

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

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

August 22, 2019

On this the 20th day of August 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
MARIE. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3 (ABSENT)
DORE EVAN RODRIGUEZ	COUNCIL MEMBER District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6

City staff members present at the meeting:

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

Members of the press present at the meeting:

Russel Skiles

Members of the public present at the meeting:

Wayne Chapman	Sean Overenyder	Saul
Larry Duyck	Sandy Trevino	Mike Lopez

INVOCATION: Bobby Gonzales

RESOLUTION APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE EXECUTIVE COMMITTEE OF CITIES SERVED BY ATMOS WEST TEXAS ("CITIES") AND ATMOS ENERGY CORP., WEST TEXAS DIVISION REGARDING THE COMPANY'S 2019 RATE REVIEW MECHANISM FILINGS: Consider passing a Resolution approving a negotiated settlement between the executive committee of Cities Served By Atmos West Texas ("CITIES") and Atmos Energy Corp., West Texas Division regarding the company's 2019 rate review mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the company to reimburse cities' reasonable ratemaking expenses; determining that this resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring Delivery of this resolution to the company and the ' legal counsel. (*City Manager*)

Motion by Council Member Morris to pass a Resolution approving a negotiated settlement between the Executive Committee of Cities served by Atmos West Texas ("Cities") and Atmos Energy Corp., West Texas Division regarding the company's 2019 Rate Review Mechanism Filings. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" "ABSTAIN"

Res. No. R-28-19

Ord. Book 13

Page 47

PURCHASE OF USED VEHICLE FOR CODE ENFORCEMENT: City Council to approve purchase of used vehicle for use by the Code Enforcement department. (Funds to be used are insurance proceeds.)

Motion by Council Member Gonzales to approve the purchase of used vehicle for use by the Code Enforcement department. Motion seconded by Council Member Rodriguez and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" "ABSTAIN"

LEDC BUDGET AMENDMENT: City Council to consider approving LEDC Budget Amendment for a grand for a project tied to a 12 Year Performance Agreement – TatumTek, LLC.

Motion by Council Member Gonzales to approve LEDC Budget Amendment for a grand for a project tied to a 12 Year Performance Agreement – TatumTek, LLC. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" "ABSTAIN"

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on Second reading approving specific use permit for the following property:

CASE NO. P&Z 19-8: To consider the petition of MARCO ANTONIO RODRIQUEZ, 110 CO RD 29, LAMESA, TEXAS 79331 of the following property

THE WEST 70.5 FEET OF LOT 5, BLOCK 23, HILLCREST ADDITION, to the City of Lamesa, Dawson County, Texas

located at 1208 S. 14TH STREET LAMESA, TEXAS 79331 FOR A SPECIFIC USE PERMIT FOR THE PLACEMENT OF A 1998 OAKWOOD MANUFACTURED HOME (16X72) IN AN R1 DISTRICT for primary residence. *(Building Official)*

Motion by Council Member Stewart to consider approving an Ordinance on Second reading approving specific use permit. Motion seconded by Council Member Rodriquez and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" "ABSTAIN"

Ord. No. O-15-19

Ord. Book 13

Page 51

ORDINANCE AMENDING CHAPTER 12, DIVISION 3 STOP INTERSECTIONS, SECTION 12.03.082(2) OF THE CODE OF ORDINANCES TO PROVIDE FOR ADDITIONAL STOP SIGNS: City Council to consider amending Chapter 12, Division 3 Stop Intersections, Section 12.03.082(2) of the Code of Ordinances to provide for additional stop signs through N.13th Street and Avenue R. *(City Manager)*

Motion by Council Member Stewart to consider amending Chapter 12, Division 3 Stop Intersections, Section 12.03.082 (2) of the Code of Ordinance to provide for additional stop signs at N. 13th and Avenue R. Motion seconded by Council Member Rodriguez and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" "ABSTAIN"

Ord. No. O-16-19

Ord. Book 13

Page 53

PUBLIC HEARING - FISCAL YEAR 2019-2020 ANNUAL BUDGET: Convene a public hearing, in accordance with State Law (Local Government Code, Chapter 102, Section 102.006), to hear a report from the City Manager and to hear comments from the public regarding the proposed Annual Budget for Fiscal Year 2019-2020 beginning on October 1, 2019 and ending September 30, 2020. *(City Manager)*

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

Following the report from the City Manager, the Mayor will ask if anyone wishes to speak regarding the proposed Annual Budget for Fiscal Year 2019-2020.

No Public Speakers

This Agenda Item was moved up to #3

The Mayor will close the public hearing.

FISCAL YEAR OCTOBER 2019-2020 BUDGET - ADOPTION: Consider passing an ordinance on first reading with record vote in accordance with State Law (Local Government Code, Chapter 102, Section 102.007) providing funds for the Fiscal Year beginning October 1, 2019, and ending September 30, 2020, by approving the budget for said period and appropriating and setting aside the necessary funds out of the General Fund, Water/Wastewater, Solid Waste funds for the maintenance and operation of the various departments and for various activities and improvements to the City. *(City Manager)*

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

Motion by Council Member Stewart to adopt on first reading the proposed 2019-2020 Annual Budget, including the following statement (to be read aloud):

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$ -2,456, WHICH IS A -0.10% PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

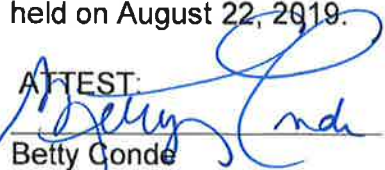
Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	√	_____	_____
Brant Stewart	√	_____	_____
Marie A. Briseno	√	_____	_____
Rick Moreno (ABSENT)	_____	_____	_____
Dore Evan Rodriguez	√	_____	_____
Bobby Gonzales	√	_____	_____
Doug Morris	_____	√	_____

ADJOURNMENT: The next regularly scheduled meetings of the City Council of the City of Lamesa will be August 27, 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 August 22, 2019.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor