

September 11, 2023

On this the 11th day of September, 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
Rosa Mendez, City Secretary
Clint Mears, Friona Star Editor
Marie Samarron, Municipal Court Judge
Sonia Lopez, County Clerk Assistant
John Gurley, citizen

Mayor Lewellen called the meeting to order at 6:33 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 Lewellen gave the Invocation and Council member Mills the led the Pledge of Allegiance to the United States Flag.

ITEM 3 HEAR PUBLIC COMMENTS

Initially there was no one for public comment. Before executive session, John Gurley was given the opportunity to address council and mayor regarding abandoned vehicles and vehicles with expired registration.

PUBLIC HEARINGS:

Mayor Lewellen opened the public hearing at 6:39 p.m.

ITEM 4 HEAR COMMENTS FROM THE PUBLIC REGARDING THE PROPOSED CITY BUDGET FOR FISCAL YEAR 2023-2024

There were no public comments.

ITEM 5 HEAR PUBLIC COMMENTS REGARDING PROPOSED 2023 TAX RATE OF \$0.590000/\$100 VALUATION

There were no public comments.

The mayor closed the public hearing at 6:40 p.m.

REGULAR HEARINGS:

ITEM 6 CONSIDER AND TAKE ACTION ON APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING AUGUST 14, 2023, AUGUST 25, 2023 PUBLIC TAX RATE HEARING MEETING AND THE AUGUST 30, 2023 BUDGET WORKSHOP MEETING

Council member Moreno made the motion to approve the minutes of the August 14, 2023 Regular City Council Meeting, August 25, 2023 Special Called Public Tax Rate Meeting and the August 30, 2023 Special Budget Workshop Meeting. The second to the motion was made by Council member Loflin and the motion passed with a vote of 5/0.

ITEM 7 CONSIDER AND TAKE ACTION TO APPROVE A SPECIAL WARRANTY DEED FOR REAL PROPERTY LOCATED AT 304 EAST 9TH STREET, FRIONA WOMEN'S CLUB HOUSE (ORIGINAL TOWN, BLOCK 24 LOT 7&8)

MOTION A motion was made by Council member Monroe to approve a special warranty deed for real property located 304 East 9th Street, Friona Women's Club House (Original Town, Block 24 lot 7&8). A second to the motion was made by Council member Moreno and the motion passed with a unanimous vote of 5/0.

ITEM 8 CONSIDER AND TAKE ACTION ON APPROVAL OF ORDINANCE NO. 2023.09.11 ADOPTING BUDGET AND MAKING APPROPRIATION FOR SUPPORT OF CITY GOVERNMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024

**ORDINANCE NO. 2023.09.11
AN ORDINANCE OF THE CITY OF FRIONA, TEXAS APPROVING THE BUDGET AND MAKING APPROPRIATION FOR SUPPORT OF THE CITY GOVERNMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024**

MOTION Council member Fleming made the motion to approve Ordinance No. 2023.09.11 adopting the budget and making appropriation for support of city government for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024.

General Fund	\$3,445,690
Water and Sewer Fund	\$1,327,551
Interest & Sinking Fund	\$254,123
Operation & Maintenance Fund	\$528,397
Friona Economic Development Corporation	\$142,254
Hotel Occupancy Tax Fund	\$19,567
Capital Improvement Project Fund	\$118,690

Council member Moreno made the second to the motion and the motion passed with a vote of 5/0.

ITEM 9 CONSIDER AND TAKE ACTION ON APPROVAL OF ORDINANCE NO. 2023.09.11A ADOPTING TAX RATE OF \$0.590000/\$100 VALUATION FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT GENERAL FUND OF THE CITY OF FRIONA, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND TERMINATING SEPTEMBER 30, 2024

ORDINANCE NO. 2023.09.11A

AN ORDINANCE LEVYING TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FRIONA, TEXAS GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND TERMINATING SEPTEMBER 30, 2024

MOTION The motion was made Council member Monroe to approve Ordinance No.2023.09.11A Adopting Tax Rate \$0.590000/\$100 valuation for use and support of the Municipal Government General Fund of the City of Friona, Texas for the fiscal year beginning October 1, 2023 and terminating September 30, 2024.

Maintenance and Operation (General Fund) \$0.4851/\$100 valuation.

Council member Loflin made the second to the motion. The mayor recorded the individual votes as follows: Mayor Pro Tem Alan Monroe Aye, Council Member Bruce Fleming Aye, Council Member Brent Loflin Aye, Council Member

Esmeralda Mills Aye and Council Member Cindy Moreno Aye. The motion passed with a vote of 5/0.

