

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

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

May 21, 2019

On this the 21st day of May 2019, 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 4 City Council Members were present:

JOSH STEVENS	Mayor ABSENT
BRANT STEWART	Council Member – District 1 ABSENT
MARIE. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3
DORE EVAN RODRIGUEZ	COUNCIL MEMBER District 4 ABSENT
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	CITY ATTORNEY

Members of the press present at the meeting:

Herrel Hallmark

Members of the public present at the meeting:

Dale Alwan	Ron Smith	Luis Rodriguez
Seve Sisneros	Travis Christo	Jeremy Dearing
Mike Lopez	Larry Duyck	Sashia Bergstein
Wayne Chapman	Sandy Trevino	Ida Rodriguez
Robert Ramirez	Jose Angel Guitierrez Sr	

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 meeting held on March 19, 2019.
- b. **BILLS FOR MARCH 2019:** Approval of the bills paid by the City of Lamesa for the months of March, 2019.

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

VOTING: "AYE" 4 "NAY" "ABSTAIN"

LETTER OF ENGAGEMENT FOR AUDIT SERVICES FOR FY 2019-2020: City Council to consider approving the letter of engagement for Audit Services with Bolinger, Segars, Gilbert & Moss, L.L.P. for Fiscal Year 2019 / 2020.

Motion by Council Member Gonzales to approve the letter of engagement for Audit Services with Bolinger, Segars, Moss, L.L.P. for Fiscal Year 2019/2020. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

STATE OF TEXAS AGREEMENT FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF CONTINUOUS HIGHWAY LIGHTING SYSTEMS WITHIN A MUNICIPALITY FOR IMPROVEMENTS TO US 180 LIMITS: WEAVER RD. TO US 87 AND SH 137 LIMITS: US 180 TO S. 15TH: City Council to consider approving agreement with TxDOT to allow construction and accept maintenance operation of continuous highway lighting systems within Lamesa as it pertains to improvement to US 80 limits: Weaver Rd. to US 87 and SH 137 limits: US 180 to S. 15th St.

Passed on agenda item #5 will present on June 18, 2019 the next scheduled regular City Council meeting.

ANNEXATION - (RON SMITH): Consider passing an Ordinance on Second Reading annexing the following tract in accordance with State Law, on proposed annexation by the City of Lamesa, Texas of the following described property to-wit;

That the hereinafter described land is less than one-half mile in width; is contiguous and adjacent to the City of Lamesa, Dawson County, Texas; and is vacant and without residents or has fewer than three (3) qualified resident voters and as such is subject to annexation into the city limits of the City of Lamesa, Texas.

That the land sought to be annexed and made a part of the City of Lamesa, Dawson County, Texas, is all of that land located in Section 72, Block 35, T-6-N, T. & P. Ry. Co. Survey, in Dawson County, Texas, which is described on Exhibit A attached hereto and incorporated herein by reference for all purposes.

That the said RONALD D. SMITH, authorized representative of Smith Wealth Real Estate, is the owner of the land sought to be annexed into the City of Lamesa, Dawson County, Texas.

That the use of said land is intended for use as permitted in areas of the City zoned R-3 (Multi-family) and the Petitioners request that said land be annexed into the City of Lamesa as land zoned R-3 (Multi-family).

Motion by Council Member Moreno to pass an Ordinance on Second reading annexing the following tract in accordance with State Law, on proposed annexation by the City of Lamesa, Texas. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on Second reading approving specific use permit for the following property:

CASE NO. P&Z 19-3: To consider the petition of DANNY & KAREN COLDIRON and JOSE ANGEL GUTIERREZ SR. 1017 N 18th STREET LAMESA, TEXAS 79331 of the following property

LOTS 3-4 BLK 13 LEE ADDN the city of Lamesa, Dawson County, Texas

located at 406 S. 7TH STREET LAMESA, TEXAS 79331 FOR A SPECIFIC USE PERMIT FOR THE PLACEMENT OF A MANUFACTURED HOME IN AN R1 DISTRICT.

