

THE STATE OF TEXAS }
COUNTY OF DAWSON }
CITY OF LAMESA }

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

March 19, 2019

On this the 19th day of March 2019, at 5:30 P.M., there came on and was held a regularly called meeting of the City Council of the City of Lamesa, Dawson County, Texas. Notice of such meeting having been posted at the City Hall at 601 South First Street in the City of Lamesa, Texas in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551). The following items were listed on the notice and the following proceedings were had, viz.:

CALL TO ORDER: Mayor Stevens announced that the meeting was being held in accordance with the provisions of the Texas Open Meetings Act (Texas Govt. Code, Chapter 551), and that discussion and actions are limited to the agenda items as posted. A quorum being present as evidenced by the presence 6 City Council Members were present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1/MAYOR PRO-TEM
MARIE. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3 LEFT@6:40
VACANT	COUNCIL MEMBER District 4
BOBBY G. GONZALES	Council Member – District 5 ABSENT
DOUG MORRIS	Council Member – District 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
BETTY CONDE	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the press present at the meeting:

Herrel Hallmark

Members of the public present at the meeting:

Wayne Chapman	Larry Duyck	Terri Stahl
Victor Dimas	Dale Alwan	Lydia Aquilar
Leticia Dimas	Dionico Garza Jr	Gloria Tejeda
Tommy Arguijo	Dayla McAnally	

INVOCATION: Josh Stevens

CONSENT AGENDA: All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meeting held on December 18, 2018.
- b. **BILLS FOR DECEMBER 2018:** Approval of the bills paid by the City of Lamesa for the months of December, 2018.
- c. **APPOINTMENTS: TO BOARDS**
 - APPOINTMENT - PLANNING AND ZONING COMMISSION: Consider appointing Sam Adams to Planning and Zoning Commission for a 2-year term ending in December 31, 2020.
 - APPOINTMENT- ZONING BOARD OF ADJUSTMENT- Consider appointing Sam Adams to Zoning Board of Adjustment for a 2-year term ending in December 31, 2020.

Motion by Council Member Briseno to approve items 3a,b and c. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

PROCLAMATION: Child Abuse Awareness and Prevention Month, April 2019.

PRESENTATION OF TMLI AWARD OF LEADERSHIP TO THE CITY OF LAMESA AND CERTIFICATE OF RECOGNITION OF COUNCILWOMAN MARIE BRIENO FOR FULFILLING TMLI CONTINUING EDUCATION UNITS (20TH Year)

LEAP: CONSIDER, DISCUSS AND TAKE ACTION REGARDING ADOPTING OF RESOLUTION FOR PURCHASE OF PROPERTY LOCATED AT 407 N.7TH STREET: City Council to consider passing a Resolution on First reading for purchase of 407 N. 7th St., Lamesa, Dawson County, Texas, 79331.

Motion by Council Member Morris to consider passing a Resolution on First reading for purchase of 407 N. 7th St., Lamesa, Dawson County, Texas, 79331. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

LEDC/LEAP NON-DISCLOSURE AGREEMENT: City Council to consider signing a Non-Disclosure Agreement related to Economic Development projects.

Motion by Council Member Stewart to. consider signing a Non-Disclosure Agreement related to Economic Development projects. Motion seconded by Council Member Rick Moreno and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

BUDGET AMENDMENT III: City Council to consider amending Ordinance O-14-18 on Second reading with respect to October 1, 2018.

Motion by Council Member Morris to consider amending Ordinance No.O-14-18 on Second reading with respect to October 1, 2018. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

PUBLIC HEARING REGARDING REVISION OF THE CITY'S WATER SUPPLY EMERGENCY MANAGEMENT PLAN: The purpose of this public hearing is to allow citizens an opportunity to discuss revisions to the city's water supply emergency management plan and drought contingency plan. The City encourages citizens to participate in the development of this water supply emergency management and drought contingency plan and to make their views known at this public hearing.

The Mayor will ask if anyone wishes to speak in regard to the revision of the city's water supply emergency management plan

The public hearing started at 5:49 p.m. and ended at 5:50 p.m. No public speakers

APPROVAL OF CITY'S WATER CONSERVATION PLAN AND DROUGHT CONTINGENCY PLAN: Consider passing an ordinance on First reading approving revisions to the Water Conservation Plan and Drought Contingency Plan; establishing criteria for the initiation and termination of drought response stages; establishing restrictions on certain water uses; establishing penalties for the violation of and provisions for enforcement of these restrictions; and establishing procedures for granting variances as required by Section 11.1272 of the Water Code of the State of Texas.

Motion by Council Member Stewart to pass the ordinance on First reading approving revisions of City's Water Conservation Plan and Drought Contingency plan. Motion seconded by Council Member Rick Moreno and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

DISCUSSION & POSSIBLE ACTION REGARDING ADDITIONAL PERSONNEL FOR CODE ENFORCEMENT AND MUNICIPAL COURT: City Council to discuss and consider taking action regarding additional personnel for Code Enforcement and Municipal Court.

Motion by Council Member Morris to discuss and consider or take action regarding additional personnel for Code Enforcement and Municipal Court. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

TASER REPLACEMENTS: City Council to consider approving a five-year financing of Taser replacements for the Police Department. (1st Year paid through Budget Transfer)

Motion by Council Member Morris approved to pay the total of \$56,882.44 from fund balance of Taser replacements for the Police Department. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

BUDGET AMENDMENT IV: Consider amending Ordinance O-14-18 on First reading with respect to October 1, 2018.

Motion by Council Member Stewart to consider amending Ordinance No.O-14-18 on First reading with respect to October 1, 2018. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

AMENDING FEE ORDINANCE – GOLF FEES: Consider passing an ordinance on First reading amending Chapter 1 Entitled “General Provisions”, Article 1.09, Municipal Golf Course, Section 1.09.001 to amend fees and to provide repeal of all conflicting ordinances, and to provide for publication and an effective date.

Motion by Council Member Morris to approve passing an Ordinance on First reading amending Chapter 1 Entitled “General Provisions”, Article 1.09, Municipal Golf Course, Section 1.09.001 to amend fees and to provide repeal of all conflicting ordinances, and to provide for publication and an effective date. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

APPOINTMENTS OF 2019 SPECIAL ELECTION OFFICIALS: Consider passing resolution appointing a presiding judge and alternate judge for the 2019 City Special Election and a presiding judge for the Early Voting Ballot Board; clerks for early balloting; and to provide for compensation of services for the 2019 City Elections to be held on May 4, 2019.

Motion by Council Member Stewart to pass a resolution appointing a presiding judge and alternate judge for the 2019 City Special Elections. Motion seconded by Council Member Rick Moreno and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

PUBLIC HEARING ON READOPTING, RATIFYING, REPUBLISHING AND EXTENDING CURFEW ORDINANCE: Public hearing regarding the re adoption, ratification, republication and extension of Chapter 8, Article 8.06, Sections 8.06.001 through 8.06.005 (as amended on April 19, 2016) of the Code of Ordinances for Curfew Hours for minors in the City of Lamesa, Texas, for a period of three (3) years; providing a repealing clause; and providing an effective date.

The Mayor will ask if anyone wishes to speak in regarding to the Code of Ordinances for Curfew Hours for minors in the City of Lamesa, Texas

The following persons spoke:

The public hearing started at 6:31 p.m. and ended at 6:31 p.m. No public speakers

READOPTING, RATIFYING REPUBLISHING AND EXTENDING CURFEW ORDINANCE: Consider passing an Ordinance on first reading for the re adoption, ratification, republication and extension of Chapter 8, Article 8.06, Sections 8.06.001 through 8.06.005 (as amended on April 19, 2016) of the Code of Ordinances for Curfew Hours for minors in the City of Lamesa, Texas, for a period of three (3) years; providing a repealing clause; and providing an effective date.

Motion by Council Member Morris for re adopting, ratification, republication and extension of Chapter 8, Article 8.06, Sections 8.06.001 through 8.06.005 (as amended on April 19, 2016) of the Code of Ordinances for Curfew Hours for minors in the City of Lamesa, Texas, for a period of three (3) years; providing a repealing clause; and providing an effective date. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

RODEO GROUNDS LEASE: Consider passing a resolution approving an agreement between the City of Lamesa and the Lamesa Rodeo Association for the lease of the rodeo grounds.

Motion by Council Member Stewart to approve an agreement between the City of Lamesa and the Lamesa Rodeo Association for the lease of the rodeo grounds. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

• **VOTING:** "AYE" 5 "NAY" "ABSTAIN"
UTILITIES DIRECTOR REPORT: Utilities Director to report on the city's recent events.

CITY STAFF REPORTS:

- a. **POLICE CHIEF REPORT:** Police Chief to report on the city's recent events.
- b. **FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events.
- c. **PARKS, STREETS, SANITATION/LANDFILL REPORT:** Director to report on the city's recent events.

FINANCIAL REPORT: Finance Director to report on the city's finances.

CITY MANAGER REPORT: City Manager to report on current activities and answer questions from the City Council.

MAYORS REPORT: Mayor to report on current activities and to answer questions from City Council.

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be April 16, 2019 at 5:30 P.M.*

Pursuant to the provisions of the Texas Open Meetings Act, the City Council certifies that the items above are a full record of the subject matter of each deliberation and indicates each vote, order, decision or other action taken by the City Council of the City of Lamesa, Texas at the meeting held on the date indicated above. Ratified and approved at the regularly called meeting of the City Council of the City of Lamesa, Texas held on March 21, 2019.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor