

The Town Council of the Town of Pecos City met in Regular City Council Meeting in the City Council Chambers on March 26, 2020 at 5:30 P.M. with the following present:

David Flores	Mayor
Gerald Tellez	Mayor Pro Tem
Conrado Saldana	Councilman
Arthur Orona	Councilman
Veronica Baca	Councilwoman
Valerie Trujillo	Councilwoman
Seth Sorensen	City Manager
Rod Ponton	City Attorney
Syra Nichols	City Secretary
Howdy Lisenbee	Assistant City Manager
Lisa Tarango	Chief of Police

Item A. Mayor David Flores called the March 26, 2020 meeting to order at 5:30 pm. *Councilmember Orona left the meeting at 7:37 PM.*

Item B. Invocation by Councilwoman Baca

Item C. Pledge of Allegiance by Councilman Tellez

Item D. Public Comments

Syra Nichols, City Secretary, read aloud a public comment submitted by Imelda Chavez, Pecos Resident, urging the City Council to establish a city level economic stabilization plan to help small businesses in times of crisis.

Item E. Consent Agenda

1. On motion by Councilmember Saldana and seconded by Councilmember Tellez, the Council voted unanimously to approve the Consent Agenda, as presented:
 1. Approve the Minutes of the March 02, 2020 Regular City Council Meeting
 2. Expenditure Report
 3. Call Report
 4. PEDC March 2020 Agenda and Minutes

Item F. Non-Consent

1. **DISCUSS/CONSIDER RESOLUTION 20-02-08R (presented after item #20)** - Seth Sorensen, City Manager, presented the Council with Resolution 20-02-08R, a resolution to issue a refund of building fees for home construction in the Brandywine Subdivision. On motion by Councilmember Orona and seconded by Councilmember Saldana, the Council voted unanimously to approve Resolution 20-02-08R, as presented.
2. **DISCUSS/CONSIDER RESOLUTION 20-03-01R** Seth Sorensen, City Manager, presented the Council with Resolution 20-03-01R, a resolution extending the Disaster Declaration related to COVID-19, as issued by Mayor David Flores on March 19, 2020. On motion by Councilmember Orona and seconded by Councilmember Saldana, the Council voted unanimously to approve Resolution 20-03-01r, as presented.
3. **DISCUSS/CONSIDER RESOLUTION 20-03-02R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-02R, a resolution postponing the Special Election for Council Seat #5 until the November 3, 2020 Election. On motion by Councilmember Trujillo and seconded by Councilmember Baca, the Council voted unanimously to approve Resolution 20-03-02R, as presented.
4. **DISCUSS/CONSIDER RESOLUTION 20-03-03R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-03R, a resolution creating three “licenses” for preferential food truck locations and designating the improvements necessary to qualify as a city-designated site. On motion by Councilmember Orona and seconded by Councilmember Saldana, the Council voted unanimously to approve Resolution 20-03-04R, as presented.
5. **DISCUSS/CONSIDER RESOLUTION 20-03-04R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-04R, a resolution granting Wood Group permission to use public right-of-way at the intersection of 7th Street and Eddy Street (SE corner) for the purpose of groundwater monitoring and data collection. On motion by Councilmember Tellez and seconded by Councilmember Baca, the Council voted unanimously to approve Resolution 20-03-04R, as presented.
6. **DISCUSS/CONSIDER RESOLUTION 20-03-05R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-05R, a resolution approving FY19-20 budget amendment, as presented:
 - a. **20-03-05(a)R** Reappropriation of funds from multiple Funds, available from “vacancy savings and benefits” in the amount of \$265,000 to provide Employee Retention Bonuses for FY20
 - b. **20-03-05(b)R** Reappropriation of funds within the Street Maintenance Tax Fund from Plum Street project to Washington Street project in the amount of \$1,421,500.
 - c. **20-03-05(c)R** Reappropriation of funds within the Utility Fund CIP in the amount of \$300,000 from CR404 engineering to CR404 water and sewer projects
 - d. **20-03-05(d)R** Providing funding from Utility Fund Reserves in the amount of \$58,772.80 for participation in fire hydrant installations on a waterline extension project

