

**City of Hale Center – Regular City Council Meeting Agenda**  
**LeMond Community Center, 110 E Stevenson, Hale Center, TX 79041**  
**6:00 P.M. – Tuesday – July 11, 2023**

**A. CALL TO ORDER / WELCOME GUESTS / PLEDGE OF ALLEGIANCE / INVOCATION**

**B. PUBLIC COMMENT:** An opportunity for the public to address City Council on any subject, not on the Agenda, in accordance with Texas Open Meetings Act, City Council may not discuss issues or make any decision at this time. Issues raised may be referred to City staff for research and possible future action.

**C. CONSENT AGENDA:** Approve minutes of Regular Council Meeting 6/13/2023; Approve June monthly department report(s): Municipal Court / Hale Center EMS / Hale Center Vol Fire Dept / Hale Center EDC / Financial Reports

**D. REGULAR AGENDA**

- 1) Discuss and consider temporary closure for a section of East Stevenson Street (between the West Access Road west to Main Street) for a scheduled Ruiz Family Reunion for, Saturday, July 22, 2023 from 10:00 am to 10:00 pm – Johnny Ruiz
- 2) Discuss and review Fee Schedule
- 3) Schedule time and date of Public Hearings for Budget
  - a. Tuesday, August 15, 2023 meeting at 6:00 pm
- 4) EMS update – Anthony Juarez
- 5) Ratify purchase of a mower for the Public Works Department as discussed in the City Council June 13, 2023 meeting
- 6) Ratify purchase of a vehicle for the Police Department as discussed in the City Council June 13, 2023 meeting
- 7) Discuss and possible action regarding Public Works vehicle purchase(s)
- 8) Discuss and possible revision of City of Hale Center Code of Ordinances, ARTICLE 11.05 Commercial Vehicles – Councilperson Israel Flores
- 9) Discuss and consider Ordinance 20230711A, LeMond Center rental fee revisions as discussed in the City Council June 13, 2023 meeting
- 10) Approve Ordinance 20230711B, Repealing Juvenile Curfew, Article 8.02, Sections 8.02.031 through 8.02.038 of the Hale Center Code of Ordinances
- 11) Approve Ordinance 20230711C, Repealing Boating, Appendix A Section A5.001 of the City of Hale Center Code of Ordinances
- 12) Public Hearing Drought Contingency
- 13) Resolution 07112023A Drought Contingency
- 14) City Manager Administrative Report
  - a. Update on active projects
  - b. Discuss October 10, 2023 City Council Meeting scheduling due to TML Conference and travel arrangements
- 15) Consider items to be placed on City Council meeting agenda for 08/15/2023

**E. ADJOURNMENT**

POSTED: 7/7/2023 TIME: 10:15A  
ATTEST Patricia Isaguirre, RMC

City of Hale Center Regular City Council Meeting Minutes  
Tuesday, June 13 2023

Attendance: Mayor W.H. Johnson, Mayor Pro-Tem Janet Peoples, Councilmembers: Mario Martinez, Junior Garcia, Karen Boyce, Israel Flores. Others Present: City Manager, Mike Cypert; Public Works Director, Johnny Ruiz; Chief of Police, Brandon Richardson; Accountants: Lewis-Kaufman-Reid-Stukey-Gattis & Co., PC, Representative, Lea Stukey; Hale Center EMS Board members: Mel Gomez, Wayne Cargill, and Jackie King; Hale Center EMS Director, Anthony Juarez; Hale Center News, Dee Rice; Dennis Burton; Burnin' Tree BBQ, Victor Gallardo

Mayor Johnson called meeting to order at 6:03 p.m. with a quorum present. The Pledge of Allegiance was led by Mayor Johnson, invocation given by Mayor Pro-Tem Janet Peoples.

Public Comment: Victor Gallardo informed the City Council that he is planning a charity event involving 8 to 11 motorcycle clubs in Hale Center, scheduled for July 15<sup>th</sup> beginning at lunch and continuing until around 11:00 pm. He added that he will be submitting a Street Closure Request for 6<sup>th</sup> Street from Main Street west to the alley behind his business.

Councilperson Flores made a motion Councilperson Garcia seconded to approve Consent Agenda. Motion carried unanimously.

Karen Boyce presented a request to increase stipends to the Hale Center Senior Citizens by \$500.00 per month. Councilperson Flores made a motion, Councilperson Martinez seconded to approve an increase of stipends to the Hale Center Senior Citizens by \$500.00 per month effective immediately. Councilperson Boyce and Mayor Pro-Tem Peoples announced a conflict of interest and would abstain from the vote. Motion carried with 3 voting for, 0 voting against, and 2 abstaining from the vote.

EMS Director, Anthony Juarez and Accountant, Lea Stuckey presented information pertaining to the EMS financials to the City Council.

Stuckey informed the City Council that Hale Center EMS Association has filed delinquent IRS 941 reports for the quarterly periods of 2017 through the first quarter of 2020. She added that all 941 reports and tax withholding payments from the first quarter of 2020 to current have been timely made, but the delinquent taxes, penalties and interest totaling \$204, 201.77 have not been paid. She added that she has been attempting to work with the IRS on a payment plan but hasn't been able to get a response from their local agent. Juarez informed the City Council that the City of Hale Center pays \$57,000 annually, and Hale County pays \$72,000 annually in stipends. He noted that Hale County recently increased their stipend amount by \$36,000 when the service started officially covering the City of Petersburg. Juarez asked the City Council to consider a request for a stipend increase of \$20,000 per year to assist in financial obligations of the service. When asked what the City of Petersburg is paying Hale Center EMS for basic services, Juarez stated that Petersburg allows the service use of a truck and a heart monitor for \$1.00 per year, but make no monetary contributions. City Manager Cypert advised the City Council that EMS should be asking the City of Petersburg for the stipend so the Hale Center tax payers are not burdened with Hale Center tax dollars being used to provide services for the benefit of the City of Petersburg. Juarez stated he would set up a meeting with the Petersburg City Manager to discuss the issue. Councilperson Flores stated he will attend a Petersburg City Council meeting with Juarez. No action was taken on the request and this item will be placed on next month's agenda.

City Manager Cypert presented the City Council with current budget estimates for FY 23-24. He noted that due to hyperinflation, there is a projected shortfall totaling \$52,168, not including the \$6,000 increase to the Senior Citizens that was just approved. Cypert noted that while appraisals have increased significantly, state law caps the increase of a tax levy to 2.5% per year without an election. Cypert noted inflation rates for this year were 5% and 8.5% for last year. Cypert presented that ad valorem tax rates will most likely be lower due to the increase in appraisals but would not be able to project a tax rate until the city receives certified appraisals from the Hale County Appraisal District in July. Also noted was the need to consider an increase in utility rates to catch up with inflation. Departmental requests presented included: 1) \$2,500 for a handheld radio for the Water Department; 2) \$5,500 for a mower for the Parks Department; and 3) \$50,000 for a vehicle for the Police Department. Cypert explained both the mower and police vehicle, if approved, will need a fund transfer from Prior Year Fund Balances to accommodate the purchases. Since the requests involved a Fund Balance purchase, the City Council advised the City Manager to go ahead and secure the mower and vehicle now and to place an action item on the next agenda to ratify the purchase. No formal action was taken.

Councilperson Flores discussed issues with the Hale Center Code of Ordinances Section Article 11.05 involving the parking of commercial vehicles. After discussion, it was concluded that revisions to the ordinance are needed. No action was taken on this item and is to be placed on the July agenda.

Councilperson Garcia presented a request to modify the policy for the use fees of the LeMond Community Center to include a weekend rental rate in addition to the daily rental rate. After discussion, City Manager Cypert was instructed to prepare an ordinance which would add a weekend rental rate of \$200.00 to the Code of Ordinances and include this item on next month's agenda. No action was taken on this item.

