

**NOTICE OF REGULAR MEETING OF THE GOVERNING BODY  
OF THE CITY OF LAMPASAS, TEXAS  
CITY COUNCIL CHAMBERS  
405 SOUTH MAIN STREET  
MONDAY MARCH 11, 2019  
5:30 p.m. Special Session  
7:00 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, March 11, 2019 in the City Council Chambers located at 405 South Main 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).

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

- I. Call to Order Special Session
- II. Adjourn into Executive Session

**EXECUTIVE SESSION**

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

1. Section 551.071 (1) (A) and 551.071(2), Consultation with Attorney by telephone and/or in person concerning matters upon which the attorney has a duty and/or responsibility to report to the governmental body; Cause No 13-17-00047 CV Kempner Water Supply Corporation v. City of Lampasas and/or other matters posted on the regular agenda.

**SPECIAL SESSION**

- III. Discussion and possible action concerning items posted and discussed by Council in Executive Session
- IV. Adjourn Special Session

**WORKSHOP SESSION  
5:30 P.M.**

1. Call to order Workshop Session
2. Discussion regarding Draft Sex Offenders Residency Ordinance (pgs. 5-14)
3. Update on Fire Chief search (pgs. 15-16)
4. Discussion regarding Workshop format; scheduling and opportunities to improve. (pgs. 17-18)
5. Discussion regarding 2019 City Council Work Plan (pgs. 19-20)
6. Discussion regarding any item on the regular agenda

7. Adjourn Workshop Session

**REGULAR SESSION**  
**7:00 P.M.**

ANNOUNCEMENTS

- A. Call to Order
- B. Invocation and Pledge of Allegiance
- C. Presentations and Proclamations
  - Swearing in of Officer Bowman
  - Presentation of Life Safety Award

	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

2.0	MINUTES	PAGES
2.1	Discussion and possible action concerning approval of minutes of the regular meeting on February 25, 2019	21-30
2.2	Discussion and possible action concerning approval of minutes of the special meeting on March 7, 2019	31-32

3.0	CONSENT AGENDA	PAGES
3.1	Discussion and possible action regarding purchases and charges in excess of \$4,000 from February 1, 2019- February 28, 2019.	33-38

4.0	BOARDS/DEPARTMENT REPORTS	PAGES
4.1		N/A

5.0	ROUTINE MATTERS	PAGES
5.1	City Manager’s Operational Report <ul style="list-style-type: none"> <li>• COG Addressing</li> <li>• Budget</li> <li>• Old City Hall</li> <li>• Donnell Rathman</li> <li>• Pipes</li> <li>• LEDC</li> </ul>	39-40
5.2	MAYOR’S COMMENTS	PAGES

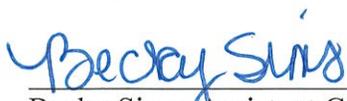
6.0	UNFINISHED BUSINESS	PAGES

7.0	NEW BUSINESS	PAGES
7.1	A Resolution expressing support for the Annual Spring Ho Festival, establishing a time schedule and authorizing City participation.	41-42

7.2	Discussion and possible action regarding amending Chapter 66 Streets, Sidewalks, and other Public Places, Article V- Abandonment of Streets, Alleys or Right-of-Ways	43-46
7.3	Discussion and selection of possible winner of website photo contest entry	47-50
7.4	Discussion and ratification of repair cost to Engine One in an amount not to exceed \$5,000.00.	51-52
7.5	Discussion and possible action regarding the purchase of a John Deere 504E Utility Tractor with Bucket Loader for Hancock Park Golf Course in the amount of \$28,318.95	53-58
7.6	Discussion and possible action concerning the emergency purchase of a Variable Frequency Drive Unit for the Spring Street Pump Station in the amount of \$12,650.00.	59-60

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 8 day of March 2019 at 1:30pm



Becky Sims, Assistant City Secretary

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City Manager

ITEM NO. Workshop-2

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

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**Subject:**

DISCUSSION REGARDING AN ORDINANCE OF THE CITY OF LAMPASAS, TEXAS, ESTABLISHING A CHILD SAFETY ZONE; MAKING IT UNLAWFUL FOR PERSONS REQUIRED TO REGISTER TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY'S SEX OFFENDER DATABASE BECAUSE OF A CONVICTION AGAINST A MINOR TO RESIDE WITHIN 1,000 FEET OF PREMISES WHERE CHILDREN GATHER; MAKING IT UNLAWFUL TO PROVIDE A RESIDENCE TO CERTAIN PREDATOR SEX OFFENDERS IN PROHIBITED AREAS; PROVIDING AFFIRMATIVE DEFENSES; PROVING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF \$500.00; PROVIDING AN EFFECTIVE DATE AND OPEN MEETING CLAUSES; AND PROVIDING FOR RELATED MATTERS

Requested By: Sammy Bailey, Chief of Police

Submitted By: Sammy Bailey, Chief of Police

Date Submitted: March 6, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

N/A

Attachments: Draft Sex Offender Residency Ordinance

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**Summary Statement:**

The Lampasas Police Department has recently taken over responsibility for the oversight of offenders residing in our community, who are required to register under Chapter 62 of the Code of Criminal Procedure for sex related crimes. A search of the Department of Public Safety Sex Offender Registry reflects 31 offenders currently reside within the 76550-zip code and 28 within the City of Lampasas. Based upon the information contained on the sex offender registry at least 25 of the offenders residing within the 76550 zip code were convicted of sex crimes against children.

As a home-rule city, Lampasas has the ability to enact legislation to ensure the welfare and public safety of the community. Many communities have adopted ordinances, which place limitations on offenders, who committed offenses against children, restricting where they can establish residences and the use of certain facilities, such as parks, by establishing a "Child Safety Zone" around statutorily defined places where children commonly gather.

The Lampasas Police Department would like to discuss the issues associated with the adoption of an ordinance and ask Council to review options in establishing a vulnerable population map and limiting locations where persons who meet certain requirements can establish a residence under Chapter 62 of the Code of Criminal Procedure.

**Recommendation:**

Discussion Only

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**AN ORDINANCE OF THE CITY OF LAMPASAS, TEXAS, ESTABLISHING A CHILD SAFETY ZONE; MAKING IT UNLAWFUL FOR PERSONS REQUIRED TO REGISTER TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY'S SEX OFFENDER DATABASE BECAUSE OF A CONVICTION AGAINST A MINOR TO RESIDE WITHIN 1,000 FEET OF PREMISES WHERE CHILDREN GATHER; MAKING IT UNLAWFUL TO PROVIDE A RESIDENCE TO CERTAIN PREDATOR SEX OFFENDERS IN PROHIBITED AREAS; PROVIDING AFFIRMATIVE DEFENSES; PROVING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF \$500.00; PROVIDING AN EFFECTIVE DATE AND OPEN MEETING CLAUSES; AND PROVIDING FOR RELATED MATTERS**

**WHEREAS**, the City of Lampasas, Texas (herein the "City") is a home rule city having authority to utilize police power regulation for the health, safety and general welfare of the citizens of the city; and

**WHEREAS**, the City Council of the City of Lampasas is deeply concerned about the numerous and recent occurrences in our state and elsewhere whereby sex offenders convicted of sexual offenses involving children have been released from custody and repeat their unlawful acts for which they had been originally convicted; and

**WHEREAS**, the City Council of the City of Lampasas finds from evidence and statistical reports reveal that the recidivism rate for released sex offenders is alarmingly high, especially for those who commit their crimes against children; and

**WHEREAS**, the City is becoming an increasingly more attractive place for families with young children; and

**WHEREAS**, the City Council of the City of Lampasas finds that establishing an ordinance to restrict the property available for residence of those required to register on the Texas Department of Public Safety's Sex Offender Data base (the "Database") because of convictions involving a minor will provide better protection for children gathering in the city; and

**WHEREAS**, the City Council of the City of Lampasas finds that the residency restrictions set forth in this ordinance will help limit the contact between the Database registrants and children, thereby reducing opportunities for recidivism and reducing the temptation to reoffend;

**WHEREAS**, the laws of the State of Texas, including those found in Chapter 51 of the Texas Local Government Code and the City Charter, provide the City authority to adopt ordinances for the good government, peace, order and welfare of the municipality; now therefor

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAMPASAS, STATE OF TEXAS**

Section 1. Chapter 50 of the Code of Ordinances of the City of Lampasas, Texas is hereby amended to add a new Article III, Regulation of Sex Offender Residency, as follows:

### **Article III. Regulation of Sex Offender Residency**

#### **Section 50-37 Findings and Intent**

The City Council of the City of Lampasas, Lampasas, Texas finds that recidivistic sex crimes provide genuine grounds for public concern. Most incarcerated sex offenders upon release will ultimately return to their communities. Some of these sex offenders will repeat their crimes.

It is the intent of this ordinance to serve the City's compelling interest to promote, protect, and improve the health, safety and welfare of all its citizens. The City by creating child safety zones, as being areas children regularly congregate in numbers, is for the safety of our children by prohibiting certain sex offenders and sexual predators from establishing temporary or permanent residences in that area.

#### **Section 50-38 Definitions**

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

Permanent Residence shall mean a place where a person abodes, lodges, or resides for fourteen (14) or more consecutive days.

Temporary Residence shall mean a place where a person abides, lodges, or resides for a period of fourteen (14) or more days in the aggregate during any calendar year and which is not the person's permanent address, or a place where a person routinely abides, resides, or lodges for a period of four (4) or more consecutive or nonconsecutive days in any month and which is not the person's permanent residence.

Recurring Visitor shall mean a person who on at least three (3) occasion during any month spends more than 48 consecutive hours in the city.

Registered Residence shall mean the place within the city that a person registers or verifies under Texas Code of Criminal Procedure 62.152, as the persons residence, where a person intends to reside for more than seven consecutive days.

Sex Offender Registration Program-referred to as the Data Base is the Texas Sex Offender Registration program, detailed in the Texas Code of Criminal Procedure Chapter 62, and requires local law enforcement agencies to gather specific demographic, identifying, and other information from sex offenders. Chapter 62 also

requires that the Texas Department of Public Safety (DPS) maintain a sex offender data base, compilation of the registration information submitted by the local agencies.

The majority of the registration information is public and available on the DPS website at <https://records.txdps.state.tx.us/SexOffenderRegistry>.

Child Safety Zone-shall mean a condition of restrictions where those registered in the Sex Offender Registration Data Base may not be allowed to go, as established by this ordinance. A registered sex offender is subject to a child safety zone, the offender may not go in, on, or within a distance specified by the ordinance of the premises where children commonly gather to include (1) a school, day-care facility, playground, public or private youth center, video arcade facility, as defined by Texas Health and Safety Code 481.134, 508.224 and the Texas Government Code 508.187 (2) public park, or (3) privately owned or public recreational facility including a park, pool, playground, community pool, child water play area, skate park, skate rink, public or private building for civic or cultural activities for youth, library, hike and bike trails that children 17 or younger frequent, or youth athletic field where there is an entrance, admission or rental fee is charged.

Registered Sex Offender- A person who has a reportable conviction or adjudication or who is required to register as a condition of parole, release to mandatory supervision, or community supervision as required by Chapter 62 of the Code of Criminal Procedures.

Playground means an outdoor facility that is not on the premises of a school. It is intended for recreation, is open to the public, and contains three (3) or more play stations intended for the recreation of children, such as slides, swing sets, and teeterboards.

#### Schools and Daycares

A school can be a private or public elementary or secondary school.

Daycare is licensed to care for seven (7) or more children; and provides care for less than 24 hours per day.

Video Arcades-any facility that is open to the public, including for persons who are 17 years of age or younger and is intended primarily for the use of pinball, video machines, and contains at least three pinball or video machines.

Premises means a building or portion of a building and the grounds on which the building is located, including any public or private driveway, street, sidewalk or walkway, parking lot, or parking garage on the grounds.

Recreational Facility/Youth Center is a facility or gymnasium that is intended primarily for use by persons who are 17 years of age or younger; and regularly provides activities that are often done for enjoyment, amusement, or pleasure and are considered to be "fun" and/or include athletic, civic, and cultural activities.

Public Swimming Pool/Community Pools includes any swimming pool operated for the use of the general public with or without charge, or for the use of the members and guests of a private club/resort, including any swimming pool located on the grounds of a hotel, motel, inn, an apartment complex, or any residential setting other than single-family home where children 17 years of age or younger gather.

Loiter means standing, sitting idly, whether or not the person is in a vehicle or remaining in or around an area.

Child/Minor shall mean a person that is 17 years of age or younger.

