



PLAINVIEW, TX

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CITY COUNCIL AGENDA

The Plainview City Council will hold a meeting at **6:30 p.m., Tuesday, February 28, 2023** in the **Council Chambers, 202 W. 5th Street, Plainview, Texas**. The Council will meet in **Work Session at 6:30 p.m. The regular meeting will begin immediately following the Work Session**. Action may be taken on each agenda item.

This notice is posted pursuant to the Texas Open Meetings Act. [Tex. Gov't Code Ann. Sec. 551.001 et. seq.] The Council reserves the right to conduct a closed meeting on any agenda items in accordance with Tex. Gov't Code Ann., Chapter 551, Subchapter D. This meeting is also being conducted in accordance with the Americans with Disabilities Act [42 USC 12101 et. seq.]. The facility is wheelchair accessible and handicap parking is available. Requests for sign interpretive services are available upon requests received at least 48 hours prior to the meeting. To make arrangements for those services call 296-1107.

OPEN MEETING

WORK SESSION

- A. Review Agenda items for regular meeting

REGULAR MEETING ITEMS

1. Invocation –
Pledge of Allegiance
2. Recognitions –
3. Consent Calendar

ALL MATTERS UNDER ITEM 3 CONSENT CALENDAR ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED ON A MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS OTHER THAN THE ASKING OF QUESTIONS FOR SIMPLE CLARIFICATION. BY REQUEST BY ANY COUNCILMEMBER ANY ITEM MAY BE REMOVED FROM THE CONSENT CALENDAR. SUCH REQUEST MAY BE MADE ANY TIME PRIOR TO THE TAKING OF A VOTE ON THE CONSENT CALENDAR. ALL REMOVED ITEMS SHALL BE CONSIDERED IN THE ORDER IN WHICH THEY ARE REMOVED, IMMEDIATELY FOLLOWING THE CONSIDERATION OF THE CONSENT CALENDAR

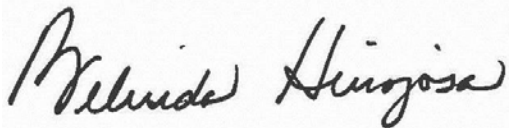
- a) Excused Absences
- b) Minutes of February 9, 2023 and February 14, 2023
- c) Financial Report
- d) Reappoint David McDonald to the Airport Board with said term to expire on January 1, 2027
- e) Reappoint Kimberlee Bentley and Johnny Hill to the Board of Health with said terms to expire on January 1, 2025
- f) Appoint Larry Williams to the Building Trades/Fire Code Board of Appeals with said term to expire on January 1, 2027
- g) Appoint Judy Dugas to the Library Board with said term to expire on December 31, 2023
- h) Appoint Hari Krishna, Emily Parker, Terra James and Sheila McKay to the Downtown Plainview/Main Street Program/Tourism Coordinating Board with said terms to expire on January 1, 2025
- i) Appoint Debbi Wilkins and Lyn Baker to the Parks Advisory Board with said terms to expire on January 1, 2027
- j) Reappoint Danny Murphree, Chris LeFevre, Chris Williams and appoint Sally Bishop to the Planning and Zoning Commission with said terms to expire on January 1, 2025.
- k) Appoint Nick Mogg, Tyler James, Phyllis Wall and Larry Williams as alternates to the Planning and Zoning Commission with said terms to expire on January 1, 2025.
- l) Reappoint Elsa Cooper, Nicki Logan, Gary Stennett and Rodney Watson to the Runningwater Draw RSVP Board with said terms to expire on December 31, 2025.
- m) Reappoint Chris LeFevre and appoint Larry Williams to the Zoning Board of Adjustment with said terms to expire on January 1, 2025.
- n) Authorize City Manager to execute settlement agreements and related assignment of legal rights and claims regarding Aquatic Center subcontractor claims in conjunction with *City of Plainview v. USA Management, LLC*; Cause No. B44456-2209 in the 242nd Judicial District of Hale County.

REGULAR AGENDA

- 4. Presentation of Police Department Racial Profiling Report and Annual Operations Report
- 5. An Ordinance Amending the Code of Ordinances of the City of Plainview, Texas by Adding Article 4.13, "Amusement Redemption Machines Game Rooms" Concerning the Regulation and Conduct of Amusement Redemption Machine Game Rooms Within the City; Establishing a Licensing and Regulatory Process for Amusement Redemption Machines; Providing an Appeals Process; Providing for a Penalty Not to Exceed \$500.00 for Each Offense; Providing an Effective Date; Providing a Savings Clause; Providing a Repealer and Providing for Publication. (Ordinance No. 23-3741 - Second Reading)

6. A Resolution by the City of Plainview, Texas ("City") Suspending Southwestern Public Service Company's Proposed Effective Date In Connection With Its Statement Of Intent Submitted On About February 8, 2023; Authorizing The City's Continued Participation With Other Cities In The Alliance Of Xcel Municipalities ("AXM") To Direct The Activities Of Lawyers And Consultants And Participation In Related Rate Proceedings; Authorizing The Hiring Of Attorneys And Consultants; Requiring Reimbursement Of Reasonable Legal And Consultant Expenses; Requiring Proof Of Notice; Finding That The Meeting Complies With The Open Meetings Act; Making Other Findings And Provisions Related To The Subject; And Declaring An Effective Date (Resolution R23-594)
7. A Resolution of the City Council of the City of Plainview, Texas, Stating That the City Council Has Reviewed and Adopted an Investment Policy in Accordance with Texas Government Code Chapter 2256, the Public Funds Investment Act, Requiring the Governing Body to Review Investment Policy as Well as Investment Strategy for Public Fund Investment; And Declaring an Effective Date (Resolution R23-595)
8. A Resolution Authorizing the Execution of an Agreement to Contribute Funds and Designation of the Texas Department of Transportation as the Agency Responsible for the Development and Maintenance of State Highway 194 and Appropriating the necessary Funds (Resolution R23-596)
9. Consider approval of the Utility Agreement between the City of Plainview and the Texas Department of Transportation (TxDOT) for the Quincy Street Utility Relocations and authorize Mayor to sign the necessary documents.
10. A Resolution of the City Council of the City of Plainview Authorizing the Submittal of an Application for State Participation in the Relocation of Certain Publicly-Owned Utility Facilities of the City of Plainview in Cooperation with the Texas Department of Transportation State Highway 194 Reconstruction Project (ROW CSJ: 0429-05-027)
11. Confirm City Manager's appointment of the Director of Public Works Position
12. Adjournment

Posted February 24, 2023 at 11:45 a.m.



Belinda Hinojosa
City Secretary