

March 20, 2023

On this the 20th day of March, 2023 at 6:30 p.m. 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:

Greg Lewellen, Mayor
Alan Monroe, Mayor Pro Tem
Bruce Fleming, Council Member
Brent Loflin, Council Member
Esmeralda Mills, Council Member
Cindy Moreno, Council Member
Leander Davila, City Manager

Others present included: Clint Mears, Friona Star, Editor
Alex Guerrero, Panhandle Regional Planning Commission (PRPC)
Adolfo Garcia, High Plains Civil Engineers
Maria Mendoza, Citizen
Mariza Licerio, Citizen
Diego Licerio, Citizen
Adrian Legarreta, Citizen
Klair Stowers, Desert Nomad
Desiree Rangel, Chieftain Nutrition
Ivette Williams, Chieftain Nutrition
Gerardo Trejo, Taqueria Trejo
Andy Alexander, Bi-Wize
Steve Meek, Citizen
Sandra Busch, Assistant to the City Manager

Not present:
Rosa Mendez, City Secretary

Mayor Lewellen called the meeting to order at 6:30 p.m.

ITEM 1 ROLL CALL

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

ITEM 2 INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Lewellen gave the invocation and Council Member Bruce led the Pledge of Allegiance to the United States Flag.

ITEM 3 HEAR PUBLIC COMMENTS

There were no public comments.

ITEM 4 BUSINESS OF THE MONTH PROCLAMATIONS

Clint Mears with the Friona Star took a picture of the business of the month recipients.

ITEM 5 PROCLAMATION “DESIGNATING APRIL 2023 AS FAIR HOUSING MONTH”

REGULAR HEARING:

Mayor Lewellen went into Regular Hearing at 6:32 p.m.

ITEM 6 CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF THE FEBRUARY 13, 2023 REGULAR CITY COUNCIL MEETINGS

Council Member Fleming stated a correction was required of stating no action was taken in Item 24.

MOTION The motion was made by Mayor Pro Tem Monroe to approve the minutes of the February 13, 2023 Regular City Council Meeting. A second to the motion was made by Council Member Fleming and the motion passed with a vote of 5/0.

ITEM 7 CONSIDER AND TAKE ACTION ON RESOLUTION NO. 23.03.20 DECLARING THAT EACH CANDIDATE WHOSE NAME IS TO APPEAR ON THE BALLOT IS UNOPPOSED; THAT NO PROPOSITION APPEARS ON THE BALLOT; DECLARING THAT EACH UNOPPOSED CANDIDATE IS ELECTED TO THAT OFFICE; AND RESCINDING THE RESOLUTION CALLING FOR THE MAY 6, 2023 ELECTION

MOTION The motion was made by Council Member Moreno to approve the Resolution No. 23.03.20 declaring that each candidate whose name is to appear on the ballot is unopposed: that no proposition appears on the ballot; declaring that each unopposed candidate is elected to that office; and rescinding the resolution calling for the May 6, 2023 election. The second was made by Council Member Loflin and the motion passed with a 5/0 vote.

ITEM 8 CONSIDER AND TAKE ACTION ON RESOLUTION NO. 23.03.20A APPOINTING THE ELECTION OFFICIALS FOR THE MAY 6, 2023 FRIONA SCHOOL BOARD ELECTION AND THE PARMER COUNTY HOSPITAL DISTRICT ELECTION SETTING THE RATE OF PAY FOR THE ELECTION OFFICIALS, THE MAXIMUM NUMBER OF ELECTION CLERKS FOR THE POLLING PLACE AND DESIGNATION OF THE EARLY VOTING BALLOT BOARD

MOTION The motion was made by Council Member Fleming to approve the Resolution No. 23.03.20A appointing the election officials for the May 6, 2023 Friona School Board election and the Parmer County Hospital District election setting the rate of pay for the election officials, the maximum number of election clerks for the polling place and designation of the early voting ballot board. The second was made by Mayor Pro Tem Monroe and the motion passed with a 5/0 vote.

ITEM 9 CONSIDER AND TAKE ACTION ON APPROVAL OF A 50-YEAR WATER STUDY REPORT BY HI-PLAINS CIVIL ENGINEERS, LTD

Adolfo Garcia with High Plains Civil Engineers, LTD presented the findings for the 50-year water study.