### **Section 50-39** Residency Requirement

It shall be unlawful for any person who is required by law to register with the Texas Department of Public Safety Sexual Offender Data Base because of a violation of law involving a victim or an intended victim who was 17 years of age or younger, to have a residence of any kind within 1000 feet of any *Child Safety Zone*.

### **Section 50-40** Offenses Residency Requirements

- (a) It shall be unlawful for any person who is required by law to register with the Texas Department of Public Safety Sexual Offender Data Base to establish a permanent residence or temporary residence within 1000 feet of any *Child Safety Zone*
- (b) It shall be unlawful to let or rent any place, structure or part thereof, to a person who is required by law to register with the Texas Department of Public Safety Sexual Offender Data Base, when such place is located within 1000 feet of any *Child Safety Zone*.
  - (1) It shall be an affirmative defense to prosecution under this section that the property owner documented and has proof of due diligence by conducting a criminal history check with the Texas Department of Public Safety and the Texas Department of Public Safety Sexual Offender Data Base, and
  - (2) that, proof reveals that the offender was not listed in the Texas Department of Public Safety Sexual Offender Data Base at the time the property owner conducted the criminal history check and reviewed the Texas Department of Public Safety Sexual Offender Data Base.

### **Section 50-41** Halloween

Any person that is registered with the Texas Department of Public Safety Sexual Offender Data Base involving a victim or an intended victim who was 17 years of age or younger shall not have their exterior light on, cannot have decorations, or otherwise invite Trick-or Treaters or anyone 17 years of age or younger to their Permanent Residence, Temporary Residence or where they are a Recurring Visitor on October 31 each year.

### **Section 50-42 Public Parks**

It shall be unlawful for any person to enter a public park if they are required to register with the Texas Department of Public Safety Sexual Offender Data Base because of a violation of law involving a victim or an intended victim who was 17 years of age or younger

### **Section 50-43 Loitering**

It is unlawful for any person to loiter on a public way or premises within 300 feet of any Child Safety Zone if the person is required by law to register with the Texas Department of Public Safety Sexual Offender Data Base because of a violation of law involving a victim or an intended victim who was 17 years of age or younger.

### **Section 50-44 Evidentiary**

For the purpose of this ordinance and to determine the minimum distance of separation under this Article, the distance shall be measured by following a straight line from the outer property line of the property to the nearest property line of the Child Safety Zone.

- (a) The City of Lampasas Police Department shall maintain a map showing the Child Safety Zones.
- (b) This map is to be reviewed and updated annually for changes, and
- (c) the map may be made available to the public on the City of Lampasas website.
- (d) In cases of dispute over measured distances, it shall be incumbent upon the person(s) challenging the measurement to prove otherwise.
- (e) Any person, firm or corporation that violates this ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine in accordance with the general penalty for Code of Ordinance violation.

### **Section 50-45 Affirmative Defenses**

Nothing in this ordinance shall be interpreted to modify or reduce (1) Texas Government Code 508.187 Child Safety Zone or Criminal Code of Procedures Chapter 42A (2) or the Texas Department of Criminal Justice Parole Division guidelines established against released offenders who are under supervision.

A person, as described in this Article that is required to register and is registered in the Texas Department of Public Safety Sexual Offender Data Base and residing within 1000 feet of a Child Safety Zone, as specified herein, does not commit a violation of this ordinance if any of the following apply:

- (1) The person established the permanent or temporary residence and has complied with all sex offender registration laws of the State of Texas prior to the date of the adoption of this ordinance;
- (2) The person was a minor when he/she committed the offense and was not convicted as an adult;
- (3) The person is a minor;

- (4) The premises where the Child Safety Zone is established, as specified herein, within 1000 feet of the person's permanent or temporary residence was opened after the person established the permanent or temporary residence and complied with all sex offender registration laws of the State of Texas; or
- (5) The person proves that the information on the Texas Department of Public Safety Sexual Offender Data Base is incorrect and that, if corrected, this chapter would not apply to the person.
- (6) The person was at the time of violation subject to Community Services Supervision pursuant to Article 42A of the Texas Code of Criminal Procedure and the court reduced or waived the footage restriction for the Child Safety Zone for (1) specific locations and (2) during specific dates and times.

#### **Section 50-46** Penalty Provisions

Any violation of this ordinance may be enjoined by a suit filed in the name of the City of Lampasas, Lampasas, Texas in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this ordinance or in the Code of Ordinances of the City of Lampasas.

- (1) Any person who shall intentionally, knowingly, recklessly or with criminal negligence violate any provision contained in this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$500.00. Each day of violation shall constitute a separate offense.

#### **Section 50-47** Amendment of Conflicting Ordinances

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby amended to the extent of a conflict herewith. In the event of a conflict between another Ordinance of the City and this Ordinance, this Ordinance shall control.

#### **Section 50-48** Severability

If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

#### **Section 50-49** Open Meeting

This it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Local Government Code.

The Secretary of the City of Lampasas is hereby directed to publish this Ordinance, or its caption and penalty clause, in the official city newspaper.

Section 50-49 Effective Date

Passed and Approved on first reading this the \_\_\_\_ day of \_\_\_\_ 2019.

Passed and Approved on second reading this the \_\_\_\_ day of \_\_\_\_ 2019.

This Ordinance shall take effect immediately from and after its passage and approval of the second reading.

Passed, Approved, and Adopted on this the \_\_\_\_ day of \_\_\_\_ 2019.

Attest:

The City of Lampasas, Lampasas, Texas

\_\_\_\_\_  
Christina Marez, City Secretary

\_\_\_\_\_  
Misti Talbert, Mayor

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City Manager

ITEM NO. Workshop-3

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

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**Subject:**

Discussion and updates regarding Fire Chief search

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: March 6, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

N/A

Attachments:

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**Summary Statement:**

This item is placed on the Workshop Agenda to provide Council a brief update on the hiring process for the new Fire Chief

**Recommendation:**

Discussion only

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ITEM NO. Workshop-4

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

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**Subject:**

Discussion regarding Workshop format, scheduling and opportunities to improve.

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: March 6, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

N/A

Attachments:

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**Summary Statement:**

This item is placed on the Workshop Agenda subsequent to a discussion with individual Council members about ways to improve the format and value of deliberations. Staff is seeking Council input and direction regarding topics, collaboration with other entities, and format for workshop sessions.

**Recommendation:**

Discussion and guidance from Council

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City Manager

ITEM NO. Workshop-5

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

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**Subject:**

Discussion regarding 2019 City Council Work Plan

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: March 6, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

Attachments: Memorandum regarding initial tasks and target dates.

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**Summary Statement:**

As a result of recent review of Planning Worksheet for the 2019 Council Work Plan, Staff offers the attached tasks and target dates for initial projects.

**Recommendation:**

Discussion and guidance from Council

City of Lampasas

M E M O

To: Mayor and City Council  
From: Finley deGraffenried  
Re: Planning Worksheet Tasks  
Date: 7 March 2019

As a result of staff review of tasks associated with the draft 2019 City Council Work Plan, the following represent initial steps and target dates for Council input and direction.

***Communication, Image and Promotion***

- Identify Design Expertise April 1, 2019
  - School, Blue Jean Creatives, Marley Moncus
  - Seek proposals and pricing
- Inventory of Signage March 25, 2019
  - Wayfinding, Facilities, Directional
  - Locations and pictures forwarded to B. Sims for packaging

***Community Engagement***

- Town Hall Meeting May 14, 2019
  - Community Budget Priorities
  - Comprehensive Planning

***Capacity Building***

- Stakeholders' Meeting April 25, 2019
- Workshop Partnership Meetings April 22, 2019
  - Chamber, LISD, County, LEDC, P&Z, CIP, Parks
  - Quarterly
- Committee Trainings May 6, 2019
  - Governance and Meeting Management
  - City Attorney

***Expanding Resources***

- Workshop Food Truck, Music Venues, Sense of Place April 8, 2019

***Assets***

- Workshop Code Enforcement Efforts April 8, 2019
- Site review and Strategy Spring Street yard April 15, 2019

**MINUTES OF REGULAR MEETING OF THE GOVERNING BODY  
OF THE CITY OF LAMPASAS, TEXAS  
CITY COUNCIL CHAMBERS  
405 SOUTH MAIN STREET  
MONDAY FEBRUARY 25, 2019**

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

Council Members present:

T.J. Monroe, Mayor Pro Tem  
Cathy Kuehne  
Robert McCauley  
Delana Toups  
Chuck Williamson  
Michael White

Council Members absent:

None

City Staff Present:

Finley deGraffenried, City Manager  
Gary Cox, Assistant City Manager  
Christina Marez, City Secretary  
Becky Sims, Assistant City Secretary  
Vicki Tower, Administrative Secretary  
Yvonne Moreno, Finance Director  
Monica Wright, Information Systems Director  
Sammy Bailey, Police Chief  
Rickie Roy, Public Works Director

**SPECIAL SESSION**

**5:30 p.m.**

I. Call to Order Special Session

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

II. Adjourn into Executive Session

Mayor Pro Tem Monroe moved to adjourn into executive session at 5:31 p.m. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

City Manager deGraffenried requested that Gary Cox, Assistant City Manager, and Yvonne Moreno, Finance Director, be allowed in executive session. Mayor and Council members approved.

**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:

1. Section 551.086 (Relating to the authority of public power utility governing bodies to deliberate regarding competitive matters) - Utilities.
2. Section 551.071 (1) (A) and 551.071(2), Consultation with Attorney by telephone and/or in person concerning matters upon which the attorney has a duty and/or responsibility to report to the governmental body; Cause No 13-17-00047 CV Kempner Water Supply Corporation v. City of Lampasas and/or other matters posted on the regular agenda.

Executive session was adjourned at 6:06 p.m.

<b>SPECIAL SESSION</b>
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III. Discussion and possible action concerning items posted and discussed by Council in Executive Session

Mayor Pro Tem Monroe moved to authorize the Mayor and City Manager to work with Legal Counsel to negotiate, finalize and execute a settlement agreement with Kempner Water Supply Corporation in Cause No. 13-17-00047 CV within the parameters discussed in executive session. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

IV. Adjourn Special Session

Council member Kuehne moved to adjourn special session at 6:07 p.m. The motion was seconded by Council member Toups and with a unanimous vote, the motion carried.

<b>WORKSHOP SESSION</b> <b>5:30 P.M.</b>
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1. Call to order Workshop Session

Mayor Talbert called the workshop session to order at 6:08 p.m.

2. Discussion regarding Chapter 66 Streets, "Sidewalks and other Public Places", Article V "Abandonment of Streets, Alleys and/or Public Right-of-Way"

City Manager deGraffenried explained that at the request of City Council, Staff has placed this item on the workshop agenda for discussion, input and direction. Based on discussion at the previous meeting, Staff recommends review of Division II, Section 66-190 for inclusion of a review process by the Planning and Zoning Commission.

deGraffenried reviewed information that was provided to Council back in February 2015 when Council had discussed the need/desire to further investigate the City's current practice and specific Ordinances related to closing, abandoning, vacating and conveying City right-of-ways. At that time, Council indicated to desire to further investigate possible amendments to the Code, as well as, the desire to become further educated regarding interests, title and rights to City Streets and Alleys. Council changed the process of any

requests for abandonments of streets, alleys and/or public right-of-ways come directly before City Council for consideration.

Council member McCauley expressed that he felt that the requests should be reviewed by the Planning & Zoning Commission (P&Z) first because they have knowledge of zoning, land use, comprehensive plan for our City and more time to review the request. Council gets the request information on a Friday and must make a decision on Monday, not enough time to review. He also said that if the process is changed back and the P&Z made a recommendation to Council, it would take a three-fourths (3/4) majority vote from Council for it to be approved or denied.

deGraffenried explained that if Council wanted to change the process back to all requests going before the Planning & Zoning first, he could make that change.

Council discussion included:

- There was discussion
- Mayor Pro Tem Monroe was fine with the P&Z reviewing the request(s) since they have more expertise.
- Council member White was concerned that if the request had to go before the P&Z, would it extend the process longer for the requestor.
- Council member Kuehne questioned why it was taken from the P&Z. deGraffenried explained that the change was made based on statute and timing.
- Council member Toups said that she would like the P&Z to be able to review the request(s) and provide comment.

After all the discussion, deGraffenried said that he would draft a change to the process and present back to Council.