Councilperson Flores made a motion, Councilperson Martinez seconded to approve Ordinance 20230613, reviewing and designating School Crossing Zones within the City of Hale Center and to authorize the replacement of yield signs with stop signs within the School Crossing Zones. Motion carried unanimously.

Councilperson Martinez made a motion, Councilperson Flores seconded to approve exception to Fire Works Ordinance Sec. 6.05.003 of the Hale Center Code of Ordinance for the Hale Center Chamber of Commerce celebration set for July 1<sup>st</sup> along with temporary road closure along Main Street for parade; include action on exception of Fire Works Ordinance Sec. 6.05.003 for the Hale Center public on July 4<sup>th</sup>, 2023 "Only at Caudle Lake 'field' portion and must cease at 11:00 pm." Motion carried unanimously.

City Manager Cypert presented an update on current grants.

Items to be placed on July agenda include:

1) EMS update, 2) Mower Purchase, 3) Police Department vehicle purchase, 4) Ordinance updating LeMond rental rates, and 5) discussion on Truck Parking ordinance revisions.

Mayor Johnson adjourned the meeting at 8:40 p.m.

Signed this 11<sup>th</sup> day of July, 2023.

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W.H. Johnson, Mayor

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Patricia Isaguirre, TRMC, City Secretary

City of Hale Center  
Municipal Court Council Report  
From 6/1/2023 to 6/30/2023

### Violations by Type

Traffic	Penal	City Ordinance	Parking	Other	Total
13	0	0	0	0	13

### Financial

State Fees	Court Costs	Fines	Tech Fund	Building Security	Total
\$1,361.28	\$379.99	\$2,077.00	\$68.90	\$76.03	\$3,963.20

### Warrants

Issued	Served	Closed	Total
0	0	0	0

### FTAs/VPTAs

FTAs	VPTAs	Total
0	0	0

### Dispositions

Paid	Non-Cash Credit	Dismissed	Driver Safety	Deferred	Total
15	0	3	0	0	18

### Trials & Hearings

Jury	Bench	Appeal	Total
0	0	0	0

### Omni/Scofflaw/Collection

Omni	Scofflaw	Collections	Total
0	0	0	0

1:59 PM  
07/06/23  
Cash Basis

**Ambulance Service of Hale Center**  
**Balance Sheet**  
As of June 30, 2023

	Jun 30, 23
<b>ASSETS</b>	
Current Assets	
Checking/Savings	
aGeneral Operating	4,229.00
Fund Raiser Acct	903.53
Petty Cash	81.16
Total Checking/Savings	5,213.69
Total Current Assets	5,213.69
Fixed Assets	
Furniture and Equipment	
Amb Equipment	27,754.00
Total Furniture and Equipment	27,754.00
Vehicles	
3901 - 2010 Chevy Ambulance	57,491.00
3905 2016 Silverado Ambulance	47,000.00
Total Vehicles	104,491.00
Total Fixed Assets	132,245.00
<b>TOTAL ASSETS</b>	<b>137,458.69</b>
<b>LIABILITIES &amp; EQUITY</b>	
Liabilities	
Current Liabilities	
Accounts Payable	
Accounts Payable	-1,196.75
Total Accounts Payable	-1,196.75
Other Current Liabilities	
Payroll Liabilities	185,368.98
Total Other Current Liabilities	185,368.98
Total Current Liabilities	184,172.23
Total Liabilities	184,172.23
Equity	
Opening Balance Equity	112,135.13
Unrestricted Net Assets	-156,560.37
Net Income	-2,288.30
Total Equity	-46,713.54
<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b>137,458.69</b>

1:56 PM

07/06/23

Cash Basis

**Ambulance Service of Hale Center**  
**Profit & Loss**  
June 2023

	Jun 23
Ordinary Income/Expense	
Income	
City Supplement	4,750.00
County Supplement	5,000.00
Donations	45.00
Grant	3,887.00
Insurance Billing	11,416.57
Total Income	25,098.57
Gross Profit	25,098.57
Expense	
Accounting	150.00
Computer Equipment & Software	115.01
EMS License	
Liability Insurance	1,412.62
Total EMS License	1,412.62
Loan Payment	688.88
Medical Supplies/Equipment	
Medical Supplies	196.98
Total Medical Supplies/Equipment	196.98
Office Supplies	97.46
Payroll Expenses	14,980.67
Phone, TV & Internet Expenses	176.48
Repairs and Maintenance-Bldg	169.00
Station Supplies	111.32
Vehicle Expense	
Vehicle Fuel	495.55
Vehicle Expense - Other	10.59
Total Vehicle Expense	506.14
Total Expense	18,604.56
Net Ordinary Income	6,494.01
Net Income	6,494.01

## **Hale Center EMS Association**

**116 W 6<sup>th</sup> Street \* PO Box 1027**

**Hale Center TX 79041**

**806-590-8042 \* Fax 806-590-8043**

*Anthony Juarez, Director*

### **June 2023 Run Report**

0 Transfers

22 EMS calls

7 Within City Limits

15 Out of City

**22 Total Calls**

09 No Transport

**13 *Billable Runs***

### **Transports to Hospital's**

**07** Covenant Medical Center Plainview

**02** University Medical Center

**00** Lubbock Heart Hospital

**04** Covenant Medical Center Lubbock

**00** Covenant Women and children



HALE CENTER ECONOMIC DEVELOPMENT CORPORATION  
REVENUE AND EXPENSE 05/01/23 THROUGH 05/31/2023

VISTA BANK CHECKING ACCOUNT 0516937 5/1/2023	135705.03
REVENUE/RECEIPTS	
SALES TAX PAYMENT F FOR MAY	5186.63
<b>TOTAL RECEIPTS</b>	<b>5186.63</b>
EXPENSES	
KRISTINA SHERRILL CONSULTING F FOR MAY	2083.33
806 PIZZA LUNCH FOR MAY BOARD MEETING	86.00
<b>TOTAL EXPENSES</b>	<b>2,169.33</b>
<b>CHECKING ACCOUNT BALANCE 04 5/31/2023</b>	<b>138,722.33</b>
<b>CERTIFICATE OF DEPOSIT VISTA BANK 05/01/23</b>	<b>104,429.41</b>
INTEREST PAID	188.83
<b>CERTIFICATE OF DEPOSIT BALANCE 04/30/23</b>	<b>104,618.24</b>
<b>TOTAL HOLDINGS 05/31/23</b>	<b>243,340.57</b>

**CITY OF HALE CENTER  
HALE CENTER, TEXAS  
MONTHLY REPORT OF BANK BALANCES  
July 3, 2023**

**Bank Account Balances**

(Demand Deposits)

20.25%

Operational Account	0502219	0.05%	\$153,566.88
Back the Blue	7018059	0%	\$786.38
PD Training	7018804	0%	\$2,869.21
<b>Total</b>			<b>\$157,222.47</b>

**Schedule of Investments**

(Time Deposits)

79.75%

Budget Fund	Account	Origin Date	Current	Length	Original	Current Value
Certificate of Deposit	6324212	11/9/16	4.55%	12 Month	\$150,000.00	\$157,533.65
Certificate of Deposit	6318810	2/19/16	4.00%	3 Month	\$100,000.00	\$103,640.20
Certificate of Deposit	6350910	8/23/21	4.80%	12 Month	\$225,000.00	\$230,591.40
Certificate of Deposit	6362447	12/8/22	4.00%	12 Month	\$125,000.00	\$127,513.96
<b>Totals</b>					<b>\$475,000.00</b>	<b>\$619,279.21</b>

<b>Total Cash Accounts</b>	<b>\$157,222.47</b>
<b>Total Investments</b>	<b>\$619,279.21</b>
<b>Total Cash and Investments</b>	<b>\$776,501.68</b>

**Committed funds not yet expended**

CDBG Change Orders	5/9/2023	\$12,327.50
Water Department Trucks	5/9/2023	\$100,000.00
Sewer Hose	7/11/2023	\$4,000.00
		<b>\$116,327.50</b>



Mike Cypert  
City Manager

This report complies with the City's Investment Policy and all federal, state, and local statutes, rules, or regulations.

