

**NOTICE OF REGULAR MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CALVERT MUNICIPAL BUILDING
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, October 9, 2023
5:30 p.m. Workshop Session
6:00 p.m. Regular Session**

(regular session will begin immediately following workshop and may be called to order prior to 6:00 pm)

Notice is hereby given that a regular meeting of the City Council of the City of Lampasas, Texas will be held on Monday, October 9, 2023 in the Calvert Municipal Building located at 302 E Third Street, Lampasas, Texas. The City Council of Lampasas, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed, as authorized by the Texas Government Code sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), 551.087 (economic development), and Section 551.086 (Relating to the authority of public power utility governing bodies to deliberate regarding competitive matters).

WORKSHOP SESSION

1. Call to order Workshop Session
2. Discussion regarding Memorandum of Understanding with Lampasas Trails, regarding establishment and maintenance of the trails at the 580 Complex. *(pgs. 5-12)*
3. Discussion regarding any item on the regular agenda.
4. Adjourn Workshop Session.

REGULAR SESSION

ANNOUNCEMENTS

- A. Call to Order
- B. Invocation and Pledge of Allegiance
- C. Presentations and Proclamations
 - Swearing in Ceremony for Officer Megan Hale

	PUBLIC HEARINGS/CITIZEN COMMENTS	PAGES
1.1	Citizen comments – Any citizen who desires to address the City Council on a matter not included on the Agenda may do so at this time. The City Council may not deliberate on items presented under this Agenda Item.	N/A
1.2	Citizen comments- Any citizen who desires to address the City Council on a matter that is included on the Agenda may do so at this time.	N/A
1.3	Public hearing to receive citizen comments regarding action to repeal Ordinance 1696 of the City of Lampasas Code of Ordinances, Chapter 50, Article II “Curfew for Minors,” repealing any inconsistent provisions; and providing an effective date per H.B 1819, Sec. 370.007. Juvenile Curfews Prohibited.	13-16

2.0	MINUTES	PAGES
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2.1	Discussion and possible action concerning approval of minutes of the Regular Meeting held on September 25, 2023	17-28
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3.0	CONSENT AGENDA	PAGES
3.1	Discussion and possible action regarding purchases and charges in excess of \$4,000 from September 1, 2023-September 30, 2023.	29-34
3.2	Discussion and possible action regarding August 2023 Investment Report	35-53

4.0	BOARDS/DEPARTMENT REPORTS	PAGES
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5.0	ROUTINE MATTERS	PAGES
5.1	CITY MANAGER'S OPERATIONAL REPORT <ul style="list-style-type: none"> • Airport • Police Update • Community Lunch • Year End • Hostess House • Boots and Blazers • Water Scope 	54-58
5.2	MAYOR'S COMMENTS	N/A

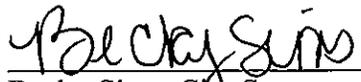
6.0	UNFINISHED BUSINESS	N/A
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	NEW BUSINESS	PAGES
7.1	Discussion and possible action regarding the first reading of an Ordinance to repeal Ordinance 1696 of the City of Lampasas Code of Ordinances, Chapter 50, Article II "Curfew for Minors", repealing any inconsistent provisions; and providing an effective date per H.B 1819, Sec. 370.007. Juvenile Curfews Prohibited.	59-60
7.2	Discussion and possible action regarding Memorandum of Agreement between the City of Lampasas and Lampasas County Chamber of Commerce and Visitor Center for the Solar Eclipse Event in April 2024.	61-66
7.3	Discussion and possible action regarding Resolution to nominate individuals for Lampasas Central Appraisal District (LCAD) Board of Directors.	67-72
7.4	Discussion and possible action regarding approval of agreement with H & H Tree Service to install and remove Christmas lights at WM Brook Park in the amount of \$30,000.00 to be disbursed in three (3) installments.	73-76
7.5	Discussion and possible action concerning the approval of a bid from Silsbee Toyota in the amount of \$49,751.00 for a 2024 Toyota Tundra Crew Max SR 4x2 to replace a 2004 Chevrolet 1500 pickup for the Water/Wastewater Operations Supervisor.	77-78
7.6	Discussion and possible action to consider a variance as defined in the City of Lampasas Code of Ordinances, Chapter 22 Businesses, Article II, Alcoholic Beverages, Sec. 22-33, sales near churches, schools or hospitals, for Alamo Coffee, at the proposed location of 401 S. Key Avenue to sell beer and wine within 300 ft of a church, private school, public school, or public hospital.	79-86
7.7	Discussion and possible action regarding the reappointment of Bob Caughron and Danielle Shepard to the Zoning Board of Adjustment Board.	87-88

7.8	Discussion and possible action to reappoint Robin Gradel, Shane Jones and Tasha Bates to the Parks and Recreation Advisory Board.	89-90
7.9	Discussion and possible action to reappoint Sheryl Hausmann, Lucy Walker, Judy Lansford and Susan Browder to the Library Advisory Board.	91-92
7.10	Discussion and possible action to reappoint Richard Procter to the Construction Board of Adjustment and Appeal Board.	93-94

Adjourn

I, Becky Sims, 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 3 day of October 2023 at 10:45A



 Becky Sims, City Secretary

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City Manager

ITEM NO. _____ WORKSHOP-2

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

Subject:

Discussion regarding Memorandum of Understanding with Lampasas Trails, regarding establishment and maintenance of trails at the 580 Complex.

Requested By: Ryan Ward, ACM

Submitted By: Ryan Ward, ACM

Date Submitted: October 2, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

N/A

Attachments:

Summary Statement:

The attached Memorandum of Understanding (MOU) is to establish a general framework of cooperation between the City of Lampasas and the Lampasas Trails Mountain Bike Organization, a 501(c) nonprofit organization in Lampasas, Texas, for the purpose of establishment, improvement and maintenance of multi-purpose trails on City owner property at the 580 Sports Complex in Lampasas, Texas. Establishing responsibilities between the City and the Lampasas Trails organization will ensure success and allow for obtainable expectations between both parties.

Recommendation:

Discussion Only

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is made by and between the City of Lampasas, Texas, a municipal corporation situated in Lampasas County, Texas ("City"), and Lampasas Trails, a 501(c) nonprofit organization ("Lampasas Trails") located in Lampasas, Texas.

RECITALS

WHEREAS, the City owns the property located at 2351 Farm to Market 580 that has been dedicated as the 580 Sports Complex, a City of Lampasas Park ("Park" or "Property"), Lampasas, Texas, within the incorporated boundary of the City; and

WHEREAS, Lampasas Trails desire to make improvements to the Property lying in parts of the one-hundred and twelve (112) acres of the Park; situated in the south, west and east portions of the established rodeo arena; and

WHEREAS, the City and Lampasas Trails desire to work together to facilitate the improvements in accordance with the general terms and conditions outlined below.

NOW THEREFORE, the City and Lampasas Trails agree as follows:

Section 1. Purpose. This Memorandum of Understanding ("MOU") is to establish a general framework of cooperation between the City, and Lampasas Trails, for the purpose of establishment, improvement and maintenance of multi-purpose trails on the Property, as approved by the City and Lampasas Trails.

Section 2. Understanding. Lampasas Trails desires to improve a portion of the Park to provide improved trails as noted on the Trail Plan attached as Exhibit "A". The City agrees to allow Lampasas Trails to establish, improve and maintain trails at their sole expense, as agreed hereunder:

Lampasas Trails Responsibilities:

1. Provide to the City, for approval, a Trail Plan for the Park consistent with the planned ability level of trail segments in accordance with the International Mountain Bike Association (IMBA) guidelines.
2. Provide and supervise volunteers in the construction of approved Trail Plan and approved alignment changes, if necessary.
3. Provide all tools, equipment, and manpower for establishment and maintenance of trails.
4. Assure all Technical features and alignment changes conform to IMBA guidelines and be approved by the City Train and supervise volunteers in appropriate construction and safety techniques in accordance with IMBA guidelines.
5. Identify a crew leader for work days.
6. Coordinate work schedule and communicate work day information to the City.

7. Provide Quality Control by inspecting and documenting work of Lampasas Trails volunteers.
8. Ensure that all volunteers have received training in trail inspection and maintenance responsibilities.
9. Lampasas Trails volunteers are authorized to sculpt and/or remove downed trees found on the trails within guidelines provided by the City.
10. Communicate to the City in the event that Lampasas Trails is unable to safely and promptly address an identified issue that may create an unsafe situation,
11. Assure that only Lampasas Trail volunteers with training and knowledge of City imposed tree pruning guideline operate chainsaws. Chainsaw operators shall be identified and documented before any trail maintenance is performed.
12. No live standing trees of native species over 4 inches (except Oak trees, which shall be at 2 inches or greater) in diameter will be cut without first receiving approval from the City.
13. Brush and small trees that are cut should be scattered at least 10 feet off the trail and lopped up so that no portion extends more than 3 feet above the ground.
14. Large trees up to 12 inches in diameter that fall across the trail may be cut to clear passage for the bike trail but the remaining portions of the trees should be left in place provided it's safe to do so.
15. Prior to making any trail alignment changes, Lampasas Trails shall submit recommendations to the City for approval. Changes that do not need City approval are within 10 feet of the existing trail centerline and shorter than 50 feet in length.
16. Recommend to the City for consideration the types and locations for cautionary and informational signs and kiosk. Assist with installation of signage and kiosk if necessary.
17. Provide and install trail markers. Provide trail map and information for kiosk.
18. Lampasas Trails may not interfere with City operations.
19. Perform work as needed to remove unauthorized trails if necessary.
20. Lampasas Trails agrees that the City at its sole discretion may have the need to install or improve public infrastructure located in and around the proposed trail system, which could result in the disruption or removal of certain portions of trail. The City will attempt to mitigate any disruption to the best of its ability; and
21. Lampasas Trails agrees that the City shall not be financially or legally responsible to maintain, replace, or repair the all or portions of the trail system, should circumstances requiring repair, maintenance or other such work occur: and
22. Lampasas Trails assumes all risks, which may arise because of Lampasas Trails occupation and/or use of the trails.

City Responsibilities:

1. To review and approve implementation plans for the proposed trails at the Park
2. Allow trail maintenance and re-routes (following IMBA guidelines as set forth in the book published by IMBA entitled Trail Solutions: IMBA Guide to Building Sweet Single Track), as may be amended from time to time provided that notice of such amendments shall be provided in writing.
3. Consider Lampasas Trails recommendation for parking area and designate parking area for trail users.
4. Consider Lampasas Trails recommendations and provide informational and cautionary signage.

Section 2.5 Miscellaneous

Non-Performance In the event Lampasas Trails fail to establish, improve and maintain trails, or any portion of trails for, the term of this Agreement, the City may repurpose the areas of the trail, that remain not established, maintained or improved, without any further notice.

Non-exclusive use. Lampasas Trails understand the Park has been improved for public use, and that the use of trails at the Park is Non-exclusive, and subject to other uses by the public, and uses as approved by the City.

Section 3. Legal Effect of MOU. The City and Lampasas Trails, understand and agree that this MOU constitutes a legal agreement between the parties and shall bind the parties to the terms of the agreement.

Section 4. Term. The term of this MOU will commence on the execution date hereof and shall remain in effect as long as the improvements on said property remain in substantially the location set forth on the Trail Layout Plan or upon a written notice, thirty (30) days prior to termination, by either party.

Section 5. Relationship of Parties. The parties shall not be deemed in a relationship of partners or joint ventures by virtue of this MOU, nor shall either party be an agent, representative, trustee or fiduciary of the other. Neither party shall have any authority to bind the other to any agreement. This MOU is not assignable or transferable by either party without the other party's written consent.

Section 6. Amendments. Any amendments of this MOU must be in writing and approved by both parties.

Section 7. Applicable Law. This Agreement is made and shall be construed and interpreted under the laws of the State of Texas and exclusive venue for any claim, dispute, lawsuit or other legal proceeding arising out of this Agreement shall lie in Lampasas County, Texas.

Section 8. Dispute Resolution. The Parties understand that the City operates the Park in trust for the public, any disputes shall be resolved by consultation with the City and Lampasas Trails.

Section 9. Severability. In the event that any provision of this Agreement is illegal, invalid, or unenforceable under present or future laws, then and in that event it is the intention of the Parties hereto that the remainder of this Agreement shall not be affected thereby, and it is also the

intention of the Parties to this Agreement that in lieu of each clause or provision that is found to be illegal, invalid, or unenforceable, a provision be added to this Agreement which is legal, valid and enforceable and is as similar in terms as possible to the provision found to be illegal, invalid, or unenforceable.

Executed and effective this _____ day of _____ 2023.

City of Lampasas, Texas

By: _____
Finley deGraffenried, City Manager

ATTEST:

By: _____
Becky Sims, City Secretary

STATE OF TEXAS

COUNTY OF LAMPASAS

The foregoing instrument was acknowledged before me this _____ day of _____ 2023, by Finley deGraffenried, known to me to be the City Manager of the City of Lampasas, Texas.

Notary Public

My Commission expires: _____

Lampasas Trails

By: _____
Rob Shivers, President

STATE OF TEXAS.

COUNTY OF LAMPASAS.

The foregoing instrument was acknowledged before me this _____ day of _____ 2023, by Rob Shivers, President of Lampasas Trails, a 501(c) nonprofit organization, on behalf of said entity.

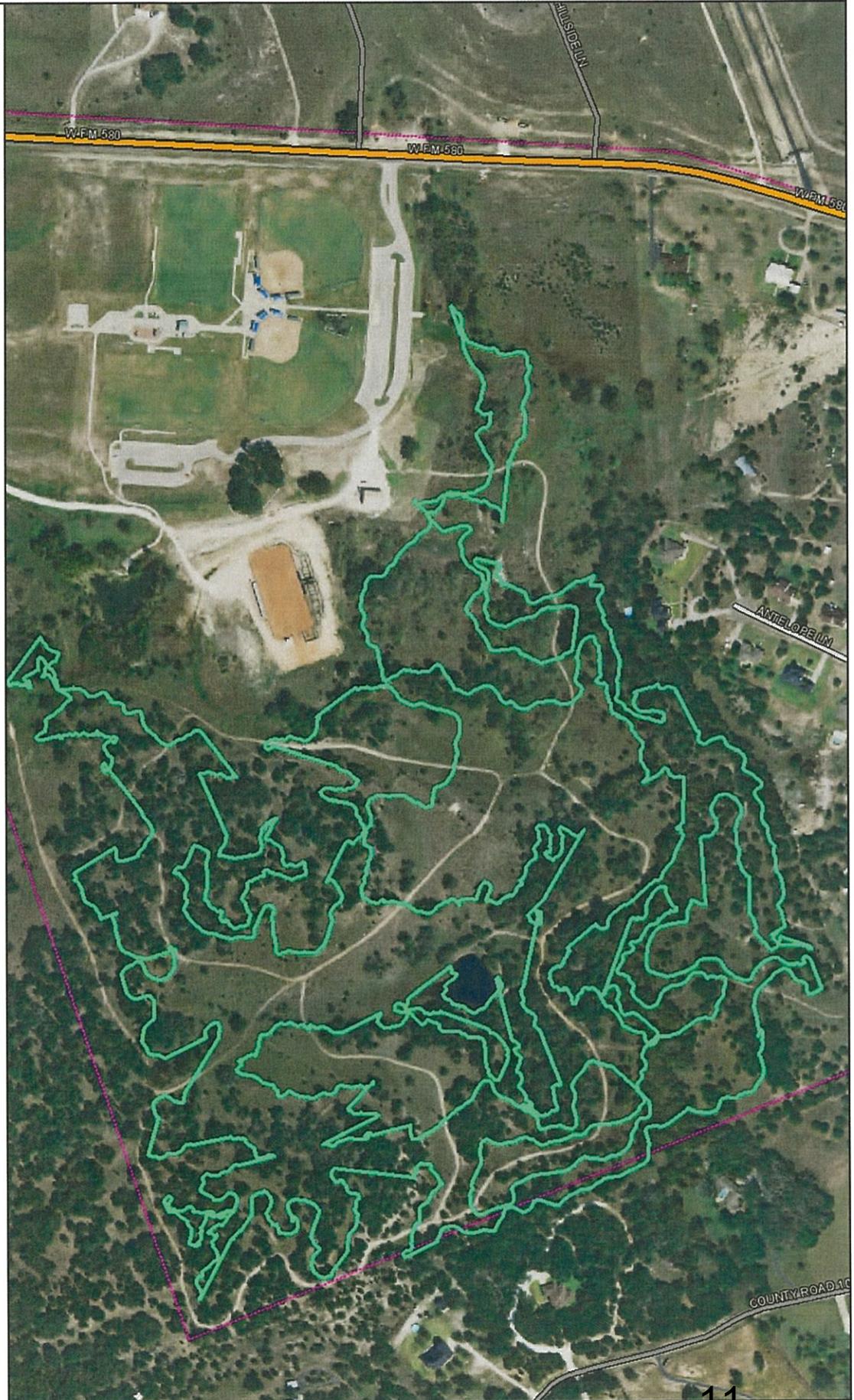
Notary Public

My Commission expires: _____

EXHIBIT A "Proposed Trails"

Proposed Trails

-  Proposed Bike Trails
-  US Hwy
-  FM Road
-  City Street Labels
-  City Streets
-  County Road
-  Private Road
-  TxRRC Railroad
-  Extra-territorial Jurisdiction
-  City Limits



Data displayed were gathered by the City of Lampasas for municipal purposes. No guarantee is made regarding suitability for any other use or purpose.



