

City of Lockney Council
Regular Meeting Minutes
November 19, 2024
7:00am

I. CALL TO ORDER, QUORUM CHECK

Mayor, Steve Wright called the meeting to order at 7:09am.

Present: Councilmember Dart Carthel, Mayor Steve Wright, Councilmember Edward Marks, City Attorney, Lanny Voss, Councilmember Donnie McLaughlin, City Manager, Buster Poling and City Secretary, KayCee Thiebaud, Lockney EDC President, Brent Barker, LEDC Attorney, Slater Elza via zoom and citizen Carl Hartman.

Absent: Councilmember Rosio Reyes

II. INVOCATION AND PLEDGE

Councilmember Ed Marks led the invocation followed by the Pledge of Allegiance.

III. PUBLIC COMMENTS

Carl Hartman addressed the Council regarding the Commercial Lease Agreement with the LEDC.

IV. DISCUSS, CONSIDER AND TAKE APPROPRIATE ACTION ON APPROVING THE MINUTES FROM October 22, 2024

Dart Carthel made a motion to accept the minutes as presented from the regular council meeting held on October 22, 2024. Dart Carthel. Ed Marks seconded the motion. All voted in favor. Motion passed unanimously.

V. CONSENT AGENDA ITEMS – CONSIDER AND TAKE ACTION ON VARIOUS REPORTS

- a. Financial Reports and Payment of Bills/Total Cash Balance: After adjustments the City ended the year with \$417,000 in the black, Public Works will be helping the Chamber put up Christmas Lights.
- b. Fire Department
- c. Public Works Department
- d. Mayor's Report
- e. City Manager/City Secretary Report.
- f. EDC Report

Ed Marks made a motion to accept the consent agenda items. Dart Carthel seconded the motion. All in favor. Motion Carried Unanimously

VI. EXECUTIVE SESSION:

THE LOCKNEY CITY COUNCIL MEMBERS WILL CONVENE INTO A CLOSED SESSION AS AUTHORIZED BY TITLE 5, CHAPTER 551, OF TEXAS GOVERNMENT CODE, TEXAS OPEN MEETING ACT FOR THE FOLLOWING PURPOSE(S): SECTION 551.071 – CONSULTATION WITH ATTORNEY.

Executive Session Convened at 7:23am.

City Council Approved Brent Barker and KayCee Thiebaud to stay for executive session.

VII. LOCKNEY CITY COUNCIL MEMBERS WILL RECONVENE INTO OPEN SESSION: THE LOCKNEY CITY COUNCIL MAY DELIBERATE AND TAKE APPROPRIATE ACTION AS NECESSARY ON MATTERS DELIBERATED UPON IN EXECUTIVE SESSION.

Open Session Reconvened at 8:08am.

Discussion only. No Action to be taken.

VIII. THE LOCKNEY CITY COUNCIL SHALL DELIBERATE VACANCIES ON THE LOCKNEY ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS AND CONSIDER REPLACEMENTS INCLUDING BUT NOT LIMITED TO NAMES SUGGESTED TO THE COUNCIL. ADDITIONALLY, THE LOCKNEY CITY COUNCIL MAY DISCUSS ANY AND ALL ISSUES OF ANY NATURE PERTAINING TO THE LOCKNEY ECONOMIC DEVELOPMENT CORPORATION. THE COUNCIL MAY TAKE ACTION.

Ed Marks made a motion to appoint Corbin Kellison, Esmeralda Sanchez, Amber Graves and Michael DeLeon to the Lockney Economic Development Corporation with the bylaws being revised and adopted to reflect the addition of an additional board member. Donnie McLaughlin seconded the motion. All voted in favor. Motion passed unanimously.

IX. THE LOCKNEY CITY COUNCIL SHALL DELIBERATE THE REQUIRED BAN OF TIK TOK ON CITY OWNED OR PROVIDED ELECTRONIC DEVICES IN ACCORDANCE WITH SENATE BILL 1893 AND GOVERNMENT CODE CHAPTER 620 BY ADDING THE FOLLOWING IN THE PERSONNEL POLICY AS SECTION 35.

"Policy statement. The City of Lockney prohibits the installation and use of the TikTok Application and similar applications not specifically approved by the City Manager on any City of Lockney provided information and communication technology (ICT) services, facilities and devices. This includes but is not limited to smartphones, tablets, laptops and desktops. Questions regarding applications and/or software use on devices shall be addressed to the City Manager."

THE COUNCIL MAY TAKE ACTION.

Dart Carthel made a motion to amend the personnel policy to ban TIKTOK on city owned devices in accordance with Senate Bill 1893 & Government Code Chapter 620. Donnie McLaughlin seconded the motion. All voted in favor. Motion passed unanimously.

THE LOCKNEY CITY COUNCIL SHALL DELIBERATE AND DISCUSS THE REQUIRED CITY OF LOCKNEY MUNICIPAL COURT POLICY RELATING TO YOUTH IN ACCORDANCE TO HOUSE BILL 3186.

