

MINUTES  
REGULAR MEETING  
TUESDAY, MARCH 8, 2022

The City Council of the City of Monahans, Texas convened on the above date at 3:00 p.m. in the Council Chambers of City Hall with the following members, officers and visitors present:

Adam Steen	Mayor
Rudy Hernandez	Council Member District No. 1
Jeppie S. Wilson, Jr.	Council Member District No. 2/Mayor Pro Tem
Calvin Carrell	Council Member District No. 3
Ivy Valenzuela	Council Member District No. 4
Richard Hawkins	Council Member District No. 5
Rex M. Thee	City Manager
Frank Heslin	Assistant City Manager
Tonya Todd	City Secretary
Alan Nicholas (absent)	Attorney for the City
Ashley Aduato	Director MEDC
Billy Riley	Chief of Police MPD
Kris Quintana	Captain MPD
Paul Scifers	Monahans News

**ITEM #1 & ITEM #2** Mayor Steen called the meeting to order and Councilman Wilson gave the invocation.

**ITEM #3** City Manager Rex M. Thee briefed the Council on approving the minutes of the February 22, 2022 Regular Council Meeting.

Motion by Councilman Carrell, seconded by Councilman Hawkins to approve the minutes of the February 22, 2022, Regular Council Meeting, as presented.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

**ITEM #4** Consider and Act Upon approving the following consent items:

- a. Accounts Payable in the amount of \$696,227.29
- b. Resolution No. 2022-008 Regarding Tax Roll Adjustments
- c. Monthly Reports/Minutes: (a) Airport Manager’s Monthly Report, (January 2022) (b) Animal Control Monthly Report, (c) Building Permit Monthly Report, (d) Code Enforcement Monthly Report (e) MEDC Minutes and Monthly Financial Report, (f) Municipal Court Monthly Report, (g) City Monthly Fund Balance Report, (h) City Monthly Revenue and Expenditure Comparison Summary Report

Motion by Councilman Hawkins, seconded by Councilman Valenzuela to approve the consent items.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

**ITEM #5** Presentation of citizens to be heard. Mayor Steen stated that he has been asked about a city-wide cleanup day. Mr. Thee stated that the city, typically provides a trailer, vests and trash bags for these events.

**ITEM #6** City Manager Rex M. Thee briefed the Council on participation with the Teva Opioid Settlement and authorize City Manager to submit Exhibit B Texas Subdivision and Special District Election and Release Form. Mr. Thee indicated that this agenda item is to consider authorizing him to sign and submit the form which settles opioid related claims with pharmaceuticals distributor Teva. Mr. Thee stated that signing does release Teva from any further opioid related suits by the City. Mr. Thee mentioned that the settlement amount of \$5,849 is earmarked for Police Officer training.

Motion by Councilman Carrell, seconded by Councilman Wilson to authorize City Manager to sign and submit Exhibit B Texas Subdivision and Special District Election and Release Form for the Teva Opioid Settlement.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

**ITEM #7** City Manager Rex M. Thee briefed the Council with regards to acknowledge return of unused Hotel Occupancy Tax (H.O.T.) Funds from Friends of Monahans Sandhills State Park (FMSSP).

Mr. Thee indicated that the City’s contract with FMSSP, as all contracts for HOT funds do, states that unused funds, as per state law, will be returned to the City. Mr. Thee mentioned that the Friends group, a 501c3 non-profit has returned \$15,266.68 of unused HOT funds and the funds have been deposited in the Hotel Occupancy Tax Fund bank account, and will show up as classified income on the revenue side of the budget.

Motion by Councilman Hawkins, seconded by Councilman Carrell to acknowledging return of unused Hotel Occupancy Tax (H.O.T.) Funds from Friends of Monahans Sandhills State Park in the amount of \$15,266.68.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

**ITEM #8** City Manager Rex M. Thee briefed the Council with regards to acknowledging receipt of Texas Gas Service Company Annual Reporting Requirement Per Rate Schedule Pipeline Integrity Testing (PIT) Rider for the West Texas Service Area for the Calendar Year Ending December 31, 2021. Mr. Thee indicated that the rate per 100 CF (Ccf) of \$.00075 will be collected from customers beginning April 2022 through March 2023 for a total recovery of \$139,020. Mr. Thee stated that by the end of this month, Texas Gas expects to have recovered all of the authorized PIT costs for the past year; however, due to a billing error, the Company has been authorized to recover an additional \$2,088 under-collected in 2020-2021. Mr. Thee stated that the typical residential customer’s monthly bill will be impacted by approximately three cents (\$.03).

