late fees and not disconnecting any utilities and working on payment arrangements, the 2% fee did not need to be removed
- Mayor Pro Tem Monroe agreed with Council member Kuehne on waiving the 2% credit card fee due to so many people not working or jobs lost and also was concerned with the worship parking lot services request.
- All Council members agreed that the Golf Course should remain closed. However, the membership fees should be prorated, or credited time for as long as the course is closed, when the next membership fees come due.
- Council member Toups felt that for some people it means a lot for them to be in the presence of their church and just isn't the same to view it online. Also some churches don't have the means or capability to stream online.
- Mayor Talbert agreed with Council member Toups. She said that to some people, it may be a mental and spiritual health reason to attend services in person.
- Council member White also agreed and said that if people want to attend services in person by being in a vehicle, let them.

Mayor Talbert reminded Council of the motion made by Council member Kuehne and seconded by Mayor Pro Tem. She called for a vote. With a vote of two in favor and four opposed (White, Talbert, Williamson and Toups), the motion failed. (Clark absent)

Council member Toups moved as follows:

1. Not approve waiving the 2% credit card fee
2. Approve that the Golf Course remain closed through April 30
3. Approve the request for worship services in parking lots in accordance with Fire Chief Smith and Police Chief Bailey's requirements that were set forth.

The motion was seconded by Council member White and with a vote of four in favor and two opposed (Kuehne and Monroe), the motion carried. (Clark absent)

4. Discussion and possible action regarding the approval of purchase of two 60 hp VFD Motors and Motor Adapter Assembly at Hancock Park Golf Course

Van Berry, Golf Course Manager, explained that the Golf Course has two 60 horsepower VFD motors that operate the irrigation system. These motors are approximately seven years old. During the peak season at the Golf Course, usually seven months of the year, these motors run 8 to 10 hours, two to three days a week. He said that one motor has gone out and the bearings on the other motor does not sound good. Due to the necessity of maintaining the operations of the Golf Course, he is requesting approval of the purchase of two 60 horsepower motors and motor adapter assembly from PMT Pump Services in the amount of \$16,504.96.

Council member Toups moved to approve the quote received from PMT Pump Services in the amount of \$16,504.96 for the purchase of two 60 hp VFD Motors and Motor Adapter Assembly at the Golf Course. The motion was seconded by Mayor Pro Tem Monroe and with a unanimous vote, the motion carried. (Clark absent)

5. Adjourn Special Session

Mayor Pro Tem Monroe moved to adjourn the special meeting at 6:10 p.m. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried. (Clark absent)

PASSED AND APPROVED this _____ day of _____, 2020.

Misti Talbert, Mayor

ATTEST:

Christina Marez, City Secretary

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City Manager

ITEM NO. 3.1

**BUSINESS FOR THE CITY COUNCIL
OF THE
CITY OF LAMPASAS**

Subject:

Discussion and Possible Action regarding purchases and charges in excess of \$4,000 from March 1, 2020 to March 31, 2020

Requested By: Yvonne Moreno, Finance Director

Submitted By: Yvonne Moreno, Finance Director

Date Submitted: April 7, 2020

For the Agenda of: April 13, 2020

Procurement and Funding Statement:

N/A

Attachments: A/P History Check Report

Summary Statement:

The Check History Report presents the detail of individual charges and amounts for all checks over \$4,000 for the period of March 1, 2020 to March 31, 2020.

Recommendation:

Motion to approve by consent.

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
02856	AEP ENERGY PARTNERS, INC.							
I-17521240337	FEBRUARY AEP BILL	E	3/19/2020	60,883.32		000030		60,883.32
56260	LOWER COLORADO RIVER AUTHORITY							
I-EW15687	FEBRUARY LCRA BILL	E	3/19/2020	419,984.62		000031		419,984.62
27050	IRS-PAYROLL TAXES							
I-T1 202003127984	FEDERAL WITHHOLDING	D	3/13/2020	15,391.99		000055		
I-T3 202003127984	FICA TAX	D	3/13/2020	23,797.56		000055		
I-T4 202003127984	MEDICARE TAX	D	3/13/2020	5,565.70		000055		44,755.25
27050	IRS-PAYROLL TAXES							
I-T1 202003267985	FEDERAL WITHHOLDING	D	3/27/2020	15,377.94		000056		
I-T3 202003267985	FICA TAX	D	3/27/2020	23,811.74		000056		
I-T4 202003267985	MEDICARE TAX	D	3/27/2020	5,568.90		000056		44,758.58
4100	AVFUEL INC							
I-013309426	AIRPORT FUEL	R	3/02/2020	13,172.71		155571		13,172.71
17865	COLONIAL LIFE & ACCIDENT							
I-AC1202002137976	ACCIDENT INSURANCE	R	3/02/2020	182.40		155573		
I-AC2202002277977	ACCIDENT INSURANCE	R	3/02/2020	182.46		155573		
I-AC3202002137976	ACCIDENT INSURANCE	R	3/02/2020	808.19		155573		
I-AC3202002277977	ACCIDENT INSURANCE	R	3/02/2020	808.19		155573		
I-CN1202002137976	CANCER INSURANCE	R	3/02/2020	307.98		155573		
I-CN2202002277977	CANCER INSURANCE	R	3/02/2020	308.00		155573		
I-HO3202002137976	HOSPITAL INCOME - PRETAX	R	3/02/2020	137.70		155573		
I-HO3202002277977	HOSPITAL INCOME - PRETAX	R	3/02/2020	137.70		155573		
I-LF3202002277977	UNIV/COL LIFE AFTER TAX	R	3/02/2020	298.87		155573		
I-LF7202002137976	NON-PRETAX LIFE INSURANCE	R	3/02/2020	298.81		155573		
I-LF8202002137976	AFTER TAX COLONIAL PRODUCTS	R	3/02/2020	1,105.29		155573		
I-LF8202002277977	AFTER TAX COLONIAL PRODUCTS	R	3/02/2020	1,105.29		155573		5,680.88
02860	FUELMAN							
I-202002277978	FUELMAN	R	3/02/2020	7,974.01		155581		7,974.01
01050	MCCOY TREE SURGERY COMPANY							
I-400	ANNUAL TREE TRIMMING	R	3/02/2020	585.80		155583		
I-401	ANNUAL TREE TRIMMING	R	3/02/2020	914.10		155583		
I-402	ANNUAL TREE TRIMMING	R	3/02/2020	1,239.10		155583		
I-403	ANNUAL TREE TRIMMING	R	3/02/2020	4,956.40		155583		7,695.40
74775	SCOTT & WHITE HEALTH PLAN							
C-202003027980	SCOTT & WHITE HEALTH PLAN	R	3/02/2020	602.63CR		155585		
C-HEA202002277977	EMPLOYEE SHARE HEALTH INSURANC	R	3/02/2020	22.41CR		155585		
I-202003027979	SCOTT & WHITE HEALTH PLAN	R	3/02/2020	4,814.26		155585		
I-CCC202002277977	HEALTH INSURANCE PREMIUM	R	3/02/2020	6,002.40		155585		
I-CCE202002277977	HEALTH INSURANCE PREMIUM	R	3/02/2020	13,257.86		155585		

