

**NOTICE OF REGULAR MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, October 12, 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, October 12, 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 and updates concerning COVID-19. *(pgs. 5-6)*
3. Discussion and updates regarding improvements and attractions at Campbell Park. *(pgs. 7-10)*
4. Discussion regarding regulating pedestrian crossing on South Highway 281. *(pgs. 11-12)*
5. Discussion regarding any item on the regular agenda
6. Adjourn Workshop Session

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

ANNOUNCEMENTS

- A. Call to Order
- B. Invocation and Pledge of Allegiance
- C. Presentations and Proclamations

	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
1.3	Public hearing to receive citizen comments to consider granting the request to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9 th Street and Spring Ho Avenue.	13-16

1.4	Public hearing to receive citizen comments to consider approval, denial or approval with modifications of the Spring Ho Subdivision Final Plat of 1.11 acres, being lots 1-7 and 0.085 of an acre portion of the alley of Block 54 of the A. H. Barnes Addition of the City of Lampasas; commonly known as 1003 S Key Avenue.	17-18
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2.0	MINUTES	PAGES
2.1	Discussion and possible action concerning approval of minutes of the Regular Meeting on September 28, 2020	19-30

3.0	CONSENT AGENDA	PAGES
3.1	Discussion and possible action regarding purchases and charges in excess of \$4,000 from September 1, 2020-September 31, 2020	31-34
3.2	Discussion and possible action regarding the approval of the second reading of an Ordinance amending Chapter 78, Traffic and Vehicles, Section 78-219 No Parking Zones for South Highway 281.	35-40

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"> • Bandwith • CARES Act • Sales Tax • Outside Contractors • Martin Marietta • Drive In Movie • CDBG 	41-46
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 regarding the first reading of an Ordinance to consider granting the request to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H. Barnes Addition between East 9 th Street and Spring Ho Avenue.	47-48
7.2	Discussion and possible action to consider approval, denial or approval with modifications of the Spring Ho Subdivision Final Plat of 1.11 acres, being lots 1-7 and .085 of an acre portion of the alley of Block 54 of the A. H. Barnes Addition of the City of Lampasas; commonly known as 1003 S Key Avenue.	49-50
7.3	Discussion and possible action regarding the award of contract for utility line tree trimming to McCoy Tree Surgery in an amount not to exceed \$151,000.00.	51-56
7.4	Discussion and possible action regarding the acceptance of renewal proposal for the new Xerox V180B model.	57-66

7.5	Discussion and possible action concerning extending the Hidden Oaks Preliminary Plat approval for an additional six-months.	67-68
7.6	Discussion and possible action regarding preparation of a design/build Request for Proposal for design and construction of a pavilion at Campbell park.	69-70
7.7	Discussion and possible action regarding the first reading of an Ordinance regulating pedestrian crossing on South Highway 281.	71-78
7.8	Discussion and possible action regarding the re-appointment of board members to the Lampasas Economic Development Corporation (LEDC)Board	79-80
7.9	Discussion and possible action regarding re-appointment of board member to the Lampasas Airport Advisory Board	81-82
7.10	Discussion and possible action regarding re-appointment of board members to the Construction Board of Adjustment and Appeals.	83-84
7.11	Discussion and possible action regarding re-appointment of board members to the Park & Recreation Advisory Board.	85-86

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 October 2020 at

3:30pm
Becky Sims
 Becky Sims, Assistant City Secretary

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J. deG

City Manager

ITEM NO. Workshop-2

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

Subject:

Discussion and updates regarding COVID-19

Requested By: Finley deGraffenried, City Manager

Submitted By: Jeffry Smith, Fire Chief

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item is placed on the Workshop Agenda to provide updates and discussion regarding impacts and City response to the COVID-19 pandemic.

Recommendation:

Discussion, updates and direction from Council

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City Manager

ITEM NO. WORKSHOP-3

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

Subject:

Discussion and updates regarding improvements and attractions to Campbell Park

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Memo Regarding Chronology

Summary Statement:

As directed by Council on September 14, 2020 and reported to Council on September 28, 2020 Staff provides updates and opportunity for Council discussion and direction related to improvements at Campbell Park. Staff have reviewed project scopes with potential contractors, and due to timing of those meetings, recommends consideration of development of a design/build Request for Proposal for the Pavilion. Chris Eicher will also be prepared to provide an update on the Skate Park scope. As background, included is an abbreviated chronology of project activity for Council review.

Recommendation:

Discussion and direction from Council

City of Lampasas

M E M O

To: Mayor and City Council
From: Finley deGraffenried
Re: Campbell Park Improvements
Date: 9 October 2020

After individual discussions regarding the funding and timing of improvements to Campbell Park, staff offers the following chronology of recent reporting, directives and actions related to the development of a Skate Park and Pavilion. In coming meetings, Council will be asked to provide additional direction to the projects and consider formal action on project milestones.

July 13, 2020 CIP Report presented to Council by Committee. Both the Campbell Park Pavilion and Skate Park are included in the CIP schedule.

July 27, 2020 Workshop, Budget. Council discussion included *possible funding for a Skate Park – i.e. HOT funds.*

August 3, 2020 Departmental Budget Presentations. City Manager reviewed the inclusion of the Hostess House and Colored School improvements from Fund 40.

Councilman White stated he would like to see *funding earmarked for a Skate Park at Campbell Park next to the restrooms.* Chris Eicher stated a meeting had been scheduled with the LAFTA Board to receive their input and comments. Council discussion included the possible use of HOT funds for the Skate Park.

August 10, 2020 Workshop Session. Councilman White asked that staff continue to *look for funding opportunities with HOT funds for the Skate Park.*

Staff reported on the August 4th meeting with LAFTA noting the primary concern was the coordination of the location of the Skate Park with the future location of a pavilion. It was noted the Board *was generally in support of the improvement.*

August 24, 2020 Workshop Session, FY 2021 Budget. The City Manager reported *staff will budget additional funds from Fund 40 to create venues that attract out of town visitors to events and programs.*

Workshop Session, Skate Park. After representatives from LAFTA and Wings of Eagles Outreach met at Campbell Park, the option of locating the Skate Park at Hackberry and Ave A was discussed. Mr. Eicher explained *LAFTA members did not want the Skate Park near the restrooms because they have future plans for a pavilion at that location.* Council requested that both groups be invited to a future Council workshop to discuss locations.

September 8, 2020

Workshop Discussion with LAFTA and Wings of Eagles Outreach to discuss *proposed location for City of Lampasas Skate Park*. LAFTA represented that they would prefer not to have the Skate Park next to the restrooms due to their plan to have a pavilion at that location. Additionally, a LAFTA representative stated, *With everything the City has already done for Campbell Park, they have no immediate plans to ask for assistance from the City for the pavilion.*

Discussion also included the desired location of the Skate Park next to the restrooms.

Mayor Talbert stated that, *Discussion has been that in the future, LAFTA wants a pavilion. The discussion today at this special meeting with today's Council members is the desire to facilitate the funding for both a Skatepark and a pavilion and undertake both projects very soon.*

Staff was directed to coordinate an onsite meeting with LAFTA, Wings of Eagles Outreach, and Council to review locations for both facilities.

September 14, 2020

Workshop Session, Discussion and presentation concerning proposed location of City of Lampasas Skatepark from Lampasas Association for the Arts (LAFTA), and Wings of Eagles Outreach. Staff reported that an onsite meeting between the parties was held on September 10th, and LAFTA indicated their desire to locate a pavilion in the central part of the Sculpture Garden, east of the parking lot, leaving the Skate Park to be located south of the restrooms.

Staff sought Council direction to work with both parties on the projects. *Council members unanimously agreed for City staff to move forward as discussed.*

Council approved the first reading of the budget and tax rate.

September 28, 2020

Workshop, Discussion regarding Council Work Plan. As requested, in addition to other presentation items, staff provided a current project listing of Capital and Study/Planning Items. Included were:

Skate Park-Funding identified but not approved. Location identified. Staff is working with stakeholders to develop scope for Council consideration.

Campbell Park Pavilion-Funding identified but not approved. Location identified. Staff is working with stakeholders to develop scope for Council consideration.

Staff also reported on recent individual meetings with LAFTA and Wings of Eagles Outreach. As reported, the meetings were to lay groundwork on expectations regarding scope of the projects, and possible scaling or phasing if project estimates were above available resources. Council was informed that rough estimates would be solicited and Council would be asked to consider input and direction for design and procurement methods. Staff, through the report, also encouraged concerns to be brought forward to the collective body.

Because inclusion of the pavilion as a project was not discussed prior to finalizing the FY 2021 budget, \$475,000.00 was budgeted in Fund 40, 599-5505 Buildings and Land, however; staff included \$654,500.00 in Fund 40, 599-5600 Contingency, for the possible consideration of additional projects. The use of Contingency for either project could be done without any budget amendment if Council votes to approve the project milestones and expenditures.


City ManagerITEM NO. WORKSHOP-4

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

Subject:

Discussion regarding pedestrian safety and the need to add Division 7 Pedestrians, to Chapter 78, Traffic and Vehicles, Article II. Specific Street Regulations to the City Ordinances of Lampasas.

Requested By: Sammy Bailey, Police Chief

Submitted by: Sammy Bailey, Police Chief

Date Submitted: October 8, 2020

For the agenda of: October 12, 2020

Procurement and Funding Statement:

N/A

Attachments: Ordinance, Exhibit A, Pedestrian Safety

Summary Statement:

Discussion regarding pedestrian safety and the need to add Division 7 Pedestrians, to City Ordinance Chapter 78, Traffic and Vehicle, Article II, Specific Street Regulations, to provide for pedestrian safety.

Recommendation:

Discussion only. Chief of Police Sammy Bailey requests to have discussion regarding pedestrian safety with emphasis placed on growing business development areas. Since vehicle parking is never enough for some businesses and events, this can create a hazard for persons choosing to walk or ride a bicycle. South U.S. Highway 281 is a busy roadway with growing business development and increased passenger and large heavy vehicle access increasing the dangers for pedestrians crossing the highway. The west side of the South U.S. 281 has a sidewalk where the east side has a wide shoulder, pedestrians should follow pedestrian safety or use offered transportation alternatives.

Pedestrian Safety-Texas Department of Public Safety Share the Road

Pedestrian-related traffic crashes remain a serious problem in Texas. In 2019, there were 5,954 crashes involving pedestrians in our state, resulting in 668 deaths and 1,312 serious injuries. From 2015-2019, pedestrian fatalities results from traffic crashes increased 17%.

The top factors contributing to traffic crashes in Texas involving pedestrians are:

- Pedestrians failing to yield right-of-way to vehicles
- Drivers failing to yield right-of-way to pedestrians
- Driver Inattention
- Speeding

All of us share a responsibility to bring the number of pedestrian fatalities to zero.

What can pedestrians do to stay safe?

- When there is a sidewalk, use it. If there's no sidewalk, walk on the left side of the roadway facing traffic
- Always cross at intersections or marked crosswalks. Look left, then right, left left again before proceeding
- Obey all traffic signals
- Make eye contact with drivers before crossing the street. Never assume a driver sees you
- Be visible. Wear something light or reflective after dark

What can drivers do to help keep pedestrians safe?

- Reduce your speed when approaching crosswalks and stop for pedestrians
- Yield the right of way to pedestrians when turning
- Be careful when passing buses or stopped vehicles
- Stay alert and put your phone away--pedestrians may enter your path suddenly
- Obey the speed limit and drive to conditions


City Manager

ITEM NO. 1.3

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

Subject:

Public hearing to receive citizen comments to consider granting the request to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue.

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

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

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Alley Exhibit

Summary Statement:

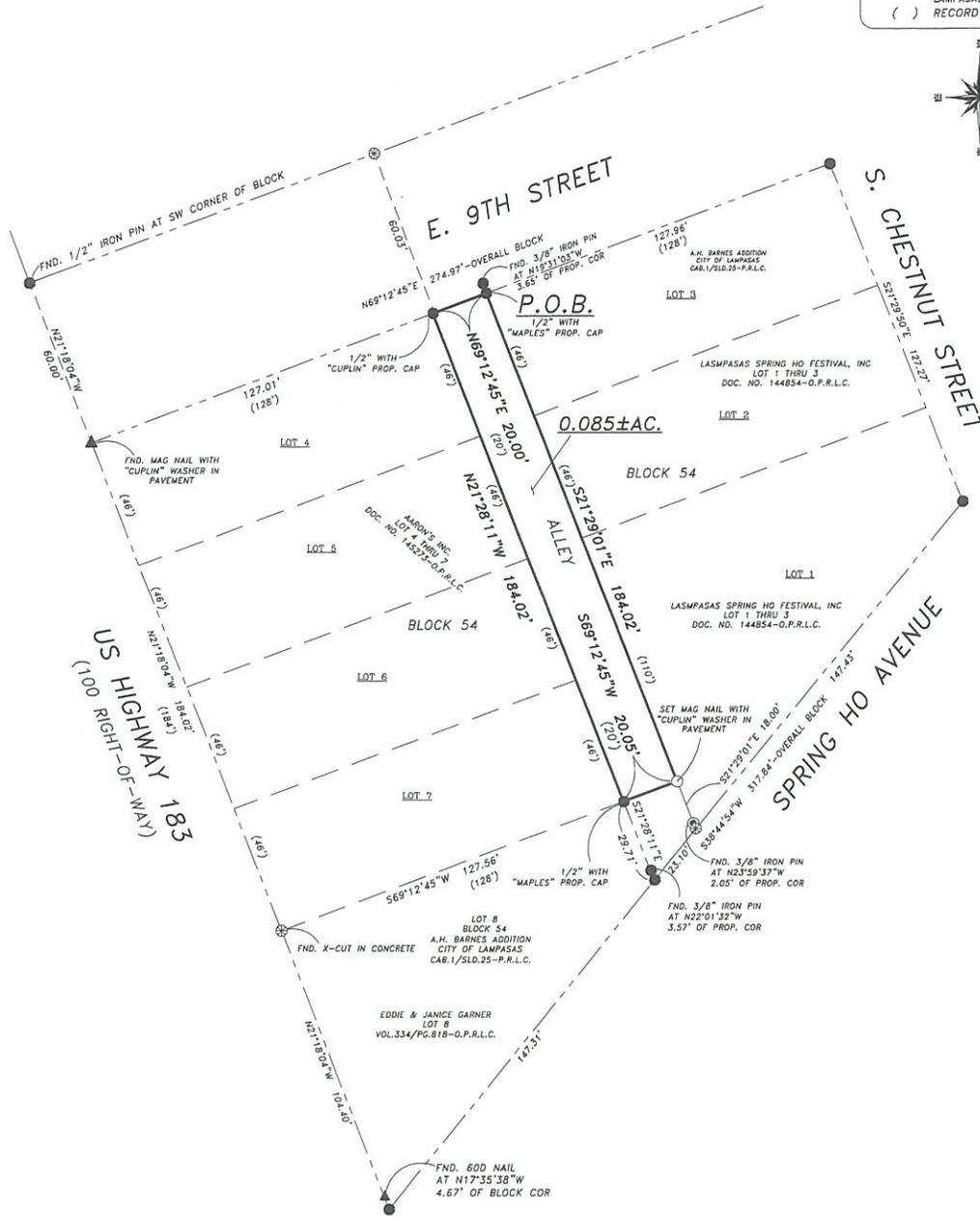
The applicant is requesting to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue. All notifications and publications, as required by Ordinance and Statute, have been made. Staff mailed seven (7) notices to property owners within 200 feet of the applicant's property, and to date have not received any written testimony. Notices were also mailed to utility providers as required. Staff spoke with an adjacent property owner with regards to any potential impact the closing of the alley will have on their business and was assured it would not have a negative impact. Staff is working with applicant/developer with regards to utility placement, relocation and easement. The item was presented to the Planning & Zoning Commission on October 1, 2020 and they are in favor of approving the request.

