

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

**MINUTES OF THE CITY COUNCIL REGULARLY SCHEDULED MEETING:**

**September 12, 2023**

On this the 12th day of September 2023, 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 5 City Council Members were present:

JOSH STEVENS	Mayor ABSENT
VACANT	Council Member – District 1
FRED VERA	Council Member – District 2
GLORIA V. RODRIGUEZ	Council Member – District 3
DANNY JACOBS	Council Member - District 4 Mayor Pro Tem
BOBBY G. GONZALES	Council Member – District 5
RUDY SAUSEDA JR.	Council Member – District 6

City staff members present at the meeting:

JOE HINES	CITY MANAGER
BETTY CONDE	CITY SECRETARY ABSENT
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the press present at the meeting:

Mary Elizabeth

Members of the public present at the meeting:

Wayne Chapman	Leticia Dimas	Mona Ferguson	Ashley Tidwell
Josh Peterson	Angie Hernandez	Brad Travis	Patrick De Cesaro
Brian Beck	Victor Dimas	Dionicio Garza Jr	Lisa Welch

Dean Lackey      Laura & Fabian Rubio

**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 consent agenda items is available for public review.

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the City Council regular meeting held on August 15<sup>th</sup>, 17<sup>th</sup>, 22<sup>nd</sup>, and 24<sup>th</sup>.

Motion by Council Member Bobby Gonzales to approve item 3a. Motion seconded by Council Member Gloria Rodriguez and upon being put to a vote the motion passed.

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

**RENEWAL OF ATMOS FRANCHISE AGREEMENT:** City Council to consider approving an Ordinance on first reading for the renewal of the Atmos Franchise Agreement and authorizing the Mayor to execute all necessary documents. *(City Manager)*

***Passed on agenda item # 4, will be brought back in October 17, 2023 City Council Regularly Scheduled Meeting.***

**AWARD SCADA PROPOSAL:** City Council to consider awarding a contract for the Scada Improvements and Support Services. *(City Manager)*

Motion by Council Member Bobby Gonzales to award a contract to Parkhill. Council Member Gloria Rodriguez and upon being put to a vote the motion passed.

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

**PUBLIC HEARING ANNEXATION – (RAIDER PUMP AND SUPPLY, INC.):** The Mayor to open the public hearing and announce that the service plan for extension of municipal services is available for inspection. The Mayor will ask if anyone desires to speak regarding the above-proposed annexation.

No one spoke at the public hearing.

Opened and closed at 5:46pm

**ANNEXATION – (RAIDER PUMP AND SUPPLY, INC.):** Consider passing an Ordinance on First Reading annexing the described land in accordance with State Law, on proposed annexation by the City of Lamesa, Texas of the following described property to-wit.

That the hereinafter described land is less than one-half mile in width and is contiguous and adjacent to the City of Lamesa, Dawson County, Texas; is vacant and without residents or has fewer than three (3) qualified resident voters and as such is subject to annexation into the city limits of the City of Lamesa.

A 4.299 acre tract of land being all of Lots 11, 12, 53 and 54, and the North 45.00 feet of Lots 13 and 52, all in Block 1, and all of Lots 15 and 16, and the North 45.00 feet of Lot 17, Block 2, all in Industrial Addition to the City of Lamesa, Dawson County, Texas, as per plat recorded in Volume 2, Page 22, Plat records of Dawson County, Texas, together with that portion of closed alley between said Lots in Block 1 and closed street between said Blocks 1 and 2, as closed by the Commissioner's Court of Dawson County, Texas on May 28, 1996, recorded in Volume 472, Page 555, Deed Records of Dawson County, Texas and that portion of the South Plains Lamesa Railroad right-of-way conveyed to DEMA, Inc. by deed dated September 9, 1997 and recorded in Volume 511, Page 425, Deed Records of Dawson County, Texas, lying East of and adjacent to said lots, said 4.299 acre tract being more particularly described as follows:

BEGINNING at a ½" iron rod found in the Southeasterly right-of-way line of U.S. Highway 87 at the Southwest corner of the North 45.00 feet of said Lot 13, Block 1, Industrial Addition, for the Northwest corner of the South 55.00 feet of said Lot 13, Block 1, Industrial Addition, for the Southwest corner of this tract, from which a ½" iron rod with cap marked "NEWTON SURVEYING" found for the Southwest corner of said Block 1, Industrial Addition bears S.26°48'25"W. 2147.60 feet (bearings compared to the Texas Coordinate System of 1983, North Central Zone, distances, and area are surface);

THENCE N.26°48'25"E., along said highway right-of-way line and the Northwesterly line of said Industrial Addition, at 45.00 feet pass the Southwest corner of said Lot 12, Block 1, in all 245.00 feet to a "+" found in concrete for the Northwest corner of said Lot 11, and for the Northwest corner of this tract;

THENCE S.63°11'35"E., at 664.70 feet pass the Northeast corner of said Lot 15, Block 2, Industrial Addition, in all 764.22 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" found in the Southeasterly line of said railroad right-of-way, for the Northeast corner of this tract;

THENCE S.26°45'21"W., along said Southeasterly railroad right-of-way line, 245.00 feet to a ½" iron rod with cap marked "NEWTON SURVEYING" found for the Southeast corner of this tract;

THENCE N.63°11'35"W., at 99.74 feet pass the Southeasterly line of said Industrial Addition, in all 764.44 feet to the PLACE OF BEGINNING;

That the use of said land is intended for use as retail sales and that Petitioner requests that said land be annexed into the City of Lamesa, Texas, in zoning district I-2 in accordance with the provisions of Chapter 14 of the Code of Ordinances of the City of Lamesa, Texas. *(City Manager)*

Motion by Council Member Bobby Gonzales to pass an Ordinance on First reading annexing the following tract in accordance with State Law, on proposed annexation by the City of Lamesa, Texas on the 4.299 acre tract of land being on all lots 11, 12, 53 and all in the Industrial Addition to the City of Lamesa, Dawson County Texas. Motion

seconded by Council Member Rudy Sauseda Jr and upon being put to a vote the motion passed.

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

**AN ORDINANCE GRANTING TO DAMIAN GALLEGOS DOING BUSINESS AS RECYCLE LAMESA THE RIGHT AND CONSENT FOR THE USE OF ITS PRESENT AND FUTURE STREETS AND ALLEYS IN SAID CITY UNDER REGULATIONS AND RESTRICTIONS AS STATED THEREIN AND PROVIDING THAT THE SAID CITY SHALL RECEIVE AN ANNUAL PAYMENT FOR SAME.:** City Council to consider passing an ordinance on first reading granting Damian Gallegos doing business as Recycle Lamesa the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. *(City Manager)*

Motion by Council Member Rudy Sauseda to pass an ordinance on first reading granting Damian Gallegos doing business as Lamessa Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. Motion seconded by Council Member Gloria Rodriguez and upon being put to a vote the motion passed

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

**BUDGET AMENDMENT VIII:** City Council to consider amending Ordinance O-18-22 on first reading with respect to the budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023. *(This budget amendments are for TML claims on a Wastewater Pickup and the Landfill Scale house.)*

Motion by Council Member Bobby Gonzales to amend Ordinance O-18-22 on first reading with respect to the budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023. Motion seconded by Council Member Rudy Sauseda and upon being put to a vote the motion passed.

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

**APPROVAL OF SALE OF REAL PROPERTY BY LAMESA ECONOMIC DEVELOPMENT CORPORATION:** City Council to consider passing a resolution of a contract approving the sale of Lots 4,8 and 9 of the Industrial Park Addition to the Original Town of Lamesa Dawson County, Texas to Peter Schmitt. *(EDC Director)*

Motion by Council Member Gloria Rodriguez to pass a resolution of a contract approving the sale of Lots 4, 8 and 9 of the Industrial Park Addition to the Original Town of Lamesa, Dawson County, Texas, to Peter Schmitt. Motion seconded by Council Member Gloria Rodriguez and upon being put to a vote the motion passed.

**VOTING:**

"AYE" 5

"NAY"

"ABSTAIN"

**CITY STAFF REPORTS:**

- a. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events  
Dionicio Garza presented the utilities report.
- b. **GOLF COURSE REPORT:** Golf Course Superintendent to report on conditions and events at the Golf Course  
Victor Dimas presented the Golf Course report.

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

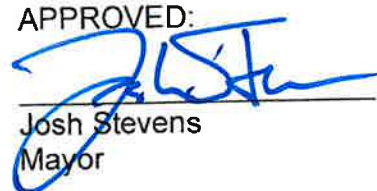
**MAYOR'S REPORT:** Mayor to report on current activities.

**ADJOURNMENT:** *The next regularly scheduled meetings of the City Council of the City of Lamesa will be October 17, 2023 at 5:30 P.M.*

ATTEST:

  
Betty Conde  
City Secretary

APPROVED:

  
Josh Stevens  
Mayor