### 3. Discussion regarding 2019 City Council Work Plan

City Manager deGraffenried handed Council members a handout of the Council Work Plan and reviewed the action steps, comments and target dates. The following was also discussed:

- Take Civic Center off the list
- Food trucks at the Golf Course – review the Ordinance
- Outdoor music events
- Stakeholders
- Technology
- Town Hall meeting – possibly include the budget process as a discussion topic
- Streets
- Strength committees with additional training

deGraffenried asked Council to review the presented Work Plan and provide any feedback for additional discussion at the next Council meeting

### 4. Discussion regarding utility extension on Hetherly for RKJ Development

Gary Cox, Assistant City Manager, explained that this item was placed on the Council agenda to allow discussion regarding public improvements and possible financial participation for a residential

development on Hetherly Street. RKJ Construction, Inc. has approached Staff and requested consideration regarding extension of water and wastewater services to three (3) lots located on Hetherly Street. Based upon per unit costs recently used for a similar project East Avenue G, Staff estimates the cost to install 225 feet of sanitary sewer and appurtenances at approximately \$34,000.00.

Cox noted that engineering has not been done and Eckermann Engineering has provided a cost of \$6,500.000 for their services on this project.

Council discussion included:

- Though there was a similar project on East Avenue G, this project is not the same for consideration of the City cost sharing the extension of services.
- There was concern if the City incurred the cost of engineering services and then the development was not done.
- Engineering services should be done first and then Council would have a better idea of the cost of extension of services and any other costs associated with it such as an extra manhole due to elevation issues.

5. Discussion regarding FY 19/20 Budget Roll-Out

City Manager deGraffenried explained that this item was placed on the workshop agenda to allow brief review of the upcoming budget process. He wanted to seek input from Council on the process, data, and priorities.

Council liked how the process was handled last year.

6. Discussion regarding any item on the regular agenda

There was no discussion.

7. Adjourn Workshop Session

Mayor Pro Tem Monroe moved to adjourn the workshop session at 6:39 p.m. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

A break was taken before going into

<b>REGULAR SESSION</b> <b>7:00 P.M.</b>
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ANNOUNCEMENTS

A. Call to Order

Mayor Talbert called the regular session to order at 7:00 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

Mayor Talbert presented certificates to the Lampasas Lady Badgers Varsity basketball team for their successful season and their playoff run.

### D. Community Champion

Mayor Talbert recognized Mark Myers and Falyn Myers as Community Champions for their volunteered countless hours of their evenings and weekends to help rejuvenate girls basketball in Lampasas.

	<b>PUBLIC HEARINGS/CITIZEN COMMENTS</b>
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.

2.0	<b>MINUTES</b>
2.1	Discussion and possible action concerning approval of minutes of the regular meeting on February 11, 2019

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

3.0	<b>CONSENT AGENDA</b>
3.1	Discussion and possible action regarding the second reading of an Ordinance to Close, Abandon, Vacate and Convey a Street and/or Public Right-of-Way or a portion thereof, for property being described as East Deb Lynn from Willis Street to Rice Street.
3.2	Discussion and possible action regarding the second reading of an Ordinance to consider approval, denial, or approval with modification(s) the rezone of 2.18 acres from Retail “R” to Central Business District “CBD”, Lampasas County, Lampasas, Texas. The property is described as Block 10, Old Town Lampasas, Lots 1-7 and the closed portion of First Street, Pecan Street and the alley in Block 10, commonly known as 208 S. Liveoak, Lampasas, Texas.
3.3	Discussion and possible action regarding the second reading of an Ordinance to Close, Abandon, Vacate and Convey the North 4 feet of East Second Street Right of Way adjacent to Lot 3, Block 10 of Old Town Lampasas.
3.4	Discussion and possible action regarding the second reading of an Ordinance amending Chapter 38 “Fire Prevention and Protection” Article IV “Fire Code” adding section 38-107 concerning exceptions to previously adopted 2012 International Fire Code Appendix C Fire Hydrant Locations and Distributions.
3.5	Discussion and possible action on the receipt of the Monthly Investment Report for January 2019.

Council member McCauley requested that Item 3.1 be pulled from the consent agenda for further discussion.

With the exception of Item 3.1, Mayor Pro Tem Monroe moved to approve the other consent agenda items as presented. The motion was seconded by Council member McCauley and with a unanimous vote, the motion carried.

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

Christina Marez, City Secretary, introduced her Department employees that were present, Becky Sims and Vicki Tower. She also indicated that she supervises Mr. Ramon Canada, Custodian. She expressed that her employees make her Department run efficiently and successfully. It is a team effort that strives to meet the best service to employees and the citizens.

Marez noted that Mrs. Becky Sims is very savvy with power point and has put together an outline that defines/explains the responsibilities of the City Secretary Department and its employees. Discussion was turned over to Sims to review the overhead presentation.

Sims noted some of the following:

- Departmental responsibilities
- Boards and Commission that the Department supports
- Process on how the Council agenda/packet is created, as well as the P&Z and ZBA requests/packets
- For 2018, the Department attended, created the packets or took minutes for over 30 meetings, not including Council meetings
- For 2018, 36 Open Records Requests were completed
- For 2018, the Department assisted the Building Department with the following: 414 building permits issued and 485 inspections scheduled

5.0	ROUTINE MATTERS
5.1	City Manager's Operational Report

City Manager deGraffenried reviewed his report:

- Meters - Contractors installed meters on the west side of town this past week. To date, 214 meters have been installed in routes 12 and 15, which will provide more accurate readings and time of use information. Contractors will return after additional meters are purchased to complete this phase of the change out project.

- Demographics - The Texas State Demographer has released population estimates for January 1, 2018 for Counties and Places. Although Lampasas represents a relatively small statistical sample size, their methodology should provide a reasonable forecast. Estimated population for Lampasas on January 1, 2018 is 7,915; up 18.5% from 2010. The Demographer's methodology includes review and analysis of births and deaths; housing permit activity; and school census. Lampasas should also feel impacts of growth along corridors, particularly 183 South where Leander has seen 97.6% increase in population, and Liberty Hill has seen a 109.2% increase.
- Fire Chief - On February 13, 2019, Council was notified that Reece Oestreich had submitted his resignation to pursue an opportunity with the State of Texas. As indicated, the City is in the process of preparing a vacancy announcement for publication in media and trade outlets. Additionally, he would be meeting with Fire Department personnel this week to seek input on real and perceived needs of the Department and desired qualities of a new Chief.
- LCRA Grant – Police Chief Bailey reports that the Police Department has applied for funding from the LCRA Community Grant Program for sealing and painting of the Police Station. This project has been discussed through the previous year budget process, however; was not funded. Chief Bailey believes sufficient in-kind match could be provided to drastically reduce the monetary match from the City. Chief Bailey is hopeful to hear in the near future regarding the status of the application.
- Local Option - Staff is hopeful to complete the information related to the Local Option alcohol election prior to the Council meeting. Research of various regulatory controls of the State and City have taken more time than originally estimated. Based on the Alcoholic Beverage Code, the State maintains the majority of regulatory control over establishments that sell or serve beer, wine and mixed drinks, however; the City does have opportunities to review and provide objection to individual permit applications and renewals; and may control locations to the extent allowed by the Code.
- Tree Trimming – Gary Cox, Assistant City Manager, and Chris Eicher, Parks & Recreation Director, are preparing RFQ's for Park tree trimming. Based on the interest, and the varied experience and expertise of regional contractors, the City will be seeking contractors through the qualification process. After review and scoring, the most qualified contractor will be selected and a scope of work and price will be negotiated. Park tree trimming was specifically funded for the first time this year, and was identified as a priority through the CIP process.
- Personnel Policy - Two marathon staff meetings have resulted in tremendous progress in the update to the City of Lampasas Personnel Policy. The staff team charged with initial review should complete their work in the next couple of weeks, after which time the draft will be available for review by Council and City Manager.
- Foresite Meeting - The Foresite consulting team is planning to present their final report to the Lampasas Economic Development Corporation on March 20, 2019, and Staff and the EDC Board are requesting a joint meeting with City Council to review the results. Foresite has been working on the inventory, assessment and design of internet models for the community for approximately one year and plans on presenting fiber to the home design, financial models, operational options and possible funding sources.
- CIP - The first meeting of 2019 for the Capital Improvement Program Committee was held on February 6, 2019 with new Board members Neal Leavell and Diana Hodges. The Committee discussed the format of future meetings and the components of the annual report. The next meeting will be held on March 7, 2019 and will include presentations by Department Directors regarding capital needs. Staff has also been directed to discuss CIP projects with related Boards and Committees.
- Variance - For your information, the Zoning Board of Adjustment approved a variance for the property located on the corner of Avenue C and Key Avenue. The current structure on the property

was built on the west property line, and the new owner seeks to demolish the structure and put a new building approximately 12 feet to the east, however; the awning will encroach on the required side yard. The variance was approved and the developer is hopeful to commence construction in April.

- Special Council Meeting – A Special Council meeting is necessary either March 6 or March 7 for the consideration of the selection of a firm to provide administrative services for the 2019/2020 Community Development Block Grant Program, as well as approval of a Resolution authorizing application for the Grant. Staff will coordinate with Council on the final meeting date.

5.2	MAYOR'S COMMENTS
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Mayor Talbert did not have any comments to report.

6.0	UNFINISHED BUSINESS
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There was no unfinished business.

7.0	NEW BUSINESS
7.1	Discussion and possible action regarding the purchase of 230 Neptune AMR water meters from Core and Main in the amount of \$47,610.00

Gary Cox, Assistant City Manager, explained that in 2015, the City began a meter replacement program to provide for the replacement of manually read meters with electronic read meters. The City selected Neptune AMR meters after evaluation of products and implemented the use of Neptune AMR water meters. The meters are proprietary in nature and are compatible with existing meter reading technology owned by the City.

Cox also explained the following:

- The purpose of the program is to improve the efficiency and accuracy of the meter reading process, as well as, provided detailed information regarding the consumption of water that is metered through the system.
- Since 2015, approximately 1,068 Neptune AMR meters were installed.
- Approximately 3,400 meters are remaining in the system awaiting replacement.
- A goal to install 500 meters was set for FY 18/19, with the balance to be completed over the next two budget cycles, pending the availability of funds.
- This requested purchase of 230 (\$207.00 each) meters coupled with the meter inventory as of the beginning of the fiscal year would enable the goal to be accomplished.
- Core & Main/Neptune has provided a sole source letter for the purchase.
- The City has budgeted \$50,000.00 for this project.

Council member McCauley moved to approve the purchase of 230 Neptune AMR water meters from Core and Main in the amount of \$47,610.00. The motion was seconded by Council member White and with a unanimous vote, the motion carried.

7.2	Discussion and possible action concerning approval of Relay for Life Bark for Life Event to be held at Hanna Springs Sculpture Garden on March 2, 2019 from 11-2 p.m.
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Becky Sims, Assistant City Secretary, explained that a representative from Relay for Life (Bark for Life) committee has asked to use the City of Lampasas Hanna Springs Sculpture Garden for their annual event on March 31, 2019 from 12:00 p.m. to 3:00 p.m. instead of the originally requested date of March 2, 2019.

Sims noted that they have used this venue for the past two years. Tina Matney, President for LAFTA (Lampasas Association for the Arts) has been notified and there are no scheduling conflicts and they are excited to welcome this event.

Mayor Pro Tem Monroe moved to approve the request from Relay for Life Bark for Life Event to be held at Hanna Springs Sculpture Garden on March 31, 2019, 12:00 p.m. to 3:00 p.m. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.3	Discussion and possible action regarding the selection of an engineering firm to provide professional services for the 2019 Community Development Block Grant Program Application.
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Gary Cox, Assistant City Manager, explained that in accordance with the requirements of the CDBG application, a Request for Qualifications (RFQ) for engineering services was advertised on January 16, 2019 with a closing date of February 8, 2019. Eight (8) proposals were submitted for evaluation in response to the solicitation. A panel of staff members included the Public Works Director, Water/Wastewater Operations Manager and himself to evaluate the proposals.

Cox reviewed the scoring summary of the proposals received from:

- Mitchell & Associates
- VEI Consulting
- Martinez/Moore
- Mendez
- Jones Heroy & Associates
- Place Designers
- Eckermann Engineering
- TRC Solutions

While all of the firms were qualified to provide the requested services, Staff recommends the selection of Eckermann Engineering to provide engineering services related to the 2019 CDBG program.

Cox also reminded Council that the use of Eckermann Engineering would be contingent upon award of the grant and subject to grant funding.

