

The Childress City Council met in Regular Session Monday, March 14th, 2022, at 6:00 p.m. in the Council Chambers, Childress City Hall, 315 Commerce St., Childress, TX 79201.

Mayor Cary Preston (absent)

**Aldermen Marino Rodríguez
Gary Clark
John Preston
C.T. Taylor
Sharon Johnson**

**City Manager Kevin Hodges
City Attorney Steve Bird**

Mayor Pro-Temp Rodriguez led invocation and Pledge of Allegiance.

Public Comment:

Larry Johnson was present to inquire about upcoming paving project. Council advised that Council had already taken action and approved the blocks to be included in upcoming project.

Marcus Jalomo and Marsha Simpkins were present to discuss TABC variance. No action.

Members of the community (Kelsy Hinton, Jim Dowis, Martin Rodriguez, Pete Braddock, Kyle Davies, Linda Doss) were present to discuss their concerns with the sale of alcohol at 202 2nd St. SE. No action

Minutes of February 11, 18, and 22 were presented. Motion to approve the Minutes made by Alderwoman Johnson; Seconded by Alderman Taylor. All Ayes.

Discussed potential alcohol variance for 202 2nd St. SE. Motion to table item for further review of Planning and Zoning actions and Ordinance made by Alderwoman Johnson; Seconded by Alderman Preston. All Ayes.

Discussed Todd and Dajuana Nelson's request for road closure. City Attorney Steve Bird advised the issue the Nelson's are likely incurring is due to the type of deed they were issued. The quitclaim deed that was issued will not work for titling purposes. Mr. Bird continued that currently there are lines that are crossing the property in question. Mr. Bird advised that while the City must maintain access and the ability to service lines on the property, he does suggest that the City authorize providing the Nelson's a Deed that should resolve the issues they are experiencing. Mr. Bird advised he would issue a Deed without Warranty. Council sought clarification: This item can be addressed without further Council action, is that right? City Attorney advised yes, will be same terms as current deed, just correcting from a quitclaim deed. No action.

Discussed appointments to Charter Committee. Tabled.

HOT Report Tabled.

Opened sealed bids for RFP – Infrastructure Asset Management. PRPC coordinated the procurement. One bid was submitted. GWorks bid on the project. No action.

Discussed purchase of fleet vehicles; Police fleet vehicles, items being paid off and coming out of debt service; and upcoming fleet needs. Discussed Chargers vs Tahoes; Discussed upcoming golf cart lease; Discussed Fire Department needs. City Manager Kevin Hodges suggested to transfer TXDOT Airport Matching funds \$250,000.00 to Money Market account but advised doing so, and honoring the Investment Policy enacted, would make it difficult to pay for cash in full for the approved trash truck. No action.

Presented and read Certification of Unopposed Candidates for the May 2022 Election. Mayor, Alderpersons 4, & 5 were unopposed. Motion to accept the Certification made by Alderman Taylor; Seconded by Alderman Clark. All Ayes.

Presented and read Resolution 03142022 – Cancellation of May 7th 2022 Election and Declaring Unopposed Candidates Elected.

RESOLUTION NO. 03142022

A RESOLUTION DECLARING UNOPPOSED CANDIDATES IN THE MAY 7, 2022 GENERAL CITY ELECTION ELECTED TO OFFICE; CANCELING THE ELECTION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the General City Election was called for May 7th, 2022 for the purpose of electing a Mayor and two (2) Alderpersons for the terms that expire in May 2022; and

WHEREAS, pursuant to Section 2.052, Texas Election Code, the City Secretary has certified in writing that no person has made a declaration of write-in candidacy, and that each candidate on the ballot is unopposed for election to office and;

WHEREAS, under these circumstances, Subchapter C, Chapter 2, Texas Election Code, authorized the City Council to declare the candidates elected to office and cancel the election.

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHILDRESS, TEXAS:

SECTION 1: The following candidates, who are unopposed in the May 7th, 2022 General City Election, are declared elected to office, and shall be issued certificates of election following the time the election would be canvassed:

MAYOR – CARY PRESTON

ALDERPERSON PLACE 4 – SHARON JOHNSON

ALDERPERSON PLACE 5 – MARINO RODRIGUEZ

SECTION 2: The May 7th, 2022 General City Election is canceled, and the City Secretary is directed to cause a copy of this Resolution or notice to be posted on Election Day at each polling place used or that would have been used in the election.

SECTION 3: It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Resolution are severable, and if any phrase, clause, sentence, paragraph, or section of this Resolution is declared invalid by the judgement or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Resolution since the City Council would have enacted them without the invalid portion.

SECTION 4: This Resolution is effective immediately upon its passage and approval and publication as may be required by governing law.

INTRODUCED AND PASSED by the City Council of the City of Childress, Texas, on this 14th day of March, 2022.

Roll call vote on Resolution:

Aye: Alderman Clark; Alderman Taylor; Alderman Preston; Alderwoman Johnson, Mayor Pro Temp Rodriguez

Nay: none

Abstain: none

Council notified the public of their intent to enter into executive session to consult with Attorney on matters relating to annexation and real property.

Council entered executive at 7:42 p.m.

Council exited executive session and re-entered open session at 8:07

With there being no further business, Council adjourned 8:10 p.m.

The minutes were read and approved the ____ day of June 2022.

Cary Preston, Mayor

ATTEST:

Kevin Hodges, City Manager