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
I-CCF202002277977	HEALTH INSURANCE PREMIUMS	R	3/02/2020	5,622.84		155585		
I-CCS202002277977	HEALTH INSURANCE PREMIUM	R	3/02/2020	6,701.44		155585		
I-HE1202002277977	HEALTH INSURANCE PREMIUM	R	3/02/2020	6,969.34		155585		
I-HEA202002137976	EMPLOYEE SHARE HEALTH INSURANC	R	3/02/2020	10,412.36		155585		
I-HEC202002137976	EMPLOYEE SHARE HEALTH INSURANC	R	3/02/2020	117.52		155585		
I-HEC202002277977	EMPLOYEE SHARE HEALTH INSURANC	R	3/02/2020	10,272.43		155585		
I-HI1202002277977	CITY HEALTH INSURANCE	R	3/02/2020	15,002.50		155585		
I-HID202002277977	CITY HEALTH INSURANCE	R	3/02/2020	11,243.70		155585		
I-HIE202002277977	EMPLOYEE CITY HEALTH CONTRIB	R	3/02/2020	21,431.85		155585		111,223.46
84250	TEXAS MUNICIPAL RETIREMENT SYS							
I-TMR202002037975	RETIREMENT CONTRIBUTIONS	R	3/02/2020	693.05		155587		
I-TMR202002137976	RETIREMENT CONTRIBUTIONS	R	3/02/2020	47,231.19		155587		
I-TMR202002277977	RETIREMENT CONTRIBUTIONS	R	3/02/2020	48,852.78		155587		96,777.02
03268	THE GUARDIAN LIFE INSURANCE CO							
I-202003027983	THE GUARDIAN LIFE INSURANCE CO	R	3/02/2020	197.94		155588		
I-DN1202002137976	EMPLOYEE SHARE HEALTH INSUR	R	3/02/2020	625.47		155588		
I-DN1202002277977	EMPLOYEE SHARE HEALTH INSUR	R	3/02/2020	5.55		155588		
I-DN2202002137976	EMPLOYEE SHARE HEALTH INSUR	R	3/02/2020	5.55		155588		
I-DN2202002277977	EMPLOYEE SHARE HEALTH INSUR	R	3/02/2020	625.47		155588		
I-GDC202002277977	DENTAL INSURANCE PREMIUM	R	3/02/2020	997.50		155588		
I-GDE202002277977	DENTAL INSURANCE PREMIUM	R	3/02/2020	1,033.92		155588		
I-GDF202002277977	DENTAL INSURANCE PREMIUM	R	3/02/2020	968.58		155588		
I-GDS202002277977	DENTAL INSURANCE PREMIUM	R	3/02/2020	619.97		155588		
I-GVC202002277977	VISION INSURANCE PREMIUM	R	3/02/2020	164.64		155588		
I-GVE202002277977	VISION INSUR PREMIUM	R	3/02/2020	241.92		155588		
I-GVF202002277977	VISION INSURANCE PREMIUM	R	3/02/2020	159.46		155588		
I-GVS202002277977	VISION INSURANCE PREMIUM	R	3/02/2020	135.40		155588		
I-VS1202002137976	EMPLOYEE SHARE HEALTH PLAN	R	3/02/2020	75.52		155588		
I-VS1202002277977	EMPLOYEE SHARE HEALTH PLAN	R	3/02/2020	0.86		155588		
I-VS2202002137976	EMPLOYEE SHARE HEALTH INSUR	R	3/02/2020	0.86		155588		
I-VS2202002277977	EMPLOYEE SHARE HEALTH INSUR	R	3/02/2020	75.52		155588		5,934.13
01344	CORE & MAIN LP							
I-L846653	PROCODDER	R	3/05/2020	139,932.00		155614		139,932.00
52200	LAMPASAS PUBLIC UTILITIES							
I-02282020	FEBRUARY 2020	R	3/05/2020	34,098.98		155646		34,098.98
02976	WASTE CONNECTIONS							
I-1271090	FEBRUARY RES SOLID WASTE	R	3/05/2020	43,565.31		155669		43,565.31

