

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

MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:

December 18, 2018

On this the 18th day of December ,2018, 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 7 the Council Members were present:

JOSH STEVENS	MAYOR
ARRIVED @5:40 BRANT STEWART	COUNCIL MEMBER-DISTRICT 1/MAYOR PRO-TEM
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
RICK MORENO	COUNCIL MEMBER – DISTRICT 3
JASON MORENO	COUNCILMEMBER– DISTRICT 4
BOBBY GONZALES	COUNCIL MEMBER – DI
DOUG MORRIS	COUNCIL 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:

Dale Alwan	Terri Stahl	Mike Lopez
Larry Duyck	Victor Dimas	Dionicio Garza Jr
Wayne Chapman	Sandy Trevinio	

INVOCATION: Bobby Gonzales

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 the consent agenda items is available for public review.

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meeting held on November 13, 2018.
- b. **BILLS FOR OCTOBER AND NOVEMBER 2018:** Approval of the bills paid by the City of Lamesa for the months October and November 2018.
- c. **RE-APPOINTMENT: TO BOARDS RE-APPOINTMENT – ZONING BOARD OF ADJUSTMENT:** Consider re-appointing John Hegi to the Zoning Board of Adjustment for a 2-year term ending on December 31, 2020.
- d. **LIVESTOCK PERMIT RENEWALS:** Consider renewal of livestock permits for calendar year 2019.

RE-APPOINTMENT – ZONING BOARD OF ADJUSTMENT: Consider re-appointing Richard Leonard to the Zoning Board of Adjustment for a 2-year term ending on December 31, 2020.

RE-APPOINTMENT – ZONING BOARD OF ADJUSTMENT: Consider re-appointing Scott Seymour as an Alternate Member to the Zoning Board of Adjustment for a 2-year term ending on December 31, 2020.

APPOINTMENT – ZONING BOARD OF ADJUSTMENT: Consider appointing Kim Bairrington to the Zoning Board of Adjustment for a 2-year term ending on December 31, 2020. Kim Bairrington has served recently as an alternate for this board.

RE-APPOINTMENT – ZONING BOARD OF ADJUSTMENT: Consider re-appointing Jenkin Ortiz to the Zoning Board of Adjustment for a 2-year term ending on December 31, 2020.

RE-APPOINTMENT – ZONING BOARD OF ADJUSTMENT: Consider re-appointing Bob Henderson to the Zoning Board of Adjustment for a 2-year term ending on December 31, 2020.

RE-APPOINTMENT – ELECTRICAL BOARD MEMBER: Consider re-appointing Mike Johnson to the Electrical Board, for a two (2) year term ending on December 2020. *(Mr. Johnson's term expired December 2018 Mr. Johnson has agreed to serve.)*

RE-APPOINTMENT – ELECTRICAL BOARD MEMBER: Consider re-appointing Hector Cantu to the Electrical Board, for a two (2) year term ending on December 2020. *(Mr. Cantu's term expired December 2018. Mr. Cantu has agreed to serve.)*

RE-APPOINTMENT – ELECTRICAL BOARD MEMBER: Consider re-appointing Ken Wiley to the Electrical Board, for a two (2) year term ending on December 2020. *(Mr. Wiley's term expired December 2018. Mr. Wiley has agreed to serve.)*

RE-APPOINTMENT – ELECTRICAL BOARD MEMBER: Consider re-appointing Robert Borella to the Electrical Board, for a two (2) year term ending on December 2020. *(Mr. Borella's term expired December 2018. Mr. Borella has agreed to serve.)*

RE-APPOINTMENT – ELECTRICAL BOARD MEMBER: Consider-appointing Scott Runge to the Electrical Board, for a two (2) year term ending on December 2020. *(Mr. Runge has agreed to serve.)*

RE-APPOINTMENT – PLUMBING APPEALS AND ADVISORY BOARD MEMBER: Consider re-appointing Ricky Perez to the Plumbing Board, for a four (4) year term ending on December 2022. *(Mr.Perez term expired December 2018. Mr.Perez has agreed to serve.)*

RE-APPOINTMENT – LAMESA ECONOMIC DEVELOPMENT CORPORATION MEMBER: Consider re-appointing Bryan Nowlin to the Lamesa Economic Development Corporation, for a two (2) year term ending on December 2020. *(Mr. Nowlin's term expires December 2018. Mr. Nowlin has agreed to serve.)*

RE-APPOINTMENT – LAMESA ECONOMIC ALLIANCE PROJECT MEMBER: Consider re-appointing Bryan Nowlin to the Lamesa Economic Alliance Project for a two (2) year term ending on December 2020. *(Mr. Nowlin's term expires December 2018. Mr. Nowlin has agreed to serve.)*

RE-APPOINTMENT – LAMESA-DAWSON COUNTY MUSEUM ASSOCIATION MEMBER: Consider re-appointing Arthur Pedroza to the Lamesa-Dawson County Museum Association Board, for a three (3) year term ending on December 2021. *(Mr. Pedroza's term expires December 2018. Mr. Pedroza has agreed to serve.)*

RE-APPOINTMENT – West Texas Opportunities, Inc: Consider re-appointing Marie Briseno to West Texas Opportunities, Inc., for a three (5) year term ending on December 2023. *(Marie. Briseno term expires December 2018. Marie Briseno has agreed to serve.)*

LIVESTOCK PERMIT RENEWALS: Consider renewal of livestock permits for calendar year 2019.

- **Landfill Tract:** (Landfill property) for keeping 9 calves and 3 cows upon application of Sam Leal
- **1006 South East 8th Street:** for keeping 4 horses and 1 donkey upon application of Steve Alexander
- **1708 South 8th:** for keeping 6 goats or sheep and 3 cows upon application of Keith Carter

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

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

LEDC/LEAP QUARTERLY REPORT: City Council to hear from LEDC/LEAP Executive Director Sean Overeynder regarding LEDC/LEAP Quarterly Report/Year in Review.

Move to January Agenda

REQUEST BY COALITION AGAINST BIGGER TRUCKS(CABT): City Council to disapprove truck size and weight increases in Permian Basin.

VOTING: "AYE" 7 "NAY" "ABSTAIN"

Brant Stewart arrived at 5:40

PUBLIC HEARING REGARDING 2019 TxCDBG APPLICATION: The public hearing is in regard to the submission of an application to the Texas Department of Agriculture for a Texas Community Development Block Grant Program (TxCDBG) grant. The purpose of this meeting is to allow citizens an opportunity to discuss the citizens' participation plan, the development of local housing and community development needs, the amount of TxCDBG funding available, all eligible TxCDBG activities and the use of past TxCDBG funds. The City encourages citizens to participate in the development of this TxCDBG application and to make their views known at this public hearing.

The Mayor will ask if anyone wishes to speak in regard to the submission of an application to the Texas Department of Agriculture for a Texas Community Development Block Grant Program.

No one spoke(The public hearing started @5:56 and ended @ 5:57).

AWARD REDISTRICTING SERVICES CONTRACT: City Council to award Redistricting Services contract.

Motion by Council Member Morris to award Redistricting Services contract to Allison, Bass & Magee, L.L.P. at \$12,000. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" _6____ "NAY" _1____ "ABSTAIN" _____

AWARD CONTRACT FOR ADA RESTROOM RENOVATION AT CITY HALL: Council to award contract for ADA restroom renovation.

Motion by Council Member Stewart to award contract for ADA restroom renovation.to Rick Moreno for the amount of \$45,552.56. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

Rick Moreno Council member District 3 stepped down he was awarded the contract.

OPEN REQUESTS FOR PROPOSAL FOR JANITORIAL SERVICES CONTRACT FOR CITY HALL AND POLICE DEPARTMENT AND AWARD CONTRACT: City Council to award contract for janitorial services for City Hall and Police Department.

Motion by Council Member Jason Moreno to. award contract for janitorial services for City Hall and Police Department to Norman Garza at \$1300. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" "ABSTAIN" 1

OPEN REQUESTS FOR PROPOSAL FOR CITY DEPOSITORY AND AWARD CONTRACT: City Council to open requests for proposal for city depository and award contract.

Motion by Council Member Gonzales to approve Lamesa National Bank for city depository and awarded contract to Lamesa National Bank. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" "ABSTAIN"

OPEN REQUESTS FOR QUALIFICATIONS FOR LEGAL SERVICES FOR CHARTER COMMISSION AND AWARD CONTRACT: City Council to open Requests for Qualifications for professional Legal Services for the facilitation of the City of Lamesa's Citizen Charter Commission and award contract.

Passed on item #11(No responses)

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

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

VOTING: "AYE" 7 "NAY" "ABSTAIN"

LISD REQUEST FOR CITY TO VACATE LAND: City Council to consider passing an Ordinance on First reading that the dedicated public right-of -ways, alleys, roadways and streets described in Exhibit "A" in the body of this Ordinance are no longer needed for the right-of-way purposes and for the public use and it would be beneficial for the public interest to close such dedicated public right-of-way, alleys, roadways and streets and for public use.

Motion by Council Member Stewart to consider passing an Ordinance on First reading that the dedicated public right-of -ways, alleys, roadways and streets described in Exhibit "A" in the body of this Ordinance are no longer needed for the right-of-way purposes and for the public use and it would be beneficial for the public interest to close such dedicated public right-of-way, alleys, roadways and streets and for public use. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" "ABSTAIN"

APPROVAL OF ENGINEERING SERVICES FOR CITY OF LAMESA 2019 WASTEWATER TREATMENT PLANT PERMIT RENEWAL: City Council to consider approving a contract with Parkhill, Smith and Cooper to develop and submit the City's 2019 Wastewater Permit Renewal to TCEQ.

Motion by Council Member Gonzales to. approve a contract with Parkhill, Smith and Cooper to develop and submit the City's 2019 Wastewater Permit Renewal to TCEQ. Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" "ABSTAIN"

UTILITIES DIRECTOR REPORT: Utilities Director to report on the city's recent events.

Moved to January agenda

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.

- a. City Hall Closed for Christmas – December 24 & 25, 2018 (Closed on Monday and Tuesday)
- b. City Hall Closed for New Year's Day – December 31, 2018 and January 1, 2019 (Closed on Monday and Tuesday)

MAYORS REPORT: Mayor to report on current activities.

CLOSED SESSION: Consider convening into closed Executive Session with the City Council of the City of Lamesa, Texas for the following:

SEC. 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING. A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

- a. To discuss the acquisition of real property from the City of Lamesa by the Lamesa Economic Development Corporation and/or the Lamesa Economic Alliance Project for its fair market value.

SEC. 551.087. DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS; CLOSED MEETING. This chapter does not require a governmental body to conduct an open meeting:

- a. To discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or
- b. To deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

Passed on agenda #19

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be JANUARY 15, 2018 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 December 18, 2018.

. ATTEST:

APPROVED:

Betty Conde
City Secretary

Josh Stevens
Mayor