

February 12, 2024

On this the 12th day of February, 2024 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
Esmeralda Mills, Council Member
Cindy Moreno, Council Member
Leander Davila, City Manager

Others present included: Clint Mears, Friona Star, Editor
Sandra Busch, Assistant City Manager
Rosa Mendez, City Secretary

Not present: Brent Loflin, Council Member

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 Pro Tem Monroe gave the invocation and Council Member Moreno led the Pledge of Allegiance to the United States Flag.

ITEM 3 HEAR PUBLIC COMMENTS

No public comments.

ITEM 4 BLACK HISTORY MONTH PROCLAMATION

Mayor Lewellen read the proclamation honoring “Black History Month” in Friona. Freddie Walker was slated to receive the proclamation, however, was not able to attend. Freddie Walker’s family came to Friona in 1954. His two older brothers were the first black children to walk through the doors of that school. Friona made history being the first integrated school in Texas.

REGULAR HEARING:

Items were taken out of order.

ITEM 13 CONSIDER AND TAKE ACTION ON APPROVAL OF THE 2023 FRIONA POLICE DEPARTMENT’S RACIAL PROFILING REPORT

Chief Jimenez recapped the Racial Profiling Report with council members.

MOTION Council Member Fleming made the motion to approve the 2023 Friona Police Departments Racial Profiling Report and Council Member Monroe made the second to the motion and the motion passed with a vote of 4/0.

ITEM 22 CONSIDERATION OF INTERLOCAL AGREEMENT WITH PANHANDLE REGIONAL PLANNING COMMISSION FOR APPLICATION ASSISTANCE FOR THE 2024 DOWNTOWN REVITALIZATION PROGRAM & ASSOCIATED ADMINISTRATION CONSIDERATION IF FUNDED

The City of Friona wants to pursue another Downtown Revitalization Grant to finish the purchase of streetlamp posts on Main Street. To move forward with the application process, the city council must enter into the Interlocal Agreement and approve the Resolution allowing the city to apply before the required deadline in March.

MOTION The motion was made by Council Member Fleming to approve the Interlocal Agreement with Panhandle Regional Planning Commission for application assistance for the 2024 Downtown Revitalization Program and associated administration consideration if funded. Council Member Moreno made the second to the motion and the motion was passed with a vote of 4/0.

ITEM 21 CONSIDER AND TAKE ACTION ON APPROVAL OF A TRANSFER FROM THE WATER AND SEWER CAPITAL IMPROVEMENT FUND TO THE GENERAL FUND IN AN AMOUNT NOT TO EXCEED \$14,000 FOR THE SITEPRO VFD REPLACEMENT PROJECT

The city will move forward with the elevated storage tank renovation project. They will have to replace the elevated storage tank offline and drain the tank. Doing so will reduce the overall pressure of the city’s water system. To prevent this from happening a variable frequency drive water pump or VFD is installed and will regulate the pressure, speed, and output. All the VFD’s are in place and ready to go. The city is considering repairing an existing VFD. After discussions, the city council unanimously agreed to purchase 2 new VFD’s.

MOTION A motion was made by Council Member Fleming to transfer from the Water and Sewer Capital Improvement Fund to the General Fund in an amount now equal to \$24,303.02 for two new VFDs for the Sitepro VFD replacement project. The second to the motion was made by Council Member Moreno and the motion passed with a vote of 4/0.

ITEM 17 HEAR DEPARTMENTAL REPORT FROM THE FRIONA VOLUNTEER FIRE DEPARTMENT REGARDING BUDGET, EXPENSES, PERSONNEL, AND UPCOMING EVENTS

Danny Campbell gave a detailed update on the Friona Volunteer Fire Department. They currently have 21 volunteers.