VENDOR SET: 99 CITY OF LAMPASAS
 BANK: FSB BANCORPSOUTH
 DATE RANGE: 3/01/2020 THRU 3/31/2020

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
02976	WASTE CONNECTIONS							
I-1271089	COMMERCIAL SOLID WASTE	R	3/09/2020	48,963.50		155707		
I-1271132	EMPTY OF ROLL OFFS	R	3/09/2020	1,174.50		155707		
I-1271162	EMPTY OF RECYCLE BIN	R	3/09/2020	352.50		155707		50,490.50
00602	CANALES-DIBBLE CONTRACTORS, IN							
I-03092020	CANALES-DIBBLE CONTRACTORS, IN	R	3/13/2020	5,875.00		155761		
I-03112020	LTX SIGN CONCRETE PAD	R	3/13/2020	3,055.00		155761		8,930.00
16468	CATERPILLAR FIN SER CORP							
I-20691359	MARCH RENTAL MOTOR GRADER	R	3/13/2020	2,751.32		155762		
I-20758410	RENT FOR MARCH	R	3/13/2020	2,463.86		155762		5,215.18
02132	HELENA CHEMICAL CO							
I-152185416	PRE-EMERGE	R	3/13/2020	4,840.60		155775		4,840.60
47585	KEMPNER WATER SUPPLY CORP							
I-03122020	LOAN PAYMENTS	R	3/13/2020	19,146.97		155781		19,146.97
49350	LAMP CHAMBER OF COMMERCE							
I-03112020	QUARTER 1 REIMBURSEMENT	R	3/13/2020	12,305.14		155784		12,305.14
01029	LANGFORD COMMUNITY MANAGEMENT							
I-3936	CDBG CONSTRUCTION PHASE	R	3/13/2020	4,500.00		155789		4,500.00
02754	MASTERCARD							
I-00320G	CITY COUNCIL DINNER P&G	R	3/13/2020	125.86		155793		
I-01048G	COUNCIL DINNER BELLA ITAL	R	3/13/2020	125.86		155793		
I-01379G	PIZZA FOR CPAC MEETING	R	3/13/2020	80.97		155793		
I-02009G	LUNCH FOR CIP MEETING	R	3/13/2020	45.54		155793		
I-02052020	LICENSE RENEWAL	R	3/13/2020	75.00		155793		
I-02132020	INMATES LUNCH BURGER KING	R	3/13/2020	30.12		155793		
I-02162G	WATER CLASS	R	3/13/2020	475.00		155793		
I-02202020	INMATES LUNCH STORM'S	R	3/13/2020	45.71		155793		
I-02252020	AVIATION CONFERENCE	R	3/13/2020	400.00		155793		
I-02841G	BOARD APPRECIATION DINNER	R	3/13/2020	36.00		155793		
I-02924G	LUNCH SAFETY TRAINING	R	3/13/2020	329.70		155793		
I-02995G	BREAKFAST SAFETY TRAINING	R	3/13/2020	46.17		155793		
I-03059G	INMATES LUNCH - SONIC	R	3/13/2020	46.33		155793		
I-1015385326	DOMAIN NAME RENEWAL	R	3/13/2020	194.95		155793		
I-11216700025188216	CAT 6 KEYSTONE WHITE	R	3/13/2020	204.73		155793		
I-11490236710806618	NETWORK SUPPLIES	R	3/13/2020	81.42		155793		
I-190417865	SUPER 8 HOTEL	R	3/13/2020	124.98		155793		
I-24597	HOTEL ROOMS	R	3/13/2020	531.10		155793		
I-24598	HOTEL ROOMS	R	3/13/2020	531.10		155793		
I-253879	DLVR.IT PRO ANNUAL	R	3/13/2020	99.50		155793		
I-261779234	CITY NEWSLETTER	R	3/13/2020	50.00		155793		
I-3820926	TRAINING HOTEL STAY	R	3/13/2020	525.20		155793		

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
I-4596846	HOTEL ROOM CHARGES	R	3/13/2020	725.30		155793		
I-821953A	HOTEL C MAREZ - SEMINAR	R	3/13/2020	374.42		155793		
I-821954A	HOTEL V TOWER - SEMINAR	R	3/13/2020	354.42		155793		
I-SSTK08BA4CF5E	WEBSITE STOCK IMAGES	R	3/13/2020	29.00		155793		5,688.38
03193	MCCREARY, VESELKA, BRAGG & ALL							
I-209938	COLLECTION AGENCY	R	3/13/2020	6,217.71		155800		6,217.71
00983	CHRIS OLDHAM							
I-02112020	DOWNTOWN LTX LETTERS	R	3/13/2020	850.00		155808		
I-12102019	DOWNTOWN LTX LETTERS	R	3/13/2020	490.00		155808		
I-12102019*	LTX LETTERS FOR DOWNTOWN	R	3/13/2020	4,445.00		155808		5,785.00
01814	QRO MEX CONSTRUCTION CO INC							
I-03122020	PAY ESTIMATE #3	R	3/13/2020	69,335.94		155813		69,335.94
02609	THE LIBRARY FOUNDATION OF LAMP							
I-02102020	FOUNDATION REQ GUTHRIE	R	3/13/2020	50,000.00		155819		50,000.00
02122	TRAC-N-TROL INC							
I-7972	SCADA - 60' TOWER INSTALL	R	3/13/2020	13,350.00		155820		13,350.00
47585	KEMPNER WATER SUPPLY CORP							
I-02292020	MONTHLY WATER BILL	R	3/16/2020	26,007.75		155839		26,007.75
03166	RANGER FIRE INC							
I-A190012	FINAL FIRE PROTECTION OCH	R	3/16/2020	10,000.00		155844		10,000.00
02344	BRENNTAG SOUTHWEST INC							
I-BSW188166	AMMONIUM SULFATE	R	3/26/2020	1,442.01		155888		
I-BSW188167	AMMONIUM SULFATE	R	3/26/2020	665.01		155888		
I-BSW189270	CHLORINE	R	3/26/2020	1,328.25		155888		
I-BSW189271	CHLORINE	R	3/26/2020	826.00		155888		4,261.27
01401	TSM CONSULTING SERVICES INC							
I-1524818	OFFICE 365 EMAIL	R	3/26/2020	8,594.55		155931		8,594.55
90400	UNITED STATES POST OFFICE							
I-03232020	PERMIT 81 UTILITY POSTAGE	R	3/26/2020	5,000.00		155932		5,000.00
17865	COLONIAL LIFE & ACCIDENT							
I-AC1202003127984	ACCIDENT INSURANCE	R	3/30/2020	182.40		155951		
I-AC2202003267985	ACCIDENT INSURANCE	R	3/30/2020	182.46		155951		
I-AC3202003127984	ACCIDENT INSURANCE	R	3/30/2020	808.19		155951		
I-AC3202003267985	ACCIDENT INSURANCE	R	3/30/2020	808.19		155951		
I-CN1202003127984	CANCER INSURANCE	R	3/30/2020	307.98		155951		
I-CN2202003267985	CANCER INSURANCE	R	3/30/2020	308.00		155951		
I-HO3202003127984	HOSPITAL INCOME - PRETAX	R	3/30/2020	137.70		155951		

