

CITY OF ANDREWS, TEXAS

NAME OF MEMBER	M O V E D	S E C O N D A Y E	V O T E D	V O T E D	A B S T A I N E D	MINUTES OF: REGULAR - CITY COUNCIL MEETING	
						DATE OF MEETING: December 8, 2022	
						TIME OF MEETING: 5:30 P.M.	
						PLACE OF MEETING: CITY HALL COUNCIL CHAMBER 111 LOGSDON ST.	Index No. Caption

Meeting was called to order at 5:30 p.m.

ROLL CALL was answered by Flora Braly, Mark Lambert, Stephanie Martin, Jane Gomez and Chris Helbig

ABSENT: Keith Livingston

CITY STAFF: Steve Eggleston, Ashton Jones, Ronny McCarver, Robert Seals, Misa Gomez, John Guy, Dreux Garrett, Wayne Waldrop, Scott Wallace and City Attorney-Matt Wade

GUESTS: Victor Davila

INVOCATION: Steve Eggleston

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]

The public hearing was opened at 5:34 pm and closed at 5:35 pm. No one voiced their concerns.

- 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]

The public hearing was opened at 5:35 pm and closed at 5:35 pm. No one voiced their concerns.

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GOMEZ			X			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.
HELBIG		X	X			Council approved the 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
LAMBERT			X			
LIVINGSTON			A			
MARTIN	X		X			
						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]
						The public hearing was opened at 5:37 pm and closed at 5:37 pm. No one voiced their concerns.
						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.
GOMEZ	X		X			Council approved the 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.
HELBIG		X	X			
LAMBERT			X			
LIVINGSTON			A			
MARTIN			X			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]
						The Public Hearing was opened at 5:38 pm and closed at 5:39 pm. No one voiced their concerns.
						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.

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GOMEZ		X	X			Council approved 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.
HELBIG			X			
LAMBERT	X		X			
LIVINGSTON			A			
MARTIN			X			

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.

No Comments.

REGULAR COUNCIL BUSINESS:

- X. CONSENT AGENDA:
- 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

Council approved the Consent Agenda.

GOMEZ			X			Council approved 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.
HELBIG		X	X			
LAMBERT	X		X			
LIVINGSTON			A			
MARTIN			X			

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.

GOMEZ			X			Council approved 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.
HELBIG	X		X			
LAMBERT		X	X			
LIVINGSTON			A			
MARTIN			X			

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.

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GOMEZ HELBIG LAMBERT LIVINGSTON MARTIN	X		X X X A X				<p>Council tabled 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 until the January 12, 2023 meeting.</p> <p>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.</p>
GOMEZ HELBIG LAMBERT LIVINGSTON MARTIN		X	X X X A X				<p>Council approved Resolution No. 813, adopting priorities for the 88th Legislative Session in Texas and authorizing City officials to advocate certain positions.</p> <p>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.</p>
GOMEZ HELBIG LAMBERT LIVINGSTON MARTIN	X		X X X X X				<p>Council approved 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.</p> <p>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.</p>

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GOMEZ			X			<p>Council approved 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.</p> <p>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.</p>
HELBIG		X	X			
LAMBERT	X		X			
LIVINGSTON			A			
MARTIN			X			
GOMEZ			X			<p>Council approved 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.</p> <p>XVII. Consider and act upon the 2023 calendar for City Council Regular Meetings.</p> <p>Council approved the 2023 calendar for City Council Regular Meetings.</p> <p>XVIII. Recess into EXECUTIVE SESSION in compliance with</p> <ul style="list-style-type: none"> Tx Gov't Code §551.074 - Appointment to the Board of Construction, Adjustments and Appeals; Appointment to Planning and Zoning Commission. Tx Gov't Code §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. <p>The Executive Session was opened at 6:00 pm and closed at 6:28 pm.</p> <p>XIX. Consider and act upon making appointments to the Board of Construction, Adjustments and Appeals.</p>
HELBIG	X		X			
LAMBERT		X	X			
LIVINGSTON			A			
MARTIN			X			

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GOMEZ				X			Council approved reappointing Gabe Nunez, Saul Flores, Ernest Falcon and Omar Trevino(alt) for a 2 year term ending 12/31/2024.		
HELBIG			X	X					
LAMBERT				X					
LIVINGSTON				A					
MARTIN	X			X			XX.	Consider and act upon making appointments to the Planning and Zoning Commission.	
GOMEZ			X	X			Council approved reappointing Leonardo "Nayo" Flores, Sonya Lopez(alt) and Ryan Reich(alt) for a 2 year term ending 12/31/2024.		
HELBIG				X					
LAMBERT	X			X					
LIVINGSTON				A					
MARTIN				X			XXI.	Consider and act upon Resolution No. 814 placing a temporary moratorium on issuing any license for the operation of any amusement redemption machine game room in the City of Andrews under Division 3 to Article II of Chapter 14 of the Code of Ordinances.	
GOMEZ	X			X			Council approved Resolution No. 814 to place a temporary moratorium on all amusement redemption game room permits allowed in Section 66-92 and Section 66-121 in the City of Andrews Code of Ordinances.		
HELBIG				X					
LAMBERT			X	X					
LIVINGSTON				A					
MARTIN				X			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.	
GOMEZ	X			X			Council approved 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.		
HELBIG				X					
LAMBERT				X					
LIVINGSTON				A					
MARTIN		X		X			XXIII.	Request topics from City Council to placed on future Council Agendas.	
							None.		
							XXIV.	City Manager Comments:	
								<ul style="list-style-type: none"> Employee Christmas Party-December 9 @ Noon; Pioneer Park Community Building. 	

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XXV. Adjournment

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED
AT 6:32 P.M.

FLORA BRALY, MAYOR

ATTEST:

MITZI PUENTES, CITY SECRETARY