

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

MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:

September 19, 2017

On this the 19th day of September, 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 5 the Council Members were present:

	JOSH STEVENS	MAYOR
ABSENT	MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
	BRANT STEWART	COUNCIL MEMBER – DISTRICT 1
	BOBBY G. GONZALES	COUNCILMEMBER–MAYOR PROTEM
		DISTRICT 4
LATE (5:43)	RICK MORENO	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:

Sylvie Dimas	Victor Dimas	Mike Lopez
Sandy Trevenio	Larry Duyck	Terri Stahl
Leticia Dimas	Dionicio Garza Jr.	Herrel Hallmark

Invocation by Doug Morris.

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 September 5th, 2017.
- b. **BILLS FOR AUGUST 2017:** Approval of the bills paid by the City of Lamesa for the month of August 2017.

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

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

AD VALOREM TAX RATE – 2017 (DEBT SERVICE TAX RATE): Consider establishing an ad valorem tax rate for Fiscal Year 2017-2018 by passing on Second reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue required to pay Debt Service at a rate of \$0.030918 per hundred dollar assessed valuation for Fiscal Year beginning October 1, 2017 and ending September 30, 2018.

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}.

Motion by Council Member Gonzales must be stated as;

"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO PAY DEBT SERVICE AT A RATE OF \$0.030918 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018."

Motion seconded by Council Member Morris 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	Absent	0	0
Rick Moreno	Absent	0	0
Bobby Gonzales	√	0	0
Fred Vera	√	0	0
Douglas Morris	√	0	0

Ord No. O-21-17

Ord. Book 12

Page 281

AD VALOREM TAX RATE – 2017 (MAINTENANCE AND OPERATION TAX RATE):
 Consider establishing an ad valorem tax rate for Fiscal Year 2017-2018 by passing on Second reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation expenditures at a rate of **\$0.786603** for Fiscal Year beginning October 1, 2017 and ending September 30, 2018.

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}.

Motion by Council Member Morris must be stated as; **"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO FUND MAINTENANCE AND OPERATION EXPENDITURES AT A RATE OF \$0.786603 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."** Motion seconded by Council Member Gonzales 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	Absent	0	0
Rick Moreno	Absent	0	0
Bobby Gonzales	√	0	0
Fred Vera	√	0	0
Douglas Morris	√	0	0

Ord No. O-22-17

Ord. Book 12

Page 283

AD VALOREM TAX RATE – 2017: Consider establishing an ad valorem tax rate for Fiscal Year 2017-2018 by passing on Second reading an ordinance establishing the ad valorem tax rate of \$0.817521 per hundred dollar assessed valuation for the Fiscal Year beginning October 1, 2017 and ending September 30, 2018, and adopting the provisions of Section 31.05 of the State Property Tax Code to provide for discounts under certain conditions.

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}.

Motion by Council Member Stewart must be stated as; **"I MOVE THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.817521, WHICH IS EFFECTIVELY A 1.44 PERCENT INCREASE IN THE TAX RATE. 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."**

Motion seconded by Council Member Morris 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	Absent	0	0
Rick Moreno	√	0	0
Bobby Gonzales	√	0	0
Fred Vera	√	0	0
Douglas Morris	√	0	0

Rick Moreno arrived at 5:43 and was present to vote on this Agenda Item.

AUTHORIZE WARRANTS - GENERAL OPERATIONS: Consider passing resolution authorizing the issuance of interest bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year.

Motion by Council Member Gonzales to pass a resolution authorizing the issuance of interest bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING:	"AYE" 6	"NAY" 0	"ABSTAIN" 0
Res No. R-27-17	Ord. Book 12		Page 287

PUBLIC HEARING ON REQUEST FOR ZONE CHANGE – 807 S. 5TH STREET: Public hearing to consider the petition of Javier Solis, regarding a zone change for the following property:

LOT 4 AND EAST ONE-HALF (E/2) OF LOT 5 BLOCK 10 OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS.

from District R-1 (Single-family Residential) to District R-1, but granting a Specific Use Permit to allow placement of a manufactured home on such property located at 807 S. 5th Street, Lamesa, Texas upon recommendation of the Planning and Zoning Commission.

The Mayor asked if anyone wishes to speak regarding the request for changing the zoning designation from District R-1 (Single-family Residential) to District R-1, but granting a Specific Use Permit to allow placement of a manufactured home on such property located at 807 S. 5th Street, Lamesa, Texas upon recommendation of the Planning and Zoning Commission.

The following persons spoke:

Mike Lopez commented that Javier Solis could not be present due to an emergency.

REQUEST FOR ZONE CHANGE – 807 S. 5TH STREET: City Council to consider approving an Ordinance on first reading denying a zone change for

LOT 4 AND EAST ONE-HALF (E/2) OF LOT 5 BLOCK 10 OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS.

from District R-1 (Single-family Residential) to District R-1, but granting a Specific Use Permit to allow placement of a manufactured home on such property located at 807 S. 5th Street, Lamesa, Texas upon recommendation of the Planning and Zoning Commission.

Motion by Council Member Gonzales to consider passing an Ordinance on first reading denying a zone change for

LOT 4 AND EAST ONE-HALF (E/2) OF LOT 5 BLOCK 10 OF THE LEE ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS.

from District R-1 (Single-family Residential) to District R-1, but granting a Specific Use Permit to allow placement of a manufactured home on such property located at 807 S. 5th Street, Lamesa, Texas upon recommendation of the Planning and Zoning Commission. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

DISCUSSION OF ENFORCEMENT EFFORTS TO ELIMINATE DRUGS WITHIN THE CITY LIMITS:

The Mayor announced this Agenda item will be on October 2, 2017.

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

Dionicio Garza Jr. covered several topics:

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

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

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


ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be October 17, 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 October 17, 2017.

ATTEST:


Betty Conde
City Secretary

APPROVED:


Josh Stevens
Mayor