

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

MINUTES OF THE CITY COUNCIL REGULAR CALLED MEETING:

MAY 19, 2015

On this the 19th day of May, 2015, at 5:30 P.M. there came on and was held a regular called session 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 5 the Council Members were present:

DAVE NIX	MAYOR
MARIE BRISENO	MAYOR PRO-TEM /COUNCIL MEMBER – DISTRICT 2
JOSH STEVENS	COUNCIL MEMBER – DISTRICT 1
FABIAN RUBIO	COUNCIL MEMBER – DISTRICT 3
ABSENT-----GREG HUGHES	COUNCIL MEMBER – DISTRICT 4
ABSENT-----ROBERT MORENO	COUNCIL MEMBER – DISTRICT 5
CHANCE BRITT	COUNCIL MEMBER - DISTRICT 6

City staff members present at the meeting:

WAYNE CHAPMAN	CITY MANAGER
MARIA HATCHETT	CITY SECRETARY/TREASURER
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the public present at the meeting:

Herrell Hallmark	Sandy Trevino	Victor Dimas	Sylvia Dimas
Larry Duyck	Tommy Arguijo	Bobby Gonzales	Mary Gonzales
Fred Vera	Leticia Dimas	Robert Ramirez	Irma Ramirez
Wayne Smith	Tele Gonzales	Gloria Tejada	Linda Morales
Martha Blomstorm	Ashley Gonzales	Ephrem Hinojosa	Jim Clements – Oncor
Rachel Solis	Joe Solis	Tommy Flores	Nora Acosta
Josh Toscano	Laura Mojica		

Invocation was given by Council Member Stevens.

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 April 16, April 21, and April 27, 2015.
- b. **BILLS FOR APRIL 2015:** Approval of the bills paid by the City of Lamesa for the month of April 30, 2015.

Motion by Council Member Briseno to approve items 3a & b as presented. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

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

CITY COUNCIL ELECTION RETURNS: Tabulation of the returns of the May 9, 2015 City General Election and passing resolution and order canvassing the returns of the election.

<u>Council Member District 4</u>	Early Voting	Regular Voting	Total Votes
Bobby G. Gonzales	<u>120</u>	<u>65</u>	<u>185</u>
Greg Hughes	<u>25</u>	<u>75</u>	<u>100</u>

Motion by Council Member Stevens to pass a resolution canvassing the returns of the May 9, 2015 City of Lamesa General Election. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

Res. No. R-8-15 Ord. Book No. 11 Page 301

EXPRESSON OF APPRECIATION: Consider passing a resolution of appreciation to Greg Hughes for six years of City Council service to this community.

Motion by Council Member Britt to pass a resolution of appreciation to Greg Hughes for six years of City Council service to this community.

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

Res. No. R-9-15 Ord. Book No. 11 Page 302

EXPRESSON OF APPRECIATION: Consider passing a resolution of appreciation to Robert Moreno for eleven years of City Council service to this community.

Motion by Council Member Britt to pass a resolution of appreciation to Robert Moreno for eleven years of City Council service to this community.

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

Res. No. R-10-15 Ord. Book No. 11 Page 302

OATH OF OFFICE - NEWLY ELECTED COUNCIL MEMBERS: The city attorney to administer the oath of office to the elected Council Members at the May 9, 2015 City General Election.

City Attorney Russell Casselberry administered the oath of office to the newly elected council members.

ELECTION OF MAYOR PRO-TEM: The city council to elect a mayor pro-tem for a one year term of office.

Nominations for the office of Mayor Pro-tem were called for by Mayor Nix.

Council Member Stevens announced that he really did not want to be nominated and suggested that Council Member Rubio be given the opportunity since he had surrendered his opportunity last year to Council Member Briseno.

Josh Stevens was nominated by Council Member Britt; Fabian Rubio was nominated by Council Member Stevens, there being no other nominations Council Member Britt moved that nominations cease. Motion was seconded by Council Member Vera and upon being put to a vote the motion passed.

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

Upon a call for votes for the office of Mayor Pro-tem, the following votes were cast: for Josh Stevens; 4 votes, for Fabian Rubio; 3 votes. Josh Stevens receiving a majority of the votes cast was declared elected as Mayor Pro-tem.

OATH OF OFFICE - MAYOR PRO-TEM: The city attorney to administer the oath of office to the newly elected mayor pro-tem.

City Attorney Russell Casselberry administered the oath.

CALL FOR BIDS – SURPLUS VEHICLES: Call for bids for the sale of surplus vehicles.

