

**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, November 13, 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, November 13, 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 planning and creating an Economic Development Corporation Strategic Plan. *(pgs.3-4)*
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

Recognition of two Lampasas Police Officers and Dispatcher for Lifesaving Efforts

- Officer John Reza
- Officer Carlos Rodriguez
- Marisa Smith, Dispatcher

Recognition of Becky Sims for completing the Central Texas Council of Governments (CTCOG) Leadership Academy by Judge Randy Hoyer.

	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

2.0	MINUTES	PAGES
2.1	Discussion and possible action concerning approval of minutes of the Regular Meeting held on October 23, 2023	5-16

3.0	CONSENT AGENDA	PAGES
3.1	Discussion and possible action regarding purchases and charges in excess of \$4,000 from October 1, 2023-October 31, 2023.	17-24
3.2	Discussion and possible action to consider the second reading of an Ordinance to rezone .038 acres of land out of the Hillcrest Addition, Lot 1, Block 5 Lampasas, Texas Lampasas County from Two-Family Residential District (Duplex) "SF-2" to Commercial "C".	25-28

4.0	BOARDS/DEPARTMENT REPORTS	PAGES
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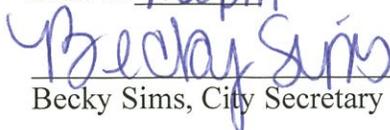
5.0	ROUTINE MATTERS	PAGES
5.1	CITY MANAGER'S OPERATIONAL REPORT <ul style="list-style-type: none"> • Eclipse • Water • EMS Report • Hostess House • Chamber 	29-36
5.2	MAYOR'S COMMENTS	N/A

6.0	UNFINISHED BUSINESS	N/A
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	NEW BUSINESS	PAGES
7.1	Discussion and selection of the website photo contest winner.	37-40
7.2	Discussion and possible action regarding voting of individuals for Lampasas Central Appraisal District (LCAD) Board of Directors.	41-44
7.3	Discussion and possible action regarding the approval of the Emergency Water Supply Agreement between the City of Lampasas and Kempner Water Supply Corporation.	45-56
7.4	Discussion and possible action regarding the approval of a Wings of Eagles Skate Competition Event at the Lampasas Skate Park December 16, 2023 from Noon-4:00 p.m.	57-62
7.5	Discussion and possible action regarding engineer proposal relating to Water Study for alternative water solutions.	63-64

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 9 day of November 2023 at 1:00pm



 Becky Sims, City Secretary



ITEM NO. WORKSHOP-2

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

Subject:

Discussion regarding planning and creating an Economic Development Corporation Strategic Plan

Requested By: Stacey Ybarra, EDC Director

Submitted By: Stacey Ybarra, EDC Director

Date Submitted: November 7, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement:

N/A

Attachments:

Summary Statement:

This workshop item serves to update the City Council on the development of the Economic Development Corporation Strategic Plan. Additionally, it extends an invitation to Council members to participate in the initial meeting of the LEDC Board on Wednesday, November 15, at 5:30 p.m., where the Strategic Plan will be discussed.

Recommendation:

Discussion only

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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, October 23, 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
Davis Keele
Charlie Pratus
Cathy Kuehne
Chuck Williamson

City Staff Present:

Finley deGraffenried, City Manager
Becky Sims, City Secretary
Jeff Smith, Fire Chief
Monica Wright, IT Director
Ryan Ward, ACM
Jody Cummings, Police Chief

Council Members Absent:

N/A

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 and presentation of the Lampasas County Chamber of Commerce Third and Fourth Quarter Reports.

Melissa Unger, Chamber Executive Director presented the Lampasas County Chamber of Commerce Bi-Annual Report. Council had no questions regarding items presented.

3. Discussion and recap from the Development Meeting.

Becky Sims, City Secretary/Zoning Administrator presented the following recap from the Development Meeting held on October 11, 2023.

Approximately 20 attendees that included council members, contractors, surveyor, chamber representative, realtors, City advisory board members, and developers.

Ryan Ward, ACM

Welcome everyone –

- Setting expectations for this meeting
- Planning for Future Growth

Staff Introductions

Stormwater Pollution Prevention – Residential

- Texas Commission on Environmental Quality (TCEQ) requirements
- City expectation is to manage even small sites (infill)
 - Stock Piles- Fencing
- Possible future plan

ROW Permit Process

- Reason for the permit is Traffic Safety required by the Texas Manual of Uniform Traffic Control Device (TMUTCD)
- Protect the City's assets and infrastructure
- Cost \$150 per street with minimum \$250 fine daily
- <https://www.lampasas.org/FormCenter/Public-Works-27/Row-Use-Application-96>

Streamlining our processes

- Utilizing My Government Online Portal
- Development Checklist

Becky Sims, City Secretary/Zoning Administrator

- Planning for continued growth
 - Avg 800 permits per year
 - Nov/Dec 2022- over 300 roof permits were issued
 - Since January 2020- issued 162 new res/comm bldg. permits
- Streamline/Improve Processes
- Encourage Pre-Development Meeting
- Development Checklist (In design phase)
 - Complete Plan Set
 - Site Plan with set-backs
 - Form Survey
 - Parking (commercial)
 - Landscape (commercial)
 - Irrigation Plan
 - Drainage Plan/Calcs (Infill)
 - Impact to neighbors
- Architectural Plan Set when required
- Engineered Plan Set when required
- Architectural Barrier- Texas Department of Licensing AND Regulation (TDLR) Registration # when required
- Meter Boxes/Water Meter (protecting/replacing)
- My Gov Portal
 - Convenience
 - Future work area at City Hall
 - Complete Documents/Plan Sets
 - Issuance of Permit
 - Payment of Permits
 - Inspection/Communication/Notes
 - 12–24-hour turnaround
- Pre-Construction Meeting

Frank Ellett, Building Official

- Code Cycles- ISO Rating
- Plan Review
 - 3rd Party- Commercial
 - 2–4-week turnaround time depending on project scope
- Inspection Process
 - 3rd party inspections (reciprocate)
- Redlined /Approved Plan Set Onsite

- Any changes must be approved
- Reiterate Importance of Pre-Development Meetings
- Reiterate Importance of Pre-Construction Meetings

JP Harris- Fire Marshal

- Fire Code Requirements
- Life Safety
- 24 hours advance notice- No inspections on Friday

Meeting Takeaways

- Positive Community Engagement
- Schedule Quarterly Meetings
- Strengthen Partnerships
- Continued Education on FEMA Guidelines, FFE Certificate (baseline & overall flood plain management)
- Continued Education on Historic Building Codes

Mr. Ward discussed FEMA base flood elevation maps. There is updated information provided on the FEMA website produced by the Estimated Base Flood Elevation Viewer, which includes estimated Base Flood Elevation (BFE) and approximate flood depth. Estimated base flood maps do not replace the FEMA maps but could with some study.

4. Discussion and recap from training session with Jo-Christy Brown, City Attorney.

Mrs. Sims, City Secretary provided a recap from the training session held on October 16, 2023 with Jo-Christy Brown, City Attorney.

Mrs. Brown took this opportunity to review Parliamentary Procedures as defined in Roberts Rules of Order, City Governance Policy as approved and adopted by City Council, City of Lampasas Home Rule Charter as adopted by the voters in 1986 and amended by the voters in 2016, which outlines Council responsibilities.

Mrs. Brown highlighted the following areas:

- *Basic Principles of Parliamentary Procedures*
- *Informal vs Formal Meetings*
- *Attendance of Council Members*
- *Meeting Preparation*
- *Mayor Role*
- *Agenda Management*
- *Meeting Management*
- *Council Decorum*
- *Main Motions, Secondary Motions, Subsidiary Motions & Privileged Motions*
- *Debate Protocol*
- *Public Comments*

At this time, Mayor and Council made no recommendations to change meeting processes, procedures or the Governance Policy.

5. Discussion regarding Request for Qualifications for Calvert Municipal Building for Landscape Design, Irrigation and Landscape Installation.

Finley deGraffenried, City Manager advised that since the completion of the interior rehabilitation of the Calvert Municipal Building, staff has been researching exterior improvement options along with the appropriate timing in moving this project forward. The attached Request for Qualifications is to seek contractor to design and install landscaping and irrigation to the grounds surrounding the Calvert Municipal Building, including Municipal Court based on the contractor's qualifications. This is a budgeted item and there is a corresponding action item on the regular agenda.

Council member Hernandez asked if the \$250,000.00 budgeted was for landscaping and design only. Mr. deGraffenried advised the budgeted amount includes internal basement finishes and external improvements.

6. Discussion and updates related to Water Supply Emergency Agreements, possible request for Wholesale Water Contract Amendments and possible conveyance of Water Infrastructure/Ground Storage Tank.

Mr. deGraffenried reviewed the following:

- *Water Study*
 - *Engineer Proposal by November 13th Council Meeting*
- *Emergency Agreement*
 - *Draft attached for Council review and comment*
 - *Highlighted areas of Agreement*
 - *Article II, General Conditions for Provision of Emergency Water Service*
 - *Provision of Service During an Emergency*
 - *2005 KWSC Contract*
 - *Duration of Service*
 - *Conservation Restrictions*
 - *Water Quality*
 - *Article IV, Rates and Payments*
 - *Rates*
 - *Article VI. Miscellaneous*
 - *Term*
- *Contract Amendment*
- *Conservation*
 - *Flushing Requirements*
 - *Water Looping Projects*
 - *Irrigation Schedule*
- *Georgetown Tank*
 - *Covered by Contract*
 - *Shared Expenses*
 - *Consideration of taking over tank from Kempner*
 - *Possible liability*
 - *Engineer report*
- *Future Meeting*
 - *January /February 2024*

7. Discussion regarding any item on the regular agenda

There was no discussion

8. Adjourn Workshop Session

Workshop adjourned at 6:08 p.m. and moved directly into Regular Session.

REGULAR SESSION

ANNOUNCEMENTS

A. Call to Order

Mayor Pearce called the Regular Session to order at 6:08 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

City Council recognized the following employees for their years of service.

- *William McYoung- 5 years*
- *Dustin Roscoe- 5 years*
- *Tyler Gillis- 10 years*
- *JP Harris- 25 years*

City Council recognized Municipal Courts Week as November 6-10th by Resolution.



City Council recognized Ashleigh Elizabeth as Community Champion

Through doLampasas, Ashleigh has connected businesses and the community. She recently proposed the Love Thy Neighbor Day, which brought our small town even closer. People were excited to be a part of this movement that encouraged them to simply love their neighbor. She allows God to work through her business and her personal life to shine the light on others. Ashleigh is an active member of the Lampasas community and business scene as well. She is regularly helping businesses find services and connecting other members to each other. She has really become a bridge for the City of Lampasas and to the small businesses that keep our beautiful town unique.



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.

There were no citizen comments

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

1.3	Public hearing to receive citizen comments to consider a request to rezone .038 acres of land out of the Hillcrest Addition, Lot 1, Block 5 Lampasas, Texas Lampasas County from Two-Family Residential District (Duplex) “SF-2” to Commercial “C”.
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Mayor Pearce opened the public hearing.

Becky Sims, City Secretary/Zoning Administrator presented the following:

- *The property owner is asking for consideration in rezoning property from Two-Family Residential District (Duplex) "SF-2" to Commercial "C".*
- *The area is characterized as mixed use. The property is surrounded by Retail "R", Single Family Residential-6 "SF-6", and Single Family Residential-10 "SF-10."*
- *All notifications and publications, as required by Ordinance and Statute, have been made. Staff mailed twenty-five (25) notices to property owners within 200 feet of the applicant's property; to date no letters in favor or in protest have been received.*
- *The area is identified as Traditional Residential (Neighborhood Retail) & Corridor Commercial (Office, Professional, Retail and Service Type Use) in the Comprehensive Plan*
- *This request was brought before the Planning Commission at the October 12, 2023 meeting and they did recommend approval.*

With no citizen comments, Mayor Pearce closed the public hearing.