ITEM 18 CONSIDER AND TAKE ACTION ON APPROVAL OF THE PURCHASE OF A WATER TENDER TRUCK IN THE AMOUNT OF \$262,173.00 WITH A SUBSEQUENT REIMBURSEMENT FROM THE TEXAS A&M FOREST SERVICE GRANT FOR THE FRIONA VOLUNTEER FIRE DEPARTMENT

Item 18 was tabled and will be considered in the 2024-2025 Fiscal Year Budget.

ITEM 19 CONSIDER AND TAKE ACTION ON APPROVAL OF A TRANSFER FROM THE FIRE SUPPLY CAPITAL IMPROVEMENT FUND TO THE GENERAL FUND IN AN AMOUNT NOT TO EXCEED \$45,000 FOR THE FRIONA VOLUNTEER FIRE DEPARTMENT EQUIPMENT PROJECT

The amount was amended, and Fire Chief Danny Campbell is asking for \$35,000.00.

MOTION Council Member Fleming made the motion to approve a transfer from the fire supply Capital Improvement Fund to the General Fund in an amount not to exceed \$45,000 for the Friona Volunteer Fire Department. Council Member Monroe made the second to the motion and the motion was passed with a vote of 4/0.

ITEM 5 CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF THE JANUARY 16, 2024, REGULAR CITY COUNCIL MEETING

MOTION The motion was made by Council Member Fleming to approve the minutes of the January 16, 2024, Regular City Council Meeting as presented. The second to the motion was made by Council Member Moreno and the motion passed with a vote of 4/0.

ITEM 6 CONSIDER AND TAKE ACTION ON ORDER CALLING FOR CITY OFFICERS' ELECTION AND NOTICE OF ELECTION TO BE HELD ON MAY 4, 2024

CONSIDERER Y ADOPTER MEDIDAS EN ORDEN LLAMANDO A LA ELECCION PARA OFICIALES DE LA CIUDAD Y ANUNCIO DE LA ELECCION QUE SE LLEVARA ACABO EL DIA 4 DE MAYO, 2024

MOTION A motion was made by Council Member Monroe to approve the order calling for city officers' election and notice of election to be held on May 4, 2024. The second to the motion was made by Council Member Mills. The motion passed with a unanimous vote of 4/0.

ITEM 7 CONSIDER AND TAKE ACTION ON ORDER CALLING FOR CITY SPECIAL LOCAL OPTION ELECTION TO LEGALIZE THE SALE OF ALL ALCOHOLIC BEVERAGES INCLUDING MIXED BEVERAGES AND NOTICE OF ELECTION TO BE HELD ON MAY 4, 2024

CONSIDERER Y ADOPTER MEDIDAS EN ORDEN LLAMANDO A LA ELECCION PARA LEGALIZAR LA VENTA DE TODAS LAS BEBIDAS ALCOHOLICAS INCLUYENDO LAS BEBIDAS MEZCLADAS DE LA CIUDAD Y ANUNCIO DE LA ELECCION QUE SE LLEVARA ACABO EL DIA 4 DE MAYO, 2024

The required number of signatures required to order an election was 167. The City Secretary and City Manager verified 187 signatures.

MOTION Council Member Moreno made the motion to approve the order calling for a Special Local Option Election to legalize the sale of all alcoholic beverages including mixed beverages and notice of election. The second motion was made by Council Member Monroe and the motion was passed with a vote of 4/0.

ITEM 8 CONSIDER AND TAKE ACTION AUTHORIZING THE MAYOR TO SIGN A JOINT ELECTION AGREEMENT BETWEEN CITY OF FRIONA, TEXAS, AND FRIONA INDEPENDENT SCHOOL DISTRICT

MOTION The motion was made by Council Member Fleming authorizing the mayor to sign a Joint Election Agreement between the City of Friona, Friona, Texas, and Friona Independent School District. The second to the motion was made by Council Member Moreno and the motion was passed with a vote of 4/0.