MOTION The motion was made by Council Member Fleming to approve the 50-Year Water Study by High Plains Civil Engineers, LTD. The second to the motion was made by Council Member Loflin and the motion carried with a 5/0 vote.

ITEM 10 CONSIDER AND TAKE ACTION ON APPROVAL OF AMENDMENTS TO THE INTERLOCAL CONTRACT FOR ADMINISTRATIVE SERVICES FOR THE CITY OF FRIONA'S 2022 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT - COMMUNITY DEVELOPMENT PROJECT #CDV21-0157

Alex Guerrero approached the Council and went over details on the Interlocal Contract.

MOTION The motion was made by Mayor Pro Tem Monroe to approve of the amendments to the Interlocal Contract for Administrative Services for the City of Friona's 2022 Texas Community Development Block Grant-Community Development Project #CDV21-0157. The second to the motion was made by Council Member Moreno and the motion carried with a 5/0 vote.

ITEM 11 CONSIDER AND TAKE ACTION ON APPROVAL OF RESOLUTION NO. 23.03.20B DESIGNATING THE MAYOR AND CITY MANAGER TO ACT AS THE DESIGNATED AUTHORIZED OFFICIALS IN ORDER TO EXECUTE CONTRACTUAL AND ENVIRONMENTAL DOCUMENTS BETWEEN THE TEXAS DEPARTMENT OF AGRICULTURE AND THE CITY FOR THE 2022 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM – COMMUNITY DEVELOPMENT PROJECT; AND FOR THE MAYOR, CITY MANAGER AND CITY SECRETARY TO ACT AS AUTHORIZED SIGNATORIES TO CERTIFY THE PAYMENT REQUEST FORM REQUIRED FOR REQUESTING FUNDS APPROVED IN THE 2022 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM – COMMUNITY DEVELOPMENT PROJECT #CDV21-0157.

MOTION The motion was made by Council Member Fleming to approve the Resolution No. 23.03.20B designating the Mayor and City Manager to act as the designated authorized officials in order to execute contractual and environmental documents between the Texas Department of Agriculture and the City for the 2022 Texas Community Development Block Grant Program – Community Development Project; and for the Mayor, City Manager and City Secretary to act as authorized signatories to certify the payment request for required for requesting funds approved in the 2022 Texas Community Development Block Grant Program – Community Development Project #CDV21-0157. The second to the motion was made by Council Member Moreno and the motion carried with a 5/0 vote.

ITEM 12 CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION NO. 23.03.20C REGARDING CIVIL RIGHTS AND THE ADOPTION OF THE FOLLOWING POLICIES: EXCESSIVE FORCE POLICY; SECTION 504 POLICY AGAINST DISCRIMINATION AND GRIEVANCE PROCEDURES; CITIZEN PARTICIPATION PLAN AND GRIEVANCE PROCEDURES; CODE OF CONDUCT AND FAIR HOUSING POLICY

MOTION The motion was made by Council Member Fleming to approve Resolution No. 23.03.20C regarding Civil Rights and the adoption of the following policies: Excessive Force Policy; Section 504 Policy Against Discrimination and Grievance Procedures; Citizen Participation Plan and Grievance Procedures; Code of Conduct and Fair Housing Policy. The second to the motion was made by Council Member Loflin and the motion carried with a 5/0 vote.

ITEM 13 HEAR DEPARTMENTAL REPORT FROM THE FRIONA MUNICIPAL COURT REGARDING BUDGET, EXPENSES, PERSONNEL, AND UPCOMING EVENTS

MOTION No action was made. The Municipal Judge was not able to attend the meeting.

ITEM 14 CONSIDER AND TAKE ACTION TO APPROVE ORDINANCE NO. 23.03.20 AMENDING THE BUDGET OF THE CITY OF FRIONA, TEXAS PROVIDING FOR THE EXPENDITURE OF ADDITIONAL FUNDS FOR FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023

MOTION The motion was made by Mayor Pro Tem Monroe to approve ordinance No. 23.03.20 amending the budget of the City of Friona, Texas providing for the expenditure of additional funds for fiscal year beginning October 1, 2022 and ending September 30, 2023. The second to the motion was made by Council Member Mills and the motion carried with a 5/0 vote.

