



**NOTICE OF SPECIAL MEETING AND
WORK SESSION AGENDA
LANCASTER CITY COUNCIL
MUNICIPAL CENTER CITY COUNCIL CHAMBERS
211 N. HENRY STREET, LANCASTER, TEXAS**



Monday, September 16, 2019 - 7:00 PM

7:00 P.M. SPECIAL MEETING

CALL TO ORDER

PUBLIC TESTIMONY:

At this time citizens who have pre-registered before the call to order will be allowed to speak on consent or action item on the agenda, with the exception of public hearings, for a length of time not to exceed three minutes. Anyone desiring to speak on an item scheduled for a public hearing is requested to hold their comments until the public hearing on that item.

CONSENT AGENDA:

Items listed under the consent agenda are considered routine and are generally enacted in one motion. The exception to this rule is that a Council Member may request one or more items to be removed from the consent agenda for separate discussion and action.

1. Consider a resolution approving the terms and conditions of an amendment (Change Order No. 1) to the contract with Insituform Technologies, LLC in an amount not to exceed one hundred twenty thousand seven hundred twenty dollars and twenty-five cents (\$120,720.25).
2. Consider an ordinance, establishing Civil Service classifications within Police and Fire Departments; prescribing the number of positions in each classification.
3. Consider an ordinance, establishing Civil Service assignment pay within the Police and Fire Departments; prescribing the rate in each assignment.

ACTION:

4. Discuss and consider an ordinance making certain findings in connection with the proposed supplemental services ordered in connection with the Millbrook East Public Improvement District (PID).
5. Discuss and consider an ordinance approving the proposed fiscal year 2019/2020 budget for proceeds of seized property for the Lancaster Police Department for the fiscal year beginning October 1, 2019 and ending September 30, 2020; providing that expenditures for said fiscal year shall be in accordance with said budget.
6. Discuss and consider an ordinance amending Lancaster Code of Ordinances Chapter 18: Streets and Public Places; Article 18.2, establishing a new street maintenance fund in the amount of \$0.025 for every \$1.00 received from the maintenance and operations portion of the City tax revenue.

7. Discuss and consider an ordinance approving the proposed FY 2019/2020 budget for the fiscal year beginning October 1, 2019, ending September 30, 2020.
8. Discuss and consider a resolution ratifying the budget for the fiscal year 2019/2020 that results in an increase of revenues by 7.10% from property taxes over the previous year.
9. Discuss and consider an ordinance levying ad valorem taxes for fiscal year 2019/2020 at \$0.840925 per one hundred dollars assessed valuation of all taxable property within the corporate limits to provide revenues for current maintenance and operation expenses and interest and sinking fund requirements; providing due and delinquent dates; penalties and interest; providing a homestead exemption and disability exemption.

ADJOURN SPECIAL MEETING

7:30 P.M. WORK SESSION:

CALL TO ORDER

1. Discuss and receive a presentation from Dallas Area Rapid Transit (DART) regarding the progress of the Inland Port Transportation Management Association project.
2. Discuss and receive a presentation on the National League of Cities (NLC) equity inclusion initiative.
3. Discuss and receive a presentation regarding Disaster Debris Monitoring and Removal.
4. Discuss the City's nomination for the fourth member of the Board of Directors for the Dallas Central Appraisal District (DCAD).

ADJOURNMENT

EXECUTIVE SESSION: The City Council reserve the right to convene into executive session on any posted agenda item pursuant to Section 551.071(2) of the Texas Government Code to seek legal advice concerning such subject.

ACCESSIBILITY STATEMENT: Meetings of the City Council are held in municipal facilities are wheelchair-accessible. For sign interpretive services, call the City Secretary's office, 972-218-1311, or TDD 1-800-735-2989, at least 72 hours prior to the meeting. Reasonable accommodation will be made to assist your needs.

PURSUANT TO SECTION 30.06 PENAL CODE (TRESPASS BY HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

CONFORME A LA SECCION 30.06 DEL CODIGO PENAL (TRASPASAR PORTANDO ARMAS DE FUEGO CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO 411, CODIGO DEL GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UN ARMA DE FUEGO OCULTADA.

PURSUANT TO SECTION 30.07 PENAL CODE (TRESPASS BY HOLDER WITH AN OPENLY

CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCION 30.07 DEL CODIGO PENAL (TRASPASAR PORTANDO ARMAS DE FUEGO AL AIRE LIBRE CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO H, CAPITULO 411, CODIGO DE GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UN ARMA DE FUEGO AL AIRE LIBRE.

Certificate

I hereby certify the above Notice of Meeting was posted at the Lancaster City Hall on September 12, 2019 @ 7:30 p.m. and copies thereof were provided to the Mayor, Mayor Pro-Tempore, Deputy Mayor Pro-Tempore and Council members.



Sorangel O. Arenas
City Secretary

LANCASTER CITY COUNCIL

City Council Special Meeting

1.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Sound Infrastructure

Submitted by: Andrew Waits, Public Works Director

Agenda Caption:

Consider a resolution approving the terms and conditions of an amendment (Change Order No. 1) to the contract with Insituform Technologies, LLC in an amount not to exceed one hundred twenty thousand seven hundred twenty dollars and twenty-five cents (\$120,720.25).

Background:

City Council approved an agreement with Insituform Technologies, LLC on December 17, 2018 for wastewater main replacement using the pipe bursting method.

During the construction phase of the I-35 Service Road, Alicia Lane and Pleasant Run Road project, an additional portion of the sewer main not reflected on plans had major cracking and partial failure which required immediate attention. This resulted in a net one hundred twenty thousand seven hundred twenty dollars and twenty-five cent (\$120,720.25) increase to the project budget.

Operational Considerations:

This project is currently ongoing with City staff overseeing daily operations.

Legal Considerations:

The amendment form and resolution were reviewed and approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Special Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

The amendment results in an increase of one hundred twenty thousand seven hundred twenty dollars and twenty-five cents (\$120,720.25). These funds are available in the wastewater fund account.

Options/Alternatives:

1. City Council may approve the resolution, as presented.
2. City Council may deny the resolution.

Recommendation:

Staff recommends approval of the resolution, as presented.

Attachments

Resolution

Exhibit 1

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, APPROVING CHANGE ORDER NO. 1 TO AN EXISTING CONSTRUCTION CONTRACT WITH INSITUFORM TECHNOLOGIES, LLC FOR THE REPLACEMENT OF WASTEWATER IMPROVEMENTS, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY THOUSAND SEVEN HUNDRED TWENTY DOLLARS AND TWENTY-FIVE CENTS (\$120,720.25); INCREASING THE TOTAL CONTRACT AMOUNT FROM ONE MILLION SIX HUNDRED FORTY-SIX THOUSAND FOUR HUNDRED THIRTY-NINE DOLLARS AND SEVENTY-FIVE CENTS (\$1,646,439.75) TO ONE MILLION SEVEN HUNDRED SIXTY-SEVEN THOUSAND ONE HUNDRED SIXTY DOLLARS AND ZERO CENTS (\$1,767,160.00); AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of Lancaster awarded a construction contract to Insituform Technologies, LLC on December 17, 2018 through resolution 2018-12-105 for the replacement of wastewater mains;

WHEREAS, the City Council of Lancaster desires to authorize change order no. 1 with Insituform Technologies, LLC for an additional one hundred seventy-five feet (175) of sewer main replacement; for an additional amount of one hundred twenty thousand seven hundred twenty thousand dollars and twenty-five cents (\$120,720.25) for the above referenced services.

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

SECTION 1. That Change Order No. 1 for a total amount not to exceed one hundred twenty thousand seven hundred twenty dollars and twenty-five cents (\$120,720.25) by and between the City of Lancaster and Insituform Technologies, LLC, which is attached hereto and incorporated herein by reference as Exhibit "1", having been reviewed by the City Council of the City of Lancaster, Texas and found to be acceptable and in the best interest of the City and its citizens, be, and the same is hereby, in all things approved.

SECTION 2. That the City Manager is hereby authorized to execute said agreement as depicted in Exhibit "1".

SECTION 3. Any prior resolution of the City Council in conflict with the provisions contained in this resolution are hereby repealed and revoked.

SECTION 4. Should any part of this resolution be held invalid for any reason, the remainder shall not be affected thereby, and such remaining portions are hereby declared severable.

SECTION 5. That this resolution shall take effect immediately from and after its passage and it is so duly resolved.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 16th day of September, 2019.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney



Insituform Technologies, LLC is a subsidiary of Aegion Corporation

1103 Postwood Dr.
Corinth, TX 76210
www.insituform.com

Name: Tim Peterie
Phone: 214-317-0950

Fax: 940-498-0265
Email: tpeterie@insituform.com

June 28, 2019

ACES#: AAJA-Y5Z9DE

Mr. Andrew Waits
City of Lancaster
700 East Main St.
Lancaster, TX 75146-3267

CO1 Proposal

Project Name: **City of Lancaster, TX – FY 18-19 Wastewater Project
Alicia & Pleasant Run Overruns, I-35 Service Road Addition**

Mr. Waits,

Please find below the requested additional quantities and pricing for the Alicia and Pleasant Run work areas as well as the additional 175 LF of 12" pipe bursting at the I-35 Service Road work area. All Terms and Conditions from the original proposal and PO will still apply.