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City Manager

ITEM NO. 1.3

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

Subject:

Public hearing to receive citizen comments relating to repealing Ordinance 1696, Lampasas Code of Ordinances, Chapter 50, Offenses, Article II "Curfew for Minors", Lampasas Texas, Lampasas County repealing any inconsistent provisions; providing an effective date per H.B 1819, Sec. 370.007. Juvenile Curfews Prohibited.

Requested By: Becky Sims, City Secretary

Submitted By: Becky Sims, City Secretary

Date Submitted: October 2, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

Attachments: HB 1819 Data

Summary Statement:

This item has been placed on the agenda per House Bill (H.B.) 1819, Sec 370.007, Juveniles Curfew Prohibited.

Recommendation:

Discussion only

Stage 1 Filed 2/3/2023	Stage 2 Out of House Committee 4/11/2023	Stage 3 Voted on by House 5/4/2023	Stage 4 Out of Senate Committee 5/10/2023	Stage 5 Voted on by Senate 5/17/2023	Stage 6 Governor Action 6/9/2023	Stage 7 Bill Becomes Law *See below.
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Legend

- Indicates bill passed stage
- Indicates bill has not reached stage
- Indicates bill failed to complete stage

Helpful Links

- [Legislative process](#)
- [Introducing a bill](#)
- [Referral to a committee](#)
- [Committee reports](#)
- [Floor action](#)
- [Governor's action](#)
- [Effective date](#)
- [Legislative glossary](#)

- Stage 1 Bill filed by Cook on 2/3/2023.
- Stage 2 Bill reported out of House committee on Youth Health & Safety, Selected with vote of 8 Ayes, 1 Nays, 0 Present Not Voting, 0 Absent.
- Stage 3 Bill passed the House.
- Stage 4 Bill reported out of Senate committee on Jurisprudence with vote of 5 Ayes, 0 Nays, 0 Present Not Voting, 0 Absent.
- Stage 5 Bill passed the Senate.
- Stage 6 Bill signed by the Governor.
- Stage 7 Bill becomes law. Effective on 9/1/23.

What Went Away

- H.B. 1819 – Amends the Family Code, in particular:
 - SECTION 6. Chapter 370, Local Gov’t Code, is amended by adding Section 370.007 to read as follows:
 - Sec. 370.007. JUVENILE CURFEWS PROHIBITED.
 - (a) Notwithstanding any other law, a political subdivision may not adopt or enforce an order, ordinance, or other measure that imposes a curfew to regulate the movements or actions of persons younger than 18 years of age.
 - (b) This section does not apply to a curfew implemented under Chapter 418, Government Code, for purposes of emergency management.

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**MINUTES OF REGULAR MEETING OF THE GOVERNING BODY
OF THE CITY OF LAMPASAS, TEXAS
CALVERT MUNICIPAL BUILDING
CITY COUNCIL CHAMBERS
302 E THIRD STREET
Monday, September 25, 2023
5:30 p.m. Workshop Session
6:00 p.m. Regular Session**

ITEM 2.1

(regular session will begin immediately following workshop and may be called to order prior to 6:00 pm)

The City Council of the City of Lampasas met in Regular Session on the above date and time with Mayor Pearce presiding.

Council Members Present:

Zac Morris
Eric Hernandez
Chuck Williamson
Charlie Pratus

City Staff Present:

Finley deGraffenried, City Manager
Becky Sims, City Secretary
Yvonne Moreno, Finance Director
Monica Wright, IT Director
Ryan Ward, ACM
Jody Cummings, Police Chief
Joe Adams, Assistant Fire Chief
Stacey Ybarra, EDC Director

Council Members Absent:

Davis Keele
Cathy Kuehne

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

1. Call to order Workshop Session

Mayor Pearce opened the workshop session at 5:30 p.m.

2. Discussion regarding scope of Water Assessment Project

Finley deGraffenried, City Manager reviewed the memo outlining the project scope envisioned by Staff to obtain feedback and direction from Council. \$50,000.00 has been allocated in the City's FY 2023-2024 Budget for the assessment, however; precise costs will be identified through a formal proposal from the identified or procured professional consultant or engineering firm.

Staff envisions the Scope would include the investigation, and broad overview, of options the City could consider for further investigation of a new water source. In preparing the Scope, initially, staff offers questions that could be answered through the consultant's deliverable report or White Paper, to help Council understand issues, options, and that identifies possible solutions. Staff seeks Council input first on the desired end result of the White Paper:

The Report will provide City Council with viable options for alternative and supplemental water sources, and will include quantities and capacities, anecdotal costs (if available), pros and cons of sources, and outline of next steps in study or implementation.

Other considerations, and specific questions, the White Paper could answer might include:

- *What is the treatable quality of surface water in Sulphur Creek?*
- *What treatment technology is available based on the water quality in Sulphur Creek?*
- *What capacity is available, for finished water, based on the City's water rights and historical flows in Sulphur Creek?*
- *If the treatment technology for Sulphur Creek results in a waste stream, what is the likely allowable means for disposal, land application, or reintroduction of the waste stream?*

- *What is the anecdotal capital and O&M cost of the identified surface water treatment technology in \$/1000 gallons?*
- *What ground water, major and minor aquifer, sources are available in the Lampasas area?*
- *What is the capacity and treatable quality for finished water in local aquifers?*
- *What treatment technology is available for the identified aquifer(s)?*
- *What is the anecdotal capital and O&M cost of the identified ground water treatment technology in \$/1000 gallons?*
- *What are the regulatory requirements and challenges of blending either surface water or ground water with our current water supply source?*
- *Are there other sources of water the City could consider?*
- *What are the next steps, recommendations, the City should consider in investigating and implementing an alternative and supplemental water source?*

By consensus, Council is in agreement with questions, preliminary direction of assessment and the request for services obtained through professional qualifications. Staff will reach out to local firm on recommendations and discussions on project scope and to identify professional firms with this type of expertise.

3. Discussion regarding any item on the regular agenda

There was no discussion

4. Adjourn Workshop Session

The workshop session adjourned at 5:47 p.m. and Council went directly into Regular Session.

REGULAR SESSION

ANNOUNCEMENTS

A. Call to Order

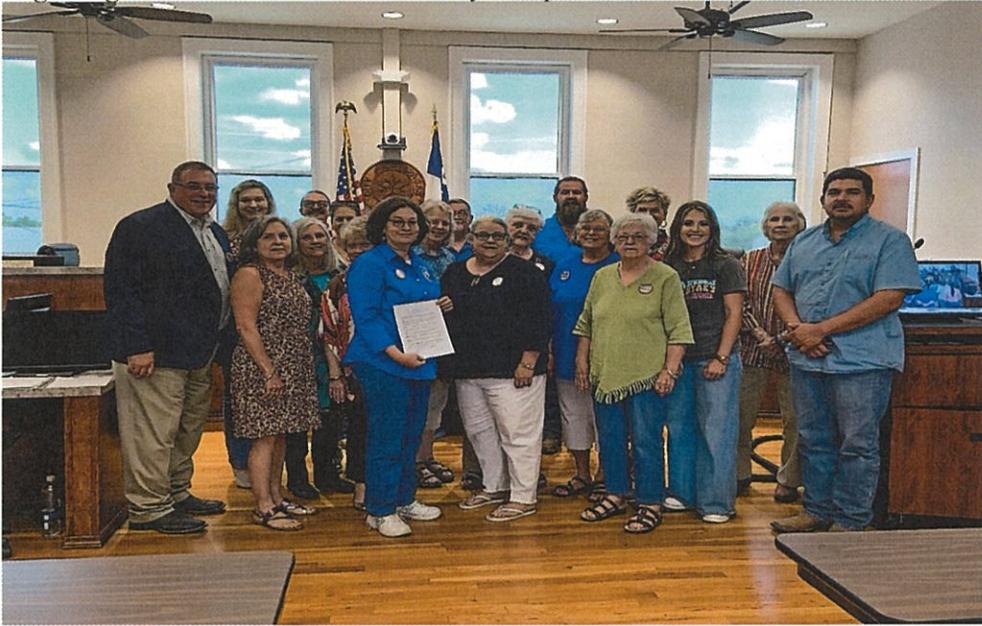
Mayor Pearce called the Regular Session to order at 5:47 p.m.

B. Invocation and Pledge of Allegiance

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

C. Presentations and Proclamations

Proclamation recognizing "GFWC National Service Day"- September 30, 2023



Proclamation recognizing "Love Thy Neighbor Day"- October 5, 2023



Proclamation recognizing “Fire Prevention Week” October 8-14, 2023



	PUBLIC HEARINGS/CITIZEN COMMENT
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.

Mr. Nathan Cairl addressed City Council advising that he has not received a response from LCAD regarding his dispute, no contact information for board members and is asking that Council take no action on nominating board members.

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

2.0	MINUTES
2.1	Discussion and possible action concerning the approval of minutes of the Special Meeting held on September 6, 2023.

Council member Pratus moved to approve the minutes as presented; the motion was seconded by Council member Williamson and with a unanimous vote, the motion carried. (Keele and Kuehne absent)

2.2	Discussion and possible action concerning the approval of minutes of the Regular Meeting held on September 11, 2023.
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Council member Pratus moved to approve the minutes as presented, the motion was seconded by Council member Williamson, with Mayor Pro Tem Morris abstaining, the motion carried. (Keele and Kuehne absent)

3.0	CONSENT AGENDA
3.1	Discussion and possible action to approve the second reading of an Ordinance for a Specific Use Permit to allow the sale of portable buildings in an area zoned Commercial, described as 1 acre, Abstract 0042, John Burleson Survey, commonly known as 615 Central Texas Expressway Lampasas, Texas Lampasas County.
3.2	Discussion and possible action to approve the second reading of an Ordinance for a Specific Use Permit to allow for a daycare in an area zoned Retail, described as approximately ±3 acres, Lots 1 & 2, Block 58, AH Barnes Addition, commonly known as 808 S Western Ave. Lampasas, Texas Lampasas County.
3.3	Discussion and possible action to approve the second reading of an Ordinance to amend the Lampasas Code of Ordinances, Zoning Regulations to consider Single Family Residential-10 "SF-10" Zoning Classification for Hillside Acres Subdivision, 36.76 acres located in Lampasas, Texas Lampasas County.
3.4	Discussion and possible action to approve the second reading of an Ordinance to amend the Lampasas Code of Ordinances, Zoning Regulations to consider Single Family Residential-10 "SF-10" Zoning Classification for Hidden Oaks Subdivision, 4.00 acres located in Lampasas, Texas Lampasas County.
3.5	Discussion and possible action to approve the second reading of an Ordinance to rezone 12.74 acres of land out of the James Easley Survey, ABST No. 0185, Lampasas, Texas, Lampasas County owned by Ronald and Debra Kuker from Agriculture to Multi Family-2 Apartments.
3.6	Discussion and possible action regarding approval of the second reading of an Ordinance to improve intersection at Fourth and Spring Street to amend City of Lampasas Code of Ordinances Chapter 78-Traffic and Vehicles, Article II. Specific Street Regulations, Division 2- Stop Intersections, Sec 78.61. by adding this intersection as an additional All-Way Stop in the City of Lampasas.

Council member Pratus moved to approve the consent agenda as presented, the motion was seconded by Council member Williamson, with a unanimous vote, the motion carried. (Keele & Kuehne absent)

4.0	BOARDS/DEPARTMENT REPORTS
4.1	<p>Stacey Ybarra, LEDC Director provided the annual LEDC report:</p> <p><u>PURPOSE OF EDC</u></p> <ul style="list-style-type: none"> • Texas Legislature adopted Development Corporation Act in 1979 <ul style="list-style-type: none"> ◦ Gives cities ability to finance new and expanded business enterprises in their local communities through economic development corporations (EDCs) • Primary jobs - A primary job is one at a company that exports a majority of its products or services to markets outside the local region, infusing new dollars into the local economy. • Type A – Industrial Projects (business infrastructure, manufacturing, research and development) • Type B – Industrial Projects and parks, museums, sports facilities and affordable housing <p><u>HISTORY</u></p> <ul style="list-style-type: none"> • Passed October 1, 1998 • Type B • .0025 cent • For every dollar spent in Lampasas, the EDC gets a quarter cent <p><u>TEAM</u></p> <ul style="list-style-type: none"> • Executive Economic Development Director, Finley deGraffenried • Economic Development Director, Stacey Ybarra • City Employees

OUR MISSION AND PARTNERS

We strive to balance innovation with tradition, fostering both new opportunities and our community's enduring charm.

LEDC BOARD

Misti Talbert, President

Steve Hudson, Vice President

Roland Schaub- Secretary

TJ Monroe- Board Member

Ryan Shahan- Board Member

Sid Ball- Board Member

Fin Erwin- Board Member

FY24 BUDGET REVIEW

EDC & Chamber Partnership

- Chamber: The Gardener
 - Nurtures the business environment, tending to its needs and ensuring it grows healthily, like a gardener caring for individual plants.
- EDC: The Landscaper
 - Designs and promotes the overall economic vision, just as a landscaper plans and beautifies an entire garden or property.

Together, they cultivate a flourishing economic landscape for the community.

Chamber of Commerce: The Gardener

Role: Taking Care of Individual Businesses.

- Functions:
 - Listening & Observing: Keeping a pulse on businesses through networking meetings.
 - Speaking Up: Pushing for a business-friendly environment.

EDC: The Landscaper

Role: Planning the Big Picture of Economic Growth.