Account	Description	Budget	MTD	YTD	Variance	%
	Operating Revenues					
014007	Ad Valorem Taxes	304,069.00	7,121.95	289,764.09	14,304.91	95.30
014021	Ad Valorem P&I	5,300.00	706.37	5,169.58	130.42	97.54
014028	Delinquent Ad Valorem Taxes	12,000.00	482.34	12,718.12	-718.12	105.98
014035	Delinquent Ad Valorem P&I	5,800.00	226.23	5,372.47	427.53	92.63
014042	Sales Tax	100,000.00	5,874.22	68,988.94	31,011.06	68.99
014049	Sales Tax EDC	50,000.00	2,937.11	34,494.46	15,505.54	68.99
014056	Franchise Fees	107,000.00		108,150.41	-1,150.41	101.08
014063	Permits	3,100.00	207.00	1,954.80	1,145.20	63.06
014070	Food Permits	1,100.00		100.00	1,000.00	9.09
014084	Interest Income	110.00	10.17	87.50	22.50	79.55
014098	Animal Control Fees	900.00		3,482.00	-2,582.00	386.89
014105	Misc. Income	500.00		191.00	309.00	38.20
014112	Leases and Rents	8,325.00	300.00	2,075.00	6,250.00	24.92
014119	Sanitation Charges	200,100.00	17,183.71	149,539.16	50,560.84	74.73
014126	Recycle Center Fees	50,775.00	4,246.14	38,533.86	12,241.14	75.89
014133	Recycling Income	2,500.00		403.15	2,096.85	16.13
014140	Mosquito Spray Fees	18,860.00	1,541.87	13,990.55	4,869.45	74.18
014147	Sale of Property	2,000.00		180.00	1,820.00	9.00
014154	Municipal Court Fees	52,000.00	6,296.74	43,525.01	8,474.99	83.70
014169	Police Training -TX Comptroller	640.00		691.61	-51.61	108.06
014175	Transfer From Water Fund	126,762.00			126,762.00	
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	Operating Revenues	1,051,841.00	47,133.85	779,411.71	272,429.29	74.10
	Non-Operating Revenues					
014401	Insured Claims			28,262.24	-28,262.24	
014409	TP&W Rec Grant	84,773.00	104,143.30	149,010.65	-64,237.65	175.78
014410	DONATION Caudle Playground			24,500.00	-24,500.00	
014421	22-23 CJD Grant - Vehicle	36,000.00	-225.00	-225.00	36,225.00	-.62
014444	HCAD Excess of Proceeds			522.39	-522.39	
014978	Fund Balance Transfer	14,000.00			14,000.00	
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	Non-Operating Revenues	134,773.00	103,918.30	202,070.28	-67,297.28	149.93
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	Total Revenue	1,186,614.00	151,052.15	981,481.99	205,132.01	82.71
	TOTAL REVENUE	1,186,614.00	151,052.15	981,481.99	205,132.01	
	Administration					
015007	Appraisal Dist. Exp.	5,320.00	1,376.52	4,912.06	407.94	92.33
015014	Accounting	8,800.00		8,775.00	25.00	99.72
015021	Attorney Fees	4,500.00	3,562.50	5,250.00	-750.00	116.67
015028	Legal Publications	1,200.00		677.21	522.79	56.43
015035	Codification	1,000.00		1,129.20	-129.20	112.92
015042	Dues, Registrations & Meetings	6,500.00	70.86	4,229.37	2,270.63	65.07
015049	Office Supplies	4,000.00	88.23	2,142.90	1,857.10	53.57
015056	Postage	750.00		749.28	.72	99.90

Account	Description	Budget	MTD	YTD	Variance	%
015077	Misc. Expense	500.00	101.25	357.20	142.80	71.44
	Administration	32,570.00	5,199.36	28,222.22	4,347.78	86.65
	Nondepartmental					
015203	EMS Contract	57,000.00	4,750.00	42,750.00	14,250.00	75.00
015210	Fire Dept. Contract	9,900.00	825.00	7,425.00	2,475.00	75.00
015217	Library Contract	5,400.00	450.00	4,050.00	1,350.00	75.00
015224	Sr. Citizens Contract	6,000.00	500.00	4,500.00	1,500.00	75.00
015231	Civil Defense	500.00			500.00	
015238	Hale Center EDC	50,000.00	2,937.11	34,494.46	15,505.54	68.99
015245	EMS Bld. Maint.	250.00		257.38	-7.38	102.95
015252	Fire Bld. Maint.	250.00		252.84	-2.84	101.14
015266	LeMond Bld. Maint	1,000.00		840.90	159.10	84.09
015273	Environmental Health Insp.	1,100.00			1,100.00	
015280	Building Inspection Fees	400.00	75.00	375.00	25.00	93.75
015287	General Insurance	15,055.00		12,944.76	2,110.24	85.98
015294	Utilities - Gas and Elect.	17,205.00	577.25	14,433.38	2,771.62	83.89
015301	Telephone/Internet	6,150.00	402.03	3,584.84	2,565.16	58.29
015308	Software / IT	3,000.00	195.00	3,294.99	-294.99	109.83
	Nondepartmental	173,210.00	10,711.39	129,203.55	44,006.45	74.59
	Legislative					
015378	Dues Registrations & Meetings	15,000.00	439.96	5,653.47	9,346.53	37.69
015385	Election Expense	5,500.00			5,500.00	
015392	Council Stipends	2,500.00		2,300.00	200.00	92.00
	Legislative	23,000.00	439.96	7,953.47	15,046.53	34.58
	Judicial					
015406	Dues, Registrations & Training	2,000.00	140.50	1,020.46	979.54	51.02
015413	State Traffic Fees	27,000.00		13,130.70	13,869.30	48.63
015420	Prosecutor Fees	1,500.00			1,500.00	
015427	IT/Software	2,870.00			2,870.00	
	Judicial	33,370.00	140.50	14,151.16	19,218.84	42.41
	Police					
015455	Dues, Registrations & Training	3,000.00		1,145.48	1,854.52	38.18
015462	Uniforms	2,000.00		914.70	1,085.30	45.74
015476	Software / IT	2,250.00		350.00	1,900.00	15.56
015483	Supplies & Equipment	5,000.00		682.22	4,317.78	13.64
015490	Vehicle Fuel	20,250.00	1,865.43	16,578.23	3,671.77	81.87
015497	Vehicle Maint.	3,450.00	3,653.31	7,287.30	-3,837.30	211.23
015504	Misc. Expense	500.00		185.11	314.89	37.02
015511	Criminal Justice Grant - Vehic	50,000.00	3,097.43	45,664.43	4,335.57	91.33
	Police	86,450.00	8,616.17	72,807.47	13,642.53	84.22
	Streets					