OFFERED BY:

ACCEPTED BY:

INSITUFORM TECHNOLOGIES, LLC

Timothy R. Peterie

**TIMOTHY R. PETERIE
BUSINESS DEVELOPMENT MANAGER**

**REVIEWED BY:
ANDY OZMENT
AREA MANAGER**

cc: Ben Hawkins

SIGNATURE

DATE

NAME

TITLE

ORGANIZATION

Ash Lane 1.21	Additional Manhole Bench Rebuild	EA	1	\$	750.00	\$	750.00
Alicia Ln 5.8	Additional External reconnect (0'- 8' deep) up to 5 LF	EA	12	\$	1,250.00	\$	15,000.00
Alicia Ln 5.9	Additional Extra length service over 5' long	LF	450	\$	35.00	\$	15,750.00
Alicia Ln 5.14	Additional Repair/Rehab 4" Concrete sidewalk	SF	530	\$	30.00	\$	15,900.00
Alicia Ln 5.15	Additional Sod	SY	117	\$	13.50	\$	1,579.50
Pleasant 6.1	Additional Burst existing 12" to 18" IPS SDR 19 (0'- 8' deep)	LF	121	\$	159.00	\$	19,239.00
Pleasant 6.2	Additional 16" - 22" Pipeburst Setup Charge Per Install Length	EA	121	\$	25.00	\$	3,025.00
Pleasant 6.4	Additional Set Up 8" Piping	LF	121	\$	20.00	\$	2,420.00
Pleasant 6.19	Additional Manhole Bench Rebuild	EA	2	\$	750.00	\$	1,500.00
Pleasant 6.6	Additional 12" Clean and TV sanitary sewer	LF	121	\$	6.00	\$	726.00
Pleasant 6.7	Additional 6" - 8" Post TV Inspection After Rehabilitation	LF	121	\$	2.00	\$	242.00
Pleasant Add 1	New Item - Abandon MH	EA	1	\$	812.50	\$	812.50
I-35 New 1.1	Burst Existing to 12" IPS DR 19 (0'-8' deep)	LF	175	\$	75.00	\$	13,125.00
I-35 New 1.2	Pipeburst Set Up Charge	LF	175	\$	15.00	\$	2,625.00
I-35 New 1.3	Set Up 4" Pump	EA	1	\$	200.00	\$	200.00
I-35 New 1.4	Set Up 4" Piping	LF	175	\$	5.75	\$	1,006.25
I-35 New 1.5	Operate 4" Pump	DAY	1	\$	150.00	\$	150.00
I-35 New 1.6	Pre-CCTV	LF	175	\$	5.00	\$	875.00
I-35 New 1.7	Post-CCTV	LF	175	\$	2.00	\$	350.00
I-35 New 1.8	External reconnect (0'- 8' deep) up to 5 LF	EA	2	\$	1,250.00	\$	2,500.00
I-35 New 1.9	Access Pit (8'-12' deep)	EA	2	\$	2,500.00	\$	5,000.00
I-35 New 1.10	Potholing	EA	4	\$	1,000.00	\$	4,000.00
I-35 New 1.11	Trench Safety (0'-8' deep)	LF	36	\$	5.00	\$	180.00
I-35 New 1.12	Granular Backfill	TON	12	\$	45.00	\$	540.00
I-35 New 1.13	R/R 8" Flexbase	SY	20	\$	65.00	\$	1,300.00
I-35 New 1.14	R/R 8" Concrete	SY	20	\$	225.00	\$	4,500.00
I-35 New 1.15	Sod	SY	50	\$	13.50	\$	675.00
I-35 New 1.16	Traffic Conrtol	DAY	5	\$	1,100.00	\$	5,500.00
I-35 New 1.17	Lighted Arrow Board	DAY	5	\$	250.00	\$	1,250.00
				Change Order Subtotal		\$	120,720.25
				Revised Contract Total		\$	1,767,160.00

LANCASTER CITY COUNCIL

City Council Special Meeting

2.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Professional and Committed City Workforce

Submitted by: Dori Lee, Human Resources Director

Agenda Caption:

Consider an ordinance, establishing Civil Service classifications within Police and Fire Departments; prescribing the number of positions in each classification.

Background:

Pursuant to Title 5, Chapter 143, of the Texas Local Government Code, the City Council must establish the civil service classifications in the Police and Fire Departments and the number of positions in each classification. The proposed ordinance continues the strength of force in the police department with sixty-five (65) sworn positions as well as sixty-five (65) sworn positions in the fire department.

Operational Considerations:

The Fire Department staffing includes a total of 65 sworn fire personnel effective October 1, 2019. The Police Department staffing includes a total of 65 sworn police personnel effective October 1, 2019. The proposed classifications are as follows:

FIRE SUPPRESSION	
Authorized	
<u>Classification</u>	<u>No. of Positions as of 10/01/2019</u>
Assistant Chief	1
Battalion Chief	5
Fire Captain	10
Fire Engineer	21
<u>Fire Fighter</u>	<u>28</u>
Total	65

POLICE	
Authorized	
<u>Classification</u>	<u>No. of Positions as of 10/01/2019</u>
Assistant Chief	2
Police Lieutenant	6
Police Sergeant	7
<u>Police Officer</u>	<u>50</u>
Total	65

Legal Considerations:

The City Attorney has reviewed and approved the ordinance as to form.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

Funding is included in the Fiscal Year 2019/2020 Operating Budget.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approving the ordinance, as presented.

Attachments

2018-2019 Civil Service Classification Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, ESTABLISHING CURRENT CIVIL SERVICE CLASSIFICATIONS WITHIN THE POLICE AND FIRE DEPARTMENTS; PRESCRIBING THE NUMBER OF POSITIONS IN EACH CLASSIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 143 of the Texas Local Government Code, the City Council shall have, and has, the authority to establish certain classifications and shall prescribe the number of positions in each of these classifications by ordinance; and

WHEREAS, the City Council has reviewed and approved a budget for the City for fiscal year beginning October 1, 2019 and ending September 30, 2020; and

WHEREAS, such budget contains a program of planned expenditures and establishes authorized positions within the police and fire departments, to effect economy in operations and betterment of municipal services, which includes intended and planned changes to the operations and staffing resources of those departments.

WHEREAS, it is the express intent of the City Council that the total number of authorized positions within the Lancaster Fire Department remain at sixty-five (65) effective October 1, 2019 and the total number of authorized positions within the Lancaster Police Department remain at sixty-five (65) effective October 1, 2019; and

WHEREAS, such budget contains a program of planned expenditures and for authorized positions within the police and fire departments, including programmed changes to the operations and human resources of those departments;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS;

SECTION 1. That City Council hereby establishes the classifications and the number of authorized positions within each classification in the Fire Department. The following strength of force for the Lancaster Fire Department is set forth as follows:

FIRE SUPPRESSION	
Authorized	
<u>No. of Positions as of</u>	
<u>10/01/2019</u>	
<u>Classification</u>	
Assistant Chief	1
Battalion Chief	5
Captain	10
Fire Engineer	21
Fire Fighter	28
<hr/> Total	<hr/> 65

SECTION 2. That City Council hereby establishes the classifications and the number of authorized positions within each classification in the Police Department. At that time and date, the following strength of force for the Lancaster Police Department is set forth as follows:

POLICE	
Authorized	
<u>No. of Positions as of</u>	
<u>10/01/2019</u>	
<u>Classification</u>	
Assistant Chief	2
Police Lieutenant	6
Police Sergeant	7
Police Officer	50
<hr/>	
Total	65

SECTION 3. Severability: If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or un-enforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity of any other portion, provision, or regulation.

SECTION 4. Repealer: That all other ordinances, section, or parts of ordinances heretofore adopted by the City of Lancaster in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

SECTION 5. This ordinance shall take effect on October 1, 2019.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 9th day of September, 2019.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

LANCASTER CITY COUNCIL

City Council Special Meeting

3.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Professional and Committed City Workforce

Submitted by: Dori Lee, Civil Service Director

Agenda Caption:

Consider an ordinance, establishing Civil Service assignment pay within the Police and Fire Departments; prescribing the rate in each assignment.

Background:

Pursuant to Title 5, Chapter 143, of the Texas Local Government Code, the governing body of a municipality may authorize assignment pay for fire fighters and police officers who perform specialized functions in their respective departments. Assignment/specialized assignments and pay have been included within the Police and Fire structure; however Chapter 143 requires the governing body to approve a separate ordinance defining each assignment and associated compensation.

Operational Considerations:

The Police Department provides for specialized assignment pay as follows:

A) The assignment of "Criminal Investigator-Detective" (CID) is a specialized assignment within the Lancaster Police Department and that assignment involves investigating higher grade misdemeanors and felonies for prosecution in County and District Court. When a member is designated by the Police Chief or his designee to serve as "Criminal Investigator—Detective" for the Department, that member is entitled to receive \$80.00 per pay period as "CID" assignment pay.