Recommendation:

Discussion Only

LEGEND

- 1/2" IRON PIN FOUND (UNLESS NOTED)
- ⊗ COTTON SPINDLE FOUND
- .../... VOLUME/PAGE
- D.R.L.C. DEED RECORDS LAMPASAS CO.
- P.R.L.C. PLAT RECORDS LAMPASAS CO.
- O.P.R.L.C. OFFICIAL PUBLIC RECORDS LAMPASAS COUNTY
- () RECORD INFO/SUBJECT



NOTES:
 1) BASIS OF BEARINGS ARE TO THE NORTH AMERICAN DATUM OF 1983, TEXAS COORDINATE SYSTEM, CENTRAL ZONE.
 2) PROPERTY SUBJECT TO ALL CURRENT APPLICABLE CITY ORDINANCES AND SUBDIVISION REGULATIONS FOR THE CITY OF LAMPASAS, TEXAS

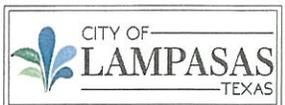
BOUNDARY SURVEY

LOCAL ADDRESS: E. 9TH STREET, CITY OF LAMPASAS, TEXAS.

LEGAL DESCRIPTION: BEING A 0.085 OF AN ACRE PORTION OF THE ALLEY OF BLOCK 54 OF THE A.H. BARNES ADDITION TO THE CITY OF LAMPASAS AS SHOWN ON CABINET 1, SLIDE 25 OF THE PLAT RECORDS OF LAMPASAS COUNTY, TEXAS, SAID 0.85 OF AN ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY SEPARATE METES AND BOUNDS DESCRIPTION TOO ACCOMPANY THIS SURVEY OF EVEN DATE.

I HEREBY CERTIFY EXCLUSIVELY TO CNB LAMPASAS INVESTORS, LTD., AND THE CITY OF LAMPASAS THAT THIS SURVEY WAS PERFORMED ON THE GROUND AND WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION. CUPLIN & ASSOCIATES, INC. ACCEPTS NO RESPONSIBILITY FOR THE USE OF THIS SURVEY BY ANYONE OTHER THAN THE ABOVE REFERENCED PARTIES HEREBY CERTIFIED TO FOR THIS SPECIFIC TRANSACTION ONLY. COPYRIGHT 2020, CUPLIN & ASSOCIATES, INC. ©.

K.C. LUST DATED 09/08/2020
 K.C. LUST, TEXAS R.P.L.S. NO. 5273



SHEET 1 OF 2	PROJ. NO. 201137
	PREPARED FOR: CITY OF LAMPASAS
	TECH: C.CUPLIN
	APPROVED: K.CUPLIN
	FIELDWORK PERFORMED ON: SEPT 2020
COPYRIGHT: 2020 PROFESSIONAL FIRM NO: 10126900	

1500 OLLIE LANE
 MARBLE FALLS, TX 78654
 PH. 325-388-3300/830-693-8815
 WWW.CUPLINASSOCIATES.COM

SCALE 1" = 40'

2	
1	
DATE	NO. DESCRIPTION
REVISIONS	

14

BEING A 0.085 OF AN ACRE PORTION OF THE ALLEY OF BLOCK 54 OF THE A.H. BARNES ADDITION TO THE CITY OF LAMPASAS AS SHOWN ON CABINET 1, SLIDE 25 OF THE PLAT RECORDS OF LAMPASAS COUNTY, TEXAS, SAID 0.085 OF AN ACRE TRACT BEING MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2" iron pin found with "MAPLES" property cap, along the southerly right-of-way line of E. 9th Street, at the most northwesterly corner of Lot 3 of said Block 54, and being the most northeasterly corner hereof;

THENCE South 21°29'01" East, along the westerly line of said Lot 3, Lot 2 and Lot 1 of said Block 54, the easterly line of said Alley, and hereof, a distance of 184.02' to a set mag nail with "CUPLIN" washer in pavement, at the most southeasterly corner hereof, from whence a found cotton spindle at the most southerly corner of said Lot 1 bears South 21°29'01" East, a distance of 18.00';

THENCE South 69°12'45" West, over and across said Alley, and the southerly line hereof, a distance of 20.05' to a found 1/2" iron pin with "MAPLES" property cap at the most southeasterly corner of Lot 7 of said Block 54, and being the southwest corner hereof;

THENCE North 21°28'11" West, along the easterly line of said Lot 7, Lot 6, Lot 5 and Lot 4 of said Block 54, the westerly line of said Alley and hereof, a distance of 184.02' to a found 1/2" iron pin with "CUPLIN" property cap, along the southerly right-of-way line of said E. 9th Street, at the most northwesterly corner hereof;

THENCE North 69°12'45" East, along the southerly right-of-way line of said E. 9th Street, the northerly line of said Alley and hereof, a distance of 20.00' to the **POINT OF BEGINNING**, containing 0.085 of an acre, more or less.

NOTE:

A Plat of Survey of even date was prepared and is intended to accompany the above described tract of land. Bearings are based on North American Datum of 1983, Texas Central Zone.

I HEREBY CERTIFY EXCLUSIVELY TO CNB LAMPASAS INVESTORS, LTD., AND THE CITY OF LAMPASAS, THAT THIS SURVEY WAS PERFORMED ON THE GROUND AND WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION. CUPLIN & ASSOCIATES, INC. ACCEPTS NO RESPONSIBILITY FOR THE USE OF THIS SURVEY BY ANYONE OTHER THAN THE ABOVE REFERENCED PARTIES HEREBY CERTIFIED TO FOR THIS SPECIFIC TRANSACTION ONLY. COPYRIGHT 2020, CUPLIN & ASSOCIATES, INC. ©.



Dated: 09/08/2020

K.C. Lust
Registered Professional Land Surveyor No. 5273



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City ManagerITEM NO. 14

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

Subject:

Public hearing to receive citizen comments regarding the approval of the Spring Ho Subdivision Final Plat of 1.11 acres, being lots 1-7 and .085 of an acre portion of the alley of Block 54 of the A. H Barnes Addition of the City of Lampasas; commonly known as 1003 S Key Avenue.

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

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

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Plat

Summary Statement:

The applicant is requesting to combine lots 1-7 and .085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue, commonly known as 1003 S Key Avenue. All notifications and publications, as required by Ordinance and Statute, have been made. Staff mailed seven (7) notices to property owners within 200 feet of the applicant's property, and to date have not received any written testimony. This item was presented to the Planning & Zoning Commission on October 1, 2020 and they recommend approval of the Spring Ho Subdivision Final Plat.

Recommendation:

Discussion Only.

STATE OF TEXAS:
COUNTY OF _____

WHEREAS, CMB LAMPASAS INVESTORS, LTD. ACTING THROUGH ITS ONLY AUTHORIZED AGENT CHARLIE NORTHINGTON, OWNER OF THAT CERTAIN TRACT OF LAND SHOWN HEREON BEING A 1.11 ACRE TRACT, ALL OF LOTS 1, 2, 3, 4, 5, 6, 7 AND A 0.085 OF AN ACRE PORTION OF THE ALLEY OF THE A.H. BARNES ADDITION TO THE CITY OF LAMPASAS AS SHOWN ON CABINET 1, SLIDE 20 OF THE PLAT RECORDS OF LAMPASAS COUNTY, TEXAS AND FURTHER BEING DESCRIBED IN DOCUMENT NO. _____ OF THE OFFICIAL PUBLIC RECORDS OF LAMPASAS COUNTY, TEXAS, DO IN ALL THINGS ADOPT AND APPROVE THIS MINOR PLAT.

DIREKT NORTHINGTON - AUTHORIZED AGENT
CMB LAMPASAS INVESTORS, LTD.

STATE OF TEXAS:
COUNTY OF _____

BEFORE ME, IN AND FOR SAID COUNTY AND STATE, ON THIS DAY PERSONALLY APPEARED CHARLIE NORTHINGTON, KNOWN TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT THEY EXECUTED THE SAME FOR THE PURPOSE AND CONSIDERATION THEREIN EXPRESSED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2020.

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

PLANNING AND ZONING COMMISSION APPROVAL:
COUNTY OF LAMPASAS:

APPROVED, THIS _____ DAY OF _____, 2020 AFTER HEARING BEFORE THE PLANNING AND ZONING COMMISSION AND RECOMMENDED FOR APPROVAL TO CITY COUNCIL OF THE CITY OF LAMPASAS, TEXAS, ON THE _____ DAY OF _____, 2020.

JEFF JACKSON
CHAIRMAN, PLANNING AND ZONING COMMISSION

ATTEST: BECKY SIMS, ASSISTANT CITY SECRETARY

CITY OF LAMPASAS APPROVAL:
COUNTY OF LAMPASAS:

APPROVED, THIS THE _____ DAY OF _____, 2020 BY THE CITY COUNCIL OF THE CITY OF LAMPASAS, LAMPASAS COUNTY, TEXAS.
AFTER PUBLIC HEARING BEFORE THE CITY COUNCIL ON THE _____ DAY OF _____, 2020. CITY OF LAMPASAS, TEXAS.

JUSTY TALBERT, MAYOR, CITY OF LAMPASAS

ATTEST: BECKY SIMS, ASSISTANT CITY SECRETARY

STATE OF TEXAS:
COUNTY OF BURNETT:

I, K.C. LUST, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, DO HEREBY CERTIFY THAT THIS PLAT OF "SPRING HO SUBDIVISION" WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY SUPERVISION, AND THAT SAID PLAT IS A TRUE AND CORRECT REPRESENTATION OF SAME AS I LOCATED ITS COMPONENT PARTS ON THE GROUND, AND THAT THE CORNER MONUMENTS SHOWN THEREON WERE FOUND OR PROPERLY PLACED UNDER MY SUPERVISION IN ACCORDANCE WITH THE CITY OF LAMPASAS REGULATIONS.

WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 2020.

PRELIMINARY
PURSUANT TO THE STATE OF TEXAS ADMINISTRATIVE CODE SECTION 883.186, THIS DOCUMENT IS "PRELIMINARY". THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT.

TAX CERTIFICATE:
THE LAMPASAS COUNTY APPRAISAL DISTRICT, THE TAXING AUTHORITY FOR ALL TAXING COUNTY OF LAMPASAS COUNTY, TEXAS, DOES HEREBY CERTIFY THAT THERE ARE CURRENTLY NO DELINQUENT TAXES OWING ON THE PROPERTY DESCRIBED BY THIS PLAT.

BELSHIA CONZUELO
CHIEF APPRAISER

COUNTY CLERK APPROVAL:
STATE OF TEXAS:

I, CONNIE HARTMANN, COUNTY CLERK OF COUNTY COURT OF SAID COUNTY, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT WITH ITS CERTIFICATE OF AUTHENTICATION WAS DULY FILED FOR RECORD ON THIS _____ DAY OF _____, 2020, AT _____ O'CLOCK _____ M.

IN THE PLAT CABINET _____ SLIDE _____ OF THE PLAT RECORDS OF LAMPASAS COUNTY, TEXAS.

TO CERTIFY WHICH, WITNESS MY HAND AND SEAL AT THE COUNTY COURT OF SAID COUNTY, THE DATE LAST SHOWN ABOVE WRITTEN

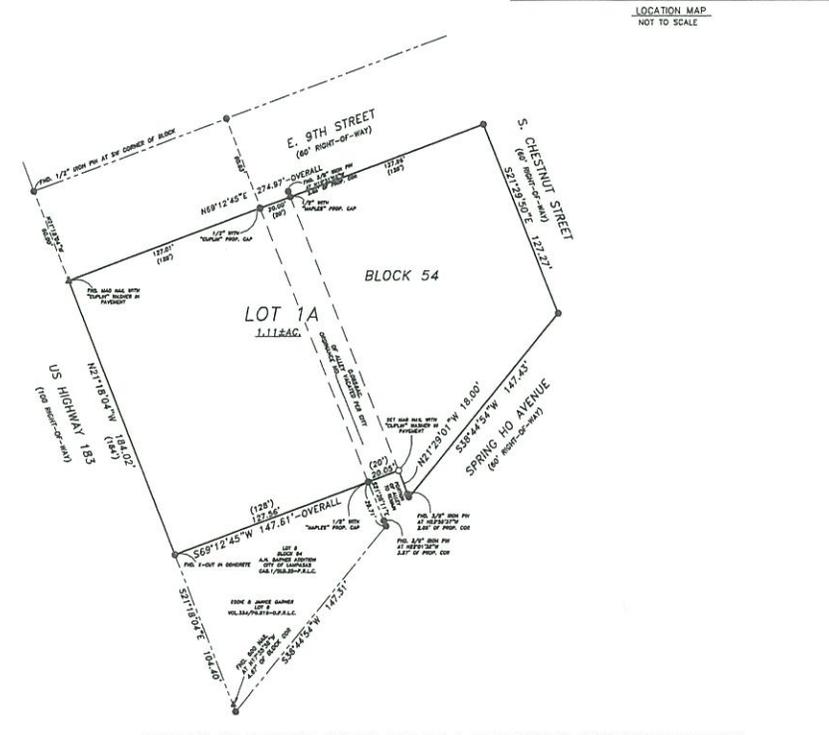
CONNIE HARTMANN, COUNTY CLERK, LAMPASAS COUNTY, TEXAS

PLAT NOTES:

- 1. TOTAL ACREAGE: 1.11 ACRES
- 2. TOTAL NO. OF LOTS: 1 (ONE)
- 3. USE OF LAND: COMMERCIAL
- 4. CURRENT ZONING: RETAIL
- 5. ELECTRICAL SERVICE PROVIDED BY THE CITY OF LAMPASAS
- 6. WATER SERVICE PROVIDED BY THE CITY OF LAMPASAS
- 7. SANITARY SEWER SERVICE PROVIDED BY THE CITY OF LAMPASAS
- 8. BASIS OF BEARINGS ARE TO THE N.A.D. 1983, TEXAS COORDINATE SYSTEM, CENTRAL ZONE, COORDINATES LISTED ARE GRID.
- 9. DISTANCES SHOWN ARE GRID VALUES, FOR SURFACE APPLY A SCALE OF 1.000165164.
- 10. THIS PLAT IS SUBJECT TO THE CURRENT ZONING AND SUBDIVISION ORDINANCES AT TIME OF PLAT
- 11. ALL OF SUBJECT PROPERTY IS LOCATED WITHIN ZONE C (AREA OF MINIMAL FLOODING - NO SHADING) AS GRAPHICALLY IDENTIFIED ON FEMA F.I.R.M., MAP NO. HAZ-1404-00036, EFFECTIVE 06/15/1982. SURVEYOR DOES NOT WARRANT THE ACCURACY OR CORRECTNESS OF SAID MAPS.

CUPLIN ASSOCIATES INC.
LAND SURVEYORS & PLANNERS

LEGEND
● 1/2" IRON PIN FOUND (WELDED POSTS)
○ COTTON SPINDLE FOUND
--- VOLUME/PAGE
--- F.I.R.M. NO. REGION LAMPASAS CO.
--- P.A.L.C. PLAT RECORD LAMPASAS CO.
--- D.A.L.C. OFFICIAL PUBLIC RECORDS LAMPASAS COUNTY
() RECORD INFO/SUBJECT



BEING A FINAL PLAT OF 1.11 ACRES, BEING LOTS 1, 2, 3, 4, 5, 6 & 7 AND A 0.085 OF AN ACRE PORTION OF THE ALLEY OF BLOCK 54 OF THE A.H. BARNES ADDITION TO THE CITY OF LAMPASAS TO BE KNOWN AS

SPRING HO SUBDIVISION

PROJ. NO. 201137	PREPARED FOR: CMB LAMPASAS INVESTORS, LTD.	1500 OLLIE LANE MARBLE FALLS, TX 78854 TEL: 817-390-3000 FAX: 817-390-3001 WWW.CUPLINASSOCIATES.COM	SCALE 1" = 40'	2	SHEET
ISSUED: G. COLEMAN	APPROVED: K.C. LUST	FILED/WORK PERFORMED ON: 3/10/2020	DATE	NO.	
OWNER: CMB LAMPASAS INVESTORS, LTD. 300 WEST 5TH STREET, SUITE 700 AUSTIN, TEXAS 78701			REVISIONS		

**MINUTES OF REGULAR MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, September 28, 2020**

ITEM NO. 2.1

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
Mike White
Cathy Kuehne
Randy Clark
Delana Toups

Council Members absent:

None

City Staff Present:

Finley deGraffenried, City Manager
Rickie Roy, Assistant City Manager
Christina Marez, City Secretary
Becky Sims, Zoning Administrator/Asst. City Secretary
Yvonne Moreno, Finance Director
Sammy Bailey, Police Chief
Chris Eicher, Parks & Recreation Director
Jeff Smith, Fire Chief
Mandy Walsh, Economic Development Director
Van Sims, Water/Wastewater Operations Manager (Workshop only)
Stephen Sewell, Plant Supervisor/Operator (Workshop only)

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. She provided the telephone number of 512-556-0332 for the public to call in for any comments. She also announced to those in attendance if they could maintain six feet separation, they could remove their masks if they chose to.

2. Discussion and presentation of the Lampasas County Chamber of Commerce and Visitor Center Third Quarter Report

Melissa Unger, Chamber Director, explained that she provided the Lampasas County Chamber of Commerce and Visitor Center Third Quarter Report which indicates a reimbursing request in the amount of \$10,765.74. She explained that after visiting with the Finance Director, Yvonne Moreno, found that the Chamber request for the last quarter of FY 2019 was not submitted in a timely manner and that the payment was posted in FY 2020, which will result in three payments recorded for FY 2019 and five payments for FY 2020. She apologized for the oversight and the issue with their bookkeeping. She

suggested if the Chamber could make bi-annual reporting instead of quarterly, it would alleviate issues with bookkeeping and allow her more time to gather accurate information for her report to Council.

Mayor Talbert asked if Council had any questions regarding the Chamber's Third Quarter Report. Council had no questions or comments. Mayor Talbert then moved to Item 3.

3. Discussion regarding Chamber of Commerce Tourism and Visitor Center Agreement

Melissa Unger, Chamber Director, and Mandy Walsh, Economic Development Director, both explained two items in the agreement that they wanted Council to consider approval of: first change: Section II. A. Funds to be provided: change from including an amount and list as in an amount not to exceed budget amount approved by City Council; and second change: Section II. B. Payment Schedule: The City's semiannual payment to the Chamber would be made no later than April 30 and October 30.

There is an action item in Regular Session for Council consideration to their requested changes.

4. Discussion and updates related to COVID-19 Pandemic

Jeff Smith, Fire Chief, reviewed the following:

- Statewide, as of yesterday
 - 67,234 active cases
 - 15,522 fatalities
- Lampasas
 - 24 active

5. Discussion regarding City Council Work Plan

Mayor Pro Tem Monroe asked City Manager deGraffenried before proceeding with any discussion on this item, whether it should wait since the upcoming General Election may change a few Council members.

City Manager deGraffenried said that he was presenting this item with that change in mind.

deGraffenried reviewed the following:

Considerations and Input

- Timing
 - Elections
 - Additional input
 - Other Stakeholders
- Process
 - Additional meetings
 - Workshop
 - Tours
- Format
 - Inclusion of other planning documents
 - Inclusion of Capital Projects and Priorities
 - Duplication of other planning documents and efforts

Setting Priorities

- Council Work Plan
 - Identification of Needs and Projects/Tasks to address those needs inclusive
 - Incorporation Capital Priorities and Staff Work Plan
 - Timelines, benchmarks
- Request for Project List to prioritize work of Staff
 - Capital Projects and Planning Projects currently being conducted
 - Does not include Major Maintenance or Fleet

Projects/Task Priorities

- Singular v. Collective Priorities
 - Council member
 - Staff
 - Council as a whole
- How Priorities are currently being set
 - Identification on planning activity
 - Comp Plan, W/WW Study, Compensation study
 - CIP Program
 - Reviewed, acknowledged and accepted by Council
 - Areas of emphasis, CIP Listing and Major Maintenance
 - Budget Process
 - Ultimate prioritization
 - Staff/Council interaction with Public, identification of need, introduced in report or workshop

Next Steps

- Timing, Format and Process
- Inclusions
- Additional information needed
- Additional meetings, outside facilitation, Retreat, Tours

Mayor Talbert said that the Work Plan should be a collective Council decision. Council members need to bring up things to address and work on together with Staff.

Mayor Pro Tem Monroe said that she liked the idea of a retreat with a tour of City facilities.

It was the consensus of Council that a retreat should be held, but after the General Election.

6. Discussion and updates related to City of Lampasas Public Work Projects

Rickie Roy, Assistant City Manager, reviewed updates regarding the Avenue E Project – there have been some issues, but concrete should be poured this week. He turned discussion over to Jason Jones, Jones-Heroy & Associates, regarding specific items that related to his firm and the studies they have been working on regarding the Wastewater Treatment Plant, Upper Pressure Plane and Injection Sites.

Jason Jones reviewed some of the following:

- Current capacities
 - Pretreatment Plant Lift Station
 - Peak Flow – the design value is 100 gpm and the current condition is 250 gpm
 - Pretreatment Plant

- Average Daily Flow – contract limit/design value is 71,890 gpd and the current condition is 145,000 gpd
- Peak Daily Flow – contract limit/design value is 136,000 gpd and the current condition is 220,000 gpd
- Fats, Oil & Grease – contract limit/design value is 50 lbs/day and the current condition is 250 lbs/day
- Biological Oxygen Demand – contract limit/design value is 1,798 lbs/day and the current condition is 3,197 lbs/day
- Ammonia – contract limit/design value is 40 lbs/day and the current condition is 15 lbs/day
- Total Suspended Solids – contract limit/design value is 700 lbs/day and the current condition is 2,084 lbs/day
- Wastewater Treatment Plant
 - Average Daily Flow – design value is 1.5 MGD and the current condition is 0.55 MGD
 - Biological Oxygen Demand – design value is 2,754 lbs/day and the current condition is 3,088 lbs/day
- Sludge Holding Basins
 - Influent Flow Rate at Current BOD Concentrations – design value is 0.68 MGD and the current condition is 0.55 MGD
- Belt Filter Press
 - Peak 14-day Sludge Produced – design value is 5,400 lbs/day and the current condition is 4,879 lbs/day
 - BFP Operation – design value is 6 hrs/day, 5 days/wk and the current condition is 5.4 hrs/day, 5 days/wk

7. Discussion regarding amending the Chapter 78, Traffic and Vehicles, Section 78-219 No Parking Zones for South Highway 281

Sammy Bailey, Police Chief, explained that she is requesting the City of Lampasas to designate Highway South 281, either side, from the intersection of west Tenth Street on South 281 to the corporate city limits of the City of Lampasas as a no parking zone. She explained that South Highway 281 is a busy highway, and with the recent growth, development, and events in this area, the right of way has been used for parking. Parking on each side of the roadway congests traffic and is a safety concern for vehicles entering and exiting the roadway, as well as a safety hazard to pedestrians.

There is an action item in Regular Session for Council consideration.

8. Discussion regarding any item on the regular agenda

There was no discussion.

9. Adjourn Workshop Session

Mayor Pro Tem Monroe moved to adjourn the Workshop Session at 6:38 p.m. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

A brief break was taken before going into Regular Session.

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

ANNOUNCEMENTS

A. Call to Order

Mayor Talbert called the Regular Session to order at 6:49 p.m.

B. Invocation and Pledge of Allegiance

Sammy Bailey, Police Chief, gave the invocation and the Pledge of Allegiance to the U.S. and Texas flags were recited.

C. Presentations and Proclamations

- Designate Fire Prevention Week October 4, 2020-October 10, 2020

Mayor Talbert read out loud the proclamation and designated October 4, 2020 through October 10, 2020 as Fire Prevention Week.

Mayor Talbert provided the telephone number of 512-556-0332 for the public to call in for any comments. She also announced to those in attendance if they could maintain six feet separation, they could remove their masks if they chose to.

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.

2.0	MINUTES
2.1	Discussion and possible action concerning approval of minutes of the Special Meeting on September 8, 2020

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

2.2	Discussion and possible action concerning the approval of minutes of the Regular Meeting on September 14, 2020
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Mayor Pro Tem Monroe moved to approve the minutes as presented. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

3.0	CONSENT AGENDA
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3.1	Discussion and possible action regarding the Monthly Investment Report for August 2020.
3.2	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial or approval with modification(s) for a Manufactured Home Overlay “MHO” to an existing Single Family-6 “SF-6” Zoning District. The property is described as Lots 9-11, Block 24, 0.2380 acres of the G.C. & SF Addition; commonly known as 1306 E Avenue H, Lampasas, Texas, Lampasas County.
3.3	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial, or approval with modification a request for a Specific Use Permit in an area zoned Commercial “C” to allow for Two-Family Residential (Duplexes) “SF-2”. The property is described as Block 3, Part of Lot 3, Lots 4-7, East Lampasas Addition; portion of Mill Street between College and Briggs Street
3.4	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial or approval with modifications a request for a Specific Use Permit in an area zoned Commercial “C” to allow for Micro-Blading (Cosmetic Tattooing) Services. The property is described as Block 2, Lot 8, East Lampasas Addition; commonly known as 1002 E 4 th Street, Lampasas, Texas, Lampasas County

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

4.0	BOARDS/DEPARTMENT REPORTS
4.1	<ol style="list-style-type: none"> 1. Economic Development Monthly Report 2. Fire Department Monthly Report 3. Parks and Recreation Monthly Report 4. Information Systems Monthly Report 5. Library Monthly Report 6. Golf Course Monthly Report 7. Municipal Court Monthly Report 8. City Secretary Monthly Report 9. Police Department Monthly Report 10. Utility Billing and Collections Monthly Report 11. Public Works Monthly Report for Electric, Streets, Water/Wastewater 12. Building Official Monthly Report

Mandy Walsh, Economic Development Director, reviewed some of the following:

- LEDC Mission
- LEDC Vision
- BRE – COVID-19
- Virtual meetings
- Info graphics
- COVID Emergency Grant – assisted approximately 47 local businesses for a total of \$100,000.00
- Business Park
- EDA Cares Act Grant
- High Speed Internet – currently working with two providers
- She reviewed conferences and workshops she attended

- Downtown Revitalization
- Life Safety Grant Program – four applications distributed; only one grant awarded
- LTX photo op sign
- Marketing
- Retail Coach
- The Daytripper – will air on Sunday, October 11, 2020 and again on Wednesday, October 14, 2020
- HGTV – despite not winning, it was a good turnout of citizens who care about our community
- FDI Alliance International
- TX Film Commission
- Small Business Saturday
- Community awareness and speaking engagements
- New business and expansions

Council thanked Walsh for her report and her work for the City and community.

5.0	ROUTINE MATTERS
5.1	City Manager’s Operational Report

City Manager deGraffenried reviewed his report:

- WCID - The Lampasas County WCID met this week and, among other items, discussed the recent wet weather and the performance of the flood control dams in reducing flood potential. City Staff had understood rain totals in the vicinity of Lampasas totaled 12 to 13 inches, however; Kim Vann reported in some areas, between 17 and 20 inches were collected over the 4 to 5-day period. The western dams did receive inflows to cause rises above the primary spillways, however; the levels of the two lakes closest to Lampasas were not impacted by rises to that extent. In other words, the dams did their jobs. Work will need to be done to clear debris from the spillway tubes, and on the lake banks as a result of the event.
- Comp Plan - After several months of limited activity, members of the CPAC, Planning Commission and Council participated in small group meetings on the September 21, 2020. Four meetings, attended by 21 individuals, were conducted with the primary goals of reorienting stakeholders to the Comprehensive Plan planning process, and seeking comment and input on the Vision and Recommendations Outline. The next steps include review of the expanded Recommendation chapter, and the implementation plan. As the attached progress report indicates, the process is 82% complete, with a December target for consideration and adoption.
- Health Plan – City Staff is pleased to report that the City received an additional rebate on our 2019 Health Plan coverage through Scott & White. The Plan’s medical cost ratio was below 85%, and by ACA, the City was entitled to the rebate, which totaled \$27,883.03. City Staff believes the savings is a byproduct of a healthy workforce, and smart utilization of the benefit.
- Campbell Park - This past week City Staff met separately with representatives from the Wings of Eagles Outreach, and LAFTA to discuss future improvements in Campbell Park in support of their organizations. The primary focus of the meetings was to discuss expectations related to the scope of their projects, possible design and procurement phases, and possible supplemental funding or scaling. City Staff also wanted to express the concern that funding may be limited or capped by City Council in the event the project estimates were beyond available resources. As a next step, City Staff will seek rough estimates on projects and seek Council input and direction for design and procurement methods. City Staff understands that individual Council members may have concerns regarding the projects, and encouraged those concerns to be brought forward to the collective body. The City is still very early in the process.

- Personnel Policy – City Staff will be dusting off the draft of updates to the Personnel Policy for further internal review in the next month. Previously, the former Assistant City Manager facilitated the process to update the Policy and address current trends and issues related to technology, record retention, time off, and social media. It is likely, the current approach will be to consider amendments periodically rather than trying to review and approve the entire document at one time. City Staff is also interested in Council input on the process, and if a priority exists from a particular section of the Policy.
- Library – City Staff takes the opportunity to remind Council that the deadline for Library Foundation donations, with recognition on the back of the new Park corner sign, is September 30, 2020. Shanda Subia, Library Director, can direct you to a Foundation Board member or feel free to reach out to Judy Lansford. Additionally, the Library Staff has been creatively providing programs and services through the pandemic including virtual How Pinteresting, Books with Badgers, and Facebook story times. The Library is open, with some limitations, for patrons, and is still providing curbside delivery and pick-up of books.
- EDC - The Lampasas Economic Development Corporation met on September 16, 2020 with a relatively light agenda. Officers will remain the same for the next year and include Charlie Pratus, President; Steve Hudson, Vice-President; and Roland Schaub, Secretary-Treasurer. Sales tax was noted at 105% of the budget through 11 months, and with current trends, year-end projections for receipts could be \$44,000.00 better than plan. The Board also discussed Phase 1 infrastructure at the Business Park, and possible CARES Act assistance/reimbursement for local business support.

5.2	MAYOR'S COMMENTS
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Mayor Talbert had no comments.

6.0	UNFINISHED BUSINESS
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There was no unfinished business.

7.0	NEW BUSINESS
7.1	Discussion and possible action on the acceptance of the Chamber of Commerce and Visitor Center Third Quarter Report.

Mayor Talbert noted that this item was discussed in Workshop Session.

Melissa Unger, Chamber Director, thanked Mandy Walsh, Economic Development Director, for all her help during this COVID pandemic in assisting small businesses.

Mayor Pro Tem Monroe moved to accept the Lampasas County Chamber of Commerce & Visitor Center Third Quarter Report with the requesting reimbursement amount of \$10,765.74. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.2	Discussion and possible action regarding request from the Lampasas County Chamber of Commerce for Hotel Occupancy Tax funds in the amount of \$2,160.00 for event expenses related to the Hunters Tourism Promotion September through December 2020 for Hunting Season and Hunters Welcome Event on November 6, 2020.
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Melissa Unger, Chamber Director, explained that this event has been most recently funded in 2019 in the amount of \$1,718.50. The funds requested in the amount of \$2,160.00 will be used for advertising and

promotion of Lampasas as the premier hunting destination, from dove season through bow and rifle season, ending in January 2021, as well as the Hunters Welcome Event on November 6, 2020.

Council member Toups moved to approve the request from the Lampasas County Chamber of Commerce for Hotel Occupancy Tax funds in the amount of \$2,160.00 for event expenses related to the Hunters Tourism Promotion September through December 2020 for Hunting Season and Hunters Welcome Event on November 6, 2020. The motion was seconded by Council member Clark and with a unanimous vote, the motion carried.

7.3	Discussion and possible action regarding the renewal of the Chamber of Commerce Tourism and Visitor Center Agreement
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Mayor Talbert noted that this item was discussed in Workshop Session. There were two changes requested by the Chamber. The first change: Section II. A. Funds to be provided: change from including an amount and list as in an amount not to exceed budget amount approved by City Council; and second change: Section II. B. Payment Schedule: The City's semi-annual payment to the Chamber would be made no later than April 30 and October 30.

Mayor Pro Tem Monroe moved to approve the Chamber of Commerce Tourism and Visitor Center Agreement with the noted two amendments as noted. The motion was seconded by Council member Clark and with a unanimous vote, the motion carried.

7.4	Discussion and possible action regarding the approval of the first reading of an Ordinance amending Chapter 78, Traffic and Vehicles, Section 78-219 No Parking Zones for South Highway 281.
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Mayor Talbert noted that this item was discussed in Workshop Session.

Mayor Pro Tem Monroe moved to approve the first reading of an Ordinance amending Chapter 78, Traffic and Vehicles, Section 78-219 No Parking Zones for South Highway 281. The motion was seconded by Council member Clark and with a unanimous vote, the motion carried.

7.5	Discussion and possible action concerning the second reading of an Ordinance approving and adopting a Budget for operating the Municipal Government of the City of Lampasas for the fiscal year beginning October 1, 2020 and ending on September 30, 2021. Appropriating money for various funds and purposes of such budget including appropriations of money to pay interest and principal Sinking Fund requirements on all indebtedness; providing a repealer clause for the repeal of all Ordinances and Appropriations in conflict with the provisions of this Ordinance; and Establishing an Effective Date.
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Yvonne Moreno, Finance Director, explained that the attached ordinance will formally adopt the proposed budget for the 2020-2021 Fiscal Year. A record vote on adopting the budget should be taken by the City Secretary.

Mayor Pro Tem Monroe moved to approve the second reading of an Ordinance approving and adopting a Budget for operating the Municipal Government of the City of Lampasas for the fiscal year beginning October 1, 2020 and ending on September 30, 2021. Appropriating money for various funds and purposes of such budget including appropriations of money to pay interest and principal Sinking Fund requirements on all indebtedness; providing a repealer clause for the repeal of all Ordinances and Appropriations in

conflict with the provisions of this Ordinance; and Establishing an Effective Date and with a record vote taken by the City Secretary, Christina Marez, as follows:

Council member Williamson	Approve
Mayor Pro Tem Monroe	Approve
Mayor Talbert	Approve
Council member Clark	Approve
Council member White	Approve
Council member Toups	Approve
Council member Kuehne	Approve, the motion carried.

7.6	Discussion and possible action concerning the second reading of an Ordinance setting the Tax Rate and Levying a tax upon all property subject to taxation within the City of Lampasas, Texas for the 2020 tax year for the use and support of the Municipal Government of the City of Lampasas for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021; apportioning said levy among various funds and items for which revenue must be raised including providing a Sinking Fund for the retirement of the Bonded Debt for the City of Lampasas; and establishing an Effective Date.
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Yvonne Moreno, Finance Director, explained that the attached ordinance adopts a total tax rate of \$0.395218 cents for the 2020 tax year. The tax rate is divided between \$0.31423 cents for general fund maintenance and operations and \$0.080988 cents for debt service (interest and sinking fund.) A record vote on setting the tax rate should be taken by the City Secretary.

Mayor Pro Tem Monroe moved to approve the second reading of the Ordinance and that the property tax rate be increased by the adoption of a tax rate of \$0.395218, which is effectively a 1.08 percent increase in the tax rate. The motion was seconded by Council member Williamson and with a record vote taken by the City Secretary, Christina Marez, as follows:

Council member Williamson	Approve
Mayor Pro Tem Monroe	Approve
Mayor Talbert	Approve
Council member Clark	Approve
Council member White	Approve
Council member Toups	Approve
Council member Kuehne	Approve, the motion carried.

Adjourn into Executive Session

Council member Toups moved to adjourn into Executive Session at 7:21 p.m. The motion was seconded by Mayor Pro Tem Monroe and with a unanimous vote, the motion carried.

City Manager deGraffenried requested that Mandy Walsh, Economic Development Director, and Rickie Roy, Assistant City Manager, be allowed in Executive Session. Council allowed.

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 551.087 (economic development)- (1) to receive and evaluate financial information received from a business prospect, to discuss same, and/or to deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the city, with which the City is conducting economic development negotiations; and/or (2) to deliberate an offer of any financial or other incentives to any business prospect described above.
8.2	Adjourn Executive Session and reconvene Regular Session

Executive session was adjourned at 7:46 p.m.

REGULAR SESSION

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

There was no action taken.

Adjourn

Mayor Pro Tem Monroe moved to adjourn the meeting at 7:47 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

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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 September 1, 2020 to September 30, 2020

Requested By: Yvonne Moreno, Finance Director

Submitted By: Yvonne Moreno, Finance Director

Date Submitted: October 7, 2020

For the Agenda of: October 12, 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 September 1, 2020 to September 30, 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-17521269643	AUGUST AEP BILL	E	9/18/2020	95,595.92		000044		95,595.92
56260	LOWER COLORADO RIVER AUTHORITY							
I-EW15972	AUGUST LCRA BILL	E	9/18/2020	562,770.06		000045		562,770.06
27050	IRS-PAYROLL TAXES							
I-T1 202009108074	FEDERAL WITHHOLDING	D	9/11/2020	15,937.34		000075		
I-T3 202009108074	FICA TAX	D	9/11/2020	24,390.24		000075		
I-T4 202009108074	MEDICARE TAX	D	9/11/2020	5,704.22		000075		46,031.80
27050	IRS-PAYROLL TAXES							
I-T1 202009248075	FEDERAL WITHHOLDING	D	9/25/2020	16,703.37		000076		
I-T3 202009248075	FICA TAX	D	9/25/2020	24,949.16		000076		
I-T4 202009248075	MEDICARE TAX	D	9/25/2020	5,834.94		000076		47,487.47
37806	M W HALL CONSTRUCTION INC							
I-94104202020	REPAIR CURB AND GUTTER	R	9/01/2020	18,279.88		158078		18,279.88
02209	JONES-HEROY & ASSOCIATES INC							
I-13431	WHOLE PROJECT CHARGES	R	9/01/2020	5,900.00		158081		5,900.00
47585	KEMPNER WATER SUPPLY CORP							
I-07312020*	JULY WATER	R	9/01/2020	52,947.32		158082		52,947.32
49400	LAMPASAS CENTRAL APPR DIST							
I-09012020	4TH QUARTER PAYMENT	R	9/01/2020	7,179.76		158085		7,179.76
03372	S2M2 INC							
I-09012020	BRODIE ESTATES ECON DEV	R	9/01/2020	185,000.00		158087		185,000.00
02860	FUELMAN							
I-202008318072	CITY FUEL	R	9/08/2020	9,454.32		158107		9,454.32
52200	LAMPASAS PUBLIC UTILITIES							
I-08312020	AUGUST 2020	R	9/08/2020	48,201.58		158138		48,201.58
01456	S & M VACUUM & WASTE, LTD							
I-126641	SLUDGE HAUL INV#126641	R	9/08/2020	500.00		158156		
I-126642	SLUDGE HAUL INV#126642	R	9/08/2020	500.00		158156		
I-126643	SLUDGE HAUL INV#126643	R	9/08/2020	500.00		158156		
I-126644	SLUDGE HAUL INV#126644	R	9/08/2020	500.00		158156		
I-126645	SLUDGE HAUL INV#126645	R	9/08/2020	500.00		158156		
I-130350	SLUDGE HAUL INV#130350	R	9/08/2020	500.00		158156		
I-130351	SLUDGE HAUL INV#130351	R	9/08/2020	500.00		158156		
I-130352	SLUDGE HAUL INV#130352	R	9/08/2020	500.00		158156		
I-130353	SLUDGE HAUL INV#130353	R	9/08/2020	500.00		158156		4,500.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
01357 I-1726	SINGLETON, CLARK & COMPANY, PC PLANNING & INTERIM	R	9/08/2020	8,640.00		158159		8,640.00
02095 I-2943*	SOUTHERN STAR COMMUNICATION LC PANASONIC NEW PHONES	R	9/08/2020	9,065.49		158160		9,065.49
02976 I-1486516 I-1486517	WASTE CONNECTIONS COMMERCIAL SOLID WASTE RESIDENTIAL SOLID WASTE	R R	9/08/2020 9/08/2020	49,867.61 44,450.97		158163 158163		94,318.58
16468 I-30027597 I-30114020 I-30122683	CATERPILLAR FIN SER CORP RENTAL FOR SEPTEMBER DOZER RENTAL SEPTEMBER RENTAL EXCAVATOR/BACKHOE	R R R	9/11/2020 9/11/2020 9/11/2020	2,751.32 1,660.70 2,463.86		158216 158216 158216		6,875.88
03253 I-75701	DELTA INDUSTRIAL SERVICE AND S BUNKER GEAR	R	9/11/2020	7,327.00		158220		7,327.00
01780 I-IN1493114	MES-TEXAS MUNICIPAL EMER SERV TOOLS	R	9/11/2020	19,418.69		158239		19,418.69
02250 I-41290238 I-41290245	MOTOROLA SOLUTIONS, INC. MOTOROLA PORTABLE RADIO MOTOROLA RADIO PURCHASE	R R	9/11/2020 9/11/2020	4,055.07 4,016.50		158241 158241		8,071.57
01344 I-M940935 I-M941025 I-M954328	CORE & MAIN LP 6" AND 8" WATER PIPE PIPE AND 1" METERS METER REGISTERS	R R R	9/22/2020 9/22/2020 9/22/2020	471.20 2,935.20 2,000.00		158299 158299 158299		5,406.40
00604 I-0047739IN I-0047740IN	ENVIRONMENTAL IMPROVEMENT INC 190 CHLORINE PUMP 190 LAS PUMP	R R	9/22/2020 9/22/2020	3,421.06 2,706.13		158300 158300		6,127.19
47585 I-08312020	KEMPNER WATER SUPPLY CORP LOAN PAYMENT	R	9/22/2020	19,146.97		158309		19,146.97
02122 I-8272	TRAC-N-TROL INC STORM DAMAGE	R	9/22/2020	6,192.19		158327		6,192.19
47585 I-08312020*	KEMPNER WATER SUPPLY CORP PURCHASED WATER	R	9/22/2020	37,158.39		158338		37,158.39