Account	Description	Budget	MTD	YTD	Variance	%
015532	Sealcoat Project	50,000.00			50,000.00	
015539	Engineering - Sealcoat	11,000.00			11,000.00	
015546	Street & Pothole Repair	8,000.00	5,001.81	12,001.81	-4,001.81	150.02
015553	Utilities - Street Lighting	42,000.00	3,416.05	30,466.03	11,533.97	72.54
015560	Street Base Materials	2,000.00		5,300.00	-3,300.00	265.00
015567	Street Sign Repairs	750.00		533.00	217.00	71.07
015574	Equipment Maint.	11,000.00	1,285.76	1,876.81	9,123.19	17.06
015581	Weed Control	2,500.00	288.76	2,172.26	327.74	86.89
015588	Spray License Fees & Training	1,000.00			1,000.00	
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	Streets	128,250.00	9,992.38	52,349.91	75,900.09	40.82
	Parks					
015609	City Park Maint.	7,000.00	615.53	5,235.49	1,764.51	74.79
015617	TP&W Rec Grant	84,773.00	1,867.69	58,124.43	26,648.57	68.56
015620	Park Lighting	3,000.00			3,000.00	
015623	Utilities - Parks	6,500.00	390.32	5,936.96	563.04	91.34
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	Parks	101,273.00	2,873.54	69,296.88	31,976.12	68.43
	Sanitation					
015651	Contracted Alley Service	161,425.00	13,451.84	121,066.57	40,358.43	75.00
015652	Contracted Fuel Adj. Fees	15,000.00			15,000.00	
015658	Recycle Center Disposal	14,500.00		6,017.87	8,482.13	41.50
015665	Plainview Recycle Prog.	1,800.00		2,520.07	-720.07	140.00
015672	Tire Recycling	900.00			900.00	
015679	Vector Control (Mosq.)	10,000.00	4,335.08	4,335.08	5,664.92	43.35
015686	Animal Control	2,000.00		2,953.20	-953.20	147.66
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	Sanitation	205,625.00	17,786.92	136,892.79	68,732.21	66.57
	Non-Budgeted Expense					
016004	22-23 PD Vehicle		200.00	38,334.15	-38,334.15	
016015	22-23 Internet Expansion (11/22)			500.00	-500.00	
016016	22-23 PD Roof Repairs (11/22)			3,200.00	-3,200.00	
016017	22-23 PD Engine (8/22)			6,904.00	-6,904.00	
016019	2023 Lawn Mower 7/23		5,500.00	5,500.00	-5,500.00	
016020	2023 Police Vehicle 7/23		45,744.54	45,744.54	-45,744.54	
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	Non-Budgeted Expense		51,444.54	100,182.69	-100,182.69	
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	Total Operating Expense	783,748.00	107,204.76	611,060.14	172,687.86	77.97
	Payroll					
017007	Administrative Payroll	100,120.00	8,031.54	75,759.17	24,360.83	75.67
017014	Police Payroll	194,790.00	15,260.10	142,489.97	52,300.03	73.15
017021	Judicial Payroll	18,880.00	1,297.76	14,642.32	4,237.68	77.55

Account	Description	Budget	MTD	YTD	Variance	%
017028	Sanitation Payroll	8,525.00	419.06	5,903.28	2,621.72	69.25
017035	TML - Admin	6,030.00	531.64	4,785.21	1,244.79	79.36
017042	TML - Police	24,115.00	2,035.74	17,807.35	6,307.65	73.84
017056	TMRS - Admin	5,405.00	495.55	4,430.76	974.24	81.98
017063	TMRS - Police	10,520.00	941.55	8,298.43	2,221.57	78.88
017098	TWC - Unemployment	1,550.00		74.28	1,475.72	4.79
017105	TML Workman's Comp	7,741.00		6,199.75	1,541.25	80.09
017175	HR Expense	500.00		648.00	-148.00	129.60
017600	Payroll Tax (FICA)	24,690.00	1,913.14	18,267.80	6,422.20	73.99
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	Payroll	402,866.00	30,926.08	299,306.32	103,559.68	74.29
		-----	-----	-----	-----	-----
	Total Payroll Expense	402,866.00	30,926.08	299,306.32	103,559.68	74.29
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	* CURRENT YEAR SURPLUS		12,921.31	71,115.53	-71,115.53	
		=====	=====	=====	=====	=====

Account	Description	Budget	MTD	YTD	Variance	%
	Operating Revenues					
024007	Metered Water Sales	563,186.00	38,295.36	340,096.29	223,089.71	60.39
024014	Sewer Service Sales	149,000.00	13,157.92	119,415.68	29,584.32	80.14
024021	Late Fees	19,200.00	1,887.44	16,529.82	2,670.18	86.09
024028	Returned Check Fees		120.00	420.00	-420.00	
024035	ACH/CC Processing Fees	7,200.00	501.00	5,666.66	1,533.34	78.70
024056	Reconnection Fees	8,700.00		4,540.00	4,160.00	52.18
024063	Water Tap Fees	2,400.00			2,400.00	
024070	Misc. Income	1,000.00			1,000.00	
024200	Returns / Overread / Adj.		-1,468.43	-11,978.10	11,978.10	
		-----	-----	-----	-----	-----
	Operating Revenues	750,686.00	52,493.29	474,690.35	275,995.65	63.23
	Non-Operating Revenues					
024407	CDBG Grant Project	350,000.00	95,160.13	108,660.13	241,339.87	31.05
024978	Fund Balance Transfer	35,000.00			35,000.00	
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	Non-Operating Revenues	385,000.00	95,160.13	108,660.13	276,339.87	28.22
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	Total Revenue	1,135,686.00	147,653.42	583,350.48	552,335.52	51.37
	TOTAL REVENUE	1,135,686.00	147,653.42	583,350.48	552,335.52	
	Administration					
025007	Accounting	8,800.00		8,775.00	25.00	99.72
025014	Attorney Fees	4,500.00	3,562.50	5,250.00	-750.00	116.67
025021	Legal Publications	250.00		425.29	-175.29	170.12
025028	ACH/CC Expense		914.37	1,749.63	-1,749.63	
025035	Dues, Registrations & Meetings	6,500.00		6,217.17	282.83	95.65
025042	Office Supplies	4,000.00	107.20	2,072.53	1,927.47	51.81
025049	Postage	5,250.00	392.64	4,134.98	1,115.02	78.76
025063	Equipment Leasing / Maint.	6,400.00	217.09	4,088.22	2,311.78	63.88
025070	Misc. Expense	500.00	6.25	151.75	348.25	30.35
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	Administration	36,200.00	5,200.05	32,864.57	3,335.43	90.79
	Nondepartmental					
025105	City Hall Maint.	8,000.00	494.63	8,201.63	-201.63	102.52
025112	General Insurance	15,055.00		12,944.75	2,110.25	85.98
025119	Utilities - Gas and Elect.	9,870.00		10,529.65	-659.65	106.68
025126	Telephone/Internet	6,150.00	402.03	3,584.85	2,565.15	58.29
025133	Software / IT	3,000.00	195.00	2,910.00	90.00	97.00
025147	Pest Control	1,320.00	185.98	1,065.98	254.02	80.76
025154	Debt Service - Lease Purchase 2027	13,638.00		13,637.68	.32	100.00
025168	Transfer to General Fund	126,762.00			126,762.00	
025400	Returned Check / Rejected ACH		-798.91	-7,727.63	7,727.63	
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	Nondepartmental	183,795.00	478.73	45,146.91	138,648.09	24.56