Council member Toups moved to approve the selection of Eckermann Engineering to provide engineering services for the 2019 Community Development Block Grant Program and authorize the City Manager to execute a professional services agreement and other related documents. The motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.4	Discussion and possible action regarding a possible development agreement for a residential development on Hetherly Street by RKJ Construction.
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Gary Cox, Assistant City Manager, explained that as discussed in workshop session, RKJ Construction, Inc. has approached Staff and requested consideration regarding the extension of water/wastewater services to three (3) lots located on Hetherly Street. Based upon per unit costs recently used for a similar project East Avenue G, Staff estimates the cost to install 225 feet of sanitary sewer and appurtenances at

approximately \$34,000.00. The project would require engineering prior to implementation and Eckermann Engineering has provided a cost of \$6,500.00 for their services.

Council member White moved to authorize \$6,500.00 for engineering services related to the possible residential development on Hetherly Street by RKJ Construction. The motion was seconded by Mayor Pro Tem Monroe and with a unanimous vote, the motion carried.

Adjourn

Mayor Pro Tem Monroe moved to adjourn the meeting at 7:40 p.m. The motion was seconded by Council member McCauley and with a unanimous vote, the motion carried.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Misti Talbert, Mayor

ATTEST:

\_\_\_\_\_  
Christina Marez, City Secretary

**MINUTES OF SPECIAL MEETING OF THE GOVERNING BODY  
OF THE CITY OF LAMPASAS, TEXAS  
CITY COUNCIL CHAMBERS  
405 SOUTH MAIN STREET  
THURSDAY MARCH 7, 2019  
10:00 a.m. Special Session**

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

Council Members present:

T.J. Monroe, Mayor Pro Tem  
Chuck Williamson  
Michael White

Council Members absent:

Cathy Kuehne  
Robert McCauley  
Delana Toups

City Staff Present:

Gary Cox, Assistant City Manager  
Christina Marez, City Secretary

**SPECIAL SESSION**

I. Call to Order Special Session

Mayor Talbert called the special session to order at 10:00 a.m.

II. Discussion and possible action regarding the selection of a firm to provide administrative services for the 2019/2020 Community Development Block Grant Program

Gary Cox, Assistant City Manager, explained that in accordance with the requirements of the Community Development Block Grant Program (CDBG) application process, Staff requested phase two solicitations for administrative services. Solicitations were sent to five (5) firms listed on the Texas Department of Agricultural website as being prequalified to provide services. The deadline for submission of proposals was Tuesday March 5, 2019 at 5:00 p.m.

Cox informed Council that only one proposal was received from Langford Community Management Services and Staff recommends selection of this firm.

Margaret Hardin, with Langford Community Management Services, was present at the meeting.

Council member Williamson moved to approve Langford Community Management Services to provide administrative services for the 2019/2020 Community Development Block Grant Program. The motion was seconded by Council member White and with a unanimous vote, the motion carried. (Toups, Kuehne and McCauley absent)

III. Discussion and approval of a Resolution of the City Council of the City of Lampasas authorizing the submission of a Texas Community Development Block Grant Program 2019/2020 Application to the Texas Department of Agriculture for the Community Development Fund and authorizing the Mayor to act as the City's Executive Officer and Authorized Representative in all matters pertaining to the City's Participation in the Texas Community Block Grant Program.

Gary Cox, Assistant City Manager, explained as part of the Texas Community Development Block Grant Program Application, it is a requirement that the City Council adopt a Resolution authorizing the submission of the application.

Mayor Pro Tem Monroe moved to approve a Resolution of the City Council of the City of Lampasas authorizing the submission of a Texas Community Development Block Grant Program 2019/2020 Application to the Texas Department of Agriculture for the Community Development Fund and authorizing the Mayor to act as the City's Executive Officer and Authorized Representative in all matters pertaining to the City's Participation in the Texas Community Block Grant Program. The motion was seconded by Council member Williamson and with a unanimous vote, the motion carried. (Toups, Kuehne and McCauley absent).

Adjourn

Mayor Pro Tem Monroe moved to adjourn the meeting at 10:07 a.m. The motion was seconded by Council member Williamson and with a unanimous vote, the motion carried. (Toups, Kuehne and McCauley absent).

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019

\_\_\_\_\_  
Misti Talbert, Mayor

ATTEST:

\_\_\_\_\_  
Christina Marez, City Secretary

  
\_\_\_\_\_  
City Manager

ITEM NO. 3.1

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

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**Subject:**

Discussion and Possible Action regarding purchases and charges in excess of \$4,000 from February 1, 2019 to February 28, 2019

Requested By: Yvonne Moreno, Finance Director

Submitted By: Yvonne Moreno, Finance Director

Date Submitted: March 4, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

N/A

Attachments: A/P History Check Report

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**Summary Statement:**

The Check History Report presents the detail of individual charges and amounts for all checks over \$4,000 for the period of February 1, 2019 to February 28, 2019.

**Recommendation:**

Motion to approve by consent.

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
02235	BOKF, NA							
	I-LAMP1016CO02052019 TEXAS COMBO 2016 CO ISSUE	E	2/07/2019	97,225.00		000003	O	
	I-LAMP412GOR02052019 TX GEN OBLIG REFUNDING 12	E	2/07/2019	147,750.00		000003	O	244,975.00
02856	AEP ENERGY PARTNERS, INC.							
	I-17521170260 JANUARY AEP BILL	E	2/19/2019	68,356.94		000004	O	68,356.94
27050	IRS-PAYROLL TAXES							
	I-T1 201901317869 FEDERAL WITHHOLDING	D	2/01/2019	15,429.22		000005	O	
	I-T3 201901317869 FICA TAX	D	2/01/2019	23,932.60		000005	O	
	I-T4 201901317869 MEDICARE TAX	D	2/01/2019	5,597.04		000005	O	44,958.86
56260	LOWER COLORADO RIVER AUTHORITY							
	I-EW15083 JANUARY LCRA BILL	E	2/19/2019	470,919.14		000005	O	470,919.14
27050	IRS-PAYROLL TAXES							
	I-T1 201902147873 FEDERAL WITHHOLDING	D	2/15/2019	14,849.33		000007	O	
	I-T3 201902147873 FICA TAX	D	2/15/2019	23,526.70		000007	O	
	I-T4 201902147873 MEDICARE TAX	D	2/15/2019	5,502.24		000007	O	43,878.27
03159	CLARK ROOFING AND CONSTRUCTION							
	I-01302019 ROOF-SR CENTER/HEAD START	R	2/05/2019	22,118.77		147287	O	22,118.77
17865	COLONIAL LIFE & ACCIDENT							
	I-AC1201901177868 ACCIDENT INSURANCE	R	2/05/2019	188.32		147288	O	
	I-AC2201901317869 ACCIDENT INSURANCE	R	2/05/2019	188.27		147288	O	
	I-AC3201901177868 ACCIDENT INSURANCE	R	2/05/2019	623.92		147288	O	
	I-AC3201901317869 ACCIDENT INSURANCE	R	2/05/2019	623.92		147288	O	
	I-CN1201901177868 CANCER INSURANCE	R	2/05/2019	251.15		147288	O	
	I-CN2201901317869 CANCER INSURANCE	R	2/05/2019	251.16		147288	O	
	I-HO3201901177868 HOSPITAL INCOME - PRETAX	R	2/05/2019	83.05		147288	O	
	I-HO3201901317869 HOSPITAL INCOME - PRETAX	R	2/05/2019	83.05		147288	O	
	I-LF3201901317869 UNIV/COL LIFE AFTER TAX	R	2/05/2019	338.62		147288	O	
	I-LF7201901177868 NON-PRETAX LIFE INSURANCE	R	2/05/2019	338.60		147288	O	
	I-LF8201901177868 AFTER TAX COLONIAL PRODUCTS	R	2/05/2019	703.81		147288	O	
	I-LF8201901317869 AFTER TAX COLONIAL PRODUCTS	R	2/05/2019	703.81		147288	O	
	I-LP3201901177868 LPSD DISABILITY AFTERTAX	R	2/05/2019	142.69		147288	O	
	I-LP3201901317869 LPSD DISABILITY AFTERTAX	R	2/05/2019	142.69		147288	O	4,663.06
01050	MCCOY TREE SURGERY COMPANY							
	I-358 ANNUAL TREE TRIMMING	R	2/05/2019	2,343.20		147320	O	
	I-359 ANNUAL TREE TRIMMING	R	2/05/2019	4,336.85		147320	O	
	I-360 ANNUAL TREE TRIMMING	R	2/05/2019	4,956.40		147320	O	
	I-361 ANNUAL TREE TRIMMING	R	2/05/2019	4,956.40		147320	O	16,592.85

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
74775	SCOTT & WHITE HEALTH PLAN							
I-201902047872	RETIREE INSURANCE	R	2/05/2019	6,020.41		147331	O	
I-CCC201901317869	HEALTH INSURANCE PREMIUM	R	2/05/2019	4,037.40		147331	O	
I-CCE201901317869	HEALTH INSURANCE PREMIUM	R	2/05/2019	14,049.64		147331	O	
I-CCF201901317869	HEALTH INSURANCE PREMIUMS	R	2/05/2019	6,071.58		147331	O	
I-CCS201901317869	HEALTH INSURANCE PREMIUM	R	2/05/2019	6,229.09		147331	O	
I-HEI201901317869	HEALTH INSURANCE PREMIUM	R	2/05/2019	7,358.33		147331	O	
I-HEA201901177868	EMPLOYEE SHARE HEALTH INSURANC	R	2/05/2019	10,888.94		147331	O	
I-HEA201901317869	EMPLOYEE SHARE HEALTH INSURANC	R	2/05/2019	130.32		147331	O	
I-HEC201901317869	EMPLOYEE SHARE HEALTH INSURANC	R	2/05/2019	11,019.26		147331	O	
I-HI1201901317869	CITY HEALTH INSURANCE	R	2/05/2019	16,965.00		147331	O	
I-HID201901317869	CITY HEALTH INSURANCE	R	2/05/2019	13,234.43		147331	O	
I-HIE201901317869	EMPLOYEE CITY HEALTH CONTRIB	R	2/05/2019	21,147.67		147331	O	117,152.07
84250	TEXAS MUNICIPAL RETIREMENT SYS							
I-TMR201901037864	RETIREMENT CONTRIBUTIONS	R	2/05/2019	48,225.75		147340	O	
I-TMR201901037865	RETIREMENT CONTRIBUTIONS	R	2/05/2019	696.43		147340	O	
I-TMR201901177868	RETIREMENT CONTRIBUTIONS	R	2/05/2019	47,667.32		147340	O	96,589.50
02860	FUELMAN							
I-201901317870	CITY GAS	R	2/08/2019	6,807.33		147362	O	6,807.33
02209	JONES-HEROY & ASSOCIATES INC							
I-11125	REPLACEMENT P.O.	R	2/08/2019	4,560.00		147369	O	
I-11126	801 AVE B DRAINAGE	R	2/08/2019	70.00		147369	O	
I-11126*	801 AVENUE B DRAINAGE	R	2/08/2019	700.00		147369	O	
I-11127	WATER CONSERVATION/DROUGH	R	2/08/2019	600.00		147369	O	
I-11128	WW PLANT PERMIT	R	2/08/2019	412.41		147369	O	
I-11128*	WW PLANT PERMIT	R	2/08/2019	1,573.90		147369	O	7,916.31
01050	MCCOY TREE SURGERY COMPANY							
I-362	ANNUAL TREE TRIMMING	R	2/08/2019	4,956.40		147383	O	4,956.40
01357	SINGLETON, CLARK & COMPANY, PC							
I-1478	AUDIT - FINAL	R	2/08/2019	13,700.00		147395	O	13,700.00
02976	WASTE CONNECTIONS							
I-1103638736	RECYLCING FEES	R	2/08/2019	350.50		147404	O	
I-1103642129	COMMERCIAL SOLID WASTE	R	2/08/2019	48,274.47		147404	O	
I-1103642130	RESIDENTIAL/COMM HAND PU	R	2/08/2019	43,565.31		147404	O	92,190.28
1760	ALEXANDER TRUCKING							
I-159763	BLOCKS	V	2/14/2019	5,600.00		147426	V	5,600.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1760	ALEXANDER TRUCKING							
M-CHECK	ALEXANDER TRUCKING	VOIDED	V 2/14/2019			147426		5,600.00CR
01680	ECKERMANN ENGINEERING INC							
I-1142	W. AVE. E ROAD, CURB, DRA	R	2/14/2019	5,000.00		147450	O	5,000.00
16468	CATERPILLAR FIN SER CORP							
I-19605615	FEB RENT FOR DOZER	R	2/20/2019	1,660.70		147518	O	
I-19621916	RENTAL FOR FEB.	R	2/20/2019	2,463.86		147518	O	4,124.56
01344	CORE & MAIN LP							
I-K016523	PROCORDER	R	2/20/2019	1,980.00		147521	O	
I-K085631	SOIL PIPE CUTTER	R	2/20/2019	616.00		147521	O	
I-K114137	18 HYMAX LONG CPLG	R	2/20/2019	1,914.50		147521	O	4,510.50
01680	ECKERMANN ENGINEERING INC							
I-1143	SPRING STREET PRV	R	2/20/2019	2,750.00		147524	O	
I-1144	AJINIMOTO MANHOLE SURVEY	R	2/20/2019	3,250.00		147524	O	
I-1146	COUNTY JAIL FINAL FOR ENG	R	2/20/2019	1,250.00		147524	O	7,250.00
33574	GRAVES DOUGHERTY HEARON & MOOD							
I-350745	AL7501.10 CEN TX DISPUTE	R	2/20/2019	23,890.54		147529	O	
I-350746	FILE AL7501.5 KEMPNER	R	2/20/2019	526.57		147529	O	24,417.11
00647	HOLT CAT							
C-PCMO0055978	CREDIT	R	2/20/2019	256.57CR		147531	O	
C-WCMO0012520	CREDIT ON BACKHOE	R	2/20/2019	1,747.89CR		147531	O	
I-RIES30600010	GENERATOR AT SPRING ST	R	2/20/2019	2,320.90		147531	O	
I-WIMO0079450	TROUBLESHOOT CODE	R	2/20/2019	2,869.58		147531	O	
I-WIMO0079685	TROUBLE SHOOT MACHINE	R	2/20/2019	1,747.89		147531	O	4,933.91
49400	LAMPASAS CENTRAL APPR DIST							
I-02142019	SECOND QUARTER LCAD	R	2/20/2019	7,582.54		147537	O	7,582.54
49350	LAMP CHAMBER OF COMMERCE							
I-12312018	1ST QUARTER REIMBURSEMENT	R	2/20/2019	10,661.78		147538	O	10,661.78
01050	MCCOY TREE SURGERY COMPANY							
I-363	ANNUAL TREE TRIMMING	R	2/20/2019	4,956.40		147541	O	4,956.40
47585	KEMPNER WATER SUPPLY CORP							
I-01312019	WATER BILL FOR JAN 2019	R	2/26/2019	44,470.99		147582	O	44,470.99

