

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

MINUTES OF THE CITY COUNCIL SPECIAL CALLED MEETING:

September 10, 2019

On this the 10th day of September 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 5 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 (ABSENT)
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:

Russel Skiles

Members of the public present at the meeting:

Kay Howard	Bryan Stevens	Holly Holder	Larry Duyck
Mike Lopez	Dale Alwan	Wayne Chapman	Sandy Trevino
Robert Ramirez	Dionicio Garza		

INVOCATION: Bobby Gonzales

WASTEWATER TREATMENT PLANT AND LIFTSTATION ENGINEERING SERVICES CONTRACT: City Council to approve an Engineering Services Contract with Parkhill, Smith and Cooper for Wastewater Treatment Plant repairs and construction of new N. 22nd & Chicago Drive lift station. *(City Manager)*

Motion by Council Member Stewart to approve an Engineering Services Contract with Parkhill, Smith and Cooper for Wastewater Treatment Plant repairs and construction of new N. 22nd & Chicago Drive lift station. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" 1 "ABSTAIN"

CALL FOR BIDS FOR TDA CDBG 2018 WATER LINE PROJECT – N. E. 4TH STREET, and HARTFORD AND ALTERNATES: City Council to call for bids for the 2018 TDA CDBG Water Line Project on N. E. 4th Street, and Hartford and alternates for S. 2ND Street. *(City Manager)*

Motion by Council Member Gonzales to call for bids for the 2018 TDA CDBG Water Line Project on N. E. 4th Street, and Hartford and alternates for S. 2ND Street. Motion seconded by Council Member Briseno and upon being put to a vote the motion passed.

VOTING: "AYE" 4 "NAY" 1 "ABSTAIN"

PUBLIC HEARING - NUISANCE PROPERTY REMOVAL OR DEMOLITION: Public hearing to determine whether buildings located at the following location:

LEGAL DESCRIPTION: W20'OF THE 65' OF THE S65' OF LOT 3, 85 X 140, BLOCK 8 OF THE ELWANDA HEIGHTS ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1205 North 12th Street, LAMESA, TX 79331
PARCEL ID: 15257

are vacant and dangerous and constitute a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa; and if such buildings are found to be so dilapidated, damaged or decayed as to be beyond repair, to consider passing resolution ordering the demolition of said buildings. *(City Manager & City Inspector)*

Mike Lopez-City Inspector spoke on the property located at 1205 North 12th Street. The public hearing started at 6:00 p.m. and ended at 6:01 p.m. no one from the public spoke.

NUISANCE PROPERTY REMOVAL OR DEMOLITION: Consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure, which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. *(City Manager & City Inspector)*

LEGAL DESCRIPTION: W20'OF THE 65' OF THE S65' OF LOT 3, 85 X 140, BLOCK 8 OF THE ELWANDA HEIGHTS ADDITION TO THE CITY OF LAMESA, DAWSON COUNTY, TEXAS

SITUS: 1205 North 12th Street, LAMESA, TX 79331
PARCEL ID: 15257

Motion by Council Member Morris to consider passing a resolution finding the structure located on the above property to be uninhabitable, deteriorated, dangerous, and a substandard structure which constitutes a public nuisance within the terms of the Substandard Building Ordinance of the City of Lamesa and ordering the removal or demolition of such substandard structure. Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

Res. No. R-29-19

Ord. Book No. 13

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DEMOLITION REPORT PROCESS - 407 S. AVE K: City Council to approve the demolition process for the property located at 407 S Ave K, Lamesa TX 79331 Texas Communities Group, LLC certifies that parcel R1796 described as

The North half (N/2) of Lots (7) and (8) in Block Eighteen (18) of the College Addition to the City of Lamesa, Dawson County Texas

and located at 407 S Ave K, Lamesa, TX 79331 is ready for demolition. *(City Manager)*

Motion by Council Member Stewart to approve the demolition process located at 407 S Ave K. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

DEMOLITION REPORT PROCESS – 502 S. 7TH STREET: City Council to approve the demolition process for the property located at 502 S. 7th Street, Lamesa TX 79331 Texas Communities Group, LLC certifies that parcel R3276 described as

Lot Twelve (12) in Block Fourteen (14) of the Lee Addition to the City of Lamesa, Dawson County Texas

and located at 502 S. 7th Street, Lamesa, TX 79331 is ready for demolition. (*City Manager*)

Motion by Council Member Gonzales to approve the demolition process located at 502 S. 7th Street. Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

VOTING: "AYE" 5 "NAY" "ABSTAIN"

AD VALOREM TAX RATE – 2019 (DEBT SERVICE TAX RATE): Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on second reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue required to pay Debt Service at a rate of **\$0.0000** per hundred dollar assessed valuation for Fiscal Year beginning October 1, 2019 and ending September 30, 2020 (*City Manager*)

Motion by Council Member Stewart must be stated as;

"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO PAY DEBT SERVICE AT A RATE OF \$0.0000 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020."

Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed. **RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS**

VOTING	"AYE" 5	"NAY"	"ABSTAIN"
Josh Stevens	√		
Brant Stewart	√		
Marie A. Briseno	√		
Rick Moreno			
Dore Evan Rodriquez			
Bobby Gonzales	√		
Douglas Morris	√		

AD VALOREM TAX RATE – 2019 (MAINTENANCE AND OPERATION TAX RATE):
 Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on second reading an ordinance establishing the ad valorem tax rate which will raise the amount of revenue needed to fund Maintenance and Operation expenditures at a rate of **\$0.834607** for Fiscal Year beginning October 1, 2019, and ending September 30, 2020.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17. {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

Motion by Council Member Gonzales must be stated as: **"I MOVE THAT THE CITY ESTABLISH THE AD VALOREM TAX RATE WHICH WILL RAISE THE AMOUNT OF REVENUE REQUIRED TO FUND MAINTENANCE AND OPERATION EXPENDITURES AT A RATE OF \$0.834607 PER HUNDRED DOLLARS ASSESSED VALUATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020.**

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

Motion seconded by Council Member Morris and upon being put to a vote the motion passed.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE" 4	"NAY" 1	"ABSTAIN"
Josh Stevens	<u>√</u>	_____	_____
Brant Stewart	<u>√</u>	_____	_____
Marie A. Briseno	_____	<u>√</u>	_____
Rick Moreno	_____	_____	_____
DORE EVAN RODRIQUEZ	_____	_____	_____
BOBBY GONZALES	<u>√</u>	_____	_____
Douglas Morris	<u>√</u>	_____	_____
Ord. No. O-21-19	Ord. Book 13		Page 69

AD VALOREM TAX RATE – 2019: Consider establishing an ad valorem tax rate for Fiscal Year 2019-2020 by passing on second reading an ordinance establishing the ad valorem tax rate of \$0.834607 per hundred dollar assessed valuation for the Fiscal Year beginning October 1, 2019 and ending September 30, 2020, and adopting the provisions of Section 31.05 of the State Property Tax Code to provide for discounts under certain conditions. (*City Manager*)

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17. {Section 26.05(b)1(A&B) OF THE PROPERTY TAX CODE}.

THIS BUDGET WILL RAISE LESS REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$-2,465, WHICH IS A -0.10 PERCENT DECREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$14.

Motion by Council Member Morris must be stated as; **"I MOVE THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.834607, WHICH IS EFFECTIVELY A 3.69 PERCENT INCREASE IN THE TAX RATE.**

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$34.17.

City of Lamesa ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE."

Motion seconded by Council Member Stewart and upon being put to a vote the motion passed.

RECORD VOTE REQUIRED: VOTE BY SHOW OF HANDS

VOTING	"AYE" 4	"NAY" 1	"ABSTAIN"
Josh Stevens	<u>√</u>	_____	_____
Brant Stewart	<u>√</u>	_____	_____
Marie A. Briseno	_____	<u>√</u>	_____
Rick Moreno	_____	_____	_____
DORE EVAN RODRIQUEZ	_____	_____	_____
BOBBY GONZALES	<u>√</u>	_____	_____
Douglas Morris	<u>√</u>	_____	_____

Ord No. O-22-19

Ord. Book 13

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AUTHORIZE WARRANTS - GENERAL OPERATIONS: Consider passing resolution authorizing the issuance of interest-bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year.

Motion by Council Member Stewart to pass a resolution authorizing the issuance of interest-bearing warrants, payable from the anticipated collections of the current fiscal year, not to exceed five hundred thousand dollars (\$500,000.00), to be used where funds are necessary and needed to meet current expenses of the city for the current fiscal year. Motion seconded by Council Member Gonzales and upon being put to a vote the motion passed.

VOTING:	"AYE" 5	"NAY"	"ABSTAIN"
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APPROVAL TO APPLY FOR TXDOT RAMP GRANT FUNDING: City Council to consider approving the Lamesa Municipal Airport Board to apply for TxDOT RAMP Grant funding for up to \$50,000 (no grant match required from the City). *(John Farris)*

Motion by Council Member Gonzales to approve the Lamesa Municipal Airport to apply for TxDOT RAMP Grant funding for up to \$50,000. Motion seconded by Council Member Morris and upon being put to a vote the motion passed

VOTING:	"AYE" 5	"NAY"	"ABSTAIN"
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CITY MANAGER REPORT: City Manager to report on current activities and answer questions from City Council.

Announced the launch of the new website

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 September 17, 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 September 10, 2019.

ATTEST:


Betty Conde
City Secretary

APPROVED:


Josh Stevens
Mayor