

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

MINUTES OF THE CITY COUNCIL REGULARLY SCHEDULED MEETING:

March 15, 2022

On this the 15th day of March 2022, 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
MORGAN VERMILLION	Council Member – District 1
FRED VERA	Council Member – District 2 MAYOR PRO-TEM(ABSENT)
GLORIA V. RODRIGUEZ	Council Member – District 3 (ABSENT)
DANNY JACOBS	Council Member - District 4
BOBBY G. GONZALES	Council Member – District 5
VACANT	Council Member – District 6

City staff members present at the meeting:

JOE HINES	CITY MANAGER
BETTY CONDE	CITY SECRETARY
RUSSELL CASSELBERRY	CITY ATTORNEY

Members of the press present at the meeting:

Mary Elizabeth

Members of the public present at the meeting:

Robert Ramirez		
Larry Duyck	Leticia Dimas	Holly Holder
Brian Beck	Norma Garcia	Wayne Chapman
Sandy Trevino	Tanner Best	Leonard Nail
Josh Peterson	Alan Holly	Kay Howard

Jan Torres	Morgan Verette	Carter T. Schildknecht
Melissa Cazares	Leigh Hogg	Kathy Reeves
Thomas & Vicki Lenhart	Will Dugger	Steve Post
Terry Bryant	Xandi Perez	Robin Wiley
Zehia Ramirez	Jonathan H	Delores Cobos
Victor Dimas	David B Cavasos III	

INVOCATION: Josh Stevens

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 February 15, 2022.
- b. **BILLS FOR FEBRUARY 2022:** Approval of the bills paid by the City of Lamesa for the month of February, 2022.

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

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

PROCLAMATION: Child Abuse Awareness and Prevention Month, April 2022. *(City Manager)*

Mayor read the proclamation.

DISCUSSION REGARDING THE PLACEMENT OF SIGNS OR MATERIALS ON CITY RIGHT - OF - WAY: City Council to discuss the placement of signs or materials on city right -of- way. *(City Manager)*

Child Abuse Awareness pinwheels will be placed on North Y Intersection (Welcome to Lamesa)

Melissa Cazares, Leigh Hogg & Kathy Reeves spoke

OPEN AND AWARD BIDS FOR CONSTRUCTION OF THE CITY OF LAMESA, BRYAN AVENUE UTILITY REPLACEMENT PROJECT: City Council to open and award bid for the construction of the City of Lamesa, Bryan Avenue Utility Replacement project to be reviewed by City Staff and City Engineer. *(City Manager, Finance Director and Mr. Holly Holder, City Engineer (Parkhill Smith & Cooper)).*

RESOLUTION APPOINTING ELECTION OFFICIALS FOR THE CITY OF LAMESA SPECIAL ELECTION TO BE HELD ON MAY 7, 2022: Consider passing resolution appointing a presiding judge and alternate judge for the 2022 City Special Election and a presiding judge for the Early Voting Ballot Board; clerks for early balloting; and to provide for compensation of services for the 2022 City Elections to be held on May 7, 2022. *(City Secretary)*

Motion by Council Member Morgan Vermillion to pass a resolution appointing a presiding judge and alternate judge for the 2022 City Special Election to be held on May 7, 2022. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

"DISCUSS AND TAKE ACTION TO ADOPT A RESOLUTION AWARDED AN ADMINISTRATION CONTRACT RELATED TO THE AMERICAN RESCUE PLAN": City Council to consider, discuss and take action to adopt a resolution awarding administration contract related to the American Rescue Plan. *(City Manager)*

Motion by Council Member Danny Jacobs to adopt a resolution awarding Public Management administration contract related to the American Rescue Plan. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

"DISCUSS AND TAKE ACTION TO ADOPT A RESOLUTION AWARDED AN ENGINEERING CONTRACT RELATED TO THE AMERICAN RESCUE PLAN": City Council to consider, discuss and take action to adopt a resolution awarding Engineering contract related to the American Rescue Plan. *(City Manager)*

Will not award but recognize the bid, met the requirements

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC ALLIANCE PROJECT AND TOOT 'N TOTUM FOOD STORES, LLC: City Council to consider passing a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT 'N TOTUM FOOD STORES, LLC. *(EDC Director)*

Motion by Council Member Bobby Gonzales to pass a resolution approving an economic incentive and performance agreement between Lamesa Economic Alliance Project and TOOT 'N TOTUM FOOD STORES, LLC.

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

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAMESA, TEXAS, APPROVING AN ECONOMIC INCENTIVE AND PERFORMANCE AGREEMENT BETWEEN LAMESA ECONOMIC DEVELOPMENT CORPORATION AND RYAN OWENS DOING BUSINESS AS RYNO RECYCLE: City Council to consider passing a resolution approving an economic incentive and performance agreement between Lamesa Economic Development Corporation and Ryan Owens doing business as Ryno Recycle. *(EDC Director)*

Motion by Council Member Bobby Gonzales to pass a resolution approving an economic incentive and performance agreement between Lamesa Economic Development Corporation and Ryan Owens doing business as Ryno Recycle. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