2.0	MINUTES
2.1	Discussion and possible action concerning the approval of minutes of the Regular Meeting held on October 9, 2023.

Council member Keele moved to approve the minutes as presented; the motion was seconded by Council member Hernandez; with a unanimous vote, the motion carried.

2.2	Discussion and possible action concerning the approval of minutes of the Special Meeting held on October 16, 2023.
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Council member Keele moved to approve the minute as presented; the motion was seconded by Council member Kuehne; with a unanimous vote, the motion carried.

3.0	CONSENT AGENDA
3.1	Discussion and possible action regarding the second 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.

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

4.0	BOARDS/DEPARTMENT REPORTS
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Becky Sims, City Secretary and Frank Ellett, Building Official presented the Building and Planning Annual Report.

Day in Review
Educate
 Platting

Zoning

Land Use

Building Codes

- Minimum baseline standards
- Homestead Exemption

Preliminary Plan Review

- Professional Design Specialist

Utility availability

- Minimal concept plans

Code Enforcement

Meetings

Onsite meetings to discuss project prior to permitting

Pre-Construction Meetings with Staff, GC, Developers, and Trades

Site visit with trades prior to construction start date

Quarterly Development Meetings

Inspections

Timely- (Same day)

Several Re-inspection's

Total Paper Permits by Type (517)

Total MYGOV Portal Permits by Type (493)

Inspections by Month

October	65
November	98
December	59
January	46
February	58
March	78
April	54
May	77
June	55
July	46
August	58
September	69

Additional Project Data

- *Remodel permits consist of remodel/additions, flatwork, roofs, carports, patios, curb cuts, and storage buildings*
- *Approximately 20 Solar Panel Permits were issued this year under the Electrical Category.*
- *Roof permits equaled to almost 1/2 of the remodel permits issued due to the November Hail Storm.*
- *New Homes, New Construction and Remodel include trade segments.*

New Businesses/ Business Relocations

Planning & Zoning Meetings

Zoning Board of Adjustment Meetings

Adopted Ordinances

Zoning Regulations vs. Building Codes

Comprehensive Plan Short Term Goals

Wayfinding Sign Program

Challenges

5.0	ROUTINE MATTERS
5.1	City Manager's Operational Report

City Manager deGraffenried reviewed his report:

- LEDC The Lampasas Economic Development Corporation (“LEDC”) met on October 18th with an agenda that included Business Park signage, the Economic Development Strategic plan, and Incentive Guidelines and Principles. Stacey Ybarra, EDC Director, reviewed previous Strategic Plans, commissioned by previous Boards in 2001 and 2007, and opportunities the Board might take to review and update any plans or action steps. The LEDC Incentive Guidelines and Principals, last updated in May 2018, were reviewed with draft quantifiable prospect ratings. Generally, the Board was asked to provide input on the weight of various economic indicators when grading prospects for possible incentives, distilled to *what is important*. The Board also received reports on Alamo Coffee, various Business meetings and surveys, and the Courtyard Square Association.
- EMD Training Chief Cummings reports that one half of Police and Emergency Medical dispatchers have completed their Emergency Medical Dispatch certification. The designation will provide a higher level of service and care for individuals requiring emergency medical care by providing over the phone instructions prior to the arrival of first responders. Due to the time and commitment required to complete the certification, the Police Department opted to train Dispatchers one half at a time.
- Fire Prevention Chief Smith reports a busy Fire Prevention Month with City personnel visiting not only elementary schools, but also various day care, and child care facilities. Chief was particularly pleased with the cooperation and enthusiasm for the event at Taylor Creek Elementary where personnel and apparatus from Copperas Cove and Kempner also attended.
- Brush Chipping The City’s Brush collection and chipping program will commence October 30th and conclude December 1st. As in year’s past, brush, in lengths 4 foot or under, will be collected on curbside of residences during the month based on geographic area. Additionally, there will be no charge for brush drop-off at the Citizens’ Collection Station during November.
- LCRA Grants The City was notified this week that two Lampasas organizations would be receiving funding for their projects. On November 8th the Lions Club and Community Garden will receive recognition and ceremonial checks for their community enhancement projects. LCRA staff, organization representatives, and invited elected officials and staff will meet at the Community Gardens at 1:15 p.m., and reconvene at 2:00 p.m. at the 580 Sports Complex to recognize the projects and document the award. The Community Gardens will use the funds to improve accessibility; and the Lions Club will install body weight exercise equipment at the 580 Complex.
- Eclipse Council may have noticed additional information being pushed out to the website regarding the Eclipse including viewing and camping information. Notifications and links have been established and staff reports, even prior to the push, registrations have been received for the City’s viewing sites. Staff is also planning to conduct a table top exercise, primarily for public safety and public works staff, on November 15th, and a Town Hall meeting has been tentatively set for December 13th.
- AFNA Staff continues to meet with representatives from Ajinomoto Foods North America (“AFNA”) regarding on-site improvements to their grease interceptors. Sampling and

monitoring continues to assess the effectiveness of improvements. Staff is hopeful AFNA consultants can formulate recommendations for a long-term solution to their processing waste stream within the next 30 to 60 days.

TxDOT The City has received notification from TxDOT regarding a public meeting on improvements to US 281 north, from Lampasas to Evant. The closest meeting will be in Lampasas on November 14th from 5:30 to 7:30 p.m. at the New Covenant Church, however; meeting materials will be available on line by November 6th. The project proposes to widen 281 with two lanes in both directions, separated by a grass median. Additional Right of Way (“ROW”) acquisition has not been determined pending final design.

Staff Staff recognizes the following employees who began their City of Lampasas careers in October: Brandon Kepler, 13 years; Mike Blair, 13 years; Tom Zimpel, 13 years; Tyler Gillis, 10 years; Sawyer Smith, 7 years; Jessie Acosta, 17 years; Larry Wilson, 11 years; Jared Payne, 7 years; Van Sims, 13 years; William McYoung, 5 years; Becky Sims, 13 years; JP Harris, 25 years; Bryan Hall, 11 years; Dustin Roscoe, 5 years.

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 possible action regarding the award of contract for utility line tree trimming to LCRA and McCoy Tree Surgery in an amount not to exceed \$186,000.00
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Council member Keele moved to approve the award of contract for utility line tree trimming to LCRA and McCoy Tree Surgery in an amount not to exceed \$186,000.00, the motion was seconded by Council member Williamson, with a unanimous vote, the motion carried.

7.2	Discuss and consider the selection of winner of website photo contest.
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Council member Williamson moved to approve the winner of the website photo contest, the motion was seconded by Mayor Pro-Tem Morris, and with a unanimous vote, the motion carried.

7.3	Discussion and acceptance of the third and fourth quarter Lampasas County Chamber of Commerce and Visitor Center Reports
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Mayor Pro Tem Morris moved to accept the third and fourth quarter Lampasas County Chamber of Commerce and Visitor Center Reports; the motion was seconded by Council member Williamson and with a unanimous vote, the motion carried.

7.4	Discussion and possible action regarding Request for Qualifications for Calvert Municipal Building for Landscape Design, Irrigation and Landscape Installation.
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Mayor Pro Tem Morris moved to direct Staff to advertise Request for Qualifications for Calvert Municipal Building for Landscape Design, Irrigation and Landscape Installation; the motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.5	Discussion and possible action related to the approval of the Resolution to direct Staff to negotiate and finalize terms of the Water Supply Emergency Agreement.
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Council member Pratus moved to approve the Resolution to direct Staff to negotiate and finalize terms of the Water Supply Emergency Agreement and bring back to Council for final approval, the motion was seconded by Mayor Pro Tem Morris and with unanimous vote, the motion carried.

7.6	Discussion and possible action to consider approval, denial or approval with modifications to consider a request to rezone .038 acres of land out of the Hillcrest Addition, Lot 1, Block 5 Lampasas, Texas Lampasas County from Two-Family Residential District (Duplex) "SF-2" to Commercial "C".
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Council member Hernandez moved to approve the request to rezone .038 acres of land out of the Hillcrest Addition, Lot 1, Block 5 Lampasas, Texas Lampasas County from Two-Family Residential District (Duplex) "SF-2" to Commercial "C", the motion was seconded by Council member Kuehne and with a unanimous vote, the motion carried.

7.7	Discussion and possible action to reappoint Roland Schaub, Ryan Shahan, Steve Hudson and Sid Ball to the Lampasas Economic Development Corporation
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Council member Kuehne moved to reappoint Roland Schaub, Ryan Shahan, Steve Hudson and Sid Ball to the Lampasas Economic Development Corporation, the motion was seconded by Mayor Pro Tem Morris and with a unanimous vote, the motion carried.

7.8	Discussion and acknowledgment of the utilization of seized and awarded funds to purchase Police Department Equipment
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Council member Hernandez moved to approve the utilization of seized and awarded funds to purchase Police Department Equipment, the motion was seconded by Council member Keele, with Mayor Pro Tem Morris abstaining, the motion carried.

Adjourn- Council member Pratus moved to adjourn the meeting at 7:00 p.m., the motion was seconded by Mayor Pro Tem Morris and with a unanimous vote, the motion carried.

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 October 1, 2023 to October 31, 2023

Requested By: Yvonne Moreno, Finance Director

Submitted By: Yvonne Moreno, Finance Director

Date Submitted: November 6, 2023 For the Agenda of: November 13, 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 October 1, 2023 to October 31, 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-175 21455730	SEPTEMBER AEP ELECTRIC	E	10/20/2023	240,292.12		000118		240,292.12
56260	LOWER COLORADO RIVER AUTHORITY							
I-EW710980900727	SEPTEMBER LCRA	E	10/20/2023	611,527.02		000119		611,527.02
27050	IRS-PAYROLL TAXES							
I-T1 202310058369	FEDERAL WITHHOLDING	D	10/06/2023	22,771.18		000202		
I-T3 202310058369	FICA TAX	D	10/06/2023	31,471.62		000202		
I-T4 202310058369	MEDICARE TAX	D	10/06/2023	7,360.22		000202		61,603.02
84250	TEXAS MUNICIPAL RETIREMENT SYS							
I-TMR202309018365	RETIREMENT CONTRIBUTIONS	D	10/05/2023	1,133.78		000203		
I-TMR202309078366	RETIREMENT CONTRIBUTIONS	D	10/05/2023	57,666.12		000203		
I-TMR202309218367	RETIREMENT CONTRIBUTIONS	D	10/05/2023	59,198.67		000203		117,998.57
27050	IRS-PAYROLL TAXES							
I-T1 202310198370	FEDERAL WITHHOLDING	D	10/20/2023	23,055.14		000204		
I-T3 202310198370	FICA TAX	D	10/20/2023	31,719.24		000204		
I-T4 202310198370	MEDICARE TAX	D	10/20/2023	7,418.30		000204		62,192.68
17865	COLONIAL LIFE & ACCIDENT							
I-AC1202309078366	ACCIDENT INSURANCE	R	10/05/2023	372.59		173554		
I-AC2202309218367	ACCIDENT INSURANCE	R	10/05/2023	372.64		173554		
I-AC3202309078366	ACCIDENT INSURANCE	R	10/05/2023	657.13		173554		
I-AC3202309218367	ACCIDENT INSURANCE	R	10/05/2023	657.13		173554		
I-CN1202309078366	CANCER INSURANCE	R	10/05/2023	231.44		173554		
I-CN2202309218367	CANCER INSURANCE	R	10/05/2023	231.46		173554		
I-HO1202309078366	HOSPITAL INCOME PREMIUM	R	10/05/2023	0.01		173554		
I-HO3202309078366	HOSPITAL INCOME - PRETAX	R	10/05/2023	145.49		173554		
I-HO3202309218367	HOSPITAL INCOME - PRETAX	R	10/05/2023	145.49		173554		
I-HOS202309218367	HOSPITAL INCOME - PRETAX	R	10/05/2023	0.01		173554		
I-LF3202309218367	UNIV/COL LIFE AFTER TAX	R	10/05/2023	396.70		173554		
I-LF7202309078366	NON-PRETAX LIFE INSURANCE	R	10/05/2023	396.72		173554		
I-LF8202309078366	AFTER TAX COLONIAL PRODUCTS	R	10/05/2023	1,074.75		173554		
I-LF8202309218367	AFTER TAX COLONIAL PRODUCTS	R	10/05/2023	1,074.75		173554		
I-LP1202309078366	PRETAX LPSD DISABILITY	R	10/05/2023	0.01		173554		
I-LP3202309078366	LPSD DISABILITY AFTERTAX	R	10/05/2023	26.72		173554		
I-LP3202309218367	LPSD DISABILITY AFTERTAX	R	10/05/2023	26.72		173554		5,809.76
03376	PRINCIPAL LIFE INSURANCE COMPA							
I-10042023	PRINCIPAL LIFE INSURANCE COMPA	R	10/05/2023	309.30		173562		
I-DN1202309078366	EMPLOYEE SHARE HEALTH INSUR	R	10/05/2023	784.86		173562		
I-DN2202309218367	EMPLOYEE SHARE HEALTH INSUR	R	10/05/2023	784.86		173562		
I-GDC202309218367	DENTAL INSURANCE PREMIUM	R	10/05/2023	1,030.08		173562		
I-GDE202309218367	DENTAL INSURANCE PREMIUM	R	10/05/2023	1,092.75		173562		
I-GDF202309218367	DENTAL INSURANCE PREMIUM	R	10/05/2023	1,508.78		173562		
I-GDS202309218367	DENTAL INSURANCE PREMIUM	R	10/05/2023	565.76		173562		

