

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

**MINUTES OF THE CITY COUNCIL REGULARLY CALLED MEETING:  
SEPTEMBER 18, 2018**

On this the 18<sup>th</sup> day of September, 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
	BRANT STEWART	COUNCIL MEMBER-DISTRICT 1
TEM		MAYOR PRO-
	MARIE BRISENO	COUNCIL MEMBER – DISTRICT 2
	RICK MORENO	COUNCIL MEMBER– DISTRICT 3
	JASON MORENO	COUNCIL MEMBER – DISTRICT 4
	BOBBY G. GONZALES	COUNCIL MEMBER – DISTRICT 5
(ABSENT)	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:

Robert Ramirez	Sandy Trevino	Cris Norris
Irma Ramirez	Larry Duyck	Wayne Chapman
Dionicio Garza Jr	Mike Lopez	

**INVOCATION:** 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.

- a) **APPROVAL OF THE MINUTES:** Approval of the minutes of the council meetings held on September 11<sup>th</sup>, 2018.
- b) **BILLS FOR AUGUST 2018:** Approval of the bills paid by the City of Lamesa for the month of August 2018.

Motion by Council Member Briseno to approve 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"

**RATIFICATION OF TRADE-IN FOR 1987 E-1 PUMPER/ENGINE FOR NEW 2018 ROSENBAUER FIRE TRUCK:** City Council to consider ratifying the trade-in of the 1987 E-1 Pumper/Engine toward the purchase of the 2018 Rosenbauer Fire Truck.

Motion by Council Member Gonzales to consider ratifying the trade-in of the 1987 E-1 Pumper/Engine toward the purchase of the 2018 Rosenbauer Fire Truck. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**APPROVAL OF TRADE-IN FOR 1990 CATERPILLAR 120G ROAD GRADER / MAINTAINER FOR NEW 2018 CATERPILLAR ROAD GRADER / MAINTAINER:** City Council to consider approving the trade-in of the 1990 Caterpillar 120G road grader / maintainer toward the purchase of the 2018 Caterpillar road grader / maintainer.

Motion by Council Member Stewart to consider approving the trade-in of the 1990 Caterpillar 120G road grader / maintainer toward the purchase of the 2018 Caterpillar road grader / maintainer. Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

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

**APPROVAL OF MANAGED SERVICES MASTER CONTRACT AND RELATED ADDENDUMS WITH MANDRY TECHNOLOGY SOLUTIONS:** City Council to consider approving a one-year managed services master contract and addendums for City backups, COL Police Backups, Core Infrastructure support, Hosted Tools & Offsite Backups and On-site and Remote End-User Support.

Motion by Council Member Gonzales to approve a one-year managed services master contract and addendums for City backups, COL Police Backups, Core Infrastructure support, Hosted Tools & Offsite Backups and On-site and Remote End-User Support. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**APPROVAL OF FY 2017/2018 BUDGET CARRYFORWARD TO FY 2018/2019 BUDGET:** City Council to consider approving a FY 2017/2018 budget carryforward of \$2,155 for rental of mini-excavator for repair of potholes throughout the City.

Motion by Council Member Gonzales to approve FY 2017/2018 budget carryforward of \$2,155 for rental of mini-excavator for repair of potholes throughout the City. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

**RESOLUTION APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE STEERING COMMITTEE OF CITIES SERVED BY ATMOS (“CITIES”) AND ATMOS ENERGY CORP., WEST TEXAS DIVISION REGARDING THE COMPANY’S 2018 RATE REVIEW MECHANISM FILINGS:** Consider passing a Resolution approving a negotiated settlement between the Steering Committee of Cities served by Atmos (Cities) and Atmos Energy Corp., West Texas Division regarding the Company’s 2018 Rate Review Mechanism (RRM) filings declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the company to reimburse cities’ reasonable ratemaking expenses; determining that this Resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this Resolution to the company and the cities’ legal counsel.

Motion by Council Member Gonzales to pass a Resolution approving a negotiated settlement between the Steering Committee of Cities served by Atmos (“Cities”) and Atmos Energy Corp., West Texas Division regarding the company’s 2018 Rate Review Mechanism Filings. Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

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

**APPROVAL OF TMLIEBP HEALTH INSURANCE RE-RATE:** City Council to consider approving the Calendar Year 2019 TMLIEBP health insurance re-rate (approximately 7% increase over prior year).

Motion by Council Member Stewart to approve the Calendar Year 2019 TMLIEBP health insurance re-rate (approximately 7% increase over prior year). Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

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

**PUBLIC HEARING ON REQUEST FOR ZONE CHANGE – 11.2 ACRES BETWEEN AVE Q. & AVE R. AND NORTH 11<sup>TH</sup>:** Public hearing regarding a zone change for the following property:

11.2 ACRES BETWEEN AVE Q. & AVE R. NORTH 9<sup>TH</sup> AND NORTH 11<sup>TH</sup> LAMESA ALLIANCE PROJECT: APPLICANT IS REQUESTING A SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK (M-1) FOR USE AS SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK.

from zoning District R-1 to Zoning District SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK (M-1) located between AVE Q & AVE R NORTH 9<sup>TH</sup> AND NORTH 11<sup>TH</sup> STREET LAMESA, TEXAS upon recommendation of The Planning and Zoning Commission in **CASE NO. PZ 18-10** for use as SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK.

**PUBLIC HEARING**

The Mayor will ask if anyone wishes to speak regarding the request for changing the zoning designation from Zoning District R-1 to Zoning District SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK (M-1).

No one spoke. There being no person wishing to speak, the public hearing was closed.

The Public hearing started at 6:00 p.m. and closed at 6:09 p.m.

**REQUEST FOR ZONE CHANGE 11.2 ACRES BETWEEN AVE Q. AND AVE R. AND NORTH 11<sup>TH</sup>:** City Council to consider approving an Ordinance on First reading approving a zone change for the following property:

11.2 ACRES BETWEEN AVE Q. & AVE R. NORTH 9<sup>TH</sup> AND NORTH 11<sup>TH</sup> LAMESA ALLIANCE PROJECT: APPLICANT IS REQUESTING A SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK (M-1) FOR USE AS SPECIFIC USE PERMIT FOR MANUFACTURED HOME PARK.



**APPROVAL OF LEASE OF CATERPILLAR 232D SKID STEER LOADER AS OF OCTOBER 1, 2018 FROM WARREN CAT:** City Council to consider approving a three-year lease of a Caterpillar 232D skid steer loader from Warren CAT for the Streets Department as of October 1, 2018. (*City Manager and Parks and Street/Supervisor*)

Motion by Council Member Gonzales to approve a three year lease of a Caterpillar 232D skid steer loader from Warren CAT for the Streets Department as of October 1, 2018. Motion seconded by Council Member Jason Moreno and upon being put to a vote the motion passed.

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

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

**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 the 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 16, 2018 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 18, 2018.

ATTEST:

APPROVED:

\_\_\_\_\_  
Betty Conde  
City Secretary

\_\_\_\_\_  
Josh Stevens  
Mayor