

0THE STATE OF TEXAS }{

COUNTY OF DAWSON }{

CITY OF LAMESA }{

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

**APRIL 19, 2016**

On this the 19th day of April, 2016, 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 Nix 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:

	DAVE NIX	MAYOR
LEFT EARLY-	MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
	JOSH STEVENS	MAYOR PRO-TEM /COUNCIL MEMBER – DISTRICT 1
	BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 4
	FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
	FRED VERA	COUNCIL MEMBER – DISTRICT 5
ABSENT-	CHANCE BRITT	COUNCIL MEMBER – DISTRICT 6

City staff members present at the meeting:

SHAWNA D. BURKHART	CITY MANAGER
NORMA GARCIA	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Herrel Hallmark	Irma Ramirez	Nathan Tafoya	Wayne Smith
Rodney Oaks	Dionicio Garza Jr.	Teresa Cantu	Victor Dimas
Sylvia Dimas	Holly Holder	Joey Rivas	Chief Dale Alwan
Sandy Trevino	Leticia Dimas	Charles Empey	Wayne Chapman
Terri Stahl	Sam Leal	Rachel Leal	Sandra Adams
Steven Archer	Leigh Ann Archer	Larry Duyck	

Invocation was given by Council Member Brother Charles Empey.

**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 meetings held on March 15, 2016.
- b. **BILLS FOR MARCH 2016:** Approval of the bills paid by the City of Lamesa for the months of March, 2016.

Motion by Council Member Stevens to approve items 3 a & b. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

**LAMESA ECONOMIC DEVELOPMENT CORPORATION AND LAMESA ECONOMIC ALLIANCE PROJECT:** Hear quarterly report from LEDC/LEAP Executive Director Nathan Tafoya.

After some discussion, no action was taken on this item.

**VOLUNTEER FIREFIGHTER PENSION FUND CONTRIBUTIONS:** Consider and take action on approving deposits into the Texas Emergency Services Retirement System (TESRS) retirement accounts for all eligible participants as governed by State statutes regarding TESRS retirement.

Motion by Council Member Stevens to consider and take action on approving deposits into the Texas Emergency Services Retirement System (TESRS) retirement accounts for all eligible participants as governed by State statutes regarding TESRS retirement. Motion seconded by Council Member Rubio and upon being put to a vote the motion passed.

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

**SOUTH PLAINS PUBLIC HEALTH DISTRICT BUSINESS ASSOCIATE AGREEMENT:** Consider passing a resolution approving South Plains Public Health District Business Associate Agreement and authorizing the Mayor of the City of Lamesa to execute said agreement on behalf of the City.

Motion by Council Member Briseno to consider passing a resolution approving South Plains Public Health District Business Associate Agreement and authorizing the Mayor of the City of Lamesa to execute said agreement on behalf of the City.

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

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

**SELECTION OF PORTS TO PLAINS DELEGATE:** Consider appointing a new delegate to Ports to Plains replacing Mayor Dave Nix as of May 2016.

After some discussion, no action was taken on this item.

**FUNDING SCENARIOS FOR WATER WELL REHABILITATION, FUTURE DRILLING AND/OR LONG TERM PLANNING OPTIONS:** Consider recommendations of funding scenarios for water well rehabilitation, future drilling and/or long term planning options for the City of Lamesa and give City staff direction.

After some discussion, no action was taken on this item.

**FUNDING SCENARIO FOR OPENING ADDITIONAL TYPE IV LANDFILL CELL:** Consider funding scenario regarding opening additional Type IV landfill cell and give City staff direction.

After some discussion, no action was taken on this item.

**AWARD BID ON LEASE OF CITY PROPERTY:** Consider awarding bid for a lease of two (2) years beginning May 1, 2016 and ending March 31<sup>st</sup>, 2018 with up to three (3) one year options, for the following City-owned property:

**Tract "A":** Approximately 168 acres of land surrounding the city's sewer treatment plant, lagoons, and sanitary landfill; and

**Tract "B":** Approximately 34 acres out of the West 120 acres of the South ½ of Section 17, Block 35, T-5-N, off of Radio Road.

Motion by Council Member Vera to consider awarding bid for a lease of two (2) years beginning May 1, 2016 and ending March 31<sup>st</sup>, 2018 with up to three (3) one year options, for the following City-owned property:

**Tract "A":** Approximately 168 acres of land surrounding the city's sewer treatment plant, lagoons, and sanitary landfill; and

**Tract "B":** Approximately 34 acres out of the West 120 acres of the South ½ of Section 17, Block 35, T-5-N, off of Radio Road.