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
I-GVC202309218367	VISION INSURANCE PREMIUM	R	10/05/2023	150.92		173562		
I-GVE202309218367	VISION INSUR PREMIUM	R	10/05/2023	241.92		173562		
I-GVF202309218367	VISION INSURANCE PREMIUM	R	10/05/2023	253.26		173562		
I-GVS202309218367	VISION INSURANCE PREMIUM	R	10/05/2023	108.32		173562		
I-VS1202309078366	EMPLOYEE SHARE HEALTH PLAN	R	10/05/2023	91.88		173562		
I-VS2202309218367	EMPLOYEE SHARE HEALTH INSUR	R	10/05/2023	91.88		173562		7,014.57
74775	SCOTT & WHITE HEALTH PLAN							
C-HEA202309218367	EMPLOYEE SHARE HEALTH INSURANC	R	10/05/2023	105.77CR		173577		
I-10042023	SCOTT & WHITE HEALTH PLAN	R	10/05/2023	8,162.07		173577		
I-CCC202309218367	HEALTH INSURANCE PREMIUM	R	10/05/2023	7,406.19		173577		
I-CCE202309218367	HEALTH INSURANCE PREMIUM	R	10/05/2023	11,236.15		173577		
I-CCF202309218367	HEALTH INSURANCE PREMIUMS	R	10/05/2023	4,111.36		173577		
I-CCS202309218367	HEALTH INSURANCE PREMIUM	R	10/05/2023	3,674.96		173577		
I-HE1202309218367	HEALTH INSURANCE PREMIUM	R	10/05/2023	6,593.34		173577		
I-HEA202309078366	EMPLOYEE SHARE HEALTH INSURANC	R	10/05/2023	13,095.97		173577		
I-HEC202309218367	EMPLOYEE SHARE HEALTH INSURANC	R	10/05/2023	12,990.20		173577		
I-HI1202309218367	CITY HEALTH INSURANCE	R	10/05/2023	15,579.20		173577		
I-HID202309218367	CITY HEALTH INSURANCE	R	10/05/2023	22,344.84		173577		
I-HIE202309218367	EMPLOYEE CITY HEALTH CONTRIB	R	10/05/2023	29,723.85		173577		134,812.36
02860	FUELMAN							
I-NP65126121	FUELMAN	R	10/06/2023	15,154.46		173579		15,154.46
90400	UNITED STATES POST OFFICE							
I-10062023	PERMIT 81 POSTAGE	R	10/06/2023	5,000.00		173584		5,000.00
02976	WASTE CONNECTIONS							
I-2834494V165	COMMERCIAL SOLID WASTE	R	10/06/2023	64,479.40		173588		
I-2834495V165	RESIDENTIAL SOLID WASTE	R	10/06/2023	54,163.64		173588		118,643.04
52200	LAMPASAS PUBLIC UTILITIES							
I-09292023	SEPTEMBER 2023	R	10/12/2023	36,725.53		173608		36,725.53
02754	MASTERCARD							
C-09122023	HOTEL CREDIT/HILTON	R	10/13/2023	464.11CR		173627		
I-000003154J	A WATER APPLICATION FEE	R	10/13/2023	113.75		173627		
I-00869J	PRIMER FOR PICNIC TABLES	R	10/13/2023	30.00		173627		
I-00939J	COUNCIL DINNER	R	10/13/2023	82.98		173627		
I-01109J	COUNCIL DINNER/BELLA	R	10/13/2023	179.98		173627		
I-01559J	IRRIGATION PARTS-TURNER	R	10/13/2023	27.45		173627		
I-02569J	COUNCIL DINNER	R	10/13/2023	155.85		173627		
I-02808J	COUNCIL DINNER/PIZZA	R	10/13/2023	74.96		173627		
I-02992J	FALL SUPPLIES	R	10/13/2023	62.30		173627		
I-08312023	LICENSE RENEWAL	R	10/13/2023	111.00		173627		
I-09152023	PRE-EMPLOYMENT SCREEN	R	10/13/2023	7.50		173627		
I-09222023	INTERIOR ERGONOMIC CHAIR	R	10/13/2023	623.89		173627		
I-09272023	LICENSE RENEWAL FEE	R	10/13/2023	111.00		173627		

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
I-10062023	4 MED FR SHIRTS-MICAH	R	10/13/2023	400.48		173627		
I-2081434	HOTEL TML/ HERNANDEZ	R	10/13/2023	946.59		173627		
I-2081434**	HOTEL TML/ HERNANDEZ	R	10/13/2023	136.41		173627		
I-2081498	HOTEL/TML RYAN	R	10/13/2023	946.59		173627		
I-2081526	HOTEL/TML FINLEY	R	10/13/2023	1,083.00		173627		
I-2081550 10062023	HOTEL/TML VAN SIMS	R	10/13/2023	946.59		173627		
I-2081550 10062023*	HOTEL/TML VAN SIMS	R	10/13/2023	90.94		173627		
I-2081620	HOTEL/PEARCE	R	10/13/2023	946.59		173627		
I-2081629	HOTEL/TML PRATUS	R	10/13/2023	946.59		173627		
I-2081822	HOTEL/TML MORRIS	R	10/13/2023	1,083.00		173627		
I-21836447	ANNUAL SUB EPOCH TIMES	R	10/13/2023	159.00		173627		
I-309	2023 ANIMAL LAW BOOK	R	10/13/2023	44.50		173627		
I-44475	WILSON FIREARM INSTRUCTOR	R	10/13/2023	200.00		173627		
I-6050	SEMINAR REGISTRATION FEE	R	10/13/2023	380.00		173627		
I-6053	ELECTION LAW SEMINAR	R	10/13/2023	350.00		173627		
I-6322309055700269	VOLUNTEER MATRIX	R	10/13/2023	308.77		173627		
I-726459134	HALLOWEEN ITEMS	R	10/13/2023	152.34		173627		
I-7317744776	UNIT 23 FLOORLINERS	R	10/13/2023	132.95		173627		
I-7791628989	SHORT TERM RENTAL WEBINAR	R	10/13/2023	125.00		173627		
I-CS0DE961840	STOCK IMAGES	R	10/13/2023	29.00		173627		
I-DS001232801	DROP SEND BUSINESS LITE	R	10/13/2023	45.00		173627		
I-RC26457589	TML TRAINING FOR PFI	R	10/13/2023	275.00		173627		10,844.89
02344	BRENNTAG SOUTHWEST INC							
I-BSW495567	BLEACH 190 METER SITE	R	10/16/2023	1,940.00		173647		
I-BSW495568	BLEACH 380 METER SITE	R	10/16/2023	2,123.00		173647		4,063.00
16457	CARDINAL TRACKING, INC.							
I-132996	CAD RMS LICENSE AGREEMENT	R	10/16/2023	20,619.30		173649		20,619.30
00604	ENVIRONMENTAL IMPROVEMENT INC							
I-053256	INSTALL GEARBOX	R	10/16/2023	9,600.00		173656		9,600.00
49600	LAMPASAS COUNTY							
I-10022023	CITY CO-FUNDING THE HOP	R	10/16/2023	34,000.00		173678		34,000.00
01488	LAW OFFICES OF JO-CHRISTY BROW							
I-29866	GENERAL MATTERS/AUGUST	R	10/16/2023	4,025.00		173682		4,025.00
01941	EDUCATION FOUNDATION FOR LAMPA							
I-10042023	DONATION	R	10/16/2023	8,500.00		173683		8,500.00
02250	MOTOROLA SOLUTIONS, INC.							
I-8230423052	ANNUAL RADIO CONSOLE	R	10/16/2023	10,663.72		173689		10,663.72

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
02501	SHI GOVERNMENT SOLUTIONS							
I-GB00504967	WATCHGUARD FIREWALL	R	10/16/2023	2,792.25		173699		
I-GB00505232	WATCHGUARD EPDR ANTIVIRUS	R	10/16/2023	13,188.00		173699		15,980.25
01357	SINGLETON, CLARK & COMPANY, PC							
I-2266	INTERIM FYE 2023	R	10/16/2023	13,500.00		173700		13,500.00
00016	TEXAS MUNICIPAL LEAGUE							
I-2994 10012023	CITY LIABILITY/PROP INSUR	R	10/16/2023	358,882.28		173707		358,882.28
02122	TRAC-N-TROL INC							
I-10080	SPRING ST FLOW METER	R	10/16/2023	1,125.85		173714		
I-10091	HIDDEN OAKS SCADA	R	10/16/2023	15,937.50		173714		
I-10092	SPRING ST SCADA	R	10/16/2023	3,675.00		173714		20,738.35
03375	US FLEET TRACKING LLC							
I-452862	ANNUAL SERVICE - GPS	R	10/16/2023	4,320.00		173716		4,320.00
02202	H & H TREE SERVICE INC							
I-DRAW 1 10162023	CHRISTMAS LIGHTS/DECOR	R	10/19/2023	10,000.00		173768		10,000.00
02209	JONES-HEROY & ASSOCIATES INC							
I-19945	AFNA CONTRACT	R	10/19/2023	1,045.00		173773		
I-19946	FAIRVIEW DRAINAGE	R	10/19/2023	4,500.00		173773		
I-19947	SPRING ST PS UPGRADE	R	10/19/2023	1,330.00		173773		6,875.00
82300	TECHLINE, INC							
I-134448100	LINE MATERIAL	R	10/19/2023	25,772.17		173793		
I-134448101	LINE MATERIAL	R	10/19/2023	1,500.00		173793		
I-134448103	LINE MATERIAL	R	10/19/2023	505.00		173793		
I-134448104	LINE MATERIAL	R	10/19/2023	815.85		173793		
I-134448105	LINE MATERIAL	R	10/19/2023	429.50		173793		
I-134448106	LINE MATERIAL	R	10/19/2023	48.18		173793		
I-134448108	LINE MATERIAL	R	10/19/2023	1,641.54		173793		
I-134448109	LINE MATERIAL	R	10/19/2023	286.65		173793		
I-134483400	LINE MATERIAL	R	10/19/2023	3,905.93		173793		34,904.82
03493	TROJAN TECHNOLOGIES GROUP ULC							
I-200 16546	UV LAMPS	R	10/19/2023	8,836.58		173803		8,836.58
03396	US BANK EQUIPMENT FINANCE							
I-510179609	BODY WORN CAMERA MAINT	R	10/19/2023	12,171.67		173807		12,171.67

