

THE LEVELLAND CITY COUNCIL MET IN REGULAR SESSION ON MONDAY, THE 3rd OF MAY 2021, AT LEVELLAND CITY HALL, R. O. DENNIS COUNCIL CHAMBERS, 1709 AVENUE H, WITH THE FOLLOWING MEMBERS PRESENT:

Barbra Pinner	Honorable Mayor	Present
Jim Myatt	Council Member	Present
Max Ledesma	Mayor Pro-Tem	Present
Breann Buxkemper	Council Member	Present
Joe Bill Vardeman	Council Member	Absent
Matt Wade	City Attorney	Present
Erik Rejino	City Manager	Present
Andréa Corley	City Secretary	Present

The Pledge was led by Mayor Barbra Pinner and the Invocation was given by City Manager Erik Rejino

Statements by Citizens:

There were statements by five citizens regarding city services at Brashear Estates

FIRST ITEM OF BUSINESS:

Consider and take necessary action to approve the minutes of the April 19, 2021 regular meeting

Motion by Max Ledesma

Seconded by Breann Buxkemper

To approve the minutes of the April 19, 2021 regular meeting

Motion carried unanimously.

SECOND ITEM OF BUSINESS:

Consider and take necessary action on procedures, processes, timelines, and priorities regarding lifting restrictions and regulations implemented during the COVID-19 Public Health Emergency.

At the last Council meeting, Council extended the local COVID order for another 30 days. Governor Abbott has not made any changes to his most recent order, GA-34, but he has continued extending his disaster declaration related to COVID every 30 days. The current order does not expire until May 17th but we will plan to provide Council with an update regarding our local COVID numbers. In addition, staff is seeking feedback from Council on

how often you would like to receive updates regarding our local COVID numbers and what numbers and statistics you would like to continue to see in future meetings as our number of local active cases remain low.

Below is a summary of the regional hospital capacity and COVID-19 cases in the County. We will provide a further summary of COVID-19 numbers at the meeting along with a summary of vaccine allocations at the meeting.

COVID-19 Case Summary	
04/28/2021	
Total	2426
Probable	392
Recovered	2695
Deaths	102
Active	5

Date:	COVID-19 Hospitalizations
04/21/2021	1.78%
04/22/2021	1.79%
04/23/2021	1.74%
04/24/2021	2.05%
04/25/2021	2.23%
04/26/2021	2.36%
04/27/2021	2.32%

No Action Taken.

THIRD ITEM OF BUSINESS:

Consider and take necessary action on Resolution No. 2021-22 to extend property lease for the Sports Complex Farm with Joe Bob Wells.

The City of Levelland currently leases 19 acres to Joe Bob Wells for farming. The 19 acres are located east of the sports complex as shown on the map following this memo. The majority of this land is master planned for a future phase of the Levelland-Oxy Sports Complex. At this time the City nor the Levelland Community Development Corporation have the funding to proceed with a another phase of the sports complex. In addition, considering the usage, staff does not feel that another phase is yet justified. Accordingly staff is recommending that the City extend the current lease agreement with Wells Produce for one year under similar terms. The current agreement was originally a three year agreement with two one year options. This would be the last one year option before a new

lease would need to be considered. This extension will take the current agreement through the end of the calendar year.

Under the current agreement Mr. Wells is responsible for maintaining the drip irrigation on the property and pays \$275 per acre. Over the past several years Mr. Wells has done a good job of maintaining the property and staff is recommending that Council extend the lease with Mr. Wells through the end of the calendar year.

Motion by Breann Buxkemper

Seconded by Jim Myatt

To approve Resolution No. 2021-22 extending the lease agreement for the Sports Complex Farm with Joe Bob Wells through December 31, 2021

Motion carried unanimously.

FOURTH ITEM OF BUSINESS:

Consider and take necessary action on Ordinance No. 1054 establishing public park hours for Levelland City Parks

At the last Council meeting we discussed establishing public park hours for all Levelland City Parks. As we discussed at the last meeting there are many cities that limit their public park hours to the general public, including adults and minors, particularly after dark, in an effort to reduce vandalism and criminal activity. With the significant investment that has been made in our parks and is currently being made we felt this was something to consider.