- Functions:
 - Setting the Foundation
 - Helping Businesses Grow
 - Showing Off Our Community
 - Bringing in New Businesses

Reviewed Lead Generation Sources

Reviewed Engagement Process

Council discussion included:

- Marketing Efforts for Business Park
- Responding to prospect leads from the Governors Office
- Incentive Packages

5.0	ROUTINE MATTERS
5.1	City Manager's Operational Report

City Manager deGraffenried reviewed his report:

- Water As reported previously to Council, staff is expecting a draft, temporary, agreement to review next week for the purchase of treated water from Kempner Water Supply Corporation (“KWSC”). The agreement, if approved by both parties, will provide additional contingency in the event water delivery is curtailed, in part, due to low lake levels. The agreement, one of several contingencies our water suppliers to the east are working on, would allow the direct purchase of water from KWSC, which is not allowed by our current contract. Staff have asked counsel to draft the agreement based on a specific, temporary timeframe, and that the agreement expressly not relieve any party to the Wholesale Water Contracts from their obligations to *keep facilities in good condition to deliver contracted quantities (of water) to the (City’s) point of delivery*. Staff will circulate the draft after review. Staff also met with representatives from KWSC and Central Texas Water on September 21st where somewhat, more optimistic news was shared. Central Texas improvements in the next two weeks should provide additional capacity to meet the City’s demand, however; until lake levels return to more normal levels, conservation is key.
- LCRA Luncheon The City has received an invitation for the Annual State of LCRA Luncheon on October 24, 2023. Phil Wilson, and I assume his staff members, will provide updates to attendees on the work of LCRA. The event will be held in Horseshoe Bay at Quail Point Lodge. RSVP’s and transportation can be coordinated through Becky Sims, if there is individual interest.
- LEDC The Lampasas Economic Development Corporation met on September 20th with an agenda including: Business Park signage and Real Estate advertising, review of incentive guidelines and principles, and Financial Report. Staff updates included a re-cap of the Mineral Wells tour, Music Friendly designation, and a Networking and Event survey. Additionally, the LEDC recommended T.J. Monroe for appointment to the Airport Planning Committee.
- STR Becky has continued to gather information on Short Term Rentals (“STR”) in the event Council wishes to take a more comprehensive approach to regulation. To that end, she will also participate in a Bojorquez Municipal Law Firm’s presentation specifically addressing concerns and necessary resources in order to administer regulations. The webinar, entitled, *Love, Hate or Regulate*, will be conducted November 3rd, and should provide additional information for Council assessment and consideration.
- Called Meeting Staff reminds Council of a Special Called meeting on October 16th with the City Attorney to review meeting management, protocols and decorum. The meeting will begin at 5:30 in the Calvert Building. While we have JC here, if you would like to have other topics discussed, please let staff know.
- Christmas on the Creek Chris reports, that after visiting with the City’s installation contractor and reviewing inventory, a modified display will be required this year. Due to the condition of lights and strands, trees will be draped on the south side of the creek, with ground displays placed on the north side of the creek. This may also provide the opportunity to drape additional trees. The Christmas on the Creek Committee was briefed on the status of lighting and the plan, and have endorsed the display modification for the coming season. Staff and the Committee plan to review off-season discounts to possibly supplement inventory.

- South 281 Pre-Con** Ryan Ward attended the recent preconstruction meeting in Brownwood on September 14th with contractors and TxDOT staff regarding the South 281 road improvements. Ryan reports that the original kick-off date was mid-September, however; due to the timing of utility relocations, including the City and Atmos, the start of construction was postponed until mid-October. Ryan pointed out the sensitivity of the entrance, and stone monuments, at the Hostess House and reminded attendees of the total eclipse this coming April. The target date for completion is April or May 2025.
- Mineral Wells** Stacey and City and EDC representatives toured Mineral Wells on September 18th and had the opportunity to visit with staff and local officials regarding their tourism growth and improvements in their economic base through downtown investments. The group heard testimony regarding Mineral Wells coordinated approach, and co-location, of their EDC, Tourism Office and Chamber of Commerce. Recent capital investment, through investor groups, has also aided their improvements to the Crazy Water Hotel and the Baker Hotel. Stacey is planning to debrief the meeting with interested parties on Monday, September 25th at 10:00 a.m.
- Staff** Staff takes the opportunity to recognize the following employees who began their City of Lampasas careers in September: Fidel Morua, 19 years; Kristy Acevedo, 6 years; Thomas Kelley, 7 years; Bart Baker, 1 year; Garrett Bradley, 7 years; Steven Knowlton, 2 years; Christopher Coronado, 1 year; Jody Cummings, 31 years; Vicki Tower, 7 years; Carlos Rodriguez, 2 years; Monica Wright, 18 years; Trevor Johnstone, 1 year; Allyanna Corcoran, 1 year; Jacob Loeve, 1 year; Tania Baines 7 years.
- Eclipse** Staff continues to prepare and push marketing based on Council directive. Stacey has prepared, based on staff input, the attached information related to camping, registration, events, preparation, and safety. Staff has also discussed additional public information related to possible disruptions, congestion and retail availability. From the Town Hall meeting in April, upcoming exercises and meeting dates were identified as:
- Table Top Exercise- November 2023
 - After Action Review - November 2023
 - Solar Eclipse Drill - February 2024
 - After Action Review - February 2024
 - Town Hall - March 2024
- Staff can also include an additional Town Hall meeting if Council feels that it would be helpful.
- Development Meeting** Staff has determined the date for a Development meeting with area builders, real estate professionals, and professional trades as October 11th. The meeting will be held at the Calvert Building starting at 9:00 a.m. The intent of the meeting is to seek input regarding permitting, inspection and the development process with our stakeholders. Staff will also include any updates to Codes or laws impacting the process.

5.2	MAYOR'S COMMENTS
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The Mayor had no comments at this evening's meeting.

6.0	UNFINISHED BUSINESS
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There was no unfinished business.

7.0	NEW BUSINESS
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7.1	Discussion and appointment of Council member to serve on Airport Planning Committee.
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Council member Hernandez moved to appoint Council member Keele to the Airport Planning Committee, the motion was seconded by Council member Pratus and with a unanimous vote, the motion carried. (Keele and Kuehne absent)

7.2	Discussion and appointment of Airport Advisory Board Members, Staff and Community Members to Airport Planning Committee.
-----	--

Council member Hernandez moved to appoint Ken Cattles, Robert Lansford, Mike Watson, TJ Monroe, Jason Pfaltzgraff and Davis Keele to the Airport Planning Committee, the motion was seconded by Mayor Pro Tem Morris and with a unanimous vote, the motion carried. (Keele and Kuehne absent)

7.3	Discussion regarding appointment of alternate board member to the Airport Advisory Committee.
-----	---

Mayor Pro Tem Morris moved to appoint Dale Kemp as an alternate member on the Airport Advisory Board, the motion was seconded by Council member Pratus and with a unanimous vote, the motion carried. (Keele and Kuehne absent)

7.4	Discussion and possible action concerning the second reading of an Ordinance approving and adopting a Budget for operating the Municipal Government of the City of Lampasas for the fiscal year beginning on October 1, 2023 and ending on September 30, 2024; appropriating money for the various funds and purposes of such budget including appropriations of money to pay interest and principal sinking fund requirements on all indebtedness; providing a severability clause; providing a repealer clause for the repeal of all Ordinances and appropriations in conflict with the provisions of this Ordinance; and establishing an effective date.
-----	---

Council member Pratus moved to approve the second reading of an Ordinance approving and adopting a Budget for operating the Municipal Government of the City of Lampasas for the fiscal year beginning on October 1, 2023 and ending on September 30, 2024; appropriating money for the various funds and purposes of such budget including appropriations of money to pay interest and principal sinking fund requirements on all indebtedness; providing a severability clause; providing a repealer clause for the repeal of all Ordinances and appropriations in conflict with the provisions of this Ordinance; and establishing an effective date, the motion was seconded by Mayor Pro-Tem Morris and with a unanimous vote, the motion carried. (Keele and Kuehne absent)

Roll Call Vote

*Council member Williamson- Yea
Council member Pratus-Yea
Mayor Pro-Tem Morris- Yea
Mayor Pearce- Yea
Council member Hernandez- Yea*

*Council member Kuehne-absent
Council member Keele- absent*

7.5	Discussion and possible action regarding the second reading of an Ordinance to approve tax rate for the City of Lampasas upon all property subject to taxation within the City of Lampasas, Texas for the 2023 Tax Year for the use and support of the Municipal Government of the City of Lampasas for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024; apportioning said levy amount the various funds and items for which revenue must be raised including providing a sinking fund for the retirement of the bonded debt of the City.
-----	---

Mayor Pro Tem Morris moved to approve the second reading of an Ordinance to approve tax rate for the City of Lampasas upon all property subject to taxation within the City of Lampasas, Texas for the 2023 Tax Year for the use and support of the Municipal Government of the City of Lampasas for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024; apportioning said levy amount the various funds and items for which revenue must be raised including providing a sinking fund for the retirement of the bonded debt of the City, the motion was seconded by Council member Pratus and with a unanimous vote, the motion carried. (Keele and Kuehne absent)

Roll Call Vote

Council member Williamson- Yea

Council member Pratus-Yea

Mayor Pro-Tem Morris- Yea

Mayor Pearce- Yea

Council member Hernandez- Yea

Council member Kuehne-absent

Council member Keele- absent

7.6	Discussion and possible action regarding Ratifying the Property Tax Revenue Increase reflected in the Fiscal Year 2023-2024 Budget
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Council member Pratus moved to approve ratifying the Property Tax Revenue Increase reflected in the Fiscal Year 2023-2024 Budget, the motion was seconded by Council Williamson and with a unanimous vote, the motion carried. (Kuehne and Keele absent)

Roll Call Vote

Council member Williamson- Yea

Council member Pratus-Yea

Mayor Pro-Tem Morris- Yea

Mayor Pearce- Yea

Council member Hernandez- Yea

Council member Kuehne-absent

Council member Keele- absent

7.7	Discussion and possible action regarding Resolution to cast votes for Lampasas Central Appraisal District (LCAD) Board of Directors.
-----	--

There was no action taken this evening, this item will be placed on the October 9, 2023 agenda for Council consideration.

Adjourn- Mayor Pro Tem Morris moved to adjourn at 7:08 p.m., the motion was seconded by Council member Williamson and with a unanimous vote, the motion carried. (Kuehne and Keele absent)

PASSED AND APPROVED this _____ day of _____, 2023.

Herb Pearce, Mayor

ATTEST

Becky Sims, City Secretary

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City Manager

ITEM NO. 3.1

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

Subject:

Discussion and Possible Action regarding purchases and charges in excess of \$4,000 from September 1, 2023 to September 30, 2023

Requested By: Yvonne Moreno, Finance Director

Submitted By: Yvonne Moreno, Finance Director

Date Submitted: September 29, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

N/A

Attachments: A/P History Check Report

Summary Statement:

The Check History Report presents the detail of individual charges and amounts for all checks over \$4,000 for the period of September 1, 2023 to September 30, 2023.

Recommendation:

Motion to approve by consent.

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
02856	AEP ENERGY PARTNERS, INC.							
I-17521450129	AUGUST AEP	E	9/20/2023	342,980.13		000116		342,980.13
56260	LOWER COLORADO RIVER AUTHORITY							
I-EW710452372279	LCRA ELECTRIC	E	9/20/2023	597,896.05		000117		597,896.05
27050	IRS-PAYROLL TAXES							
I-T1 202309078366	FEDERAL WITHHOLDING	D	9/08/2023	20,248.94		000199		
I-T3 202309078366	FICA TAX	D	9/08/2023	29,482.12		000199		
I-T4 202309078366	MEDICARE TAX	D	9/08/2023	6,895.10		000199		56,626.16
27050	IRS-PAYROLL TAXES							
I-T1 202309218367	FEDERAL WITHHOLDING	D	9/22/2023	21,377.82		000200		
I-T3 202309218367	FICA TAX	D	9/22/2023	30,241.26		000200		
I-T4 202309218367	MEDICARE TAX	D	9/22/2023	7,072.62		000200		58,691.70
02754	MASTERCARD							
C-08112023	HOTEL CREDIT	R	9/13/2023	148.81CR		173264		
C-134	CREDIT	R	9/13/2023	400.00CR		173264		
C-448315618	DRONE DEPLOY TAX REFUND	R	9/13/2023	78.41CR		173264		
I-000002373J	CSI LICENSE APPLICATION	R	9/13/2023	113.75		173264		
I-0000062620	RENTALS TO GO	R	9/13/2023	800.00		173264		
I-000305852	LEE TCOLE TESTING	R	9/13/2023	25.00		173264		
I-00102J	WWW LUNCH	R	9/13/2023	168.50		173264		
I-00228J	BOOTS - NICK & MARCIAL	R	9/13/2023	214.96		173264		
I-00952J	LUNCH, WWW MEETING	R	9/13/2023	77.26		173264		
I-01019J	PIZZAS FOR CONCESSIONS	R	9/13/2023	264.77		173264		
I-02306J	WATER UTILITIES MNGMNT	R	9/13/2023	470.00		173264		
I-02391J	HOTEL STAY	R	9/13/2023	960.80		173264		
I-02402J	TWUAL ANNUAL SHCOOL	R	9/13/2023	470.00		173264		
I-02741J	PIZZAS FOR CONCESSIONS	R	9/13/2023	239.82		173264		
I-02975J	SATURDAY BRKFST	R	9/13/2023	59.28		173264		
I-03026J	BRKFST FOR SUNDAY	R	9/13/2023	38.21		173264		
I-06749	AUGER	R	9/13/2023	21.35		173264		
I-07282023	LUNCH FOR SAT	R	9/13/2023	389.70		173264		
I-08022023	THREE ONLINE CLASSES-SCHW	R	9/13/2023	107.00		173264		
I-08062023	WEBSITE STOCK IMAGES	R	9/13/2023	29.00		173264		
I-08072023	COUNCIL DINNER	R	9/13/2023	239.80		173264		
I-08122023	SCHWARTZER HOTEL STAY	R	9/13/2023	882.09		173264		
I-08122023*	WHITE HOTEL FOR TRAINING	R	9/13/2023	671.01		173264		
I-08232023 GLEN	TRAINING-GLEN	R	9/13/2023	400.00		173264		
I-08272023	HOTEL STAY FOR CORPUS	R	9/13/2023	464.11		173264		
I-10086071565	COFFEE/SAMS	R	9/13/2023	96.59		173264		
I-11954691395	SHELDON HOTEL RESERVATION	R	9/13/2023	162.10		173264		
I-157047	LEGISLATIVE REGISTRATION	R	9/13/2023	150.00		173264		
I-273502	CONFERENCE HOTEL TMCCP	R	9/13/2023	508.65		173264		
I-284692A	MORUA HOTEL FOR TRAINING	R	9/13/2023	617.65		173264		
I-284693A	BRADLEY HOTEL FOR TRAININ	R	9/13/2023	617.65		173264		

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
I-5 08212023	DRONE DEPLOY LITE YEARLY	R	9/13/2023	1,266.41		173264		
I-52666910	CURTIS HOTEL FOR TRAINING	R	9/13/2023	541.65		173264		
I-52697739	HUMMER HOTEL FOR CLASS	R	9/13/2023	358.21		173264		
I-58407701	LOCK OUT TAG OUT CLASS	R	9/13/2023	25.00		173264		
I-58409601	HAZARDOUS MATERIAL CLSS	R	9/13/2023	25.00		173264		
I-58409801	WORK ZONE SAFETY	R	9/13/2023	50.00		173264		
I-7341369989	WEBINAR TRAINING	R	9/13/2023	150.00		173264		
I-7341409479	WEBINAR TRAINING	R	9/13/2023	75.00		173264		
I-CIGT016685C	LINEMAN CLASS	R	9/13/2023	696.28		173264		
I-DS001227999	DROSEND BUSINESS LITE	R	9/13/2023	45.00		173264		
I-S4448167002	PVC-IRRIGATION REPAIRS	R	9/13/2023	171.81		173264		
I-S4456295002	PVC-IRRIGATION REPAIRS	R	9/13/2023	21.40		173264		12,057.59
47585	KEMPNER WATER SUPPLY CORP							
I-07312023*	JULY WATER	R	9/13/2023	121,642.36		173275		121,642.36
02344	BRENNTAG SOUTHWEST INC							
I-BSW490716	BLEACH 580 490716	R	9/15/2023	2,525.60		173288		
I-BSW490717	BLEACH 190 490717	R	9/15/2023	1,610.60		173288		4,136.20
01179	HARRISON CONSTRUCTION CO							
I-09082023	ROAD BASE	R	9/15/2023	1,180.00		173297		
I-09082023*	3/8" BEDDING ROCK	R	9/15/2023	3,400.00		173297		4,580.00
47585	KEMENER WATER SUPPLY CORP							
I-08312023	DEBT PAYMENT	R	9/15/2023	19,146.97		173312		19,146.97
03591	M&S ENGINEERING LLC							
I-70376	BUS PARK ENGINEERING	R	9/15/2023	228.75		173341		
I-70446	BUS PARK ENGINEERING	R	9/15/2023	10,163.96		173341		10,392.71
82300	TECHLINE, INC							
I-134385200	MATERIAL	R	9/15/2023	8,573.41		173364		
I-312742600	SAFETY GLASSES	R	9/15/2023	156.00		173364		8,729.41
02122	TRAC-N-TROL INC							
I-10040	UPPER PRESSURE PLANE	R	9/15/2023	6,475.00		173372		6,475.00
02976	WASTE CONNECTIONS							
I-2799334V165	COMMERCIAL SOLID WASTE	R	9/15/2023	64,449.40		173378		
I-2799335V165	RESIDENTIAL SOLID WASTE	R	9/15/2023	54,145.36		173378		
I-2799358V165	CITIZENS STATION	R	9/15/2023	497.25		173378		
I-2799369V165	RECYCLE CENTER	R	9/15/2023	851.61		173378		119,943.62