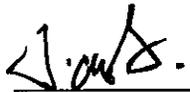
VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6960	BIO-CHEM LAB INC							
I-204490823	AUGUST ANALYSIS	R	10/25/2023	3,029.00		173837		
I-224300923	SEPTEMBER WWTP EFF ANALY	R	10/25/2023	2,193.00		173837		5,222.00
02344	BRENNTAG SOUTHWEST INC							
I-BSW500467	BLEACH 580	R	10/25/2023	1,702.10		173839		
I-BSW500468	BLEACH 190 METER SITE	R	10/25/2023	2,342.60		173839		4,044.70
01490	CENCO, INC							
I-INV0611	SUPER ENZYMES DEGREASER	R	10/25/2023	4,236.00		173844		4,236.00
01344	CORE & MAIN LP							
I-T705385	WATER APPURTENANCES	R	10/25/2023	2,522.20		173845		
I-T708410	MERTER BOX W/LIDS	R	10/25/2023	1,144.47		173845		
I-T708552	DFW 38 METER BOX	R	10/25/2023	294.23		173845		
I-T713249	8" ALPHA VALVE	R	10/25/2023	1,120.00		173845		5,080.90
01505	TEXAS COMMISSION ON ENVIRONMEN							
I-AEF0027117	ACCT#21009467	R	10/25/2023	908.96		173870		
I-BWM0024470	WATERMASTER FEE-GOLF	R	10/25/2023	50.00		173870		
I-BWM0024471	WATERMASTER FEE-GOLF	R	10/25/2023	1.03		173870		
I-BWM0024472	WATERMASTER FEE-GOLF	R	10/25/2023	50.00		173870		
I-BWM0024473	WATERMASTER FEE-GOLF	R	10/25/2023	782.45		173870		
I-BWM0024474	WATERMASTER FEE-GOLF	R	10/25/2023	50.00		173870		
I-BWM0024475	WATERMASTER FEE-GOLF	R	10/25/2023	37.96		173870		
I-BWM0024476	WATERMASTER FEE-GOLF	R	10/25/2023	4.16		173870		
I-BWM0024477	WATERMASTER FEE-GOLF	R	10/25/2023	1.83		173870		
I-CWQ0073181	ACCT #23001760	R	10/25/2023	11,360.20		173870		13,246.59
01723	ISOM VETERINARY HOSPITAL							
I-96361	SEPTEMBER SERVICES	R	10/27/2023	4,344.05		173894		4,344.05

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	31	947,858.82	0.00	947,858.82
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	3	241,794.27	0.00	241,794.27
EFT:	2	851,819.14	0.00	851,819.14
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
				INVOICE AMOUNT		DISCOUNTS		CHECK AMOUNT
VENDOR SET: 99	BANK: FSB	TOTALS:	36	2,041,472.23		0.00		2,041,472.23
BANK: FSB	TOTALS:		36	2,041,472.23		0.00		2,041,472.23
REPORT TOTALS:			36	2,041,472.23		0.00		2,041,472.23

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City Manager

ITEM NO. 3.2

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

Subject:

Discussion and possible action to consider the second reading of an Ordinance to rezone .038 acres of land out of the Hillcrest Addition, Lot 1, Block 5 Lampasas, Texas Lampasas County from Two-Family Residential District (Duplex) "SF-2" to Commercial "C".

Requested By: Becky Sims, City Secretary/Zoning Administrator

Submitted By: Becky Sims, City Secretary/Zoning Administrator

Date Submitted: October 18, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement:

N/A

Attachments: Ordinance

Summary Statement:

This is the second reading of an Ordinance.

Recommendation:

To consider a motion to approve the second reading of an Ordinance to rezone .038 acres of land out of the Hillcrest Addition, Lot 1, Block 5 Lampasas, Texas Lampasas County from Two-Family Residential District (Duplex) "SF-2" to Commercial "C".

ORDINANCE NO. _____

AN ORDINANCE GRANTING A REQUEST TO REZONE PROPERTY, AND ORDERING A CHANGE TO ORDINANCE NO. 878 AND THE ACCOMPANYING CITY OF LAMPASAS OFFICIAL ZONING MAP, AS AMENDED, TO CHANGE THE ZONING CLASSIFICATION FROM TWO-FAMILY RESIDENTIAL DISTRICT (DUPLEX) "2F" TO COMMERCIAL "C" FOR PROPERTY DESCRIBED AS LOT 1, BLOCK 5, 0.38 ACRES, HILLCREST ADDITION LAMPASAS, TEXAS LAMPASAS COUNTY GENERALLY LOCATED AT THE INTERSECTION OF CENTRAL TEXAS EXPRESSWAY AND HOLLYWOOD DRIVE DETAILING RESTRICTIONS RELATED THERETO; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Mike Irvin, owner, submitted a request to rezone property legally described as Lot 1, Block 5, Hillcrest Addition Lampasas, Texas, generally located at the intersection of Central Texas Expressway and Hollywood Drive Lampasas, Texas Lampasas County and as shown the attached exhibit, Texas, in Lampasas County, Texas, from Two-Family Residential District (Duplex) "2F" to Commercial "C"; and

WHEREAS, pursuant to Section 10.4 of the City's Zoning Ordinance, notice of the rezone request was given to all property owners located within two hundred feet (200') of the property; and

WHEREAS, pursuant to Section 10 of the Zoning Ordinance of the City of Lampasas, Texas, public notice has been given, and a public hearing was held on October 12, 2023 by the Planning & Zoning Commission regarding the request for a rezone by the Applicant; and

WHEREAS, pursuant to Section 10 of the Zoning Ordinance of the City of Lampasas, Texas, public notice has been given, and a public hearing was held on October 23, 2023 by the City Council regarding the request for a rezone by the Applicant; and

WHEREAS, the City Council finds that it is in the public interest to approve the request to rezone the property from Two-Family Residential District (Duplex) "2F" to Commercial "C"; and

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

Part 1: That the rezone requested by Mike Irvin, owner, related to the property described as Lot 1, Block 5, Hillcrest Addition Lampasas, Texas, generally located at the intersection of Central Texas Expressway and Hollywood Drive Lampasas, Texas Lampasas County and as shown the attached exhibit, is hereby approved.

Part 2: The City's staff shall take actions necessary to reflect this revision in City documentation, including a change to the City's Zoning map.

Part 3: 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 FIRST READING ON THIS 23rd DAY of October 2023

PASSED AND ADOPTED ON SECOND READING ON THE 13th DAY of November, 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]

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City of Lampasas

M E M O

To: Mayor and City Council
From: Finley deGraffenried
Re: Manager's Report
Date: 9 November 2023

- Eclipse** Staff held a check-in meeting on November 2nd in preparation for the upcoming table top exercise on November 15th, as well as the upcoming Town Hall meeting to be held December 13th. The table top exercise is intended to uncover possible holes in the City's planning through problem solving scenarios for staff to process. The tentative agenda for the Town Hall meeting generally covers City planning to date; expectations for our citizens; and discussion regarding City viewing sites and private events. Staff has also documented and verified all contractor services and equipment providers.
- Water** With the exception of a little air in our lines causing temporary milky water, the City is back to normal after the main rupture in Kempner last week. With the exception of a few isolated areas, early in the event, most areas of the City maintained water pressure. Staff was able to release stored water in Georgetown Tank to maintain pressure in the lower plain, while also supplying water to the Nix Tank through the Spring Street pump station. In a report received November 8th from Central Texas Water Supply Corporation ("CTWSC"), they noted that the Lakecliffe Plant, servicing Lampasas, Kempner and West Bell Water Supply, remains down due to damage received by high flows and debris being washed down stream on October 26th. This week repairs continue on lines, wiring and raw water pumps 6 and 7 (the deepest two raw water pumps). CTWSC also reports that raw water pump 5 has been wired and will be attached to a floating barge with the assistance of divers. The plant remains down, however; CTWSC is hopeful incremental improvements can be made over the next several weeks.
- EMS Report** Attached is the Hamilton County Hospital District Emergency Medical Services report for the month of October. Of the 379 total calls for service in Lampasas County areas, 177 were initiated in the City of Lampasas, or 47% of total calls; and 73 calls were related to Rollins Brook transfers. The report includes the Disposition of Calls, Level of Service provided, and Patient Hospital Destinations. Response times are well within targets at 5 minutes 12 seconds for the City of Lampasas.
- Hostess House** Last week staff received updated floor plans and conceptual re-bid plans for the Hostess House. Staff will provide comment and respond to Reliance this week, and at first glance will offer comment related to some of the exterior work and the re-bid plan. Reliance also notes continued progress from design and professional sub-contractors in meeting full requirements for the bidding phase.

Chamber

Staff passes on information received from the Lampasas County Chamber of Commerce. A Save the Date card has been received for the annual Wild West Casino Night on February 17, 2024. The dinner, auction and gaming event will benefit Vision Lampasas, the Lampasas Lions Club, and the Chamber of Commerce. Information is available on the Chamber website, lampasaschamber.org.



HAMILTON COUNTY HOSPITAL DISTRICT
 EMERGENCY MEDICAL SERVICES
 400 N. Brown, Hamilton, Texas 76531
 (254) 386-1898
 TX #097006

EMS Medical Director
 Timothy Rudolph M.D.

EMS Director
 Patrick Cobb EMTP, CEM

Lampasas EMS Report October 2023

RESPONSE TIMES:

Lampasas County (15min 90% Annual) AVG 11 min 51 sec
 City of Lampasas (8min 59sec 90% Annual) AVG 5 min 12 sec

DISPOSITION OF CALLS BY MICU NUMBER:

NATURE	EMS 6	EMS 60	M 61	M 62	M 63	M 69	M12	M41
Cancelled (No Patient Contact)		1	2	4	2			1
Cancelled (Prior to Arrival at Scene)		1	4	4	3			
Cancelled on Scene/No Patient Found			1	1	1			
Patient Dead on Scene-No Resuscitation Aatt.		3	1	2				
Patient Dead on Scene Resuscitation Attempted					1			
Patient Refused Evaluation/Care (No Transport)		10	12	11	8			
Patient Treated, Released (AMA)		5	15	12	16	1		
PT Treated, Transferred to another provider			1	1	2			
Standby (Fire, LE, Football)	2	2	1	5		3		
Transported Lights/Siren			4	2	4			
Transported No Lights/Siren			91	89	49		1	

Total Events: 379

Total Patient Transports: 245

Level of Service by MICU Number:

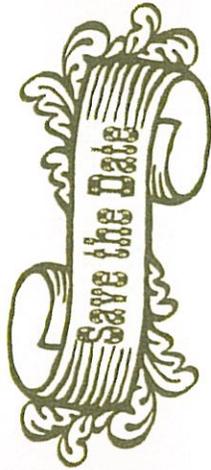
	EMS 6	EMS 60	M 61	M 62	M 63	M69	M12	M41
BASIC LIFE SUPPORT	0	21	43	50	34	1		1
ADVANCED LIFE SUPPORT	1	1	86	74	47	3	1	
CRITICAL CARE			1	4				
N/A	1		2	3	5			

CALLS FOR SERVICE BY LAMPASAS COUNTY AREAS (0)