ITEM 10 CONSIDER AND TAKE ACTION ON APPROVAL OF ORDINANCE NO. 2023.09.11B ADOPTING TAX RATE OF \$0.590000/\$100 VALUATION FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FRIONA, TEXAS INTEREST AND SINKING FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND TERMINATING SEPTEMBER 30, 2024

ORDINANCE NO. 2023.09.11B

AN ORDINANCE LEVYING TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FRIONA, TEXAS INTEREST AND SINKING FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND TERMINATING SEPTEMBER 30, 2024

MOTION Council member Fleming made the motion to approve Ordinance No. 2023.09.11B adopting tax rate of \$0.590000/\$100 valuation for use and support of the Municipal Government of the City of Friona, Texas Interest & Sinking Fund for the fiscal year beginning October 1, 2023 and terminating September 30, 2024.

Debit Service (Interest & Sinking) \$0.104900/\$100 valuation

Council Member Loflin made the second to the motion. The mayor recorded the individual votes as follows: Mayor Pro Tem Alan Monroe, Aye. Council Member Bruce Fleming, Aye. Council Member Brent Loflin, Aye. Council Member Esmeralda Mills, Aye. Council Member Cindy Moreno, Aye. The motion passed with a vote of 5/0.

ITEM 11 CONSIDER AND TAKE ACTION ON APPROVAL OF FRIONA ECONOMIC DEVELOPMENT CORPORATION BUDGET FOR FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024

MOTION A motion was made by Council member Moreno to approve the Friona Economic Development Corporation budget for fiscal year beginning October 1, 2023 and ending September 30, 2024. The second to the motion was made by Council member Monroe and the motion passed with a vote of 5/0.

ITEM 12 CONSIDER AND TAKE ACTION ON APPROVAL OF END OF THE YEAR TRANSFER FROM THE WATER FUND, WATER ACCOUNT TO THE CAPITAL IMPROVEMENT FUND FOR CAPITAL IMPROVEMENT PROJECTS IN THE AMOUNT OF \$96,484

MOTION The motion was made by Council member Moreno to approve end of the year transfer from the Water Fund, water account to the Capital Improvement Fund for capital improvement projects in the amount of \$96,484. The second to the motion was made by Council member Fleming and the motion was passed with as unanimous vote of 5/0.

ITEM 13 CONSIDER AND TAKE ACTION ON APPROVAL OF END OF YEAR TRANSFER FROM THE WATER FUND, SEWER ACCOUNT TO THE CAPITAL IMPROVEMENT FUND FOR CAPITAL IMPROVEMENT PROJECTS IN THE AMOUNT OF \$65,025

MOTION Upon a motion by Council member Fleming and a second from Council member Moreno it was approved to transfer from the Water Fund, sewer account to the Capital Improvement Fund for capital improvement projects in the amount of \$65,025. The motion was passed with a unanimous vote of 5/0.

ITEM 14 CONSIDER AND TAKE ACTION AUTHORIZING THE CITY MANAGER TO SOLICIT BIDS FOR CITY OWNED PROPERTY LOCATED AT ORIGINAL TOWN FRIONA, BLOCK 106, LOT ALL OF 106

MOTION Council member Monroe made the motion to authorize city manager to solicit bids for city owned property located at Original Town Friona, Block 106, Lot all of 106. The second to the motion was made by Council member Loflin and the motion was passed with a vote of 5/0.

ITEM 15 CONSIDER AND TAKE ACTION TO APPROVE MOVING THE OCTOBER 9, 2023 (COLUMBUS DAY) REGULAR CITY COUNCIL MEETING TO TUESDAY OCTOBER 10, 2023 OR ANOTHER DATE

No action was taken on Item 15. The regular city council meeting will take place on October 9, 2023 (Columbus Day).

ITEM 16 CONSIDER AND TAKE ACTION ON CLOSING CITY HALL SEPTEMBER 28 AND SEPTEMBER 29, 2023 FOR YEAR-END-PROCEDURES

MOTION The motion was made by Council member Moreno to approve closing city hall on September 28 and September 29, 2023 for year-end-procedures. The second to the motion was made by Council member Monroe and the motion unanimously passed with a vote of 5/0.