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
	I-HO3202003267985		HOSPITAL INCOME - PRETAX	R	3/30/2020	137.70	155951	
	I-LF3202003267985		UNIV/COL LIFE AFTER TAX	R	3/30/2020	298.87	155951	
	I-LF7202003127984		NON-PRETAX LIFE INSURANCE	R	3/30/2020	298.81	155951	
	I-LF8202003127984		AFTER TAX COLONIAL PRODUCTS	R	3/30/2020	1,105.29	155951	
	I-LF8202003267985		AFTER TAX COLONIAL PRODUCTS	R	3/30/2020	1,105.29	155951	5,680.88
74775			SCOTT & WHITE HEALTH PLAN					
	I-202003267987		SCOTT & WHITE HEALTH PLAN	R	3/30/2020	3,976.58	155958	
	I-CCC202003267985		HEALTH INSURANCE PREMIUM	R	3/30/2020	6,002.40	155958	
	I-CCE202003267985		HEALTH INSURANCE PREMIUM	R	3/30/2020	12,655.23	155958	
	I-CCF202003267985		HEALTH INSURANCE PREMIUMS	R	3/30/2020	5,622.84	155958	
	I-CCS202003267985		HEALTH INSURANCE PREMIUM	R	3/30/2020	6,701.44	155958	
	I-HE1202003267985		HEALTH INSURANCE PREMIUM	R	3/30/2020	6,969.34	155958	
	I-HEA202003127984		EMPLOYEE SHARE HEALTH INSURANC	R	3/30/2020	10,228.07	155958	
	I-HEA202003267985		EMPLOYEE SHARE HEALTH INSURANC	R	3/30/2020	44.36	155958	
	I-HEC202003267985		EMPLOYEE SHARE HEALTH INSURANC	R	3/30/2020	10,272.43	155958	
	I-HI1202003267985		CITY HEALTH INSURANCE	R	3/30/2020	15,002.50	155958	
	I-HID202003267985		CITY HEALTH INSURANCE	R	3/30/2020	11,243.70	155958	
	I-HIE202003267985		EMPLOYEE CITY HEALTH CONTRIB	R	3/30/2020	21,431.85	155958	110,150.74
84250			TEXAS MUNICIPAL RETIREMENT SYS					
	I-TMR202003027981		RETIREMENT CONTRIBUTIONS	R	3/30/2020	559.74	155959	
	I-TMR202003127984		RETIREMENT CONTRIBUTIONS	R	3/30/2020	46,904.84	155959	
	I-TMR202003267985		RETIREMENT CONTRIBUTIONS	R	3/30/2020	46,834.68	155959	94,299.26
03268			THE GUARDIAN LIFE INSURANCE CO					
	I-202003267986		THE GUARDIAN LIFE INSURANCE CO	R	3/30/2020	158.54	155960	
	I-DN1202003127984		EMPLOYEE SHARE HEALTH INSUR	R	3/30/2020	625.47	155960	
	I-DN2202003267985		EMPLOYEE SHARE HEALTH INSUR	R	3/30/2020	625.47	155960	
	I-GDC202003267985		DENTAL INSURANCE PREMIUM	R	3/30/2020	997.50	155960	
	I-GDE202003267985		DENTAL INSURANCE PREMIUM	R	3/30/2020	1,033.92	155960	
	I-GDF202003267985		DENTAL INSURANCE PREMIUM	R	3/30/2020	968.58	155960	
	I-GDS202003267985		DENTAL INSURANCE PREMIUM	R	3/30/2020	619.97	155960	
	I-GVC202003267985		VISION INSURANCE PREMIUM	R	3/30/2020	164.64	155960	
	I-GVE202003267985		VISION INSUR PREMIUM	R	3/30/2020	241.92	155960	
	I-GVF202003267985		VISION INSURANCE PREMIUM	R	3/30/2020	159.46	155960	
	I-GVS202003267985		VISION INSURANCE PREMIUM	R	3/30/2020	135.40	155960	
	I-VS1202003127984		EMPLOYEE SHARE HEALTH PLAN	R	3/30/2020	75.52	155960	
	I-VS2202003267985		EMPLOYEE SHARE HEALTH INSUR	R	3/30/2020	75.52	155960	5,881.91
03229			HALFF ASSOCIATES INC					
	I-10033335		COMPREHENSIVE PLAN	R	3/30/2020	10,091.71	155985	
	I-10034423		COMPREHENSIVE PLAN	R	3/30/2020	5,511.70	155985	15,603.41