Account	Description	Budget	MTD	YTD	Variance	%
	Water / Sewer Maintenance					
025560	Dues, Registrations & Training	6,000.00	113.75	3,206.58	2,793.42	53.44
025567	Uniforms	2,500.00		600.00	1,900.00	24.00
025581	Engineering Fees	2,000.00			2,000.00	
025588	State Fees & Permits	1,400.00		1,300.00	100.00	92.86
025595	Production Utilities	38,000.00	582.38	35,901.83	2,098.17	94.48
025602	Lab Samples - Testing	4,600.00	156.70	3,488.15	1,111.85	75.83
025609	Building & Grounds Maint.	1,000.00		289.22	710.78	28.92
025616	Vehicle & Equip. Fuel	17,000.00	1,236.63	13,234.21	3,765.79	77.85
025623	Vehicle Maint.	7,000.00	68.99	2,665.36	4,334.64	38.08
025630	Equip. Maint.	6,000.00		5,176.11	823.89	86.27
025644	Materials & Supplies	16,000.00	315.57	20,921.79	-4,921.79	130.76
025651	Water Sewer Treatment	6,000.00	30.00	2,558.44	3,441.56	42.64
025658	Utility Repairs & Maint.	53,000.00	3,848.50	41,090.61	11,909.39	77.53
025665	CDBG Grant Project	385,000.00	130,160.13	189,229.38	195,770.62	49.15
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	Water / Sewer Maintenance	545,500.00	136,512.65	319,661.68	225,838.32	58.60
	Non-Budgeted Expense					
026008	22-23 14th Gate - ARPA			490.50	-490.50	
026010	22-23 Land Purchase 6.7 acres		11,035.00	11,035.00	-11,035.00	
		-----	-----	-----	-----	-----
	Non-Budgeted Expense		11,035.00	11,525.50	-11,525.50	
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	Total Operating Expense	765,495.00	153,226.43	409,198.66	356,296.34	53.46
	Payroll					
027007	Administrative Payroll	103,055.00	7,509.50	74,500.09	28,554.91	72.29
027014	W/S Maint Payroll	198,335.00	17,275.11	156,541.09	41,793.91	78.93
027021	TML - Admin.	6,030.00	513.86	4,630.59	1,399.41	76.79
027028	TML - Maint.	24,115.00	2,032.04	18,288.36	5,826.64	75.84
027035	TMRS - Admin.	5,275.00	452.66	4,212.92	1,062.08	79.87
027042	TMRS - Maint.	10,055.00	945.70	8,796.23	1,258.77	87.48
027056	TWC - Unemployment			72.00	-72.00	
027063	TML Workman's Comp	7,741.00		6,199.74	1,541.26	80.09
027175	HR Expense	500.00			500.00	
027600	Payroll Tax Expense (FICA)	23,085.00	1,896.03	17,674.64	5,410.36	76.56
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	Payroll	378,191.00	30,624.90	290,915.66	87,275.34	76.92
		-----	-----	-----	-----	-----
	Total Payroll Expense	378,191.00	30,624.90	290,915.66	87,275.34	76.92
	* CURRENT YEAR SURPLUS	-8,000.00	-36,197.91	-116,763.84	108,763.84	1,459.55
		=====	=====	=====	=====	=====



# CITY OF HALE CENTER REQUEST FOR STREET CLOSURE APPLICATION FORM



## Contact information

Applicant's Name	Johnny Ruiz Jr.	Telephone #	806-685-8035
Applicant's Mailing Address	P.O. Box 893	Email Address	Karaokeking1962@yahoo.com

## DESCRIPTION OF REQUEST

Request Type: ☐ Escort ☐ Construction ☒ Event Reason for Closure: Family Reunion

Block #(s) and Street Name(s)\*: E Stevenson for Main to West Service Rd

\*For all TxDOT road closures, please call 806-293-5101

Number of Lanes to be Closed ☒ All Lanes, Both Directions ☐ All Lanes, One Direction \_\_\_\_\_  
☐ One Lane, Specify: \_\_\_\_\_ ☐ Other: \_\_\_\_\_

Time for Closure: Start Date 7-22-23 Time 10:00 AM End Date 7-22-23 Time 11 PM

Will the street be passable for regular traffic: ☐ Yes ☒ No ☐ Specific Times: 10 AM - 11 PM

Will the street be passable for emergency vehicles: ☒ Yes ☐ No ☐ Specific Times: when needed

## AUTHORIZATION

All required application documents and fees have been included with this application. I understand that the City of Hale Center will only accept this application and fees when all required documentation has been provided. I agree to hold harmless, indemnify and defend the City, its officers and employees from and against all claims for personal injury or property damage that arise in connection with the street closure.

Applicant's Signature: Johnny Ruiz Jr. Date: 7-7-23

Printed Name: Johnny Ruiz Jr.

To be completed by City Officials: The applicant is required to provide the following:

- ☐ Barricades / Traffic Control Devices ☐ Portable Toilets ☐ Trash Receptacles ☐ Food Vendor Permits  
☐ Private Security (if alcohol consumed) ☐ Other: \_\_\_\_\_

\_\_\_\_\_, I, the applicant, agree to comply with the requirements as determined by the City and outlined above.  
 (initial)

☐ APPROVED ☐ DENIED SIGNED BY MAYOR: \_\_\_\_\_ DATE: \_\_\_\_\_

CITY OF HALE CENTER

TEMPORARY STREET CLOSURE  
ACKNOWLEDGEMENT FORM

We, the undersigned, ACKNOWLEDGE NOTIFICATION of the temporary street closure of

(Street name): East Stevenson

from (street name) Main to (street name) W. Service Rd.

Proposed date(s) and time(s) of Closure: 10 AM - 11 PM on 7-22-23

- This street closure is requested by: Johnny Ray Jr.
- We understand that during the time of closure vehicular access to our property, within the closure will be denied, unless special arrangements have been made.
- Acknowledgment in writing from all persons whose property fronts the proposed street closure or whose driveway(s) fronts the street being closed, regardless of whether or not they are participating in the event.
- We understand that the closure may be permitted even if we indicate our own disapproval.

**DO NOT SIGN BELOW IF TOP PORTION HAS NOT BEEN FILLED OUT**

SIGNATURE

ADDRESS

Phone

APPROVAL/DISAPPROVAL

1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			

Use back if more space is needed

**Miscellaneous Fees**

<b>A1.001 Credit Card Processing Fee</b>	\$3.00
<b>A1-002 Municipal Court Fees</b>	
(a) Technology Fund Fee	\$4.00
(b) Building Security Fund Fee	\$3.00
<b>A1-003 Golf cart registration and inspection fees</b>	
(1) Registration	\$48.00
(2) Inspection - included with registration	
(3) re-inspection	\$20.00

**Animal Control Fees**

<b>A2-001 Registration, impoundment, quarentine and adoption fees</b>	
(a) Annual registration	\$5.00
(b) Animal pickup/quarentine charge	\$25.00
(c) Surrender of animal	\$25.00
(d) Adoption Fees at discretion of Paw Pals not collected by City	
<b>A2-002 Registration of dangerouis animal</b>	
Annual registration	\$50.00

**Building and Development Related Fees**

<b>A3.001 Building Permits</b>	
(a) Building permit	\$35.00 plus 10¢/sq.ft.
(b) Plumbing permit	\$35.00 plus 10¢/sq.ft.
(c) Electrical permit	\$35.00 plus 10¢/sq.ft.
(d) Gas connection inspection	\$100.00
<b>A3.002 Zoning variance applications</b>	
(a) Zoning application	\$100.00
(b) Variance application	\$100.00
<b>A3.003 Roofing contractors</b>	
(a) Permit	\$50.00
(b) Registration	
(1) Initial registration	\$30.00
(2) Registration renewal	\$30.00
<b>A3.004 Irrigation system permit</b>	
Per Connection	\$15.00

**Business Related Fees**

<b>A4.001 Alcoholic beverage permit or license</b>	
(a) Permit fee	50% of state permit fee
(b) License fee	50% of state permit fee
<b>A4.002 Peddlers, Itinerant vendors, solicitors and canvassers</b>	
(1) Peddler permit	\$100.00
(2) Solicitor permit	No Fee
Canvasser permit	No Fee
<b>A4.003 Retail food service establishments</b>	
Annual permit	\$100.00
Seasonal 6-month permit	\$50.00