ITEM 17 CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION NO. 2023.09.11 ELECTING DIRECTORS FOR THE PARMER COUNTY APPRAISAL DISTRICT FOR THE YEARS 2024-2025

RESOLUTION NO. 2023.09.11

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIONA,
TEXAS SELECTING TWO CANDIDATES TO SERVE ON THE
PARMER COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS
FOR A TERM OF TWO YEARS**

WHEREAS, the presiding officer of the taxing entity will submit the names of its nominee by written resolution, and

WHEREAS, the City Council of the City of Friona wishes to submit Mayra Olmos and Bill White as candidates for the Parmer County Appraisal District Board of Directors, and

WHEREAS, the voting ballot will be mailed to the taxing entity by October 29, 2023 and the taxing entity will cast its votes at a meeting open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the *Open Meetings Act, Chapter 551, Gov't Code.*, and

WHEREAS, the ballot will be returned to the Parmer County Appraisal District, P.O. Box 56, Bovina, Texas 79009 by November 15, 2023, and

WHEREAS, the Parmer County Appraisal District will notify the nominees of their appointment by November 30, 2023, and

WHEREAS, the new members will take the oath of office at Parmer County Appraisal District January 2024 Board of Directors meeting;

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

That Mayra Olmos and Bill White have been selected by the City Council of the City of Friona as candidates for the Parmer County Appraisal District Board of Directors 2024-2025.

PASSED AND APPROVED THIS 11TH DAY OF SEPTEMBER 2023.

Greg Lewellen, Mayor

Attest:

Rosa Mendez, City Secretary

MOTION Upon a motion by Council member Loflin and a second by Council member Monroe Resolution NO. 2023.09.11 electing Mayra Olmos and Bill White for the Parmer County Appraisal District Board of Directors for the years 2024-2025 was approved. The motion passed with a unanimous vote of 5/0.

ITEM 18 CONSIDER AND TAKE ACTION TO APPROVE THE EXTENSION REQUEST FROM TW&M PROPERTIES LLC FOR THE MAIN AND EUCLID HOME PROJECT FOR PHASE 1

MOTION Council member Monroe made the motion to approve the extension request from TW&M Properties LLC for the Main and Euclid home project for Phase 1. Council member Loflin made the second to the motion and the motion passed with a vote of 4/0. Council member Moreno recused herself.

ITEM 19 CONSIDER AND TAKE ACTION TO APPROVE A CONTRACT WITH NETDATA A MANAGEMENT SYSTEM FOR THE MUNICIPAL COURT

MOTION A motion was made by Council member Monroe to approve a contract with NetData a management system for the municipal court. The second to the motion was made by Council member Loflin and the motion passed by a vote of 5/0.

ITEM 20 CONSIDER AND TAKE ACTION ON ADOPTING A FEE SCHEDULE FOR 2023-2024

A motion was made by Council member Fleming to adopt a fee schedule for 2023-2024. Council member Moreno made the second to the motion and the motion passed with a vote of 5/0.

ITEM 21 CONSIDER AND TAKE ACTION ON APPROVAL OF ACCOUNTS PAYABLE FOR AUGUST 2023

MOTION The motion was made by Council member Monroe to approve the Accounts Payable for August 2023. The second to the motion was made by Council member Moreno and the motion passed with the unanimous vote 5/0 of the City Council.

ITEM 22 CONSIDER AND TAKE ACTION ON APPROVAL OF FINANCIAL STATEMENT FOR AUGUST 2023

MOTION Council member Moreno made the motion to approve the August 2023 financial statement. The second to the motion was made by Council member Fleming and the motion passed with the unanimous vote of 5/0.

EXECUTIVE SESSION:

The mayor announced at 7:17 p.m. that council was going into executive session.

ITEM 23 ANNUAL EVALUATION OF MUNICIPAL COURT JUDGE, INCLUDING DISCUSSION REGARDING EMPLOYMENT STATUS OF MUNICIPAL COURT JUDGE, INCLUDING SALARY, BENEFITS, DISCIPLINE, TERMINATION, PROMOTION, AND/OR RECLASSIFICATION. (AUTHORIZED BY TEXAS GOVERNMENT CODE, SUBCHAPTER D, SECTION 551.074 PERSONNEL)

ITEM 24 ANNUAL EVALUATION OF CITY MANAGER, INCLUDING DISCUSSION REGARDING EMPLOYMENT STATUS OF CITY MANAGER, INCLUDING SALARY, BENEFITS, DISCIPLINE, TERMINATION, PROMOTION, AND/OR RECLASSIFICATION. (AUTHORIZED BY TEXAS GOVERNMENT CODE, SUBCHAPTER D, SECTION 551.074 PERSONNEL)

REGULAR HEARING:

Mayor Lewellen opened into the regular meeting at 8:12 p.m.

ITEM 25 RECONVENE INTO REGULAR SESSION AND CONSIDER ACTION, IF ANY, ON ITEM 23 DISCUSSED IN EXECUTIVE SESSION

No action taken.

ITEM 26 RECONVENE INTO REGULAR SESSION AND CONSIDER ACTION, IF ANY, ON ITEM 24 DISCUSSED IN EXECUTIVE SESSION

No action taken.

ITEM 27 ADJOURNMENT

With no further business at hand, the meeting adjourned at 8:13 p.m.

APPROVED:

Greg Lewellen, Mayor

ATTEST:

Rosa Mendez, City Secretary