

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

**MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:**

**June 18, 2019**

On this the 18th day of June 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 6 City Council Members were present:

JOSH STEVENS	Mayor
BRANT STEWART	Council Member – District 1
MARIE. BRISENO	Council Member – District 2
RICK MORENO	Council Member – District 3
DORE EVAN RODRIGUEZ	COUNCIL MEMBER District 4
BOBBY G. GONZALES	Council Member – District 5
DOUG MORRIS	Council Member/District 6/Mayor Pro-tem(Absent)

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:

Don Nicolini	Stacy Morris	Dale Alwan	Sandy Trevino
Dave Buchholz	Sandra Adams	Scott Bradley	Wayne Chapman
Scott Stone	Deedra Cope	Bob Henderson	Dionicio Garza
Robert Ramirez	Irma Ramirez	Larry Duyck	

**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 May 21, 2019.
- b. **BILLS FOR MAY 2019:** Approval of the bills paid by the City of Lamesa for the month of May, 2019.

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

**VOTING:**                      "AYE" 6                      "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. 15<sup>TH</sup>:** 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 180 limits: Weaver Rd. to US 87 and SH 137 limits: US 180 to S. 15<sup>th</sup> St. *(City Manager)*

Motion by Council Member Gonzales to approve 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. 15<sup>th</sup> St. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

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

**RESOLUTION SUPPORTING THE DESIGNATION OF AN EXTENSION OF INTERSTATE 27 AS A FUTURE INTERSTATE IN TEXAS:** City Council to consider approving a Resolution supporting the designation of an extension of Interstate 27 as a future Interstate in Texas. *(City Manager)*

Motion by Council Member Stewart to approve a Resolution supporting the designation of an extension of Interstate 27 as a future Interstate in Texas. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

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

**DISCUSSION AND ACTION REGARDING TAX INCREMENT FINANCING AND TAX INCREMENT REINVESTMENT ZONE:** City Council to consider approval of creation of Tax Increment Financing and Tax Increment Reinvestment Zone. *(EDC Director)*

Motion by Council Member Gonzales to approve of creation of Tax Increment Financing and Tax Increment Reinvestment Zone. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**DISCUSSION STREETS-SEAL COAT:** City Council to discuss Seal Coating from Ave G to N. 4<sup>th</sup> to N. 22<sup>nd</sup> and crack sealing by City Council District.

Streets Director reported on Seal Coating from Ave G to N.4<sup>th</sup> to N.22<sup>nd</sup>

**2019 SUSTEEN COMMUNITY OUTREACH MOBILE FORENSICS GRANT:** City Council to consider this grant to set up law enforcement agencies to acquire much needed Mobile Forensics Software for their departments.

Motion by Council Member Gonzales to consider grant to set up law enforcement agencies to acquire much needed Mobile Forensics Software for the detection and reporting of evidence by acquiring, analyzing physical images from cell phones. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**BUDGET AMENDMENT VI:** Consider amending Ordinance O-14-18 on Second reading with respect to October 1, 2018. *(City Manager & Finance Director)*

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

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

**Ord. No. R-12-19**

**Ord. Book. 13**

**Page 23**

**TEMPORARILY SUSPEND RESIDENTIAL BUILDING PERMIT FEES AND PROVIDE A WAIVER FORM EXPLAINING H.B. 852 AND STATING THAT THE CITY WILL PROCESS PERMITS BUT NOT ISSUE THEM UNTIL A NEW FEE SCHEDULE IS ADOPTED.** City Council to consider temporarily suspending Residential Building Permit fees and provide a waiver form explaining H.B. 852 and stating that the city will process permits but not issue them until a new fee schedule is adopted. *(City Manager)*

Motion by Council Member Gonzales to consider temporarily suspending Residential Building Permit fees and provide a waiver form explaining H.B. 852 and stating that the city will process permits but not issue them until a new fee schedule is adopted. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

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

**PUBLIC HEARING ON REQUEST FOR ZONE CHANGE:** Public hearing regarding a zone change request for the following property:

**CASE NO. P&Z 19-7:** To consider the petition of LAMESA BUTANE, 501 S. LYNN AVE, LAMESA, TEXAS 79331 to change the zone of the following property:  
**All of Lots 1, 2, 3 and 4, and the North 10 feet of Lot 5, Block 1, of the J.N. Watson Subdivision of Lots 4, 5, 6, 7, 8 and 9, Block 1, of the Watson Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 1, Page 12, of the Plat Records of Dawson County, Texas, AND that certain 2.24 acre tract of land described in Deed recorded in Volume 480, Page 633, of the Deed Records of Dawson County, Texas, being all of Lots 1, 2, 3, 10, 11 and 12, Block 1, and Lots 1, 2 and 3, Block 6, J.N. Watson Addition to the Town of Lamesa, Dawson County, Texas as per Plat recorded in Volume 11, Page 335, of the Deed Records of Dawson County, Texas, and the portions of South 5<sup>th</sup> Street, South Akron Avenue and Alleyways abandoned by Ordinance adopted by the Commissioners' Court of Dawson County, recorded in Volume 1, Page 248, Commissioners Court Minutes, Dawson County, Texas, SAVE AND EXCEPT the South 400 feet of the West 30 feet of said 2.24 acre tract as described in Volume 481, Page 3, of the Deed Records of Dawson County, Texas.**

located at 501 S. LYNN AVE, LAMESA, TEXAS 79331 from zoning district R-1 to zoning district I-2 for ADDITION TO COMMERCIAL PROPERTY DUE TO EXPANSION OF BUSINESS. *(Building Official)*

The public hearing started at 6:27p.m. and ended at 6:28p.m. No one spoke.