B) The assignment of "Field Training Officer" (FTO) is a specialized assignment within the Lancaster Police Department and involves training and evaluating police recruits on the policies, practices, and procedures of the Lancaster Police Department. The Police Chief or his designee assigns capable Police personnel to this position of responsibility in accordance with his or her demonstrated knowledge and familiarity with the Field Training Officers Program. Because the assignment of "Field Training Officer" requires additional and specialized duties, when a member holds the appropriate certifications AND is designated in writing by the Police Chief or his designee to serve as a "Field Training Officer," that member is entitled to receive an additional \$80.00 per pay period as "FTO Assignment Pay."

C) The assignment of "Canine Officer" (K9) is a specialized assignment within the Lancaster Police Department and that assignment involves training and utilizing Canine officers. When a member is designated by the Police Chief or his designee to serve as "Canine Officer" for the Department, that member is entitled to receive \$80.00 per pay period as "K9" assignment pay.

D) The assignment of "Community Relations Officer" (CR) is a specialized assignment within the Lancaster Police Department and that assignment involves engaging the community outside of a normal assigned schedule to provide a direct link with the Lancaster Police Department. When a member of the Lancaster Police Department is designated by the Police Chief or his designee in writing to serve as

“Community Relations Officer” for the Department, that member is entitled to receive \$80.00 per pay period as “CR” assignment pay.

The Fire Department provides for specialized assignment pay as follows:

A) The assignment of “Paramedic Pay” (P II) is a specialized assignment within the Lancaster Fire Department and that assignment involves providing advanced emergency medical care. Members certified by the Texas Department of State Health Services (TDSHS) are entitled to receive \$80.79 per pay period as “PII” certificate pay.

Proposed in the FY 2019-2020 budget includes providing for specialized assignment pay for both Police and Fire Departments as follows:

A) The assignment of “Language Skills Assignment Pay” to Police Officers and Fire Fighters who have demonstrated through a validated third party verification process the ability to communicate in a foreign language beneficial to the Citizens of Lancaster as identified through the most recent U.S. Census as well as American Sign Language; and whose assignment requires that he or she utilize those skills, is entitled to receive \$32.31 per pay period for Language Skills 2 “LS2” assignment pay for verbal, reading and writing; or \$16.51 per pay period for Language Skills 1 “LS1” verbal assignment pay.

B) The assignment of Certificate Pay for Police Officers and Fire Fighters with a current certification issued by the Texas Commission on Law Enforcement (TCOLE) or Texas Commission on Fire Protection (TCFP) that member is entitled to receive \$23.25 per pay period for intermediate certificate, or \$46.25 per pay period for advanced certificate, or \$69.25 for master certificate.

Legal Considerations:

Pursuant to Chapter 143 of the Texas Local Government Code, the City Council shall establish certain assignment pay and shall prescribe the rate of pay in each of these classifications by ordinance. The City Attorney reviewed and approved the ordinance as to form.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

Funding is included in the Fiscal Year 2019/2020 Operating Budget.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approving the ordinance, as presented.

Attachments

2019/2020 Civil Service Assignment Pay

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, ESTABLISHING CIVIL SERVICE ASSIGNMENT PAY WITHIN THE POLICE DEPARTMENT; ESTABLISHING CERTIFICATION PAY FOR THE POLICE AND FIRE DEPARTMENTS; PRESCRIBING THE DESCRIPTION AND RATES OF PAY FOR EACH SPECIALIZED ASSIGNMENT AND/OR CERTIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 143 of the Texas Local Government Code, the City Council shall establish certain assignment pay and shall prescribe the rate of pay in each of these classifications by ordinance; and

WHEREAS, the City Council has reviewed and approved a budget for the City for fiscal year beginning October 1, 2019 and ending September 30, 2020; and

WHEREAS, such budget contains a program of planned expenditures and for authorized positions within the police and fire departments, including programmed changes to the operations and human resources of those departments; and

WHEREAS, it is the express intent of the City Council that the city provide for civil service assignment pay for special assignments made by the Department Head and approved by the City Manager; and

WHEREAS, § 143.042 of the Texas Local Government Code states that the governing body of a municipality may authorize assignment pay for fire fighters or police officers who perform specialized functions in the Fire or Police Department; and,

WHEREAS, § 143.042 (c) of the Texas Local Government Code requires that the governing body must set forth in an ordinance the amount of assignment pay and the conditions under which it is to be payable to members of the Fire and Police Departments; and,

WHEREAS, § 143.043 of the Texas Local Government Code permits municipalities to authorize assignment pay for members of the Police Department who perform the duties and responsibilities of the field training officer program; and

WHEREAS, §143.044(b) of the Texas Local Government Code permits municipalities to authorize certification pay for fire fighters and police officers who possess certifications, and the governing body must set forth in an ordinance the amount of certification pay and the certifications for which it is to be payable to members of the Fire and Police Department; and

WHEREAS, such budget contains a program of planned expenditures and for authorized assignment pay within the police and fire departments, including programmed

changes to the operations and human resources of those departments;

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

SECTION 1. That City Council hereby establishes the assignment pay within each classification for the police department is set forth as follows:

A) The assignment of "Criminal Investigator-Detective" is a specialized function within the Lancaster Police Department and that assignment involves investigating higher grade misdemeanors and felonies for prosecution in County and District Court. When a member is designated by the Police Chief or his designee to serve as "Criminal Investigator—Detective" for the Department, that member is entitled to receive \$80.00 per pay period as "CID" assignment pay.

B) The assignment of "Field Training Officer" is a specialized assignment within the Lancaster Police Department. The assignment of "Field Training Officer" involves training and evaluating police recruits on the policies, practices, and procedures of the Lancaster Police Department. The Police Chief or his designee assigns capable Police personnel to this position of responsibility in accordance with his or her demonstrated knowledge and familiarity with the Field Training Officers Program. Because the assignment of "Field Training Officer" requires additional and specialized duties, when a member holds the appropriate certifications AND is designated in writing by the Police Chief or his designee to serve as a "Field Training Officer," that member is entitled to receive an additional \$80.00 per pay period as "FTO Assignment Pay."

C) The assignment of "Canine Officer" is a specialized function/assignment within the Lancaster Police Department and that assignment involves training and utilizing Canine officers. When a member is designated by the Police Chief or his designee to serve as "Canine Officer" for the Department, that member is entitled to receive \$80.00 per pay period as "K9" assignment pay.

D) The assignment of "Community Relations Officer" is a specialized assignment within the Lancaster Police Department and that assignment involves engaging the community outside of a normal assigned schedule to provide a direct link with the Lancaster Police Department. When a member of the Lancaster Police Department is designated by the Police Chief or his designee in writing to serve as "Community Relations Officer" for the Department, that member is entitled to receive \$80.00 per pay period as "CR" assignment pay.

SECTION 2: That City Council hereby establishes the paramedic pay within each classification for the fire department is set forth as follows:

A) The assignment of "Paramedic Pay" is a specialized function within the Lancaster Fire Department and that assignment involves providing advanced emergency medical care. Members certified by the Texas Department of State Health Services (TDSHS) is entitled to receive \$80.79 per pay period as "PII" certificate pay.

SECTION 3: That City Council hereby establishes the certification pay within each classification for the fire and police department is set forth as follows:

A) The assignment of "Language Skills Assignment Pay" to Police Officers and Fire Fighters who have demonstrated through a validated third party verification process the ability to communicate in a foreign language beneficial to the Citizens of Lancaster as identified through the most recent U.S. Census as well as American Sign Language; and whose assignment requires that he or she utilize those skills, is entitled to receive \$32.31 per pay period for Language Skills 2 "LS2" assignment pay for verbal, reading and writing; or \$16.51 per pay period for Language Skills 1 "LS1" verbal assignment pay.

B) The assignment of Certificate Pay for Police Officers and Fire Fighters with a current certification issued by the Texas Commission on Law Enforcement (TCOLE) or Texas Commission on Fire Protection (TCFP) that member is entitled to receive \$23.25 per pay period for intermediate certificate, or \$46.25 per pay period for advanced certificate, or \$69.25 for master certificate.

SECTION 4: That City Council hereby establishes that terms of this ordinance and/or any payment of "assignment pay" do not apply to a member who is performing any of these duties on a "step-up," "acting" or any other temporary basis.

SECTION 5. Severability: If any provision, section, clause, sentence, unenforceable or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity of any other portion, provision, or regulation.

SECTION 6. Repealer: That all other ordinances, section, or parts of ordinances heretofore adopted by the City of Lancaster in conflict with the provisions set out above in this ordinance are hereby expressly repealed or amended as indicated.

SECTION 7. This ordinance shall take effect on October 1, 2019.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 9th day of September, 2019.

ATTEST:

Sorangel O. Arenas, City Secretary

APPROVED:

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

LANCASTER CITY COUNCIL

City Council Special Meeting

4.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government

Submitted by: Carey Neal, Assistant to the City Manager

Agenda Caption:

Discuss and consider an ordinance making certain findings in connection with the proposed supplemental services ordered in connection with the Millbrook East Public Improvement District (PID).

Background:

Millbrook East is an established subdivision consisting of approximately 46.265 acres in Phase 1, 17.572 acres Phase 2A, 13.540 acres Phase 2B, 17.49 acres in Phase 3A, and 14.94 acres in Phase 3B. Millbrook East is generally located on the south side of Pleasant Run Road, east of Houston School Road and west of Bluegrove Road. The subdivision has an approved Public Improvement District (PID) to provide for the maintenance of its common areas and entry features. The PID was established August 8, 2011, and expanded on August 26, 2019.

Annually the PID board in accordance with the provisions of Chapter 372 of the Texas Local Government Code (the "Act") is required to present an updated five (5) year service and assessment plan. Under the Act, the City is required to hold a public hearing on the proposed assessment and service plan details related to the district and the levy of the assessment.

The taxable assessed value within the district is used to determine the rate per \$100 of assessed value necessary to meet the maintenance plan. The County Tax Collector will collect the districts fees and remit them to the City with our property taxes. The City directly pays all invoices received by the PID board, or management company.

The Millbrook East PID is proposing an annual assessment of \$0.1500 per \$100 assessed value.

Operational Considerations:

All PID's require the Finance Department to maintain a separate account that will be passed on to the district. The PID's should also help ensure the common area will be maintained without assistance or code enforcement action.

Legal Considerations:

Notice of the public hearing was posted in the publication of record, Focus Daily News on August 29, 2019, and mailed to the property owners of record on August 28, 2019, in accordance with the provisions of Chapter 372 in the Texas Local Government Code. The proposed five (5) year service and assessment plan are in accordance with Chapter 372 of Texas Local Government Code. The ordinance has been reviewed as approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Special Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

City Council is required to conduct a public hearing to receive comments regarding the five-year service plan. The public hearing was posted in the local publication of record (Focus Daily News) on August 29, 2019, and mailed to the property owners of record on August 28, 2019, as required by Texas Local Government Code Chapter 372.

Fiscal Impact:

The PID is not expected to have any direct financial impact on the City. PID's are a mechanism to assure financial sustainability for the neighborhood. They are considered to be a more equitable means of collecting fees. The fiscal year 2019/2020 proposed service plan budget is \$154,832.00 and assessments are proposed at \$0.1500 per one hundred dollars assessed valuation.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approval of the ordinance, as presented.

Attachments

Ordinance

Exhibit A

Letter of Opposition

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, MAKING CERTAIN FINDINGS IN CONNECTION WITH THE PROPOSED SUPPLEMENTAL SERVICES ORDERED IN CONNECTION WITH THE MILLBROOK EAST PUBLIC IMPROVEMENT DISTRICT, PROVIDING FOR: FINDINGS OF BENEFITS ACCRUED, ACCEPTING FIVE YEAR SERVICE PLAN, RECORDING FINAL ASSESSMENT ONTO TAX ROLL, SETTING THE ASSESSMENT LEVY FOR USE AND SUPPORT OF THE PUBLIC IMPROVEMENT DISTRICT, ESTABLISHING A METHOD OF PAYMENT, ASSESSMENT DUE, AND PROVIDING CLAUSES FOR CONFLICT, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, by Resolution No. 2011-08-69 passed on August 8, 2011, and expanded by Resolution No. 2019-08-48 on August 26, 2019, after the conduct of a duly notified public hearing, the City Council established the Millbrook East Public Improvement District (the "District"); and

WHEREAS, on September 9, 2019 a public hearing was held and all persons owning or claiming any property proposed to be assessed or any interest therein were given an opportunity to be heard, either in person or through an agent or attorney, and all were given an opportunity to testify before the City Council and to contest the assessments proposed to be made on account of the amount thereof or because of any inaccuracy, irregularity, invalidity or insufficiency of the proceedings or contract with reference thereto, or to such improvements or on account of any matter or thing in the discretion of this governing body and on the 9th day of September, 2019 City Council conducted the public hearing and there were no speakers, the City Council closed the public hearing; and on the 16th day of September, 2019 levied assessments against property and the owners thereof in the District; and

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

SECTION 1. BENEFITS ACCRUED: That the benefits to accrue to the property assessed and to the owners of such property, from the landscape maintenance and other services identified within the Five Year Service Plan, hereby adopted by the City Council, and herewith to be funded from the assessments, exceed the amount which has been assessed.

SECTION 2. ADOPTING SERVICE PLAN: That the "*Service and Assessment Plan*", labeled herein as *Exhibit "A"* and attached hereto and made a part hereof is hereby adopted.

SECTION 3. RECORD FINAL ASSESSMENT ONTO TAX ROLL: That the City Manager and her designated representatives are hereby authorized and directed to carry out the terms and provisions of this ordinance by causing the costs outlined in the final assessment roll to be recorded in the Tax Roll, the names of the property owners and in the amounts shown on said final assessment roll; and that all prerequisites to the fixing of the assessments therein against the property described and the fixing of the personal

liability of the owner or owners thereof have been performed in due time, form and manner as required by law, and no additional proof shall be required in any court.

SECTION 4. PROPERTY CLASSIFICATION AND APPORTIONMENT

FORMULAS: The City Council hereby establishes classifications and formulas for the apportionment of costs for various classes of property within the District as follows:

(a) **Residential lots on which construction of a home has been completed**, for these lots the assessment of \$0.1500 per \$100 of valuation through the assessment established for fiscal year 2019/2020; and

(b) **Tax exempt property and municipal property**, for these classifications the assessment of \$0.00 per \$100 of valuation.

SECTION 5. ASSESSMENT LEVY: That for fiscal year 2019/2020 there shall be and is hereby levied and assessed against parcels of property within the District, and against the real and true owners thereof (whether such owners be correctly named or not), the sum of money set forth for in the "*Service and Assessment Plan*", labeled herein as *Exhibit "A"* and attached hereto and made a part hereof, shown opposite the description of the respective classification of the parcels of property, and the several amounts assessed against the same, and the owners thereof, with the provision that the amount assessed against each property and respective class of properties as shown in the *Service and Assessment Plan* may be adjusted for years subsequent following an annual review of the budget for the District and the *Service and Assessment Plan*.

SECTION 6. METHOD OF PAYMENT: That the method of payment of the assessment shall be in an annual single lump sum payment which shall be immediately due upon receipt of the assessment notice and shall become delinquent on February 1 of the year after receipt of notice. Delinquent assessments are subject to interest, penalties, attorney's fees and other charges, at the same rate as for the City of Lancaster delinquent ad valorem property taxes.

SECTION 7. ASSESSMENT DUE: That a lien shall be established against each affected property within the district on the date the assessment is due, and shall not be released until the assessment is paid in full. This lien is superior to all other liens and claims except liens or claims for the state, county, school district or city ad valorem taxes.

SECTION 8. CONFLICT: That this ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Lancaster, Texas, and this ordinance shall not operate to repeal or affect any other ordinance except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

SECTION 9. SEVERABILITY: That if any section, subsection, sentence, clause or phrase of this ordinance is for any reason held unconstitutional, such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION 10. EFFECTIVE DATE. This ordinance shall take effect immediately from and after its passage and the publication of the caption as the law and charter in such cases provide.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 16th day of September, 2019.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

City of Lancaster
5 Year Budget Worksheet - PID

Fund: 63 MILLBROOK EAST PID

Department: 4 OPERATIONS

Program:

Period Ending: 8/2019

Account	Description	2020 FY Budget	2021 FY Budget	2022 FY Budget	2023 FY Budget	2024 FY Budget
63-0201-04-00	SUPPLIES	600.00	600.00	600.00	600.00	600.00
63-0210-04-00	FOOD/BEVERAGE-MTGS/FUNCTION	500.00	500.00	500.00	500.00	500.00
63-0211-04-00	MISCELLANEOUS	250.00	250.00	250.00	250.00	250.00
63-0214-04-00	POSTAGE	500.00	500.00	500.00	500.00	500.00
Subtotal:		1,850.00	1,850.00	1,850.00	1,850.00	1,850.00
63-0301-04-00	MAINT-BLDGS & STRUCTURES	80,000.00	20,000.00	20,000.00	20,000.00	20,000.00
63-0303-04-00	MAINTENANCE-MISCELLANEOUS	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00
63-0351-04-00	MISC. MAINTENANCE	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
63-0371-04-00	LANDSCAPING REPAIR & MAINT	5,000.00	2,000.00	2,000.00	2,000.00	2,000.00
63-0372-04-00	IRRIGATIONS SYS REPAIR & MAINT	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Subtotal:		99,500.00	36,500.00	36,500.00	36,500.00	36,500.00
63-0403-04-00	INSURANCE	6,700.00	6,700.00	6,700.00	6,700.00	6,700.00
63-0409-04-00	TRAVEL & EDUCATION	500.00	500.00	500.00	500.00	500.00
63-0410-04-00	UTILITIES - ELECTRICITY	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
63-0411-04-00	WATER PURCHASES PID	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00
63-0416-04-00	OTHER PROFESSIONAL SERVICES	720.00	720.00	720.00	720.00	720.00
63-0421-04-00	PRINTING	500.00	500.00	500.00	500.00	500.00
63-0423-04-00	CONTRACT MOWING	16,032.00	16,032.00	16,032.00	16,032.00	16,032.00
63-0434-04-00	SPECIAL EVENTS	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
63-0437-04-00	AUDIT SERVICES	300.00	300.00	300.00	300.00	300.00
63-0446-04-00	LEGAL SERVICES	500.00	500.00	500.00	500.00	500.00
63-0450-04-00	ADMINISTRATIVE MANAGEMENT FEE	15,990.00	15,990.00	15,999.00	15,990.00	15,990.00
63-0456-04-00	NEWSLETTER	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
63-0469-04-00	STORAGE	240.00	240.00	240.00	240.00	240.00
Subtotal:		51,982.00	51,982.00	51,991.00	51,982.00	51,982.00
63-0537-04-00	DALLAS COUNTY TAX COLL SVCS	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Subtotal:		1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Program number:		154,832.00	91,832.00	91,841.00	91,832.00	91,832.00
Department number: OPERATIONS		154,832.00	91,832.00	91,841.00	91,832.00	91,832.00
Fund number: 63 MILLBROOK EAST PID		154,832.00	91,832.00	91,841.00	91,832.00	91,832.00
***** End of Report *****						

Objection of the proposed petition for MILLBROOK EAST PUBLIC IMPROVEMENT DISTRICT

Vickie Brown <jonesbrown3435@yahoo.com>

Wed 9/4/2019 8:26 PM

To: Community Relations <communityrelations@lancaster-tx.com>

- To: City Manager's Office, City of Lancaster, TX
- ATTN: Rona Stringfellow
- Phone#: 972-275-1722
-

- To Whom it May Concern:
-

- Dear Sirs,

- I have received a Notice of projected proposal for Millbrook East. I would like to make it know that
- I am 100% against this proposal. I purchased one of the first homes built in this community. I have
- lived here for 13 years. I thought the Neighborhood would remain simple and peaceful. I feel like if Parks
- or play areas are added to our small community it will only attract Unfavorable and Unwanted invaders. We
- already have problems with kids getting off the school bus and fighting. Kids also throwing trash and food
- wrappers in your yards. I also feel that after dark falls it may attract the older kids and young adults, that may
- participate in unfavorable activity like Drugs. While cleaning up our area we have already found Needles and
- Condoms. We have had to repaint the entrance walls into our community because of Gang Signs spray painted
- on the walls. My family and my neighbors have had our vehicles broken into several times. As you know there
- has also been a 'home invasion' in our community. We don't want to create a place for where unwanted activity
- may take place after dark! I won't feel SAFE at night!
-

- Secondly, I DO NOT WANT to be responsible for paying for these additional features that I don't feel this is
- necessary or needed for our community. I CAN NOT AFFORD another property Tax Increase, especially for
- something that is NOT NEEDED.
- Please Do Not Grant or Approve this Proposal.
-

- Thanks. Your Sincerely,
- Joseph and Vickie Brown
- 751 Lentisco Dr, Lancaster, TX 75146
- Ph#: 214-207-5497 or 214-931-8313

LANCASTER CITY COUNCIL

City Council Special Meeting

5.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government

Submitted by: Sam Urbanski, Chief of Police

Agenda Caption:

Discuss and consider an ordinance approving the proposed fiscal year 2019/2020 budget for proceeds of seized property for the Lancaster Police Department for the fiscal year beginning October 1, 2019 and ending September 30, 2020; providing that expenditures for said fiscal year shall be in accordance with said budget.

Background:

Pursuant to the agreements signed by the Lancaster Police Department and the State Attorney General and United States Department of Justice to share the use of property and/or proceeds from seizures in connection with combined law enforcement activities, the Police Chief is submitting to the City Council a proposed budget of the expenditures for conducting the affairs of the Lancaster Police Department throughout the fiscal year beginning October 1, 2019 and ending September 30, 2020.

Operational Considerations:

The proposed detail budget is outlined below:

Fund	2019-2020 Budget Expenditures
Police Seized Funds - State	\$22,342.00
Police Seized Funds - Federal	\$37,592.00
Total	\$59,934.00

Legal Considerations:

The ordinance has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Special Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

The Seized Funds proposed budget is a plan for expenditures related to the operations of the Lancaster Police Department.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approval of the ordinance, as presented.

Attachments

Ordinance

Exhibit A

Exhibit B

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, APPROVING AND ADOPTING A BUDGET FOR PROCEEDS OF SEIZED PROPERTY FOR THE LANCASTER POLICE DEPARTMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE IN ACCORDANCE WITH SAID BUDGET; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Lancaster Police Department has signed certain agreements with the State Attorney General and United States Department of Justice to share the use of property and/or proceeds from seizures in connection with combined law enforcement activities; and

WHEREAS, the Chief of Police of the City of Lancaster Police Department has submitted to the City Council a proposed budget of the expenditures for utilizing such funds in accordance with the law for the benefit of law enforcement activities of the department for fiscal year 2019-2020; and

WHEREAS, the City Council has received the Chief of Police's proposed seizure budget, a copy of which proposed seizure budget is attached hereto and incorporated herein as Exhibits A and B, and has been filed with the City Secretary of the City of Lancaster;

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

SECTION 1. That the budget of expenditures as set forth in the attachments hereto as Exhibits A and B, for conducting the affairs of the Lancaster Police Department and providing a financial plan for the ensuing fiscal year beginning October 1, 2019 and ending September 30, 2020, is hereby approved as the adopted budget for proceeds of seized property on behalf of the Lancaster Police Department; and, the Lancaster Police Department shall expend those funds in accordance with agreements recited herein and applicable law.

SECTION 2. That the appropriations for the fiscal year are hereby approved beginning October 1, 2019, and ending September 30, 2020, for the various funds and purposes of the Lancaster Police Department, which is attached hereto and incorporated herein as Exhibit A and B and is summarized as follows:

Exhibit "A"

2019-2020	
Budget	
Fund	Expenditures
Police Seized Funds – State	\$22,342.00

Exhibit "B"

Police Seized Funds – Federal	\$37,592.00
Total	\$59,934.00

SECTION 3. Those expenditures during the fiscal year shall be made in accordance with the seizure budget approved by this ordinance and made part hereof for all purposes unless otherwise authorized by a duly enacted ordinance of the City.

SECTION 4. That all provisions of the ordinances of the City of Lancaster in conflict with the provisions of this ordinance be and the same are hereby repealed, and all other provisions of the ordinances of the City of Lancaster not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 5. That should any sentence, paragraph, subdivision, clause, phase or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 16th day of September, 2019

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

Police Seized Funds - State

**BUDGET REPORT
LINE ITEM DETAIL
BY DEPARTMENT**

Fund 11 POLICE SEIZED FUNDS - STATE
Department 14 POLICE
Program 0 POLICE DEPARTMENT

	2017	2018	2019	2019	2020
Account Object Description	Actual	Actual	YTD Actual	Budget	Proposed
202 UNIFORMS AND CLOTHING	\$ 3,510	\$ 195	\$ -	\$ -	\$ 11,171
204 MINOR EQUIPMENT	\$ 2,655	\$ 1,292	\$ -	\$ -	\$ -
211 OTHER OPERATIONAL SUPPLIES	\$ -	\$ -	\$ 445	\$ -	\$ -
Supplies Sub Total	\$ 6,165	\$ 1,487	\$ 445	\$ -	\$ 11,171
Account Object Description					
302 MAINT-MOTOR VEHICLES	\$ -	\$ -	\$ 29	\$ -	\$ -
Maintenance Sub Total	\$ -	\$ -	\$ 29	\$ -	\$ -
Account Object Description					
405 DISTRICT ATTORNEY	\$ 419	\$ 3,307	\$ 2,093	\$ -	\$ -
409 TRAVEL & EDUCATION	\$ -	\$ -	\$ -	\$ -	\$ 11,171
450 ADMINISTRATIVE FEES	\$ 453	\$ -	\$ -	\$ -	\$ -
Services Sub Total	\$ 872	\$ 3,307	\$ 2,093	\$ -	\$ 11,171
Department Total	\$ 7,037	\$ 4,794	\$ 2,567	\$ -	\$ 22,342

Police Seized Funds - Federal

BUDGET REPORT
LINE ITEM DETAIL
BY DEPARTMENT

Fund 12 POLICE SEIZED FUNDS - FEDERAL
Department 14 POLICE DEPARTMENT
Program 0 POLICE DEPT EXPENDITURES

	2017	2018	2019	2019	2020
Description	Actual	Actual	YTD Actual	Budget	Proposed
202 UNIFORMS AND CLOTHING	\$ -	\$ -	\$ -	\$ -	\$ 18,796
204 MINOR EQUIPMENT	\$ 32,298	\$ 21,214	\$ 6,470	\$ -	\$ -
Supplies Sub Total	\$ 32,298	\$ 21,214	\$ 6,470	\$ -	\$ 18,796
Account Object	Description				
421 PRINTING	\$ 415	\$ 10,126	\$ 21,875	\$ -	\$ -
434 SPECIAL PROJECTS	\$ -	\$ -	\$ -	\$ -	\$ 18,796
Services Sub Total	\$ 415	\$ 10,126	\$ 21,875	\$ -	\$ 18,796
Department Total	\$ 32,713	\$ 31,339	\$ 28,345	\$ -	\$ 37,592

LANCASTER CITY COUNCIL

City Council Special Meeting

6.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government
Sound Infrastructure

Submitted by: Fabrice Kabona, Assistant City Manager

Agenda Caption:

Discuss and consider an ordinance amending Lancaster Code of Ordinances Chapter 18: Streets and Public Places; Article 18.2, establishing a new street maintenance fund in the amount of \$0.025 for every \$1.00 received from the maintenance and operations portion of the City tax revenue.

