



CITY COUNCIL AGENDA

NOTICE IS GIVEN THAT THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, WILL MEET IN A SPECIAL CALL MEETING AT 5:30 P.M. ON TUESDAY, MAY 14, 2019, 601 SOUTH FIRST STREET, FOR THE PURPOSE OF CONSIDERING AND TAKING OFFICIAL ACTION ON THE FOLLOWING ITEMS:

- 1. CALL TO ORDER:**
- 2. INVOCATION:**
- 3. CANVASS CITY SPECIAL ELECTION RETURNS AND DECLARING WINNER OF ELECTION:** Canvass of votes and tabulation of the returns for the May 4, 2019 City Special Election, passing a Resolution declaring winner.
 - a. Dore Evan Rodriguez, District 4
- 4. OATH OF OFFICE - NEWLY ELECTED COUNCIL MEMBER:** The city attorney to administer Oath of Office to the newly-elected Council Member from the May 4, 2019 City Special Election. *(City Attorney)*
- 5. OATH OF OFFICE – MAYOR:** The city attorney to administer Oath of Office to the Mayor of the City of Lamesa. *(City Attorney)*
- 6. ELECTION OF MAYOR PRO-TEM:** The City Council to elect a Mayor Pro-tem for a one-year term of office.
- 7. OATH OF OFFICE - MAYOR PRO-TEM:** The city attorney to administer the oath of office to the newly elected Mayor Pro-Tem. *(City Attorney)*
- 8. AWARD CITY’S LAND LEASE TO SECOND BIDDER:** City Council to award bid to Benny Flowers, the second bidder for lease of City farmland up to 150 acres of land for the Wastewater Department. Said contract farming to include the raising of alfalfa crops on City owned land, utilizing City supplied effluent water on a crop schedule to be determined by the City. This action comes after the first bidder asked to drop out of the contract awarded to him several months ago. *(City Manager & Finance Director)*
- 9. ADJOURNMENT:** *The next regularly scheduled meeting of the City Council of Lamesa will be May 21, 2019 at 5:30 P.M.*

CLOSED MEETINGS

The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

PUBLIC PARTICIPATION

The meeting will be held pursuant to the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551). Discussion and actions are limited to the agenda items listed above. Persons desiring to address the City Council or express their opinion about a particular item on this agenda should notify the City Secretary before the meeting. Persons desiring to present other business or discuss matters not on this agenda should submit a request in writing to the City Secretary by the end of business hours on the Wednesday before the next meeting in order to be considered for inclusion on that agenda.

MEETING ACCESSIBILITY

Upon request, auxiliary aids and services will be provided to an individual with a disability in order to allow them to effectively participate in the city council meeting. Those requesting auxiliary aids or services should notify the contact person listed below at least twenty-four hours prior to the meeting by mail, telephone or RELAY Texas (1-800-735-2989)

Contact: Betty Conde at 806-872-4322

✉ 601 South First Street, Lamesa, Texas 79331

Telephone - (806) 872-4322

7 Fax - (806) 872-4338

CERTIFICATION OF NOTICE



I certify this agenda was posted at the City Hall, 601 South First Street, Lamesa, Texas at **4:45 p.m., May 10th, 2019**, in accordance with Chapter 551.041 of the Government Code.

Betty Conde, City Secretary

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEMS: 1 & 2

1. **CALL TO ORDER:** *Announcement by the Mayor.* “This meeting is being held in accordance with the provisions of the Texas Open Meetings Act (Govt. Code, Chapter 551). Discussion and actions are limited to the agenda items as posted. Persons desiring to address the City Council or express their opinion about a particular item on this agenda should complete a request at this time. Persons desiring to present other business or discuss matters not on this agenda should submit a request in writing to the City Secretary in order to be considered for inclusion on the agenda of the next meeting. A quorum being present as evidenced by the presence of ____ members of the City Council, this meeting is hereby called to order.”

The following members are present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member District 1 Mayor Pro-tem
MARIE A. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3
VACANT	Council Member - District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member – District 6

City Staff members present at the meeting:

SHAWNA D. BURKHART	City Manager
BETTY CONDE	City Secretary
RUSSELL CASSELBERRY	Attorney

Members of the press present at the meeting:

Members of the public present at the meeting:

2. **INVOCATION:**
AND PLEDGE OF ALLEGIANCE.



City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 3

SUBJECT: **CANVASS CITY'S SPECIAL ELECTION RETURNS AND DECLARING WINNER**

PROCEEDING: Resolution

SUBMITTED BY: City Staff

EXHIBITS: Resolution

AUTHORITY: *State Law; Chapter 32, Election Code*

SUMMARY STATEMENT

Canvass of votes and tabulation of the returns for the May 4, 2019 City Special Election, passing a resolution declaring winner.

a. Dore Evan Rodriguez, District 4

COUNCIL ACTION

The council tabulated the returns from the May 4, 2019 City Special Election, and the following votes were cast:

	Early Voting		Regular Voting		Total Votes	% of Total Votes
<u>Council Member District 4</u>						
Rob Parker	6		11		17	6%
Lydia Aguila	17		53		70	26%
Dore Evan Rodriguez	128	50		178		67%
Total Votes in District 4	151		114		265	
Registered Voters in District 4					975	

