

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

MINUTES OF THE CITY COUNCIL REGULARLY SCHEDULED MEETING:

March 21, 2023

On this the 21st day of March 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 6 City Council Members were present:

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|---------------------|---|
| JOSH STEVENS | Mayor (ABSENT) |
| 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 SAUSED JR. | Council Member – District 6 |

City staff members present at the meeting:

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|---------------------|-------------------------|
| JOE HINES | CITY MANAGER |
| BETTY CONDE | CITY SECRETARY (ABSENT) |
| 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 | |
| Josh Peterson | Irma Ramirez | Brian Beck |
| Larry Duyck | Norma Garcia | Dionicio Garza |
| Leticia Dimas | Wally Garza | |

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 January 17, 2023.
- b. **BILLS FOR JANUARY AND FEBRUARY 2023:** Approval of the bills paid by the City of Lamesa for the month of January and February, 2023.

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

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

PROCLAMATION: Child Abuse Awareness and Prevention Month, April 2023. *(City Manager)*

DISCUSSION AND ACTION 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 *at the "Y" on US 87. (City Manager)*

Motion by Council Member Danny Jacobs to approve the public display in honor of National Child Abuse Awareness Month located on the city right-of-way ("Y" on US 87). Motion seconded by Council Member Rudy Sauseda and upon being put to a vote the motion passed

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

APPOINTMENT - LAMESA MUNICIPAL AIRPORT Consider appointing Hutch Hawkins to the Lamesa-Municipal Airport Board, for a three (3) year term ending on December 2025 *(City Appointee)*.

Motion by Council Member Bobby Gonzales to appoint Hutch Hawkins to the Lamesa Municipal Airport Board, for a three (3) year term ending on December 2025. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

"AYE" 7 "NAY" "ABSTAIN"

APPOINTMENTS TO CHAIRMAN: City Council to consider appointing a chairman to the following Boards. *(City Staff)*

Motion by Council Member Rudy Sauseda to appoint the following

Richard Leonard to the Zoning Board of Adjustment and Planning and Zoning Commission, Ken Wiley to the Electrical Board and Ronnie Payton to the Plumbing, Gas & Mechanical Advisory and Appeals Board. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed

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

BUDGET AMENDMENT I: 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 reflects the proceeds from Texas Municipal League Insurance Claim #PR146724 Day Care Center Flooring (City Manager & Finance Director)*

Motion by Council Member Morgan Vermillion 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. Motion seconded by Council Member Danny Jacobs 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 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 cover the cost of the City's portion of the Airport Project.) (City Manager & Finance Director)*

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

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

CONSIDERATION AND POSSIBLE ACTION APPROVING A RESOLUTION AUTHORIZING REFUNDING OF CANADIAN RIVER MUNICIPAL WATER AUTHORITY SUBORDINATE LIEN CONTRACT REVENUE REFUNDING BONDS, SERIES 2014 (CONJUNCTIVE USE GROUNDWATER SUPPLY PROJECT): City Council to consider passing a Resolution authorizing refunding of Canadian River Municipal Authority Subordinate Lien Contract Revenue Bonds, Series 2014 (Conjunctive use groundwater supply) *(City Manager)*

Motion by Council Member Morgan Vermillion to pass a Resolution authorizing refunding of Canadian River Municipal Authority Subordinate Lien Contract Revenue Bonds, Series 2014 (Conjunctive use groundwater supply project). Motion seconded by Council Member Bobby Gonzales and upon being put to a vote the motion passed.

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

RESOLUTION TO ADOPT THE AGREEMENT ENTITLED TEXAS OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET: City Council to consider adopting the resolution and approve the Texas Term sheet in its entirety. *(City Manager)*

Motion by Council Member Bobby Gonzales to adopting the resolution and approve the Texas Term Sheet in its entirety. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

CONSIDER AND TAKE ACTION TO APPROVE THE SALE OF REAL PROPERTY BY THE ECONOMIC DEVELOPMENT CORPORATION TO BEAR OILFIELD SERVICES, LLC.: City Council to consider approving the 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 the resolution of the sale of real property by the Economic Development Corporation to Bear Oilfield Services, LLC. Motion seconded by Council Member Danny Jacobs 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 first 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 Rudy Sauseda to consider passing an Ordinance on first 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 Morgan Vermilion and upon being put to a vote the motion passed.

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

RESOLUTION AMENDING CERTAIN SECTIONS OF THE PERSONNEL POLICY OF THE CITY OF LAMESA, TEXAS: City Council to consider passing a Resolution approving amending certain sections of the Personnel Policy of the City of Lamesa, Texas. *(Personnel Director)*

Motion by Council Member Morgan Vermilion to approve a Resolution amending certain sections of the Personnel Policy of the City of Lamesa, Texas. Motion seconded by Council Member Bobby Gonzales and upon being put to a vote the motion passed

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

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 first 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 Gonzales to pass an ordinance on first reading declaring unopposed candidates in the May 6, 2023, General Election, elected to office, canceling the election in District 2, and District 6. Motion seconded by Council Member Danny Jacobs and upon being put to a vote the motion passed.

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

RESOLUTION APPOINTING ELECTION OFFICIALS FOR THE CITY OF LAMESA GENERAL ELECTION TO BE HELD ON MAY 6, 2023: Consider passing resolution appointing a presiding judge and alternate judge for the 2023 City General Election and a presiding judge for the Early Voting Ballot Board; clerks for early balloting; and to provide for compensation of services for the 2023 City Elections to be held on May 6, 2023. *(City Secretary)*

Motion by Council Member Rudy Sauseda to pass a resolution appointing a presiding judge and alternate judge for the 2023 City General Election to be held on May 6, 2023. Motion seconded by Council Member Morgan Vermillion and upon being put to a vote the motion passed.

VOTING: "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 approve an Ordinance on first 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 Bobby Gonzales to approve an Ordinance on first 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 Danny Jacobs and upon being put to a vote the motion passed.

VOTING: "AYE" 7 "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.

ADJOURNMENT: *The next regularly scheduled meetings of the City Council of the City of Lamesa will be April 18, 2023, at 5:30 P.M.*

ATTEST:

Betty Conde
City Secretary

APPROVED:

Josh Stevens
Mayor