

**MINUTES
REGULAR MEETING
TUESDAY, DECEMBER 10, 2019**

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:

*David B. Cutbirth
Rudy Hernandez
Jeppie S. Wilson
Calvin Carrell
Absent-Ivy Valenzuela
Richard Hawkins*

*Mayor
Council Member District #1
Council Member District #2/Mayor Pro Tem
Council Member District #3
Council Member District #4
Council Member District #5*

*Rex M. Thee
Tonya Todd
Absent-Alan Nicholas*

*City Manager
City Secretary
Attorney for the the City*

*Arturo Aguilera
Ashley Aduato
Luis Ortega, Jr.
Sheila Tefertiller
Richard Covington
Bobby Upchurch
Melton Mitchell
Mayra Sanchez
Kris Quintana
Jeremy Kines*

*Self
MEDC Director
Parks and Recreation
Finance Clerk
Code Enforcement Officer
Property Maintenance
Risk Management Coordinator
Dispatcher-MPD
Captain-MPD
Lieutenant-MPD*

ITEM #1 & ITEM #2 Mayor Cutbirth 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 November 26, 2019 Regular Council Meeting.

Motion by Councilman Carrell, seconded by Councilman Hawkins to approve the minutes of the November 26, 2019, Regular Council Meeting, as presented.

Votes were as follows:

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

Motion carried.

ITEM #4 City Manager Rex M. Thee mentioned that the accounts payable reflects a final payment to Warren Cat for rental of a scraper and new air packs, costing \$54,284, for the VFD. Mr. Thee stated that the City has received reimbursement funds, in the amount of \$36,100, of the 50% RAMP grant match for the airport project.

Motion by Councilman Hernandez, seconded by Councilman Wilson, to approve the following consent items:

- a. Accounts Payable in the amount of \$1,060,539.27

- b. Resolution No. 2019-050 Regarding Tax Roll Adjustments
- c. Monthly Reports/Minutes: (a) Airport Manager’s Monthly Report, (b) MEDC Minutes and Monthly Financial Report, (c) Building Permit Monthly Report, (d) Animal Control Monthly Report, (e) Municipal Court Monthly Report, (f) Code Enforcement Officer’s Monthly Report, (g) City Monthly Fund Balance Report, (h) City Monthly Revenue and Expenditure Comparison Summary Report

Votes were as follows:

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

Motion carried.

ITEM #5 Presentation by citizens to be heard. Ashley Aduato, MEDC Director, stated that the Dollar Tree has shown interest in coming to Monahans. The former Shopko building has approximately 29,000 square feet, but the Dollar Tree is only needing 9,000 square feet. City Manager Rex M. Thee mentioned that the County did not designate the coliseum as an area to display fireworks and this will apply to the 2020 year.

ITEM #6 City Manager Rex M. Thee briefed the Council on Resolution No. 2019-051 regarding recognition and presentation of Annual Service Awards for City Employees. Mr. Thee mentioned that this is one of the things the City loves to do each year is to recognize City employees for their years of service. Mayor Cutbirth thanked the employees for their service and dedication to the City of Monahans. Mayor Cutbirth recognized the following employees:

Sheila Tefertiller, Finance Clerk	5 Years
Bobby Upchurch, Property Maintenance	10 Years
Mayra Sanchez, Dispatcher-MPD	10 Years
Luis Ortega, Jr., Parks & Recreation	20 Years
Melton Mitchell, Risk Management Coordinator	20 Years
Rex M. Thee, City Manager	25 Years
Richard Covington, Code Enforcement Officer	30 Years

Motion by Councilman Hawkins, seconded by Councilman Wilson to approve Resolution No. 2019-051: To recognize the following employees for their years of service to the City of Monahans and award employees Certificates of Appreciation and monetary stipend equal to fifteen dollars (\$15.00) for each year of service.

Richard Covington	Code Enforcement Officer	30 Years
Rex M. Thee	City Manager	25 Years
Melton Mitchell	Risk Management Coordinator	20 Years
Luis Ortega, Jr.	Parks & Recreation	20 Years
Ezequiel Lujan, Jr.	Sanitation Truck Driver	15 Years
Mayra Sanchez	Dispatcher-MPD	10 Years
Bobby Upchurch	Property Maintenance	10 Years
Michael Marin	Sanitation Truck Driver	5 Years
Sheila Tefertiller	Finance Clerk	5 Years

Votes were as follows:

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

Motion carried.

ITEM #7 City Manager Rex M. Thee briefed the Council on Resolution No. 2019-052 regarding the annual review of the Public Fuds Investment Policy for the City of Monahans. Mr. Thee indicated that the policy is basically the same as last year.

Motion by Councilman Wilson, seconded by Councilman Hawkins to approve Resolution No. 2019-052: That the City of Monahans Investment Policy and Strategy attached is hereby reviewed and approved as written.

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

Motion carried.

ITEM #8 City Manager Rex M. Thee briefed the Council regarding an Application for Trailer Coach Park Permit for Lot 10, Block 8, Knox Addition, City of Monahans, otherwise known as 708 East B Street. Mr. Thee indicated that the property owner keeps the property clean, the property zone classification is a C-2 (commercial) allowing for multiple dwellings, and is an area of trailer homes and RVs. Mr. Aguilera was present to answer any question and stated that he recently moved to Monahans from Pecos, he is retired from the service and is glad to make Monahans his new home. Mayor Cutbirth thanked him for his service to our Country. Mr. Thee stated that he recommends approval of the request.

Motion by Councilman Hawkins, seconded by Councilman Hernandez to approve the Trailer Coach Park Permit for Lot 10, Block 8, Knox Addition, City of Monahans, otherwise known as 708 East B Street.

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

Motion carried.

ITEM #9 City Manager Rex M. Thee briefed the Council with regards to a Publicity and Tourism Agreement with Chamber of Commerce for 2019-2020 Hotel Occupancy Tax (H.O.T.) Funds up to \$17,000 to design and maintain mobile app. Mr. Thee indicated that in a prior meeting, the Council approved the requested funds for a local promotional mobile app and this agenda item is to approve the actual Agreement. Mr. Thee mentioned that the Agreement contains language that states that the H.O.T. funds received can not be comingled with other funds.

Motion by Councilman Wilson, seconded by Councilman Carrell to approve the Publicity and Tourism Agreement with Chamber of Commerce for 2019-2020 Hotel Occupancy Tax funds up to \$17,000 to design and maintain mobile app.

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

Motion carried.

ITEM #10 EXECUTIVE SESSION: To convene after open session in Council Chambers, City of Monahans in compliance with Texas Government Code:

Section 551.071 Consultation with Attorney: Pending or Contemplated Litigation

a. Southwestern Bell Telephone Company, ET Al (AT&T)

No Executive Session

ITEM #11 OPEN SESSION: To take any action deemed necessary after executive session regarding Section 551.071 Consultation with Attorney: Pending or Contemplated Litigation

a. Southwestern Bell Telephone Company, ET Al (AT&T)

City Manager Rex M. Thee stated that in November of 2017, at the corner of 2nd and Betty a water leak occurred, the city crew called in an emergency line locate request and during the process of repairing the water leak, an unmarked fiber line was hit. Mr. Thee indicated that the City's insurance carrier denied the claim by AT&T for damages to the fiber phone line that occurred while fixing the leak. Mr. Thee stated that AT&T has filed a lawsuit suing for damages, the lawsuit does not name an amount, but the original claim by AT&T was for \$42,615.66.

ITEM #12 Motion by Councilman Hawkins, seconded by Councilman Carrell to adjourn meeting at 3:20 p.m.

Votes were as follows:

"Aye	Rudy Hernandez
"Aye"	Jeppie Wilson
"Aye"	Calvin Carrell
Absent	Ivy Valenzuela
"Aye"	Richard Hawkins

Motion carried.

Passed and approved by the Monahans City Council on January 14, 2020.

ATTEST:

APPROVED:

Tonya Todd, City Secretary

David B. Cutbirth, Mayor