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

**CASE NO. P&Z 19-7:** To consider the petition of LAMESA BUTANE, 501 S. LYNN AVE, LAMESA, TEXAS 79331 to change the zone of the following property:

**All of Lots 1, 2, 3 and 4, and the North 10 feet of Lot 5, Block 1, of the J.N. Watson Subdivision of Lots 4, 5, 6, 7, 8 and 9, Block 1, of the Watson Addition to the Town of Lamesa, Dawson County, Texas, as per Plat recorded in Volume 1, Page 12, of the Plat Records of Dawson County, Texas, AND that certain 2.24 acre tract of land described in Deed recorded in Volume 480, Page 633, of the**

**Deed Records of Dawson County, Texas, being all of Lots 1, 2, 3, 10, 11 and 12, Block 1, and Lots 1, 2 and 3, Block 6, J.N. Watson Addition to the Town of Lamesa, Dawson County, Texas as per Plat recorded in Volume 11, Page 335, of the Deed Records of Dawson County, Texas, and the portions of South 5<sup>th</sup> Street, South Akron Avenue and Alleyways abandoned by Ordinance adopted by the Commissioners' Court of Dawson County, recorded in Volume 1, Page 248, Commissioners Court Minutes, Dawson County, Texas, SAVE AND EXCEPT the South 400 feet of the West 30 feet of said 2.24 acre tract as described in Volume 481, Page 3, of the Deed Records of Dawson County, Texas.**

located at 501 S. LYNN AVE, LAMESA, TEXAS 79331 from zoning district R-1 to zoning district I-2 for ADDITION TO COMMERCIAL PROPERTY DUE TO EXPANSION OF BUSINESS. *(Building Official)*

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

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

**CITY STAFF REPORTS:**

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

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

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

**MAYOR'S REPORT:** Mayor to report on future plans and goals.

**EXECUTIVE SESSION:** Council to consider convening into closed executive session regarding Deliberation regarding economic development negotiations (Government Code. 551.087) and Deliberation regarding real property (Government Code 551.072). No action will be taken in closed session. The Council will reconvene into open session after the completion of the executive session. *(EDC Director)*

- a. South 13<sup>th</sup> and 14<sup>th</sup> Street between South East Detroit and South East Elgin of the Hollis Addition (The old ballfield across from the Head-start)

Motion by Council Member Stewart to convene in closed executive session in accordance with the provisions of the Texas Open Meetings for the deliberation regarding economic development negotiations and deliberations regarding real property. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:

"AYE" 6

"NAY"

"ABSTAIN"

**ADJOURNMENT:** *The next regularly scheduled meetings of the City Council of the City of Lamesa will be July 2, 2019 at 5:30 P.M.*

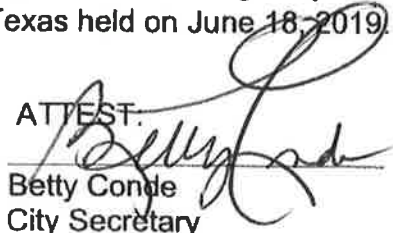
**REGULARLY CALLED MEETINGS FOR BUDGET & USDA DEADLINES**

- July 2, 2019 (Tuesday) Regular Council Meeting (Canceled)
- July 15, 2019 (Monday) Regular Council Meeting – Budget Workshop #1
- July 16, 2019 (Tuesday) Regular Council Meeting – Budget Workshop #2
- August 6, 2019 (Tuesday) Regular Council Meeting – Present Certified Tax Roll, Effective Tax Rate, Rollback Rate and Set Proposed Tax Rate with **Record Vote** and Set Public Hearing Dates
- August 20, 2019 (Tuesday) Regular Council Meeting
- August 22, 2019 (Thursday) Regular Council Meeting – Public Hearing on Budget and 1<sup>st</sup> Reading of Budget Ordinance with **Record Vote** and 1<sup>st</sup> Public Hearing on Tax Rate
- August 27, 2019 (Tuesday) Regular Council Meeting – 2<sup>nd</sup> Reading of Budget Ordinance with **Record Vote**, 2<sup>nd</sup> Public Hearing on Tax Rate,
- September 3, 2019 (Tuesday) Regular Council Meeting – Ratify Tax Rate Reflected in the Budget, 1<sup>st</sup> Reading of Ordinances for Tax Rate with **Record Vote** (I&S, M&O and Total)
- September 10, 2019 (Tuesday) Regular Council Meeting – 2<sup>nd</sup> Reading of Ordinance for Tax Rate with **Record Vote** (I&S, M&O and Total)
- September 17, 2019 (Tuesday) Regular Council Meeting to be canceled

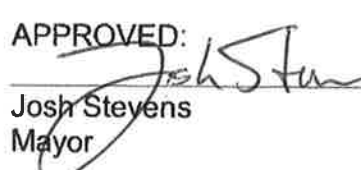
**Note: Record vote requires a super majority of City Council to pass these specific ordinances. A super majority is 5 of 7.**

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 June 18, 2019.

ATTEST:

  
Betty Conde  
City Secretary

APPROVED:

  
Josh Stevens  
Mayor