Motion by Council Member _____ to pass a resolution canvassing the returns of the May 4, 2019 City of Lamesa Special Election. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

As per the state election code, the returns from the election must be tabulated and canvassed not earlier than the third day or later than the eleventh day after election day.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 4

SUBJECT: OATH OF OFFICE - NEWLY ELECTED COUNCIL MEMBER
PROCEEDING: State Law; Election Code Ch. 67.016, 67.016(f) and 145.003, City Charter; Article IV, Section 8
SUBMITTED BY: City Staff

SUMMARY STATEMENT

The city attorney to administer Oath of Office to the newly-elected Council Member from the May 4, 2019 City Special Election.

OATH OF OFFICE

I, DORE EVAN RODRIGUEZ 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.

CITY MANAGER'S MEMORANDUM

The Council Member for District 4 will be sworn in.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 5

SUBJECT: OATH OF OFFICE - MAYOR
PROCEEDING: State Law; Election Code Ch. 67.016, 67.016(f) and 145.003, City Charter; Article IV, Section 8
SUBMITTED BY: City Staff

SUMMARY STATEMENT

The city attorney to administer Oath of Office to the Mayor of the City of Lamesa.

OATH OF OFFICE

I, JOSH STEVENS DO SOLEMNLY SWEAR THAT I WILL FAITHFULLY EXECUTE THE DUTIES OF THE OFFICE OF MAYOR 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.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 6

SUBJECT: ELECTION OF MAYOR PRO-TEM

PROCEEDING: *Elect for one-year term*

SUBMITTED BY: City Staff

EXHIBITS:

AUTHORITY: *City Charter; Article IV, Section 11*

SUMMARY STATEMENT

The city council to elect a mayor pro-tem for a one-year term of office.

COUNCIL ACTION

Nominations for the office of Mayor Pro-Tem were called for by Mayor Stevens.

_____ was nominated for the office of Mayor Pro-Tem by Council Member _____;
then

_____ was nominated for the office of Mayor Pro-Tem by Council Member _____,

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

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

Upon a call for votes for the office of Mayor Pro-Tem, the following votes were cast: for
_____; _____ votes, for _____; _____ votes. _____ receiving
a majority of the votes cast _____ was declared elected as Mayor Pro-Tem.

CITY MANAGER'S MEMORANDUM

The Mayor will preside on this item. The floor should be opened for nominations
(**NOMINATIONS DO NOT need a second**).

IF ONLY ONE NOMINATION IS MADE then there should be motion that nominations cease and
the person who was nominated be elected by acclamation; the motion **DOES** require a second
and then should be voted on.

IF MORE THAN ONE NOMINATION IS MADE then there should be a motion that nominations
cease, that motion seconded and voted on; then the Mayor shall call for those voting for each
person nominated, tally the votes and announce the totals. Each council member may vote
only once, and a nominee must receive at least four votes in order to be elected.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 7

SUBJECT: OATH OF OFFICE - MAYOR PRO-TEM
PROCEEDING: Swearing in of newly elected Mayor-Pro Tem
SUBMITTED BY: City Staff
EXHIBITS: Oath of Office
AUTHORITY: *City Charter; Article IV, Section 8*

SUMMARY STATEMENT

The city attorney to administer the oath of office to the newly elected mayor pro-tem.

OATH OF OFFICE

I, _____ DO SOLEMNLY SWEAR THAT I WILL FAITHFULLY EXECUTE THE DUTIES OF THE OFFICE OF MAYOR 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.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 8

SUBJECT: AWARD CITY'S LAND LEASE TO SECOND BIDDER
SUBMITTED BY: City Staff
EXHIBITS:
AUTHORITY: State Law; Local Government Code, Sec. 252.001 et seq.

SUMMARY STATEMENT

City Council to award bid to Benny Flowers, the second bidder for lease of City farmland up to 150 acres of land for the Wastewater Department. Said contract farming to include the raising of alfalfa crops on City owned land, utilizing City supplied effluent water on a crop schedule to be determined by the City. This action comes after the first bidder asked to drop out of the contract awarded to him several months ago.

COUNCIL ACTION

DISCUSSION: _____

Motion by Council Member _____ to award bid to Benny Flowers the second bidder for lease of City farmland up to 150 acres of land for the Wastewater Department. Said contract farming to include the raising of alfalfa crops on City owned land, utilizing City supplied effluent water on a crop schedule to be determined by the City. Motion seconded by Council Member _____ and upon being put to a vote the motion _____.

VOTING: "AYE" _____ "NAY" _____ "ABSTAIN" _____

CITY MANAGER'S MEMORANDUM

Recommend approval.

City Council Agenda

City of Lamesa, Texas

DATE OF MEETING: MAY 14, 2019

AGENDA ITEM: 9

ADJOURNMENT: Announcement by the Mayor - "The next regularly scheduled meeting of the City Council of the City of Lamesa will be **May 21, 2019** at 5:30 P.M."