AREA	# of Calls	% of Total CFS in Lampasas County
City of Lampasas	177	47%
Lampasas VFD Area	53	14%
Kempner VFD Area	49	13%
Lometa VFD Area	19	5%
Adamsville VFD Area	1	<1%
Mutal Aid Given	7	<2%
RBCH Transfers	73	19%

PATIENT HOSPITAL DESTINATIONS BY TRANSPORT DISTRICT

Receiving Facility	Lampasas VFD	Lampasas City	Kempner VFD	Lometa VFD	Adamsville VFD				
Advent RBCH	13	57	0	3	1				
Advent CenTex	12	34	19	3	0				
Seton HL	1	2	0	0	0				
BSW Temple	0	0	1	0	0				
McLane	0	1	1	1	0				
Seton HH	4	4	1	0	0				
Seton WC	0	0	0	0	0				
BSW MF	1	1	0	0	0				
DACH	0	0	2	0	0				
VA Temple	0	1	0	0	0				
Landing Zone	1	0	1	0	0				



Dinner

Auction

Gaming

Benefitting

Vision Lampasas
Lampasas Lions Club
Lampasas Chamber of Commerce

Info



512.556.5172

lampasaschamber.org

**Purchase by Dec. 31st for
bonus tickets,
compliments of the house.**





Relaxer Architecture, L.L.
 2108 West Loop, Suite 200
 Dallas, Texas 75201
 Phone: (214) 752-7666
 www.relaxerarch.com

Project Manager
 G. J. Johnson
 504 E. River 113
 Dallas, Texas 75201
 Phone: (214) 854-4203

Structural Engineer
 P. J. Johnson
 11776 Katy Ave.
 Houston, Texas 77079
 Phone: (281) 485-2994

MEP Engineer
 M. J. Johnson
 11776 Katy Ave.
 Houston, Texas 77079
 Phone: (281) 485-2994

Heating, Cooling, & Refrigeration
 Engineers
 M. J. Johnson
 11776 Katy Ave.
 Houston, Texas 77079
 Phone: (281) 485-2994

Professional Engineer
 J. M. F. Johnson
 3411 Lakewood Pkwy., Ste. 205
 Houston, Texas 77058
 Phone: (281) 772-2411

Professional Engineer
 J. M. F. Johnson
 3411 Lakewood Pkwy., Ste. 205
 Houston, Texas 77058
 Phone: (281) 772-2411

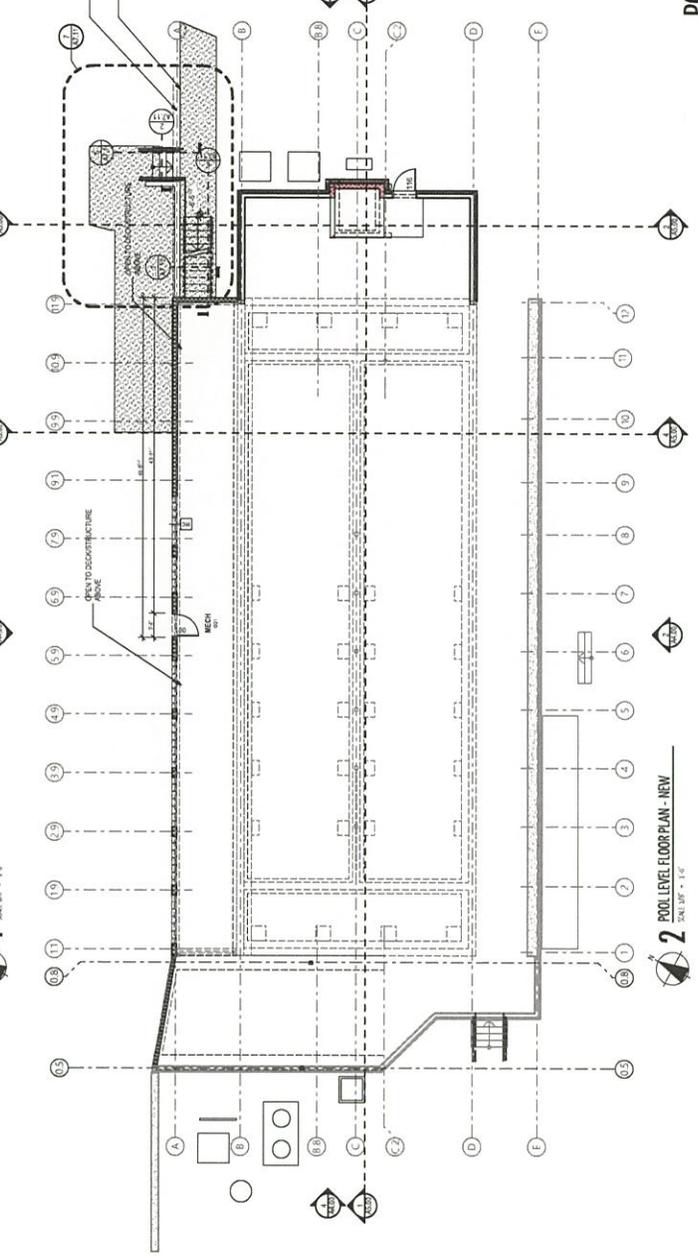
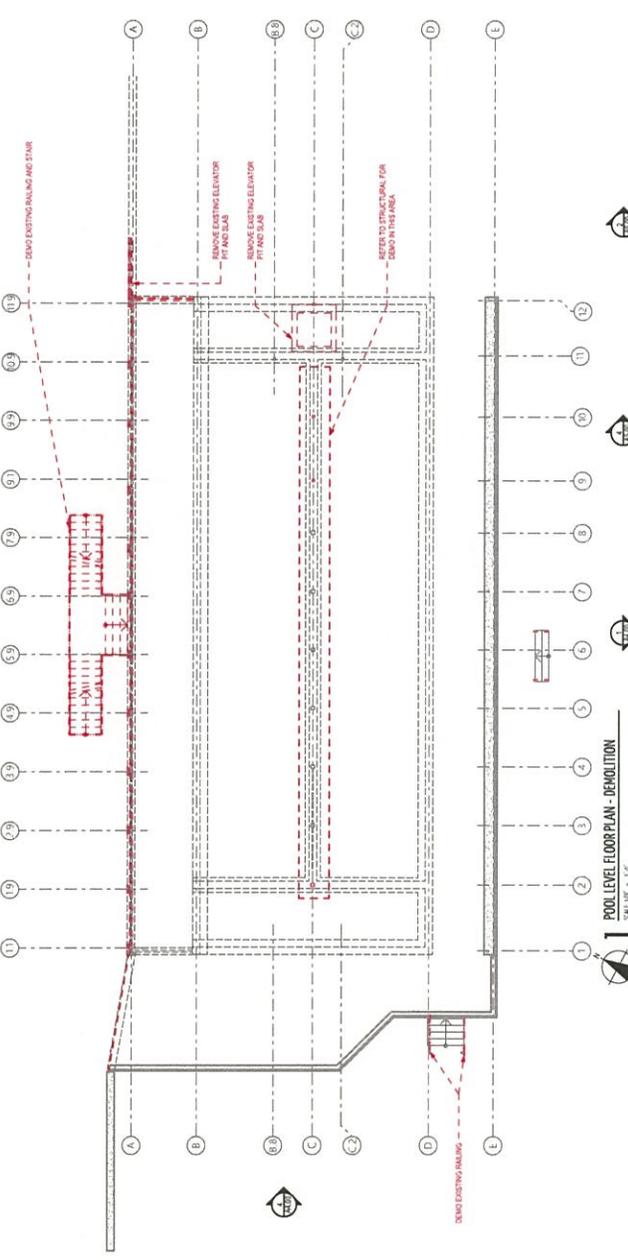
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 Houston, Texas 77058
 Phone: (281) 772-2411



City of Lampasas
 Hostess House Renovation & Addition
 1406 US-281, Lampasas, Texas 76550

Project Number
 2108
 Date
 02/10/2023
 Sheet Number
 A2.00



POOL LEVEL FLOOR PLANS A2.00

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

Subject:

Discuss and consider the selection of winner of website photo contest entry.

Requested By: Monica Wright, Director of Information Systems

Submitted By: Monica Wright, Director of Information Systems

Date Submitted: November 2, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement:

N/A

Attachments: October Photo Entries

Summary Statement:

The City of Lampasas has engaged the Community to submit photos taken within the City Limits to be considered as a winner of a unique City of Lampasas gift for more than 15 years. This is an opportunity for citizens to capture various City buildings, beautiful landscaping, community events, or historical places to highlight our small town with lots of charm. The monthly winner is chosen by the City Council of the City of Lampasas each month. We look forward to the entries each month and spotlight their photos on the City website and City Facebook page. For the month of October, we received two entries.

Photo contest rules can be found on the City's website:

<https://www.lampasas.org/245/Photo-Contest>

Photo contest gallery of photos can be found on the City's website:

<https://www.lampasas.org/gallery.aspx?AID=5>

Recommendation:

To consider a motion to select one of the entries as this month's winner.

Entry 1

Candice Morua

Candicemarieg30.cg@gmail.com

“Beth Dutton Vibes” was taken beside the Western Street Boot Roundup Mural in Lampasas, TX.



Entry 2

Haley Guess

Haleybaldwin85@gmail.com

“God’s Creation” was taken at the Sports 580 Complex in Lampasas, TX.



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City ManagerITEM NO. 7.2

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

Subject:

Discussion and possible action regarding Lampasas County Appraisal District (LCAD)
Resolution to cast votes for board members.

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: November 8, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement:

N/A

Attachments: Resolution

Summary Statement:

The City may by Resolution cast 278 votes for any or all candidates for the Lampasas County Appraisal District.

Recommendation:

To consider a motion to cast votes and approve Resolution for candidates on the 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

Enclosed is a resolution that I am asking you to provide to your governing body which they may use to vote for members of the Board of Directors of the Lampasas Central Appraisal District. The number of votes available to your tax unit is shown in the resolution, and they can be allocated in any way that your governing body desires among the nominees. The resolution should be placed on an agenda of your governing body, and when approved, be sent back to me as election administrator. The resolution should be completed no later than December 14. You may send it to P.O. Box 175, Lampasas, TX 76550, fax it to 512-556-4660, or attach it to an e-mail addressed to chief@lampasascad.com.

As always, if you have questions, please call me.

Sincerely yours,

A handwritten signature in blue ink that reads "Susan Jones".

Susan Jones
Chief Appraiser

RESOLUTION

WHEREAS, Lampasas City participates in the Lampasas Central Appraisal District, and;

WHEREAS Chapter 6 of the Property Tax Code allows each tax unit to cast votes for the Board of Directors of the Appraisal District in proportion to their tax levy, and;

WHEREAS Lampasas City is allocated 278 votes based on their 2022 levy, and;

WHEREAS, Lampasas City met in open session to consider the casting of the votes to which they are entitled;

NOW THEREFORE Lampasas City does hereby cast votes for the following person or persons to the Board of Directors of the Lampasas Central Appraisal District for a two-year term to begin January 1, 2024.

Nominee	Votes Cast For:
Barclay, David	_____
Brewer, Marshal	_____
Garrett, Philip	_____
Harrison, Chris	_____
Kriegel, Mike	_____
Oliver, Ross	_____
Peterson, Bill	_____

Presiding Officer

Governing Body Secretary

Signed on this the _____ day of _____, 2023.

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City ManagerITEM NO. 7.3

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

Subject:

Discussion and possible action related to the approval of the Emergency Water Supply Agreement between the City of Lampasas and Kempner Water Supply Corporation.

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: October 18, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement:

N/A

Attachments:

Summary Statement:

This item was discussed at the October 23, 2023 Council Meeting, at that time Council directed Staff to negotiate and finalize terms of the agreement and bring final agreement back to Council for consideration. Attached you will find the final Emergency Water Supply Agreement between the City of Lampasas and Kempner Water Supply Corporation.