At the last meeting we discussed restricting public park access to the general public between the hours of 11:00 p.m. and 4:00 a.m. Sunday through Thursday and from 12:00 am and 4:00 a.m. on Friday and Saturday.

Following the discussion at the last meeting Council directed staff to move forward with drafting the ordinance. Accordingly, you will find a copy of the proposed ordinance following this memo. In addition to the park hours referenced above, you will notice in the ordinance we did make a few exceptions to accommodate for any baseball, softball, or soccer tournaments as often times those types of events go past 11:00 pm or 12:00 am depending on the size of the tournament. Also, we added an exception for a special events permitted by the City per our special events ordinance.

Motion by Breann Buxkemper

Seconded by Max Ledesma

To approve Ordinance No. 1054 establishing public park hours for Levelland City Parks on a first reading.

Motion carried unanimously.

FIFTH ITEM OF BUSINESS:

Consider and take necessary action on Ordinance No. 1053 regarding the daytime and nighttime curfews on a second and final reading

In order to keep the City's daytime and nighttime curfew ordinance in place the State requires that the City hold a public hearing on the curfew ordinances and make changes if needed. At the last Council meeting a public hearing was held and the curfew ordinance was approved on a first reading. It is now time for Council to consider the ordinance on a second and final reading.

Below you will find the current daytime and nighttime curfew hours and a list of exceptions.

Currently the nighttime curfew ordinance sets the following curfew hours.

Sec. 7.501 Curfew Hours

It shall be unlawful for any person who is sixteen (16) years or less of age to be or remain in or upon any public place or in or upon any establishment within the City of Levelland between the hours of eleven o'clock (11:00) p.m. and six o'clock (6:00) a.m. of the following day, except that on Friday nights and Saturday nights the hours shall be from twelve o'clock (12:00) a.m. midnight to six o'clock (6:00) a.m.

The following exceptions to the nighttime curfew hours referenced above are also currently in place.

Sec. 7.504 Exceptions

- (1) When the minor is accompanied by, and is in the actual presence of, his parent, legal guardian, or authorized adult supervisor;
- (2) When the minor is actually engaged in performing an errand or other legitimate business at the direction of a parent, legal guardian, or authorized adult sponsor, including travel to and from such location by a direct route;
- (3) When the minor is on the sidewalk no further from his home than the next door neighbor, when said neighbors do not object to such presence;
- (4) When the minor is directly engaged in employment activities such as, but not limited to, newspaper delivery;
- (5) When the minor is traveling in interstate commerce; or

- (6) When the minor is actually exercising those rights protected by the First Amendment to the United States Constitution, such as the free exercise of religion, speech, or lawful assembly.

The current daytime regulations are as follows.

Sec. 7.602 Remaining Unlawful; Hours Specified

It shall be unlawful for any minor to be or remain on or about any public establishment or public place between the hours of 9:00 a.m. and 2:30 p.m. on any day in which the public school system of Levelland are in session.

The following exceptions to the daytime curfew hours are also currently in place.

Sec. 7.604 Exceptions

- (1) The minor has graduated from the school system and has received a diploma or high school equivalency certificate;
- (2) The minor, although has not graduated, is actually enrolled in a program in which the minor is preparing for the high school equivalency examination;
- (3) The minor has permission either from a teacher or other official of the school system or by reason of an officially adopted policy of the school system to be away from the minor's school campus. Provided however, permission does not include an order of suspension or expulsion from the school system or any particular campus;
- (4) If the minor is being educated in a home school, and the minor has permission from a parent; or
- (5) The minor is subject to an order or decree issued by a court, in which event the terms of such order or decree shall control

Motion by Breann Buxkemper

Seconded by Max Ledesma

To approve Ordinance No 1053 regarding the daytime and nighttime curfews on a second and final reading.

Motion carried unanimously.

