

August 12, 2019

On this the 12<sup>th</sup> day of August, 2019 at 6:30 pm the City Council of the City of Friona, Texas, convened in regular session at the regular meeting place thereof, in the Friona City Council Chambers, 619 Main Street, the meeting being open to the public and notice of said meeting having been given as prescribed by Chapter 551 of the Government Code, with the members being present and in attendance, to wit:

Ricky White, Mayor  
Bruce Fleming, Alderman  
Greg Lewellen, Alderman  
Brent Loflin, Alderman  
Alan Monroe, Alderman  
Jeff Stowers, Alderman  
Leander Davila, City Manager

Others present included: Rosa Mendez, City Secretary  
Clint Mears, Friona Star Editor  
Chief Jimenez, Friona Police Department  
Glendel Jones, Citizen  
David Essex, Xcel Energy Community Relations Manager  
Michael Villa, Citizen  
Gazi Ayyad, Contract Representative-Occidental Carbon Solutions (OXY)  
Chief Jim Taylor, Friona Volunteer Fire Department

Mayor White called the meeting to order.

**ITEM 1 ROLL CALL**

The Mayor called roll and announced that a quorum was present.

**ITEM 2 INVOCATION AND PLEDGE OF ALLEGIANCE.**

Alderman Lewellen gave the Invocation and the Mayor led the Pledge of Allegiance to the United States Flag.

**ITEM 3 HEAR PUBLIC COMMENTS.**

Mr. Glendel Jones addressed the council about the issues on the North side of James Street. He would like to see a culvert put in place. City Manager Davila contacted TXDOT about Mr. Jones request. Mr. Jones would also like to see the sewer rates reduced.

**REGULAR HEARINGS:**

**ITEM 4            CONSIDER AND TAKE ACTION ON APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING JULY 16, 2019**

There was change in the minutes. Andrew Aguirre's position with the police department was incorrect.

**MOTION**            A motion was made by Alderman Lewellen to approve the minutes of the Regular City Council Meeting of July 16, 2019. The second to the motion was made by Alderman Loflin. The City Council approved the minutes with a vote of 5/0.

**ITEM 5            DISCUSS REPORT FROM PARMER COUNTY APPRAISAL DISTRICT REGARDING THE 2019 EFFECTIVE TAX RATE AND CONSIDER AND TAKE ACTION ON THE PROPOSED 2019 TAX RATE AND SETTING DATES FOR REQUIRED PUBLIC HEARINGS IF NEEDED**

**MOTION**            A motion was made by Alderman Lewellen that the property tax rate be increased by the adoption of a tax rate of \$0.689400/\$100 valuation; with a debt service rate of \$0.2054 and M&O rate of \$0.4840. This rate is an increase of 3% per \$100 valuation than the effective tax rate of \$0.669400. It was agreed to set the two Public Hearings on August 23<sup>rd</sup> at 8:00 a.m. and the second meeting August 30<sup>th</sup> at 8:00 a.m. and adopt the proposed tax rate at the Regular City Council Meeting September 9<sup>th</sup> at 6:30 p.m. The second to the motion was made by Alderman Monroe. Alderman Stowers, Alderman Fleming and Alderman Loflin voted yes. The motion carried with a unanimous vote of 5/0.

**ITEM 6            CONSIDER AND TAKE ACTION ON RESOLUTION NO. 19.08.12 NOMINATING MEMBERS TO THE BOARD OF DIRECTORS FOR THE PARMER COUNTY APPRAISAL DISTRICT**

**MOTION**            Upon a motion by Alderman Fleming and a second from Alderman Loflin, Resolution No. 19.08.12 was approved nominating Alan Monroe and Mitchell Smiley to the Board of Directors for the Parmer County Appraisal District. The motion passed with a unanimous vote of 5/0.

**ITEM 7            HEAR DEPARTMENTAL REPORTS FROM THE FRIONA POLICE DEPARTMENT REGARDING BUDGET, EXPENSES, PERSONNEL, AND UPCOMING ACTIVITIES AND EVENTS**

Chief Jimenez informed the city council that the police department had a total of 290 calls for service in July. There were 7 arrests in July.

**ITEM 8            HEAR DEPARTMENTAL REPORTS FROM THE FRIONA VOLUNTEER FIRE DEPARTMENT REGARDING BUDGET, EXPENSES, PERSONNEL, AND UPCOMING ACTIVITIES, EVENTS, AND THE STATUS OF GRANT SUBMISSIONS AND USING COUNTY SUBSIDY MONEY TO PAY FOR A NEW FIRE TRUCK**

Chief Taylor informed the city council that the fire department would like to use their \$20,000 subsidy from the 2018-2019 fiscal year to reduce the principle amount for a new fire truck.

**ITEM 9            CONSIDER AND TAKE ACTION ON A SURVEY PERMIT REQUEST FROM OXY (OCCIDENTAL PETROLEUM CORPORATION) FOR PROPERTY LOCATED AT TOWNSHIP 1-4, LOT E/2 OF SEC 20, ACRES 160.0 FOR AN UPCOMING CARBON DIOXIDE PIPELINE PROJECT SCHEDULED FOR EARLY FALL 2019**

**MOTION**        Alderman Monroe made the motion to approve a survey request from OXY (Occidental Petroleum Corporation) for property located at Township 1-4, Lot E/2 of Sec 20, Acres 160.0 for an upcoming Carbon Dioxide Pipeline Project scheduled for early Fall 2019. The second to the motion was made by Alderman Lewellen and the motion passed with a unanimous vote of 5/0.

**ITEM 10          CONSIDER AND TAKE ACTION ON RESOLUTION NO. 19.08.12A DENYING THE APPLICATION OF SOUTHWESTERN PUBLIC SERVICE COMPANY FOR APPROVAL OF ITS STATEMENT OF INTENT AND APPLICATION FOR AUTHORITY TO CHANGE RATES**

David Essex, Community Relations Manager, was present to answer any questions from council members.

**MOTION**        The motion was made by Alderman Fleming to approve Resolution No. 19.08.12A denying the application of Southwestern Public Service Company for approval of its statement of intent and application for authority to change rates. The second to the motion was made by Alderman Stowers and the motion was passed by a vote of 5/0.

**ITEM 11          CONSIDER AND TAKE ACTION ON APPROVAL OF THE JULY 2019 ACCOUNTS PAYABLE**

City Manager Davila reviewed Accounts Payable with the City Council.

**MOTION**        A motion was made by Alderman Loflin to approve the July 2019 Accounts Payable. The second to the motion was made by Alderman Monroe and the motion passed with the unanimous vote 5/0 of the City Council.

**ITEM 12          CONSIDER AND TAKE ACTION ON APPROVAL OF THE JULY 2019 FINANCIAL STATEMENT**

**MOTION**        Alderman Fleming made the motion to approve the July 2019 Financial Statement. The second to the motion was made by Alderman Lewellen and the motion passed with the unanimous vote of 5/0 of the City Council.

**ITEM 13      CONSIDER AND TAKE ACTION ON APPROVAL TO RENEW THE CONTRACT WITH REPUBLIC SERVICES FOR SOLID WASTE COLLECTIONS WITH A 2.5% RATE INCREASE**

**MOTION**      No action needed.

**ITEM 14      CONSIDER DISCUSS AND TAKE ACTION ON COUNCIL BUDGET WORKSHOP TUESDAY SEPTEMBER 3<sup>rd</sup> OR WEDNESDAY, SEPTEMBER 4<sup>TH</sup> OR THURSDAY SEPTEMBER 5<sup>TH</sup>, 2019**

**MOTION**      A motion was made by Alderman Lewellen to meet on September 5<sup>th</sup>, 2019 at 6:00 p.m. for the Budget Workshop. The second to the motion was made by Alderman Fleming and the motion passed with a vote of 5/0 of the city council.

**ITEM 15      BRIEFING ON A FUTURE ORDINANCE PROPOSAL TO AMEND THE FRIONA CODE OF ORDINANCES, CHAPTER 4, "BUSINESSES REGULATIONS", BY ADDING ARTICLE 4.500, "GARAGE SALES", TO HELP REGULATE, SET REQUIREMENTS AND PROVIDE A PENALTY FOR GARAGE SALES**

City Manager Davila presented a draft ordinance of garage sales and his community outreach timeline to gather feedback from the public. A final garage sale ordinance will be presented to the city council at a later date.

**EXECUTIVE SESSION:**

The Mayor announced that the City Council would close into executive session at 7:45 p.m. The audience was asked to leave and only the Mayor, City Council, City Manager, and City Secretary remained.

**ITEM 16      CITY COUNCIL WILL CONVENE INTO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SUBCHAPTER D, SECTION 551.074 (DELIBERATION REGARDING PERSONNEL MATTERS): DISCUSSION OF HIRING OF A LIBRARY DIRECTOR**

**ITEM 17      ANNUAL EVALUATION OF THE CITY MANAGER, INCLUDING DISCUSSION REGARDING EMPLOYMENT STATUS OF THE CITY MANAGER, INCLUDING SALARY, BENEFITS, DISCIPLINE, TERMINATION, PROMOTION, AND/OR RECLASSIFICATION. (AUTHORIZED BY TEXAS GOVERNMENT CODE, SUBCHAPTER D, SECTION 551.074 PERSONNEL)**

Mayor White opened into the regular meeting at 8:25 p.m.

**REGULAR HEARING:**

**ITEM 18 RECONVENE INTO REGULAR SESSION AND CONSIDER ACTION, IF ANY, ON ITEM 16 DISCUSSED IN EXECUTIVE SESSION**

No action needed.

**ITEM 19 RECONVENE INTO REGULAR SESSION AND CONSIDER ACTION, IF ANY, ON ITEM 17 DISCUSSED IN EXECUTIVE SESSION**

No action needed.

**ITEM 20 ADJOURNMENT**

With no further business at hand, the meeting adjourned at 8:26 p.m.

APPROVED:

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Ricky White, Mayor

ATTEST:

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Rosa Mendez, City Secretary