Recommendation:

To consider a motion to approve the Resolution regarding the Emergency Water Supply Agreement between the City of Lampasas and Kempner Water Supply Corporation as presented.

RESOLUTION NO. 23-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMPASAS, TEXAS APPROVING AN EMERGENCY WATER SUPPLY AGREEMENT BETWEEN THE CITY OF LAMPASAS AND KEMPNER WATER SUPPLY CORPORATION; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, The City Council has appointed the City Manager as the Chief Administrative Officer of the City; and

WHEREAS, The City Manager is responsible for the proper administration of all affairs of the City; and

WHEREAS, The City of Lampasas has an interest in protecting the health and safety of the citizens of Lampasas in Lampasas County; and

WHEREAS, The City of Lampasas has recognized the need to have an emergency water supply readily available in the event of a disruption of service rendering the City unable to provide its citizens with potable water; and

WHEREAS, the City Council finds that a very significant public interest is served by the completion of an Emergency Water Supply Agreement.

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

Section 1: That the City Manager is hereby authorized to execute an Emergency Water Supply Agreement between the City of Lampasas and Kempner Water Supply Corporation and all other documents necessary in Lampasas, Texas.

Section 2: All orders, ordinances, and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 3: That this Resolution shall take effect immediately upon its passage, and it is so resolved.

PASSED AND APPROVED this ___ day of _____, 2023.

CITY OF LAMPASAS

Mayor

ATTEST:

City Secretary

EMERGENCY WATER SUPPLY AGREEMENT
BETWEEN THE CITY OF LAMPASAS, TEXAS AND
KEMPNER SUPPLY CORPORATION

This Emergency Water Supply Agreement (“Emergency Agreement”) is entered into as of October 1, 2023, (the “Effective Date”), by and between Kempner Water Supply Corporation (“KWSC”), a nonprofit water supply corporation acting pursuant to Chapter 67 of the Texas Water Code, and the City of Lampasas, Texas (the “City”) a municipal corporation of the State of Texas (collectively herein, the “Parties”), for the purpose of providing an emergency water supply to the City.

RECITALS

WHEREAS, KWSC is a Texas non-profit corporation, organized and established under Chapter 67, Texas Water Code, and KWSC independently owns and operates its potable water treatment plant, storage, transmission, and distribution system in order to provide potable water to its customers; and

WHEREAS, the City is a Texas municipal corporation chartered under Article XI, § 5 of the Texas Constitution, and the City independently owns and operates its potable water distribution system in order to provide potable water to its customers; and

WHEREAS, KWSC and City each have and intend to continue operating their respective public water supply systems; and

WHEREAS, both the City and KWSC have contracted with the Brazos River Authority (“BRA”) to reserve raw water in Stillhouse Hollow Reservoir (“Stillhouse”) in order to have a water supply to provide water to their customers; and

WHEREAS, the Parties entered into a Water Sale and Purchase Contract dated December 19, 1979 (“1979 Contract”) and a First Amendment to Water Sale and Purchase Contract dated July 22, 1985 (“1985 Contract”), whereby the City contracted with KWSC for KWSC to (i) have constructed by Central Texas Water Supply Corporation (“CTWSC”) a water treatment plant and (ii) construct and operate a water transmission system designed, in part, to transport water from Stillhouse and deliver it to KWSC and the City; and

WHEREAS, KWSC entered into a Wholesale Water Supply Contract with CTWSC dated May 16, 2000 (“2000 Contract”), pursuant to which CTWSC agreed to withdraw, treat and transmit treated water reserved by KWSC and the City in Stillhouse to Kempner in accordance with the terms of that Contract, which Kempner and CTWSC amended, modified and replaced by a Wholesale Water Supply Contract signed October 27, 2005 (“2005 Kempner-CTWSC Contract”); and

WHEREAS, in settlement of litigation, the City and KWSC entered into a Wholesale Water Supply Contract on August 28, 2006 (“the 2006 Contract”) by which KWSC agrees to transmit the City’s reserved and treated water to the City in accordance with requirements therein; and

WHEREAS, the 2006 Contract was amended on April 30, 2020, by terms which do not impact any provisions in the 2006 Contract referenced in this Emergency Agreement; and

WHEREAS, under the 2006 Contract, KWSC delivers treated water at the meters located on F. M. 580 northeast of the City (“580 Meter”) and on U.S. Highway 190 east of the City (“190 Meter”), into the City’s transmission and distribution system (the “City System”), as shown on Exhibit A; and

WHEREAS, under the 2006 Contract, KWSC bills the City monthly, and the City pays KWSC, for the City’s portion of the CTWSC costs billed monthly to KWSC under the 2005 Kempner-CTWSC Contract for treated water which KWSC delivers at the 580 Meter and 190 Meter; and

WHEREAS, KWSC and City each intend to continue meeting all currently existing contractual obligations which support operation of their respective public water supply systems; and

WHEREAS, the Parties each desire for the terms and conditions of the 2006 Contract and the 2005 Kempner-CTWSC Contract to be unchanged by this Emergency Agreement and for each Parties’ contractual obligations within those agreements to continue for the Term of this Emergency Agreement;

WHEREAS, the Parties desire to develop an alternative source of potable water for the City in the event of an emergency disrupting the City’s capability to provide potable water to its customers; and

WHEREAS, KWSC entered into a contract with Bell County Water Control and Improvement District (“BCWCID”) dated April 26, 2023 (“Bell County Interconnect Contract”), pursuant to which BCWCID agreed to withdraw, treat and transmit treated water reserved by KWSC in Stillhouse to KWSC on an emergency basis in accordance with the terms of that contract; and

WHEREAS, the amount of water reserved for delivery to KWSC under the Bell County Interconnect Contract is adequate to supply the City with its reserved capacity in Stillhouse, and the water to be treated and delivered under the 2006 Contract, on an emergency basis; and

WHEREAS, the governing bodies of KWSC and the City have determined it would serve the public interest for the Parties to provide such alternate water service to the City in the event of an emergency and in accordance with the terms and conditions set forth in this Emergency Agreement; and

WHEREAS, the Parties desire to agree to the terms and conditions for providing water service in the event of an emergency as more particularly defined below.

NOW, THEREFORE, in consideration of the foregoing promises and the mutual agreements, covenants, and conditions hereinafter set forth, KWSC and the City agree as follows:

ARTICLE I.
Definitions

As utilized herein, the following terms shall have these meanings:

- A. Water: means potable water meeting applicable requirements of the Texas Commission on Environmental Quality (TCEQ) or any successor agency of competent jurisdiction delivered at the operating pressure required by the TCEQ.
- B. Emergency: means an act of God or similar unforeseen and unpreventable catastrophic circumstance or disaster, or any other event that renders the CTWSC unable to provide the amount of water contracted for under the 2005 Kempner-CTWSC Contract and the 2006 Contract to KWSC and the City.
- C. Points of Delivery: means the points of connection between the Parties' respective water systems as shown on Exhibit "A" at which KWSC can deliver water to the City.
- D. Appropriate Representative: means the General Manager for KWSC and the City Manager for Lampasas.

ARTICLE II.
General Conditions for Provision of Emergency Water Service

- A. Provision of Service During an Emergency. Subject to the terms and conditions stated herein, in the event of an Emergency, KWSC agrees to provide water service required for operation of the City's water system in the event of an Emergency.
- B. 2005 Kempner-CTWSC Contract. To the extent CTWSC can provide any portion of the City's water demand, KWSC shall ensure that each covenant and representation made by CTWSC in the 2005 Kempner-CTWSC Contract is performed. If KWSC fails to enforce the terms of the 2005 Kempner-CTWSC Contract against CTWSC, the City has a remedy under the 2006 Contract to require KWSC to enforce the terms of the 2005 Kempner-CTWSC Contract against CTWSC.
- C. Volume. The amount of water KWSC delivers to the City during an Emergency must be at least the volume of water delivered to the City under the 2006 Contract.
- D. Duration of Service. KWSC agrees to provide emergency water service to the City in accordance with this Emergency Agreement for the shorter of the following periods:
 - (1) for the reasonable duration of the Emergency giving rise to the request for emergency service, which shall not be more than sixty (60) days; or

- (2) the reasonable duration needed for CTWSC to make the necessary repairs to its water system to provide water to KWSC and the City under the 2005 Kempner-CTWSC Contract.

D. Procedure for Commencement of Service. If, upon the occurrence of an Emergency, the following protocol shall be utilized to confirm the existence of an emergency and to commence emergency water service to the City:

- (1) KWSC's General Manager shall notify the City's City Manager of the fact and nature of the Emergency and the reason why CTWSC is unable to provide water service to KWSC under the 2005 Kempner-CTWSC Contract. Such notification, if given verbally, shall be confirmed in writing and addressed to the City's City Manager within twenty-four (24) hours of the verbal notification.
- (2) The following persons are authorized to confirm the existence of an Emergency:
 - a. Kempner Water Supply Corporation: The General Manager or designee; and
 - b. City of Lampasas: The City Manager or designee.
- (3) Once the existence of an Emergency is confirmed, KWSC's General Manager shall determine the volume of water not delivered during the Emergency by CTWSC to KWSC under the 2005 Kempner-CTWSC Contract, and authorize KWSC's water system to commence water service to the City to meet the full volume of water authorized under the 2006 Contract within twenty-four (24) hours of KWSC's written notification.
- (4) The City shall cooperate at all times with KWSC to ensure the safe and efficient delivery of emergency water service.

E. Ingress and Egress. The Parties agree to ensure the ingress and egress of each Party to the Points of Delivery for all reasonable purposes incident to this Emergency Agreement including, without limitation, inspection, installation, operation, maintenance, or repair of all valves, meters and other equipment utilized.

F. Conservation Restrictions. The City agrees to impose on its customers all voluntary and mandatory conservation and use restrictions imposed by KWSC on its customers in such instances provided, however, that the City shall not be required to impose more stringent controls than the KWSC imposes on its own customers in such instances.

G. Water Quality. KWSC shall provide potable water through Point of Delivery of the same quality provided to its own customers and such water must meet minimum State of Texas drinking water standards. Any water delivered pursuant to this Agreement shall

be measured at the Points of Delivery, and the proper conveyance and distribution of water taken on the City's side of the meter shall be the sole responsibility of the City.

- H. Discontinuance of Emergency Service. KWSC shall promptly notify the City's City Manager of the abatement of the Emergency and KWSC will then discontinue providing water to City pursuant to this Emergency Agreement within a reasonable time of such notice not to exceed twenty-four (24) hours.

ARTICLE III. Delivery

- A. Points of Delivery. Emergency water service provided shall be delivered from the KWSC to the City to the Points of Delivery described in the 2006 Contract as the locations of the 190 Meter and 580 Meter (collectively, the "Meters"). The location of the Points of Delivery may be modified, at the sole expense of the party requesting the modification, by agreement between the Parties.
- B. Meters. The meters for measuring deliveries to the City are located at the existing 190 Meter and 580 Meter. The bills and payments hereunder shall be calculated using the quantities reported on the 190 Meter and the 580 Meter.

ARTICLE IV. Rates and Payment

- A. Rates. The City agrees to pay KWSC for emergency water service delivered under this Emergency Agreement at the rate of \$2.00 per 1,000 gallons (the "Rate"), for the difference of the amount of water delivered to the City at the Points of Delivery, and the amount of water delivered to KWSC at the 195 Pump Station. The Rate will remain in effect unless the rate that KWSC pays BCWCID under the Bell County Interconnect Agreement is adjusted. The City agrees to pay the same amount for water delivered under this Emergency Agreement that KWSC pays BCWCID under the Bell County Interconnect Agreement. Notice from KWSC of any price change shall be given to the City at least fifteen (15) days prior to the same going into effect.
- B. Operation and Maintenance. If the City is receiving water from CTWSC under the 2006 Contract, its share of the operation and maintenance costs pursuant to the Bell County Interconnect Agreement will be reduced to be proportional to the amount of water originating from the BCWCID.
- C. Billing Protocol. KWSC shall bill the City in a monthly itemized bill for water service based on the readings from the Meters, as defined herein, at the Points of Delivery. Should the City request that the metering equipment be calibrated to determine any error in accuracy, KWSC shall pay calibration cost if the inaccuracy is found to be in excess of plus or minus 3%. If inaccuracy is less than 3%, the City shall pay cost of calibration. If either Party is due a refund or entitled to additional payment, the same shall be invoiced by the Party claiming same as above, and failure to pay or refund same shall be subject to the same provisions as are applicable to the usual sale of water as provided above.