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

VOTING:                    "AYE" 5                    "NAY" 0                    "ABSTAIN" 0

**AWARD BID FOR STRATEGIC PLANNING SERVICES FOR LEDC/LEAP:** Consider awarding Strategic Planning Services bid with recommendation from LEDC/LEAP.

Motion by Council Member Rubio to Consider awarding Strategic Planning Services bid with recommendation from LEDC/LEAP. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:                   “AYE” 5                   “NAY” 0                   “ABSTAIN” 0

**GENERAL ELECTION:** Consider passing an ordinance on 2nd reading declaring the unopposed candidate for the 2016 City of Lamesa General Election to be held on May 7, 2016, elected to office of Mayor and canceling the 2016 General Election.

Motion by Council Member Rubio to consider passing an ordinance on 2nd reading declaring the unopposed candidate for the 2016 City of Lamesa General Election to be held on May 7, 2016, elected to office of Mayor and canceling the 2016 General Election. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:                   “AYE” 5                   “NAY” 0                   “ABSTAIN” 0

**SPECIAL ELECTION:** Consider passing an ordinance on 2nd reading declaring the unopposed candidate for the 2016 City of Lamesa Special Election for City Council Member District 1, to be held on May 7, 2016, elected to office and canceling the 2016 Special Election.

Motion by Council Member Gonzales to consider passing an ordinance on 2nd reading declaring the unopposed candidate for the 2016 City of Lamesa Special Election for City Council Member District 1, to be held on May 7, 2016, elected to office and canceling the 2016 Special Election. Motion seconded by Council Member Rubio and upon being put to a vote the motion passed.

VOTING:                   “AYE” 5                   “NAY” 0                   “ABSTAIN” 0

**ONCOR RATES:** Consider passing a resolution that constitutes notice of the City’s intent to proceed with an inquiry into the transmission and distribution rates charged by Oncor.

Motion by Council Member Stevens to consider passing a resolution that constitutes notice of the City’s intent to proceed with an inquiry into the transmission and distribution rates charged by Oncor. Motion seconded by Council Member Rubio and upon being put to a vote the motion passed.

VOTING:                   “AYE” 5                   “NAY” 0                   “ABSTAIN” 0

**REVISION TO CURFEW ORDINANCE:** Consider amending and extending Ordinance O-10-13, Section 8.06.001 of the City of Lamesa Code of Ordinances on 2<sup>nd</sup> Reading to an ending time of 4:00 P.M.

Motion by Council Member Stevens to consider amending and extending Ordinance O-10-13, Section 8.06.001 of the City of Lamesa Code of Ordinances on 2<sup>nd</sup> Reading to an ending time of 4:00 P.M. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:                    "AYE" 5                    "NAY" 0                    "ABSTAIN" 0

**BUDGET AMENDMENT II:** Consider amending Ordinance No.O-14-15 on 2nd reading with respect to October 1, 2015 fiscal year budget.

Motion by Council Member Stevens to consider amending Ordinance No.O-14-15 on 2nd reading with respect to October 1, 2015 fiscal year budget. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:                    "AYE" 5                    "NAY" 0                    "ABSTAIN" 0

**BUDGET AMENDMENT III:** Consider amending Ordinance No.O-14-15 on 1<sup>ST</sup> reading with respect to October 1, 2015 fiscal year budget.

Motion by Council Member Rubio to amend Ordinance No.O-14-15 on first reading with respect to October 1, 2015 fiscal year budget. Motion seconded by Council Member Stevens and upon being put to a vote the motion passed.

VOTING:                    "AYE" 5                    "NAY" 0                    "ABSTAIN" 0

**UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events:  
c. CRMWA Waterline Repair Update

**FINANCIAL REPORT:** Finance Director to report on the city's finances.

**INVESTMENT REPORT:** Finance Director to report on City's investments through the 2<sup>ND</sup> quarter of FY 2015/2016.

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

- Lamesa Youth Day Event, on Saturday, May 14<sup>th</sup> from 10 a.m. to 10 p.m. sponsored by Crestview Baptist Church and Faith Temple at Forrest Park (under the exception to Noise Ordinance, for religious gatherings).
- Update on Lift Station repair at old Wastewater Plant


**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.

- a. Assignment of duties related to Firearms.

**ADJOURNMENT:** *Announcement by the Mayor* – “The next regularly scheduled meeting of the City Council of the City of Lamesa will be held at 5:30 p.m., on **Tuesday, May 17, 2016** at City Hall, 601 South First Street. Persons desiring to present business to the city council at that meeting are directed to submit a request in writing to the city secretary by **Wednesday, May 11, 2016** in order to be included on the agenda. There being no other business, the meeting is hereby adjourned.”

ATTEST:

APPROVED:

  
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Norma Garcia  
City Secretary

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Dave Nix  
Mayor