

THE LEVELLAND CITY COUNCIL MET IN A REGULAR MEETING ON MONDAY, THE 7th DAY OF APRIL, 2025, AT LEVELLAND CITY HALL, R. O. DENNIS COUNCIL CHAMBERS, 1709 AVENUE H, WITH THE FOLLOWING MEMBERS PRESENT:

Breann Buxkemper	Honorable Mayor	Present
Michael Stueart	Mayor Pro Tem	Present
Bill Powell	Council Member	Present
Max Ledesma	Council Member	Present
Jaime McCabe	Council Member	Present
Slater Elza	City Attorney	Present
James Fisher	City Manager	Present
José Cavazos	Assistant City Manager	Present
Andréa Corley	City Secretary	Present

The City Council meeting was called to order at 6:02pm by Mayor Buxkemper.

The Pledge was led by Mayor Breann Buxkemper.

The Invocation was led by Council Member Michael Stueart

Mayor Buxkemper read a Proclamation naming April “Child Abuse Prevention Month”

Statements by Citizens:

There were two statements by citizens: One was concerning the Water Meter Replacement Project. The other was in regards to water meter replacement project, free market electricity, volunteer opportunities, and use of park funds.

FIRST ITEM OF BUSINESS:

Consider and take necessary action to approve the minutes of March 17, 2025, regular meeting and the March 24, 2025, Special Joint Meeting with the Planning and Zoning Commission.

Motion by Jaime McCabe

Seconded by Max Ledesma

To approve the minutes of March 17, 2025, regular meeting and the March 24, 2025, Special Joint Meeting with the Planning and Zoning Commission.

Motion carried unanimously.

SECOND ITEM OF BUSINESS:

Consider and take necessary action on a circus permit appeal.

Citystar Circus Owner Gaston Jacques and Julian Esparza, owner of Tommy's Machine Works Event Center have applied for a permit for a circus exhibition. The proposed location

of the circus would be the Tommy's Machine Works property (vacant lot) at the corner of 2nd Street and Avenue H.

Per Chapter 4, Article 4.708 of the City of Levelland Code of Ordinance:

Additional Requirements.

(a) It shall be required that the location for an exhibition or a carnival shall be so situated that no residence shall exist within three hundred feet (300') of the property upon which the exhibition or carnival is to be located.

(b) The applicant for a permit shall post with the City of Levelland a cash indemnity bond in the amount of five hundred dollars (\$500.00) to insure that the grounds upon which the exhibition or carnival is located will be left in as clean and sanitary a condition as the property was in before the exhibition or carnival moved onto the location. In the event that the grounds are in need of additional cleaning after the exhibition or carnival has left the area, the City of Levelland will send its employees upon the property for the purpose of cleaning the premises and will deduct from the cash indemnity bond the amount of money necessary to properly clean the premises. The money remaining out of the cash indemnity bond shall be refunded to the applicant within ten (10) days of the closing of the exhibition or carnival.

(c) Trash containers in adequate numbers shall be placed at convenient locations for the use of the public during the period of time that the exhibition or carnival is upon the location.

(d) For the purpose of preserving and maintaining order, a minimum of two police officers shall be hired by the applicant to patrol the premises and to maintain order. The permit board may raise or lower the required number of officers that will be necessary based on the individual circumstances of each application. The permit board may also state the times during the day or night during which additional law enforcement protection will be required on the location of the carnival or exhibition.

(e) No license shall be issued for conducting an exhibition or carnival unless the location proposed for the amusement has adjacent to the land an area sufficiently large for the off-street parking of motor vehicles of the patrons of the amusement.

The City Secretary, City Manager and Assistant City Manager reviewed the preliminary information and denied the permit due to the proximity of the circus location to the residences in that neighborhood. The circus owner and property owner have joined in on an appeal of this decision, and have assured Council that there are no animals or rides associated with this circus. They have received written permission from neighboring residents. -and for additional information, the Circus owner reports that the tent holds approximately 120 people.