Motion by Council Member Gonzales to consider approving an Ordinance on Second reading approving specific use permit. Motion seconded by Council Member Moreno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

REQUEST FOR ZONE CHANGE: City Council to consider approving an Ordinance on Second reading approving zone change for the following property:

CASE NO. P&Z 19-4: To consider the petition of BRANDON BOSS, 2755 MORGANTOWN ROAD, JUSTICEBURG, TEXAS 79330 to change the zoning of the following property:

ALL OF LOTS 4-6 AND 8-9 BLK29 AND TRS OF BLK 28 APPX
400 X 600 OF THE O T ADDITION IN the City of Lamesa, Dawson
County, Texas

located at 211 S. LYNN, LAMESA, TEXAS 79331 from zoning district R-1
to zoning district I-2 for building a 40' x 85' shop for oilfield use.

Motion by Council Member Gonzales to consider approving an Ordinance on Second reading approving zone change for the following property. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on Second reading approving specific use permit for the following property:

CASE NO. P&Z 19-5: To consider the petition of 5 BERG HOLDINGS LLC., PO BOX 2724, LUBBOCK, TEXAS 79408 of the following property:

LOTS 3 BLOCK 12 OF THE JN WASTON the City of Lamesa,
Dawson County, Texas

located at 715 S. LYNN, LAMESA, TEXAS 79331, be changed from I-2 to
I-2 WITH A SPECIFIC USEPERMIT TO PLACE A MANUFACTURED
HOME ON PROPERTY TO BE USED FOR OFFICE SPACE AND TO
HOUSE A NIGHT WATCHMAN.

Motion by Council Member Moreno to consider approving an Ordinance on Second reading approving specific use permit. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

REQUEST FOR ZONE CHANGE: City Council to consider approving an Ordinance on Second reading approving zone change for the following property:

CASE NO. P&Z 19-6: To consider the petition of RONALD SMITH, 4713 EAGLE FEATHER DR., AUSTIN, TEXAS 78735 to change the zoning of the following property:

ALL OF LOTS BLOCKS 7,8,9 & 10 OF THE FORREST HILLS
ADDITTION of the City of Lamesa, Dawson County, Texas

located at **NORTH 9TH STREET TO NORTH 12TH STREET BETWEEN NORTH AVE R AND NORTH AVE S AND NORTH 11TH STREET TO NORTH 12TH STREET, BETWEEN NORTH AVE Q AND NORTH AVE R** from zoning district **R-1** to zoning district **R-3** as **APPLICANT IS REQUESTING TO BUILD MULTI-FAMILY, 3 STORY UNITS.**

Motion by Council Member Gonzales to consider approving an Ordinance on Second reading approving zone change for the following property. Motion seconded by Council Member Moreno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

BUDGET AMENDMENT V: Consider amending Ordinance O-14-18 on Second reading with respect to October 1, 2018.

Motion by Council Member Moreno to consider amending Ordinance No.O-14-18 on Second reading with respect to October 1, 2018. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

RESOLUTION TO APPROVE USE OF COUNTY RIGHT-OF-WAY FOR CONSTRUCTING AND OPERATING MUNICIPAL POTABLE WATER LINE: City Council to approve Interlocal Agreement with Dawson County that allows the City of Lamesa to construct and operate a municipal potable water line within the confines of County Road K starting at SH 137 north of Lamesa, Texas and continuing north for 2.5 miles.

Motion by Council Member Gonzales to approve Interlocal Agreement with Dawson County that allows the City of Lamesa to construct and operate a municipal potable water line within the confines of County Road K starting at SH 137 north of Lamesa,

Texas and continuing north for 2.5 miles. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

RATIFICATION OF EMERGENCY ELEVATOR PURCHASE FOR CITY HALL: City Council to consider ratification of emergency elevator purchase for City Hall / Police Department.

Motion by Council Member Gonzales to consider ratification of emergency elevator purchase for City Hall / Police Department. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

BUDGET AMENDMENT VI: Consider amending Ordinance O-14-18 on First reading with respect to October 1, 2018.

Motion by Council Member Moreno to consider amending Ordinance No.O-14-18 on First reading with respect to October 1, 2018. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" "ABSTAIN"

CITY STAFF REPORTS:

- a. **PARKS, STREETS, SANITATION/LANDFILL REPORT:** 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.

- a. Update on Water in Region by TWDB Well Information Report

MAYORS REPORT: Mayor to report on current activities and to answer questions from City Council.

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be June 4, 2019 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 May 21, 2019.

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor