

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

**MINUTES OF THE CITY COUNCIL REGULARLY SCHEDULED MEETING:**

**April 18, 2023**

On this the 18th day of April 2023, 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 7 City Council Members were present:

JOSH STEVENS	Mayor
MORGAN VERMILLION	Council Member – District 1
FRED VERA	Council Member – District 2
GLORIA V. RODRIGUEZ	Council Member – District 3 Mayor Pro Tem
DANNY JACOBS	Council Member - District 4
BOBBY G. GONZALES	Council Member – District 5
RUDY SAUSEDA JR.	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:

Wayne Chapman	Robert Ramirez	Holly Holder	Sarah Morales
Josh Peterson	Irma Ramirez	Brian Beck	Larry Duyck
Michael Holder	Andrew Barker	Leticia Dimas	Gloria Salinas
Larry Duyck	Norma Garcia	Mike Johnson	Wally Garza

**INVOCATION:** Josh Stevens

**CONSENT AGENDA:** All consent agenda items listed are 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 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.

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

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**CRMWA UPDATE:** City Council to hear the information that was shared with all of Cities Right of Way acquisitions that would require to build the new CRMWA II pipeline. *(City Manager)*

*City Manager spoke*

**AN ORDINANCE DECLARING UNOPPOSED CANDIDATES IN THE MAY 6, 2023, GENERAL CITY ELECTION, ELECTED TO OFFICE; CANCELING THE ELECTION IN DISTRICT TWO (2), AND DISTRICT SIX (6) PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE:** City Council to Consider passing an ordinance on second reading declaring unopposed candidates in the May 6, 2023 General City Election elected to office; canceling the election in District 2 and District 6 providing a severability clause: and providing an effective date. *(City Secretary)*

Motion by Council Member Bobby Gonzalea to pass an ordinance on second reading declaring unopposed candidates in the May 6, 2023, General City Election elected to office; canceling the election in District 2 and District 6 providing a severability clause: and providing an effective date.

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

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**CONSIDER PASSING AN ORDINANCE CLOSING, ABANDONING AND VACATING AN ALLEY IN THE CITY OF LAMESA:** City Council to consider passing an Ordinance on second reading to close, abandon and vacate the alley running through Block 6, of the Lindsey Addition to The Town of Lamesa, Dawson County, Texas. (*City Manager & City Attorney*)

Motion by Council Member Morgan Vermillion to pass an Ordinance on second reading to close, abandon and vacate that portion of the alley through Block 6 of the Lindsey Addition to the town of Lamesa, Dawson County, Texas. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

"AYE" 7

"NAY"

"ABSTAIN"

**ORDINANCE TO AMENDING CHAPTER 5 ENTITLED "FIRE PREVENTION AND PROTECTION" OF THE CODE OF ORDINANCES OF THE CITY OF LAMESA, TEXAS:** City Council to consider passing an Ordinance on second reading amending Chapter 5 entitled "Fire Prevention and Protection" of the Code of Ordinances of the City of Lamesa, Texas. (*Chief Larry Duyck*)

Motion by Council Member Morgan Vermillion to pass an Ordinance on second reading amending Chapter 5 entitled "Fire Prevention and Protection" of the Code of Ordinances of the City of Lamesa, Texas. Motion seconded by Council Member Rudy Sauseda and upon being put to a vote the motion passed.

**VOTING:**

"AYE" 7

"NAY"

"ABSTAIN"

**BUDGET AMENDMENT II:** City Council to consider amending Ordinance O-18-22 on second reading with respect to the budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023. (*This budget amendment is to cover the cost of the City's portion of the Airport Project.*) (*City Manager & Finance Director*)

Motion by Council Member Bobby Gonzales to amend Ordinance O-18-22 on second reading with respect to the budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

**VOTING:**

"AYE" 7

"NAY"

"ABSTAIN"

**BUDGET AMENDMENT III:** City Council to consider amending Ordinance O-18-22 on first reading with respect to the budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023. *(This budget amendment is for thirteen Lenova Laptops purchased with the Seizure Account. (City Manager & Finance Director)*

Motion by Council Member Danny Jacobs to amend Ordinance O-18-22 on first reading with respect to the budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**BUDGET AMENDMENT IV:** City Council to consider amending Ordinance O-18-22 on first reading with respect to the budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023. *(This budget amendment is to make up the difference between the escrow balance (\$299,477.89 - \$264,221.44) and the new cost of the New Garbage Truck. (City Manager & Finance Director)*

Motion by Council Member Morgan Vermillion to amend Ordinance O-18-22 on first reading with respect to the budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**RESOLUTION AUTHORIZING FINANCING AGREEMENT WITH GOVERNMENT CAPITAL CORPORATION:** City Council to consider authorization of financing agreement with Government Capital Corporation. *(City Manager, Finance Director, and City Attorney)*

Motion by Council Member Morgan Vermillion to authorize of financing agreement with Government Capital Corporation. Motion seconded by Council Member Bobby Gonzales and upon being put to a vote the motion passed.