VENDOR SET: 99 CITY OF LAMPASAS
 BANK: FSB BANCORPSOUTH
 DATE RANGE: 9/01/2023 THRU 9/29/2023

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
03406	WELLS FARGO FINANCIAL LEASING							
I-5026543454	MOWER LEASE	R	9/15/2023	2,750.00		173379		
I-5026543455	MOWER LEASE	R	9/15/2023	1,470.00		173379		4,220.00
47585	KEMPNER WATER SUPPLY CORP							
I-08312023*	AUGUST WATER	R	9/18/2023	58,335.90		173383		58,335.90
6001	BENNY BOYD LTD							
I-463300	TURBO REPLACE	R	9/26/2023	6,891.22		173430		6,891.22
00925	HOFFPAUIR FORD MERCUR INC							
I-58403	HOFFPAUIR FORD MERCUR INC	R	9/26/2023	19,940.84		173444		19,940.84
52781	LAMP SPRING HO FEST INC							
I-09192023	REIMBURSEMENT 2023	R	9/26/2023	7,500.00		173452		7,500.00
03193	MCCREARY, VESELKA, BRAGG & ALL							
I-275578	COLLECTION AGENCY	R	9/26/2023	736.89		173457		
I-275579	COLLECTION AGENCY	R	9/26/2023	3,481.55		173457		4,218.44
03617	SPECIFIC ENERGY INC.							
I-100054	SPRIING STREET OPTIMIZE	R	9/26/2023	4,027.00		173467		4,027.00
03408	STRYKER SALES LLC							
I-9204672344	PREV. MAINT. CONTRACT	R	9/26/2023	5,730.00		173468		5,730.00
82300	TECHLINE, INC							
I-133727300	POLES	R	9/26/2023	20,130.00		173471		
I-134218100	POLES	R	9/26/2023	21,445.00		173471		
I-134385201	MATERIAL	R	9/26/2023	356.88		173471		41,931.88
00334	CDW GOVERNMENT LLC							
I-1CCDL42	PCS/UPS/TONER	R	9/28/2023	2,873.73		173490		
I-L244407	ANIMAL SHELTER TONER	R	9/28/2023	577.56		173490		
I-NNZD338	TONER/UPS	R	9/28/2023	3,180.30		173490		6,631.59
02132	HELENA CHEMICAL CO							
I-152199245	0-0-7 PRODIMANINE	R	9/28/2023	4,600.00		173495		4,600.00

VENDOR SET: 99 CITY OF LAMPASAS
 BANK: FSB BANCORPSOUTH
 DATE RANGE: 9/01/2023 THRU 9/29/2023

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
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**** T O T A L S ****

	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	20	471,130.73	0.00	471,130.73
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	2	115,317.86	0.00	115,317.86
EFT:	2	940,876.18	0.00	940,876.18
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0	VOID DEBITS 0.00		
		VOID CREDITS 0.00	0.00	0.00

TOTAL ERRORS: 0

	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
VENDOR SET: 99 BANK: FSB TOTALS:	24	1,527,324.77	0.00	1,527,324.77
BANK: FSB TOTALS:	24	1,527,324.77	0.00	1,527,324.77
REPORT TOTALS:	24	1,527,324.77	0.00	1,527,324.77

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City Manager

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

Subject: Discussion and possible action on the Receipt of the Monthly Investment Report for August 2023

Requested By: Yvonne Moreno, Finance Director
 Submitted By: Yvonne Moreno, Finance Director

Date Submitted: September 29, 2023 For the Agenda of: October 9, 2023

Procurement and Funding Statement: N/A

Attachments: Investment Report prepared by Patterson & Associates

Summary Statement:

The weighted average maturity of City investments is 31 day(s).

The City's yield to maturity is 3.75

<u>Place of Investment</u>	<u>Investment Amount</u>	<u>% of Portfolio</u>
TexPool / TexPool Prime	\$1,946,458.14	8.22%
TexStar	\$1,707,045.37	7.21%
Bancorp South	\$8,687,360.33	36.69%
Money Market	\$3,200,128.44	13.52%
Frost Bank	\$2,136,056.31	9.02%
Federal Agency Coupon Securities	\$6,000,000.00	25.34%

Recommendation: Motion to approve by consent.



MONTHLY INVESTMENT REPORT
City of Lampasas

AUGUST 31, 2023



MEEDER

PUBLIC FUNDS
PATTERSON GROUP

A Slowly Slowing Economy

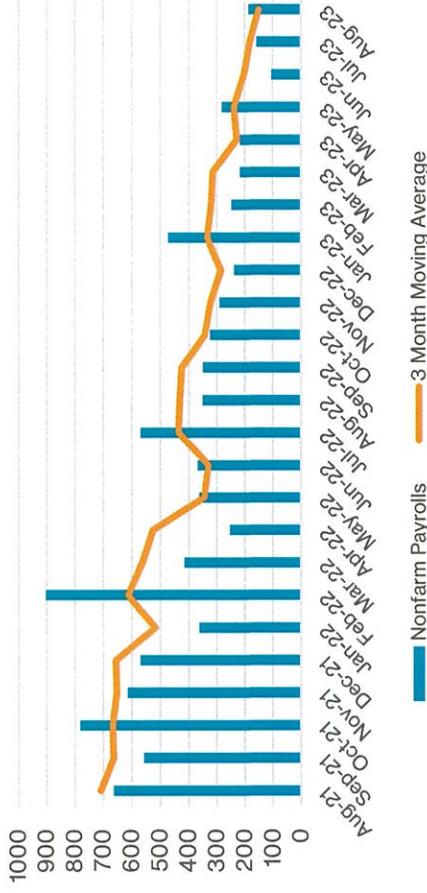
August is a notoriously slow month for markets, with this year being no exception. Economic data received in August showed a slowly softening labor market and inflation that is steadily declining. Although the Federal Reserve didn't officially meet in August, Chairman Jerome Powell spoke at the annual Jackson Hole Symposium and used his speech to reaffirm the Federal Reserve's commitment to their 2 percent inflation target. Powell stated that bringing inflation down to 2% will require a period of below-trend economic growth and that monetary policy will need to remain restrictive for the foreseeable future. Powell also acknowledged the uncertainties that the Federal Reserve is facing, as it is "challenging to know in real time" when monetary policy is restrictive enough, given the lag between restrictive policy and the economic slowdown.

The July US Employment report showed that the labor market continued to cool in July, as nonfarm payrolls missed estimates and increased by just 187,000. Likewise, the prior two months were revised down by a total of 49,000. Job growth has slowed over the last 18 to 24 months, with the 3-month moving average down to just 218,000. Wage growth is still elevated, as wages have increased by 4.4% over the last year. For now, the labor market is not growing fast enough for the Federal Reserve to hike again, but the stickiness of wages should keep cuts off the table until 2024.

The Consumer Price Index (CPI) report from July pointed to more disinflation. Both headline and core CPI increased by 0.2% on the month, and on a year-over-year (YoY) basis increased by 3.2% and 4.7%, respectively. Comparatively, annualized core CPI over the last 3 months is down to 3.1% as the most recent data indicates that inflation is slowing and is likely more reflective of current pricing momentum than YoY figures that include data from nearly a year ago. The Federal Reserve and market participants will be keenly watching the next few months of data to see if the recent momentum sticks.

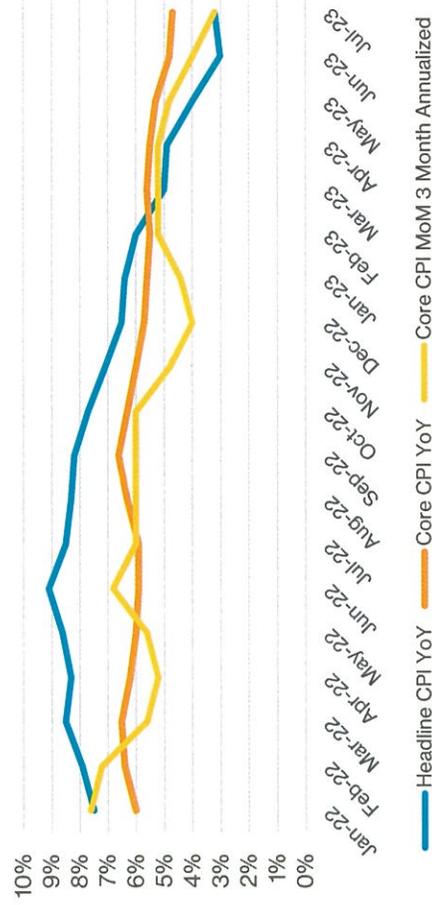


LABOR MARKET GROWTH



SOURCE: BLOOMBERG

INFLATION COOLING



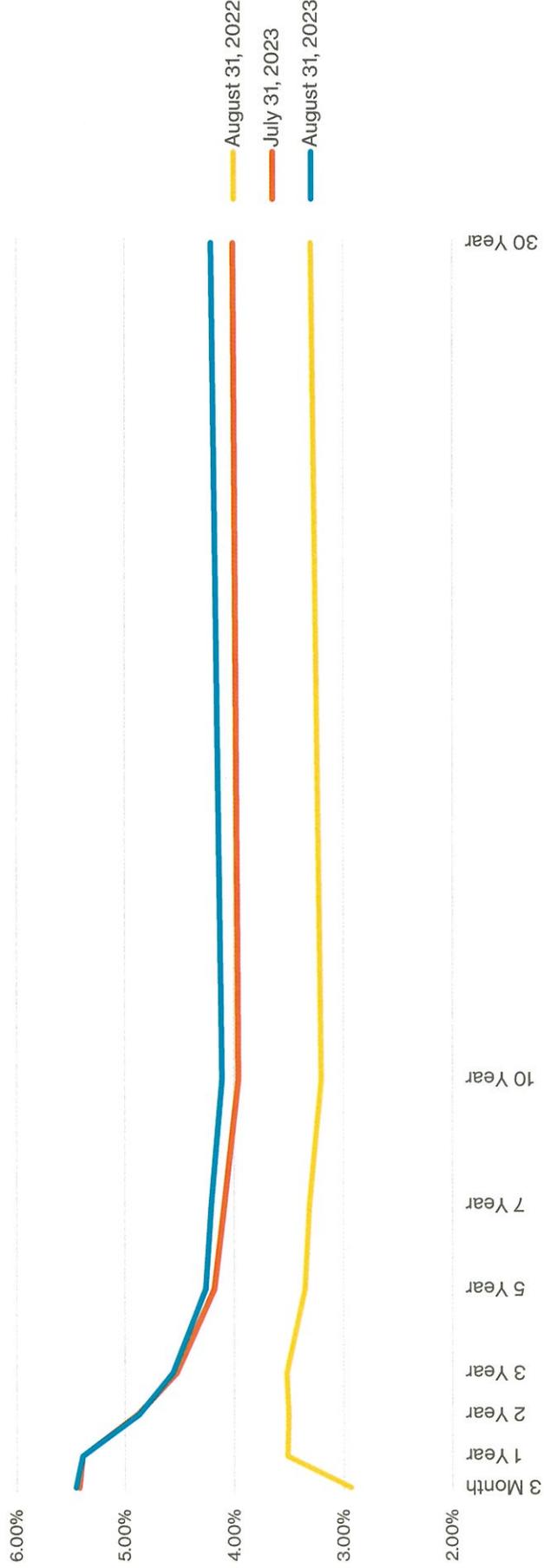
SOURCE: BLOOMBERG

Rates Move Higher

With economic data lacking many surprises, bond markets remained generally unchanged throughout August. Market pricing for rate hikes and/or cuts started and ended the month in the same place, with a full rate cut still not priced in until mid-2024. Throughout August, markets continued to price in a more positive tone, leading to rates increasing. The 2-year US Treasury yield decreased 0.02% to 4.86%, while longer-term bonds increased as they are more reflective of growth. The 5-year US Treasury yield increased by 0.07% to 4.25%, and the 10-year US Treasury yield increased by 0.15% to 4.11%, steepening the curve some. At the end of July, the yield curve was still inverted by 0.77% as markets are pricing in rate cuts in 2024.

We will continue to look to add value by picking up incremental yield on high-quality bonds as cash flows permit. Even though the yield curve remains inverted and cash products yield more than longer-term bonds, adding duration and buying at current yields will benefit portfolio income over the full economic cycle. The Federal Reserve will cut rates and the curve will normalize, and we are closer now to the end of the cycle than we ever have been.

US Treasury Yield Curve



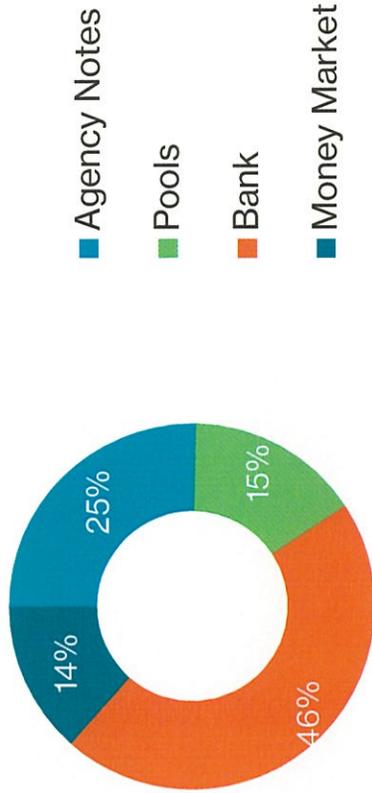
Your Portfolio

As of August 31, 2023

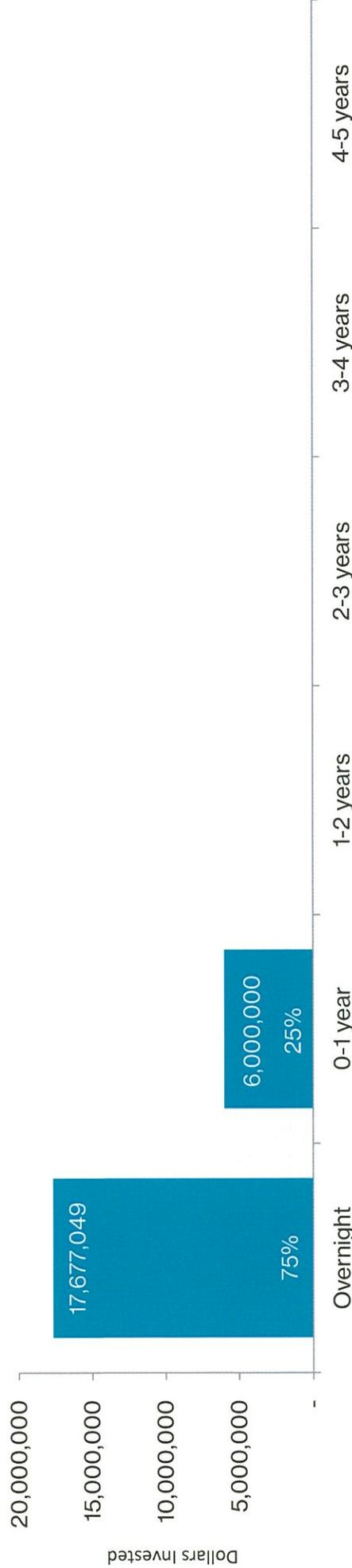
Your Portfolio Statistics

Weighted Average Maturity: 0.06 years
 Weighted Average Yield (All Funds): 3.83%

Your Asset Allocation



Your Maturity Distribution



Allocation Percentage Per Year



M E E D E R
PUBLIC FUNDS

**City of Lampasas, Texas
Portfolio Management
Portfolio Summary
August 31, 2023**

Meeder Public Funds
901 S. MoPac
Suite 300
Austin, TX 78746

Investments	Par Value	Market Value	Book Value	% of Portfolio	Term	Days to Maturity	YTM 365 Equiv.
Federal Agency Coupon Securities	6,000,000.00	5,936,160.88	6,000,000.00	25.34	669	89	1.200
Bancorp South	8,687,360.33	8,687,360.33	8,687,360.33	36.69	1	1	5.443
Texpool/Texpool Prime	1,946,458.14	1,946,458.14	1,946,458.14	8.22	1	1	5.315
TexStar	1,707,045.37	1,707,045.37	1,707,045.37	7.21	1	1	5.297
Frost Bank	2,136,056.31	2,136,056.31	2,136,056.31	9.02	1	1	0.000
Money Market	3,200,128.44	3,200,128.44	3,200,128.44	13.52	1	1	5.280
Investments	23,677,048.59	23,613,209.47	23,677,048.59	100.00%	170	23	3.834

Total Earnings	August 31	Month Ending	Fiscal Year To Date
Current Year	78,497.38		676,409.33

The following reports are submitted in accordance with the Public Funds Investment Act (Texas Gov't Code 2256). The reports also offer supplemental information not required by the Act in order to fully inform the governing body of the City of Lampasas, Texas of the position and activity within the City's portfolio of investment. The reports include a management summary overview, a detailed inventory report for the end of the period a transaction report, as well as graphic representations of the portfolio to provide full disclosure to the governing body.