AN ORDINANCE GRANTING TO RYAN OWENS DOING BUSINESS AS RYNO RECYCLE THE RIGHT AND CONSENT FOR THE USE OF ITS PRESENT AND FUTURE STREETS AND ALLEYS IN SAID CITY UNDER REGULATIONS AND RESTRICTIONS AS STATED THEREIN AND PROVIDING THAT THE SAID CITY SHALL RECEIVE AN ANNUAL PAYMENT FOR SAME: City Council to consider passing an ordinance on first reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. *(City Manager)*

Motion by Council Member Morgan Vermillion to pass an ordinance on first reading granting Ryan Owens doing business as Ryno Recycle the right and consent for the use of its present and future streets and alleys in said city under regulations and restrictions as stated therein and providing that the said city shall receive an annual payment for same. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

A RESOLUTION OF THE CITY OF LAMESA, TEXAS, APPROVING THE SALE OF REAL PROPERTY LOCATED IN THE CITY OF LAMESA BY THE ECONOMIC DEVELOPMENT COPORATION TO BEAR OILFIELD SERVICES, LLC.: City Council to consider passing a resolution of the sale of real property by the Economic Development Corporation to Bear Oilfield Services, LLC. (*EDC Director*)

Motion by Council Member Bobby Gonzales to consider approving a resolution of the sale of real property by the Economic Development Corporation to Bear Oilfield Services, LLC.. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

ORDINANCE TO AMENDING CHAPTER 2 ENTITLED "ANIMAL CONTROL" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA , TEXAS: City Council to approve an Ordinance on second reading amending Chapter 2 entitled "Animal Control" of the Code of Ordinances of the City of Lamesa, Texas. (*Chief Josh Peterson*)

Motion by Council Member Bobby Gonzales to approve an Ordinance on second reading amending Chapter 2 entitled "Animal Control" of the Code of Ordinances of the City of Lamesa, Texas. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

BUDGET AMENDMENT I: City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from the sale of trust properties through the Texas Communities Group (City Manager & Finance Director)*

Motion by Council Member Danny Jacobs to amend Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and

ending September 30, 2022. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

BUDGET AMENDMENT II: City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds from Texas Municipal League Insurance for storm damage on City facilities (City Manager & Finance Director)*

Motion by Council Member Bobby Gonzales to amend Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed

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

BUDGET AMENDMENT III: City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. *This budget amendment reflects the proceeds for damage to gas line at 816 N.12th (City Manager & Finance Director)*

Motion by Council Member Morgan Vermillion to consider City Council to consider amending Ordinance O-22-21 on second reading with respect to the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. Motion seconded by Council Member Bobby 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: E 52' of Lot 8 & W 1' OF Lot 7 Block 3 Chicago Heights Addition to the City of Lamesa, Dawson County, Texas located at 214 N 22nd Place for a Dog Grooming Business. *(Building Official)*

Passed

PUBLIC HEARING ON REQUEST FOR SPECIFIC USE PERMIT: Public hearing to consider the petition of Claudia Cortez 708 S. Ave S. Lamesa, Texas 79331 of the following property: All of Lot 17 of the Meador Addition to the City of Lamesa, Dawson County, Texas located at 202 Raleigh Circle for use as a rental property for a Manufactured Home. *(Building Official)*

No speakers

REQUEST FOR SPECIFIC USE PERMIT: City Council to consider approving an Ordinance on First reading approving specific use permit for the following property: All of Lot 17 of the Meador Addition to the City of Lamesa, Dawson County, Texas located at 202 Raleigh Circle for use as a rental property for a Manufactured Home *(Building Official)*

Motion by Council Member Bobby Gonzales to approve an Ordinance on first reading for a specific use permit for Claudia Cortez 202 Raleigh Circle for use as a rental property for a Manufactured Home. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

CITY STAFF REPORTS:

- a. **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 current activities and to answer questions from City Council.

EXECUTIVE SESSION: Consider convening into closed Executive Session with the City Council of the City of Lamesa, Texas for the following:

Sec. 551.071, Texas Government Code: Consultation with Attorney regarding contemplated litigation under the provisions of the Texas Open Meetings Act).

Sec. 551.074, Texas Government Code: "Personnel Matters; CLOSED MEETING. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Motion by Council Member Bobby Gonzales to convene in closed executive session in accordance with the provisions of the Texas Open Meetings Act. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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

APPOINTMENT - LAMESA ECONOMIC DEVELOPMENT CORPORATION BOARD MEMBER: Consider appointing _____ to the Lamesa Economic Development Corporation Board for a two (2) year term ending on December 2023. *(EDC Director)*

Motion by Council Member Bobby Gonzales to appoint Terry Bryant to the Lamesa Economic Development Corporation Board for a two (2) year term ending on December 2023. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

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


APPOINTMENT - LAMESA ECONOMIC ALLIANCE PROJECT BOARD Consider appointing _____ to the Lamesa Economic Alliance Project for a two (2) year term ending on December 2023. *(EDC Director)*

Motion by Council Member Morgan Vermillion to appoint Terry Bryant to the Lamesa Economic Alliance Project for a two (2) year term ending on December 2023.. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

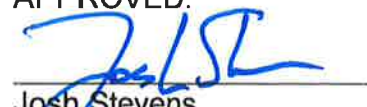
VOTING: "AYE" 4 "NAY" "ABSTAIN"

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be April 19, 2022 at 5:30 P.M.*

ATTEST:


Betty Conde
City Secretary

APPROVED:


Josh Stevens
Mayor