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
02372 I-NO 5 01032019	M & C FONSECA CONSTRUCTION CO. REPLACEMENT P.O.	R	2/26/2019	19,394.85		147585	O	19,394.85
62152 I-5 12312018	NELSON LEWIS INC REPLACEMENT PO	R	2/26/2019	62,240.36		147590	O	62,240.36
02316 I-7462	NEWGEN STRATEGIES AND SOLUTION LAMPASAS WHOLESALE STUDY	R	2/26/2019	8,855.00		147591	O	8,855.00
01401 I-1524390	TSM CONSULTING SERVICES INC PD BADGE SERVER	R	2/26/2019	10,725.47		147599	O	10,725.47

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	24	607,410.04	0.00	601,810.04
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	2	88,837.13	0.00	88,837.13
EFT:	3	784,251.08	0.00	784,251.08
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	1 VOID DEBITS	0.00		
	VOID CREDITS	5,600.00CR		

TOTAL ERRORS: 0

VENDOR SET: 99	BANK: FSB	TOTALS:	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
			30	1,474,898.25	0.00	1,474,898.25
BANK: FSB	TOTALS:		30	1,474,898.25	0.00	1,474,898.25
REPORT TOTALS:			30	1,474,898.25	0.00	1,474,898.25

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## City of Lampasas

## M E M O

To: Mayor and City Council  
From: Finley deGraffenried  
Re: Manager's Report  
Date: 7 March 2019

- COG Addressing** As previously reported, Central Texas Council of Governments will be conducting a windshield survey of addressing in the City over the next few days. Due to recent growth, as well as some replatting, some of the 911 addressing may be out of sequence. As the official 911 addressing entity for the City, the COG is offering staff resources to review and update addresses where necessary. Their staff will coordinate with the City in the event an address needs to be changed.
- Budget** Staff had an initial and very brief discussion regarding the upcoming budget process. In addition to discussing the timing and format of future budget discussions, Directors reviewed the benefits of staff/council interaction regarding needs, challenges and opportunities for efficiency. Additionally, staff felt a process to identify Council priorities would be helpful in the preparation of staff budget targets. Based on Council input, staff offers to place a discussion item on the next workshop to gain direction on starting points for the 2019-2020 Budget.
- Old City Hall** Staff conducted a preliminary walk through with the contractor on March 6<sup>th</sup> to review punch list items. Due to cold weather, the HVAC contractor was not able to start up heating and cooling systems, however; systems should be activated by the end of the week. Once the space is climate controlled, remaining flooring and fixtures will be installed, and a final walk through will be conducted. The elevator is scheduled for delivery mid-March and installation should take several weeks. Additionally, flat work will be scheduled not to interfere with the elevator contractor. Lighting manufacturers will be on site to correct issues with two fixtures.
- Donnell Rathman** You may have heard Donnell Rathman, aka Duck, is recuperating well from surgery to install a pacemaker. By all reports, Donell is doing fine and will likely make the next LVFD meeting. He has only been attending Fire Department meetings for 70 years-since he was 16.

Pipes

Staff takes the opportunity in this report to discuss recent water main breaks. While fluctuations in temperature and weather make main breaks more likely and more frequent, in all systems, the City has experienced more frequent breaks, on large lines, than should be expected. Our crews have responded quickly, restoring pressure and repairing lines generally within hours. Many of the ruptures we expose indicate poor installation without bedding, however; the cost of replacing miles of transmission lines is prohibitive. Staff recommends continuing to look at opportunities to valve for isolation and quick response to avoid complete loss of pressure. We understand the inconvenience and aggravation it causes our businesses and institutions, and will continue to look for ways to avoid breaks, isolate areas around breaks, and respond quickly and safely when breaks occur.

LEDC

As reported in the last Council meeting, staff reminds members of a joint meeting with the LEDC on March 20<sup>th</sup> to review the final report from Foresite regarding the conceptual deployment of a fiber network in the City of Lampasas. Additionally, at the previous LEDC meeting the Board approved engagement of Eckermann Engineering for water, wastewater and road design and construction documents for the north one third of the Business Park. Although construction may not commence immediately after design, plans will be available when a prospect or funding pushes the project forward.

  
\_\_\_\_\_  
City Manager

ITEM NO. 7.1

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

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**Subject:**

Resolution expressing support for the Annual Spring Ho Festival, establishing a time schedule and authorizing City participation

Requested By: Randy Hoyer, Spring Ho Chairman

Submitted By: Finley deGraffenried, City Manager

Date Submitted: March 6, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

N/A

Attachments: Resolution

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**Summary Statement:**

Mr. Hoyer offers the attached resolution for Council consideration. The Resolution is similar to resolutions Council have approved in the past

**Recommendation:**

To consider a motion to approve Resolution 19-05 expressing support for the Annual Spring Ho Festival, establishing a time schedule and authorizing City participation.

RESOLUTION NO. 19-05

**A RESOLUTION EXPRESSING SUPPORT FOR THE  
ANNUAL SPRING HO FESTIVAL, ESTABLISHING A  
TIME SCHEDULE AND AUTHORIZING CITY  
PARTICIPATION**

WHEREAS, an annual Spring Ho festival is held in the City of Lampasas, Texas, each year, and July 8-14, has been designated as the Spring Ho Festival dates for 2019 by the Spring Ho Committee; and,

WHEREAS, The City Council of the City of Lampasas has determined that activities in connection with Spring Ho serve a public interest and the City of Lampasas should make certain public facilities available for use during Spring Ho;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LAMPASAS, TEXAS THAT JULY 8-14, 2019, BE DESIGNATED AS SPRING HO FESTIVAL TIME IN THE CITY OF LAMPASAS;

BE IT FURTHER RESOLVED THAT THE Spring Ho Committee is authorized to use certain City of Lampasas street rights-of-way and other City owned or controlled property for Spring Ho activities, as enumerated in the Amended Interlocal Agreement Regarding The Annual Lampasas Spring Ho Festival;

BE IT FURTHER RESOLVED THAT special parking and use regulations of the street, Courthouse Square, outdoor pavilions and park lands with W.M. Brook Park and Hancock Park on the dates of July 8-14, 2019, shall be reserved for Spring Ho activities, in the manner outlined in the Amended Interlocal Agreement Regarding The Annual Lampasas Spring Ho Festival ;

Nothing herein shall be construed in any manner to violate any statues or any ordinances of the City of Lampasas.

PASSED AND APPROVED by the City Council of the City of Lampasas, Texas at the regular meeting on the 11<sup>th</sup> day of March, 2019.

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Misti Talbert, Mayor  
City of Lampasas, Texas

ATTEST:

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Christina Marez, City Secretary  
City of Lampasas, Texas



ITEM NO. 7.2

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

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**Subject:**

Discussion and possible action regarding amending Chapter 66 Streets, Sidewalks, and other Public Places, Article V- Abandonment of Streets, Alleys or Right-of-Ways

Requested By: Finley deGraffenried, City Manager

Submitted By: Becky Sims, Assistant City Secretary

Date Submitted: March 6, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

N/A

Attachments: Chapter 66 Ordinance Modification

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**Summary Statement:**

Based on discussion at the February 25, 2019 meeting, Staff offers the following amending language to Chapter 66 City of Lampasas Municipal Code. The amending language includes the requirement of a Public Hearing at the Planning Commission and referral of findings to City Council for consideration.

**Recommendation:**

To consider a motion to approve the first reading of an Ordinance amending Chapter 66, City of Lampasas Municipal Code.

ARTICLE V. - ABANDONMENT OF STREETS, ALLEYS OR RIGHTS-OF-WAY<sup>5</sup>

Footnotes:

--- (5) ---

**Editor's note**— Ord. No. 1447, § 2, adopted Mar. 23, 2015, amended Art. V to read as herein set out. Former Art. V, §§ 66-175—66-215, pertained to similar subject matter, and derived from Ord. No. 828, adopted Jan. 12, 1998; and Ord. No. 1104, §§ 1—4, adopted June 13, 2005.

DIVISION 1. - APPLICATIONS

Sec. 66-175. - Who can apply.

Either the city council, on its own initiative, or an abutting property owner, may file an application requesting the abandonment of a street, alley, and/or public right-of-way, or a portion thereof, and closing of such as a public thoroughfare.

(Ord. No. 1447, § 2, 3-23-2015)

Sec. 66-176. - Applications.

Applicants, or the public works director, if the applicant is the city, must file a complete and accurate "application for the abandonment of a public street, alley, and/or public right-of-way in the City of Lampasas." The application is available from the city's department of public works. For an application to be considered complete, it must include all items listed in section 66-178 below. It is the applicant's responsibility to obtain all the necessary information. Incomplete applications will not be processed.

(Ord. No. 1447, § 2, 3-23-2015)

Sec. 66-177. - Application fee.

Each application shall be accompanied by a fee equal to the cost of the public hearing publication in the local newspaper plus the cost of notifications sent to all property owners located within 200 feet of the subject property. Applications submitted without the application fee will not be processed. The application fee is nonrefundable.

(Ord. No. 1447, § 2, 3-23-2015)

Sec. 66-178. - Contents of applications.

The application shall include:

- (1) The written consent of all abutting property owners. If consent from all is not obtained, this exhibit must include a brief statement of efforts made to obtain consent, including dates, types of contact attempted and results, and objections to vacation, if any;
- (2) A statement explaining why the applicant is requesting that the street, alley and/or public [right-of-way], or portion thereof, be abandoned; and
- (3) A statement describing the current and past uses of the street, alley, and/or public right-of-way.

(Ord. No. 1447, § 2, 3-23-2015)

Secs. 66-179—66-189. - Reserved.

DIVISION 2. - PUBLIC HEARING ON APPLICATION

Sec. 66-190. - Notice of hearing.

Upon receipt of a complete application and payment of the application fee, the city shall designate a time and place for a public hearing by the **Planning and Zoning Commission** city council on whether the street, alley and/or public right-of-way, or a portion thereof, is not needed for public purposes and whether it is in the interest of the city to abandon (close) all or a portion of the street, alley and/or public right-of-way.

A copy of the notice hearing shall be mailed via certified mail to all owners of property (according to the Lampasas County Appraisal District's tax rolls) that are located within a 200-foot radius of the street, alley, and/or public right-of-way, or portion thereof, to be abandoned. Such notice must be mailed not less than ten days before the date of the hearing.