ITEM 9 CONSIDER AND TAKE ACTION AUTHORIZING THE MAYOR TO SIGN JOINT ELECTION RESOLUTION 24.02.12 BETWEEN CITY OF FRIONA AND FRIONA INDEPENDENT SCHOOL DISTRICT

RESOLUTION 24.02.12

WHEREAS the City of Friona and Friona Independent School District are each required to conduct elections on May 4, 2024

WHEREAS Section 271.002 of the Texas Election Code provides for joint elections when an election is required upon the same day by two or more political subdivisions occupying all or part of the same territory; and

WHEREAS Section 11.0581 of the Texas Education Code requires the District's election to be held on the same day as a municipality in the school district; and

WHEREAS it is deemed to be in the best interest of the citizens residing in each of the political subdivisions to have a joint election on May 4, 2024, for District's general trustee election and for City's election of mayor and council members, and for any future joint elections during the calendar year of 2024, pursuant to the above cited provision of the Election Code; and

WHEREAS a joint election of the political subdivisions to be held on May 4, 2024, under provisions of the Texas Election Code and other applicable laws and in accordance with the following agreed terms:

1. THAT common precinct boundaries and voting places shall be designated by each governing body so far as is practical and expedient.
2. THAT each party shall be responsible for posting and publishing its own notices. Each political subdivision also shall be responsible for preparing the ballot for its own election and for conducting a “drawing for place on the ballot,” for its own election at a location and time of its own choice.
3. THAT the official canvassing of ballots and announcements of results shall be done individually by each governing body, and each political subdivision shall issue its own certificates of election to the candidates elected to that political subdivision.
4. THAT each entity shall equally share the costs attributable to the joint election activities necessary for the conduct of the joint election.
5. That the entities will share an Election Administrator, who shall be the City Secretary, to coordinate and supervise all aspects of administering Election Day for both entities.
6. THAT one election judge will preside over both entities’ elections. Costs of such judge will be shared equally.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRIONA AND THE BOARD OF TRUSTEES OF FRIONA INDEPENDENT SCHOOL DISTRICT:

THAT the City Council of the City of Friona, Texas, hereby authorizes and directs the Mayor of the City of Friona to execute the attached Joint Election Agreement with Friona Independent School District for the May 4, 2024, City of Friona General Election, and for any future joint elections during the calendar year of 2024, and to make any necessary changes to the Election Order, exhibits or otherwise to take any actions as may be necessary to carry out the purpose of this Resolution and the terms of the Agreement. In the event of a conflict between this Resolution and the attached Agreement, then the Agreement shall prevail; and

THAT the Board of Trustees of Friona Independent School District hereby authorizes and directs the President of the Board of Trustees of Friona Independent School District to execute the attached Joint Election Agreement with the City of Friona for the May 4, 2024, General Election, and for any future joint elections during the calendar year of 2024, and further authorizes the Superintendent to make any necessary changes to the Election Order, exhibits or otherwise to take any actions as may be necessary to carry out the purpose of this Resolution and the terms of the Agreement. In the event of a conflict between this Resolution and the attached Agreement, then the Agreement shall prevail; and

THAT the said Joint Election Agreement shall be deemed an agreement authorized by this Resolution with those governmental units within the City of Friona that are conducting an election on May 4, 2024, and that desire and are eligible to conduct a joint election with the City of Friona on May 4, 2024; and

THAT the parties are hereby authorized and directed to make any necessary changes to the Election Order exhibits or otherwise to take such actions as may be necessary to carry out the purposes of this Resolution.

APPROVED by the Board of Trustees of Friona Independent School District.

Date: _____

President, Board of Trustees

Date: _____

Secretary, Board of Trustees

APPROVED by the City Council of Friona, Texas.