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
03311	LOCAL GOVERNMENT & SERVICES LL							
I-1849	INVENTORY POLE COUNT	R	3/30/2020	11,326.00		155992		11,326.00

* * T O T A L S * *		NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:		34	1,018,665.09	0.00	1,018,665.09
HAND CHECKS:		0	0.00	0.00	0.00
DRAFTS:		2	89,513.83	0.00	89,513.83
EFT:		2	480,867.94	0.00	480,867.94
NON CHECKS:		0	0.00	0.00	0.00
VOID CHECKS:		0	VOID DEBITS 0.00		
			VOID CREDITS 0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99	BANK: FSB	TOTALS:	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
			38	1,589,046.86	0.00	1,589,046.86
BANK: FSB	TOTALS:		38	1,589,046.86	0.00	1,589,046.86
REPORT TOTALS:			38	1,589,046.86	0.00	1,589,046.86

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**BUSINESS FOR THE CITY COUNCIL
OF THE
CITY OF LAMPASAS**

Subject:

Discussion and possible action regarding the second reading of an Ordinance to re-adopt Chapter 50, Article II, Sec. 50:31-36 Curfew for Minors

Requested By: Sammy Bailey, Police Chief

Submitted by: Sammy Bailey, Police Chief

Date Submitted: March 11, 2020

For the agenda of: April 13, 2020

Procurement and Funding Statement:

N/A

Attachments: (1) Copy of Curfew for Minors Ordinance; (2) Copy of Local Government Code 370: (3) Three year review (2017-2019) of Curfew Violations.

Summary Statement:

This is the second reading of an Ordinance

Recommendation:

To consider a motion to approve the second reading of an Ordinance to re-adopt Chapter 50, Article II, Sec. 50:31-36 Curfew for Minors. The Curfew for Minors is in the best interest for our community as a whole. The defenses in the Curfew for Minors are fair and cause the Ordinance to be constitutional. The use of the Curfew for Minors is a valuable ordinance to the citizens and law enforcement of Lampasas. The use of the curfew ordinance is also to reduce juvenile crime and victimization.

2017 Curfew Violations:

- 14 curfew warnings
- 3 citations
- Handled and Released: Minors from Copperas Cove fell asleep in car-told about curfew ordinance and sent home; report of minors being belligerent to customers at a late business-business advised no issues officer informed them of curfew ordinance and sent home. 16 year old female with adult male, parents out of town. 4 given a verbal warning and escorted home.

Areas of the City: Key Avenue, Stanley Street, Chestnut, Howe, South Spring, East Avenue B, Central Texas Expressway, Sunrise Hills, Hanna Springs School, and West First Street.

2 suspected of burglarizing vehicles, hiding under at Hanna Springs during BBQ Cook-Off, gun visible in vehicle. They were issued citations.

2 males alley behind Medinas-saw officer and ran, hid, saw officer again and ran-one minor (14) issued a citation-parents called.

One minor took a family members vehicle without permission, broke down and was wandering around a neighborhood looking for jumper cables. No charges and warning.

2018 Curfew Violations:

- 13 written warnings
- 17 written citations: Group in an alley behind a business, suspected of burglarizing vehicles,
- 7 handled and released. One group of three called 911-lost in park trying to find their way. One walking to clear his head-parent contacted. Two at school at 23:25 sitting in car-parents contacted. One walking home from event-unable to contact parents-ride home.

Areas of the City: 200 West Avenue A, 900 South Key, West 580 Sports Complex, 400 East 4th Street, 900 South Spring, 1300 West Sixth, 2200 South 281, 700 West Avenue A, 100 Ohnmeiss, 700 South Key.

2019 Curfew Violations:

- 17 written warnings
- 10 written citations
- 6 handled and released

Areas of the City: Soccer field, W.M Brook Park, West 580-Sports Complex, 900 South Key, 100 Ohnmeiss, East 580, 1500 West 4th street, Central Texas Expressway, 300 South Willis, 1200 East Third.

Sec. 370.002. REVIEW OF JUVENILE CURFEW ORDER OR ORDINANCE.

(a) Before the third anniversary of the date of adoption of a juvenile curfew ordinance by a general-law municipality or a home-rule municipality or an order of a county commissioners court, and every third year thereafter, the governing body of the general-law municipality or home-rule municipality or the commissioners court of the county shall:

- (1) review the ordinance or order's effects on the community and on problems the ordinance or order was intended to remedy;
- (2) conduct public hearings on the need to continue the ordinance or order; and
- (3) abolish, continue, or modify the ordinance or order.

(b) Failure to act in accordance with Subsections (a) (1)-(3) shall cause the ordinance or order to expire.

Note: This Ordinance is the same that is in the Code of Ordinances currently – there are no changes- the Ordinance must be re-adopted every three years by State Law.