Motion by Council Member Britt to call for bids for the sale of surplus vehicles and equipment. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: “AYE” 7 “NAY” 0 “ABSTAIN” 0

AGREEMENT FOR TRANSFER OF ENTITLEMENTS: Consider approving Agreement for Transfer of Entitlements in accordance with section 47117(c)(2) of Title 49 U.S.C (hereby called the Act). City of Lamesa, Texas hereby waives receipt of the amounts respectively on the condition that the Federal Aviation Administration makes the waived amounts available to TxDOT for eligible projects under section 47104(a) Act. This waiver shall expire on earlier of September 30, 2015 or when the availability of apportioned funds would lapse under section 47117(b) of the Act.

John Farris gave a brief overview of the agreement and process of utilizing the amounts received.

Motion by Mayor Pro-tem Stevens to approve the Agreement for Transfer of Entitlements in accordance with section 47117(c)(2) of Title 49 U.S.C (hereby called the Act). City of Lamesa, Texas hereby waives receipt of the amounts respectively on the condition that the Federal Aviation Administration makes the waived amounts available to TxDOT for eligible projects under section 47104(a) Act. This waiver shall expire on earlier of September 30, 2015 or when the availability of apportioned funds would lapse under section 47117(b) of the Act. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: “AYE” 7 “NAY” 0 “ABSTAIN” 0

LEASE PURCHASE AGREEMENT – (1) NEW CATERPILLAR FRONT END LOADER: Consider approving Lease Purchase Agreement for one (1) New Caterpillar Wheel Loader from Warren Power & Machinery, Inc.

Motion by Council Member Vera to approve the Lease Purchase Agreement for one (1) New Caterpillar Wheel Loader from Warren Power & Machinery, Inc. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

VOTING: “AYE” 7 “NAY” 0 “ABSTAIN” 0

PUBLIC HEARING ON REQUEST FOR ZONE CHANGE – 1506 NORTH 11TH STREET: Public hearing to consider the petition of L. Mojica for property owned by Jason and Maci Uranga to change the zone of the following property: Lot 9 and East 4 of Lot 10, Block 2 of the Sunset Addition from R-1 (Single Family Residential) to R-1 with a Specific Use Permit for use as a licensed child care facility.

There being no one to speak Mayor Nix closed the public hearing.

REQUEST FOR ZONE CHANGE – 1506 NORTH 11TH STREET: Consider passing an ordinance on first reading to change the zone of the following property: : Lot 9 and East 4 of Lot 10, Block 2 of the Sunset Addition from R-1 (Single Family Residential) to R-1 with a Specific Use Permit for use as a licensed child care facility.

Motion by Council Member Rubio to pass an ordinance on first reading to change the zone of the following property: Lot 9 and East 4 of Lot 10, Block 2 of the Sunset Addition from R-1 (Single Family Residential) to R-1 with a Specific Use Permit for use as a licensed child care facility. Motion seconded by Council Member Britt and upon being put to a vote the motion passed.

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

PUBLIC HEARING ON REQUEST FOR ZONE CHANGE – 611 NORTH 3RD STREET: Public hearing to consider the petition of L. Mojica for property owned by Peggy Mojica and Ray Mojica Estate to change the zone of the following property: Lots D, E, and F, Block 9 of the Rosa A. Adams Addition from R-1 (Single Family Residential) to R-1 with a Specific Use Permit for use as a licensed child care facility.

There being no one to speak Mayor Nix closed the public hearing.

REQUEST FOR ZONE CHANGE – 611 NORTH 3RD STREET: Consider passing an ordinance on first reading to change the zone of the following property: : Lots D, E, and F, Block 9 of the Rosa A. Adams Addition from R-1 (Single Family Residential) to R-1 with a Specific Use Permit for use as a licensed child care facility.

Motion by Council Member Vera to pass an ordinance on first reading to change the zone of the following property: Lots D, E, and F, Block 9 of the Rosa A. Adams Addition from R-1 (Single Family Residential) to R-1 with a Specific Use Permit for use as a licensed child care facility. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

FINANCIAL REPORT: City Manager Wayne Chapman, reported on the city's finances.

ADJOURNMENT: Mayor Nix announced that the next regular called meeting of the City Council of the City of Lamesa, Texas would be held on May 19, 2015. There being no other business, the meeting was adjourned.

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 regular meeting of the City Council of the City of Lamesa, Texas held on May 19, 2015.

ATTEST:

APPROVED:

Maria Hatchett, TRMC
City Secretary

Dave Nix
Mayor