Yvonne Moreno, Finance Director



M E E D E R
PUBLIC FUNDS

City of Lampasas, Texas
Summary by Type
August 31, 2023
Grouped by Fund

Meeder Public Funds
901 S. MoPac
Suite 300
Austin, TX 78746

Security Type	Number of Investments	Par Value	Book Value	% of Portfolio	Average YTM 365	Average Days to Maturity
Fund: Cash						
Bancorp South	3	6,968,257.25	6,968,257.25	29.43	5.500	1
Federal Agency Coupon Securities	2	6,000,000.00	6,000,000.00	25.34	1.200	89
Money Market	3	3,200,128.44	3,200,128.44	13.52	5.280	1
Texpool/Texpool Prime	1	1,866,343.75	1,866,343.75	7.88	5.305	1
Subtotal	9	18,034,729.44	18,034,729.44	76.17	4.010	30
Fund: Cert. of Obligation 2016						
Texpool/Texpool Prime	1	80,114.39	80,114.39	0.34	5.563	1
Subtotal	1	80,114.39	80,114.39	0.34	5.563	1
Fund: Electric						
Bancorp South	1	414,996.50	414,996.50	1.75	5.500	1
Frost Bank	1	2,136,056.31	2,136,056.31	9.02	0.000	1
TexStar	1	1,707,045.37	1,707,045.37	7.21	5.297	1
Subtotal	3	4,258,098.18	4,258,098.18	17.98	2.660	1
Fund: LEDC						
Bancorp South	2	975,484.47	975,484.47	4.12	4.991	1
Subtotal	2	975,484.47	975,484.47	4.12	4.991	1
Fund: Seizures						
Bancorp South	2	40,181.42	40,181.42	0.17	5.500	1
Subtotal	2	40,181.42	40,181.42	0.17	5.500	1
Fund: Trust						
Bancorp South	2	76,576.84	76,576.84	0.32	5.500	1
Subtotal	2	76,576.84	76,576.84	0.32	5.500	1
Fund: Water						
Bancorp South	2	211,863.85	211,863.85	0.89	5.500	1
Subtotal	2	211,863.85	211,863.85	0.89	5.500	1

23

3.834

100.00

23,677,048.59

23,677,048.59

21

Total and Average



City of Lampasas, Texas
Fund CASH - Cash
Investments by Fund
August 31, 2023

Meeder Public Funds
 901 S. MoPac
 Suite 300
 Austin, TX 78746

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Par Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Date	Days To Maturity
Federal Agency Coupon Securities											
3130APPM1	10062	FHLB Call Note	11/22/2021	4,000,000.00	4,000,000.00	3,954,073.68	0.550	0.542	0.550	11/22/2023	82
3130ASAN9	10063	FHLB Call Note	06/13/2022	2,000,000.00	2,000,000.00	1,982,087.20	2.500	2.465	2.500	12/13/2023	103
		Subtotal and Average		6,000,000.00	6,000,000.00	5,936,160.88		1.184	1.200		89
Bancorp South											
0474	10004	Bancorp South	09/01/2014	6,927,506.13	6,927,506.13	6,927,506.13	5.500	5.424	5.500		1
3213	10006	Bancorp South	09/01/2014	378.58	378.58	378.58	5.500	5.424	5.500		1
4187	10007	Bancorp South	09/01/2014	40,372.54	40,372.54	40,372.54	5.500	5.424	5.500		1
		Subtotal and Average		6,968,257.25	6,968,257.25	6,968,257.25		5.425	5.500		1
Texpool/Texpool Prime											
14103	10000	Texpool	09/01/2014	1,866,343.75	1,866,343.75	1,866,343.75	5.305	5.232	5.304		1
		Subtotal and Average		1,866,343.75	1,866,343.75	1,866,343.75		5.232	5.305		1
Money Market											
5001632	10023	Austin Capital Bank MM	01/29/2015	0.00	0.00	0.00					1
XXX579A	10058	Lone Star Capital Bank ICS	07/12/2021	3,200,128.44	3,200,128.44	3,200,128.44	5.280	5.207	5.280		1
4001579A	10059	Lone Star Capital Bank MM	07/12/2021	0.00	0.00	0.00					1
		Subtotal and Average		3,200,128.44	3,200,128.44	3,200,128.44		5.208	5.280		1
		Total Investments and Average		18,034,729.44	18,034,729.44	17,970,890.32		3.955	4.010		30

Fund CERTS16 - Cert. of Obligation 2016
Investments by Fund
August 31, 2023

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Par Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Days To Date Maturity
Texpool/Texpool Prime										
14103A	10041	Texpool Prime	11/08/2016	80,114.39	80,114.39	80,114.39	5.563	5.486	5.562	1
		Subtotal and Average		80,114.39	80,114.39	80,114.39		5.487	5.563	1
		Total Investments and Average		80,114.39	80,114.39	80,114.39		5.487	5.563	1

**Fund ELEC - Electric
Investments by Fund
August 31, 2023**

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Par Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Days To Date	Maturity
Bancorp South											
0672	10005	Bancorp South	09/01/2014	414,996.50	414,996.50	414,996.50	5.500	5.424	5.500		1
		Subtotal and Average		414,996.50	414,996.50	414,996.50	5.500	5.425	5.500		1
TexStar											
17390	10001	TexStar	09/01/2014	1,707,045.37	1,707,045.37	1,707,045.37	5.297	5.224	5.297		1
		Subtotal and Average		1,707,045.37	1,707,045.37	1,707,045.37	5.297	5.225	5.297		1
Frost Bank											
1732110	10022	Frost Bank Public Checking	01/20/2015	2,136,056.31	2,136,056.31	2,136,056.31		0.000	0.000		1
		Subtotal and Average		2,136,056.31	2,136,056.31	2,136,056.31		0.000	0.000		1
		Total Investments and Average		4,258,098.18	4,258,098.18	4,258,098.18		2.623	2.660		1

**Fund LEDC - LEDC
Investments by Fund
August 31, 2023**

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Per Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Days To Date Maturity
Bancorp South										
1092	10002	Bancorp South	09/01/2014	810,461.32	810,461.32	810,461.32	5.160	5.089	5.160	1
2363	10003	Bancorp South	09/01/2014	165,023.15	165,023.15	165,023.15	4.160	4.103	4.160	1
		Subtotal and Average		975,484.47	975,484.47	975,484.47	4.922	4.922	4.991	1
		Total Investments and Average		975,484.47	975,484.47	975,484.47	4.922	4.922	4.991	1

**Fund SEIZ - Seizures
Investments by Fund
August 31, 2023**

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Par Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Days To Date	Maturity
Bancorp South											
0763	10008	Bancorp South	09/01/2014	40,178.44	40,178.44	40,178.44	5.500	5.424	5.500		1
1999	10009	Bancorp South	09/01/2014	2.98	2.98	2.98					1
		Subtotal and Average		40,181.42	40,181.42	40,181.42		5.424	5.500		1
		Total Investments and Average		40,181.42	40,181.42	40,181.42		5.424	5.500		1

**Fund TRUST - Trust
Investments by Fund
August 31, 2023**

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Par Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Days To Date	Maturity
Bancorp South											
6349	10010	Bancorp South	09/01/2014	45,378.44	45,378.44	45,378.44	5.500	5.424	5.500		1
6348	10011	Bancorp South	09/01/2014	31,198.40	31,198.40	31,198.40	5.500	5.424	5.500		1
		Subtotal and Average		76,576.84	76,576.84	76,576.84		5.425	5.500		1
		Total Investments and Average		76,576.84	76,576.84	76,576.84		5.425	5.500		1

**Fund WATER - Water
Investments by Fund
August 31, 2023**

CUSIP	Investment #	Issuer	Purchase Date	Book Value	Par Value	Market Value	Current Rate	YTM 360	YTM 365	Maturity Days To Date Maturity
Bancorp South										
1639	10012	Bancorp South	09/01/2014	211,731.59	211,731.59	211,731.59	5.500	5.424	5.500	1
0482A	10065	Bancorp South	06/08/2022	132.26	132.26	132.26	5.500	5.424	5.500	1
		Subtotal and Average		211,863.85	211,863.85	211,863.85		5.425	5.500	1
		Total Investments and Average		211,863.85	211,863.85	211,863.85		5.425	5.500	1



Meeder Public Funds
901 S. MoPac
Suite 300
Austin, TX 78746

City of Lampasas, Texas
Interest Earnings
Sorted by Fund - Fund
August 1, 2023 - August 31, 2023
Yield on Beginning Book Value

CUSIP	Investment #	Fund	Security Type	Ending Par Value	Beginning Book Value	Ending Book Value	Maturity Date	Current Rate	Annualized Yield	Interest Earned	Adjusted Interest Earnings	
											Amortization/ Accretion	Adjusted Interest Earnings
Fund: Cash												
14103	10000	CASH	RR2	1,866,343.75	1,857,972.85	1,866,343.75		5.305	5.305	8,370.90	0.00	8,370.90
3130ASAN9	10063	CASH	FAC	2,000,000.00	2,000,000.00	2,000,000.00	12/13/2023	2.500	2.453	4,166.66	0.00	4,166.66
3130APPM1	10062	CASH	FAC	4,000,000.00	4,000,000.00	4,000,000.00	11/22/2023	0.550	0.540	1,833.33	0.00	1,833.33
0474	10004	CASH	RRP	6,927,506.13	7,147,877.78	6,927,506.13		5.500	5.763	34,988.61	0.00	34,988.61
3213	10006	CASH	RRP	378.58	376.82	378.58		5.500	5.499	1.76	0.00	1.76
4187	10007	CASH	RRP	40,372.54	38,698.71	40,372.54		5.500	5.565	182.90	0.00	182.90
XXXX579A	10058	CASH	RR5	3,200,128.44	3,186,162.82	3,200,128.44		5.280	5.161	13,965.62	0.00	13,965.62
			Subtotal	18,034,729.44	18,231,088.98	18,034,729.44			4.102	63,509.78	0.00	63,509.78
Fund: Cert. of Obligation 2016												
14103A	10041	CERTS16	RR2	80,114.39	79,737.65	80,114.39		5.563	5.563	376.74	0.00	376.74
			Subtotal	80,114.39	79,737.65	80,114.39			5.563	376.74	0.00	376.74
Fund: Electric												
17390	10001	ELEC	RR3	1,707,045.37	1,699,399.50	1,707,045.37		5.297	5.297	7,645.87	0.00	7,645.87
1732110	10022	ELEC	RR4	2,136,056.31	2,136,056.31	2,136,056.31				0.00	0.00	0.00
0672	10005	ELEC	RRP	414,996.50	410,949.07	414,996.50		5.500	5.508	1,922.43	0.00	1,922.43
			Subtotal	4,258,098.18	4,246,404.88	4,258,098.18			2.653	9,568.30	0.00	9,568.30
Fund: LEDC												
1092	10002	LEDC	RRP	810,461.32	857,893.55	810,461.32		5.160	4.031	2,936.77	0.00	2,936.77
2363	10003	LEDC	RRP	165,023.15	164,442.15	165,023.15		4.160	4.160	581.00	0.00	581.00
			Subtotal	975,484.47	1,022,335.70	975,484.47			4.051	3,517.77	0.00	3,517.77
Fund: Seizures												
1999	10009	SEIZ	RRP	2.98	2.98	2.98				0.00	0.00	0.00
0763	10008	SEIZ	RRP	40,178.44	40,551.48	40,178.44		5.500	5.457	187.96	0.00	187.96
			Subtotal	40,181.42	40,554.46	40,181.42			5.457	187.96	0.00	187.96
Fund: Trust												
0849	10010	TRUST	RRP	45,378.44	45,167.45	45,378.44		5.500	5.500	210.99	0.00	210.99

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City of Lampasas, Texas
Interest Earnings
August 1, 2023 - August 31, 2023

CUSIP	Investment #	Fund	Security Type	Ending Par Value	Beginning Book Value	Ending Book Value	Maturity Date	Current Rate	Annualized Yield	Interest Earned	Adjusted Interest Earnings	
											Amortization/ Accretion	Adjusted Interest Earnings
Fund: Trust												
6348	10011	TRUST	RRP	31,198.40	31,053.34	31,198.40		5.500	5.500	145.06	0.00	145.06
			Subtotal	76,576.84	76,220.79	76,576.84			5.500	356.05	0.00	356.05
Fund: Water												
0482A	10065	WATER	RRP	132.26	131.65	132.26		5.500	5.456	0.61	0.00	0.61
1639	10012	WATER	RRP	211,731.59	209,401.42	211,731.59		5.500	5.511	980.17	0.00	980.17
			Subtotal	211,863.85	209,533.07	211,863.85			5.511	980.78	0.00	980.78
			Total	23,677,048.59	23,905,875.53	23,677,048.59			3.866	78,497.38	0.00	78,497.38



M E E D E R
PUBLIC FUNDS

City of Lampasas, Texas
Projected Cashflow Report
Sorted by Fund

Meeder Public Funds
901 S. MoPac
Suite 300
Austin, TX 78746

For the Period September 1, 2023 - March 31, 2024

Projected Trans. Date	Investment #	Fund	Security ID	Transaction Type	Issuer	Par Value	Original Cost	Principal	Interest	Total
11/22/2023	10062	CASH	3130APPM1	Maturity	FHLB Call Note	4,000,000.00	4,000,000.00	4,000,000.00	11,000.00	4,011,000.00
12/13/2023	10063	CASH	3130ASAN9	Maturity	FHLB Call Note	2,000,000.00	2,000,000.00	2,000,000.00	25,000.00	2,025,000.00
Total for Cash						6,000,000.00	6,000,000.00	6,000,000.00	36,000.00	6,036,000.00
GRAND TOTALS:						6,000,000.00	6,000,000.00	6,000,000.00	36,000.00	6,036,000.00



Disclosures

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Investing involves risk. Past performance is no guarantee of future results. Debt and fixed income securities are subject to credit and interest rate risk. The investment return and principal value of an investment will fluctuate so that an investors shares, when redeemed, may be worth more or less than their original cost. Current performance may be lower or higher than the performance data quoted.

Investment advisory services are provided through Meeder Public Funds, Inc. Please contact us if you would like to receive a copy of our current ADV disclosure brochure or privacy policy.

