

October 09, 2023

On this the 9th day of October, 2023 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:

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

Others present included: Sandra Busch, Assistant City Manager
Mary Gamboa, Deaf Smith County Crisis Center
Angela Gamboa, Deaf Smith County Crisis Center
Mario Moreno, citizen
Rebecca Soto, citizen

Absent: Rosa Mendez, City Secretary

Mayor Lewellen called the meeting to order at 6:30 P.M.

ITEM 1 ROLL CALL

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

ITEM 2 INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Pro Tem Monroe gave the invocation and Mayor Lewellen led the Pledge of Allegiance to the United States Flag.

ITEM 3 HEAR PUBLIC COMMENTS.

No comments from the public.

ITEM 4 PROCLAMATION – DOMESTIC VIOLENCE AWARENESS PREVENTION MONTH

Mary Gamboa and Angela Gamboa from Deaf Smith County Crisis Center accepted the proclamation and gave a brief overview of their services.

ITEM 5 PROCLAMATION – BREAST CANCER AWARENESS MONTH

No one was available to accept the Breast Cancer Awareness Month proclamation. The Mayor will award this proclamation at a later date

ITEM 6 PROCLAMATION – BULLYING PREVENTION DAY ON OCTOBER 17, 2023

Mario Moreno from Friona Elementary School accepted the proclamation and gave a brief overview of the “Be a Buddy, Not a Bully” Program.

REGULAR HEARINGS: (6:32)

ITEM 7 CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF THE SEPTEMBER 11, 2023, REGULAR CITY COUNCIL MEETING AND OF THE SEPTEMBER 22, 2023, SPECIAL CALLED MEETING

MOTION Mayor Pro Tem Monroe made the motion to approve the minutes of the September 11, 2023, Regular City Council meeting and of the September 22, 2023, Special Called meeting. Council Member Moreno made the second to the motion and the motion passed with a 5/0 unanimous vote.

ITEM 8 CONSIDER AND TAKE ACTION ON APPROVAL OF RESOLUTION NO. 23.10.09 PROVIDING FOR AUTHORIZED SIGNATURES ON BANK ACCOUNTS AND INVESTMENT ACCOUNTS AND PROVIDING AN EFFECTIVE DATE

RESOLUTION NO. 23.10.09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIONA CITY, TEXAS PROVIDING FOR AUTHORIZED SIGNATURES ON BANK ACCOUNTS AND INVESTMENT ACCOUNTS, AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council is the ultimate repository of authority for the City;
and

WHEREAS, the City Council deems it both necessary and desirable to designate certain individuals as the authorized signatories on City Bank Accounts and Investment accounts

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRIONA CITY, TEXAS:

1. Signatures. The below individuals are allowed to sign on all city banking accounts and investment accounts.

Greg Lewellen, Mayor
Alan Monroe, Mayor Pro Tem
City Manager, Leander Davila

Assistant City Manager, Sandra Busch
Pam Mercado, HR Finance
Rosa Mendez, City Secretary

2. Rescinding Prior Directives. All prior directives given by the City Council or its authorized representatives to any individuals named as authorized signatories on the City Bank and Investment Accounts are hereby rescinded and replaced with the above-cited list of individuals.

3. Checks Requiring Two Signatures. All checks issued out of the City Bank Accounts must contain two (2) signatures to execute a check, and/or authorizing Greg Lewellen, Alan Monroe, Leander Davila, Sandra Busch, Pam Mercado and Rosa Mendez as facsimile signatures.

4. Effective Date. This Resolution shall be in force and effect from and after the date of October 9, 2023 and it is accordingly so resolved.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FRIONA CITY, TEXAS this the 9th day of October 2023.

Greg Lewellen, Mayor

ATTEST:

Rosa Mendez, City Secretary

MOTION Council member Fleming made the motion to approve Resolution No. 23.10.09 providing for authorized signatures on bank accounts and investment accounts and providing an effective date. The second to the motion was made by Council member Loflin and the motion passed with a vote of 5/0.