H.B. 3186 increases opportunities for early identification of at-risk youth and for redirecting children accused of certain "gateway" Class C misdemeanors. Currently, municipal and justice courts can only order diversion strategies after a case has resulted in a conviction or deferral of disposition. H.B. 3186 makes these strategies available at the front end of a case where they can be more effective. This aligns municipal and justice court practices with those used by juvenile probation and juvenile courts. The bill also recalibrates and expands opportunities for collaboration and financial resources in both rural and urban parts of Texas. H.B. 3186 requires the adoption of a youth diversion plan for every municipal and justice court no later than January 1, 2025.

THE LOCKNEY CITY COUNCIL MAY TAKE APPROPRIATE ACTION.

The City Council reviewed the Juvenile Diversion Policy proposed by Lanny Voss.

Ed Marks made a motion to accept the proposed policy and direct the Court to identify and adopt the policy. Donnie McLaughlin seconded the motion. All voted in favor. Motion carried unanimously.

XI. THE LOCKNEY CITY COUNCIL SHALL DELIBERATE A RESOLUTION SUSPENDING THE DECEMBER 21, 2024, EFFECTIVE DATE OF ATMOS ENERGY CORPORATION AS FOLLOWS:

RESOLUTION OF THE CITY OF LOCKNEY SUSPENDING THE DECEMBER 21, 2024 EFFECTIVE DATE OF ATMOS ENERGY CORP., WEST TEXAS DIVISION'S REQUESTED RATE CHANGE TO PERMIT THE CITY TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES; APPROVING COOPERATION WITH THE CITIES SERVED BY ATMOS WEST TEXAS AND AUTHORIZING INTERVENTION IN ATMOS WEST TEXAS' REQUESTED RATE CHANGE PROCEEDINGS BEFORE THE COMMISSION; HIRING LLOYD GOSSELINK ATTORNEYS AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; REQUIRING REIMBURSEMENT OF CITIES' RATE CASE EXPENSES; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL
THE COUNCIL MAY TAKE ACTION.

Lanny Voss reviewed the model staff report and resolution provided and stated it was in the best interest of the city to adopt. Dart Carthel made a motion to adopt the resolution suspending the December 21, 2024 effective date. Ed Marks seconded the motion. All voted in favor. Motion carried unanimously.

XII. THE LOCKNEY CITY COUNCIL SHALL DELIBERATE AND DISCUSS ALTERNATIVES FOR COMPLETION OF AN ANIMAL SHELTER FOR THE CITY OF LOCKNEY INCLUDING THE PROPOSAL SUBMITTED TO THE CITY BY KELLISON ROOFING AND CONSTRUCTION FOR CONSTRUCTION OF AN ANIMAL SHELTER COMPLIANT WITH STATE REGULATIONS; CONSIDER ANY OTHER PROPOSALS; AND DECLARING THAT AN EMERGENCY EXISTS FOR COMPLETING CONSTRUCTION OF THE SHELTER AS A NECESSITY FOR PUBLIC HEALTH AND SAFETY. THE COUNCIL MAY TAKE ACTION TO ADOPT AND APPROVE A PROPOSAL.

Following presentation by City Manager Poling of the proposal submitted by Kellison Roofing and Construction, LLC for construction of a city animal shelter compliant with applicable State regulations, and after discussion and deliberation by the council, upon motion made by Councilman Dart Carthel and seconded by Councilman Donnie McLaughlin, the following Resolution was unanimously adopted:

Whereas, a proposal including plans and specifications for construction of a city animal shelter has been submitted to the City by Kellison Roofing and Construction, LLC, and reviewed both by City Manager Poling and the Council; and

Whereas, completion of construction of a city animal shelter is immediately necessary to preserve and protect the public health and safety of the City's residents, so that the City may forego the competitive bidding procedures of Chapter 252 of the Texas Local Government Code; and

Whereas, the proposal submitted by Kellison Roofing and Construction, LLC for construction of a city animal shelter at a completed cost of \$71,377.09 is reasonable and cost appropriate based on research completed by the City Manager;

Therefore, the proposal of Kellison Roofing and Construction, LLC for construction of a city animal shelter at the completed cost of \$71,337.09 is approved and accepted, and authority is hereby granted to City Manager Poling with assistance from the City Attorney to complete a written Memorandum of Agreement with Kellison Roofing and Construction, LLC incorporating the terms and conditions contained in the proposal and any additional terms and conditions deemed necessary and appropriate in the best interest of the City as they shall determine and to execute the Memorandum of Agreement when approved by them on behalf of the City of Lockney.

X. ADJOURN

Mayor Steve Wright adjourned the meeting at 9:10 am.

Passed and approved the 21st of day of January 2025.


Steve Wright, Mayor

Attest:


Kaycee Thiebaud, City Secretary