ORDINANCE NO. 1619

AN ORDINANCE AMENDING CHAPTER 50, OFFENSES, ARTICLE II “CURFEW FOR MINORS” OF THE CODE OF ORDINANCES OF THE CITY OF LAMPASAS, TEXAS, RELATING TO THE CURFEW FOR MINORS; REPEALING ANY INCONSISTENT PROVISIONS; PROVIDING A SAVINGS AND A REPEAL CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Lampasas, Texas is a Home Rule municipality incorporated and operating under the Laws of the State of Texas;

WHEREAS, the City of Lampasas finds that it is in the best interest of its citizens to review the existing City ordinance regarding the curfew for minors;

WHEREAS, after conducting public hearings on the need to continue the ordinance, the City of Lampasas has determined that the curfew has been effective in remedying issues it was intended to remedy; and

WHEREAS, the City of Lampasas has determined that it is in the best interest of the health, safety and welfare of its citizens to continue the existing City ordinance regarding the curfew for minors, with some amendments therein.

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

Part 1: That Chapter 50, Article II “CURFEW FOR MINORS” of the Code of Ordinances of the City of Lampasas, Texas is hereby amended to read as follows:

ARTICLE II. CURFEW FOR MINORS

Sec. 50-31. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Curfew hours means:

- (1) 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday or Thursday, until 6:00 a.m. the following day; and

(2) 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday.

Emergency means an unforeseen combination of circumstances or the resulting state that calls for immediate action. The term includes, but is not limited to, a fire, a natural disaster and automobile accident, or any situation requiring immediate action to prevent serious bodily injury or loss of life.

Establishment means any privately owned place of business operated for profit to which the public is invited including, but not limited to, any place of amusement or entertainment.

Guardian means:

(1) A person who, under court order, has the care, custody and control of a minor; or

(2) A public or private agency with whom a minor has been placed by a court.

Minor means any person under 17 years of age.

Operator means any individual, firm, association, partnership or corporation, operating, managing or conducting any establishment. The term includes the members or partners or an association or partnership and the officers of a corporation.

Parent means a person who is:

(1) A natural parent, adoptive parent, or stepparent of another person; or

(2) At least 18 years of age and authorized by a parent or guardian in writing to have the care and custody of a minor.

Public place means any place to which the public or a substantial group of the public has access and includes, but is not limited to, streets, highways and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities and shops.

Remain means to:

(1) Linger or stay; or

(2) Fail to leave premises when requested to do so by a police officer or the owner, operator or other person in control of the premises.

Serious bodily injury means bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement or protracted loss or impairment of the function of any bodily member or organ.

Sec. 50-32. Enforcement of article.

(a) Before taking any enforcement action under this article, a police officer shall ask the apparent offender's age and reason for being in the public place.

(b) The officer shall not issue a citation or make an arrest under this article unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no defense in section 50-35 is present.

(c) Upon finding a minor in violation of this article, a police officer will:

- (1) Ascertain the name and address of the minor;
- (2) Have the authority to issue a citation to the minor; and
- (3) Order the minor to go promptly home by a direct route.

(d) A peace officer, upon finding a minor in violation of this article, may take the minor into custody and deliver the minor to a juvenile processing office if reasonable grounds exist to believe the minor has engaged in delinquent conduct or conduct indicating a need for supervision as described in V.T.C.A., Family Code, § 51.03.

(e) The parents of a minor may be cited for violation of this article upon the minor receiving a second citation for violation of this article.

Sec. 50-33. Penalty for violation of article.

(a) A person who violates a provision of this article is guilty of a separate offense for each day or part of a day during which the violation is committed, continued or permitted. Each offense, upon conviction, is punishable by a fine not to exceed \$500.00.

(b) When required by V.T.C.A., Family Code § 51.08, as amended, the municipal court shall waive original jurisdiction over a minor who commits an offense under this article.

Sec. 50-34. Offenses.

(a) A minor commits an offense if he remains in any public place or on the premises of any establishment within the city's jurisdiction during curfew hours.

(b) A parent or guardian of a minor commits an offense if he knowingly permits, or by insufficient control allows, a minor to remain in any public place or on the premises of any establishment within the city during curfew hours. A parent is presumed to knowingly allow or permit the minor to be in violation of this article if the minor has two previous convictions for violations of this article. For the purpose of this section a deferred adjudication is a conviction.

(c) The owner, operator or employee of an establishment commits an offense if he knowingly allows a minor to remain upon the premises of the establishment during curfew hours.

Sec. 50-35. Defenses.

(a) It is a defense to prosecution under section 50-34(a) that the minor was:

- (1) Accompanied by the minor's parent or guardian;
- (2) On a lawful errand at the direction of the minor's parent or guardian, without any detour or stop;
- (3) In a motor vehicle involved in interstate travel;
- (4) Engaged in an employment activity, or going to or returning home from an employment activity, without any detour or stop;
- (5) Involved in an emergency;
- (6) On the sidewalk abutting the minor's residence or abutting the residence of a next-door neighbor if the neighbor did not complain to the police department about the minor's presence;
- (7) Attending an official school, religious or other activity supervised by adults and sponsored by a governmental entity, a church, a civic organization or similar entity that takes responsibility for the minor, or going to or returning home from, without any detour or stop, an official school, religious or other activity supervised by adults and sponsored by a governmental entity, a church, a civic organization or another similar entity that takes responsibility for the minor;
- (8) Exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech and the right of assembly; or
- (9) Married or had been married or had disabilities of minority removed in accordance with V.T.C.A., Family Code chapter 31.

(b) It is a defense to prosecution under section 50-34(c) that the owner, operator or employee of an establishment promptly notified the police department that a minor was present on the premises of the establishment during curfew hours and refused to leave.

Sec. 50-36. Expiration.

It is the intent of the city council to review, conduct public hearings, and readopt this article every three years as prescribed by Chapter 370 of the Texas Local Government Code.

Part 2: This ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Lampasas, and this ordinance shall not operate to repeal or affect any of such other ordinances, except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any in such other ordinance or ordinances are hereby superseded.