- D. Payment. Payment shall be made by the City no later than thirty (30) days following the date of the bill for water consumed by the City in the previous billing cycle. Payments not made within the period provided shall be subject to a service charge of 10%.
- E. Suspension of Payment under 2006 Contract. The Parties agree that KWSC will not invoice the City for any water pursuant to the 2006 Contract that the City receives under this Emergency Agreement. Any invoices sent to the City under the 2006 Contract shall not include or shall deduct from it any fees for water received by the City during the Term of this Emergency Agreement.

ARTICLE V.
Remedies

- A. If any Party fails to comply with its obligations in accordance with the notice and opportunity to cure provisions set forth hereunder, the other Party shall have the right to request any court, agency, or other governmental authority of appropriate jurisdiction to grant any and all remedies which are appropriate to assure conformance to the provisions of this Agreement. The Defaulting Party shall be liable to the other for all costs actually incurred in pursuing such remedies, including reasonable attorneys' fees, and for any penalties or fines as a result of the failure to comply with the terms.
- B. If either Party at any time disputes the amount to be paid by it to the other Party, the Party shall nevertheless promptly make the disputed payment or payments, but the disputing Party shall have the right to seek a determination from a mediator selected by both Parties whether the amount charged by the other Party is in accordance with the terms of this Agreement.
- C. Notwithstanding any provision in this Agreement to the contrary, if either party (referred to herein as the "Defaulting Party") fails to comply with its obligations under this Agreement or is otherwise in breach or default under this Agreement (collectively, a "Default") then the other party (referred to herein as the "Non-Defaulting Party") shall not have any right to invoke any rights or remedies with respect to any Default until and unless: (i) the Non-Defaulting Party delivers to the Defaulting Party a written notice (the "Default Notice") which specifies all of the particulars of the Default and specifies the actions necessary to cure the Default; and (ii) the Defaulting Party fails to cure, within fifteen (15) days after the Defaulting Party's receipt of the Default Notice, any matters specified in the Default Notice which may be cured solely by the payment of money or the Defaulting Party fails to commence, within a reasonable period of time after receipt of the Default Notice (to be determined according to the nature of the breach or default), the cure of any matters specified in the Default Notice which cannot be cured solely by the payment of money, or fails to thereafter pursue curative action with reasonable diligence to completion.

ARTICLE VI.
Miscellaneous

- A. Term. This Agreement shall continue in effect until December 31, 2023, with one subsequent calendar year renewal for no more than 3 periods of thirty (30) days unless terminated by either party in accordance with Paragraph B below.
- B. Termination. Either party may terminate this Agreement upon thirty (30) days written notice to the other.
- C. No Effect on Customer Contracts. This Agreement shall not affect contracts between a Party and its customers.
- D. No Effect on Water Supply Contracts. This Agreement shall not affect contracts between a Party and its wholesale or retail water supply providers, including any contracts with CTWSC and BCWCID.
- E. Cooperation. The parties hereto agree to cooperate at all times in good faith to effectuate the purposes and intent of this Agreement.
- F. Entire Agreement. This Agreement contains the entire agreement of the parties and supersedes all prior or contemporaneous understandings or representations, whether oral or written, respecting the subject matter hereof
- G. Amendments. Any amendment hereof must be in writing and signed by the authorized representative of each party hereto.
- H. No Amendment of Other Agreements. Unless otherwise expressly stipulated herein, this Agreement is separate from and shall not constitute an amendment or modification of any other agreement between the parties.
- I. No Third-Party Beneficiaries. This Agreement shall inure only to the benefit of the parties hereto and third persons not privy hereto shall not, in any form or manner, be considered a third-party beneficiary of this Agreement. Each party hereto shall be solely responsible for the fulfillment of its customer contracts or commitments.
- J. Applicable Law. This Agreement shall be construed under and in accordance with the laws of the State of Texas.
- J. Venue. Venue for any action arising hereunder shall be in Lampasas County, Texas.
- K. Effective Date. This Agreement shall be effective from and after October 1, 2023 upon due execution hereof by all parties.

AGREED:

CITY OF LAMPASAS:

Finley deGraffenried, City Manager

Date: _____

KEMPNER WATER SUPPLY
CORPORATION

Dennis Kliza, President, Board of Directors

Date: _____

EXHIBIT "A" – Points of Delivery

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City Manager

ITEM NO. 7.4

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

Subject:

Discussion and possible action regarding Wings of Eagles Outreach Event at the Lampasas Skate Park on December 16, 2023 from Noon-4:00 p.m.

Requested By: Marisa Skiles, WOE Representative

Submitted By: Chris Eicher, Parks & Recreation Director

Date Submitted: November 8, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement: N/A

Attachments: Event Application

Summary Statement:

This item was presented and approved by the Parks and Recreation Board at their October 19, 2023 meeting. This event will host a competition, demonstrations, various skate vendors, music and possible food vendors. Proceeds will be used for scholarships.

Recommendation:

To consider a motion to approve the Wings of Eagles Outreach Event at the Lampasas Skate Park on December 16, 2023 from Noon-4:00 p.m.



Special Events Application

Event Information			
Event Name <i>Wings of Eagles Skate Competition</i>			Application Date <i>10.21.23</i>
Event Starting Date <i>12.16.23</i>	Event Starting Time <i>12 PM</i> 10:00-2:00	Event Ending Date <i>12.16.23</i>	Event Ending Time <i>4 pm</i>
Sponsor Information			
<small>Sponsor is defined as the Organization, Business or Individual who has primary responsibility for the management of this event.</small>			
Sponsor Name / Group Name <i>Wings of Eagles</i>			
Address <i>1056 Navarra Rd</i>		Telephone <i>512 550 1305</i>	
City <i>Lampasas</i>	State <i>Tx</i>	Zip <i>76550</i>	
Sponsors Primary Contact <i>Marisa Skites</i>		Telephone <i>512 550 1305</i>	

Special Event Requirements and Procedures

1. **Application Submission**
 - a. Permit requests must be submitted at least **45 days** prior to the date of the event.
2. **Special Considerations**
 - a. It shall be unlawful to consume alcoholic beverages without a permit in all areas of the public parks and sports and recreation facilities, including park roads, parking areas and restrooms. The designated playing area of the Hancock Park Golf Course (defined as the portion of the course actually used for the game of golf) shall be excluded from this requirement.
 - b. If the event is being held on leased property, evidence of approval by the landlord or property manager may be required. It is strongly suggested that event sponsors provide evidence of that approval. The City of Lampasas may contact landlords to confirm approval of the event prior to issuing the permit.
3. **Equipment Requests**
 - a. Event organizers are responsible for the pickup and return of all city owned equipment (ie. Cones / barricades) unless other arrangements are authorized by city staff.
 - b. Sponsors may be responsible for replacing equipment that is lost, damaged or destroyed.
 - c. Event sponsors are responsible for equipment set up at the designated time and tear down immediately following the event or as instructed by city staff. Event diagrams must be followed.
4. **Conference Requirement**
 - a. If requested by the Police Chief or designee, the sponsor may be asked to attend a meeting with them or City Council in order to clarify or offer suggestions concerning the proposed event.
5. **During the Event – Sponsors Must**
 - a. Keep fire lanes and streets accessible to emergency vehicles.
 - b. Comply with all applicable laws and ordinances as well as conditions placed upon the event.
 - c. Be present or have a representative who has been designated in this application be present throughout the entire course of the event.
6. **Following the event**
 - a. Event sponsors are responsible for the removal of all trash, litter, garbage and debris from the event area as well as from any public or private property in the vicinity of the event. This clean up must be done at the conclusion of the event.
7. **Permit Revocation**
 - a. Representatives of the city may revoke the special event permit if the event sponsors, staff or attendees violate any state laws or local ordinances, or if the event creates a risk to public safety or level of nuisance such that a breach of peace may occur.
 - b. The permit may also be revoked if the event sponsor and or sponsor designees are impaired to the level that they are unable to control their guests / attendees or provide a continuing safe venue for the event.
 - c. The City will not be responsible for loss of income or expenses incurred by the sponsor if the permit is revoked.

EVENT TYPE / DESCRIPTION

Street Closure Event
 Party/Event Registration
 Parade
 Assembly/Outdoor Music at Ruth Eakin Theater
 Other (describe) _____

Event Location / Route Lampasas State Park

Purpose of the Event (Describe event) State Competition Scholarship Fundraiser

Number expected to attend _____ Number of Event Staff _____

SPONSOR'S REPRESENTATIVE(S)

Name <u>Marisa Skiles</u>	Home Phone <u>512 556 1305</u>
Address <u>1056 Nanana Rd</u>	Work Phone <u>512 556 1305</u>
City / State / Zip <u>Lampasas TX 76550</u>	Cell Phone <u>512 556 1305</u>
Email Address <u>outreachwae@gmail.com</u>	Other Phone _____

Name _____	Home Phone _____
Address _____	Work Phone _____
City / State / Zip _____	Cell Phone _____
Email Address _____	Other Phone _____

SERVICES/EQUIPMENT NEEDED

My Event will have or need the following: (Check all that apply)

Barricades
 Traffic Control / Other Equipment
 Traffic Cones
 Police Officers

Tents / Temporary Structures

Will Tents be used YES NO # _____ Sizes _____
 Will other Temporary Structures be used YES NO Describe Vendor Canopy
 Will electricity need to be provided YES NO How? DJ/PA System
 Will water need to be provided YES NO How? fill 10 gallon jugs

ALCOHOL

Alcohol Permit Required YES NO Date Applied _____
(Permit required if alcohol consumed or possessed in public park / sports recreational facility) # of Officers _____ @ \$ _____ / hour
 Temporary Liquor License Applied for YES NO Date Applied _____

MUSIC

Starting Time 12 pm Ending Time 4 pm # of Acts _____ Music Type DJ
 # Sound Amplification Equipment to be used YES NO Maximum Amps Available _____

