

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

MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:

MAY 15, 2018

On this the 15th day of May, 2018 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 6 City 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	COUNCIL MEMBER – DISTRICT 3
(ABSENT) 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 press present at the meeting:

Herrel Hallmark

Members of the public present at the meeting:

Sandy Trevino	Tele Gonzales	Melissa Rodriguez
Dionicio Garza Jr.	Nancy Gonzales	Jason Moreno
Wayne Chapman	Yolanda Morales	Mary Gonzales
Dale Alwan	Alda Moreno	Santos Moreno
Eric Gonzales	Mike Lopez	Leticia Dimas

INVOCATION: Bobby G. 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.

- a. **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on April 17, 2018.
- b. **BILLS FOR APRIL 2018:** Approval of the bills paid by the City of Lamesa for the months of April, 2018.

Motion by Council Member Briseno approved Item 3a and b. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

CANVASS CITY GENERAL ELECTION RETURNS AND DECLARING WINNER OF ELECTION Canvass of votes and tabulation of the returns for the May 5, 2018 City General Election, passing a Resolution declaring winner.

- a. Jason Moreno, District 4

Motion by Council Member Morris to approve a resolution canvassing the returns of the May 5, 2018 City of Lamesa General Election – City Council Member District 4. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

Res. No. R- 8-18 Ord. Book 12 Page 335

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 Members from the May 5, 2018 City General Election. (*City Attorney*)

I, JASON, BOBBY AND BRANT DO SOLEMNLY SWEAR THAT I WILL FAITHFULLY EXECUTE THE DUTIES OF THE OFFICE OF COUNCIL MEMBER OF THE CITY OF LAMESA OF THE STATE OF TEXAS, AND WILL TO THE BEST OF MY ABILITY PRESERVE, PROTECT AND DEFEND THE CONSTITUTION AND LAWS OF THE UNITED STATES AND THIS STATE SO HELP ME GOD.

EXPRESSION OF APPRECIATION: Consider passing a resolution of appreciation to Fred Vera for 3 years of service on City Council.

Motion by Council Member Morris to approve a resolution of appreciation to Fred Vera for 3 years of service on City Council. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

Res. No. R- 9-18

Ord. Book 12

Page 337

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 Stevens.

Brant Stewart was nominated for the office of Mayor Pro-Tem by Council Member Bobby Gonzales; then

there being no other nominations Council Member Morris moved that nominations cease; the motion was seconded by Council Member Briseno.

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

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

I, Brant Stewart DO SOLEMNLY
SWEAR THAT I WILL FAITHFULLY EXECUTE THE
DUTIES OF THE OFFICE OF MAYOR PRO-TEM OF THE
CITY OF LAMESA OF THE STATE OF TEXAS, AND WILL
TO THE BEST OF MY ABILITY PRESERVE, PROTECT,
AND DEFEND THE CONSTITUTION AND LAWS OF THE
UNITED STATES AND THIS STATE SO HELP ME GOD.

ORDINANCE AMENDING ARTICLE 3.05 OF THE CODE OF ORDINANCE OF THE CITY OF LAMESA, TEXAS, ENTITLED "SUBSTANDARD STRUCTURES" TO EXTEND THE PROVISIONS OF ARTICLE 3.05 TO ALL AREAS LYING WITHIN 5000 FEET OF THE CORPORATE LIMITS OF THE CITY: City Council to consider passing an Ordinance on Second reading amending Article 3.05 of the Code of Ordinance of the City of Lamesa, Texas, entitled "Substandard Structures" to extend the provisions of the Article 3.05 to all areas lying within 5000 feet of the corporate limits of the City. Motion by Council Member Gonzales to pass an Ordinance on Second reading amending article 3.05 of the Code of Ordinance of the City of Lamesa, Texas, entitled "Substandard Structures" to extend the provisions of the Article 3.05 to all areas lying within 5000 feet of the corporate limits of the City. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

Ord No. O-5-18

Ord. Book 12

Page 339

ORDINANCE AMENDING ARTICLE 6.02 OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS, ENTITLED "PROPERTY MAINTENANCE" DECLARING PROPERTY IN VIOLATION OF THE PROVISIONS OF ARTICLE 6.02 A PUBLIC NUISANCE AND TO MAKE THE PROVISIONS OF ARTICLE 6.02 APPLICABLE TO ALL AREAS LYING WITHIN THE CORPORATE LIMITS OF THE CITY AND ALL AREAS LYING WITHIN 5000 FEET OF THE CORPORATE LIMITS OF THE CITY : City Council to consider passing an Ordinance on Second reading amending Article 6.02 of the Code of Ordinances of the City of Lamesa, Texas entitled "Property Maintenance" declaring property in violation of the provisions of Article 6.02 a public nuisance and to make the provisions of Article 6.02 applicable to all areas lying within the corporate limits of the City and all areas lying within 5000 feet of the corporate limits of the City.