ITEM 9 CONSIDER AND TAKE ACTION ON APPROVAL OF RESOLUTION NO. 23.10.09A DESIGNATING THE FRIONA STAR AS THE CITY'S OFFICIAL NEWSPAPER

RESOLUTION NO. 23.10.09A

A RESOLUTION OF THE CITY OF FRIONA, TEXAS DESIGNATING THE FRIONA STAR AS THE OFFICIAL NEWSPAPER FOR THE CITY OF FRIONA, TEXAS AND ESTABLISHING AN EFFECTIVE DATE OF OCTOBER 9th, 2023

WHEREAS, Chapter 52, Section 52.004, Texas Local Government Code requires that as soon as practicable after the beginning of each municipal year, the governing body of the municipality shall designate, by ordinance or resolution, a public newspaper to be the municipality's official newspaper until another newspaper is selected; and

WHEREAS, the public newspaper serving the City of Friona, Texas and the local area that is most widely read is the Friona Star; and

WHEREAS the Friona Star meets all the requirements for service as the official newspaper of the City of Friona;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRIONA, TEXAS THAT:

The City Council of the City of Friona hereby resolves that the Friona Star is the “Official Newspaper” of the City of Friona, Texas.

PASSED AND APPROVED this 9th day of October 2023.

Greg Lewellen, Mayor

ATTEST:

Rosa Mendez, City Secretary

MOTION The motion was made by Council member Moreno to approve Resolution No. 23.10.09A designating the Friona Star as the City’s official newspaper. The second to the motion was made by Mayor Pro Tem Monroe and the motion carried with a vote of 5/0.

ITEM 10 CONSIDER AND TAKE ACTION ON APPROVAL OF AN ENGAGEMENT LETTER WITH A QUALIFIED AUDITOR FOR THE COMPLETION OF THE 2022 AUDIT FOR THE CITY OF FRIONA

MOTION A motion was made by Council member Fleming to approve the engagement letter with Bolinger, Segars, Gilbert & Moss, LLP for the completion of the 2022 audit for the city of Friona. Council member Loflin made the second to the motion and the motion passed with a vote of 5/0.

ITEM 11 CONSIDER AND TAKE ACTION ON APPROVAL OF ORDINANCE NO. 23.10.09 AMENDING THE CITY OF FRIONA, TEXAS CODE OF ORDINANCES, RATES AND CHARGES FOR UTILITIES, SECTION 13.125, WATER RATES, SUBSECTIONS (A) AND (B), AND SECTION 13.203, SEWER RATES; INCREASING THE RATES FOR PROVIDING WATER AND SEWER SERVICES; PROVIDING AN EFFECTIVE DATE; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER AND PROVIDING FOR PUBLICATION

ORDINANCE NO. 23.10.09

AN ORDINANCE AMENDING THE CITY OF FRIONA, TEXAS CODE OF ORDINANCES, RATES AND CHARGES FOR UTILITIES, SECTION 13.125, WATER RATES, SUBSECTIONS (A) AND (B), AND SECTION 13.203, SEWER RATES; INCREASING THE RATES FOR PROVIDING WATER AND SEWER SERVICES; PROVIDING AN EFFECTIVE DATE; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER AND PROVIDING FOR PUBLICATION

The Friona City Council directed the city manager to also bring back a \$2.00 surcharge for water conservation projects at the next meeting along with a budget amendment if needed.

MOTION The motion was made by Mayor Pro Tem Monroe to approve Ordinance No. 23.10.09 an ordinance amending the City of Friona, Texas Code of Ordinances, rates and charges for utilities, Section 13.125, water rates, subsections (a) and (b), and Section 13.203, sewer rates; increasing the rates for providing water and sewer services; providing an effective date; providing a savings clause; providing a repealer and providing for publication. The second to the motion was made by Council member Moreno and the motion unanimously passed with a vote of 5/0.

ITEM 12 CONSIDER AND TAKE ACTION ON APPROVAL OF ACCOUNTS PAYABLE FOR SEPTEMBER 2023

The City Manager reviewed Accounts Payable with the City Council.