VENDOR SET: 99 CITY OF LAMPASAS
 BANK: FSB BANCORPSOUTH
 DATE RANGE: 9/01/2020 THRU 9/30/2020

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
* * T O T A L S * *								
		NO		INVOICE AMOUNT		DISCOUNTS		CHECK AMOUNT
	REGULAR CHECKS:	20		559,211.21		0.00		559,211.21
	HAND CHECKS:	0		0.00		0.00		0.00
	DRAFTS:	2		93,519.27		0.00		93,519.27
	EFT:	2		658,365.98		0.00		658,365.98
	NON CHECKS:	0		0.00		0.00		0.00
	VOID CHECKS:	0	VOID DEBITS	0.00				
			VOID CREDITS	0.00		0.00		

TOTAL ERRORS: 0

VENDOR SET: 99	BANK: FSB	TOTALS:	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
VENDOR SET: 99	BANK: FSB	TOTALS:	24	1,311,096.46	0.00	1,311,096.46
BANK: FSB	TOTALS:		24	1,311,096.46	0.00	1,311,096.46
REPORT TOTALS:			24	1,311,096.46	0.00	1,311,096.46


City Manager

ITEM NO. 3.2

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

Subject:

Discussion and possible action regarding the second reading of an Ordinance to amend Chapter 78, Traffic and Vehicles, Section 78-219 No Parking Zones, to add and repeal wording in section (a) to include no parking on either side of South Highway 281 from the intersection of west Tenth Street on South 281 to the corporate city limits of the City of Lampasas.

Requested By: Sammy Bailey, Police Chief

Submitted by: Sammy Bailey, Police Chief

Date Submitted: September 22, 2020

For the agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments:

Summary Statement:

This is the second reading of an Ordinance

Recommendation:

Chief of Police Sammy Bailey asks and recommends that highway South 281 from the intersection of West Tenth Street to the corporate city limits be designated as a no parking zone. Parking on the sides of the roadway could create a potential life threatening accident to occur.

ORDINANCE NO _____

CHAPTER 78, TRAFFIC AND VEHICLES SECTION 78-219 NO PARKING ZONES

AN AMENDMENT TO CHAPTER 78, TRAFFIC AND VEHICLES, ORDINANCE SECTION 78-219, NO PARKING ZONES. ADDING TO SECTION 78-219 (a) *U.S. Highway South 281*, either side of the roadway of U.S. Highway 281, from the intersection of west Tenth Street on U.S. Highway South 281 to the corporate limits of the city of Lampasas.

WHEREAS, the City of Lampasas desires to safeguard the health, safety, and general welfare of the City and its citizens; and

WHEREAS, the Chief of Police has recommended that the City Council establish and extend that the right of way of U.S. Highway 281, either side of the roadway, from the intersection of west Tenth Street on South 281 to the corporate limits of the city of Lampasas.

WHEREAS, the City Council desires to prevent the obstruction of the public roadways, right-of-ways, which also apply to the public right of way beyond the paved and improved areas of travel; to improve the safety for drivers and pedestrians alike; and

WHEREAS, the City of Lampasas, Texas is a Home Rule Municipality located in Lampasas County, Texas created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas.

WHEREAS, the City Council of the City of Lampasas deems it necessary and in the best interest of citizens of Lampasas to amend section 78-219 (a) of the Code of Ordinances of Lampasas entitled, No Parking Zones (a) to extend no parking on the right of way of State Highway 281, either side of the roadway, the intersection of west Tenth Street on South 281 to the corporate limits of the city of Lampasas.

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

SECTION 1. THAT the City of Lampasas Code of Ordinances Chapter 78, Traffic and Vehicles, Section 78-219 No Parking, is hereby amended as set forth as they are determined true and correct.

SECTION 2. THAT Section 78-219 (a) added to read as follows: *State Highway 281 South*, either side of the roadway from the intersection of west Tenth Street on South 281 to the corporate limits of the city of Lampasas, as a no parking zone as hereby amended as set forth in attachment Exhibit A.

SECTION 3. THAT the provisions of this ordinance are severable and the invalidity of any word, phrase, or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 4. THAT all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed as set forth in attachment Exhibit A.

SECTION 5. That it is hereby officially found and determined that the meeting at which this is passed is open to the public and the public notice of the time, place, and purpose of said meeting was given as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Lampasas at a regular meeting on the 28th day of September, 2020 at which a quorum was present and for which due notice was given pursuant to Section 551.001, Et. Seq. of the Government Code.

READ, CONSIDERED, PASSED AND APPROVED ON SECOND AND FINAL READING by the City Council of Lampasas at the regular meeting on the 12th day of October, 2020, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

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)

EXHIBIT A

Sec. 78-219. - No parking zones.

- (a) At all times. The following rights-of-way (i.e., streets, alleys, or portions of streets or alleys) shall be designated as no parking zones at all times:

Campbell Street, both sides from the intersection with East Avenue H to a point approximately 600 feet south of the intersection with East Avenue F.

Del Norte Street, paved portion, north side, its entire length.

East Fourth Street, either side, between Key Avenue and the first alley east of Key Avenue on Fourth Street.

East Fourth Street (Loop 257), south side, for 100 feet east and west from the curb line on Western Street.

East Fourth Street, north side, from Western Avenue to the east side of the alley in Block 30, A.H. Barns Addition to the Town of Lampasas, Lampasas County, Texas.

Hackberry Street, both sides, from East Second Street to East Fourth Street.

Naruna Road, either side, from the intersection of US Highway 281 South to a point approximately 1,520 feet west of the intersection.

Ohnmeiss Drive either side from the intersection of US Highway 281 South to the intersection with US 183.

Pecan Street, on the west side, between Third Street and the south side of the alley which runs between Pecan Street and Live Oak Street.

South Broad Street from West Seventh Street to West Ninth Street.

~~US Highway 281 South, either side, from the intersection with Ohnmeiss Drive to the levee on the north side of the South Highway 281 Bridge.~~

~~US Highway 281 South, either side, from the intersection of west Tenth Street on South 281 to the corporate limits of the city of Lampasas.~~

West Tenth Street, either side, from Broad Street to the terminus of the roadway.

The areas set forth in subsection (a) of this section shall be marked and designated as "No Parking Zones."

(b)

When school is in session. The following rights-of-way (i.e., streets, alleys, or portions of streets or alleys) shall be designated as no stopping, standing or parking zones when school is in session, Monday—Friday 7:00 a.m.—8:30 a.m. and 2:00 p.m.—4:30 p.m.

Campbell Street, both sides from the intersection East Avenue B to a point approximately 785feet north of the intersection.

The areas set forth in subsection (b) of this section shall be marked and designated as "No Stopping, Standing or Parking Zones."

(Ord. No. 345, § I, 2-28-72; Ord. No. 363, 6-11-73; Ord. No. 453, 8-25-80; Ord. No. 484, §§ I, II, 4-11-83; Ord. No. 578, §§ 1, 2, 6-22-87; Ord. No. 656, §§ 1, 2, 2-10-92; Ord. No. 759, §§ 2, 3, 4-8-96; Ord. No. 869, § 1, 9-28-98; Ord. No. 918, § 1, 11-13-2000; Ord. No. 932, § 1, 1-8-2001; Ord. No. 946, § 1, 4-23-2001; Ord. No. 1093, § 2, 3-28-2005; Ord. No. 1133, § 1, 2-27-2006; Ord. No. 1140, § 1, 3-27-2006; Ord. No. 1146, § 1, 5-22-2006; Ord. No. 1161, § 1, 9-11-2006; Ord. No. 1291, § I, 7-12-2010; [Ord. No. 1498](#), Pt. 1, 9-12-2016; [Ord. No. 1579](#), Pts. 1, 2, 1-14-2019)

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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 October 2020

- Bandwidth** The FY 2021 Budget includes costs related to increased bandwidth to meet the growing technology needs of the City. As Monica explained during budget workshops, public safety, as well as other City Departments, are more and more reliant on increased bandwidth for video and report files, communications, and management of large files. The City received a quotation for twice the projected bandwidth at an additional \$675.00 per month. Staff can accommodate the increase within the current budget, and without objection, will proceed.
- CARES Act** City and County representatives met this week to discuss additional Covid-19 funding and the capacity to support other entities' expenses related to the pandemic response. Although the School Districts received some funding, the timing of their expenses may not allow reimbursement, or they may have exceeded their allocation. Staff will investigate the allowance for reimbursement, which may provide some benefit to the City as we attempt to take advantage of our 25% projects (business support) in line with our 75% projects (controlling the spread). In other words, spending more on controlling the spread, through reimbursement to other entities, may allow the City to expend more for ancillary support.
- Sales Tax** Yvonne is smiling because the State has reported another increase, October 2019 compared to October 2020, in Sales Tax receipts. Month to month comparisons indicate a 13.79% improvement from 2019, or a \$22,442.00 increase. Year to date comparisons indicate a 12.88% improvement or a \$203,638.85 increase. Although our numbers have been surprisingly good, staff is cautious regarding 2021 receipts.
- Outside Contractors** Council may have noticed, or received inquiry regarding outside contractors doing work in Lampasas. Dakota Contractors are currently working on Key Avenue to install underground infrastructure with work extending to the intersection of East 580. CJ&Y has been contracted by TxDOT to engineer South 281 improvements. They have currently been conducting fieldwork and staking in that area. IRBY Electric Contractors have also been working in the area, and are utilizing a lay down yard near the Cemetery. They are improving transmission infrastructure for LCRA. This project work has also kept our crews busy with locates and on site consultation.

Martin Marietta	The City has received a request from Martin Marietta for approval of a sub-lease on the City's property at the Industrial Park. The site has been used primarily for batching concrete, and has seen several assignments over the years, however; staff believes this is the first request for a sub-lease. Staff will review the request and contract, and consult with counsel prior to placing the item on a future agenda.
Drive In Movie	Staff has discussed the idea of providing a Drive-In movie to the public, possibly in cooperation with a youth group, this fall. Typically, the Parks Department conducts movies throughout the year either at Brook Park or Hanna Springs Pool. Due to the pandemic, Chris felt a larger, drive-in movie offered to the public might be an alternative. Staff is currently researching costs and locations and will report to Council as progress is made.
CDBG	Staff participated in the Texas Department of Agriculture Pre-Award conference call related to our 2019 CDBG submission. The conference is a prerequisite prior to formal contracting with the State and requires review of project obligations. The Contract will require execution within 30 days of receipt and will commence on February 1, 2021 with a completion date on or before January 31, 2023. The project calls for replacement of approximately 3300 linear feet of sewer line from Key Ave to Porter on Avenue C. The City's contribution to the project is estimated at \$58,000.00.

 **Transparency**

Tax Allocations

City Sales and Use Tax Comparison Summary October 2020

Download and further analyze current and historic data using the Texas Open Data Center.

NOTE: Some jurisdictions may have changed tax rates, thus affecting the comparison. See Local Sales Tax Rate Information Report [comptroller.texas.gov/taxes/sales/rate-report.php] for a list of jurisdictions who have changed rates in the preceding 14 months.

U/C = Unable To Compute Percentage Change

Total Net Payments This Period: **\$486,338,477.25**; Comparable Payment Prior Year: **\$493,134,354.41**; Percent Change: **-1.38%**

Total Payments YTD: **\$5,130,630,549.40**; Total Prior Year Payment YTD: **\$5,128,413,621.05**; Percent Change: **0.04%**

lampasas

City	Net Payment This Period	Comparable Payment Prior Year	% Change	Payment YTD	Prior Year Payment YTD	% Change
Lampasas	\$185,110.58	\$162,667.97	13.79%	\$1,783,933.90	\$1,580,295.05	12.88%

Rows 1 to 1 of 1165 Total

If you have questions about Tax Allocation Comparison Summary Reports, please contact us [mailto:Taxalloc.RevAcct@cpa.texas.gov].