Part 3: If any provision of this ordinance or application thereof to any person or circumstance, shall be held invalid, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are hereby declared to be severable.

Part 4: The Mayor is hereby authorized to sign this ordinance and the City Secretary to attest. This ordinance shall become effective and be in full force and effect in accordance with the provisions of the Charter of the City of Lampasas.

PASSED AND APPROVED on First Reading, on this 23rd Day of March 2020.

PASSED AND ADOPTED on Second Reading on this 13th Day of April 2020.

APPROVED:

ATTEST:

Misti Talbert, Mayor

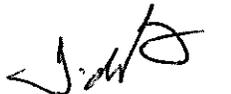
Christina Marez, City Secretary

APPROVED AS TO FORM:

Jo-Christy Brown, City Attorney

[Signature of Attorney Provided on Separate Page, to be Attached]

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City Manager

ITEM NO. 3.3

**BUSINESS FOR THE CITY COUNCIL
OF THE
CITY OF LAMPASAS**

Subject:

Discussion and possible action regarding the second reading of an Ordinance of the City Council of the City of Lampasas, Texas, postponing the General Election formerly ordered to be held on the 2nd day of May, 2020, for the purpose of electing the expired terms of the Council Members Places Three, Four, and Five for the City Council of the City of Lampasas, Texas to the November 3, 2020 Uniform Election Date; Providing a repealing clause; Providing a severability clause; and providing for an effective date.

REQUESTED BY: Christina Marez, City Secretary

SUBMITTED BY: Christina Marez, City Secretary

DATE SUBMITTED: March 20, 2020 FOR THE AGENDA OF: April 13, 2020

Procurement and Funding Statement:

Not applicable

Attachments: Ordinance

Summary Statement:

This is the second reading of an Ordinance

Recommendation:

Motion to approve the second reading of an Ordinance of the City Council of the City of Lampasas, Texas, postponing the General Election to be held on the 2nd day of May, 2020, for the purpose of electing the expired terms of the Council Members Places Three, Four, and Five for the City Council of the City of Lampasas, Texas to the November 3, 2020 Uniform Election Date; Providing a repealing clause; Providing a severability clause; and providing for an effective date.

ORDINANCE NO. 1621

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAMPASAS, TEXAS, POSTPONING THE GENERAL ELECTION FORMERLY ORDERED TO BE HELD ON THE 2ND DAY OF MAY, 2020, FOR THE PURPOSE OF ELECTING THE EXPIRED TERMS OF THE COUNCIL MEMBERS PLACES THREE, FOUR, AND FIVE FOR THE CITY COUNCIL OF THE CITY OF LAMPASAS, TEXAS TO THE NOVEMBER 3, 2020 UNIFORM ELECTION DATE; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, that in accordance with the provisions of the law and pursuant to Ordinance No. 1610, a General Election was ordered to held on May 2, 2020, for the purpose of electing Councilmembers Places Three (3), Four (4) and Five (5) of the City Council of the City of Lampasas, Texas; and

WHEREAS, pursuant to Section 418.016 of the Texas Government Code, on March 18, 2020, the Governor of the State of Texas signed a proclamation suspending certain provisions of the Texas Election Code and the Texas Water Code to allow all local political subdivisions that are utilizing the May 2, 2020 uniform election date to postpone their elections to the November 3, 2020, uniform election date; and

WHEREAS, pursuant to the Governor's proclamation authorizing the City of Lampasas to postpone the May 2, 2020 election date, the City Council does by this Ordinance exercise its authority to postpone the General Election ordered for May 2, 2020, for the purpose of electing Councilmembers Places Three (3), Four (4) and Five (5) of the City of Lampasas, Texas, until the uniform election date on November 3, 2020;

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

SECTION 1: That the General Election previously ordered for May 2, 2020, for the City of Lampasas, Texas, for the purpose of electing members of the City Council to the offices of Places Three (3), Four (4) and Five (5) of the City of Lampasas, Texas, is hereby postponed until the uniform election date on November 3, 2020.

SECTION 2: Pursuant to Election Advisory No. 2020-12, issued by the Texas Secretary of State's Office on or about March 18, 2020, this Order makes the findings that the candidate filings for the General Election for May 2, 2020, for the City of Lampasas, Texas, for the purpose of electing members of the City Council Places Three (3), Four (4) and Five (5) of the City of Lampasas, Texas shall remain valid for the election to be held on November 3, 2020, and that the filing period for candidates will not be re-opened for the election to be held on November 3, 2020.

SECTION 3: That all applications for ballot by mail (ABBM) for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the November 3, 2020, election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county *shall not* be valid for the postponed November 3, 2020 election.

SECTION 4: That the voter registration deadline for the November 3, 2020 election is October 5, 2020, the deadline to submit an ABBM for that uniform election date is October 23, 2020, and the dates for early voting in that uniform election are October 19, 2020, through October 30, 2020.

SECTION 5: That the City Manager is authorized to negotiate and execute an election contract with the County of Lampasas for the purposes of conducting the postponed election on the uniform election date of November 3, 2020.

SECTION 6: That should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance, which shall remain in full force and effect.

SECTION 7: This Ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAMPASAS, TEXAS, ON THIS THE 13th DAY OF April 2020.