Background:

On July 15, 2019, City Council received a presentation providing updates on Lancaster's Pavement Management Program, identified as a priority for fiscal year 2018-2019 Council Goals and Objectives.

On August 5, 2019, City Council received a presentation regarding the implementation of a Street Maintenance Fund also identified as a priority for the fiscal year 2018-2019 City Council Goals and Objectives. Following City Council's direction at this meeting, the item is now presented for consideration.

The purpose of this item is to consider amending the Lancaster Code of Ordinances Chapter 18 (Streets and Public Places); Article 18.02 (Assessments for Street Improvements), by reorganizing the existing Articles under the heading of Division 1 (Petition for Improvement) and establishing a New Division 2 (Street Maintenance Fund).

Operational Considerations:

The Street Maintenance Fund revenue will be used strictly for maintenance and operations costs of the City's transportation infrastructure excluding infrastructure maintained by the county or state government.

Legal Considerations:

The ordinance has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

The source of funds for the Street Maintenance Fund will be from the City's Maintenance and Operations (M&O) tax revenue. For each \$1.00 collected from the City's M&O tax revenue in a given tax year, \$0.025 will be appropriated to the Street Maintenance Fund. This is equivalent to \$744,000.00 included in the proposed fiscal year 2019-2020 budget in the Street Maintenance Fund.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approval of the ordinance as presented.

Attachments

Ordinance

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, AMENDING LANCASTER CODE OF ORDINANCES CHAPTER 18: STREETS AND PUBLIC PLACES; ARTICLE 18.02 (ASSESSMENTS FOR STREET IMPROVEMENTS), BY REORGANIZING THE EXISTING ARTICLES UNDER THE HEADING OF DIVISION 1 (PETITION FOR IMPROVEMENT) AND ESTABLISHING A NEW DIVISION 2 (STREET MAINTENANCE FUND); ESTABLISHING A NEW STREET MAINTENANCE FUND IN THE AMOUNT OF \$.025 FOR EVERY \$1.00 RECEIVED FROM THE MAINTENANCE AND OPERATIONS PORTION OF THE CITY TAX REVENUE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lancaster, Texas is a home rule city under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, the City Council of the City of Lancaster deems the continued operation, functionality, and improvement of the City's transportation infrastructure to be of vital importance to the protection of the public health, safety, and welfare of its citizens; and

WHEREAS, the City Council of the City of Lancaster has determined in order to provide for a properly maintained public road system, it is advisable, necessary, and in the best interest of public health and safety to establish a Street Maintenance Fund; and

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

Section 1. The above recitals are incorporated into the body of this Ordinance as if copied herein in their entirety;

Section 2. That Chapter 18: Streets and Public Places, Article 18.02 (Assessments for Street Improvements) of the Code of Ordinances, City of Lancaster, Texas, be amended as follows:

1. Existing Sections 18.02.001 through 18.02.003 shall be designated with the new caption: **"Division 1. Petition for Improvement"**
2. The following sections and new division shall be added:

"Division 2. Street Maintenance Fund"

18.02.004. Creation of Street Maintenance Fund

A separate fund, within the City's fund structure, shall be created as of the effective date of the ordinance, known as the Street Maintenance Fund, for the purpose of maintenance of the City's transportation system.

18.02.005 Source of Funds

The source of funds for the Street Maintenance Fund shall be the City's Maintenance and Operations (M&O) tax revenue. For each \$1.00 collected from the City's M&O tax revenue in a given tax year, \$.025 shall be appropriated to the Street Maintenance Fund. Should any conflict arise between this section and the City's duly adopted annual budget in any given tax year, the adopted budget shall control.

18.02.006 Administration

Street Maintenance Fund revenue shall be used only for maintenance and operations costs of the City's transportation infrastructure. Funds from sources other than the designated portion of the M&O tax revenue may be deposited into the Street Maintenance Fund."

* * * * *

Section 3. All ordinances or resolutions or parts of ordinances or resolutions in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged to held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part decided to be invalid, illegal, or unconstitutional.

Section 5. The Code of Ordinances, City of Lancaster, Texas shall remain in full force and effect, save and except as amended by this ordinance.

Section 6. This Ordinance shall become effective from and after its passage.

DULY PASSED by the City Council of the City of Lancaster, Texas, on the 16th day of September, 2019.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

LANCASTER CITY COUNCIL

City Council Special Meeting

7.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government

Submitted by: Carey Neal, Assistant to the City Manager

Agenda Caption:

Discuss and consider an ordinance approving the proposed FY 2019/2020 budget for the fiscal year beginning October 1, 2019, ending September 30, 2020.

Background:

State Truth-in-Taxation and the City Charter require the City of Lancaster to conduct a public hearing on the proposed annual budget. The proposed total tax rate required to provide revenue for maintenance and operations and interest and sinking fund requirements is \$0.840925 cents per one hundred dollars (\$100.00) assessed valuation. The approval of the proposed ordinance will adopt the FY 2019/2020 budget and appropriate necessary funds for the City's operation, maintenance and debt service requirements.

The proposed budget was presented to the Lancaster City Council at a work session held on August 5, 2019.

The first public hearing was conducted on Monday, August 19, 2019, at the City Council Special Meeting to receive comment from the public regarding the FY 2019/2020 proposed budget. There was 1 speaker.

The second public hearing was conducted on Monday, August 26, 2019, at the City Council Regular Meeting to receive comment from the public regarding the FY 2019/2020 proposed budget. There were no speakers.

City Council conducted two additional public hearing Monday, September 9, 2019, and there were no speakers. The second additional public hearing was Thursday, September 12, 2019, and there were no speakers.

Operational Considerations:

The proposed tax rate is \$0.840925 per \$100 assessed valuation to be assessed on taxable property to generate revenues for the maintenance, operations, interest and sinking fund requirements. The proposed maintenance and operations fund requirements \$0.5952 and the interest and sinking fund requirements \$0.245725.

Legal Considerations:

The ordinance has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

Notice regarding the public hearing was posted in accordance with state law in the City's newspaper of record, Focus Daily News on August 8, 2019, and on August 28, 2019, as well as on the City of Lancaster website.

Fiscal Impact:

The proposed budget is a plan for revenues and expenditures related to the operations of the City.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approval of the ordinance as presented.

Attachments

Ordinance

Exhibit A

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, APPROVING AND ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE IN ACCORDANCE WITH SAID BUDGET; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Manager of the City of Lancaster has submitted to the City Council a proposed budget of the revenues and expenditures for conducting the affairs of the City and providing a complete financial plan for fiscal year 2019-2020; and

WHEREAS, the City Council has received the City Manager's proposed budget, a copy of which proposed budget has been filed with the City Secretary of the City of Lancaster;

WHEREAS, THIS BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$3,476,081 OR 15.42%, AND OF THAT AMOUNT, \$1,909,851 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR.

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

SECTION 1. That the Budget of the revenues and expenditures necessary for conducting the affairs of the City of Lancaster and providing a financial plan for the ensuing fiscal year beginning October 1, 2019 and ending September 30, 2020, as submitted by the City Manager, after the required public hearing, be and the same is hereby adopted as the Budget of the City of Lancaster for the fiscal year beginning October 1, 2019 and ending September 30, 2020 a copy of which is maintained in the office of the City Secretary, and; said budget contains all of the proposed projects and expenditures in accordance with law. (Exhibit A)

SECTION 2. That the appropriation for the fiscal year including the budgets of the Lancaster Economic Development Corporation (Type A) and Lancaster Recreational Development Corporation (Type B), which are hereby approved beginning October 1, 2019, and ending September 30, 2020, for the various funds and purposes of the City of Lancaster, which is attached hereto and incorporated herein as Exhibit A.

SECTION 3. Those expenditures during the fiscal year shall be made in accordance with the budget approved by this ordinance and made part hereof for all purposes unless otherwise authorized by a duly enacted ordinance of the City; and, said budget may be amended from time to time as authorized by ordinance of the City Council.