- e. **20-03-05(e)R** Transfer the cost of a John Deere tractor/mower purchase in the amount of \$88,734.68 from the General Fund to the Airport Fund
- f. **20-03-05(f)R** Providing funding from General Fund Reserves in an amount not to exceed \$3,500,000 for Payment of Note on 620 Acres

On motion by Councilmember Orona and seconded by Councilmember Tellez, the Council voted unanimously to approve Resolution 20-03-05(a-f)R, as presented.

7. **DISCUSS/CONSIDER RESOLUTION 20-03-06R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-06R, a resolution entering into Utility Reimbursement Agreements (URA) with various landowners and developers as part of water and sewer projects. On motion by Councilmember Orona and seconded by Councilmember Tellez, the Council voted unanimously to approve Resolution 20-03-06R, as presented.
8. **DISCUSS/CONSIDER RESOLUTION 20-03-07R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-07R, a resolution accepting utility easements from multiple landowners for the purpose of installing water distribution and sewer collection mains near CR 404. On motion by Councilmember Saldana and seconded by Councilmember Trujillo, the Council voted unanimously to approve Resolution 20-03-07R, as presented.
9. **DISCUSS/CONSIDER RESOLUTION 20-03-08R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-08R, a resolution approving participation on providing fire hydrants as part of a water line extension and appropriating funds in the amount of \$58,772.80, subject to a Utility Reimbursement Agreement. On motion by Councilmember Orona and seconded by Councilmember Saldana, the Council voted unanimously to approve Resolution 20-03-08R, as presented.
10. **DISCUSS/CONSIDER RESOLUTION 20-03-09R** – David Flores, Mayor, pulled item number ten regarding Resolution 20-03-09R, a resolution approving to enter into a Pre-Annexation Agreement with ECCO Services, Inc pending further information.
11. **DISCUSS/CONSIDER RESOLUTION 20-03-10R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-10R, a resolution approving and adopting proposed Pecos Economic Development Corporation Bylaw Amendments. On motion by Councilmember Tellez and seconded by Councilmember Baca, the Council voted unanimously to approve Resolution 20-03-10R, as presented.
12. **DISCUSS/CONSIDER RESOLUTION 20-03-11R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-11R, a resolution review and acceptance of 2018-2019 Annual Audit of the Pecos Economic Development Corporation. On motion by Councilmember Saldana and seconded by Councilmember Tellez, the Council voted unanimously to approve Resolution 20-03-11R, as presented.
13. **DISCUSS/CONSIDER RESOLUTION 20-03-12R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-12R, a resolution approving and implementing an employee retention bonus for the months of April 2020 through September 2020 to be paid at the end of FY2020. On motion by Councilmember Orona and seconded by Councilmember Tellez, the Council voted unanimously to approve Resolution 20-03-12R, as presented.