Notice of the hearing must also be published one time in a newspaper of general circulation in the city no more than 30 days before the public hearing.

(Ord. No. 1447, § 2, 3-23-2015)

Sec. 66-191. - Conduct of hearing.

At the public hearing, the **Planning & Zoning Commission** city council shall hear evidence as to the reasons why such street, alley, public right-of-way, or portion thereof, should or should not be closed. It shall have the power to adjourn or continue the hearing as it alone deems necessary. **Upon review by the Planning and Zoning Commission the Commission will forward their findings to City Council. At that time a Public Hearing will be conducted.**

If it is determined that the street, alley, and/or public right-of-way, or portion thereof, is not needed for public purposes and that it is in the best interest of the city to abandon all or a portion thereof, the street, alley, public right-of-way and close it to the public, the City Council may approve the application and pass an ordinance abandoning the street, alley and/or public right-of-way, or portion thereof.

Upon final passage of the ordinance, the city shall prepare and file a quitclaim deed or deed without warranty in the county deed records that releases the city's interest in the street, alley and/or public right-of-way, or portion thereof. The city's interest in the street, alley, and/or public right-of-way, or portion thereof, shall be sold to the abutting property owner(s) in proportion to their abutting ownership in an equitable manner.

If utilities are present on the property, the city must retain at least a 20-foot utility easement.

(Ord. No. 1447, § 2, 3-23-2015)

Secs. 66-192—66-199. - Reserved.

DIVISION 3. - SELLING PRICE; USE OF PROCEEDS

Sec. 66-200. - Selling price.

If the requested abandonment is approved by the city, or is approved with modifications or conditions, the actual selling price shall be determined solely by the city council.

(Ord. No. 1447, § 2, 3-23-2015)

Secs. 66-201—66-214. - Reserved

DIVISION 4. - APPEALS

Sec. 66-215. - Appeals.

Any person desiring to appeal the decision of the city council to a court of competent jurisdiction, must do so within ten days after the enactment of the ordinance closing the street, alley and/or public right-of-way, or portion thereof, and if no appeal is taken within such ten-day period, then the ordinance shall never be questioned by any court of this state.

(Ord. No. 1447, § 2, 3-23-2015)

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

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**SUBJECT:**

**SELECT AND ANNOUNCE POSSIBLE WINNER OF WEB SITE PHOTO CONTEST ENTRY.**

REQUESTED BY: Monica Wright, Director of Information Systems

SUBMITTED BY: Monica Wright, Director of Information Systems

DATE SUBMITTED: March 1, 2019 FOR THE AGENDA OF: March 11, 2019

Expenditure Required: \$0.00

Available Funding: \$0.00

Attachments: Memo and February photo contest entries

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**SUMMARY STATEMENT:**

The contest winner, if selected, will receive a City of Lampasas insulated tumbler w/straw and posting of their photo on the website.



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**RECOMMENDATION:**

Staff would like to make the recommendation that you take into consideration the photo contest rules that state: “Any photos that tell part of the story or show the area of the city of Lampasas are eligible. Only photos taken within the city of limits of Lampasas will be considered. Buildings, landscapes, events and other City related scenes are all acceptable. Inappropriate material will be rejected. Pictures showing nudity or that are not viewable by a general audience are considered inappropriate. This is a photo contest. All images must be original photographs. The photo must have been taken by the contestant or a family member and all rights to the photo must be the property of the contestant or that family member. Digitally enhanced photos are acceptable. Any photo complying with the rules can be the monthly winner. The monthly winner is chosen by the City Council of the City of Lampasas. Winners receive a City of Lampasas insulated tumbler w/straw and posting of the photo on the City of Lampasas web site. Entries will be judged on visual appeal, color, content, and composition. Your photo can be taken with any type of camera, but we would prefer images converted to digital format (.jpg.) One photo entry per person per month.”

## Entry 1

Victoria Yancey

[Victoriaelisabeth210@gmail.com](mailto:Victoriaelisabeth210@gmail.com)

“Freezing Rain” was taken on Broad Street in Lampasas, TX.



## Entry 2

Shante Seward

[Shantejones79@gmail.com](mailto:Shantejones79@gmail.com)

“Fire in the Sky” was taken at Kline Whitis Elementary School in Lampasas, TX.

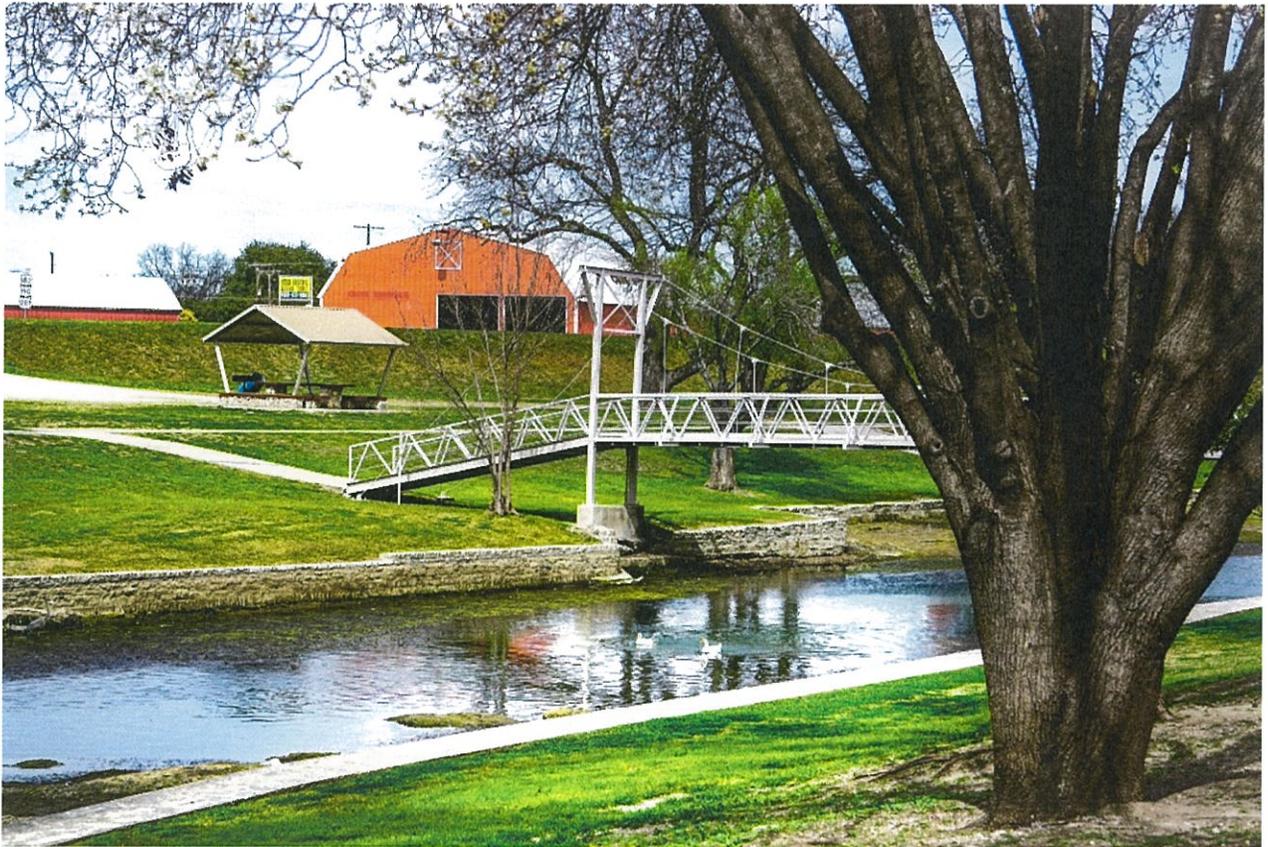


## Entry 3

Glen Peters

[Glenpeters\\_2@yahoo.com](mailto:Glenpeters_2@yahoo.com)

“Lampasas W.M. Book Park” was in Lampasas, TX.





ITEM NO. 7.4

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

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**Subject:**

Discussion and possible action regarding the ratification of repair cost for Engine One in an amount not to exceed \$5,000.00.

Requested By: Ronnie Withers, Fire Marshal

Submitted By: Ronnie Withers, Fire Marshal

Date Submitted: March 7, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

This is not a budgeted item; it is an unforeseen repair cost.

Attachments: Repair Invoice from Longhorn International

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**Summary Statement:**

On January 14, 2019 City Council approved the estimated repair cost of Engine One in an amount not to exceed \$17,000.00. As the diagnostic review continued Staff was advised of added cost to complete the repair. The total cost of the repair is \$21,800.94; which is a difference of \$4,800.94 from the original approved amount. Staff is asking for additional funding to repair Engine One.

**Recommendation:**

To consider a motion to approve the additional cost to repair Engine One in an amount not to exceed \$5,000.00.





ITEM NO. 7.5

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

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**Subject:**

Discussion and possible action regarding the purchase of a John Deere 5045E Utility Tractor with Bucket Loader for Hancock Park Golf Course in the amount of \$28,318.95

Requested By: Van Berry, Golf Course Manager

Submitted by: Van Berry, Golf Course Manager

Date Submitted: March 4, 2019

For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

Quote for a John Deere 5045E Utility Tractor with Bucket Loader was received from Austin Turf and Tractor in the amount of \$28,318.95. Austin Turf and Tractor is a Buy Board Vendor. Funding for the tractor is budgeted in 2018-2019 budget. (26-510-5515 - \$30,000.00)

Attachments: See Attached Quote

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**Summary Statement:**

The current tractor at Hancock Park Golf Course was purchased around 1999-2000 (19-20 yrs. old). The tractor is in bad shape and is in need of some major repairs, the tractor is used daily for hauling dirt and materials, pulling large fertilizer spreaders, bushing brush and leveling dirt and gravel.

**Recommendation:**

To consider a motion to approve the purchase of a John Deere 5045E Utility Tractor with Bucket Loader to Austin Turf and Tractor of Marble Falls, Texas in the amount of \$28,318.95.



**JOHN DEERE**



**Austin**  
TURF & TRACTOR

Quote Id: 18942476

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Prepared For:  
**Hancock Park Golf Course**

Prepared By: **Terry Harris**

Austin Turf & Tractor  
809 Steve Hawkins Pkwy  
Marble Falls, TX 78654

Tel: 830-693-6477  
Fax: 830-693-7791  
Email: [terry.harris@austinturf.com](mailto:terry.harris@austinturf.com)

Date: 08 February 2019

Offer Expires: 30 April 2019

54

*Confidential*



**Quote Summary**

**Prepared For:**  
Hancock Park Golf Course  
700 Naruna Road  
Lampasas, TX 76550  
Business: 512-566-3202

**Prepared By:**  
Terry Harris  
Austin Turf & Tractor  
809 Steve Hawkins Pkwy  
Marble Falls, TX 78654  
Phone: 830-693-6477  
terry.harris@austinturf.com

**Quote Id:** 18942476  
**Created On:** 08 February 2019  
**Last Modified On:** 21 February 2019  
**Expiration Date:** 30 April 2019

<b>Equipment Summary</b>	<b>Suggested List</b>	<b>Selling Price</b>	<b>Qty</b>	<b>Extended</b>
JOHN DEERE 5045E Utility Tractor	\$ 21,918.00	\$ 20,974.35 X	1 =	\$ 20,974.35
JOHN DEERE 512 Standard Loader	\$ 8,358.00	\$ 7,344.60 X	1 =	\$ 7,344.60
<b>Equipment Total</b>				<b>\$ 28,318.95</b>

**Quote Summary**

Equipment Total	\$ 28,318.95
SubTotal	\$ 28,318.95
Est. Service Agreement Tax	\$ 0.00
<b>Total</b>	<b>\$ 28,318.95</b>
Down Payment	(0.00)
Rental Applied	(0.00)
<b>Balance Due</b>	<b>\$ 28,318.95</b>



Quote Id: 18942476

Customer: HANCOCK PARK GOLF COURSE

**JOHN DEERE 5045E Utility Tractor**

Hours:

Suggested List

Stock Number:

\$ 21,918.00

Code	Description	Qty
1726LV	5045E Utility Tractor	1

**Standard Options - Per Unit**

0202	United States	1
0409	English Operator's Manual and Decal Kit	1
1363	9F/3R SyncShuttle Transmission (TSS)	1
1799	Less Loader Prep Package	1
2000	Open Operator Station	1
3420	Dual Mid Valves with Joystick Control	1
5113	21.5L-16.1 In. 6PR R3 Bias	1
6020	Two-Wheel Drive (2WD)	1
6103	27/12LL-15 In. 6PR Turf Special Bias	1