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**RESOLUTION CANCELLING THAT AGREEMENT DATED APRIL 20, 1995, BETWEEN THE CITY OF LAMESA AND DANNY HOBSON:** City council to consider cancelling that agreement dated April 20, 1995, between the City of Lamesa and Danny Hobson. *(City Manager)*

Motion by Council Member Bobby Gonzales to approve a resolution cancelling an agreement passed on April 20, 1995, between the City of Lamesa and Danny Hobson.

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

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**CALL FOR BIDS - EXCAVATION AND LINING OF CELL 5-** : City Council to consider requesting bids for the construction of, the following Project, Excavation and Lining of Cell 5 at the City of Lamesa Municipal Solid Waste Landfill. *(City Manager)*

Motion by Council Member Bobby Gonzales to approve the request and advertising for bids for the Excavation and Lining of Cell 5 at the City of Lamesa Municipal Solid Waste Landfill. Motion seconded by Council Member Gloria Rodriguez and upon being put to a vote the motion passed.

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**LEASE OF GRASSHOPPER MOWERS FOR THE LAMESA PARKS DEPARTMENT:** City Council to consider approving a Lease Agreement for Grasshopper Mowers for the Lamesa Parks Department. *(Parks & Streets Director)*

Motion by Council Member Danny Jacobs to approve a Lease Agreement for Grasshopper Mowers for the Lamesa Parks Department. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

**VOTING:**                    "AYE" 7                    "NAY"                    "ABSTAIN"

**PUBLIC HEARING ON REQUEST FOR SPECIFIC USE PERMIT:** Public hearing to consider the petition of Gloria Salinas, 804 SE 1<sup>st</sup> Place, Lamesa, Texas 79331 of the following property: Lot 1, Block 16, Compton Addition to the City of Lamesa, Dawson County, Texas to allow for the operation of a Residential Cooking Business. *(Building Official)*

*Public Hearing opened @ 6:10 and closed @ 6:12*

*No one from the public spoke.*

**REQUEST FOR SPECIFIC USE PERMIT:** City Council to consider passing an Ordinance on First reading approving specific use permit for the following property: Lot 1, Block 16 Compton Addition to the City of Lamesa, Dawson County, Texas located at located at 804 SE 1<sup>st</sup> Place to allow the operation of a Residential Cooking Business. *(Building Official)*

Motion by Council Member Bobby Gonzales to pass an Ordinance on first reading allowing a Specific Use Permit located at 804 SE 1<sup>st</sup> Place for use as a Residential Cooking Business for the following property: Lot 1, Block 16, of the Compton Addition to the City of Lamesa, Dawson County, Texas. Motion seconded by Council Member Gloria Rodriguez and upon being put to a vote the motion passed.

**VOTING:**                      "AYE" 7                      "NAY"                      "ABSTAIN"

**CITY STAFF REPORTS:**

- a. **POLICE CHIEF REPORT:** Police Chief to report on the city's recent events.
- b. **FIRE CHIEF REPORT:** Fire Chief to report on the city's recent events.
- c. **UTILITIES DIRECTOR REPORT:** Utilities Director to report on the city's recent events.
- d. **LEDC/LEAP QUARTERLY REPORT:** Mona Ferguson, EDC Director to present LEDC/LEAP Quarterly Report to City Council. (*EDC Director*)

**INVESTMENT REPORT:** Finance Director to report on the city's investments for the second quarter of FY 2022-2023.

**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.

**MAYOR'S REPORT:** Mayor to report on future events.

**. EXECUTIVE SESSION:** Council to consider convening into closed executive session regarding:

**Sec. 551.072.** to deliberate the purchase, exchange, lease, or value of real property

**Sec. 551.074** Texas Government Code: "to discuss personnel matters, the appointment, employment, evaluation, or reassignment.

Motion by Council Member organ Vermillion to enter into executive session. Motion seconded by Council Member Bobby Gonzales and upon being put to a vote the motion passed.

**VOTING:**                      "AYE" 7                      "NAY"                      "ABSTAIN"

**ADJOURNMENT:** *The next regularly scheduled meeting of the City Council of the City of Lamesa will be May 16, 2023, at 5:30 P.M.*

ATTEST:

APPROVED:

Betty Conde  
City Secretary

  
Josh Stevens  
Mayor