SIXTH ITEM OF BUSINESS:

Discussion and necessary action regarding the review of the City of Levelland Strategic Plan, "Levelland 2026"

In 2016 the City Council held a Strategic Planning Session on the evening of November 4th and the morning of November 5th. The purpose of the session was to articulate a vision for the future and establish a direction in making decisions and allocating resources to achieve desired outcomes. Members of the Council and Department Heads participated in the retreat. Strategic Government Resources (SGR) was used to facilitate the retreat and strategic planning session. The plan, which follows this memo, was formally adopted by Council in January of 2017 at a regular meeting.

At the conclusion of the Strategic Planning session, the group agreed upon five (5) key pillars to focus on over the next 10 years that support the kind of vision that is desired for the City's 100 year anniversary in 2026. These key pillars are also accompanied by milestones identified by the group that are crucial to attain in the efforts to accomplish the desired vision. The five (5) pillars are listed below. It is important to note that all pillars are of equal importance and are in no particular order.

1. Housing, improve and expand
2. Infrastructure, replace and improve
3. Job Creation, encourage and diversify
4. Community Appearance, improve and enhance
5. Community Education, improve and enhance

Staff is constantly evaluating needs and looking several years ahead while Council provides a significant amount of input and direction during the annual budget process and regular meetings. The strategic plan document serves as a policy document that we refer to often as we plan for projects and allocate resources.

During the City Manage4r evaluation earlier this year, the need to conduct a review of the Strategic Plan was discussed as the City is almost five (5) years into the plan. In addition, as we have also had transitions in Council and our senior management team several resulting in several people that were not involved in the original planning sessions. While I believe that the overall direction of the plan is still very relevant, a review of the plan to seek new input and to make any necessary adjustments is warranted. Discussions led toward planning this review of the Strategic Plan after the May election.

No Action Taken

SEVENTH ITEM OF BUSINESS:

Convene into executive session in accordance with Texas Gov't Code, Section 551.087, to discuss or deliberate regarding commercial or financial information that the city council has received from a business prospect that the city council seeks to have locate, stay, or expand in or near the City of Levelland and with which the city council is conducting economic development negotiations; and to deliberate the offer of a financial or other incentive to such business prospect.

EIGHTH ITEM OF BUSINESS:

Convene into executive session in accordance with Texas Gov't Code §551.072 to deliberate the purchase, exchange, lease or value of real property.

Mayor Pinner declared Council to be in Executive Session at 6:54p.m. She returned Council to regular session at 7:10p.m.

NINTH ITEM OF BUSINESS:

Consider and take necessary action on Resolution No. 2021-23 to extend property lease with RWLS LLC d/b/a/ Renegade Services.

In 2015, Council authorized entering into a five-year lease agreement with Renegade Services for a piece of property that the City owns adjacent to the detention pond by the Levelland-Oxy Sports Complex. This particular piece of property is approximately 1.75 acres and is on the corner of Equalizer Road and West Avenue. The property is not currently needed by the City for any public purpose. In fact, we recently had an analysis conducted recently to determine if this property would be needed for additional water retention for a fully developed Levelland-Oxy Sports Complex. The analysis showed that the land will not be needed for even a fully developed sports complex.

Renegade Services is an oilfield services company that is located at 1937 West Avenue which is adjacent to the lot that the City leased them. Renegade had expressed an interest in leasing the property to accommodate the expansion of their operation to include a backhoe service at the time of the original lease. As a result of the additional service they were in need of additional yard space to store equipment and trailers. The property immediately south of their existing facility was an ideal location for additional yard space. Leasing the property has kept City staff from having to mow and maintain the site which results in costs savings to the City. In addition, the City receives \$3,000 annually for the lease of the property.

At this time, Renegade has asked that the City consider another identical five-year lease at \$3,000 per year for the 1.75 acre tract.

Motion by Jim Myatt

Seconded by Breann Buxkemper

To approve Resolution No. 2021-23 to extend property lease with RWLS LLC d/b/a/ Renegade Services.

Motion carried unanimously.

There being no further business the meeting was adjourned.

Respectfully Submitted,

Andréa Corley, City Secretary