## Park fees

### A5.001 Boating permit and identification tag

(a)	Permit fee	
	(1-A) Annual non-resident	\$150.00
	(1-B) Annual resident	\$100.00
	(2-A) Daily non-resident	\$25.00
	(2-B) Daily resident	\$20.00
(b)	Replacement registration tag	\$5.00

## Utility Rates and Charges

### A6-001 Water and Sewer Rates

(a)	Water rates	
	(1) Residential rates	
	First 3K gallons, plus	\$34.93 minimum
	3,001 - 10,000 gallons	\$2.60 per 1,000 gal.
	10,001 - 25,000 gallons	\$3.65 per 1,000 gal.
	25,001 - 50,000 gallons	\$5.50 per 1,000 gal.
	over 50,001 gallons	\$6.95 per 1,000 gal.
	(2) Residential rates, city employee	
	First 3K gallons, plus	\$24.18 minimum
	3,001 - 10,000 gallons	\$1.60 per 1,000 gal.
	10,001 - 25,000 gallons	\$2.08 per 1,000 gal.
	25,001 - 50,000 gallons	\$2.91 per 1,000 gal.
	over 50,001 gallons	\$4.38 per 1,000 gal.
	(3) Commercial/Industrial rates	
	First 3K gallons, plus	\$40.25
	3,001 - 10,000 gallons	\$2.60 per 1,000 gal.
	10,001 - 25,000 gallons	\$3.65 per 1,000 gal.
	25,001 - 50,000 gallons	\$5.50 per 1,000 gal.
	over 50,001 gallons	\$6.95 per 1,000 gal.
	(4) Residential irrigation rates	
	0-999 gallons	\$0.00
	1,000-3,000 gallons	\$34.93
	3,001 - 10,000 gallons	\$2.60 per 1,000 gal.
	10,001 - 25,000 gallons	\$3.65 per 1,000 gal.
	25,001 - 50,000 gallons	\$5.50 per 1,000 gal.
	over 50,001 gallons	\$6.95 per 1,000 gal.
	(5) Commercial irrigation rates	
	0-999 gallons	\$0.00
	1,000-3,000 gallons	\$40.25
	3,001 - 10,000 gallons	\$2.60 per 1,000 gal.
	10,001 - 25,000 gallons	\$3.65 per 1,000 gal.
	25,001 - 50,000 gallons	\$5.50 per 1,000 gal.
	over 50,001 gallons	\$6.95 per 1,000 gal.
	(6) Fire hydrant meter	
	1000 gallons	\$40.25
	over 1,000 gallons	\$6.95 per 1,000 gal.
	(7) Multiple-family units served by one meter	
	residential rate, multiplied by number of units connected	

	(8) Outside city rate	
	fee per tap added to minimum rate	\$32.50
	(9) Service fees	
	(A) Disconnection fee	\$35.00
	(B) After hours fee	\$35.00
	(C) Meter Tampering Fee	\$50.00
(b)	Sewer rates	
	(1) Residential rates	\$16.75
	(2) Residential rates, city employee	\$13.75
	(3) Commercial/Industrial rates	\$19.00
	(4) Outside city rate, add per tap	\$5.50
	(5) Multiple-family units served by one meter	
	residential rate, multiplied by number of units connected	
	(6) Irrigation meter	No Fee
<b>A6.002</b>	<b>Sewer Tap Location Fees</b>	
	(a) Sewer tap location fee	\$35.00
	(b) Rates may be adjusted for unusual circumstances	
	(c) Outside city limits, add	\$3,000.00
<b>A6.003</b>	<b>Water Tap Fees</b>	
	(a) Fees	
	5/8" outlet with 3/4" port	\$1,550.00
	3/4" full port	\$1,650.00
	1" full port	\$1,750.00
	1 1/2" full port	\$3,150.00
	2" multi-jet	\$4,150.00
	2" oactive (low flow)	\$5,600.00
	(b) Larger than 2 inch	actual cost
	(c) Rates may be adjusted for unusual circumstances	
	(d) Outside city limits, add	\$5,000.00
<b>A6.004</b>	<b>Utility Service Deposits</b>	
	(1) Residential and commercial	\$100.00
	(2) Outside city limits	\$150.00
<b>A6.005</b>	<b>Service fees</b>	
	(a) Disconnection fee	\$35.00
	(b) After hours fee	\$35.00
	(c) Meter Tampering Fee	\$50.00
<b>A6.006</b>	<b>Late Payment Charge</b>	
	After the 15 of the month, add to the acct.	10%
<b>A6.007</b>	<b>Returned financial</b>	
	Check, draft, credit card return fee	\$35.00
<b>A6008</b>	<b>Sanitation, Landfill, Recycling ad Vector Control Fees</b>	
	(a) Sanitation (trash pickup)	
	(1) Domestic residential customers	\$20.00 monthly
	(2) Apartment, multi-family, and mobile home parks	
	per occupied unit	\$20.00 monthly
	(3) Commercial customers, per container	\$25.00
	(4) Sales tax on sanitation service	8.25%
	(b) Landfill and recycling rates	
	(1) residential customers receiving sanitation service	\$5.50

	(2) Apartment, multi-family, and mobile home parks per occupied unit	\$5.50
	(3) Commercial customers, per container	\$6.25
(c)	Vector Control fees	\$2.00

#### **11.05.001 - Parking, standing or storage in residential districts.**

(a) It shall be unlawful for any person or owner to allow to park, stand or store any commercial truck-tractor, semi-trailer, trailer, bus, commercial dumpster, or any commercial motor vehicle with a rated capacity in excess of one (1) ton according to the manufacturer's classification, or any of such vehicles exceeding 25 feet in length (but not including privately owned recreational vehicles or motor homes), upon any public street or right-of-way, alleyway or public place within the city, or on any private property located within any area zoned as residential, multi-family or apartment zoning.

(b) This section shall not prevent the parking or standing of the above-described vehicles in areas designated as loading zones by the city council as provided in section **11.05.002** herein for the purpose of expeditiously loading and unloading passengers, freight, or merchandise, nor prevent the parking of the above-described vehicles in permitted parking locations as designated in section **11.05.005** herein, nor prevent the parking of buses owned and operated by a church or day-care center within such districts from parking on a parking lot owned and maintained by such church or day-care center, nor prevent the parking of any such vehicles owned and operated by Hale Center Independent School District from parking on property owned and maintained by the Hale Center Independent School District.

(c) Provided further that this section shall not apply to street construction, maintenance and repair equipment, trucks, rollers and implements or tow trucks, equipment, trailers and vehicles used by any public service utility companies, all city vehicles, marked or unmarked, operated by city employees or by its contractors engaged in repairing or extending public service, utilities, or city services, law enforcement, and emergency vehicles, when the foregoing are actively in use, and all federal, state, and county vehicles when in the performance of their official duties.

#### **11.05.002 - Loading zones.**

(a) The city council may cause loading zones for commercial loading and unloading of merchandise, supplies and materials to be designated for the convenience and regulation of the traffic in the city within the areas in which it has or may hereafter regulate parking for any designated time period. Such loading zones shall be clearly marked by signs with the words "Loading Zone" posted to designate the loading zone area, and shall be used only for loading and unloading. Such zones are for the convenience of all persons requiring loading and unloading facilities in the city block in which such zone is located, and are not for the exclusive use of any one person, firm or corporation.

(b) When using loading zones for the purposes stated in subsection (a) of this section, all loading and unloading shall be performed in an expeditious manner and no vehicle may remain in a loading zone either for a period of time longer than necessary to expeditiously load or unload the same, or while the

operator thereof is soliciting or engaged otherwise than in the loading and unloading of the vehicle; provided that a reasonable time shall be allowed for giving or securing a delivery receipt or documentation.