EXHIBIT C

PROJECT IMPLEMENTATION SCHEDULE

CONTRACT START DATE

February 1, 2021

CONTRACT END DATE

January 31, 2023

If Contractor fails to meet milestones in accordance with this schedule, the Department will withhold payments to Contractor until such milestone has been completed.

Activity To Be Completed by Date Specified:		Milestone Date
Procurement of Professional Services Completed	Month 2	4/1/2021
4-Month Conference Call / Meeting Completed ⁽¹⁾	Month 4	6/1/2021
Plans and Specifications Completed	Month 6	8/1/2021
Plans and Specifications Submitted for Approval (as required ¹)	Month 6	8/1/2021
Environmental Review Completed	Month 6	8/1/2021
Clearance of Pre-Construction Special Conditions	Month 8	10/1/2021
Wage Rate 10-Day Confirmation	Month 8	10/1/2021
Construction Contract Awarded & Executed	Month 9	11/1/2021
Construction - 50% TxCDBG project complete	Month 14	4/1/2022
Construction - 75% TxCDBG project complete	Month 17	7/1/2022
Construction - 90% TxCDBG project complete	Month 19	9/1/2022
Construction & Final Inspections Completed	Month 20	10/1/2022
End Date of Contract	Month 24	1/31/2023
Close-out documents submitted to Department (60 days after End Date)	Month 26	4/1/2023

⁽¹⁾ See TxCDBG Project Implementation Manual

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Fort Hood "Fast Facts"

Current Authorized Military Strength: 35,823

Current Assigned Military Strength: 36,929 Soldiers & Airmen

Family Members: 48,787 (72.3% off-post)

Civilian Employees (AF and NAF): ≈ 5,206

AAFES and Commissaries : ≈ 1,364

Contractors/KISD/Others: ≈ 5,808

As of: 8 September 2020

≈ 98,094

CURRENT DEPLOYMENTS	
UNIT	APPROX # OF PERSONNEL
III Corps	150
1st Cavalry Division (DHQB, 1ACB)	236
3rd Security Force Assistance Brigade	0
13th Expeditionary Sustainment Command	0
1st Medical Brigade	211
3rd Cavalry Regiment	4
11th Signal Brigade	41
36th Engineer Brigade	7
48th Chemical Brigade	90
69th Air Defense Artillery Brigade	417
89th Military Police Brigade	323
504th Military Intelligence Brigade	4
166th Aviation Brigade	0
Carl R Darnall Army Medical Center	17
15th Military Intelligence Battalion	0
Total ≈	1,500

NORTH FORT HOOD Population:

1,827 Soldiers (4+ units) Mobilizing/Demobilizing

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City Manager

ITEM NO. 7.1

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

Subject:

Discussion and possible action to consider granting the request to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue.

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

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

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Alley Exhibit

Summary Statement:

The applicant is requesting to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue. All notifications and publications, as required by Ordinance and Statute, have been made. Staff mailed seven (7) notices to property owners within 200 feet of the applicant's property, and to date have not received any written testimony. Notices were also mailed to utility providers as required. Staff spoke with an adjacent property owner with regards to any potential impact the closing of the alley will have on their business and was assured it would not have a negative impact. Staff is working with applicant/developer with regards to utility placement, relocation and easement. The item was presented to the Planning & Zoning Commission on October 1, 2020 and they are in favor of approving the request.

Recommendation:

To consider a motion to grant the request to vacate, abandon or close and convey a street, alley and/or a public right-of-way, or a portion thereof, for property being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue, conditional upon closing of remaining lots in Block 54, and providing all conditions in the contract for sale are approved by the parties.

ORDINANCE NO. _____

An Ordinance providing for the Close, Abandon, Vacate and Convey 0.085 of an acre portion of an alley located in Block 54 of the A.H. Barnes Addition between East Ninth Street and Spring Ho Avenue of such as a public thoroughfare; providing for the terms and conditions of such abandonment, closing and transfer; and, calling a public hearing.

WHEREAS, CNB Lampasas Investors, LTD, has requested that the City of Lampasas close, abandon, vacate and convey the street and/or public right-of-way in the Lampasas, Texas, Lampasas County, being described as 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East Ninth Street and Spring Ho Avenue, as shown on Exhibit "A," attached hereto, and

WHEREAS, written notice of this request for abandonment and a public hearing on same was provided in accordance with State laws; and

WHEREAS, upon considering the request at a public hearing held on **October 1, 2020** before the Planning and Zoning Commission and on **October 12, 2020** before the City Council of the City of Lampasas, and upon consideration of additional information pertaining to this request, the City Council now finds that the City and other utilities existing in the area of the street, and/or public right-of-way, will be sufficiently protected.

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

Part 1: That the street and/or public right-of-way in the town and County of Lampasas, being 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East Ninth Street and Spring Ho Avenue is hereby abandoned, vacated and closed insofar as the right or title is concerned.

Part 2: That said street and/or public right-of-way is not needed for public purposes, and it is in the public interest of the City of Lampasas to abandon said described street, and/or public right-of-way.

Part 3: That the abandonment provided for herein shall extend only to the public right and title in and to the tracts of land described in PART 1 of this Ordinance, and shall be construed only to that interest the governing body of the City of Lampasas may legally and lawfully abandon.

Part 4: That the City Manager be authorized to convey the closed, abandoned, and vacated portion of the street as described and to execute any and all documents related to the conveyance.

PASSED AND APPROVED on the First Reading, on this the 12th day of October, 2020

PASSED AND ADOPTED on the Second Reading on this the 26th day of October, 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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JMS
City Manager

ITEM NO. 7.2

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

Subject:

Discussion and possible action to approve the Spring Ho Subdivision Final Plat of 1.11 acres, being lots 1-7 and 0.085 of an acre portion of the alley of Block 54 of the A. H Barnes Addition of the City of Lampasas; commonly known as 1003 S Key Avenue.

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

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

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Plat

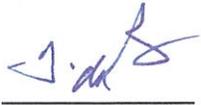
Summary Statement:

The applicant is requesting to combine lots 1-7 and 0.085 of an acre portion of an alley located in Block 54 of the A.H Barnes Addition between East 9th Street and Spring Ho Avenue, commonly known as 1003 S Key Avenue. All notifications and publications, as required by Ordinance and Statute, have been made. Staff mailed seven (7) notices to property owners within 200 feet of the applicant's property, and to date have not received any written testimony. This item was presented to the Planning & Zoning Commission on October 1, 2020 and they recommend approval of the Spring Ho Subdivision Final Plat.

Recommendation:

To consider a motion to approve the Spring Ho Subdivision Final Plat of 1.11 acres, being lots 1-7 and 0.085 of an acre portion of the alley of Block 54 of the A. H Barnes Addition of the City of Lampasas; commonly known as 1003 S Key Avenue, with Final Plat only to be filed conditional upon closing and conveyance of property to CNB Lampasas Investors, LLP

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City Manager

ITEM NO. 7.3

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

Subject:

Discussion and possible action regarding the award of contract for utility line tree trimming to McCoy Tree Surgery in an amount not to exceed \$151,000.00.

Requested By: Flint Geagley, Electric Superintendent

Submitted By: Rickie Roy, Assistant City Manager

Date Submitted: October 1, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

The electric department requested a quote from LCRA through our Cooperative Purchasing Agreement with LCRA. We received a quote from LCRA for a total amount of \$150,824.52. The funding is secured by the budgeted amount in the 2020-2021 annual budget for Tree Trimming Services (81-510-5350). The total amount budgeted for this project is \$150,000.00.

Attachments: Memo and Customer Service Contract

Summary Statement:

The City of Lampasas has a Cooperative Purchasing Agreement with LCRA which McCoy Tree Surgery participates in. The City Of Lampasas has been using the LCRA contractors to trim our trees out of the power lines since 2005 and have had good success with their work and dealing with the public. This program also increases the reliability of our system and reduces outages.

Recommendation:

Consider a motion to award the contract to McCoy Tree Surgery and LCRA to trim trees out of the power lines in an amount not to exceed \$151,000.00 and to allow the City Manager to execute any required documents.

Memo



Electric Department

To: Rickie Roy
From: Flint Geagley
Date: October 1, 2020
Re: Tree Trimming

The City of Lampasas would like to contract the tree trimming with McCoy Tree Surgery for this fiscal year. This program will begin approximately November 23, 2020 and will continue for approximately eleven weeks.

The City of Lampasas has a purchasing agreement with LCRA which McCoy Tree Surgery participates in. The City of Lampasas has been using the LCRA contract to trim our trees since 2005 and has had good success with both their work and their dealing with the public. This program has also reduced our outages due to trees in power lines.

This item has been budgeted in line item (81-510-5350) Tree Trimming Services for a total amount of \$150,000.00

The first area to be covered will be on CR 1045 and then in the Horseshoe Bend area

The second area will be on CR 1020 and then CR 1025

The third area will be 1st to Ave C from Samac to Steele

The fourth area will be 1st to 7th from Samac to Steele

The fifth area will be 1st to Nix from Steele to Porter

The areas to be trimmed will be posted in the newspaper, on the web site and the home owners will be notified by door tags in advance of the trees being trimmed in their area.

**CUSTOMER
SERVICES CONTRACT**

CUSTOMER: City of Lampasas
312 East Third Street
Lampasas, Texas 76550
Attn: Flint Geagley

DATE SUBMITTED: July 23, 2020

SCOPE OF SERVICES:

JOB NUMBER:

The Lower Colorado River Authority ("LCRA") will provide the Customer access to LCRA's tree trimming services contract (the "Agreement") with McCoy Tree Surgery ("McCoy"). The City will specify which lines McCoy is to clear prior to the start of work.

Per hour rates will depend on individual classification of each employee. (See attached rate schedule). McCoy will bill Customer directly, on a weekly basis, and Customer will pay invoices directly to McCoy in accordance with the terms and conditions of the Agreement.

Scope of Tree Trimming:	Estimated at 11 crew-weeks of trimming
Estimated Services Value:	\$ 143,642.40 per year (direct charge from McCoy)
Total Amount of Services (includes LCRA Fee):	\$ 150,824.52 Estimate

See Attached Terms and Conditions.

SCHEDULE:

Customer and McCoy will determine a mutually acceptable time for the start of services. Services have a target start of November 23, 2020 with a 11 week completion.

CONTRACT PRICE:

LCRA Administration Fee: \$ 7,182.12
The Administration Fee will be added to the Customer's monthly power bill upon execution of contract.
(or invoiced direct as applicable).

Customer and the Lower Colorado River Authority agree that the work described above shall be performed in accordance with the terms and conditions on the front and *reverse* (or attached) sides of this form.

City of Lampasas

Lower Colorado River Authority

By: _____

By: Robert C. Mechler

Title: _____

Title: Director, Business Development
Transmission Strategic Services

Date: _____

Date: _____

OFFICE USE ONLY

Accounting: _____ 0 _____

Approved By: _____
Completion Date: _____

Personnel Level	Rates	1	Rate
Supervisor/General Foreperson	\$50.53	1 \$	50.53
Foreperson	\$40.00	1 \$	40.00
Trimmer	\$34.30	1 \$	34.30

Equipment	Rates		Rate
Chain Saws (each)	0.92	0.9 \$	0.83
Bucket Truck with Chip bed	15.3	15 \$	229.50
Chipper	5.82	5.71 \$	33.23
GF PickUp	10.97	1 \$	10.97

Crew Rate (using Max Rates)	Rates		Rate
Supervisor/General Foreperson	\$50.53	1 \$	50.53
GF PickUp	\$10.97	1 \$	10.97
Foreperson	\$40.00	2 \$	80.00
Trimmer	\$34.30	4 \$	137.20
Chain Saws (each)	\$ 0.92	6 \$	5.52
Bucket Truck with Chip bed	\$15.30	2 \$	30.60
Chipper	\$ 5.82	2 \$	11.64

Total Hourly Crew Rate		\$	326.46
Total Weekly Crew Rate		\$	13,058.40
Total weeks (estimated)	11.0	\$	143,642.40
Total Trimmers		7	

Includes per diem costs for Lodging and meals

Total (using max rates)		\$	143,642.40	Note: This is the estimated direct
Average/week		\$	13,058.40	charge from McCoy

Actual Charges according to the rate schedule will be billed.

LCRA will bill a fee to cover the cost of scheduling and administering the program
The Administration fee is: \$ 7,182.12

FOR BUDGETING PURPOSES ONLY

Total (LCRA and McCoy)	\$	150,824.52	7 PERSON CREW
Total (LCRA and McCoy) weekly avg.	\$	13,711.32	

Terms and Conditions

The services under this Customer Services Contract are provided pursuant to the Technical Services Agreement between LCRA and the City, dated November 12, 1979 and under the authority of Chapter 791 of the Texas Government Code, Chapter 271 of the Texas Local Government Code, and in furtherance of LCRA's statutory and constitutional authority to provide electric utility services. The purpose of this Customer Services Contract is to increase the reliability of electric service within Customer's service territory, and to realize savings and efficiencies by cooperatively procuring services.

Customer will purchase services from McCoy under the same terms and conditions and pricing contained in the Agreement. All orders and payments for such purchases will be issued directly from Customer to McCoy, and McCoy will provide the services and associated invoices directly to Customer. LCRA is not a party to, and will in no way be responsible to either Customer or McCoy for, such orders, including without limitation any payments, performance, costs, expenses, losses or damages arising from such transactions between McCoy and Customer. Customer releases LCRA from any liability associated with Customer's transactions under the Agreement.

Customer represents that (i) all payments made pursuant to this Customer Services Contract will be paid from current revenues and (ii) it has the authority to enter into this Customer Services Contract.