Meeder Public Funds

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City of Lampasas

M E M O

To: Mayor and City Council
 From: Finley deGraffenried
 Re: Manager's Report
 Date: 3 October 2023

- Airport** The Kick-off Meeting for the Airport Layout and Master Plan was conducted on September 27th with all City appointed stakeholders in attendance. The Consultants, Parkhill and Centurion Planning, reviewed the background of their firms, the planning timeline and strengths of the Airport. After the meeting, staff did discuss ways to improve the delivery of information and engage in more productive discussion with consultants. The next meeting as been tentatively targeted for the end of November.
- Police Update** Council will have the opportunity to meet the City's newest Patrol Officer on October 9th, but Chief Cummings didn't mind that staff introduce Megan Hale through this Report. Feedback on her performance at the Academy was very positive, and she brings 7 years of previous experience with Bell County Juvenile Probation.
- Community Lunch** Chief Cummings reports that the date for the Police and Fire Department Community Lunch and Toy Drive has been scheduled for Monday December 4th at the Fire Station. The annual event provides the opportunity for fellowship and the collection of toys for distribution by the Lampasas Volunteer Fire Department. The lunch is well worth the price of a toy or your generous donation.
- Year End** Yvonne reports that auditors have requested and pulled their initial audit documents, primarily related to revenue and payroll, for review. Auditors will return on site in late January to complete their review of finance documentation. Inventory was completed by City departments last week and forwarded the Finance Department for auditor review. Staff will run some preliminary year-end statements from the City's General Ledger software, particularly related to performance of Water/Wastewater and Electric Departments, however; staff reminds Council full year-end close-out may take 60 to 90 days.
- Hostess House** Staff received a preliminary timeline for architectural design for the Hostess House from Reliance Architecture. The timeline indicates an initial plan set, for City review, should be available in 6 to 8 weeks. Mr. Naylor suggested the timeline represents a conservative estimate, and was hopeful the timeline could be compressed. Staff review will include the Building Department, Fire Department and Parks Department.

Boots and Blazers

Staff takes the opportunity to remind Council about the upcoming Boots and Blazers event on October 14th at Campbell Park. The event is organized by, and benefits, Lampasas Association for the Arts (“LAFTA”), a long-standing partner of the City in providing public art. The event includes entertainment by Bob Wills’ Texas Playboys under the direction of Jason Roberts, live auction and dinner. Please see any LAFTA Board member, or Robin Gradel, for tickets.

Water Scope

After Council input on the Scope for alternative and supplemental water on August 28th, water and public works staff met to review a draft and discuss any missing features. Staff generally agreed with the components, and also suggested some discussion related to re-use, and ways to mitigate line flushing. Staff will finalize the scope after meeting with Jason Jones on October 9th.



October 14, 2023

BOOTS **AND**
Blazers
Ball
2023

Featuring

Bob Wills'

Texas Playboys

under the direction of

Jason Roberts

HANNA SPRINGS SCULPTURE GARDEN IS IN CAMPBELL PARK
501 EAST NORTH AVENUE • LAMPASAS, TEXAS •

Boots & Blazers 2023 tickets:

<https://www.lafta.org/>

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City ManagerITEM NO. 7.1

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

Subject:

Discussion and possible action regarding the first reading of an Ordinance *repealing* Ordinance 1696, Lampasas Code of Ordinances, Chapter 50, Offenses, Article II “Curfew for Minors”, Lampasas Texas, Lampasas County repealing any inconsistent provisions; providing an effective date per H.B 1819, Sec. 370.007. Juvenile Curfews Prohibited.

Requested By: Becky Sims, City Secretary**Submitted By:** Becky Sims, City Secretary**Date Submitted:** October 2, 2023**For the Agenda of:** October 9, 2023**Procurement and Funding Statement:**

Attachments: HB 1819 Data

Summary Statement:

This item has been placed on the agenda per House Bill (H.B.) 1819, Sec 370.007, Juveniles Curfew Prohibited.

Recommendation:

To consider a motion to approve the first reading of an Ordinance *repealing* Ordinance 1696, Lampasas Code of Ordinances, Chapter 50, Offenses, Article II “Curfew for Minors”, Lampasas Texas, Lampasas County repealing any inconsistent provisions; providing an effective date per H.B 1819, Sec. 370.007. Juvenile Curfews Prohibited.

ORDINANCE NO. _____

**ORDINANCE OF THE CITY COUNCIL OF LAMPASAS, TEXAS, REPEALING
ORDINANCE NO. 1696; WHICH AMENDED CITY OF LAMPASAS CODE OF
ORDINANCES, CHAPTER 50 OFFENSES, ARTICLE II, "CURFEW FOR
JUVENILES" REPEALING ANY INCONSISTENT PROVISIONS; AND
PROVIDING AN EFFECTIVE DATE PER H.B. 1819, SEC 370.007, JUVENILE
CURFEWS PROHIBITED.**

RECITALS

WHEREAS, the governing body of a Texas home-rule municipality, the Lampasas City Council is legally authorized and empowered by its Home Rule Charter and the Statutes of the State to adopt and enforce local rules and regulations related to health, safety and well-being of its citizens; and

WHEREAS, previously, the Lampasas City Council enacted Ordinances establishing a curfew for juveniles, and while it has proven to be effective and renewed every three years as defined by law, and

WHEREAS, H.B 1819 that was signed by the Governor; has amended Family Code, Section 6, Chapter 370; Local Government Code; adding Section 370.007 Juevenile Curfews Prohibited by all political subdivisions; and

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

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

This Ordinance shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Charter, Code of Ordinances, and the laws of State of Texas.

PASSED AND APPROVED on the First Reading, on this the 9th Day of October, 2023

PASSED AND ADOPTED on the Second Reading on this the 23rd Day of October, 2023

APPROVED:

ATTEST:

Herb Pearce, Mayor

Becky Sims, City Secretary

APPROVED AS TO FORM:

Jo-Christy Brown, City Attorney
[Signature of Attorney Provided on Separate Page, to be Attached]


City ManagerITEM NO. 7.2

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

Subject:

Discussion and possible action regarding Memorandum of Agreement between the City of Lampasas and Lampasas County Chamber of Commerce and Visitor Center for the Solar Eclipse Event in April 2024.

Requested By: Stacey Ybarra, EDC Director**Submitted By:** Stacey Ybarra, EDC Director**Date Submitted:** October 2, 2023**For the Agenda of:** October 9, 2023**Procurement and Funding Statement:**

Attachments:

Summary Statement:

This item has been placed on the agenda to discuss the agreement between the Chamber of Commerce Visitor Center and the City of Lampasas. At the August 28, 2023 Council meeting, Council was in agreement to provide cost recovery to the Chamber for reservation and collection services. The Chamber has agreed to manage reservations, handle public inquiries, and payment collection for the 2024 Eclipse Events in April 2024. In return, the Chamber of Commerce Visitor Center will keep 15% of the fees from these reservations as payment for their work, and after the event, will give the remaining 85% of the total collected fees to the City of Lampasas. The attached memorandum has been reviewed by Counsel.

Recommendation:

To consider a motion to approve the Memorandum of Agreement between the City of Lampasas and Lampasas County Chamber of Commerce and Visitor Center for the Solar Eclipse Event in April 2024.

**MEMORANDUM OF AGREEMENT
BETWEEN THE LAMPASAS COUNTY CHAMBER OF COMMERCE & VISITOR CENTER AND
THE CITY OF LAMPASAS
REGARDING THE MANAGEMENT OF RESERVATIONS FOR TOTAL ECLIPSE OF THE PARKS
EVENTS**

THIS MEMORANDUM OF AGREEMENT (“MOA”) is entered on this _____ day of _____, 2023, between The Lampasas County Chamber of Commerce & Visitor Center (“Chamber”) and The City of Lampasas (“City”). The Chamber and City may be jointly referred to herein as the “Parties” and singularly as a “Party.” The Chamber’s MOA contact is _____. The City’s MOA contact is _____. (MOA ‘Contact’)

RECITALS

WHEREAS, the City is planning and organizing the 2024 Total Eclipse of the Parks Events for April 6-8, 2024, (“2024 Eclipse Events”) including the ‘Beyond the Horizon’ event to be held at the City’s 580 Sports Complex and the ‘Cosmic Campout’ event to be held at the City’s W.M. Brook Park, both of which events are within the jurisdiction of the City of Lampasas, Texas; and

WHEREAS, the Chamber possesses in-house event software and the personnel expertise that is capable of facilitating the management of reservations, payment, and inquiries from citizens, businesses and visitors pertaining to the planned City Events; and

WHEREAS, in a cooperative spirit and commitment to serve the citizens, businesses owners/operators, as well as the tourists and visitors to the City, this MOA is entered into by the Parties to memorialize, in writing, the Parties' dedication to collaboration and cooperation to work together to ensure that the activities undertaken by them as they relate to the 2024 Eclipse Events, jointly and singularly, produce benefits beyond independent endeavors of each Party.

NOW, THEREFORE, the Parties agree as follows:

1. CHAMBER’S SCOPE OF WORK

The Chamber agrees to coordinate and manage reservations for the 2024 Eclipse Events, as mutually agreed upon between the Parties, as the work proceeds on the planning and execution of the work related to the 2024 Eclipse Events, which will be held in April 2024 This coordination and management will include tasks related to: (1) fielding all inquiries from the public, concerning the 2024 Eclipse Events and (2) collecting all payments of fees related to reservations or activities pertaining to the 2024 Eclipse Events. (a/r/the Chamber’s “Work”) The Chamber agrees to implement and utilize its in-house event software and staff for these purposes. The Parties’ MOA Contacts and/ or their assigned representatives will communicate during the planning and implementation process to address any issues that arise during the ‘lead-up-to’ and the actual Events, pertaining to the Chamber’s Scope of Work, if any.

2. COMPENSATION

As consideration and compensation, in full, for performing its Work, as identified herein, the Chamber shall retain fifteen percent (15%) of the fees collected from all 2024 Eclipse Events reservations made through the Chamber, as total compensation for the Chamber's Work on the City's 2024 Eclipse Events, and performance as per this MOA. [By way of example, only, if the Chamber books/reserves a campsite at a City Event location for a total fee of \$200, the Chamber is entitled to retain \$30, as its full compensation for its Work, in making the reservation on behalf of the person reserving the site and the City.] After the 2024 Eclipse Events' conclusion, the Chamber agrees to provide the City with prompt payment equal to eighty-five percent (85%) of the total proceeds collected by the Chamber for all City 2024 Eclipse Events. The Parties agree and acknowledge that the funds garnered by these activities, and remitted by the Chamber to the City, will be directed back to the City of Lampasas.

3. EFFECTIVE DATE AND TERM

This MOA shall become effective upon the date of the last signature by the Parties and will terminate April 9, 2023, unless earlier terminated pursuant to Section 4 below, entitled "Termination".

4. TERMINATION

- A. Termination of MOA. This MOA may be terminated, for no cause or any cause, by either Party upon written notice to the other, provided in writing to the MOA contact on the non-terminating Party, at least 30 calendar days prior to the intended date of termination. Termination shall not nullify obligations already incurred for performance or failure to perform prior to the termination date.
- B. Termination of MOA for Cause. Should either Party fail to fulfill their obligation(s) under this MOA, in a timely and/or acceptable manner, or in a manner that otherwise violates any agreement, regulation or law, the non-breaching Party shall have the right to notify the breaching Party of the non-performance and to terminate this MOA, upon ___ calendar days written notice, provided to the breaching Party, describing the breach and /or non-performance which has instigated the termination for cause. No opportunity to cure shall be contractually provided to the breaching Party by the MOA, unless the Parties mutually agree otherwise, in writing.

5. NOTICES

Any notice required by this MOA shall be given, in writing, to the parties designated below, with a copy directed to the MOA Contact specifically identified in ¶1, of this MOA, *supra*. Notice shall be effective when delivered personally to any Party, or three business days after being deposited, postage fully prepaid, registered, or certified, in an official receptacle of the U.S. Postal Service, or with an equivalent, traceable delivery service, such as FedEx, UPS, etc.

CHAMBER:

The Lampasas County Chamber of Commerce & Visitor Center
205 US-281
Lampasas, Texas, 76550

ATTN: Melissa Unger

CITY OF LAMPASAS:

City of Lampasas
312 E 3rd Street
Lampasas, Texas 76550

ATTN: Stacey Ybarra

MISCELLANEOUS PROVISIONS

Complete Agreement / Mutual Assistance / Good Faith. This MOA represents a complete agreement of the Parties related to the mutual work between the Chamber and the City related to the 2024 Eclipse Events, detailed herein, and these terms noted herein supersede any and all prior written and oral discussions, terms or agreements discussed related to same. The City and the Chamber each agree to act in Good Faith and to do all things reasonably necessary or appropriate to carry out the terms and provisions of this MOA.

Binding Effect / Interpretation / Severability. This MOA is binding on and inure to the benefit of the Parties and their respective successors and assigns. Each of the Parties has been represented by counsel of their choosing in the negotiation and preparation of this MOA. In the event of any dispute regarding the interpretation of this MOA, the Parties agree that it shall be interpreted fairly and reasonably and neither more strongly for nor against any Party based on draftsmanship. If any provision of this MOA is held to be illegal, invalid or unenforceable under present or future laws, it is the intention of the Parties that the remainder of this MOA not be affected and it is also the intention of the Parties that, in lieu of each provision that is found to be illegal, invalid or unenforceable, a provision be added to

this MOA which is legal, valid or enforceable and is as similar in terms as possible to the provision found to be illegal, invalid or unenforceable.

Applicable Law. This MOA is made, and will be construed and interpreted, under the laws of the State of Texas and venue will lie in Lampasas County, Texas. No Party to this MOA waives or relinquishes any immunity or defense on behalf of itself, its officers, employees, agents or representatives as a result of the approval or execution of this MOA.

No Third Party Beneficiaries. This MOA is not intended to nor shall it be interpreted to confer any rights, privileges or causes of action upon any third party.

Assignment. This MOA may not be assigned to any other Party, entity or individual without the express written consent of the City.

Amendments. This MOA may only be amended by the mutual consent of the Parties, which shall be memorialized in writing and appended to the original, fully executed MOA.

IN WITNESS WHEREOF the Parties have duly executed this MOA as of the last date of signature by the Parties hereto.

CITY OF LAMPASAS:

Herb Pearce
Mayor
City of Lampasas

Date:_____

CHAMBER OF COMMERCE

Melissa Unger
Chamber Director
City of Lampasas

Date:_____

Finley deGraffenried
City Manager
City of Lampasas

Date:_____

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City Manager

ITEM NO. 7.3

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

Subject:

Discussion and possible action regarding Resolution to nominate individuals for Lampasas Central Appraisal District (LCAD) Board of Directors.

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: September 21, 2023 For the Agenda of: October 9, 2023

Procurement and Funding Statement:

Attachments:

Summary Statement:

The Appraisal District, per the attached notification, has provided information regarding the City's ability to nominate individuals to serve on the Lampasas Central Appraisal District. Nominations close October 15, 2023, and City Council may by Resolution cast up to 278 votes for candidates between October 31, 2023 and December 15, 2023.

Recommendation:

To consider a motion to nominate candidates for the Lampasas Central Appraisal District Board of Directors.

Finley deGraffenried

From: Chief <Chief@lampasascad.com>
Sent: Thursday, September 21, 2023 9:51 AM
To: Chane Rascoe; Finley deGraffenried; John 'JW' Wilkerson; Ryan Haverlah- City Manager; County Judge Randy Hoyer; Rob Moore; Elizabeth Lambert; Jennifer Ingram; Ronny Wright; Buck Gilcrease
Cc: Yvonne Moreno; Ariana Beckman- Budget Director; Jacob Flores - Budget Analyst ; SHANE JONES; Ronda Bridges; Buck Martin; Glenn Benningfield
Subject: Board of Directors Election
Attachments: Board of Directors Election.pdf

Caution: This email originated from outside of the City's organization. Do not click links nor open attachments unless you recognize the sender and know the content is safe.

Good morning,

Please see the attached Board of Directors election information. This information will also be snail mailed to your offices as well.

As always if you have any questions, please feel free to contact me 512-556-8058.

Respectfully,

Susan Jones
Chief Appraiser
Lampasas Central Appraisal District

LAMPASAS CENTRAL APPRAISAL DISTRICT



Board of Directors

Mike Kriegel, Chairman
Ross Oliver, Vice Chairman
Marshal Brewer, Secretary
David Barclay
Philip Garrett

P.O Box 175
Lampasas, TX 76550
Telephone:
512-556-8058
512-556-8138
Fax: 512-556-4660

September 18, 2023

It is time for the tax units of Lampasas County to elect members to the Appraisal District's Board of Directors. As the election administrator for this process, I must notify you of the timetable, each tax unit's votes based on the 2022 levies, and give your tax unit the right to nominate a member or members to the board. Please see that this is passed on to your Presiding Officer-a requirement of law.