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

Ord No. O-6-18

Ord. Book 12

Page 349

Motion by Council Member Stewart to pass an Ordinance on Second reading amending Article 6.02 of the Code of Ordinances of the City of Lamesa, Texas entitled "Property Maintenance" Declaring property in violation of the provisions of Article 6.02 a public nuisance and to make the provisions of Article 6.02 applicable to all areas lying within the corporate limits of the city and all areas lying within 5000 feet of the corporate limits of the City. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

TEXAS A&M SERVICE FOREST GRANT: City Council to consider approving the Rural Volunteer Fire Department Assistance Program (HB 2604) of \$8,000. No City Match.

Motion by Council Member Morris to approve the Rural Volunteer Fire Department Assistance Program(HB 2604) of \$8.000. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

ADDENDUM TO CLARATIVE CONTRACT (AT&T): City Council to consider approving an addendum to the Clarative Contract (AT&T) for 4G LTE backup service for City's SCADA system.

Motion by Council Member Gonzales to approve the Clarative Contract (AT&T) for 4G LTE backup service for City's SCADA system. Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

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

TEXAS SHORT TERM ASSET RESERVE PROGRAM (TEXSTAR): City Council to consider approving the increase from \$150,000 to \$200,000.00 in investments in the Texas Short Term Asset Reserve Program.

Motion by Council Member Gonzales to approve the increase from \$150,000 to \$200,000.00 in investments in the Texas Short Term Asset Reserve Program. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

PUBLIC HEARING MEGALLAN PROPERTY (CHINABERRY APARTMENTS - 607 N. 3RD): City Council to conduct a public hearing on whether the structure located at 607 North 3rd Street and located on the following described property should be declared a public nuisance and substandard structure and abated by repair, renovation, demolition or removal of the substandard structure, to wit;

ALL OF LOTS A, B, AND C, BLOCK NINE (9) OF THE ROSA A. ADAMS
SUBDIVISION TO THE TOWN OF LAMESA, DAWSON COUNTY, TEXAS.

The Mayor will ask if anyone wishes to speak. regarding the following property.
The following persons spoke

Nancy Gonzales
Mike Lopez

Yolanda Morales

Following the public comments, the Mayor will close the public hearing.at 6:15

CITY STAFF REPORTS:

- c. **PARKS, STREETS, SANITATION/LANDFILL REPORT:** Director reported on the city's recent events.
- d. **UTILITIES DIRECTOR REPORT:** Utilities Director to reported on the city's recent events.

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

CITY MANAGER REPORT: City Manager reported on current activities and answered questions from the City Council.

- MAY 22, 2018. 10 a.m. – Dedication of the NEW Boys and Girls Club Lake Pavilion, Restrooms and Park Improvements.
- City Vacancies.

MAYORS REPORT: Mayor to reported on future events.

ADJOURNMENT: *The next regularly scheduled meeting of the City Council of Lamesa will be June 19, 2018 at 5:30 P.M.*

PLEASE NOTE: DESIGNATED REGULARLY SCHEDULED MEETINGS (BUDGET & TAXATION):

- **July 16th, 2018 (Monday) – Budget Workshop**
- **July 17th, 2018 (Tuesday) – Budget Workshop**
- **August 7th, 2018 (Tuesday)**
- **August 21st, 2018 (Tuesday)**
- **August 28th, 2018 (Tuesday)**
- **September 4th, 2018 (Tuesday)**
- **September 11th, 2018 (Tuesday)**
- **September 18th, 2018 (Tuesday)**

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 May 15, 2018.

ATTEST:

APPROVED:

Betty Conde

Josh Stevens

City Secretary

Mayor