#### **11.05.003 - Penalty; impoundment authorized.**

(a) Any person, firm, or corporation found in violation of any of the provisions of this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed the maximum amount allowed by law. When any person, firm, or corporation refuses to comply with the provisions of this article, unless such compliance is excused by the provisions of this article or state law, then pursuant to state law, the offending vehicle may be impounded or the tires/towing mechanism blocked to prohibit the vehicle from moving. The impounded vehicle(s) shall be taken into custody and have fees assessed (wrecker, storage, and removal) in the manner allowed by law. A determination of the person responsible for payment of the costs for the wrecker, storage, and removal of a vehicle must comply with the hearing procedures established in V.T.C.A., Occupations Code, chapter 2308, as amended.

(b) If any vehicle is found in violation of any provision of this article or of state statute regulating the stopping, standing or parking of a vehicle, and the identity of the driver cannot be determined, the owner or person in whose name such vehicle is registered shall constitute a prima facie presumption that the registered owner of such vehicle is the person, firm, or corporation who committed the violation. This presumption is rebuttable and shall have the effects and consequences set forth in section 2.05 of the Texas Penal Code.

(c) The state department of transportation's computer-generated record of the registered vehicle owner is prima facie evidence of the identity of the owner of the vehicle for all purposes under this article.

#### **11.05.004 - Truck routes designated.**

The following streets and portions of streets in the city are hereby designated as truck routes for all trucks and motor vehicles having a gross tonnage in excess of one ton:

- (1) Avenue K (FM 1424) from city limit to city limit.
- (2) FM 1914 east to west through the city to include West Cleveland and East Stevenson.
- (3) Stevenson Avenue from IH 27 East Service Road east to the city limit.
- (4) Main Street north and south through the city.
- (5) 4th Street from Main Street east to the city limit.
- (6) Avenue D from Stevenson Avenue south to the city limit.



(7) Avenue C from Stevenson Avenue south to the city limit

**11.05.005 - Permitted parking.**

(a) The parking of vehicles regulated by and subject to the provisions of this article within the municipal limits of the city shall be limited solely to parking on the following designated streets, roadways, or portions thereof:

(1) Avenue K (FM 1424) from 13th Street to Southlawn.

(2) East Cleveland (FM 1914) in its entirety east to west through the city but excluding West Cleveland.

(b) Parking of such vehicles in any other location within the municipal limits of the city except as provided in this article is prohibited and shall constitute a violation of this article.

**11.05.006 - Use of truck routes required.**

Any person driving or operating a truck, tractor, truck tractor, trailer, or combination truck and trailer, or other commercial vehicle described in section **11.05.001** hereof with a rated capacity in excess of one (1) ton, according to the manufacturer's classification, when traveling through the city, shall drive same on the street or streets designated in this article as a designated truck route, and shall not operate said truck, tractor, truck tractor, trailer, or combination truck and trailer on any other street or highway in the city.

**11.05.007 - Maps of truck routes.**

The city clerk shall keep and maintain accurate maps setting out truck routes and streets upon which truck traffic is permitted. The maps shall be kept on file in the office of the city clerk and shall be made available to the public upon request.

**11.05.008 - Defense for failure to operate on designated truck routes.**

(a) It shall be a defense to prosecution that a person drives or operates a truck, tractor, truck tractor, trailer, or combination truck and trailer, or commercial vehicle as defined in section **11.05.001** herein, with a rated capacity in excess of one (1) ton according to the manufacturer's classification, upon a street or streets not designated as a truck route in order to accomplish a commercial purpose if such commercial purpose could not have been accomplished without deviation from the designated truck routes stated in section **11.05.004**

(b) The defense provided herein shall not be applicable if the commercial purpose could have been accomplished without deviation from the designated truck routes stated in section **11.05.004**.

(c) "Commercial purpose" as used herein shall mean for the purpose of loading or unloading or for the purpose of making deliveries to a destination within the city, whether for hire or not.

(d) The word "person" as used in this article shall be construed to import the singular and plural as the case demands and shall include individuals, partnerships, corporations, societies, associations, and all other legal entities.

#### **11.05.009 - Weigh-in.**

The chief of police and city policemen shall have the authority to require the person driving or in control of any commercial vehicle not proceeding over a truck route or street over which truck traffic is permitted to proceed to any public or private scale available for the purpose of weighing and determining whether this article has been complied with, and such person's failure or refusal to proceed as required shall be a misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed the maximum amount allowed by law.

#### **11.05.010 - "Commercial purpose" defined.**

"Commercial purpose" as used herein shall mean for the purpose of loading or unloading or for the purpose of making deliveries to a destination within the city, whether for hire or not

#### **11.05.011 - Enforcement.**

The city manager shall be responsible for enforcing the provisions of this article.

#### **11.05.012 - Signs.**

The city manager or persons designated by the city manager may erect appropriate signs to designate "No Through Truck Zones" and "Designated Truck Routes" and "Permitted Truck Parking Zones" or such language on the signs as the city manager or his designee may deem appropriate at streets, intersections, or such other locations pursuant to the provisions of this article.

## **ORDINANCE NUMBER 20230711A**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS, AMENDING ARTICLE 10.04, SECTION 10.04.004 OF THE HALE CENTER CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND AUTHORIZING PUBLICATION.**

WHEREAS, the City of Hale Center owns and operates the LeMond Community Center for the benefit of the citizens of Hale Center; and

WHEREAS, the Hale Center City Council established rules regarding the rental, use, and care of the building with the passage of Ordinance 20210713A which were incorporated into the Hale Center Code of Ordinances Section 10.04; and

WHEREAS, the Hale Center City Council finds that it is in the best interest of the City to amend the rules and rates for the regulation of the LeMond Community Center;

**NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS AS FOLLOWS:**

**Section 1:** That Article 10.04, Section 10.04.004 of the Hale Center Code of Ordinances be, and the same is hereby amended to read as follows:

### **10.04.004 Rental**

The rental periods permitted shall be between the hours of 6:00 a.m. to midnight. Fees associated with the rental of the LeMond Community Center shall be as follows:

**a. Security Deposit**

A refundable building security deposit of \$75 shall be required at the time of any reservation. Prior to the refunding of the deposit, an inspection shall be made. Should the building be left uncleaned, damaged, or used in violation of the established rules pertaining to the use of the building, the renter shall forfeit the entire security deposit.

**b. Rental Rates:**

- i. The one-day rental fee shall be \$150 per day.
- ii. The weekend rental (Friday – Sunday) fee shall be \$200.
- iii. City employees and officials shall be entitled to one exemption for a one-day rental fee per calendar year. Any other rental during the same calendar year shall be at the established rental rate.
- iv. The city secretary is hereby authorized to waive any and all fees and/or deposits when the request is made by a state or local

government agency, a public school, or a local civic organization as long as the use is considered to be for a public purpose that benefits the community of Hale Center.

**Section 2:** That this Ordinance shall take effect immediately upon its passage

**Section 3:** That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**Section 4:** That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed and declared of no further force of effect.

**Section 5:** That it is hereby declared to be the intention of the Hale Center City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

**Section 6:** That the City and its officers, agents and employees shall have no liability of any nature for any actions, omissions, or other matters in any way concerning the subject matter of this ordinance.