Per state law, we have five members of the Board of Directors. There are no staggered terms so all board member positions are up for election. Your tax unit has the right to nominate, by resolution of your governing body, up to five people. There is no requirement for you to nominate anyone if you do not want to do so. Any person living in Lampasas County and who has been a resident of this county for the past two years is eligible to serve. Employees of tax units other than elected officials are not eligible for board service.

The members of the current Board are not automatically nominated. If your tax unit wishes to re-nominate them, please feel free to do so or nominate anyone else that you wish. The board members who are willing to continue to serve are:

Mike Kriegel
Ross Oliver
Marshal Brewer
David Barclay
Phillip Garrett

The nominations should be returned to me at the Lampasas Central Appraisal District, P.O. Box 175, Lampasas, TX 76550 by October 15, 2023. I will prepare a ballot and return it to your tax unit. Your tax unit will then be able to cast votes for as many nominees as they wish or cast all votes for a single nominee. The actual vote must be done by resolution of your tax unit in an open meeting between October 31 and December 15. The resolution should be returned to me as soon as it is completed. The successful board members will be announced by December 20 and will be sworn in at the first meeting in 2024.

I have enclosed a resolution that you may use for the nominations process. If you have any questions about the election process, feel free to contact me.

Respectfully,

Susan Jones
Chief Appraiser

ALLOCATION OF VOTES OF LAMPASAS CENTRAL APPRAISAL DISTRICT

Tax Unit	2022 Levy	% of Total	
Lampasas County	\$11,309,438	.3272974	1636
Lampasas ISD	\$18,483,667	.5349210	2675
Lampasas City	\$1,918,359	.0555177	278
Lometa ISD	\$1,831,687	.0530094	265
Copperas Cove City	\$518,113	.0149943	75
Kempner City	\$151,870	.0043951	22
Evant ISD	\$129,518	.0037483	19
Lometa City	\$115,436	.0033407	17
Goldthwaite Cisd	\$91,401	.0026452	13
San Saba ISD	\$4,522	.0001309	0
Total Levy/Total Budget	\$34,554,011	1	5000

To guarantee the election of a board member requires a minimum of 834 votes

NOMINATION RESOLUTION

WHEREAS the Texas Property Tax Code allows tax jurisdictions to nominate up to five people to serve on the Board of the Lampasas Appraisal District for a term of office of two years beginning January 1, 2024;

AND WHEREAS, _____ desires to nominate a person or persons to said Board;

AND WHEREAS, said tax unit recognizes the importance of cost-effective operations of the Appraisal District,

NOW THEREFORE, we hereby nominate the following person or persons for a position on the Board of Directors of the Lampasas Central Appraisal District.

Approved on this the _____ day of _____, 2023.

Presiding Officer of Tax Unit

Attest, Secretary of the Tax Unit

ELECTIONS TIMETABLE

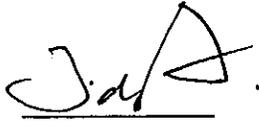
Before October 1- Deliver notice to county judge, commissioners, the presiding officer of each tax unit, city manager of each town that has one, to the city secretary, to the presiding officer and superintendent of each school district, and to the presiding officer of the board of the junior college, and the president of the college a letter giving them notice of the election for the board of directors of the appraisal district and the number of votes allocated to each tax unit.

Before October 15- receive nominations from each tax units for members of the board

Before October 30- prepare a ballot and list the names of the nominees in **alphabetical order** and send the ballot to the presiding officer of each tax unit entitled to vote.

Voting occurs in each tax unit by resolution (official action) of each tax unit. Those resolutions are due not later than December 15.

Before December 31, the chief appraiser declares the winning board members and submits the results to the tax units.


City Manager

ITEM NO. 7.4

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

Subject:

Discussion and possible action regarding approval of installation and removal of Christmas lights at WM Brook Park to H & H Tree Service in the amount of \$30,000.00 to be disbursed in three (3) installments.

Requested By: Chris Eicher, Director of Park and Recreation

Submitted By: Chris Eicher, Director of Park and Recreation

Date Submitted: October 4, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

This is a budgeted item. Funding is available in 40-599-5357.

Attachments: Agreement

Summary Statement:

This is an annual agreement between the City of Lampasas and H&H Tree Service to install, remove and package Christmas lights

Recommendation:

To consider a motion to recommend approval of funds to H&H Tree Service in the amount of \$30,000.00 for installation and removal of Christmas lights at WM Brook Park to be disbursed in three (3) installments per agreement.

AGREEMENT

This agreement is by and between H & H Tree Services (“H & H”) and the City of Lampasas (“City”) for installation of tree lighting at WM Brook Park (“Park”) as described in this agreement and the H & H written estimate, made part of this agreement by reference. Executed this _____ day of _____, 2023.

Performance

H & H represents that they are competent, qualified, capable, and equipped to install lights in approximately 20 trees in WM Brook Park (draped over tree canopies, and as otherwise described) within the time period specified.

H & H shall commence work on or about October 16, 2023 and shall complete installation no later than November 22, 2023. Lights shall be removed after the holidays no earlier than January 6, 2024 and no later than January 31, 2024.

City Responsibilities

1. City shall provide all lighting (bulbs, sockets, and weights) boxed and labeled per tree to H & H at a mutually agreed location. H & H shall be responsible for the care and condition of the lighting once in H & H possession.
2. City shall hire, at City expense, a qualified electrical contractor to connect installed lighting to power source.

H & H Responsibilities

1. H & H shall be responsible for all costs of equipment, manpower, insurance, and incidentals required to perform the installation.
2. H & H shall be responsible for the means and method of installation.
3. H & H shall be responsible for worksite safety, including, but not limited to, safety of H & H employees; City of Lampasas employees and volunteers; Park patrons and the public.
4. H & H shall keep in full force and effect insurance coverage during the term of this agreement, including without limitation statutory workers’ compensation insurance; employer’s liability and commercial general liability insurance. The insurance certificate shall name the City, its agents, officers, servants and employees as additional insured. Minimum coverage shall be at least \$1,000,000.00 per incident, claim or occurrence and \$2,000,000.00 aggregate. The automobile insurance minimum coverage shall be at least \$1,000,000.00 covering all owned, non-owned, and hired vehicles.

Independent Contractor

It is understood that H & H and its subcontractors, if any, in the performance of the work and services agreed to be performed, shall act as and be an independent contractor and shall not act as our agent or employee of the City.

Compensation

For services described in the agreement, the City shall compensate H & H thirty-thousand dollars (\$30,000.00) payable in the following installments:

- \$10,000.00 upon execution of this agreement
- \$10,000.00 upon complete installation
- \$10,000.00 upon complete removal, labeling and packaging of lights and materials.

Indemnity

H & H shall indemnify, defend and hold harmless the City, its officers, agents and employees from and against any and all claims, liabilities and losses whatsoever (including damages to property and injuries to or death of persons, court costs, and reasonable attorney's fees) to the extent occurring or resulting from H & H's negligent or unlawful performance of its obligations under or breach of the terms of the agreement, unless such claims, liabilities or losses arise out of, or are caused at least in part by the sole negligence or willful misconduct of the City.

Termination

Once executed, neither party may voluntarily terminate this Agreement. In the event installation of the lighting is not commenced by October 16, 2023 the City at its sole discretion may terminate this agreement immediately and shall be due all funds paid to H & H per this agreement.

Failure to complete installation or removal by specified time, may also result in immediate termination of this agreement at City's sole discretion.

Notice

Any notice required to be given under this agreement shall be in writing, either served in person, or sent by first class mail to the following:

City:
City of Lampasas
Chris Eicher, Director of Parks and Recreation
312 E. Third Street
Lampasas, Texas 76550
Phone 512-556-6831
ceicher@cityoflampasas.com

H & H:
Lucien Hodges
PO Box 70
Lometa, Texas 76853
Phone 512-734-2961

Entire Agreement

This agreement constitutes the entire agreement between the parties here and supersedes any prior understandings or written or oral agreements between the parties respecting the subject matter contained herein.

City:
City of Lampasas
A Municipal Corporation

H & H Tree Service

By: _____
Name: Finley deGraffenried
Title: City Manager

By: _____
Name: Lucien Hodges Jr.
Title: President

Attest:

Witness:

Becky Sims, City Secretary



City Manager

ITEM NO. 7.5

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

Subject:

Discussion and possible action concerning the approval of a bid from Silsbee Toyota in the amount of \$49,751.00 for a 2024 Toyota Tundra Crewmax SR 4x2 to replace a 2004 Chevrolet 1500 pickup for the Water/Wastewater Operations Supervisor.

Requested By: Van Sims Water & Wastewater Operations Manager

Submitted By: Ryan Ward, Assistant City Manager

Date Submitted: September 29, 2023 For the Agenda of: October 9, 2023

Procurement and Funding Statement:

The procurement process was followed by utilizing an interlocal cooperative purchase agreement with TIPS (The Interlocal Purchasing System)

Attachments: Bid document from Silsbee Toyota

Summary Statement:

During budget presentations for FY 23-24, City Council approved a new half ton work truck to replace a 2004 Chevrolet 1500 pickup. The city received a bid from Silsbee Toyota via TIPS. The Water Department is asking council to approve the bid from Silsbee Toyota for a 2024 Toyota Tundra Crew Max SR 4x2 in the amount of \$49,751.00. Staff is asking to consider the purchase of a Toyota due to the proven reliability the brand has established.

Recommendation:

Staff recommends approving the bid of \$49,751.00 from Silsbee Toyota for the purchase of a 2024 work truck and authorize the City Manager to execute all related documents.


City ManagerITEM NO. 7.6

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

Subject:

Discussion and possible action to consider a variance as defined in the City of Lampasas Code of Ordinances, Chapter 22 Businesses, Article II, Alcoholic Beverages, Sec. 22-33, sales near churches, schools or hospitals, for Alamo Coffee, at the proposed location of 401 S Key Avenue to sell beer and wine within 300 ft of a church, private school, public school, or public hospital.

Requested By: Becky Sims, City Secretary**Submitted By:** Becky Sims, City Secretary**Date Submitted:** September 29, 2023**For the Agenda of:** October 9, 2023**Procurement and Funding Statement:**

N/A

Attachments: Renderings, Ordinances**Summary Statement:**

This item has been placed on the agenda for Council consideration of a *variance* to the sale of wine and beer within 300 ft of a church, school or hospital. The Texas Alcohol and Beverage Commission granted authority to each municipality to decide on how and if they choose to enforce this rule. The City of Lampasas originally adopted in 1985 the rule to prohibit the selling of such alcoholic beverages within 300 feet of a church, private school, public school, or public hospital. However, as adopted by Ordinance, pursuant to the authority granted by V.T.C.A., Alcoholic Beverage Code § 109.33, the City Council may allow a variance to the minimum distance requirements and waive such requirements for a particular place of business if, after consideration of information presented, the City Council determines that enforcement of the minimum distance requirements:

- (1) *Is not in the best interest of the public;*
- (2) *Constitutes waste or inefficient use of land or other resources;*
- (3) *Creates an undue hardship on an applicant;*
- (4) *Does not serve its intended purposes;*
- (5) *Is not effective or necessary; or*
- (6) *Is not, for any reason the city council determines after consideration of the health, safety and welfare of the public and the equities of the situation, in the best interest of the community.*

Recommendation:

To consider a motion to approve a variance for Alamo Coffee at the proposed location of 401 S Key Avenue to sell beer and wine within 300 ft of a church, private school, public school, or public hospital as defined in Chapter 22 Businesses, Article II, Alcoholic Beverages, Sec. 22-33. - Sales near churches, schools or hospitals, item (C).



To: City Council

Staff Report

RE: Alamo Coffee Café Variance Request

Pursuant to the authority granted by V.T.C.A., Alcoholic Beverage Code § 109.33, the city council may allow a variance to the minimum distance requirements under subsection (a) and waive such requirements for a particular place of business if, after consideration of information presented, the city council determines that enforcement of the minimum distance requirements:

- (1) Is not in the best interest of the public;
 - This provision is a safety measure for each municipality, it is not enforced by TABC. TABC granted the authority to each municipality to enforce and/or to grant a variance based on what is in the best interest of the Community.
- (2) Constitutes waste or inefficient use of land or other resources;
 - The proposed location has been vacant since 2018 and has been in need of rehabilitation for many years. This location is on the main retail strip and is a focal point for citizens, as well as, travelers into our community. This is in line with the vision of the Comprehensive Plan on rehabilitating substandard structures and to improve the Key Avenue corridor with attractive destinations and services
- (3) Creates an undue hardship on an applicant;
 - Mr. Cornish started his coffee business in January 2020, as a wholesaler. In November 2020 he expanded his services and opened Alamo Coffee Café. Over the years they have expanded their food items to provide more variety and beverage options that include teas, energy drinks and smoothies. This new opportunity and location will allow for Mr. Cornish to expand his business plan, allow for easier access to his establishment and to benefit from Key Avenue traffic. He opened a Round Rock location in the Summer of 2022 with the same business plan as what is being proposed at this new location. This new location will provide room for outside seating, green space and outdoor games for patrons to enjoy.
- (4) Does not serve its intended purposes; N/A
- (5) Is not effective or necessary; or N/A
- (6) Is not, for any reason the city council determines after consideration of the health, safety and welfare of the public and the equities of the situation, in the best interest of the community.
 - Staff believes the investment at this location is in the best interest of the Community.



Round Rock

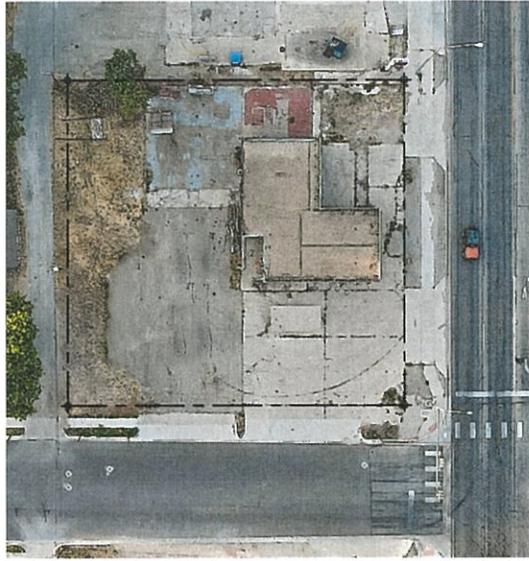
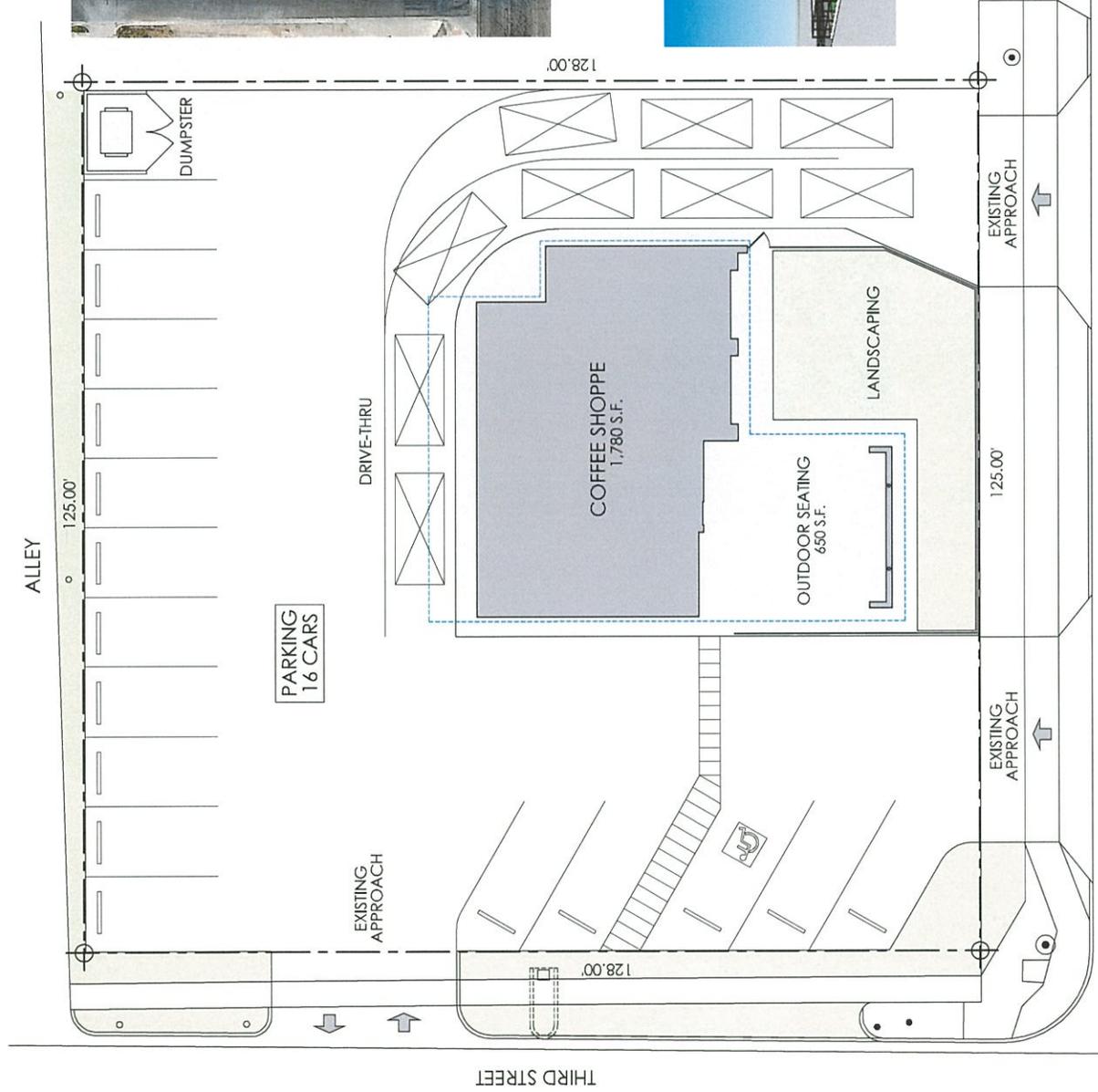
Come by and visit our Round Rock location. Fresh Coffee & Breakfast served all day. Beer on tap!