SECTION 4. That all notices and public hearings required by law have been duly completed.

SECTION 5. That all provisions of the ordinances of the City of Lancaster in conflict with the provisions of this ordinance be and the same are hereby repealed, and all other provisions of the ordinances of the City of Lancaster not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 6. That should any sentence, paragraph, subdivision, clause, phase or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 16th day of September, 2019.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

CITY-WIDE OPERATING FUND TOTALS

Fund Summary as of: 8/3/2019

TOTAL REVENUES		2017	2018	2019		2020
Fund Number	Fund	Actual	Actual	Year to Date	Budget	Proposed
	1 General Fund	27,033,240	29,649,178	25,783,694	29,032,709	31,206,246
	2 G.O. Debt Service	12,408,278	7,600,008	7,097,618	5,822,623	7,632,626
	4 Street Maintenance	-	-	-	-	765,122
	5 WaterWastewater	17,950,222	17,394,697	14,866,310	16,499,447	17,598,657
	9 Airport	494,610	414,390	348,394	482,600	565,700
	14 HotelMotel	139,955	149,662	137,101	187,544	183,429
	16 LEDC/4A	1,264,079	2,634,623	1,021,822	1,372,321	1,476,902
	17 LRDC/4B	3,333,935	3,508,775	2,507,672	3,255,142	3,670,906
	18 Golf Course	114,785	420,420	422,871	686,506	646,977
	19 Sanitation	2,698,959	2,568,625	2,220,278	2,321,649	2,512,355
	21 E911	284,429	292,509	219,564	218,800	239,985
	53 Stormwater	1,796,829	1,783,439	1,525,197	1,612,000	1,642,000
Total		\$ 67,519,320	\$ 66,416,326	\$ 56,150,520	\$ 61,491,341	\$ 68,140,906
TOTAL EXPENDITURES		2017	2018	2019		2020
Fund Number	Fund	Actual	Actual	Year to Date	Budget	Proposed
	1 General Fund	24,807,289	25,560,465	21,931,057	29,029,718	31,421,288
	2 G.O. Debt Service	11,467,210	7,400,441	4,486,194	4,887,248	5,591,820
	4 Street Maintenance	-	-	-	-	944,000
	5 WaterWastewater	14,282,254	16,086,124	14,425,679	17,021,398	16,100,832
	9 Airport	(175,245)	483,447	316,083	455,842	498,857
	14 HotelMotel	43,169	41,040	51,710	65,542	40,750
	16 LEDC/4A	861,344	1,027,098	953,884	1,582,599	1,465,916
	17 LRDC/4B	2,924,430	3,216,755	2,647,234	3,446,284	3,729,699
	18 Golf Course	179,867	1,068,617	780,914	725,656	802,628
	19 Sanitation	1,681,087	1,655,851	1,279,676	1,746,094	2,041,738
	21 E911	116,341	186,641	212,145	213,028	287,227
	53 Stormwater	1,366,846	1,195,801	988,649	1,576,407	1,620,041
Total		\$ 57,554,592	\$ 57,922,281	\$ 48,073,225	\$ 60,749,816	\$ 64,544,796
BALANCES		2017	2018	2019		2020
		Actual	Actual	Year to Date	Budget	Proposed
	Net Gain (Loss)	9,964,728	8,494,045	8,077,294	741,525	3,596,110
	Beginning Balance	9,167,699	19,132,427	27,626,472	35,703,766	35,703,766
	Ending Balance	19,132,427	27,626,472	35,703,766	36,445,291	39,299,876
	Fund Balance (audited)	27,844,362	23,006,965			
Ending Balance as % of Expenditures		33.24%	47.70%	74.27%	59.99%	60.89%

LANCASTER CITY COUNCIL

City Council Special Meeting

8.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government

Submitted by: Carey Neal, Assistant to the City Manager

Agenda Caption:

Discuss and consider a resolution ratifying the budget for the fiscal year 2019/2020 that results in an increase of revenues by 7.10% from property taxes over the previous year.

Background:

As of September 1, 2007 several laws went into effect, including House Bill 3195 as passed by the 80th Legislature. This bill requires cities to post both their preliminary and adopted budgets on their website.

It also requires cities and counties that will be raising more revenue from property taxes than in the previous year, to have a separate vote of the governing body to ratify the tax increase reflected in the budget. The FY 2019/2020 budget and tax rate results in an increase in revenues by 7.10% (percentage by which the tax rate will be higher than effective rate calculated under Chapter 26, Tax Code) from property taxes compared to the previous year.

The legislation is specific and requires separate action by the City Council.

Operational Considerations:

Resolution and action must be approved for adoption of the fiscal year 2019/2020 budget.

Legal Considerations:

The motion and resolution are pursuant to State law. The resolution has been reviewed and approved as to form.

Public Information Considerations:

All public notices and hearings were provided and published in accordance with state law.

Options/Alternatives:

1. City Council may approve the resolution, as presented.
2. City Council may deny the resolution.

Recommendation:

Staff recommends approval of the resolution with the following motion that is required by state law: "Motion to approve a budget that will result in an increase of revenue from property taxes than the previous year and to ratify a property tax revenue increase reflected in said budget."

Attachments

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, RATIFYING THE BUDGET FOR THE FISCAL YEAR 2019/2020 THAT RESULTS IN AN INCREASE OF REVENUES BY 7.10% FROM PROPERTY TAXES THAN THE PREVIOUS YEAR; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, following public notice duly posted and published in all things as required by law, a public hearing was held, by and before the City Council of the City of Lancaster, the subject of which was the proposed budget for the City of Lancaster for Fiscal Year 2019/2020; and

WHEREAS, House Bill 3195, as adopted at the Regular Session of the 80th Legislature requires a separate vote on a budget that will require raising more revenue from property taxes than previous year.

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

SECTION 1. The City Council hereby ratifies, by a record vote, the adoption of a budget for Fiscal Year 2019/2020 which results in an increase of revenues from property taxes than the previous year.

SECTION 2. This Resolution shall become effective immediately from and after its passage, as the law and charter in such cases provides.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 16th day of September, 2019.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

LANCASTER CITY COUNCIL

City Council Special Meeting

9.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government

Submitted by: Carey Neal, Assistant to the City Manager

Agenda Caption:

Discuss and consider an ordinance levying ad valorem taxes for fiscal year 2019/2020 at \$0.840925 per one hundred dollars assessed valuation of all taxable property within the corporate limits to provide revenues for current maintenance and operation expenses and interest and sinking fund requirements; providing due and delinquent dates; penalties and interest; providing a homestead exemption and disability exemption.

Background:

State Truth-in-Taxation law, Local Government Code and the City Charter require that an ordinance levying the ad valorem taxes be read and a public hearing held at a regular or special meeting of the Lancaster City Council, prior to consideration.

The tax rate for fiscal year 2019/2020 is proposed at \$0.840925 per one hundred dollars assessed valuation on taxable property within the corporate limits. These tax dollars provide revenue for current operating and maintenance expenses and interest and sinking fund requirements. The total tax revenue will increase from properties on the tax roll in the preceding tax year by 7.10% (percentage by which the tax rate will be higher than effective tax rate calculated under Chapter 26, Tax Code.) Individual taxes may increase or decrease at a rate greater or lesser depending on the change in the taxable value of each property.

A public hearing was conducted on Monday, August 19, 2019, August 26, 2019, September 9, 2019 and Thursday, September 12, 2019 at a regular or special City Council Meeting to receive comments from the public regarding the proposed tax rate. The governing body could not adopt the tax rate at either of the public hearings.

Operational Considerations:

The proposed tax rate of \$0.840925 on each one hundred dollars (\$100.00) assessed value of taxable property is to be apportioned and distributed as follows: \$0.5952 for the purpose of maintenance and operations, and \$0.245725 for interest and sinking fund requirements.

Legal Considerations:

The required notice and vote are being held in accordance with state law and the City Charter. The ordinance has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

Public notices were published in the official City publication of record, Focus Daily News on August 7, 2019, and again on August 28, 2019, as well as on the City of Lancaster website. Information regarding the proposed tax rate is being made available in accordance with state law and the City Charter.

Fiscal Impact:

The proposed tax rate is to cover the cost of the maintenance and operations and interest and sinking fund requirements.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance and provide direction.

Recommendation:

Staff recommends approval of the ordinance with the following motion that is required by state law: I move that the property tax rate be increased by the adoption of a tax rate of 0.840925, which is effectively a 7.10 percent increase in the tax rate.