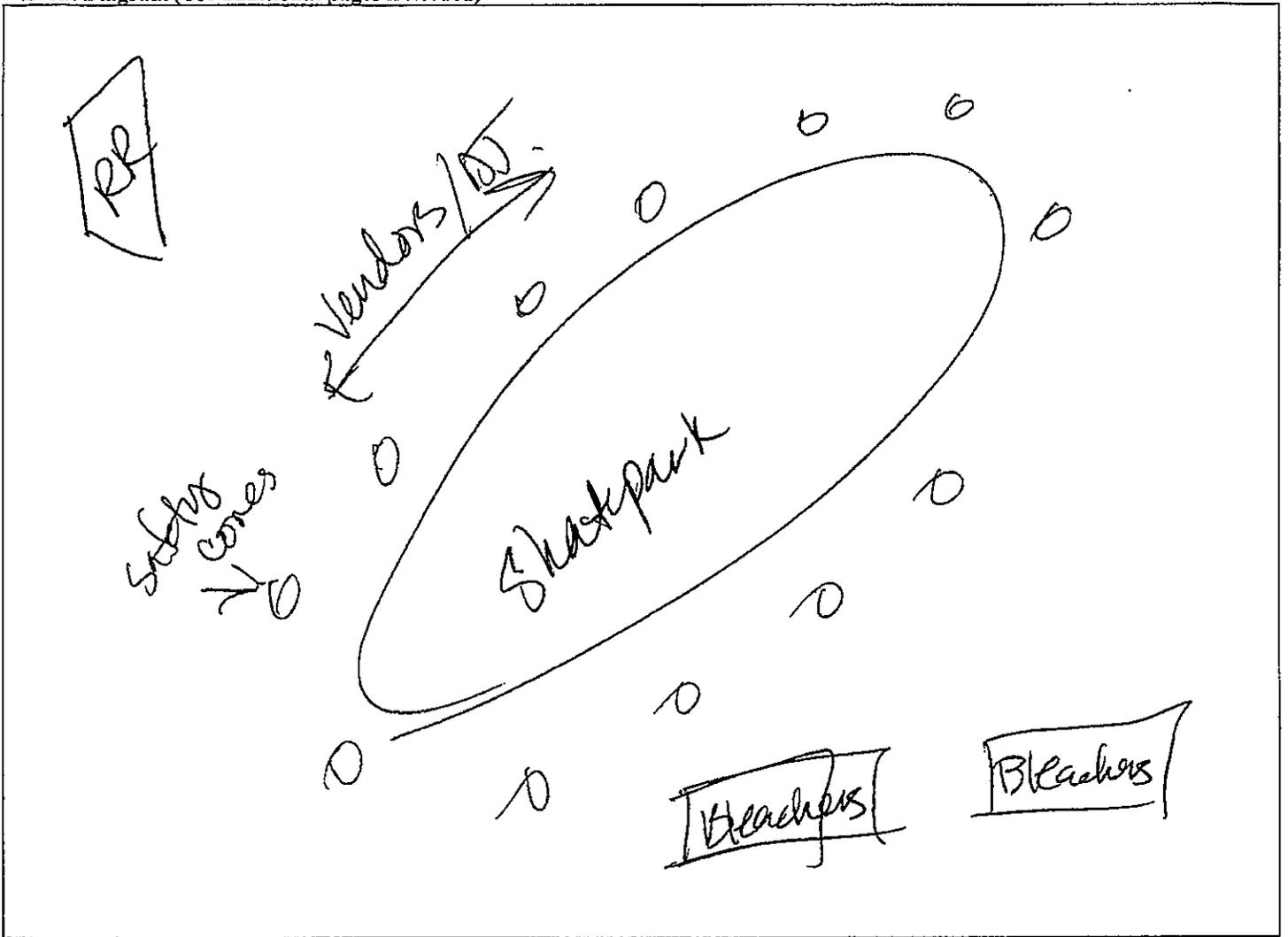
OTHER

Has this event been held before YES NO If Yes, when? May 2023

I have reviewed the Special Events Requirements and Procedures and accept the responsibilities associated with this event. I have provided a diagram with this application. I request approval of this event.

Marisa Skiles 10.20.23
 Signature of Representative Date

Event Diagram (Use additional pages if needed)



APPROVAL

Officers Scheduled YES NO # of Officers _____ Equipment Scheduled YES NO

Lieutenant Signature _____ Date _____

Chief of Police Signature _____ Date _____

Comments:

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City Manager

ITEM NO. 7.5

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

Subject:

Discussion and possible action regarding engineer proposal relating to Water Study for alternative water solutions.

Requested By: Finley deGraffenried, City Manager

Submitted By: Finley deGraffenried, City Manager

Date Submitted: November 9, 2023

For the Agenda of: November 13, 2023

Procurement and Funding Statement:

N/A

Attachments:

Summary Statement:

At the September 25, 2023 Council meeting, Staff provided a basic scope for the Water Study that would include investigation, and broad overview of options that the City could further investigate as water alternatives. \$50,000.00 has been allocated in the City's FY23/24 budget for the assessment; however precise costs will be identified through this proposal. The proposal has not been received prior to packet publication, however; will be forwarded to Council upon receipt.

Recommendation:

To consider a motion to approve, deny, approve with modifications or place on future agenda for Council consideration of the engineer proposal relating to Water Study for alternative water solutions.

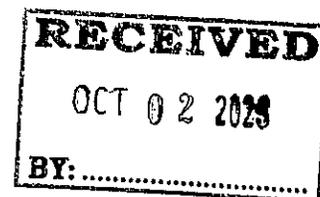
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Chris Felan
Vice President
Rates & Regulatory Affairs

September 26, 2023

City Official



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

Enclosed is Atmos Energy Corp., Mid-Tex Division's Statement of Rider GCR applicable for the October 2023 billing periods. This Statement details the gas cost component of the residential, commercial, and industrial sales rates for customers within your city. This filing is for informative purposes only and no action is required on your city's part.

Should you have any questions, please let me know.

Sincerely,

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

Attachment

ATMOS ENERGY CORPORATION
MID-TEX DIVISION
STATEMENT OF RIDER GCR

October, 2023
PREPARED IN ACCORDANCE WITH
GAS UTILITIES DOCKET NO. 10170

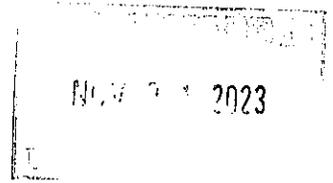
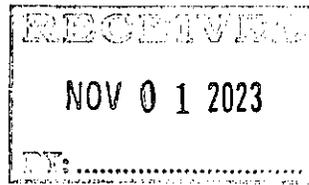
Part (a) - Mid-Tex Commodity Costs

Line	(a)	(b)
1	Estimated Gas Cost per Unit:	\$0.18453
2	Estimated City Gate Deliveries:	70,861,530
3	Estimated Gas Cost:	\$13,076,078
4	Lost and Unaccounted For Gas %	2.5932%
5	Estimated Lost and Unaccounted for Gas	\$339,089
6	Total Estimated City Gate Gas Cost:	\$13,415,167
7	Estimated Sales Volume:	53,661,360
8	Estimated Gas Cost Factor - (EGCF)	0.25000
9	Reconciliation Factor - (RF):	0.00000
10	Taxes (TXS):	0.00000
11	Adjustment - (ADJ):	0.00000
12	Gas Cost Recovery Factor - (GCRF) (Taxable)	0.25000 per Ccf
13	Customer Rate Relief - (CRR) (Non-Taxable)	0.11000 per Ccf

Part (b) - Pipeline Services Costs

Line	(a)	(b)	(c)	(d)	(e)
14	Fixed Costs		Rate R - Residential	Rate C - Commercial	Rate I - Industrial Service
15	Fixed Costs Allocation Factors [Set by GUD 10170]	100.0000%	64.3027%	30.5476%	5.1497%
16	a. Current Month Fixed Costs of Pipeline Services	\$52,502,777	\$33,760,703	16,038,338	2,703,736
17	b. Plus: Second Prior Month Recovery Adjustment	\$0	\$0	\$0	\$0
	Net Fixed Costs	\$52,502,777	\$33,760,703	\$16,038,338	\$2,703,736
18	Commodity Costs				
19	a. Estimated Commodity Cost of Pipeline Services	\$3,413,843	2,092,449	1,032,143	289,251
20	b. Plus: Second Prior Month Recovery Adjustment	\$0	\$0	\$0	\$0
	Net Commodity Cost of Pipeline Services	\$3,413,843	\$2,092,449	\$1,032,143	\$289,251
21	Total Estimated Pipeline Costs (Line 16 + Line 19)	\$55,916,620	\$35,853,152	\$17,070,481	\$2,992,987
22	Estimated Billed Volumes		71,689,690 Ccf	47,417,710 Ccf	4,956,973 MMBtu
23	Pipeline Cost Factor (PCF) [Line 20 / Line 21] (Taxable)		0.50010 Ccf	0.36000 Ccf	\$0.6038 MMBtu
24	Gas Cost Recovery Factor - (GCRF) [Line 12] (Taxable)		0.25000 Ccf	0.25000 Ccf	\$2.4414 MMBtu
25	Customer Rate Relief - (CRR) (Non-Taxable)		0.11000 Ccf	0.11000 Ccf	\$1.0742 MMBtu
26	Rider GCR		0.86010 Ccf	0.72000 Ccf	\$4.1194 MMBtu
27					\$0.6038 MMBtu

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



Chris Felan
Vice President
Rates & Regulatory Affairs

October 25, 2023

City Official

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

Enclosed is Atmos Energy Corp., Mid-Tex Division's Statement of Rider GCR applicable for the November 2023 billing periods. This Statement details the gas cost component of the residential, commercial, and industrial sales rates for customers within your city. This filing is for informative purposes only and no action is required on your city's part.

Should you have any questions, please let me know.

Sincerely,

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

Attachment

ATMOS ENERGY CORPORATION
MID-TEX DIVISION
STATEMENT OF RIDER GCR
November, 2023
PREPARED IN ACCORDANCE WITH
GAS UTILITIES DOCKET NO. 10170

Part (a) - Mid-Tex Commodity Costs

Line	(a)	(b)	Btu Factor	Per MMBtu
1	Estimated Gas Cost per Unit:	\$0.18280	0.1024	\$2.5919
2	Estimated City Gate Deliveries:	135,145,880		
3	Estimated Gas Cost:	\$24,704,667		
4	Lost and Unaccounted For Gas %	2.5932%		
5	Estimated Lost and Unaccounted for Gas	\$640,641		
6	Total Estimated City Gate Gas Cost:	\$25,345,308		
7	Estimated Sales Volume:	92,164,460		
8	Estimated Gas Cost Factor - (EGCF)	0.27500		
9	Reconciliation Factor - (RF):	(0.00959)		
10	Taxes (TXS):	0.00000		
11	Adjustment - (ADJ):	0.00000		
12	Gas Cost Recovery Factor - (GCRF) (Taxable)	0.26541 per Ccf		
13	Customer Rate Relief - (CRR) (Non-Taxable)	0.11000 per Ccf		

Part (b) - Pipeline Services Costs

Line	(a)	(b)	(c)	(d)	(e)
14	Fixed Costs		Rate R - Residential	Rate C - Commercial	Rate I - Industrial Service
15	Fixed Costs Allocation Factors (Set by GLD 10170)	100.0000%	64.3027%	30.5476%	5.1497%
16	a. Current Month Fixed Costs of Pipeline Services	\$51,835,403	33,331,565	15,834,471	2,669,367
17	b. Plus: Second Prior Month Recovery Adjustment	\$0	\$0	\$0	\$0
	Net Fixed Costs	\$51,835,403	\$33,331,565	\$15,834,471	\$2,669,367
18	Commodity Costs				
19	a. Estimated Commodity Cost of Pipeline Services	\$3,413,342	2,092,053	1,032,634	288,655
20	b. Plus: Second Prior Month Recovery Adjustment	\$0	\$0	\$0	\$0
	Net Commodity Cost of Pipeline Services	\$3,413,342	\$2,092,053	\$1,032,634	\$288,655
21	Total Estimated Pipeline Costs (Line 16 + Line 19)	\$55,248,745	\$35,423,618	\$16,867,105	\$2,958,022
22	Estimated Billed Volumes		71,568,940 Ccf	47,591,090 Ccf	4,935,599 MMBtu
23	Pipeline Cost Factor (PCF) [Line 20 / Line 21] (Taxable)		0.49500 Ccf	0.35440 Ccf	\$0.5993 MMBtu
24	Gas Cost Recovery Factor - (GCRF) [Line 12] (Taxable)		0.26541 Ccf	0.26541 Ccf	\$2.5919 MMBtu
25	Customer Rate Relief - (CRR) (Non-Taxable)		0.11000 Ccf	0.11000 Ccf	\$1.0742 MMBtu
26	Rider GCR		0.87041 Ccf	0.72981 Ccf	\$4.2954 MMBtu
27					\$0.5993 MMBtu

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