Motion by Bill Powell

Seconded by Michael Stueart

To grant the Circus a variance, thus allowing "the show to go on".

Motion carried unanimously.

THIRD ITEM OF BUSINESS:

Consider and take necessary action to purchase a 6-inch pump for the Water Department.

The 2024-2025 Budget adopted by the Council includes a 6-inch pump in the Water Department in the amount of \$85,000. This proposed 6-inch portable pump is one of the key pieces of equipment that helps the Water department in pumping or drawing down the water during a water leak to expose the line. This makes the repair of the line easier by exposing the water line and cutting the old line out and installing the new one. Also, as a reminder to City Council, this pump is also utilized in extreme weather and may be used in all hours of the day.

Staff requested quotes from all the known vendors that sell 6-inch portable pumps similar in specs to the equipment currently in operation. The City of Levelland received 3 different quotes for this 6-inch pump.

Accordingly, one quote was received through Xylem Dewatering and utilized the Purchasing Coop of Buyboard. The second quote we received was from Odessa Pumps and Equipment utilizing the Purchasing Coop Buyboard as well. Finally, we received a third quote through Allied Oil field and this quote was under the \$50,000 threshold of procurement law. Staff reviewed quotes and narrowed them down to the two lowest quotes. Of the two quotes the major difference that stood out was the specifications of the pump. The Allied Oilfield pump is a wet-prime pump which requires pouring water in the pump casing to get the pump primed for it to start the pumping process. The Xylem Dewatering pump is specific to municipal operations in water and is a dri-prime or self-priming pump and the need to pour water into the pump casing is not necessary. After careful consideration, staff recommend going with the BuyBoard bid from Xylem Dewatering in the amount of \$56,202.25, which includes \$2,348 for the preventive maintenance service kits. Staff are recommending the purchase of this pump because of the dri-prime or self-priming feature of the pump. This will avoid pouring water to prime, and staff feel that during extreme weather conditions, it will continue to make the leak repair process efficient. This purchase amount is also well within budget and staff are familiar with the brand of pump because that is what we currently have in service.

The Purchase bids are summarized below.

<u>6-inch portable pump</u>	<u>Purchase Price</u>
Allied Oilfield Services	\$39,985.00
Xylem Dewatering	\$56,202.25
Odessa Pumps and Equipment	\$78,541.57

Motion by Bill Powell

Seconded by Max Ledesma

To award a bid for a 6-inch portable pump for the Water Department to Xylem Dewatering in the amount of \$56,202.25. Motion carried unanimously.

FOURTH ITEM OF BUSINESS:

Consider and take necessary action to approve Ordinance #1092 on a second reading instituting a zoning change from industrial to B-2 Business District for the following locations:

<u>ADDRESS</u>	<u>LEGAL DESCRIPTION</u>
• 513 E. Hwy 114	HOOD CSL, LGE 28, LAB 2, TR 1, AB149, ACRES 1.112
• 513 E. Hwy 114	HOOD CSL, LGE 28, LAB 2, TR 1, AB149, ACRES 1.8480
• 515 E. Hwy 114	HOOD CSL, LGE 28, LAB 2, TR 1A, AB149, ACRES 0.433
• No address assigned	HOOD, CSL, LGE 28, LAB 2, TR 1, AB149, ACRES .90
• 601 E. Hwy 114	RAWLS (LEV), BLOCK 1, LOT 1, ACRES 5.6
• 601 E. Hwy 114	HOOD CSL, LGE 28, LAB 1, TR 6, AB149, ACRES 2.540
• 701 E. Hwy 114	BOEDEKER (LEV), LOT 1
• No address assigned	BOEDEKER (LEV), LOT 6
• 703 E Hwy 114	BOEDEKER (LEV), LOT 2
• No address assigned	BOEDEKER (LEV), W/2 OF LOTS 4 & 5
• No address assigned	BOEDEKER (LEV), LOT 3
• 707 E. Hwy 114	BOEDEKER (LEV), E/2 OF LOTS 4 & 5
• No address assigned	HOOD CSL, LGE 28, LAB 1, TR 2A, ACRES 3.250 (LEVELLAND OFFICE BUILDING)
• No address assigned	HOOD CSL, LGE 28, LAB 1, TR 2, AB149, ACRES 28.566
• 1303 E. Hwy 114	HOOD CSL, LGE 28, LAB 1 O/O TR2, AB149, ACRES 5.000
• 1305 E. Hwy 114	HOOD CSL, LGE 28, LAB 1, TR 4, ACRES 1.000
• 1307 E. Hwy 114	HOOD CSL, LGE 28, LAB 1, TR 1, AB149, ACRES 5.000, NO LABEL
• No address assigned	HOOD CSL, LGE 28, O/O LAB 1, TR 2, AB149, ACRES 4.700