**Section 7:** That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**Section 8:** That the City Secretary is hereby authorized and directed to cause publication of this ordinance in accordance with law

**DULY PASSED BY THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS, ON THE 11<sup>th</sup> DAY OF JULY, 2023.**

\_\_\_\_\_  
W. H. Johnson, Mayor

ATTEST:

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Patricia Isaguirre, TRMC City Secretary

**ORDINANCE NUMBER 20230711B**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS,  
REPEALING ARTICLE 8.02, DIVISION 2 (JUVENILE CURFEW) SECTIONS  
8.02.031 THROUGH 8.02.038 OF THE HALE CENTER CODE OF ORDINANCES.**

WHEREAS, the City Council for the City of Hale Center passed Ordinance 435 establishing a curfew for minors on October 16, 2000; and

WHEREAS, the City Council for the City of Hale Center codified Ordinance 435 into the Hale Center Code of Ordinances as Article 8.02. Division 2, Sections 8.02.031 through 8.02.038 on March 9, 2021; and

WHEREAS, ON June 9, 2023 Governor Abbott signed HB1819 with an effective date of September 1, 2023; and

WHEREAS, HB1819 establishes a prohibition on municipal curfew ordinances by adding Section 370.007 to the Local Government Code which states, "a political subdivision may not adopt or enforce an order, ordinance, or other measure that imposes a curfew to regulate the movements or actions of persons younger than 18 years of age"; and

WHEREAS, the Hale Center City Council wishes to abide by the laws of the State of Texas;

**NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF HALE CENTER,  
TEXAS AS FOLLOWS:**

**Section 1:** That Hale Center Code of Ordinances, Article 8.02. Division 2, Sections 8.02.031 through 8.02.038 are hereby repealed and declared no longer enforceable.

**Section 2:** That this Ordinance shall take effect immediately upon its passage

**Section 3:** That all other Sections of the Hale Center Code of Ordinances are, and remain in effect.

**DULY PASSED BY THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS, ON THE 11<sup>th</sup>  
DAY OF JULY, 2023.**

\_\_\_\_\_  
W. H. Johnson, Mayor

ATTEST:

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Patricia Isaguirre, TRMC City Secretary

**ORDINANCE NUMBER 20230711C**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS,  
REPEALING APPENDIX A SECTION A5.001 (BOATING) OF THE HALE CENTER  
CODE OF ORDINANCES.**

WHEREAS, the City Council for the City of Hale Center passed Ordinance 2012-0709 establishing rules for city parks and recreational uses on July 9, 2012; and

WHEREAS, the City Council for the City of Hale Center codified Ordinance 2012-0709 into the Hale Center Code of Ordinances as Article 10.02 on March 9, 2021; and

WHEREAS, boating permit fees associated with Article 10.02 are codified into the Hale Center Code of Ordinances in Appendix A, Section A5.001; and

WHEREAS, the City Council for the City of Hale Center passed Ordinance 20210810B amending Article 10.02 in its entirety and established new rules for city parks and recreational uses on August 10, 2021; and

WHEREAS, Hale Center Code of Ordinances Section 10.02.004(a)(7) prohibits the use of any motorboat, boat, or watercraft on any pond, lake or water within any park, except when authorized by the park director ; and

WHEREAS, Hale Center Code of Ordinances Article 10.02 makes no requirement for registration of any motorboat, boat, or watercraft with the City of Hale Center; and

WHEREAS, Hale Center Code of Ordinances Appendix A, Section A5.001 is in direct conflict with Hale Center Code of Ordinances Article 10.02,

**NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF HALE CENTER,  
TEXAS AS FOLLOWS:**

**Section 1:** That Hale Center Code of Ordinances, Appendix A, Section A5.001 is hereby repealed and declared no longer enforceable.

**Section 2:** That this Ordinance shall take effect immediately upon its passage

**Section 3:** That all other Sections of the Hale Center Code of Ordinances are, and remain in effect.

**DULY PASSED BY THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS, ON THE 11<sup>th</sup>  
DAY OF JULY, 2023.**

\_\_\_\_\_  
W. H. Johnson, Mayor

ATTEST:

\_\_\_\_\_  
Patricia Isaguirre, TRMC City Secretary

**Resolution 07112023A**  
(Drought Contingency Plan)

**BY**

**THE CITY OF HALE CENTER, TEXAS**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALE CENTER, TEXAS, REVIEWING THE CITY'S DROUGHT CONTINGENCY PLAN.**

WHEREAS: Under Texas Water Code Chapter 11 and Title 30 Texas Administrative Code Chapter 288, the governing body of the City of Hale Center is required to adopt a Drought Contingency Plan; and

WHEREAS: Under Texas Water Code Chapter 11 and Title 30 Texas Administrative Code Chapter 288, the governing body of the City of Hale Center is required to periodically review and/or update the Drought Contingency Plan; and

WHEREAS: The City of Hale Center adopted Ordinance 051809 on May 18, 2009, codified as Article 12.05 of the Hale Center Code of Ordinances,

NOW THEREFORE, be it resolved by the City Council of the City of Hale Center, Texas that:

1. Following a Public Hearing whereby the public has had an opportunity for input on the City's Drought Contingency Plan, the City Council finds Ordinance 051809, codified as Article 12.05 of the Hale Center Code of Ordinances has been officially reviewed and shall continue to be the official policy of the City of Hale Center.
2. For the purposes of Hale Center Code of Ordinances Section 12.05.008, the following volumes in gallons shall apply to triggers for plan implementation for the following stages, based on a total combined well production volume of 875 gallons per minute or 1,260,000 gallons per day:
  - a. Stage 1 – 1,008,000 gallons per day (80%) for 3 consecutive days.
  - b. Stage 2 – 1,134,000 gallons per day (90%) for 3 consecutive days.
  - c. Stage 3 – 1,197,000 gallons per day (95%) for 3 consecutive days.

Passed and approved at a meeting of the City Council of the City of Hale Center,  
Texas on the 11<sup>th</sup> day of July, 2023.

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W. H. Johnson, Mayor

Attest:

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Patricia Isaguirre, TRMC, City Secretary



**Reference for determining volume in gallons contained within this resolution:**

**Sec. 12.05.008 Criteria for initiation of drought response states**

(a) The city manager, or his/her designee, shall monitor water supply and/or demand conditions on a weekly basis and shall determine when conditions warrant initiation or termination of each stage of the plan, that is, when the specified "triggers" are reached.

(b) The triggering criteria described below are based on known system capacity limits.

(1) Stage 1 triggers - Mild water shortage conditions.

(A) Requirements for initiation. Customers shall be required to voluntarily conserve water and adhere to the prescribed restrictions on certain water uses, defined in [section 12.05.007](#) (Definitions). Other measures may be implemented when one or more of the following conditions exist:

(i) Water consumption has reached 80 percent of daily maximum supply for three (3) consecutive days.

(ii) There is an extended period (at least eight (8) weeks) of low rainfall.

(2) Stage 2 triggers - Moderate water shortage conditions.

(A) Requirements for initiation. Stage 2 water allocation measures may be implemented when one of the following conditions exists:

(i) Water consumption has reached 90 percent of the amount available for three (3) consecutive days.

(ii) The water level in any of the water storage tanks cannot be replenished for three (3) consecutive days.

(3) Stage 3 triggers - Severe water shortage conditions.

(A) Requirements for initiation. Stage 3 [3] water allocation measures may be implemented when one of the following conditions exist:

(i) Water consumption of 95 percent or more of the maximum available for three (3) consecutive days.

(ii) Water consumption of 100 percent of the maximum available and the water storage levels in the system drop during one 24-hour period.

(4) Stage 4 triggers - Emergency water shortage conditions.

(A) Requirements for initiation. Customers shall be required to comply with the requirements and restrictions for Stage 4 of this plan when the city manager, or his/her designee, determines that a water supply emergency exists based on:

(i) Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; or

(ii) Natural or man-made contamination of the water supply source(s).