Date: _____

Mayor, City of Friona

Date: _____

City Secretary, City of Friona, Texas

ITEM 10 CONSIDER AND TAKE ACTION AUTHORIZING THE MAYOR TO SIGN A JOINT ELECTION CONTRACT BETWEEN CITY OF FRIONA, TEXAS, AND PARMER COUNTY HOSPITAL DISTRICT

MOTION A motion was made by Council Member Moreno authorizing the mayor to sign a Joint Election Agreement contract between the City of Friona, Texas, and Parmer County Hospital District. The second to the motion was made by Council Member Fleming and the motion passed with a vote of 4/0.

ITEM 11 CONSIDER AND TAKE ACTION AUTHORIZING THE MAYOR TO SIGN JOINT ELECTION RESOLUTION 24.02.12A BETWEEN CITY OF FRIONA AND PARMER COUNTY HOSPITAL DISTRICT

JOINT ELECTION RESOLUTION NO. 24.02.12A

WHEREAS, the City of Friona, the Parmer County Hospital District, and Friona Independent School District are each required to conduct elections on May 4, 2024;

WHEREAS Section 271.002 of the Texas Election Code provides for joint elections when an election is required upon the same day by two or more political subdivisions occupying all or part of the same territory; and

WHEREAS Section 11.0581 of the Texas Education Code requires the District's election to be held on the same day as a municipality in the school district; and

WHEREAS, it is deemed to be in the best interest of the citizens residing in each of the political subdivisions to have a joint election on May 4, 2024, for the Friona

Independent School District election, the City's election of mayor and council members, the Parmer County Hospital District's election of Board Members and for any future joint elections during the calendar year of 2024, pursuant to the above cited provision of the Election Code; and

WHEREAS a joint election of the political subdivisions to be held on May 4, 2024, under provisions of the Texas Election Code and other applicable laws and in accordance with the following agreed terms:

1. THAT common precinct boundaries and voting places shall be designated by each governing body so far as is practical and expedient.

2. THAT each party shall be responsible for posting and publishing its own notices. Each political subdivision also shall be responsible for preparing the ballot for its own election and for conducting a "drawing for place on the ballot," for its own election at a location and time of its own choice.

3. THAT the official canvassing of ballots and announcements of results shall be done individually by each governing body, and each political subdivision shall issue its own certificates of election to the candidates elected to that political subdivision.

4. THAT each entity shall equally share the costs attributable to the joint election activities necessary for the conduct of the joint election.

5. That the entities will share an Election Administrator, who shall be the City Secretary, to coordinate and supervise all aspects of administering Election Day for all entities.

6. THAT one election judge will preside over all entities' elections. Costs of such judge will be shared equally

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRIONA, THE BOARD OF TRUSTEES OF FRIONA INDEPENDENT SCHOOL DISTRICT, AND THE BOARD OF DIRECTORS OF THE PARMER COUNTY HOSPITAL DISTRICT:

THAT the City Council of the City of Friona, Texas, hereby authorizes and directs the Mayor of the City of Friona to execute the attached Joint Election Agreement with Friona Independent School District and the Parmer County Hospital District for the May 4, 2024, City of Friona General Election, and for any future joint elections during the calendar year of 2024, and to make any necessary changes to the Election Order and exhibits or otherwise to take any actions as may be necessary to carry out the purpose of this Resolution and the terms of the Agreement. In the event of a conflict between this Resolution and the attached Agreement, then the Agreement shall prevail; and

THAT the Board of Trustees of Friona Independent School District hereby authorizes and directs the President of the Board of Trustees of Friona Independent School District to execute the attached Joint Election Agreement with the City of Friona and the Parmer County Hospital

District for the May 4, 2024, General Election, and for any future joint elections during the calendar year of 2024, and further authorizes the Superintendent to make any necessary changes to the Election Order and exhibits or otherwise to take any actions as may be necessary to carry out the purpose of this Resolution and the terms of the Agreement. In the event of a conflict between this Resolution and the attached Agreement, then the Agreement shall prevail.; and