Motion by Michael Stueart

Seconded by Jaime McCabe

To approve Ordinance #1092 on a second reading instituting a zoning change from industrial to B-2 Business District for the specified locations.

Motion carried unanimously.

FIFTH ITEM OF BUSINESS:

Consider and take necessary action on updates to Chapter 12 Parks and Lake Areas, Section 12.203 Prohibitions of the City of Levelland Code of Ordinance on a first reading.

Staff has been working on updating park ordinances to reflect the current rules of our parks as whole and making ordinance changes. In particular, park rules that have never been put into an ordinance include the prohibition of bounce houses (inflatables) and staking tents or other shade structures.

Motion by Jaime McCabe

Seconded by Bill Powell

To approve amendments to Chapter 12 of the City of Levelland Code of Ordinance on a first reading.

Motion carried unanimously.

SIXTH ITEM OF BUSINESS:

City Manager Report: Staff Updates, Project Updates, Staff/Citizen recognition, Items of Community Interest. No action will be taken.

City Manager James Fisher updated Council on the Water Meter Replacement Project, the “Slow Down-Move Over” bill in the state legislature, Easter Egg Hunt (April 12 at City Park), Spring Clean-Up on April 12, Free Measles Testing and Vaccinations, Early Voting April 22-29 with Election Day on May 3, Community Planting Day/Lemonade Day on April 26, TxDOT’s College Avenue project update, City Charter Amendments will be appearing in the Newspress.

SEVENTH ITEM OF BUSINESS:

Convene into executive session in accordance with Texas Government Code §551.074 to deliberate the appointment, employment, evaluation, duties, discipline, or dismissal of a public officer or employee: (City Manager)

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 Buxkemper convened Council into Executive Session at 7:29pm.

Mayor Buxkemper convened Council back into Open Session at 8:55pm

NINTH ITEM OF BUSINESS:

Consider and take necessary action relating to items discussed in executive session.

No Action Taken.

TENTH ITEM OF BUSINESS:

Discussion with Parkhill engineers regarding construction bids received for the Waste Water Treatment Plant project.

Council recessed from 6:38-6:50pm, then reconvened. Out of respect for the Parkhill staff in attendance, Mayor Buxkemper opted to revise the order of the meeting, and moved the Workshop before the executive sessions.

Brian Stephens and Daniel Albus presented Council with the current state of the Wastewater Treatment Plant Project. Bids came in as much as 35% higher than the OPC. Council expressed concern over what they consider to be a communication issue with Parkhill, as there was no mention of any trend showing significant increases in recent bids, making the bid amounts a surprise. Parkhill was asked if they intended to accept any of the financial responsibility for the overage, for which they offered a \$175,000 reduction in their cost.

No Action Taken.

There being no further business, the meeting adjourned at 8:55pm

Respectfully Submitted,

Andréa Corley, TRMC
City Secretary

Breann Buxkemper, Mayor