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City Manager

ITEM NO. 74

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

Subject:

Discussion and possible action regarding the acceptance of the renewal proposal for the new Xerox V180B model

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

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

Date Submitted: October 6, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Xerox Proposal

Summary Statement:

Mike McGaha, regional Sales Manager met with Staff regarding the Xerox 9070 that is currently housed at City Hall. During this meeting Staff discussed functionalities of the Xerox 9070 machine, what is used and what is not vs. the latest V180B model. We discussed the finisher products such as the booklet feature that we do not use as well as the stapler and whole punch features that we do utilize. The proposal outlines the current monthly payment vs. the new by upgrading to a newer model. By upgrading to the Xerox V180B the cost savings each month would be \$120.43. The newer model provides everything we currently have while providing faster copies per minute and a clearer, crisp image.

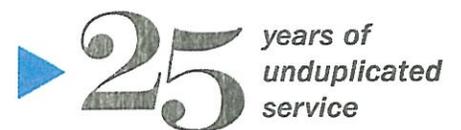
Recommendation:

To consider a motion to approve renewal proposal for the Xerox V180B Model and allow the City Manager to execute any required documents.



City of Lampasas

Proposal prepared by Benchmark Business Solutions
September 29, 2020
By Kaytlin Collins and Mike McGaha



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City of Lampasas
312 E. 3rd Street
Lampasas, TX 76550



Dear Becky,

Thank you for the opportunity to present the enclosed renewal proposal. Per our previous conversations, I believe the recommended equipment solution options listed in this proposal will meet your requirements while also offering the following:

- The power and performance you need to satisfy your document requirements now, and in the future
- Superior quality output with every job
- An ease of use, versatility and built-in reliability that will enhance production
- Improved cost control and easy device management

By partnering with Benchmark Business Solutions, you'll work with the largest Xerox platinum dealer in Texas and New Mexico. Benchmark was founded in 1994 with one simple goal: to provide better technology solutions for our customers. Now, 26 years later, Benchmark has grown to represent top technology leaders like Xerox and HP while growing our portfolio of offerings to include managed print services, software solutions and IT hardware.

If you have any questions or if anything is unclear, please feel free to contact me at kcollins@benchmarkyouroffice.com or 936-827-9717.

I look forward to working with you and your business and building the relationship between you and Benchmark.

Yours sincerely,

Kaytlin Collins

Account Representative



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▶ Why Benchmark?



- ▶ In 2019, Benchmark is celebrating 26 years of experience in the office technology and equipment industry.
- ▶ In 2018 Benchmark was named an Elite Dealer by ENX Magazine based on growth initiatives, outstanding customer service, charitable contributions to the community and progressive workplace cultures.
- ▶ **Benchmark has been named the #1 Xerox sales agency in the nation six times over the past eight years.**
- ▶ In 2017, Benchmark was awarded Better Business Bureau Torch Award by the North Central Texas BBB. That year Benchmark was also one of the three businesses in the U.S. to receive MPS Elite Accreditation from Xerox.
- ▶ In 2016, we were recognized as a third-time recipient of the U.S. Chamber of Commerce's Blue Ribbon Dream Big Small Business of the Year Award.
- ▶ **More than 10% of our net profits are reinvested into our communities through sponsorships and support of non-profit organizations and schools.**
- ▶ We are a member of more than 40 chambers of commerce across the territories we serve.

▲ UP Program

Benchmark's Unduplicated Promise

**CUSTOMER SATISFACTION
GUARANTEED**

Our Unduplicated Promise (UP) to you is your satisfaction, guaranteed! Through Benchmark's "UP" program, if you are not completely satisfied with your Benchmark equipment, tell us. Benchmark will evaluate your needs, and upon approval, replace your equipment with an identical or comparable model at our cost.*

**See contract for full terms & conditions.*

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Current Costs

	Xerox XC70 & EFI E2B652718 R7B550951
Monthly Base Lease	\$804.59
Average Monthly Color Volume	3,427
Color Meter Rate	\$0.0684
Average Monthly Color Meter Charges	\$234.40
Average Black & White Volume	8,732
Black & White Meter Rate	\$0.0115
Average Monthly Black & White Meter Charges	\$100.42
Total Average Monthly Expense	\$1,139.41



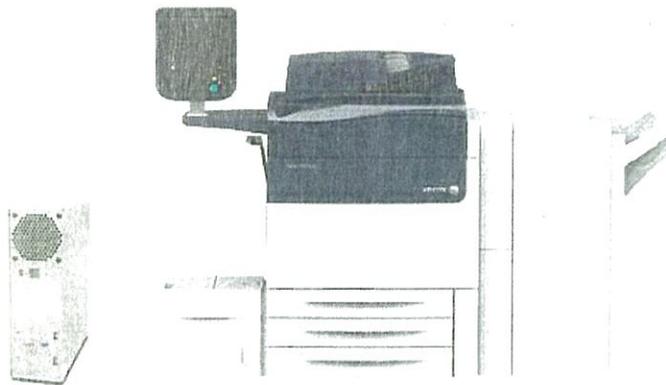
www.BenchmarkYourOffice.com

help@benchmarkyouroffice.com | 1.800.378.9179 | support.benchmarkyouroffice.com

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Versant V180B

- ▲ Up to 80 color & black-and-white pages per minute, Color printing, copying, and scanning.
- ▲ 250 sheet Single Pass Automatic Document Feeder scans up to 270 ipm and accepts originals up to 11" x 17"
- ▲ Simple, efficient and secure workflows and easy-to-use large 10.4" touch screen.
- ▲ Benchmark color fidelity and quality using EA ultra low-melt toner; +/- 1.2mm registration and 2400 x 2400 dpi
- ▲ 3 adjustable Internal Trays with 2,000 sheet High Capacity Feeder and Bypass tray.
- ▲ Business Ready Finisher with 2/3 hole punch - Staple up to 50 sheets - front, rear, dual and four-position.
- ▲ Print Server powered by Fiery delivering world class color output and simplified document layout and composition, all in a more efficient, integrated workflow.



PrimeLink C9070

- ▲ The Xerox® PrimeLink C9070 Color Printer (prints, copies, scans) delivers stunning color image quality at a highly productive 70ppm color and 75ppm black white.
- ▲ 250 sheet Single Pass Automatic Document Feeder scans up to 270 ipm and accepts originals up to 11" x 17".
- ▲ Simple, efficient and secure workflows and easy-to-use large 10.4" touch screen.
- ▲ Benchmark color fidelity and quality using EA ultra low-melt toner; +/- 1.2mm registration and 2400 x 2400 dpi
- ▲ 4 adjustable Internal Trays with 2,000 sheet High Capacity Feeder and By Pass tray.
- ▲ Standard Business Ready Finisher with 2/3 Hole Punch - Staple 50 sheets – front, rear, dual, four-position.
- ▲ Print Server powered by Fiery delivering world class color output and simplified document layout and composition, all in a more efficient, integrated workflow.



Please see the proposed equipment and financials we discussed below.

Pricing is valid through October 31, 2020.

Proposed Pricing for Xerox 9070

Payment	Term
\$699.31	60

Maintenance and Supplies

The maintenance agreement for this XC9070 includes:

Mono Service Rate	Color Service Rate
\$0.0096	\$0.0485

Proposed Pricing for Xerox V180B

Payment	Term
\$792.02	60

Maintenance and Supplies

The maintenance agreement for this V180B includes:

Mono Service Rate	Color up to 8.5" x 11" & 14	Color 11" x 17"
\$0.0099	\$0.0410	\$0.0050
		PLUS \$0.0440

*Includes delivery, setup, connection to existing network and training.

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Cost Comparison Current vs Proposed

Current XC70

Total Monthly Base	Mono Service Rate	Color Service Rate	Mono Volume	Color Volume	Total Cost
804.59	\$0.0115	\$0.0684	8732	3427	\$1,139.41

Proposed XC9070

Total Monthly Base	Mono Service Rate	Color Service Rate	Mono Volume	Color Volume	Total Cost
699.31	\$0.0096	\$0.0485	8732	3427	\$937.35

Total Monthly Cost Savings = \$202.06 per month

Proposed V180B

Total Monthly Base	Mono Service Rate	Color Service Rate	Mono Volume	Color Volume	Total Cost
792.02	\$0.0099	\$0.041	8732	3427	\$1018.98

Total Monthly Cost Savings = \$120.43 per month

Comparison

	Current C70	Proposed 9070	Proposed V180B
Speed (B/W)	75 ppm	75 ppm	80 ppm
Speed Color	70 ppm	70 ppm	80 ppm
Resolution (dpi)	2,400 x 2,400	2,400 x 2,400	2,400 x 2,400
Maximum Paper Weight Supported	300 gsm	350 gsm	350 gsm
Number of Paper Trays (Includes Bypass)	6	6	5
Bypass Tray Capacity	250 Sheets	250 Sheets	250 Sheets
Automatic Document Feeder Capacity	250 Sheets	250 Sheets	250 Sheets
Scanning Speed	200 imp	270 imp	270 imp
Scan to Email	YES	YES	YES

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City Manager

ITEM NO. 7.5

**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: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments: Extension Request Letter

Summary Statement:

The Hidden Oaks Preliminary Plat approval will expire in November 2020. Staff and EEI just completed the second plan review and provided comments to the developer and their engineer of record. Please refer to the attached letter from the developer regarding a request for an extension.

Recommendation:

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

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October 6, 2020

Honorable Mayor Misti Talbert and City Council,

This is a formal request for an extension to the preliminary plat of the Hidden Oaks Subdivision. While progress has been made there are several items that still need to be determined and discussed with city officials. Our engineer, Joe England, has been communicating with Derrek Eckermann. Eckermann Engineering has provided several comments / concerns that still need to be cleared up among all parties. According to Becky Sims, our preliminary plat will expire on November 27, 2020. We are asking for a six-month extension in order to continue to clear EEL comments and be in city compliance prior to seeking final plat approval.

Your consideration is appreciated.

Kindly,
David and Jan Brister
Brister Construction, LLC

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City Manager

ITEM NO. 7.6

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

Subject:

Discussion and possible action regarding preparation of a design/build Request for Proposal for construction of a pavilion at Campbell park.

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Approval of this milestone will not require expenditure of funds.

Attachments:

Summary Statement:

Staff seeks Council consideration for development of a Request for Proposal for design and construction of a pavilion at Campbell Park.

Recommendation:

To consider a motion directing Staff to prepare and advertise a Request for Proposal for design and construction of a pavilion at Campbell Park.

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City Manager

ITEM NO. 7.7

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

Subject:

Discussion and possible action to add Division 7 Pedestrians, to Chapter 78, Traffic and Vehicles, Article II. Specific Street Regulations.

Requested By: Sammy Bailey, Police Chief

Submitted by: Sammy Bailey, Police Chief

Date Submitted: October 1, 2020

For the agenda of: October 12, 2020

Procurement and Funding Statement:

N/A

Attachments: Ordinance, Exhibit A, Pedestrian Safety

Summary Statement:

Add Division 7 Pedestrians, to City Ordinance Chapter 78, Traffic and Vehicle, Article II, Specific Street Regulations, to provide for pedestrian safety and to prohibit pedestrians from crossing a roadway in a business district or a designated highway except in a crosswalk as in this ordinance and Section 78-186 Crossing At A Point Other Than Crosswalk (d) (1) Highway South 281 from Ohnmeiss to the city limits of Lampasas.

Recommendation:

Chief of Police Sammy Bailey recommends adding Division 7 Pedestrians to City Ordinance Chapter 78, Traffic and Vehicle, Article II Specific Street Regulations.

**Chapter 78, Traffic and Vehicles, Article II. Specific Street Regulations to add
Division 7 Pedestrians**

**AN AMENDMENT TO CHAPTER 78, TRAFFIC AND VEHICLES, ARTICLE II.
SPECIFIC STREET REGULATIONS, ADDING DIVISION 7 PEDESTRIANS, SECTION
78-182-193.**

WHEREAS, the City of Lampasas desires to safeguard the health, safety, and general welfare of the City and its citizens; and

WHEREAS, the Chief of Police has recommended that the City Council establish Division 7 of Article II, Specific Street Regulations, to include Pedestrians.

WHEREAS, the City Council recognizes that pedestrians crossing Highway 281 south is dangerous to vehicle and pedestrian traffic where the City Council desires to prevent pedestrian related crashes and fatalities from occurring.

WHEREAS, the City of Lampasas, Texas is a Home Rule Municipality located in Lampasas County, Texas created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas.

WHEREAS, the City Council of the City of Lampasas deems it necessary and in the best interest of citizens of Lampasas to add Division 7 of Chapter 78 Titled Pedestrians and add specific roadway regulations and pedestrian safety regulations to certain roadways/highways in the corporate limits of the city of Lampasas.

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

SECTION 1. THAT the City of Lampasas Code of Ordinances Chapter 78, Traffic and Vehicles, Article II, Specific Street Regulations, add Division 7, Titled Pedestrians.

SECTION 2. THAT Division 7, Pedestrians provided definitions and specific roadway regulations and pedestrian safety regulations to certain roadways in the corporate limits of the city of Lampasas.

SECTION 3. THAT the provisions of this ordinance are severable and the invalidity of any word, phrase, or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 4. THAT all ordinances or part of ordinances in conflict with the provisions of this ordinance are hereby repealed as set forth in attachment Exhibit A.

SECTION 5. THAT it is hereby officially found and determined that the meeting at which this is passed is open to the public and the public notice of the time, place, and purpose of said meeting was given as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Lampasas at a regular meeting on the 12th day of October 2020 at which a quorum was present and for which due notice was given pursuant to Section 551.001, Et. Seq. of the Government Code.

READ AND CONSIDERED, PASSED, AND APPROVED ON THE SECOND AND FINAL READING by the City Council of Lampasas at the regular meeting on the ___ day of October 2020, at which a quorum was present and for which due notice was given pursuant to Section 551.001, Et. Seq. of the Government Code.