Motion by Councilman Valenzuela, seconded by Councilman Wilson to acknowledge receipt of Texas Gas Service Company Annual Reporting Requirement Per Rate Schedule Pipeline Integrity Testing (PIT) Rider for the West Texas Service Area for the Calendar Year Ending December 31, 2021.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

**ITEM #9** City Manager Rex M. Thee briefed the Council regarding a License and Services Agreement between Tyler Technologies and the City of Monahans and authorize City Manager to sign. Mr. Thee indicated that this 5-year agreement would provide the Police Department with hardware communications server and equipment, software licenses and maintenance, and training for data upload, collection, and digital storage of body cams and car cams. Mr. Thee stated that this system will be replacing Kologic which will run out at the end of this fiscal year. Mr. Thee mentioned that the benefits of Tyler Technologies over Kologic include: 1) immediate upload and storage of body cam and car camera data, digital communications with Head Quarters, and immediate retrieval of data, 2) hardware and software support with timely upgrades and replacement of damaged or out of service equipment, 3) higher digital speeds for uploads and downloads with greater data storage space that is less expensive, and 4) consistent annual fee for budgeting purposes. Mr. Thee mentioned that Attorney for the City Alan Nicholas has reviewed the agreement for form and legalities. Mr. Thee stated that he recommends approval and request permission to execute the agreement.

Motion by Councilman Wilson, seconded by Councilman Valenzuela to approve the License and Services Agreement between Tyler Technologies and the City of Monahans and authorize City Manager to sign.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

**ITEM #10** City Manager Rex M. Thee briefed the Council with regards to providing an Expression of Interest Letter in support of the University of Texas of the Permian Basin (UTPB) establishing a Regional

Security Operations Center (RSOC) under the Texas Department of Information Resources Pilot Program. Mr. Thee indicated that the RSOC would provide network security services and support with major cybersecurity incidents for local governments, and other services. Mr. Thee mentioned that several cities and counties including Andrews and Borden County have provided a letter for UTPB.

Motion by Councilman Carrell, seconded by Councilman Hawkins to approve and provide an Expression of Interest Letter in support of the University of Texas of the Permian Basin (UTPB) establishing a Regional Security Operations Center (RSOC) under the Texas Department of Information Resources Pilot Program.

Votes were as follows:	“Aye”	Rudy Hernandez
	“Aye”	Jeppie Wilson
	“Aye”	Calvin Carrell
	“Aye”	Ivy Valenzuela
	“Aye”	Richard Hawkins

Motion carried.

**ITEM #11** City Manager Rex M. Thee briefed the Council with regards to acknowledging Certification of Unopposed Candidates for the May 7, 2022, City of Monahans General Election. Mr. Thee indicated that the City has received certification that District No. 1 Rudy Hernandez, District No. 4 Ismael “Ivy” Valenzuela and District No. 5 Richard Hawkins are unopposed candidates for the May 7, 2022 City of Monahans General Election.

Motion by Councilman Carrell, seconded by Councilman Wilson to acknowledge Certification of Unopposed Candidates for the May 7, 2022, City of Monahans General Election.

Votes were as follows:	“Aye”	Rudy Hernandez
	“Aye”	Jeppie Wilson
	“Aye”	Calvin Carrell
	“Aye”	Ivy Valenzuela
	“Aye”	Richard Hawkins

Motion carried.

**ITEM #12** City Manager Rex M. Thee briefed the Council with regards to Resolution No. 2022-009 Cancelling the May 7, 2022, City of Monahans General Election for Unopposed Races and Declaring those Elected in District No. 1, District No. 4, and District No. 5. Mr. Thee indicated that all candidates for the election are unopposed and this agenda item is to cancel the May 7, 2022 General Election.

Motion by Councilman Wilson, seconded by Councilman Valenzuela to approve Resolution No. 2022-009: That the City Council of the City of Monahans cancels the election for Council Member District No. 1, Council Member District No. 4, and Council Member District No. 5, that would have been held on May 7, 2022 and declares that Rudy Hernandez is elected to Council Member District No. 1, Ismael “Ivy” Valenzuela is elected to City Council District No. 4, and Richard Hawkins is elected to Council Member District No. 5. The officers will take the oath of office, at a time to be determined, as though the election had been held and canvassed. The City Secretary is directed to post a copy of the attached Bilingual Order of Cancellation at the polling place on May 7, 2022.

Votes were as follows:	“Aye”	Rudy Hernandez
	“Aye”	Jeppie Wilson
	“Aye”	Calvin Carrell

“Aye” Ivy Valenzuela  
“Aye” Richard Hawkins

Motion carried.

**ITEM #13** Mayor Steen read the following statement out loud, “The City Council will begin its Executive Session on this 8<sup>th</sup> day of March 2022 at 3:23 p.m. Pursuant to the provisions of the Open Meetings Law – Texas Government Code, in accordance with the authority contained in:

Section 551.074 Personnel Matters:

- a. Attorney for the City Appointment.”

**ITEM #14** Mayor Steen read the following statement out loud “The City Council has completed its Executive Session on the 8<sup>th</sup> day of March 2022 at 3:47 p.m.”

City Manager Rex M. Thee briefed the Council regarding any action deemed necessary after executive session regarding Section 551.074 Personnel Matters:

- a. Attorney for the City Appointment

No action taken.

**ITEM #15** Motion by Councilman Hawkins, seconded by Councilman Valenzuela to adjourn meeting at 3:48 p.m.

Votes were as follows:

“Aye”	Rudy Hernandez
“Aye”	Jeppie Wilson
“Aye”	Calvin Carrell
“Aye”	Ivy Valenzuela
“Aye”	Richard Hawkins

Motion carried.

Passed and approved by the Monahans City Council on March 22, 2022.

ATTEST:

APPROVED:

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Tonya Todd, City Secretary

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Adam Steen, Mayor