



REGULAR CITY COUNCIL MEETING
THURSDAY APRIL 21, 2022
COUNCIL CHAMBERS, KERMIT CITY HALL
VIA ZOOM
MEETING ID#83195083099
PASSWORD#553042
6:30 P.M.

1. Call meeting to order.
 - A. Any citizen recognized by the Mayor may appear to present pertinent information before the Council. The Open Meeting Law, Article 6252-17, V.T.C.S., however, prohibits the Council from rendering a decision unless prior notice has been given and posted publicly seventy-two (72) hours in advance of the meeting and the person(s) name and subject appears on the posted Agenda. Exceptions may be considered, if the request is accompanied by a statement describing the nature of the urgent public necessity requiring the addition to the Agenda no less than four (4) hours in advance of the meeting.
2. Pledge of Allegiance to the Flag/Texas Flag.
3. Invocation
4. Discuss matters of business from the public – Council Members will not deliberate any comments which are made by the general public. The Public and Council are to follow rules of the Public Comment Period as set forth in Resolution 13-06.
5. Discuss and consider approving Minutes for Regular City Council Meeting on March 17, 2022, Special City Council Meeting on March 24, 2022 and Special City Council Meeting on March 29, 2022.
6. Discuss and consider RESOLUTION 22-04 **“RESOLUTION BY THE CITY OF KERMIT, TEXAS (“CITY”) DENYING THE DISTRIBUTION COST RECOVERY FACTOR RATE REQUEST OF TEXAS-NEW MEXICO POWER COMPANY MADE ON OR ABOUT APRIL 5, 2022; AUTHORIZING PARTICIPATION IN A COALITION OF SIMILARLY SITUATED CITIES; AUTHORIZING PARTICIPATION IN RELATED RATE PROCEEDINGS; REQUIRING THE REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES; AUTHORIZING THE RETENTION OF SPECIAL COUNSEL; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.”**

7. OPEN PUBLIC HEARING: Hear comments from the public, their agents, or representatives regarding request by Chris Rushing to change pre-existing nonconforming use, Recreational Vehicle Park, to another nonconforming use, placement and operation of temporary employee housing, on a portion of the property located at 612-634 N. Pine St., Kermit, Texas.
8. CLOSE PUBLIC HEARING:
9. Discuss and consider approving Request by Chris Rushing to change pre-existing nonconforming use, Recreational Vehicle Park, to another nonconforming use, placement and operation of temporary employee housing, on a portion of the property located at 612-634 N. Pine St., Kermit, Texas.
10. OPEN PUBLIC HEARING: Hear comments from the public, their agents, or representatives regarding request by Juan R. Bonilla and Sandra P. Bonilla to change the Zoning Map for the City of Kermit by changing the Zoning District designation from Residential to Commercial (C-1 or C-2) for Lots 23, 24, 25, 27, and 28, Block 89, Kermit First Addition, an Addition to the City of Kermit, Winkler County, Texas.
11. CLOSE PUBLIC HEARING:
12. Discuss and consider approving Request by Juan R. Bonilla and Sandra P. Bonilla to change the Zoning Map for the City of Kermit by changing the Zoning District designation from Residential to Commercial (C-1 or C-2) for Lots 23, 24, 25, 27, and 28, Block 89, Kermit First Addition, an Addition to the City of Kermit, Winkler County, Texas.
13. Discuss and consider request from Mari Carmen Medina for a waiver on 300-foot proximity due to residences falling within the proximity (Sell of alcohol/beer/wine at 304 W. Austin Mary's Taqueria Restaurant-formerly Pepe's)
14. Discuss and consider request from Council Lady Corina Chavez to form Kermit Celebration Days Committee.
15. Discuss and consider payment to Texas Hotel & Lodging Association in the amount of \$1,824.75.
16. Discuss and consider approving payment to Lynch, Chappell & Alsup in the amount of \$350.00.
17. Discuss and consider project from Parkhill, Smith & Cooper for ARP Funds.
18. Discuss and consider purchasing ice machine/freezer from Community Development Fund for Kermit Celebration Days.

19. Discuss and consider abatement of nuisances and assessment of costs pursuant to Kermit Code of Ordinances Section 7.02.010 for the following properties:

105 E Plaza	Weeds/debris/junked vehicles (no structure)
825 Robinson	Weeds/debris (no structure)

20. Discuss and consider moving Municipal Clerk from PD Department to Municipal Department.

21. Discuss and consider updating the pay scale in the policy manual.

22. Discuss and consider time limit on dog impoundment at City Animal Shelter.

23. Discuss and consider approving payment of bills for the month of April 2022.

24. Departmental Reports Presentations:

A. City Manager Reports-

1. Financial/Investment Report-City Manager Frankie Davis
2. Budget Amendments
3. City of Midland
4. Demolition at 1116 ½ W San Antonio
5. Hotel/Motel Report-City Secretary Diana Franco
6. Recycle Center –

B. Water/WW – Asst. Director of Public Works Sylvester Alarcon

C. Police Department Reports –Chief of Police Jaime Ramos

1. Police Department Run Report
2. Animal Control Report
3. Code Enforcement Report

D. Municipal Court/Judge Report-Interim Terri Autrey

25. Enter into EXECUTIVE SESSION: Council may convene into a closed session in accordance with the Government Code:


1. Section 551.074 Personnel Matters
 - a. Municipal Court Judge
 - b. Finance Director
2. Section 551.071 Consultation with Attorney
 - a. Kermit Chamber of Commerce - Hotel Motel Tax Funds
 - b. EEOC Complaint by former KPD Officer Gilbert Towns

26. Return to OPEN SESSION:

a.) Consider and act upon items listed under Item **No. 25**– Executive Session, as Necessary

27. Adjourn Regular City Council Meeting.

The Mayor and City Council of the City of Kermit reserve the right to go into Executive Session on any of these items if discussion of said items falls under exceptions listed in the Local Government Code, Section 551. I certify that the above notice of meeting has been posted on the bulletin board In City Hall, on the front door of City Hall and the bulletin board in the Police Annex of Kermit, Texas on Monday April 18, 2022 by 5:00 P.M.


City Secretary, Diana Franco

City Council meetings are available to all persons regardless of disability. Individuals with disabilities who require special assistance should contact the City Secretary's office at (432) 586-3460, or 110 S Tornillo, Kermit, TX during normal business hours at least twenty-four hours in advance of the meeting.