Misti Talbert, Mayor

Attest:

Christina Marez, City Secretary

APPROVED AS TO FORM:

Jo Christy Brown

Attorney for the City of Lampasas

EXHIBIT A

DIVISION 7: SECTION (78.182-210) PEDESTRIANS

Section 78. -182 TRAFFIC CONTROL SIGNAL

- (a) A traffic control signal displaying green, red, and yellow lights or lighted arrows applies to a pedestrian as provided in this section unless the pedestrian is otherwise directed by a special pedestrian control signal.
- (b) A pedestrian facing a green signal may proceed across a roadway within a marked or unmarked crosswalk unless the sole green signal is a turn arrow.
- (c) A pedestrian facing a steady red signal alone or a steady yellow signal may not enter a roadway.

Section 78.-183 PEDESTRIAN RIGHT-OF-WAY IF CONTROL SIGNAL PRESENT

- (a) A pedestrian control signal displaying, "Walk," "Don't Walk", or "Wait" applies to a pedestrian as by this section.
- (b) A pedestrian facing a "Walk" signal may proceed across a roadway in the direction of the signal, and the operator of a vehicle shall yield the right-of-way to the pedestrian.
- (c) A pedestrian may not start to cross a roadway in the direction of a "Don't Walk" signal or a "Wait" signal. A pedestrian who has partially crossed while the "Walk" signal is displayed shall proceed to a sidewalk or safety island while the "Don't Walk" signal or "Wait" signal is displayed.

Section 78.- 184 PEDESTRIAN RIGHT-OF-WAY AT CROSSWALK

- (a.)The operator of a motor vehicle shall yield the right-of-way to a pedestrian crossing a roadway in a crosswalk if:
 - (1) no traffic control signal is in place or in operation; and the pedestrian is:
 - (A) on the half of the roadway in which the vehicle is traveling; or
 - (B) approaching so closely from the opposite half of the roadway as to be in danger.
- (b.) Notwithstanding Subsection (a), a pedestrian may not suddenly leave a curb or other place of safety and proceed into a crosswalk in the path of a vehicle so close that it is impossible for the vehicle operator to yield.

- (c.) The operator of a vehicle approaching from the rear of a vehicle that is stopped at a crosswalk to permit a pedestrian to cross a roadway may not pass the stopped vehicle.
- (d.) If it is shown on the trial of an offense under Subsection (a) that as a result of the commission of the offense a collision occurred causing serious bodily injury or death to a visually impaired or disabled person, the offense is a misdemeanor punishable by:
 - (1) A fine of not more than \$500; and
 - (2) 30 hours of community service to an organization or agency that primarily serves visually impaired or disabled persons, to be completed in not less than six months and not more than one year.
- (d-1) A portion of the community service required under Subsection (d) (2) shall include sensitivity training.
- (e.) For the purpose of this section:
 - (1) "Visually impaired" has the meaning assigned by Section 91.002 Human Resource Code.
 - (2) "Disabled" means a person who cannot walk without the use or assistance of:
 - (A) a device, including a brace, cane, crutch, prosthesis, or wheelchair; or
 - (B) another person.
- (f.) If conduct constituting an offense under this section also constitutes an offense under another section of this ordinance, transportation code, or the penal code, the actor may be prosecuted under either section or both sections.

Section 78.-185: PEDESTRIAN TO KEEP TO RIGHT.

A pedestrian shall proceed on the right half of a crosswalk if possible.

Section 78. -186 CROSSING AT A POINT OTHER THAN CROSSWALK.

- (a.) A pedestrian shall yield the right-of-way to a vehicle on the highway if crossing a roadway at a place:
 - (1) other than in a marked crosswalk or in an unmarked crosswalk at an intersection; or
 - (2) where a pedestrian tunnel or overhead pedestrian crossing has been provided.
- (b) Between adjacent intersections at which traffic control signals are in operation, a pedestrian may cross only in a marked crosswalk.
- (c) A pedestrian may cross a roadway intersection diagonally only if and in the manner authorized by a traffic control device.
- (d) A pedestrian shall not cross the following highway/s except at a marked crosswalk, unmarked crosswalk at an intersection with a traffic control device:

- (1.) Highway South 281 from Ohnmeiss to the south city limits of Lampasas

Section 78.-187 USE OF SIDEWALK

- (a) A pedestrian may not walk along and on a roadway if an adjacent sidewalk is provided and is accessible to the pedestrian.
- (b) If a sidewalk is not provided, a pedestrian walking along and on a highway shall if possible walk on:
 - (1) the left side of the roadway; or
 - (2) the shoulder of the highway facing oncoming traffic
- (c) The operator of a vehicle emerging from or entering an alley, building, or private roadway or driveway shall yield the right-of-way to a pedestrian approaching on a sidewalk extending across the alley, building entrance or exit, road, or driveway.

Section 78.-188 SOLICITATION BY PEDESTRIANS

- (a) A person may not stand in a roadway to solicit a ride, contribution, employment, or business from an occupant of a vehicle, except that a person may stand in a roadway to solicit a charitable contribution if authorized to do so by the local authority having jurisdiction over the roadway.
- (b) A person may not stand on or near a highway to solicit the watching or guarding of a vehicle parked or to be parked on the highway.
- (c) In this section, "charitable contribution" means a contribution to an organization defined as charitable by the standards of the United States Internal Revenue Service.

Section 78.-189 LOCAL AUTHORITY FOR SOLICITATION BY PEDESTRIAN

- (a) A local authority shall grant authorization for a person to stand in a roadway to solicit a charitable contribution as provided by Section 78.-188(a) if the persons to be engaged in the solicitation are employees or agents of the local authority and the other requirements of this section are met.
- (b) A person seeking authorization under this section shall file a written application with the local authority not later than the 11th day before the date the solicitation is to begin. The application must include:
 - (1) the date or dates and times when the solicitation is to occur; and
 - (2) each location at which solicitation is to occur; and
 - (3) the number of solicitors to be involved in solicitation at each location.
- (c) This section does not prohibit a local authority from requiring a permit or payment of reasonable fees to the local authority.
- (d) The applicant shall also furnish to the local authority advance proof of liability insurance in the amount of at least \$1 million to cover damages that may arise from the solicitation. The insurance must provide coverage against claims against the applicant and claims against the local authority.

- (e) A local authority, by acting under this section or Section 78-188, does not waive or limit any immunity from liability applicable under law to the local authority. The issuance of an authorization under this section and the conducting of the solicitation authorized is a governmental function of the local authority.
- (f) Notwithstanding any provision of this section, the existing rights of individuals or organizations under Section 78-188 are not impaired.
- (g) For purposes of solicitation under Subsection (a), a roadway is defined to include the roadbed, shoulder, median, curb, safety zones, sidewalks, and utility easements located adjacent to or near the roadway.
- (h) For purpose of this ordinance, local authority shall mean the City of Lampasas.

Section 78-190 DRIVERS TO EXERCISE DUE CARE

Notwithstanding another provision of this chapter or the Texas Transportation Code, the operator of a vehicle shall:

- (1) exercise due care to avoid colliding with a pedestrian on a roadway;
- (2) give warning by sounding a horn when necessary; and
- (3) exercise proper precaution on observing a child or an obviously confused or incapacitated person on a roadway.

Section 78-191 ORDINANCES RELATING TO PEDESTRIANS

A local authority may by ordinance:

- (1) require pedestrians to comply strictly with the directions of an official traffic control signal; and
- (2) **prohibit pedestrians from crossing a roadway in a business district or a designated highway except in a crosswalk as is in this ordinance, Section 78.-186 CROSSING AT A POINT OTHER THAN CROSSWALK**
 - (d) A pedestrian shall not cross the following highway/s except at a marked crosswalk, unmarked crosswalk at an intersection with a traffic control device:
 - (1) Highway South 281 from Ohnmeiss to the south city limits of Lampasas

(a) Section 78.-192 BLIND PEDESTRIANS

- (a) No person may carry a white cane on a public street or highway unless the person is totally or partially blind.
- (b) The driver of a vehicle approaching an intersection or crosswalk where a pedestrian guided by an assistance animal or carrying a white cane is crossing or attempting to cross shall take necessary precautions to avoid injuring or endangering the pedestrian. The driver shall bring the vehicle to a full stop if injury or danger can be avoided only by that action.
- (c) If it is shown on the trial of an offense under this section that as a result of the commission of the offense a collision occurred causing serious bodily injury or death to a blind person, the offense is a misdemeanor punishable by:
 - (1) a fine of not more than \$500; and

- (2) 30 hours of community service to an organization or agency that primarily serves visually impaired or disabled persons, to be completed in less than six months and not more than one year.

(c-1) A portion of the community service assigned under Subsection (c) (2) shall include sensitivity training.

(d) For the purpose of this section:

- (1) "Assistance animal" has the meaning assigned by Section 121.002, Human Resources Code.
- (2) "White cane" has the meaning assigned by Section 121.002, Human Resources Code.

(e) If conduct constituting an offense under this ordinance also constitutes an offense under the Texas Transportation Code or the Penal Code, the actor may be prosecuted under either ordinance or codes or both.

Section 78.-193 TRAIN OCCUPYING CROSSING

A pedestrian may not move in front of, under, between, or through the cars of a moving or stationary train occupying any part of a railroad grade crossing.



City Manager

ITEM NO. 7.8

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

Subject:

Discussion and possible action regarding re-appointment of board members to the Lampasas Economic Development (LEDC)

Requested By: Becky Sims, Assistant City Secretary

Submitted By: Becky Sims, Assistant City Secretary

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments:

Summary Statement:

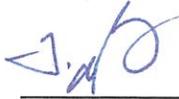
This item has been placed on the agenda to reappoint Neal Leavell, Misti Talbert and T.J. Monroe to the board who have agreed to serve another term.

Recommendation:

To consider a motion to reappoint Neal Leavell, Misti Talbert and T.J. Monroe to the Lampasas Economic Development Board.

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City Manager

ITEM NO. 7.9

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

Subject:

Discussion and possible action regarding re-appointment of board member to the Lampasas Airport Advisory Board

Requested By: Becky Sims, Assistant City Secretary

Submitted By: Becky Sims, Assistant City Secretary

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint George Elsea who has agreed to serve another term.

Recommendation:

To consider a motion to reappoint George Elsea to the Lampasas Airport Advisory Board.

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City Manager

ITEM NO. 7.10

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

Subject:

Discussion and possible action regarding re-appointment of board members to the Construction Board of Adjustment and Appeals (CBAA).

Requested By: Becky Sims, Assistant City Secretary

Submitted By: Becky Sims, Assistant City Secretary

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint Clifford Butts and Nathan Hooten who has agreed to serve another term.

Recommendation:

To consider a motion to reappoint Clifford Butts and Nathan Hooten to the Construction Board of Adjustment and Appeals.

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City Manager

ITEM NO. 7.11

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

Subject:

Discussion and possible action regarding re-appointment of board members to the Park and Recreation Advisory Board.

Requested By: Becky Sims, Assistant City Secretary

Submitted By: Becky Sims, Assistant City Secretary

Date Submitted: October 8, 2020

For the Agenda of: October 12, 2020

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint Diane Davis, Rick Rebando, Clay Harrington, Shirley Blake & Harvey Stinnett who have agreed to serve another term.

Recommendation:

To consider a motion to reappoint Diane Davis, Rick Rebando, Clay Harrington, Shirley Blake & Harvey Stinnett to the Park and Recreation Advisory Board.

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MISC.



Chris Felan
Vice President
Rates & Regulatory Affairs

September 28, 2020

City Official

Re: Rider GCR - Rate Filing under Docket No. 10170

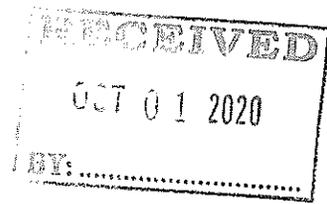
Enclosed is Atmos Energy Corp., Mid-Tex Division's Statement of Rider GCR applicable for the October 2020 billing periods. This Statement details the gas cost component of the residential, commercial, and industrial sales rates for customers within your city. This filing is for informative purposes only and no action is required on your city's part.

Should you have any questions, please let me know.

Sincerely,

Chris Felan
Vice President, Rates and Regulatory Affairs
Atmos Energy, Mid-Tex Division

Attachment



NOTICE

On September 29, 2020 Pedernales Electric Cooperative, Inc. ("PEC"), an electric cooperative, filed with the Public Utility Commission of Texas ("Commission") its Application for Interim Update of Wholesale Transmission Rates Pursuant to 16 Texas Administrative Code ("TAC") § 25.192(h) ("Application").

PEC previously made an interim update transmission cost of service filing that was approved in Docket No. 49584, *Application of Pedernales Electric Cooperative, Inc. for Interim Update of Wholesale Transmission Rates Pursuant to 16 Tex. Admin. Code § 25.192(h)*.

PEC's Application seeks an interim adjustment to the previously approved transmission cost of service and wholesale transmission rate to reflect the change in PEC's net transmission investment for the period January 1, 2019 through June 30, 2020. If approved, PEC's total transmission rate base will increase by \$38,538,625, resulting in a total interim transmission cost of service revenue requirement increase of \$4,920,384 above the level currently in rates. The interim access charge for use of PEC's transmission system will increase to \$0.2415486 per kilowatt. PEC has requested an effective date for the interim wholesale transmission rate of November 3, 2020.

Because the Application requests a revision to PEC's wholesale transmission rate to reflect changes in its invested capital, affected customers include all distribution service providers and transmission service customers who pay wholesale transmission charges pursuant to 16 TAC § 25.192.

A complete copy of PEC's Application is available for inspection at 201 S. Avenue F, Johnson City, Texas 78636.

Persons who wish to intervene in or comment upon these proceedings should notify the Commission as soon as possible, as an intervention deadline will be imposed. 16 TAC § 25.192(h)(4)(A) establishes an intervention deadline of 21 days from the date service of notice is completed. A request to intervene or request for further information should be made to the Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326 and reference Docket No. 51375. Further information may also be obtained by calling the Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the Commission at (512) 936-7136.