



**CITY COUNCIL AGENDA
ANDREWS, TEXAS
CITY HALL COUNCIL CHAMBERS
THURSDAY, DECEMBER 8, 2022
5:30 P.M.**

Request to Address the Council: If you would like to address the City Council on a scheduled Public Hearing item, a Citizen Request, or a Regular Council Business item, please complete a "Request to Address the Council" form located on the table at the entrance to the City Council Chamber. Please identify on the form your name and the item on which you would like to speak and return to the City Secretary before the meeting. The submitted form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized. It also ensures the accurate identification of meeting participants in the City Council minutes. Your name will be called at the time the matter is heard by the City Council. City policy is to limit public testimony to up to three minutes per speaker unless the time limit is extended by the Mayor or a Council Member. A cumulative time limit of thirty (30) minutes is allotted for public comments. Speakers may not yield their time to other persons.

CALL THE MEETING TO ORDER

INVOCATION

PRESENTATIONS & PROCLAMATIONS:

- I. Recognize employees reaching service milestones in the fourth quarter of 2022.
 - Wayne Waldrop – 10 years
 - Robert Seals – 20 years
 - Misa Gomez – 25 years

PUBLIC HEARINGS & RELATED BUSINESS:

- II. **2nd PUBLIC HEARING** - to receive public comment regarding the voluntary annexation of a 2.32-acre tract of land out of the south half of the southeast quarter of Section 4, Block A-44, Public School Land, Andrews County, Texas, as requested by Victor Davila and Marian Venegas. [NO COUNCIL ACTION TO BE TAKEN]
- III. **PUBLIC HEARING** – hear concerns for or against a Final Plat as requested by JMZ Land Company for Butler Park Addition, 7.328 acres being all of Tract 5, Lot 6, Sam Smith Estate out of east half of Section 16, Block A-45, 1325 NW 171. [NO COUNCIL ACTION TO BE TAKEN]
- IV. Consider and act upon a Final Plat for Butler Park Addition, 7.328 acres being all of Tract 5, Lot 6, Sam Smith Estate out of east half of Section 16, Block A-45, 1325 NW 171.
- V. **PUBLIC HEARING** – hear concerns for or against a Final Plat for BW Gas Subdivision, a 3-acre tract of land in the northeast quarter of Section 3, Block A-44, 1850 E US Hwy 176. [NO COUNCIL ACTION TO BE TAKEN]
- VI. Consider and act upon a Final Plat for BW Gas Subdivision, a 3-acre tract of land in the northeast quarter of Section 3, Block A-44, 1850 E US Hwy 176.
- VII. **PUBLIC HEARING** – hear concerns for or against Zone Change #348, B.W. Gas & Convenience Retail, LLC, requesting a Zone Change from “Public Lands” to “General Commercial” for a 3-acre tract of land in the northeast quarter of Section 3, Block A-44, 1850 E US Hwy 176. [NO COUNCIL ACTION TO BE TAKEN]

- VIII. Consider and act upon Ordinance No. 1727, on 1st Reading, approving a request from B.W. Gas & Convenience Retail, LLC, for a Zone Change from "Public Lands" to "General Commercial" for a 3-acre tract of land in the northeast quarter of Section 3, Block A-44, 1850 E US Hwy 176.

PUBLIC COMMENTS ON AGENDA ITEMS

- IX. Hear comments from those who submitted a "Request to Address the Council" form regarding a Citizen Request agenda item or a Regular Council Business agenda item. No Council action will be taken.

REGULAR COUNCIL BUSINESS:

X. CONSENT AGENDA:

[The items on the Consent Agenda are of a routine nature and will be approved in one motion. There will be no separate discussion of these items unless requested by a Council Member.]

- i. Minutes of Council Meetings held November 8, 2022
- ii. Monthly Investment Report for October 31, 2022
- iii. Quarterly Investment report for the period ending September 30, 2022
- iv. Check Register November 5-December 1, 2022
- v. Travel Requests

- XI. Consider and act upon Resolution No. 811, extending the disaster declaration issued by Mayoral Declaration on March 19, 2020 in response to COVID-19, a public health emergency to January 5, 2023.
- XII. Consider and act upon Resolution No. 812, approving members to the Board of Directors of Andrews County Appraisal District for terms beginning January 1, 2023 through December 31, 2024.
- XIII. Consider and act upon Resolution No. 813, adopting priorities for the 88th Legislative Session in Texas and authorizing City officials to advocate certain positions.
- XIV. Consider and act upon Ordinance No. 1726, on 2nd Reading, approving a request from Dreux Garrett for a Zone Change from "General Commercial" to "Specific Use Permit for an RV Park," west 140' of a 0.995-acre tract of land out of the south half of the northwest quarter of Section 5, Block A-44, 1310 SW Ave. G.
- XV. Consider and act upon Ordinance No. 1728A, approving the appropriation of \$35,000 from the Utility Fund to enlist the services of Jacob Martin, LLC and Ray Kolisz, Iridium Solutions, to assist in determining the cause of the reduction in the removal efficiency of arsenic and fluoride from the City's water treatment process and to explore other treatment options that could reduce the overall cost of the plant operations.
- XVI. Consider and act upon Ordinance No. 1729A, approving the appropriation of \$65,000 from the Utility Fund for Riley Industrial Services, Inc. to prep and coat the interior of Vessel D in the Water Treatment Plant.
- XVII. Consider and act upon the 2023 calendar for City Council Regular Meetings.
- XVIII. Recess into EXECUTIVE SESSION in compliance with:
- Tx Gov't Code Section 551.074 - Appointment to the Board of Construction, Adjustments and Appeals; Appointment to Planning and Zoning Commission
 - Tx Gov't Code Section 551.071 - Consultation with attorney about pending or contemplated litigation, settlement offers or as required under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas

- XIX. Consider and act upon making appointments to the Board of Construction, Adjustments and Appeals
- XX. Consider and act upon making appointments to the Planning and Zoning Commission
- XXI. Consider and act upon Resolution No. 814, placing a temporary moratorium on all amusement redemption game room permits allowed in Section 66-92 "Procedures for granting exceptions or temporary use permits" and Section 66-121 "Issuance for certain types of uses" in the City of Andrews Code of Ordinances.
- XXII. Consider and act upon authorizing the City Attorney to file an intervention opposing the Statement of Intent of Texas Gas Service Company to change gas utility rates within the incorporated areas of the West Texas Service Area.
- XXIII. Request topics from City Council to be placed on future Council Agenda.
- XXIV. City Manager Comments:
- Employee Christmas Party – December 9 @ Noon; Pioneer Park Community Building
- XXV. Adjournment

CERTIFICATION

I do hereby certify that this Notice of a Meeting was posted on the outside bulletin board at City Hall, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time, December 5, 2022 at 1:00 p.m., and remained so posted continuously for at least 72 hours before said meeting was convened.



Mitzi Puentes
City Secretary

NOTICE

City of Andrews Council Chamber is wheelchair accessible. Please contact the City Secretary at 432-523-4820 no later than 48 hours prior to a meeting if you require special assistance.