14. **DISCUSS/CONSIDER RESOLUTION 20-03-13R (moved ahead of item #1)** – Howdy Lisenbee, Assistant City Manager, presented the Council with Resolution 20-03-13R, a resolution awarding Freese & Nichols a contract in the amount of \$399,711 to create a Water Distribution System Master Plan (Phase I) and a Wastewater Collection System Master Plan (Phase I) and authorizing the expenditure of funds previously appropriated in the Utility Fund as part of the FY19-20 Budget (\$400,000). On motion by Councilmember Orona and seconded by Councilmember Baca, the Council voted unanimously to approve Resolution 20-03-13R, as presented.
 15. **DISCUSS/CONSIDER RESOLUTION 20-03-14R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-14R, a resolution entering into a contract with MBS for engineering services related to the NEQ Sewer Extension (CR404) project. On motion by Councilmember Saldana and seconded by Councilmember Tellez, the Council voted unanimously to approve Resolution 20-03-14R, as presented.
- Break: 7:37 PM**
Councilmember Orona left at 7:37 PM
Back from Break: 7:48 PM
16. **DISCUSS/CONSIDER RESOLUTION 20-03-15R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-15R, a resolution accepting a bid for the NEQ Sewer Extension (CR404) project from Badger BMB Service, Inc. in the amount of \$830,485.60; authorizing the expenditure of funds previously appropriated in the Utility Fund as part of the FY19-20 Budget; waiving the 75% participation requirements. On motion by Councilmember Tellez and seconded by Councilmember Baca, the Council voted unanimously to approve Resolution 20-03-15R, as presented.
 17. **DISCUSS/CONSIDER RESOLUTION 20-03-16R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-16R, a resolution accepting Change Order #1 for the NEQ Sewer Extension (CR404) project. On motion by Councilmember Saldana and seconded by Councilmember Baca, the Council voted unanimously to approve Resolution 20-03-16R, as presented.
 18. **DISCUSS/CONSIDER RESOLUTION 20-03-17R** – Seth Sorensen, City Manager, presented the Council with Resolution 20-03-17R, a resolution authorizing payment from the General Fund of the note in the amount of \$3,200,000 plus interest (as provided for in the note dated January 2019) on 620 acres located in the H&GN RR Co Survey, Block 5, Section 19, Abstract 430, Reeves County, Texas. On motion by Councilmember Tellez and seconded by Councilmember Trujillo, the Council voted unanimously to approve Resolution 20-0-17R, as presented.
 19. **DISCUSS/CONSIDER ORDINANCE 20-03-01 (presented after item #14 and before item #1)** – Lisa Tarango, Police Chief, presented the Council with the first reading of Ordinance 20-03-01, an ordinance establishing curfew hours for minors; providing a sunset provision. On motion by Councilmember Tellez and seconded by Councilmember Baca, the Council voted unanimously to approve the 1st reading of Ordinance 20-03-01, as presented.

20. **DISCUSS/CONSIDER ORDINANCE 20-03-02 (presented after item #19 and before item #1)** – Lisa Tarango, Police Chief, presented the Council with the first reading of Ordinance 20-03-02, an ordinance updating and amending *Chapter 62 – Vehicles for Hire* of the Town of Pecos City’s Code of Ordinances. On motion by Councilmember Saldana and seconded by Councilmember Trujillo, the Council voted unanimously to approve the 1st reading of Ordinance 20-03-02, as presented.

21. **DISCUSS/CONSIDER RESOLUTION 20-03-18R**– Seth Sorensen, City Manager, presented the Council with Resolution 20-03-18R, a resolution changing the Fee Schedule regarding mobile food vendor permit fees. On motion by Councilmember Saldana and seconded by Councilmember Tellez, the Council voted unanimously to approve Resolution 20-03-18R, as presented.

22. **DISCUSS/CONSIDER ORDINANCE 20-03-05** – Seth Sorensen, City Manager, presented the Council with the first reading of Ordinance 20-03-05, an ordinance authorizing the City Manager, or their designee, to update the Town of Pecos City Employee Handbook. Postponed for further information.

Entered Executive Session: 8:12 PM

Executive Session under Tex. Gov’t Code § 551.071, 551.072 551.074, 551.087

1. Consultation with Attorney
2. Personnel Matters
3. Real Estate Negotiations
4. Economic Development

Exited Executive Session: 8:40 PM

Entered Open Session: 8:43 PM

Open Executive Session under Tex. Gov’t Code § 551.071, 551.072 551.074, 551.087

1. Consultation with Attorney-***No action taken***
2. Personnel Matters- ***No action taken***
3. Real Estate Negotiations- ***No action taken***
4. Economic Development- ***No action taken.***

G. Discuss Items for Next City Council Agenda – City Council

H. Adjournment: 8:44 PM



David Flores, Mayor

Attest:



Syra Nichols, City Secretary