ITEM 15 CONSIDER AND TAKE ACTION ON APPROVAL OF A BID FROM A QUALIFIED VENDOR FOR THE BATHROOM REMODEL PROJECT FOR THE FRIONA COMMUNITY CENTER

MOTION Council Member Moreno recused herself from this item. The motion was made by Council Member Mills to reject a bid from a qualified vendor for the bathroom remodel project for the Friona Community Center. The second to the motion was made by Council Member Loflin and the motion carried with a 4/0 vote.

ITEM 16 CONSIDER AND TAKE ACTION ON APPROVAL OF A PROPOSAL FROM A QUALIFIED VENDOR FOR THE DAYCARE SERVICES PROJECT FOR 704 ASHLAND AVENUE, FORMERLY KNOWN AS THE GIRLS SCOUT BUILDING

Maria Mendoza and Mariza Licerio approached the Council and answered questions in regards to details on proposal they submitted.

MOTION The motion was made by Mayor Pro Tem Monroe to approve a proposal from a qualified vendor for the Daycare Services Project for Ashland Ave, formerly known as the Girl Scout Building. The second to the motion was made by Council Member Loflin and the motion carried with a 5/0 vote.

ITEM 17 CONSIDER AND TAKE ACTION AUTHORIZING THE CITY MANAGER TO SOLICIT BIDS FOR THE FRIONA DAYCARE CENTER BUILDING RENOVATION PROJECT

MOTION The motion was made by Council Member Fleming to approve the City Manager to solicit bids for the Friona Daycare Center Building Renovation Project. The second to the motion was made by Council Member Moreno and the motion carried with a 5/0 vote.

ITEM 18 CONSIDER AND TAKE ACTION ON APPROVAL OF ACCOUNTS PAYABLE FOR FEBRUARY 2023

MOTION The motion was made by Council Member Fleming to approve Accounts Payable for February 2023. The second to the motion was made by Council Member Moreno and the motion carried with a 5/0 vote.

ITEM 19 CONSIDER AND TAKE ACTION ON APPROVAL OF THE FINANCIAL STATEMENT FOR FEBRUARY 2023

MOTION The motion was made by Mayor Pro Tem Monroe to approve the Financial Statement for February 2023. The second to the motion was made by Council Member Loflin and the motion carried with a 5/0 vote.

ITEM 20 CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION NO. 23.03.20D BY THE CITY OF FRIONA, TEXAS (“CITY”) DENYING SOUTHWESTERN PUBLIC SERVICE COMPANY’S PROPOSED RATE INCREASE REQUEST IN CONNECTION WITH ITS STATEMENT OF INTENT SUBMITTED ON ABOUT FEBRUARY 8, 2023; AUTHORIZING THE CITY’S CONTINUED PARTICIPATION WITH OTHER CITIES IN THE ALLIANCE OF XCEL MUNICIPALITIES (“AXM”) AND PARTICIPATION IN RELATED RATE PROCEEDINGS; AUTHORIZING THE HIRING OF ATTORNEYS AND CONSULTANTS; REQUIRING REIMBURSEMENT OF REASONABLE LEGAL AND CONSULTANT EXPENSES; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

MOTION The motion was made by Council Member Loflin to approve the Resolution No. 23.03.20D by the City Of Friona, Texas (“City”) denying Southwestern Public Service Company’s Proposed Rate Increase Request in connection with its Statement of Intent Submitted on about February 8, 2023; Authorizing the City’s Continued Participation with other cities in The Alliance of Xcel Municipalities (“AXM”) and participation in related rate proceedings; authorizing the hiring of attorneys and consultants; requiring

reimbursement of reasonable legal and consultant expenses; finding that the meeting complies with the Open Meetings Act; making other findings and provisions related to the subject. The second to the motion was made by Mayor Pro Tem Monroe and the motion carried with a 5/0 vote.

ITEM 21 ADJOURNMENT

With no further business at hand the meeting was adjourned at 8:23 p.m.

APPROVED:

ATTEST:

Greg Lewellen, Mayor

City Manager, Leander Davila