MOTION Mayor Pro Tem Monroe made the motion to approve the September 2023 Accounts Payable. The second to the motion was made by Council Member Loflin and the motion was carried with a unanimous vote of 5/0.

ITEM 13 CONSIDER AND TAKE ACTION ON APPROVAL OF FINANCIAL STATEMENT FOR SEPTEMBER 2023

MOTION A motion was made by Council Member Fleming with a second by Council Member Moreno to approve the Financial Statement for September 2023. The motion passed unanimously with a vote of 5/0.

ITEM 14 CONSIDER AND TAKE ACTION ON APPROVAL OF QUARTERLY FINANCIAL STATEMENT ENDING SEPTEMBER 2023

MOTION Mayor Pro Tem Monroe made the motion to approve the Quarterly Financial Statement ending September 2023. Council Member Fleming made the second to the motion and the motion passed with a unanimous vote of 5/0.

ITEM 15 CONSIDER AND TAKE ACTION ON APPROVAL OF BID FOR THE PURCHASE OF CITY OWNED PROPERTY LOCATED AT ORIGINAL TOWN FRIONA, BLOCK 106, LOT ALL OF 106

MOTION The motion was made by Council Member Fleming to approve the bid for the sale of city owned property located at Original Town Friona, Block 106, Lot all of 106 to Optima Dairy Texas LLC. The second to the motion was made by Council member Loflin and the motion passed with a vote of 5/0.

ITEM 16 CONSIDER AND TAKE ACTION TO APPROVE ORDINANCE NO. 23.10.09A CONCERNING AND NAMING A SUBDIVISION AT TOWNSHIP 1-4 LOT 2.07 AC E OF EUCLID & N OF 15TH OF SEC 31, ACRES 2.07 (FLIPPIN) ALSO KNOWN AS 2.07 AC E OF EUCLID & N OF 15TH OF SEC 31

ORDINANCE NO. 23.10.09A

AN ORDINANCE NAMING A TRACT OF LAND IN SECTION 31, T1N R4E CAPITOL SYNDICATE SUBDIVISION PARMER COUNTY TEXAS THE BUENA TIERRA SUBDIVISION

MOTION Mayor Pro Tem Monroe made the motion to approve Ordinance No. 23.10.09A concerning and naming a Subdivision at Township 1-4 lot 2.07 ac E of Euclid & N of 15th of Sec 31, acres 2.07 (Flippin) also known as 2.07 ac E of Euclid & N of 15th of sec 31 to Buena Tierra Subdivision. The second to the motion was made by Council member Loflin and the motion passed with a vote of 4/0. Council member Moreno recused herself.

ITEM 17 BRIEFING ON SOFT INTERVIEW ROOM/MUNICIPAL COURT YOUTH DIVERSION PROGRAM

The City Manager briefed the City Council on the conversation of unused city space to be used for a soft interview room for the Friona Police Department and a state mandated Municipal Court Youth Diversion Program.

ITEM 18 CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION NO. 23.10.09B A RESOLUTION OF VOTES CAST TO ELECT DIRECTORS FOR THE APPRAISAL DISTRICT OF PARMER COUNTY FOR THE YEARS 2024-2025

RESOLUTION NO. 23.10.09B

RESOLUTION OF VOTES CAST TO ELECT DIRECTORS FOR THE APPRAISAL DISTRICT OF PARMER COUNTY FOR THE YEARS 2024-2025

WHEREAS: Section 6.03(g) Tax Code requires that each unit entitled to vote, to cast their vote by resolution and submit to the Chief Appraiser of the County by November 15, 2023

THEREFORE: The City of Friona submits the above Official ballot, as issued by the Chief Appraiser, stating our vote for candidates for the election for the Board of Director for the Parmer County Appraisal District for 2024-2025.

ACTION TAKEN 9th day of October 2023 in open Session of the Board of the above-mentioned taxing unit: which is entitled under Section 6.03 Tax Code to cast votes to elect the Board of Directors of the Tax Appraisal District of Parmer County.

Greg Lewellen, Mayor

ATTEST:

Rosa Mendez, City Secretary

MOTION Mayor Pro Tem Monroe made the motion to approve Resolution No. 23.10.09B a resolution of votes cast to elect directos for the appraisal district of Parmer County for the Years 2024-2025 in the amount of 210 votes for Mayra Olmos. The second to the motion was made by Council member Loflin and the motion passed with a vote of 5/0.

ITEM 19 CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION NO. 23.10.09C A RESOLUTION BY THE CITY OF FRIONA'S CITY COUNCIL AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS DIVISION OF EMERGENCY MANAGEMENT (TDEM) FOR FUNDS FROM THE HAZARD MITIGATION GRANT PROGRAM (HMGP) TO IN-STALL A GENERATOR AT THE FRIONA COMMUNITY CENTER AND DESIGNATING THE CITY MANAGER TO SERVE AS THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE GRANT PROGRAM

RESOLUTION NO. 23.10.09C

A RESOLUTION BY THE CITY OF FRIONA'S CITY COUNCIL AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS DIVISION OF EMERGENCY MANAGEMENT (TDEM) FOR FUNDS FROM THE HAZARD MITIGATION GRANT PROGRAM (HMGP) TO INSTALL A GENERATOR AT THE FRIONA COMMUNITY CENTER AND DESIGNATING THE CITY MANAGER TO SERVE AS THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE GRANT PROGRAM.

WHEREAS the purpose of the HMGP is to reduce the loss of life and property due to natural disasters and to enable mitigation measures to be implemented during the immediate recovery from a disaster; and

WHEREAS, the City of Friona, by virtue of its 2018 Parmer County FEMA-approved Hazard Mitigation Plan, is eligible to receive HMGP funds; and

WHEREAS the City of Friona is vulnerable to a wide array of natural hazards including severe thunderstorms, tornados, wildfires and flashfloods which can arise with little warning and inflict costly damages to property while placing the lives of residents at-risk; and

WHEREAS the City of Friona desires to utilize HMGP funding to address a hazard mitigation action identified in the 2018 Parmer County FEMA-approved Hazard Mitigation Plan by implementing a project to install a generator at the Friona Community Center; and

WHEREAS the City of Friona intends to apply for HMGP funding under DR-4705, a federally declared disaster which was associated with Winter Storm Mara that affected the State of Texas during the 2022-2023 winter season.

WHEREAS the implementation of this project will help to mitigate known natural hazard vulnerabilities in the City of Friona.

WHEREAS, if this application is approved for funding, the City of Friona will be obliged to provide 25% of the costs of installing a generator at the Friona Community Center as a cash contribution.

NOW THEREFORE, be it resolved by the Friona City Council:

1. That the City of Friona City Manager is hereby authorized to submit an HMGP application to the TDEM for funds to install a generator at the Friona Community Center on behalf of the City of Friona.
2. That the City of Friona City Manager is designated to serve as the City's authorized representative in all matters pertaining to the City's involvement with the HMGP program.
3. That if the application is funded, the City must agree to provide 25% of the project costs, using cash resources, as a local share toward the completion of the project.

CONSIDERED AND APPROVED THIS _____ DAY OF OCTOBER 2023.

ATTEST

Greg Lewellen, Mayor
City of Friona, Texas

Rosa Mendez, City Secretary
City of Friona, Texas

MOTION Council member Fleming made the motion to approve Resolution No. 23.10.09C a Resolution by the City of Friona's city council authorizing the submission of an application to the Texas Division of Emergency Management (TDEM) for funds from the Hazard Mitigation Grant Program (HMGP) to install a generator at the Friona Community Center and designating the city manager to serve as the city's authorized representative

in all matters pertaining to the grant program. The second to the motion was made by Council member Mills and the motion passed with a vote of 5/0.

ITEM 20 ADJOURNMENT

With no further business at hand the meeting was adjourned at 7:48 p.m.

APPROVED:

Greg Lewellen, Mayor

ATTEST:

Rosa Mendez, City Secretary