

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

**MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:
AUGUST 29, 2017**

On this the 29th day of August, 2017, 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 of the Council Members were present:

JOSH STEVENS	MAYOR
MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
BRANT STEWART	COUNCIL MEMBER – DISTRICT 1
BOBBY G. GONZALES	COUNCILMEMBER–MAYOR PROTEM
	DISTRICT 4
RICK MORENO (SWORN IN)	COUNCIL MEMBER – DISTRICT 3
FRED VERA	COUNCIL MEMBER – DISTRICT 5
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 public present at the meeting:

Sandy Trevino	Marion Johnson	Nathan Tafoya - LEDC
Dale Alwan	Terri Stahl	Russell Skiles - LPR
Larry Duyck	Mike Lopez	Saul Torres
Wayne Chapman	Tele Gonzales	Gloria Moreno
Dionicio Garza Jr.	David Burkhart	Scott Leonard
Leticia Dimas		

Invocation as given by Councilman 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.

APPROVAL OF THE MINUTES: Approval of the minutes of the council meetings held on August 22nd, 2017.

Motion by Council Member Briseno to approve the minutes of the council meetings held on August 22nd, 2017. 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 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 Second 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 Second 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 Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" 1 "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 on Second reading 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 on Second reading 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 Morris and upon being put to a vote the motion passed.

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

Ord No. O-18-17

Ord. Book 12

Page 273

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 Second 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 Morris to pass and Ordinance on Second 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 Stewart and upon being put to a vote the motion passed.

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

Ord No. O-19-17

Ord. Book 12

Page 275

FISCAL YEAR OCTOBER 2017-2018 BUDGET - ADOPTION: Consider passing an ordinance on Second 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 adopt on Second reading the Proposed 2017-2018 Annual Budget, including the following statement:

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 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	√	0	0
Brant Stewart	√	0	0
Marie A. Briseno	√	0	0
Vacant	0	0	0
Bobby Gonzales	√	0	0
Fred Vera	√	0	0
Doug Morris	√	0	0

CANVASS CITY'S 2017 SPECIAL ELECTION RETURNS AND DECLARING WINNER OF SPECIAL ELECTION – DISTRICT 3: Canvass of votes and tabulation of the returns for the August 19, 2017 City Special Election – District 3; and declaring winner.

The City Council tabulated the returns from the August 29, 2017 City Special Election – District 3, and the following votes were cast.

	<u>Early Voting</u>	<u>Regular Voting</u>	<u>Total Votes</u>	<u>% of Total Votes</u>
<u>Council Member District 3</u>				
Rick Moreno	67	9	76	76
Cindy Sweet	1	6	7	7
Jaime Garcia	1	2	3	3
Write-In Candidate				
Joey Rivas –	13	1	14	14
Total Votes in District 3	100			
Registered Voters in District 3	<u>937</u>			

Motion by Council Member Gonzales to pass a resolution canvassing the returns of the August 19, 2017 City of Lamesa Special Election – District 3. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

Res. No. R-26-17

Ord. Book 12

Page 279

CERTIFICATE OF ELECTION AND OATH OF OFFICE - NEWLY ELECTED COUNCIL MEMBER: Deliver Certificate of Election and administer Oath of Office to the newly-elected Council Member from the August 19, 2017 City Special Election – District 3.

- Rick Moreno – District 3

City Attorney Russell Casselberry administered the oath of office.

INTERLOCAL AGREEMENT WITH LAMESA ISD FOR SEWER LINE REPLACEMENT: City Council to consider approving an Interlocal Agreement with Lamesa ISD for replacement of the School's sewer service line in TxDOT right-of way and authorizing the City Manager to execute the agreement.

Motion by Council Member Gonzales to approve an Interlocal Agreement with Lamesa ISD for replacement of the School's sewer service line in TxDOT right-of way and authorizing the City Manager to execute the agreement. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

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

MAYORS REPORT: Mayor to report on future plans and goals.

EXECUTIVE SESSION: Council to consider convening into closed executive session regarding Deliberation Regarding Personnel Matters with the provisions of the Texas Open Meetings Act (Chapter 551.074, Texas Government Code). No action will be taken in closed session. The Council will reconvene into open session after the completion of the executive session.

Motion by Council Member Stewart to convene in closed executive session in accordance with the provisions of the Texas Open Meetings to discuss and consider personnel matters. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

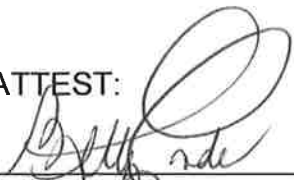
VOTING: "AYE" 7 "NAY" 0 "ABSTAIN" 0

No action was taken.

ADJOURNMENT: The next regularly scheduled meetings of the City Council of the City of Lamesa will be September 5, 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 September 5, 2017.

ATTEST:


Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor

Upcoming Meetings

- **Sept. 5, 2017 City Council Special Called Meeting**
 - Ratify Proposed Tax Increase Reflected In the FY 2017/2018 Adopted Budget with record vote.
 - 1st Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
- **Sept 12, 2017 City Council Special Called Meeting**
 - 2nd Reading to Adopt Tax Ordinances (M&O, I&S, Combined Tax Rate) with record vote.
 - Authorize Warrants for FY 2017/2018
- **Sept. 19, 2017 City Council Meeting** (proposed to officially cancel).