THAT the Board of Directors of the Parmer County Hospital District, Friona, Texas, hereby authorizes and directs the President of the Board of Directors to execute the attached Joint Election Agreement with the City of Friona and Friona Independent School District for the May 4, 2024, General Election, and for any future joint elections during the calendar year of 2024, and to make any necessary changes to the Election Order and exhibits or otherwise to take any actions as may be necessary to carry out the purpose of this Resolution and the terms of the Agreement. In the event of a conflict between this Resolution and the attached Agreement, then the Agreement shall prevail

THAT the said Joint Election Agreement shall be deemed an agreement authorized by this Resolution with those governmental units within the City of Friona that are conducting an election on May 4, 2024, and that desire and are eligible to conduct a joint election with the City of Friona on May 4, 2024; and

THAT the parties are hereby authorized and directed to make any necessary changes to the Election Order exhibits or otherwise to take such actions as may be necessary to carry out the purposes of this Resolution

APPROVED by the Board of Trustees of Friona Independent School District.

Date: _____
_____ President, Board of Trustees

Date: _____
_____ Secretary, Board of Trustees

APPROVED by the City Council of Friona, Texas.

Date: _____
_____ Mayor, City of Friona, Texas

Date: _____
_____ City Secretary, City of Friona, Texas

APPROVED by the Parmer County Hospital District of Friona, Texas.

Date: _____
_____ President, Board of Directors

Date: _____
_____ Secretary, Board of Directors

MOTION Council Member Moreno made the motion authorizing the mayor to sign Joint Election Resolution No. 24.02.12A between the City of Friona, the Parmer County

Hospital District, and Friona Independent School District. Council Member Fleming made the second to the motion and the motion was passed with a vote of 4/0.

ITEM 12 CONSIDER AND TAKE ACTION ON APPROVAL OF THE DISPOSAL OF RECORDS MANAGEMENT CONTROL SCHEDULE SERIES THAT THE MAXIMUM TIME HAS EXPIRED FOR DESTRUCTION

MOTION Council Member Fleming made the motion to approve the disposal of records management control schedule series that the maximum time has expired for destruction. The second to the motion was made by Council Member Moreno and the motion passed with a vote of 4/0.

ITEM 14 CONSIDER AND TAKE ACTION ON APPROVAL OF ACCOUNTS PAYABLE FOR JANUARY 2024

City Secretary Mendez reviewed the account payable with the council.

MOTION The motion was made by Council Member Monroe to approve accounts payable for January 2024. The second to the motion was by Council Member Moreno and the motion was passed by a vote of 4/0.

ITEM 15 CONSIDER AND TAKE ACTION ON APPROVAL OF THE FINANCIAL STATEMENT FOR JANUARY 2024

MOTION The motion was made by Council Member Fleming to approve the Financial Statement for January 2024. The second to the motion was made by Council Member Monroe and the motion passed with a 4/0 vote.

ITEM 16 DISCUSSION, BRIEFING AND POSSIBLE ACTION REGARDING THE 2022 CITY OF FRIONA AUDIT AS PRESENTED BY BOLINGER, SEGARS, GILBERT & MOSS LLP

The pre audit report has been completed and the drafting of the report has been sent to Bolinger, Segars, Gilbert & Moss LLP. The city would like to possibly present the audit report at a Special Called meeting in March before the regular meeting allowing for action on the bond to be taken at the Regular City Council Meeting.

ITEM 20 DISCUSSION AND BRIEFING OVER THE CITY OF FRIONA'S WASTE MANAGEMENT CONTRACT AND BEST PRACTICES OF SURROUNDING CITIES

City staff did research on what surrounding cities were doing regarding trash service. Currently the city's provider, Republic Services, has provided a letter of intent to continue services. A RFI (request for information) will be presented at the March meeting.

ITEM 23 ADJOURNMENT

With no further business at hand the meeting was adjourned at 8:16 p.m.

APPROVED:

ATTEST:

Greg Lewellen, Mayor

Rosa Mendez, City Secretary