**JOHN DEERE 512 Standard Loader**

Hours:

Suggested List

Stock Number:

\$ 8,358.00

Code	Description	Qty
2364P	512 Standard Loader	1

**Standard Options - Per Unit**

1008	Two Function Hoses and Parts	1
2010	Mounting hardware	1
2502	512 Standard Farm Loader (Non-Self Leveling) for FT4 Tractors - BOOM, MOUNTING FRAMES, AND CYLINDERS	1
3095	Less ballast box	1
8425	73 In. (1850 mm) General Purpose Bucket (John Deere Carrier)	1
9020	Hood guard	1



JOHN DEERE

# Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 18942476

Customer: HANCOCK PARK GOLF COURSE

9050	Bucket level indicator	1
<b>Dealer Attachments</b>		
BSJ10006	Mid-Mount Dual SCV with Joystick Control	1



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Email: info@buyboard.com

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##### Vendors

Austin Turf and Tractor[X]

##### Price Range

Show all prices

##### Category

None Selected

##### Contract

Grounds Maintenance Equipment,

Irrigation Parts, Supplies and

Installation[X]

**Vendor Name:** Austin Turf and Tractor  
**Address:** 809 Steve Hawkins Parkway  
 Marble Falls, TX 78654  
**Phone Number:** (830) 693-6477  
**Email:** melissa.parker@austinturf.com  
**Website:** <http://www.austinturf.com>  
**Federal ID:** 74-2651458  
**Contact:** Jim Newkirk  
**Accepts RFQs:** Yes  
**Minority Owned:** No  
**Women Owned:** No  
**Service-Disabled Veteran Owned:** No  
**EDGAR Forms Received:** Yes  
**No Israel Boycott Certificate:** No  
**No Excluded Foreign Terrorist Orgs:** No  
**Contract Name:** Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installation  
**Contract#:** 529-17  
**Effective Date:** 06/01/2017  
**Expiration Date:** 05/31/2020  
**Payment Terms:** Net 30 days  
**Delivery Days:** 30  
**Shipping Terms:** Pre-paid and added to invoice  
**Freight Terms:** FOB Destination  
**Ship Via:** Common Carrier  
**Region Served:** All Texas Regions  
**States Served:** New Mexico, Texas  
**Additional Info:** EDGAR Vendor Certification Form (relating to 2 CFR Part 200 & Appendix I) i Vendor response document, and can be found in the Vendor Proposal File link page.  
**Quote Reference Number:** 529-17  
**Return Policy:** Case-by-case basis  
**Additional Dealers:** Austin Turf & Tractor locations in: Farmers Branch TX, Haltom City TX, Bernal

#### Additional Resources

#### Contract Documents

- EDGAR Notice:** [Click to view EDGAR Notice](#)
- Proposal Documents:** [Click to view BuyBoard Proposal Documents](#)
- Regulatory Notice:** [Click to view Bonding Regulatory Notice](#)
- Construction Services Advisory:** [Click to view the Construction Related Goods and Services Advisory](#)
- Proposal Files:** [Click to view Vendor Proposal Files Documents](#)
- Renewal Notice/Letter:** [Click to view Vendor Renewal Notice/Letter Documents](#)

Contact us 800.695.2919



ITEM NO. 7.6

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

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**Subject:**

Discussion and possible action concerning the emergency purchase of a Variable Frequency Drive Unit for the Spring Street Pump Station.

Requested By: Van Sims, Water/Wastewater Operations Manager

Submitted By: Rickie Roy, Director of Public Works

Date Submitted: March 4, 2019 For the Agenda of: March 11, 2019

**Procurement and Funding Statement:**

This process qualifies as an emergency purchase due to the potential impact on public health and welfare and to avoid undue additional costs.

Attachments: Price Quote

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**Summary Statement:**

On March 1, 2019, staff received calls of low or no water pressure from some residents in the upper pressure plain (west side of town). Upon investigation, staff found a faulty Variable Frequency Drive (VFD) on pump # 2 at the Spring Street Pump Station. As a temporary solution, staff reallocated a VFD from the Wastewater Treatment Plant (WWTP) to the pump station and restored services. With the Nix Elevated Storage Tank (EST) out of service for rehabilitation, the pump station has been placed under additional load to provide pressure to the distribution system. The VFD is essential to providing services while the EST is offline. T. Morales Electrical contractors has worked with staff to provide the recent upgrades in preparation for the EST rehabilitation. T. Morales has provided a proposal to install, program, and test new VFD at Spring Street Pump Station, and remove, reinstall, reprogram, and test aerator VFD at the WWTP.

**Recommendation:**

To consider a motion to approve the purchase and installation of a new VFD drive through T.Morales Company for \$12,650.00, and authorize the City Manager to execute related documents.



Texas Electrical Contractor's License #17189

March 1, 2019

Project: *VFD For Pump 2 At Spring St Pump Station*

Customer: *City Of Lampasas*

T. Morales Company is pleased to offer the following as our proposed scope of work for the electrical installation for this project and as identified above. Our company is a certified M/WBE with the City of Austin and we are also listed with the State of Texas General Service Commission as a Historically Underutilized Business (HUB).

**Clarifications:**

- Troubleshoot existing VFD
- Remove bad VFD and relocate Aerator VFD from WWTP for temp. use
- Provide, install and program new VFD and Provide and Replace bad contactor
- Reinstall Aerator VFD, Program, and test

**Total Pricing.....\$12650.00**

**Items Excluded:**

- **Sales tax on Labor and Material!!**
- Permit and inspection fees/charges if any.

Please note that performance and payment bond costs for the subcontract are not included in the quoted price but is available if required by the customer. Bonding can be calculated at the State of Texas standard bond rates. I can be reached by phone (512-844-5374) or email ([jwoolverton@moralescompany.com](mailto:jwoolverton@moralescompany.com)) if you may have any further questions regarding this proposal.

Sincerely;

T. Morales Company

*Jason Woolverton*

Estimating

## NOTICE OF RATE CHANGE REQUEST

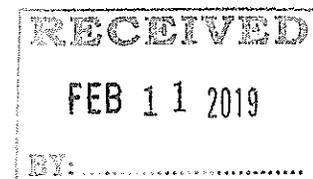
On February 7, 2019, AEP Texas Inc. (AEP Texas or Company) filed its Application for Interim Update of Wholesale Transmission Rates Pursuant to 16 Tex. Admin. Code § 25.192(h)(1) (16 TAC). AEP Texas' Application seeks an interim adjustment to the previously-approved transmission cost of service and wholesale transmission rate due to transmission investment in excess of the level currently authorized in rates. If approved, the total transmission rate base interim increase will be \$325,161,346 (\$200,269,976 for the Central Division (formerly AEP Texas Central Company) and \$124,891,370 for the North Division (formerly AEP Texas North Company)), with a total revenue requirement interim increase of \$41,184,241 (\$24,065,948 for the Central Division and \$17,188,293 for the North Division) and an interim wholesale transmission rate of \$4.036612/kW for the Central Division and \$2.066591/kW for the North Division. The proposed interim revenue requirement increase represents a 10.8% increase in AEP Texas' wholesale transmission revenue requirement (9.4% for the Central Division and 13.6% for the North Division). AEP Texas has requested an effective date for the interim wholesale transmission rate of March 14, 2019.

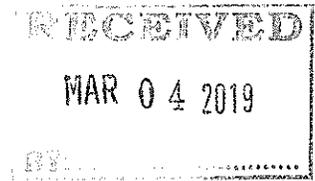
Because the Application requests a revision to AEP Texas' wholesale transmission rates to reflect changes in its invested capital, affected customers include all distribution service providers who pay wholesale transmission charges pursuant to the Public Utility Commission of Texas' (Commission) Substantive Rules.

A complete copy of AEP Texas' Application is available for inspection at 400 W. 15<sup>th</sup> Street, Suite 1520, Austin, Texas 78701.

Persons who wish to intervene in or comment upon this proceeding should notify the Commission as soon as possible, as an intervention deadline will be imposed. 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. 49192. 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. 16 TAC § 25.192(h)(4)(A) establishes an intervention deadline of 21 days from the date service of notice is completed, which is February 28, 2019.

AEP TEXAS INC.





Chris Felan  
Vice President  
Rates & Regulatory Affairs

February 27, 2019

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 March 2019 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,

A handwritten signature in cursive script that reads "Chris Felan".

Attachment

ATMOS ENERGY CORPORATION  
MID-TEX DIVISION  
STATEMENT OF RIDER GCR  
March, 2019  
PREPARED IN ACCORDANCE WITH  
GAS UTILITIES DOCKET NO. 10170

**Part (a) - Mid-Tex Commodity Costs**

Line	(a)	(b)
1	Estimated Gas Cost per Unit:	\$0.30589
2	Estimated City Gate Deliveries:	146,773,900
3	Estimated Gas Cost:	\$44,896,668
4	Lost and Unaccounted For Gas %	2.5932%
5	Estimated Lost and Unaccounted for Gas	\$1,164,260
6	Total Estimated City Gate Gas Cost:	\$46,060,928
7	Estimated Sales Volume:	191,917,380
8	Estimated Gas Cost Factor - (EGCF)	0.24000
9	Reconciliation Factor - (RF):	(0.01309)
10	Taxes (TXS):	0.00000
11	Adjustment - (ADJ):	0.00000
12	Gas Cost Recovery Factor - (GCRF)	0.22691 per Ccf

**Part (b) - Pipeline Services Costs**

Line	(a)	(b)	(c)	(d)	(e)
	<u>Fixed Costs</u>				
13	Fixed Costs Allocation Factors [Set by GUID 10170]	100.00000%	Rate R - Residential	Rate C - Commercial	Rate I - Industrial Service
14	a. Current Month Fixed Costs of Pipeline Services	\$31,146,992	64.3027%	30.5476%	5.1497%
15	b. Plus: Second Prior Month Recovery Adjustment	\$0	20,028,357	9,514,658	1,603,977
16	Net Fixed Costs	\$31,146,992	\$20,028,357	\$0	\$0
	<u>Commodity Costs</u>				
17	a. Estimated Commodity Cost of Pipeline Services	(\$6,980,360)	(4,588,397)	(2,143,258)	(248,705)
18	b. Plus: Second Prior Month Recovery Adjustment	\$0	\$0	\$0	\$0
19	Net Commodity Cost of Pipeline Services	(\$6,980,360)	(\$4,588,397)	(\$2,143,258)	(\$248,705)
20	<b>Total Estimated Pipeline Costs (Line 16 + Line 19)</b>	\$24,166,632	\$15,439,960	\$7,371,400	\$1,355,272
21	Estimated Billed Volumes		73,818,630 Ccf	47,881,920 Ccf	4,869,666 MMBtu
22	Pipeline Cost Factor (PCF) [Line 20 / Line 21]		0.20920 Ccf	0.15390 Ccf	\$0.2783 MMBtu
23	Gas Cost Recovery Factor - (GCRF) [Line 12]		0.22691 Ccf	0.22691 Ccf	\$2.2159 MMBtu
24	Rider GCR		0.43611 Ccf	0.38081 Ccf	\$2.4942 MMBtu
25					Rate I -
					Rate T -

<sup>1</sup> Industrial Service and Transportation are reported in MMBtu. An MMBtu conversion factor of .1024 is used to convert from Ccf.



## CUSTOMER NOTICE

Atmos Energy is continually investing in new facilities as necessary to serve the energy needs of its customers. Atmos Energy is allowed to recover the investment in such facilities on an interim basis pursuant to the Section 104.301 of the Gas Utility Regulatory Act. Accordingly, this is to provide notice that Atmos Energy filed a request for an Interim Rate Adjustment for system investments made during 2018.

The proposed Interim Rate Adjustment will be applicable to gas services under the Atmos Energy's Mid-Tex Division Tariff I and Tariff T agreements for service within the Mid-Tex unincorporated areas and is expected to become effective on April 29, 2019.

If you have any questions, please contact your Atmos Energy Mid-Tex Account Manager from the following list. If you do not know who is your assigned Account Manager please call Jimmy Meade at 214-206-2588.

Mr. Mike Blackburn	(972) 360-4427
Mr. George Long	(972) 964-4107
Mr. Rick Herbelin	(254) 662-7470
Mr. Greg Wade	(972) 485-6227
Mr. Kenn Rhodes	(325) 690-7551
Mr. Walter Roberson	(817) 207-2814

Atmos Energy appreciates the opportunity to provide your natural gas service and thank you for choosing natural gas for your energy requirements.