Date of 1st reading: 3-23-20
Date of 2nd reading: 4-13-20

APPROVED:

ATTEST:

Misti Talbert, Mayor

Christina Marez, City Secretary

APPROVED AS TO FORM:

Jo Christy Brown, City Attorney
(Signature of Attorney Provided on Separate Page to be attached)

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City of Lampasas

M E M O

To: Mayor and City Council
 From: Finley deGraffenried
 Re: Manager's Report
 Date: 9 April 2020

- Avenue C** By meeting time Monday, contractors should be complete, subject to final inspection, of the Avenue C line replacement project. Contractors have submitted a request to work Good Friday and perhaps over the weekend to finish final patching, primarily on Porter.
- Vacancy** Staff was informed last month that Henry Fiur would be resigning from the Planning and Zoning Commission. Becky reports the City does have applications on file for the vacancy that may be considered by Council at a future meeting. Mr. Fiur's letter of resignation is attached for your review.
- Silver Creek** Frank Ellett, Building Official, reports that Silver Creek 2 Assisted Living has been issued a Temporary Certificate of Occupancy ("TCO"). Mr. Ellett and the Fire Marshall reviewed the facility this week, and provided the contractor with a punch list of requirements to be completed prior to the CO being issued. A follow-up inspection has been scheduled for the week of April 13th.
- Avenue E** As previously reported, the Avenue E drainage and paving project is currently being advertised for bid. Bids will be opened on May 2nd, and Council will likely consider award at the May 11th meeting. JC Brown, City Attorney, is concurrently finalizing easements for the project, and staff proceeds under her recommendation.
- Postponements** Although we have a long way to go, staff has started initial thoughts and planning for possible start-up and initiation of several postponed City projects. The COVID-19 Disaster has consumed staff, and Council, time, and a number of meetings have been postponed to limit potential virus spread. Items staff are contemplating scheduling perhaps in June include CPAC and CIP. Staff will prepare a 90% CIP Plan for review by the committee prior to a possible June meeting, and joint meeting with Council. Staff will also begin internal budget work, with a possible initial budget Workshop in May. Staff is also looking at a possible May Audit Committee meeting, with presentation and acceptance by Council in May or early June. All of this is, of course, subject to the conditions at the time. We just wanted to start preparing for the transition back to normal (almost).



Henry Fiur

907 E. Avenue H
Lampasas, TX 76550

March 12, 2020

Planning & Zoning Commission
City of Lampasas, Texas
312 East Third Street
Lampasas, TX 76550
Attn: Finley deGraffenried, City Manager

Dear Finley, Becky, Jeff and fellow members of the Planning & Zoning Commission:

I must first apologize for resigning from The Commission with no notice, last week. While I did prepare for, and plan to, attend the March meeting, medical issues with which we have been dealing since November (as Becky may have explained to you) precluded my continued participation.

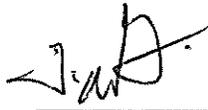
Exactly four years have passed since I attended my first meeting as a member of the Planning & Zoning Commission. I had recently retired and was new to Lampasas. It seemed to me that the best way to learn about my new home was to find a way to make some kind of contribution to the community wherein I could benefit reciprocally by learning about it. I thought I might find a way to serve both ends by volunteering to participate in the city's affairs.

I indicated that I would be interested in working in the area of economic development. Ursula suggested that I join P&Z. I told her that I was not qualified -- either by detailed knowledge of the City, nor of the area of zoning regulation. She assured me that would not be a problem.

Well...I don't know if she was right about that. I feel that I have gained much more than I have been able to contribute....and, for that, I am grateful to each and all of you. Finley, your presentations and guidance to P&Z have been nothing short of a graduate course in civic affairs. Becky, your administration of the Commission has continued to dazzle me. Jeff, you have been the font of knowledge for which I could only have hoped. And, to the members of the Commission, please accept a heartfelt "Thank You!" for all I have learned from you and for the privilege of serving with you. I shall miss you all!!!

Sincerely,

A handwritten signature in blue ink, appearing to read "H. Fiur". The signature is fluid and cursive.


City ManagerITEM NO. 7.1

**BUSINESS FOR THE CITY COUNCIL
OF THE
CITY OF LAMPASAS**

Subject:

Discussion and possible action to consider granting a six month extension to the Hidden Oaks Preliminary Plat approval

Requested By: Becky Sims, Assistant City Secretary/Zoning Administrator

Submitted By: Becky Sims, Assistant City Secretary/Zoning Administrator

Date Submitted: April 8, 2020

For the Agenda of: April 13, 2020

Procurement and Funding Statement:

Attachments: Extension Request Letter

Summary Statement:

The Hidden Oaks Preliminary Plat approval will expire in May 2020. The developer is finalizing the final plat and should be ready to submit within the next few weeks. Upon receipt of the Final Plat from the developers, the request will be heard by the Planning and Zoning Commission and City Council. It is in the best interest of the developers and the City to allow for the six month extension.

Recommendation:

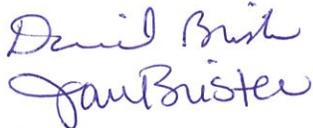
To consider a motion to approve the six month extension for the Preliminary Plat approval of Hidden Oaks Subdivision.

April 7, 2020

Honorable Mayor Misti Talbert and City Council,

This is a formal request for an extension of the Hidden Oaks Preliminary Plat. The Preliminary Plat was approved November 2019. Once our engineer, Joe England finalized the construction plans we submitted our application to TxDOT to approve the location of entrance to the subdivision and the force main being in TxDOT right of way. It took some time and revisions to accommodate the requests and recommendations received from TxDOT. Communications have slowed due to Covid-19. Utility plans have been submitted to the City for review and we are close to being ready to submit our Final Plat for approval. The six-month period expires May 2020. We are asking for Council to approve a six month extension.

Your consideration would be greatly appreciated.

Handwritten signatures in blue ink. The top signature reads "David Brister" and the bottom signature reads "Jan Brister".

Kindly,

David and Jan Brister
Brister Construction, LLC