Hours:

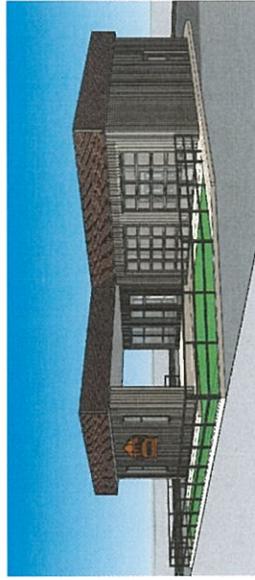
5:30AM-9PM Mon-Fri

7AM-9PM Sat-Sun





Existing Site Plan



Southwest View

North Arrow

Site Plan

0' 4' 12' 24'

1/16" = 1'-0" @ 11x17 PRINT

401 South Key Avenue

Lampasas, Texas

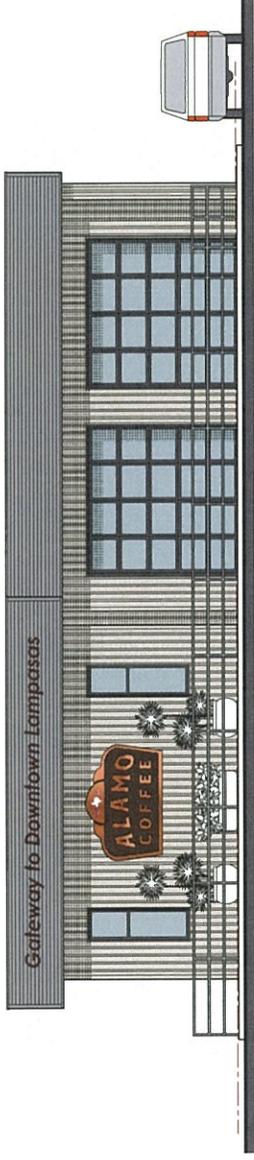
KEY AVENUE

THIRD STREET

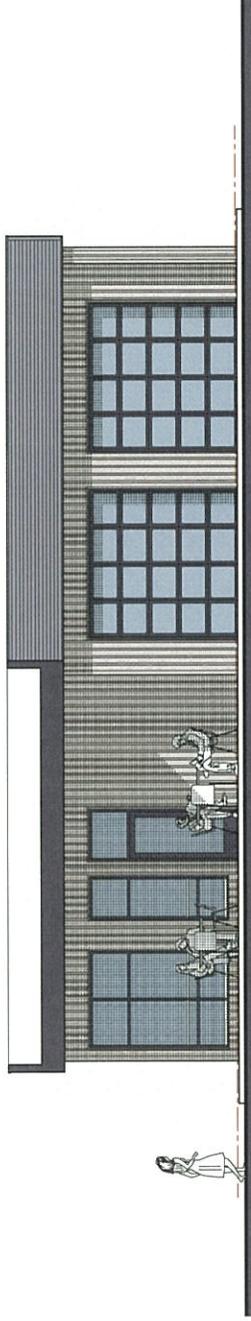
September 2023



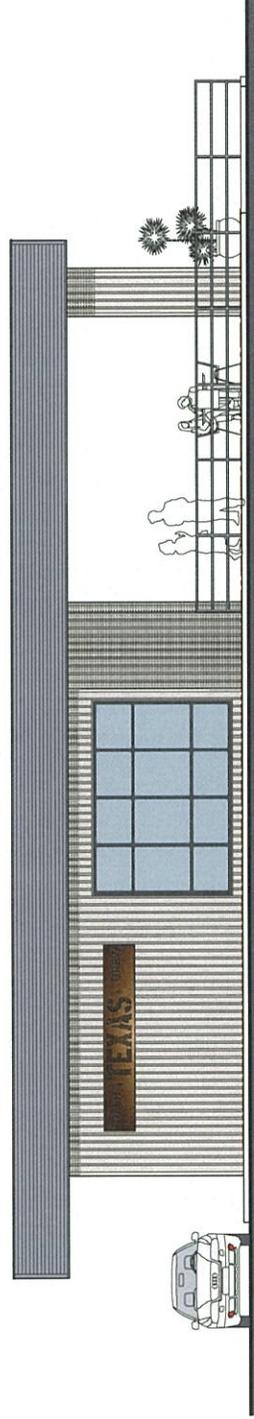
Iron Cornish
 Owner, Alamo Coffee Company
 319 Highway 263 Suite E, Lampasas, TX 76859
 512-796-7702 alamo@alamocoffee.com



Front View (Key Avenue)



Front View (Outdoor Seating)



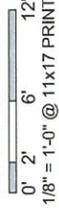
Left View (Third Street)

September 2023

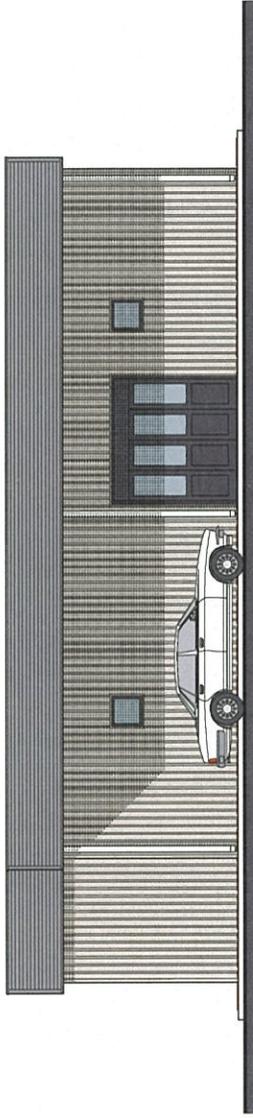


8838
 on Cornish
 Alamo Coffee Company
 114 Highway 283 Suite E, Lampasas, TX 76850
 512-799-2700 alamo@alamocoffee.com

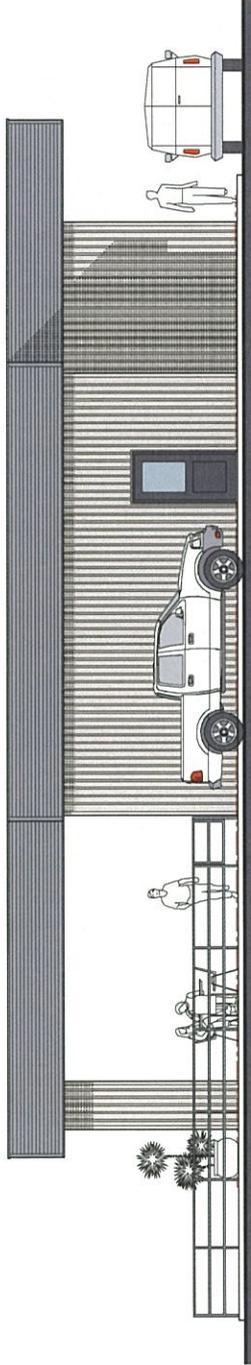
Elevations



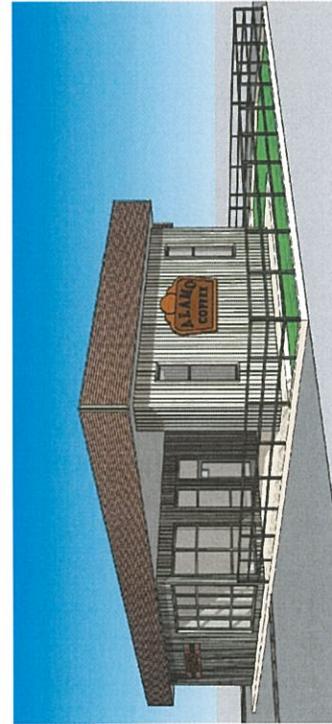
401 South Key Avenue
 Lampasas, Texas



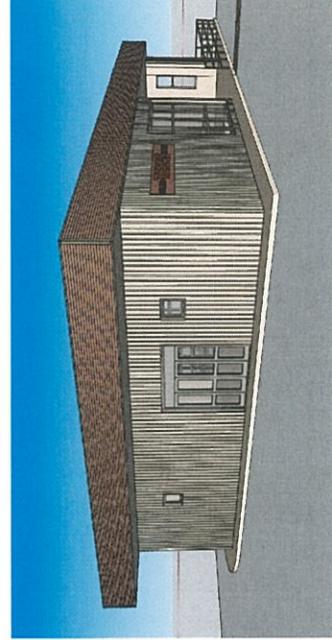
Rear View (Alley)



Right View



Northwest View



Northeast View

September 2023



Iron Cornish
 Owner, Alamo Coffee Company
 201 Highway 283, Suite 4, Lampasas TX 76859
 512-726-4702, alamo@alamocoffee.com

Elevations



401 South Key Avenue
 Lampasas, Texas

Chapter 22 BUSINESSES¹

ARTICLE I. IN GENERAL

Secs. 22-1—22-30. Reserved.

ARTICLE II. ALCOHOLIC BEVERAGES

Sec. 22-31. License and permit fees.

- (a) Pursuant to the authority granted to cities in V.T.C.A., Alcoholic Beverage Code § 11.38, there is hereby prescribed and levied annual permit fees equal to one-half of the state fee on premises located within the city holding permits issued under the provisions of V.T.C.A., Alcoholic Beverage Code § 11.31 et seq.
- (b) Pursuant to the authority granted to cities in V.T.C.A., Alcoholic Beverage Code § 61.36, there is hereby prescribed and levied annual license fees equal to one-half of the state fees on premises located within the city holding licenses issued under the provisions of V.T.C.A., Alcoholic Beverage Code § 61.31 et seq.

(Ord. No. 529, § C, 1-13-86)

Sec. 22-32. Payment of fees.

All fees shall be paid in advance to the city secretary for one year at the same time that the state annual renewal fee is due and payable. The city secretary shall issue an appropriate receipt for the payment of each such fee, and the holder of the state permit or license involved shall display such receipt in some conspicuous place on the premises in the same manner that the applicable state license or permit is displayed.

(Ord. No. 529, § D, 1-13-86)

Sec. 22-33. Sales near churches, schools or hospitals.

- (a) Pursuant to the authority granted by V.T.C.A., Alcoholic Beverage Code § 109.33, it shall be unlawful for any natural person or association of natural persons, trustee, receiver, partnership, corporation, organization or the manager, agent, servant or employee of any of them to sell alcoholic beverages within the corporate limits of the city if the place of business selling such alcoholic beverages is within 300 feet of a church, private school, public school, or public hospital.
- (b) The measurement of the distance between the place of business where alcoholic beverages are sold and the church or public school or hospital shall be as provided in V.T.C.A., Alcoholic Beverage Code § 109.33.
- (c) Pursuant to the authority granted by V.T.C.A., Alcoholic Beverage Code § 109.33, the city council may allow a variance to the minimum distance requirements under subsection (a) and waive such requirements for a

particular place of business if, after consideration of information presented, the city council determines that enforcement of the minimum distance requirements:

- (1) Is not in the best interest of the public;
- (2) Constitutes waste or inefficient use of land or other resources;
- (3) Creates an undue hardship on an applicant;
- (4) Does not serve its intended purposes;
- (5) Is not effective or necessary; or
- (6) Is not, for any reason the city council determines after consideration of the health, safety and welfare of the public and the equities of the situation, in the best interest of the community.

(Ord. No. 528, §§ 1, 2, 12-17-85; Ord. No. 1153, § 1, 7-24-2006; Ord. No. 1304, § 1, 12-13-2010)

State law reference(s)—Authority to restrict sale of alcoholic beverages, V.T.C.A., Alcoholic Beverage Code § 109.33.


City Manager

ITEM NO. 7.7

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

Subject:

Discussion and possible action regarding the reappointment of Bob Caughron and Danielle Shepard to the Zoning Board of Adjustment Board.

Requested By: Becky Sims, City Secretary

Submitted By: Becky Sims, City Secretary

Date Submitted: October 2, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint Bob Caughron and Danielle Shepard to the Zoning Board of Adjustment Board.

Recommendation:

To consider a motion to reappoint Bob Caughron and Danielle Shepard to the Zoning Board of Adjustment Board.

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City Manager

ITEM NO. 7.8

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

Subject:

Discussion and possible action to reappoint Robin Gradel, Shane Jones and Tasha Bates to the Parks and Recreation Advisory Board.

Requested By: Becky Sims, City Secretary

Submitted By: Becky Sims, City Secretary

Date Submitted: October 2, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint Robin Gradel, Shane Jones and Tasha Bates to the Parks and Recreation Advisory Board.

Recommendation:

To consider a motion to reappoint Robin Gradel, Shane Jones and Tasha Bates to the Parks and Recreation Advisory Board.

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City ManagerITEM NO. 7.9

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

Subject:

Discussion and possible action to reappoint Sheryl Hausmann, Lucy Walker, Judy Lansford and Susan Browder to the Library Advisory Board.

Requested By: Becky Sims, City Secretary

Submitted By: Becky Sims, City Secretary

Date Submitted: October 2, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint Sheryl Hausmann, Lucy Walker, Judy Lansford and Susan Browder to the Library Advisory Board.

Recommendation:

To consider a motion to reappoint Sheryl Hausmann, Lucy Walker, Judy Lansford and Susan Browder to the Library Advisory Board.

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City ManagerITEM NO. 7.10

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

Subject:

Discussion and possible action to reappoint Richard Procter to the Construction Board of Adjustment and Appeal Board.

Requested By: Becky Sims, City Secretary

Submitted By: Becky Sims, City Secretary

Date Submitted: October 2, 2023

For the Agenda of: October 9, 2023

Procurement and Funding Statement:

Attachments:

Summary Statement:

This item has been placed on the agenda to reappoint Richard Procter to the Construction Board of Adjustment and Appeal Board.

Recommendation:

To consider a motion to reappoint Richard Procter to the Construction Board of Adjustment and Appeal Board.

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