## CUSTOMER NOTICE OF INTERIM RATE ADJUSTMENT

Pursuant to Texas Utilities Code Section 104.301, the Mid-Tex Division of Atmos Energy Corporation (the “Company”), filed an application for an Interim Rate Adjustment with the Railroad Commission of Texas on February 28, 2019. This proposed Interim Rate Adjustment applies to all customers served by the Company within the unincorporated areas of the Mid-Tex Division and provides for the recovery of additional capital investment incurred from January 1, 2018 through December 31, 2018. The request is for capital investment not included in any previous rate case or rates for service and is subject to refund.

The Company proposes to increase the customer/meter charge used to calculate the customer’s monthly bill by the amount listed below. The proposed Interim Rate Adjustment effective date is April 29, 2019. In accordance with Texas Utilities Code Section 104.101, the increase constitutes a major change in the Company’s rates.

**TABLE 1**

Rate Schedule	Current Customer Charge	Proposed 2018 Interim Rate Adjustment	Adjusted Charge	Increase Per Bill
Rate I – Residential Sales	\$ 784.00 per meter per month	\$ 155.84 per meter per month	\$ 939.84 per meter per month	\$ 155.84
Rate T – Transportation	\$ 784.00 per meter per month	\$ 155.84 per meter per month	\$ 939.84 per meter per month	\$ 155.84

Persons with questions or who want more information about this filing may contact the Company at 1-888-286-6700. A copy of the filing will be available for inspection during normal business hours at the Company’s office at 5400 LBJ Freeway, Suite 1800, Dallas, Texas, 75240 or on the Company's website at [www.atmosenergy.com/MTXtariffs](http://www.atmosenergy.com/MTXtariffs).

Any affected person within the environs may file written comments or a protest concerning this proposed Interim Rate Adjustment with Gas Services, Market Oversight Section, Railroad Commission of Texas, P.O. Box 12967, Austin, Texas 78711-2967. Please reference GUD No. 10822 in your written comment or protest.



February 27, 2019

To The Honorable Mayor and City Council

Re: Update to Atmos Energy Corporation's Rate Schedules R, C, I & T

Dear Mayor and City Council,

Please find enclosed an updated copy of the company's Rate Schedules R, C, I & T. These tariffs are effective March 1, 2019. This filing is for informational purposes only and no action is required on your part.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads "Chris Felan".

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

Enclosures:  
Rate Schedule R- Residential  
Rate Schedule C- Commercial  
Rate Schedule I- Industrial  
Rate Schedule T- Transportation

<b>RATE SCHEDULE:</b>	<b>R – RESIDENTIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 03/01/2019 through 05/31/2019</b>	<b>PAGE:</b>

**Application**

Applicable to Residential Customers for all natural gas provided at one Point of Delivery and measured through one meter.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer's monthly bill will be calculated by adding the following Customer and Ccf charges to the amounts due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Bill	\$ 20.89 per month
Rider CEE Surcharge	\$ 0.03 per month <sup>1</sup>
<b>Total Customer Charge</b>	<b>\$ 20.92 per month</b>
Commodity Charge – All <u>Ccf</u>	\$0.14846 per Ccf

Gas Cost Recovery: Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part (a) and Part (b), respectively, of Rider GCR.

Weather Normalization Adjustment: Plus or Minus an amount for weather normalization calculated in accordance with Rider WNA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Agreement**

An Agreement for Gas Service may be required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

<sup>1</sup>Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2018 67

RATE SCHEDULE:	R – RESIDENTIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
EFFECTIVE DATE:	Bills Rendered on or after 03/01/2019 through 05/31/2019	PAGE:

## Exhibit A

Cities in the Atmos Texas Municipalities Coalition:

AUSTIN	STAR HARBOR
BALCH SPRINGS	TRINIDAD
BANDERA	WHITNEY
BELTON	
BLOOMING GROVE	
BURNET	
CAMERON	
CEDAR PARK	
CLIFTON	
COMMERCE	
COPPERAS COVE	
CORSICANA	
ELECTRA	
FREDERICKSBURG	
GATESVILLE	
GOLDWAITE	
GRANBURY	
GREENVILLE	
GROESBECK	
HAMILTON	
HEATH	
HENRIETTA	
HICKORY CREEK	
HICO	
HILLSBORO	
LAMPASAS	
LEANDER	
LONGVIEW	
MARBLE FALLS	
MART	
MEXIA	
OLNEY	
PFUGERVILLE	
POINT	
PRINCETON	
RANGER	
RICE	
RIESEL	
ROCKDALE	
ROGERS	
ROUND ROCK	
SAN ANGELO	
SANGER	
SOMERVILLE	

<b>RATE SCHEDULE:</b>	<b>C – COMMERCIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 03/01/2019 through 05/31/2019</b>	<b>PAGE:</b>

**Application**

Applicable to Commercial Customers for all natural gas provided at one Point of Delivery and measured through one meter and to Industrial Customers with an average annual usage of less than 30,000 Ccf.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer's monthly bill will be calculated by adding the following Customer and Ccf charges to the amounts due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Bill	\$ 49.68 per month
Rider CEE Surcharge	\$ (0.03) per month <sup>1</sup>
<b>Total Customer Charge</b>	<b>\$ 49.65 per month</b>
Commodity Charge – All Ccf	\$ 0.09165 per Ccf

Gas Cost Recovery: Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part (a) and Part (b), respectively, of Rider GCR.

Weather Normalization Adjustment: Plus or Minus an amount for weather normalization calculated in accordance with Rider WNA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Agreement**

An Agreement for Gas Service may be required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

<sup>1</sup> Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170. Surcharge billing effective July 1, 2018 **69**

<b>RATE SCHEDULE:</b>	<b>C – COMMERCIAL SALES</b>	
<b>APPLICABLE TO:</b>	<b>ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)</b>	
<b>EFFECTIVE DATE:</b>	<b>Bills Rendered on or after 03/01/2019 through 05/31/2019</b>	<b>PAGE:</b>

## Exhibit A

Cities in the Atmos Texas Municipalities Coalition:

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CLIFTON	
COMMERCE	
COPPERAS COVE	
CORSICANA	
ELECTRA	
FREDERICKSBURG	
GATESVILLE	
GOLDTHWAITE	
GRANBURY	
GREENVILLE	
GROESBECK	
HAMILTON	
HEATH	
HENRIETTA	
HICKORY CREEK	
HICO	
HILLSBORO	
LAMPASAS	
LEANDER	
LONGVIEW	
MARBLE FALLS	
MART	
MEXIA	
OLNEY	
PFLUGERVILLE	
POINT	
PRINCETON	
RANGER	
RICE	
RIESEL	
ROCKDALE	
ROGERS	
ROUND ROCK	
SAN ANGELO	
SANGER	
SOMERVILLE	

<b>RATE SCHEDULE:</b>	I – INDUSTRIAL SALES	
<b>APPLICABLE TO:</b>	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
<b>EFFECTIVE DATE:</b>	Bills Rendered on or after 03/01/2019 through 05/31/2019	<b>PAGE:</b>

**Application**

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 3,500 MMBtu per day for all natural gas provided at one Point of Delivery and measured through one meter. Service for Industrial Customers with an MDU equal to or greater than 3,500 MMBtu per day will be provided at Company's sole option and will require special contract arrangements between Company and Customer.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer's monthly bill will be calculated by adding the following Customer and MMBtu charges to the amounts due under the riders listed below:

Charge	Amount
Customer Charge per Meter	\$ 907.67 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.3312 per MMBtu
Next 3,500 MMBtu	\$ 0.2425 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0520 per MMBtu

Gas Cost Recovery: Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part (a) and Part (b), respectively, of Rider GCR.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Curtailment Overpull Fee**

Upon notification by Company of an event of curtailment or interruption of Customer's deliveries, Customer will, for each MMBtu delivered in excess of the stated level of curtailment or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled “Daily Price Survey.”

**Replacement Index**

In the event the “midpoint” or “common” price for the Katy point listed in *Platts Gas Daily* in the table entitled “Daily Price Survey” is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

<b>RATE SCHEDULE:</b>	I – INDUSTRIAL SALES	
<b>APPLICABLE TO:</b>	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
<b>EFFECTIVE DATE:</b>	Bills Rendered on or after 03/01/2019 through 05/31/2019	<b>PAGE:</b>

**Agreement**

An Agreement for Gas Service may be required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company’s Tariff for Gas Service.

**Special Conditions**

In order to receive service under Rate I, Customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
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RANGER	
RICE	
RIESEL	
ROCKDALE	
ROGERS	
ROUND ROCK	
SAN ANGELO	
SANGER	
SOMERVILLE	

<b>RATE SCHEDULE:</b>	T – TRANSPORTATION	
<b>APPLICABLE TO:</b>	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
<b>EFFECTIVE DATE:</b>	Bills Rendered on or after 03/01/2019 through 05/31/2019	<b>PAGE:</b>

**Application**

Applicable, in the event that Company has entered into a Transportation Agreement, to a customer directly connected to the Atmos Energy Corp., Mid-Tex Division Distribution System (Customer) for the transportation of all natural gas supplied by Customer or Customer’s agent at one Point of Delivery for use in Customer’s facility.

**Type of Service**

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate**

Customer’s bill will be calculated by adding the following Customer and MMBtu charges to the amounts and quantities due under the riders listed below:

<b>Charge</b>	<b>Amount</b>
Customer Charge per Meter	\$ 907.67 per month
First 0 MMBtu to 1,500 MMBtu	\$ 0.3312 per MMBtu
Next 3,500 MMBtu	\$ 0.2425 per MMBtu
All MMBtu over 5,000 MMBtu	\$ 0.0520 per MMBtu

Upstream Transportation Cost Recovery: Plus an amount for upstream transportation costs in accordance with Part (b) of Rider GCR.

Retention Adjustment: Plus a quantity of gas as calculated in accordance with Rider RA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF. Rider FF is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Imbalance Fees**

All fees charged to Customer under this Rate Schedule will be charged based on the quantities determined under the applicable Transportation Agreement and quantities will not be aggregated for any Customer with multiple Transportation Agreements for the purposes of such fees.

**Monthly Imbalance Fees**

Customer shall pay Company the greater of (i) \$0.10 per MMBtu, or (ii) 150% of the difference per MMBtu between the highest and lowest “midpoint” price for the Katy point listed in *Platts Gas Daily* in the table entitled “Daily Price Survey” during such month, for the MMBtu of Customer’s monthly Cumulative Imbalance, as defined in the applicable Transportation Agreement, at the end of each month that exceeds 10% of Customer’s receipt quantities for the month.

<b>RATE SCHEDULE:</b>	T – TRANSPORTATION	
<b>APPLICABLE TO:</b>	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
<b>EFFECTIVE DATE:</b>	Bills Rendered on or after 03/01/2019 through 05/31/2019	<b>PAGE:</b>

**Curtailment Overpull Fee**

Upon notification by Company of an event of curtailment or interruption of Customer’s deliveries, Customer will, for each MMBtu delivered in excess of the stated level of curtailment or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled “Daily Price Survey.”

**Replacement Index**

In the event the “midpoint” or “common” price for the Katy point listed in *Platts Gas Daily* in the table entitled “Daily Price Survey” is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

**Agreement**

A transportation agreement is required.

**Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company’s Tariff for Gas Service.

**Special Conditions**

In order to receive service under Rate T, customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

<b>RATE SCHEDULE:</b>	T – TRANSPORTATION	
<b>APPLICABLE TO:</b>	ALL CUSTOMERS IN THE MID-TEX DIVISION IN THE ATMOS TEXAS MUNICIPALITIES COALITION (“ATM”)	
<b>EFFECTIVE DATE:</b>	Bills Rendered on or after 03/01/2019 through 05/31/2019	<b>PAGE:</b>

## Exhibit A

**Cities in the Atmos Texas Municipalities Coalition:**

AUSTIN	SOMERVILLE
BALCH SPRINGS	STAR HARBOR
BANDERA	TRINIDAD
BELTON	WHITNEY
BLOOMING GROVE	
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GRANBURY	
GREENVILLE	
GROESBECK	
HAMILTON	
HEATH	
HENRIETTA	
HICKORY CREEK	
HICO	
HILLSBORO	
LAMPASAS	
LEANDER	
LONGVIEW	
MARBLE FALLS	
MART	
MEXIA	
OLNEY	
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RANGER	
RICE	
RIESEL	
ROCKDALE	
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SAN ANGELO	
SANGER	