Attachments

Ordinance

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS LEVYING AD VALOREM TAXES FOR FISCAL YEAR 2019/2020 AT \$0.840925 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS TO PROVIDE REVENUES FOR CURRENT MAINTENANCE AND OPERATIONAL EXPENSES AND INTEREST AND SINKING FUND REQUIREMENTS; PROVIDING DUE AND DELINQUENT DATES; PENALTIES AND INTEREST; PROVIDING A HOMESTEAD EXEMPTION AND DISABILITY EXEMPTION; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. There be and is hereby levied for the fiscal year 2019/2020 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Lancaster, Texas, and not exempt by the Constitution of the State and valid State laws, a tax of \$0.840925 on each \$100.00 assessed value of taxable property, and shall be apportioned and distributed as follows: \$0.5952 for the purpose of paying maintenance and operation, and, defraying the expenses of current operations, and \$0.245725 for interest and sinking fund requirements of the municipal government of the City.

SECTION 2. THAT THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

SECTION 3. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.10 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$-6.00.

SECTION 4. All 2019/2020 ad valorem taxes shall become due and payable on October 1, 2019, and shall become delinquent after January 31, 2020. If any person fails to pay the ad valorem taxes on or before the 31st day of January 2020, the penalties and interest as set forth under Section 33.01 of the Texas State Property Tax Code shall apply.

SECTION 5. Taxes are payable to the Dallas County Tax Assessor-Collector, Records Building, Dallas, Texas, by contract dated November 12, 2001 and amended April 2014. The City shall have available all the rights and remedies provided by law for the enforcement of the collection of taxes levied under this ordinance.

SECTION 6. The tax rolls as presented to the City Council, together with any supplement thereto, be and the same are hereby approved.

SECTION 7. All delinquent taxes shall accrue interest at the rate of one percent (1%) per month, in addition to the penalties provided for herein. All taxes that remain delinquent on July 1st of the year in which they become delinquent shall incur an additional penalty to defray costs of collection, of an amount not to exceed 20% of the amount of taxes, penalty and interest due.

SECTION 8. In accordance with the Texas State Property Tax Code, and effective with the passage of the ordinance, there is hereby provided an exemption of \$30,000 on homestead property for those head-of-household persons who have attained the age of 65 years prior to January 1, 2020 and an exemption of \$30,000 on disability designations.

SECTION 9. This Ordinance shall become effective upon its adoption as the law in such cases provides.

SECTION 10. All recitals are incorporated herein by reference as if fully written.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 16th day of September, 2019

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

LANCASTER CITY COUNCIL

City Council Work Session

1.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Financially Sound City Government
Quality Development

Submitted by: Fabrice Kabona, Assistant City Manager

Agenda Caption:

Discuss and receive a presentation from Dallas Area Rapid Transit (DART) regarding the progress of the Inland Port Transportation Management Association project.

Background:

On February 11, 2019, at the request of Councilmember Strain-Burk, City Council received a presentation from Dallas Area Rapid Transit (DART) regarding mobility opportunities for the City of Lancaster. Included in this presentation was a briefing on the Inland Port Transportation Management Association (TMA) project.

On March 9, 2018, at the request of Dallas County Commissioner John Wiley Price, Precinct No. 3, DART hosted a meeting of elected officials, community stakeholders, businesses, and developers to discuss transportation solutions in the Inland Port area. The consensus of participants was that TMA should be formed to provide transportation opportunities throughout the Inland Port.

On March 18, 2019, Council received a presentation from Dallas County Commissioner John Wiley Price, regarding the inception of the Inland Port TMA project.

Council will receive a progress update regarding the Inland Port TMA project.

LANCASTER CITY COUNCIL

City Council Work Session

2.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Goal(s): Healthy, Safe & Engaged Community

Submitted by: Carey Neal, Assistant to the City Manager

Agenda Caption:

Discuss and receive a presentation on the National League of Cities (NLC) equity inclusion initiative.

Background:

As prescribed in the City Council rules and procedures as amended September 2017, Section D. City Council Agenda Process, Subsection 1.b., Councilmember Nina Morris requested that an item be included on City Council Special Work Session for the purpose of discussing the National League of Cities (NLC) equity inclusion initiative.

The National League of Cities (NLC) is a resource and advocate for the nations cities and their leaders. NLC is dedicated to helping city leaders build better communities by conducting research, and gathering successful practices to help cities continue to innovate, strengthen their economies, and create vibrant neighborhoods where people love to live. Since 1924, NLC has evolved into a leading membership organization providing education, research, support and advocacy to city leaders across the country. Councilmember Morris serves on the National League of Cities Community and Economic Development committee (CED); and the Youth, Education, and Families committee (YEF).

City Council will receive a presentation from Councilmember Nina Morris.

LANCASTER CITY COUNCIL

City Council Work Session

3.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Healthy, Safe & Engaged Community

Submitted by: Delajer Walker, Emergency Management and Emergency Communications
Superintendent

Agenda Caption:

Discuss and receive a presentation regarding Disaster Debris Monitoring and Removal.

Background:

The City of Lancaster has experienced numerous weather related events, including an EF-2 tornado which devastated the City in April 2012 causing over \$380,000.00 in damages and expenses. Aligning with Council's goal of a Healthy, Safe & Engaged Community having Disaster Debris Monitoring and Removal agreements in place will provide assurance to the City of Lancaster and it's residents. These agreements will provide additional personnel and resources to restore the City's continuity as quickly and efficiently as possible. During a Presidentially Declared Disaster the City of Lancaster could seek reimbursement of up to 75% of uninsured losses through the FEMA Public Assistance Program. This program reimburses eligible applicants such as state and local governments for verified work done as part of the recovery efforts which include debris monitoring and removal operations.

City Council will receive a presentation regarding Debris Monitoring and Removal.

LANCASTER CITY COUNCIL

City Council Work Session

4.

Meeting Date: 09/16/2019

Policy Statement: This request supports the City Council 2019-2020 Policy Agenda

Goal(s): Healthy, Safe & Engaged Community

Submitted by: Carey Neal, Assistant to the City Manager

Agenda Caption:

Discuss the City's nomination for the fourth member of the Board of Directors for the Dallas Central Appraisal District (DCAD).

Background:

The Property Tax Code, Section 6.03, requires that an election or appointment of members to the Board of Directors of an appraisal district be conducted in odd numbered years. The term of office for elected or appointed members is two years, beginning in even numbered years.

The Property Tax Code specifies the qualifications for membership to the Board of Directors in Section 6.03 of the Code. These qualifications are:

1. Must be a resident of the Dallas Central Appraisal District (DCAD) for at least two years prior to the election.
2. May be an elected official of an agency represented by the DCAD.
3. Cannot be an employee of any agency represented by the DCAD.
4. Cannot be related within the second degree by consanguinity or affinity, as determined under Chapter 573, Government Code, to an individual who is engaged in the business of appraising property for compensation for use in proceedings under this title or of representing property owners for compensation in proceedings under this title in the appraisal district.
5. Cannot own property on which delinquent taxes have been owed to a taxing unit for more than 60 days after the date the individual knew or should have known of the delinquency unless:
 - (A) the delinquent taxes and any penalties and interest are being paid under an installment payment agreement under Section 33.02; or
 - (B) a suit to collect the delinquent taxes is deferred or abated under Section 33.06 or 33.065.
6. An individual is ineligible to serve on an appraisal district board of directors if the individual has engaged in the business of appraising property for compensation for use in proceedings under this title or of representing property owners for compensation in proceedings under this title in the appraisal district at any time during the preceding five years.
 - The first step is to nominate an individual via resolution and submit the resolution to the Chief Appraiser no later than October 15, 2019.
 - The Chief Appraiser will prepare a resolution ballot and provide it to each City to review no later than October 30, 2019.
 - Each City must submit their official resolution ballot no later than December 16, 2019.
 - The results of the election will be affirmed on January 1, 2020.

Pursuant to the provisions of the Property Tax Code in 1979, the agencies of Greater Dallas County elected to amend the manner in which representatives were chosen.

Each of the incorporated cities and towns, except the City of Dallas, shall have the right to nominate by official resolution one (1) candidate as the fourth member to the Board. The said cities and towns shall, from among the nominations received, elect by a majority vote, with each city and town being entitled to one (1) vote, a member to the Board of Directors.

The purpose of this item is for City Council to discuss the process for submitting a nomination.

Attachments

Sample Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF _____ TEXAS, NOMINATING
_____ AS A CANDIDATE TO BE A MEMBER OF THE BOARD
OF DIRECTORS OF THE DALLAS CENTRAL APPRAISAL DISTRICT**

WHEREAS, The Chief Appraiser of the Dallas Central Appraisal District has been charged with the responsibility of conducting the election process to determine the membership of the Board of Directors of the Dallas Central Appraisal District, according to the Property Tax Code of Texas; and

WHEREAS, each of the incorporated cities and towns, except for City of Dallas, shall have the right to nominate by an official resolution one (1) candidate as a member of the Board of Directors; and

WHEREAS, the said cities and towns shall, from among the nominations received, elect by a majority vote, with each city and town being entitled to one (1) vote, a member of the Board of Directors.

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

THAT the Council of the City of _____, Texas does hereby nominate _____ as a candidate to be a member of the Board of Directors of the Dallas Central Appraisal District.

DULY PASSED AND APPROVED this _____ day of _____, 2019.

APPROVED:

MAYOR

ATTEST:

CITY SECRETARY

SEAL: