

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

MINUTES OF THE CITY COUNCIL REGULARLY SCHEDULED MEETING:

August 22, 2017

On this the 22th day of August, 2017, at 5:30 P.M., there came on and was held an Regularly Scheduled 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 Josh 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 the Council Members were present:

JOSH STEVENS	MAYOR
BRANT STEWART	COUNCIL MEMBER – DISTRICT 1
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
FRED VERA	COUNCIL MEMBER – DISTRICT 5
VACANT	COUNCIL MEMBER – DISTRICT 3
BOBBY G. GONZALES	MAYOR PRO-TEM/COUNCIL MEMBER – DISTRICT 4
DOUGLAS MORRIS	COUNCIL MEMBER – DISTRICT 6

City staff members present at the meeting:

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

Members of the public present at the meeting:

Russell Skiles	Larry Duyck	Sandy Johnson
Wayne Chapman	Robert Ramirez	Irma Ramirez
Rick Moreno	Chief Alwan	Cris Norris
Raymond Garcia	Victor Dimas	Joe Gomez
Victor Dimas	Sylvia Dimas	Matthew Tanner
Cary White	Mike Lopez	David Burkhart
Joe Vera	Nathan Tafoya	

INVOCATION: Councilman Morris provided the invocation.

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 August 3, 2017 and August 8, 2017.
- b. **BILL FOR JULY 2017:** Approval of the bills paid by the City of Lamesa for the month of July 2017.

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

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

CERTIFICATION OF DIRECTOR AND OATH OF OFFICE – NEWLY APPOINTED CRMWA BOARD MEMBER: Administered Oath of Office to Mr. Cris Norris, the new CRMWA Board Member and Mayor signed Certification of Director.

BUDGET AMENDMENT VII: City Council to consider amending Ordinance O-18-16 on second reading with respect to October 1, 2016 fiscal year budget.

Motion by Council Member Gonzales to amend Ordinance O-18-16 on second reading with respect to October 1, 2016 fiscal year budget. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

REQUEST FOR ZONE CHANGE – 100 N. 7TH STREET: City Council to consider approving an Ordinance on second reading approving a zone change for the following property:

A 7.246 ACRE TRACT MORE FULLY DESCRIBED AS ALL OF LOT 5 AND THE WEST PART OF LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION. 71, BLOCK 35, T-6-N, T. & P. RY. CO. SURVEY, DAWSON COUNTY, TEXAS, AND PART OF THE EAST 1/2 OF THAT PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS, AS SHOWN ON THE SURVEY ATTACHED,

from Zoning District I-2 HEAVY INDUSTRY to Zoning District R-3 MULTI FAMILY RESIDENTIAL for apartments on such property located at 100 N. 7th Street, Lamesa, Texas upon recommendation of the Planning and Zoning Commission.

Motion by Council Member Stewart to approve an Ordinance on second reading approving a zone change for the following property:

A 7.246 ACRE TRACT MORE FULLY DESCRIBED AS ALL OF LOT 5 AND THE WEST PART OF LOT 6, LAMESA INDUSTRIAL PARK, AN ADDITION TO THE CITY OF LAMESA OUT OF SECTION. 71, BLOCK 35, T-6-N, T. & P. RY. CO. SURVEY, DAWSON COUNTY, TEXAS, AND PART OF THE EAST 1/2 OF THAT PART OF THE SOUTH PLAINS AND LAMESA RAILROAD RIGHT-OF-WAY LYING WESTERLY OF SAID LOTS, AS SHOWN ON THE SURVEY ATTACHED,

from Zoning District I-2 HEAVY INDUSTRY to Zoning District R-3 MULTI FAMILY RESIDENTIAL for apartments on such property located at 100 N. 7th Street, Lamesa, Texas upon recommendation of the Planning and Zoning Commission. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

APPROVE POLICY FOR USE OF HANGARS AT THE LAMESA MUNICIPAL

AIRPORT: City Council to consider approving recommendations from the Lamesa Municipal Airport Board to create a Hangar Use Policy to comply with the rules and regulations adopted by the Federal Aviation Administration ("FAA") in airport facilities designated for aeronautical use and shall be effective July 30, 2017.

Motion by Council Member Morris to approve recommendations from the Lamesa Municipal Airport Board to create a Hangar Use Policy to comply with the rules and regulations adopted by the Federal Aviation Administration ("FAA") in airport facilities designated for aeronautical use and shall be effective July 30, 2017. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

E9-1-1 INTERLOCAL AGREEMENT WITH PERMIAN BASIN REGIONAL PLANNING

COMMISSION: Consider approving Interlocal Agreement for E9-1-1 Public Safety Answering Point Services between the City of Lamesa and the Permian Basin Regional Planning Commission.

Motion by Council Member Gonzales to approve Interlocal Agreement for E9-1-1 Public Safety Answering Point Services between the City of Lamesa and the Permian Basin Regional Planning Commission. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

REVIEW RECOMMENDATIONS FROM LEAGUES FOR PROPOSED CHANGES TO CITY'S SOFTBALL CONTRACT & POLICY: City Council to review and consider recommendations from leagues regarding proposed changes to the City's Softball Contract and Policy resulting from previously held Ad-hoc meetings with Softball representatives and interested parties; and give City staff direction.

City Council gave staff direction to revise the City's policy accordingly. No action taken.

AMENDING CHAPTER 1 GENERAL PROVISIONS, ARTICLE 1.08, OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, ENTITLED "PARKS AND RECREATION" REGARDING CLOSING HOURS FOR PARK AREAS, BALL PARKS AND TENNIS COURTS: City Council to consider passing an Ordinance on First reading amending Chapter 1 General Provisions, Article 1.08, of the Code of Ordinances of the City of Lamesa, Texas, entitled "Parks and Recreation" regarding Closing Hours for Park Areas, Ball Parks and Tennis Courts.

Motion by Council Member Vera to pass an Ordinance on First reading amending Chapter 1 General Provisions, Article 1.08, of the Code of Ordinances of the City of Lamesa, Texas, entitled "Parks and Recreation" regarding Closing Hours for Park Areas, Ball Parks and Tennis Courts. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

AMENDING CHAPTER 3 BUILDING REGULATIONS, ARTICLE 3.04.044 OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, ENTITLED "STRUCTURAL STANDARDS CODE" REQUIRING MANUFACTURED CARPORTS TO BE PROPERLY ANCHORED: City Council to consider amending an Ordinance on First reading for Chapter 3 Building Regulations, Article 3.04.044 of the Code of Ordinances of the City of Lamesa, Texas, entitled "Structural Standards Code" requiring manufactured carports to be properly anchored.

Motion by Council Member Stewart to amend an Ordinance on First reading for Chapter 3 Building Regulations, Article 3.04.044 of the Code of Ordinances of the City of Lamesa, Texas, entitled "Structural Standards Code" requiring manufactured carports to be properly anchored. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

APPROVING AGREEMENT BETWEEN TXDOT AND CITY FOR MAINTENANCE, CONTROL, SUPERVISION AND REGULATION OF CERTAIN STATE HIGHWAYS AND/OR PORTIONS OF STATE HIGHWAYS IN THE CITY OF LAMESA: City Council to consider passing an Ordinance on First reading approving an agreement between the State of Texas and the City of Lamesa for the maintenance, control supervision and regulation of certain state highways and/or portions of state highways in the City of Lamesa and providing for the execution of said agreement; and declaring an emergency.

Motion by Council Member Stewart to pass and Ordinance on First reading approving an agreement between the State of Texas and the City of Lamesa for the maintenance, control supervision and regulation of certain state highways and/or portions of state highways in the City of Lamesa and providing for the execution of said agreement; and declaring an emergency. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 6 "NAY" 0 "ABSTAIN" 0

PUBLIC HEARING - FISCAL YEAR 2016-2017 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 2017-2018 beginning on October 1, 2017 and ending September 30, 2018.

THIS PROPOSED BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$29,768 OR 1.35% AND OF THAT AMOUNT, \$597 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR.

City Manager Shawna Burkhart gave a brief overview of the proposed city budget for fiscal year 2017-2018. Mayor Stevens announced the opening of a public hearing on the proposed budget for Fiscal Year 2017-2018. Citizens Bobby Lee and Sandy Johnson spoke. There being no other person wishing to speak, the public hearing was closed.

FISCAL YEAR OCTOBER 2017-2018 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, 2017, and ending September 30, 2018, 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.

THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$29,768 WHICH IS A 1.35 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$597.

Motion by Council Member Morris to pass an ordinance on First reading Consider passing an ordinance on first reading adopting the proposed Annual Budget for Fiscal Year 2017-2018 beginning on October 1, 2017. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE"	"NAY"	"ABSTAIN"
Josh Stevens	X	_____	_____
Brant Stewart	X	_____	_____
Marie Briseno	X	_____	_____
Vacant	_____	_____	_____
Bobby G. Gonzales	X	_____	_____
Fred Vera	X	_____	_____
Doug Morris	X	_____	_____

1ST PUBLIC HEARING - AD VALOREM TAX RATE – 2017: 1ST Public Hearing on a proposed property tax rate of \$.817521 for 2017. This tax rate will raise \$2,231,135 which is \$17,602 more than taxes imposed last year.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 1.42 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY -\$9.59 {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

Mayor Stevens announced the opening of a public hearing on a proposed hearing on a proposed property tax rate of 0.817521 for 2017. This tax rate will raise \$ 2,231,135 which is \$17,602 more than taxes imposed last year.

Mayor Stevens announced the opening of a public hearing on the Proposed Property Tax Rate for Fiscal Year 2017-2018. City Manager Shawna Burkhart gave a brief overview of the Proposed Property Tax Rate for Fiscal Year 2017-2018. There being no other person wishing to speak, the public hearing was closed.

CITY STAFF REPORTS:

PARKS, STREETS, SANITATION/LANDFILL REPORT: Director reported on the city's recent events.

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

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

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

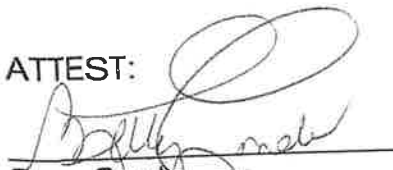
- Update regarding Oncor Rate Case Settlement – Oncor abandoned its tentative deal with Warren Buffett's Berkshire Hathaway to purchase Oncor and instead accepted an offer From Sempra Energy.

MAYORS REPORT: Mayor to report on future plans and goals. The Mayor stated that the City will need to look at purchasing a new fire truck next year to replace the 1987 E-One Pumper that is now completely out of service.

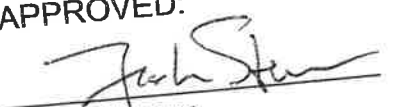
ADJOURNMENT: The next regularly scheduled meetings of the City Council of the City of Lamesa will be August 29th, 2017 at 5:30 P.M.

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 29, 2017.

ATTEST:


Betty Conde
City Secretary

APPROVED:


Josh Stevens
Mayor