

City of Alpine
Regular City Council Meeting
Tuesday, February 5, 2019
5:30 P.M.
Minutes

1. Call to Order, Invocation and Pledge of allegiance to the flags – Mayor Ramos called the meeting to order. The meeting was held in the Council Chambers at 803 West Holland in the City of Alpine, Texas. Dr. Nancy Antrim gave the invocation. Mayor Ramos led the pledge of allegiance to the flags.
2. Determination of a quorum and proof of notice of the meeting – Councilor Curry, Councilor Olivas, Councilor Escovedo and Councilor Stephens and Mayor Ramos were present. Councilor Fitzgerald, was absent and excused. City Manager, Jessica Garza reported that the agenda was posted at 1:00 P.M. on February 1, 2019. Megan Antrim, and Abel Hinojos were also present.
3. Presentations, recognitions and proclamations – (A. Ramos, Mayor) –
 - Randy Guzman
 - Brenda Chambliss
 - Abel Hinojos
 - Jennifer Patterson
4. Reports –
 - City Mayor's Report – (A. Ramos, Mayor) –
 - Illegal Dumping
 - City Manager Report –
 - Update on TECQ
 - City Staff Updates – None
 - A. Quarterly Report – Police Dept./Animal Control by Lieutenant Fierro.
 - B. Annual Racial Profiling Report for 2018 by Lieutenant Fierro.
5. Public Hearings –
 - A. Public Hearing to obtain citizens views and comments concerning application for the zoning change from R-1 to R-3. Legal description of a 5.475 acre tract of land out of Section 102 in Block 9, G.H. & S.A. RY CO Survey being out of a 10.16 acre tract of land described in Book 324 at Page 164 both recorded among the Official Public Records of Brewster County, Texas. Record owner is Brad M. Obbink.
 - B. Public Hearing to discuss the community development needs of the City of Alpine prior to the proposed submission of a Program Year 2019-2020 TxCDBG Application to the Texas Department of Agriculture-Office of Rural Affairs.
 - C. Public Hearing to obtain citizens views and comments concerning a Conditional Use Permit application. Identification/Street address is 1006 Matewan Dr., Alpine, Texas. Legal description is Alpine Country Club Estates, Phase 1, Lot 255. Record owner is Curtis Jahnke.
 - D. Public Hearing to obtain citizens views and comments concerning Ordinance 2019-01-01 providing for changes to implement plan for 6th street by changing certain traffic controls and parking regulations: 1) Repeal Ordinance 2010-04-01 that established a loading and unloading zone on the east side of 6th avenue in the 100 block. 2) Create a no parking zone on the east side of 6th street for the entire block. 3) Create a 60 degree angle parking on the west side of 6th

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street for the entire block utilizing the design and contractor donated by a private citizen to design and paint the angled parking. The angle parking will include at least one handicap space and comply with City Ordinance.

6. Consent Agenda – (Minutes, Financial reports, Department written reports, board appointments, etc.) – None

(Notice to the Public – The following items are of a routine and administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.) –

- A. Approval of minutes from the City Council meeting on January 15, 2019. (J. Garza, City Manager)
- B. Approval of minutes from the City Council meeting on January 29, 2019. (J. Garza, City Manager)

Motion was made by Councilor Stephens, by Resolution 2019-02-03, to pull items A & B from the consent agenda. Motion was seconded by Councilor Escovedo. Motion unanimously carried.

7. Information or Discussion items –

- A. Provide an update for the Brewster County Appraisal District. (R. Stephens, City Council)
- B. Discuss utility billing issues and Ordinance amendment authorizing waivers. (J. Garza, City Manager)

8. Action Items to be accompanied by a brief statement of facts, including where funds are coming from, if applicable. (Action items limited to (up to) 10 per meeting.) (Citizens are allowed to comment—limited to 3 minutes – after being called upon by Mayor or Mayor Pro Tem) Citizens are required to state their name and the Ward in which they reside. Priority will be given to citizens of Alpine and those who own businesses or property in the City. Individuals who do not live in, or own businesses or property in the City limits of Alpine, will be allowed to speak if there is time available.)

Consent agenda moved to Action items:

- A. Approval of minutes from the City Council meeting on January 15, 2019. (J. Garza, City Manager)
- B. Approval of minutes from the City Council meeting on January 29, 2019. (J. Garza, City Manager)

Motion was made by Councilor Stephens, by Resolution 2019-02-04 to approve minutes from January 15, 2019 with a correction of “No Action” for items nine (9) and (10). Motion was seconded by Councilor Escovedo. Motion unanimously carried.

Motion was made by Councilor Stephens, by Resolution 2019-02-04 to approve minutes from January 29, 2019 with a correction on item nine (9) should be consistent, Councilor Fitzgerald – no comment. Motion was seconded by Councilor Escovedo. Motion unanimously carried.

- 1. Discuss, consider, and take action to approve Resolution 2019-02-02 to the State Legislature opposing legislative interference with local services, local revenue and local control. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-02 to take strong action to approve the Resolution to the State Legislature opposing legislative interference with local services, local revenue and local control with one edit to the Resolution, to be changed from Andrews to Alpine. Motion was seconded by Councilor Curry. Motion unanimously carried.

2. Discuss, consider, and take action approving the Joint Election Service Contract between the City of Alpine and Brewster County for May 4, 2019 election. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-05 to approve the Joint Election Service Contract between the City of Alpine and Brewster County for May 4, 2019 election valued at \$895.00. Motion was seconded by Councilor Olivas. Motion unanimously carried.
3. Discuss, consider, and take action to accept the proposal from KSA Engineering to conduct a street evaluation and improvement planning study. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-06 to accept the proposal from KSA Engineering to conduct a street evaluation and improvement planning study. Motion was seconded by Councilor Curry. Councilor Stephens and Councilor Curry voted for and Councilor Olivas and Councilor Escovedo voted against. Mayor Ramos broke the tie and opposed the proposal. Motion failed.
4. Discuss, consider, and take action to award a Professional Service Contract to small Public Water and Wastewater System. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-07 to award a Professional Service Contract to Parkhill, Smith, and Cooper for the purpose of providing management assistance for a small Public Water and Wastewater System at a value of \$150,000. Motion was seconded by Councilor Curry. Councilor Curry and Councilor Olivas voted for. Councilor Escovedo and Councilor Stephens voted against. Mayor Ramos broke the tie voting to award the contract. Motion was 3 for and 2 against.
5. Discuss, consider, and take action to approve a Resolution 2019-02-01 to award a Professional Service Contract to Enprotec/Hibbs, & Todd for the purpose of providing engineering services for the Texas Development of Agriculture-Community Development Block Grant. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-01 to approve to award a Professional Service Contract to Enprotec/Hibbs & Todd for the purpose of providing engineering services for the Texas Development of Agriculture-Community Development Block Grant. Motion was seconded by Councilor Olivas. Motion unanimously carried.
6. Discuss, consider, and take action on Ordinance 2019-02-02, amending Article VI, “Public Information Requests” of Chapter 2, “Administration”, of the Code of Ordinances, to provide that the “Public Information Officer” for the City is the City Secretary. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-08 on Ordinance 2019-02-02 amending Article VI. “Public Information Request” of Chapter 2 “Administration”, of the Code of Ordinances to provide that the “Public Information Officer” for the City is the City Secretary. Motion was seconded by Councilor Escovedo. Motion unanimously carried.
7. Discuss, consider, and take action on Ordinance 2019-02-03, amending Division 1, “High Grass and Weeds”, of Chapter 54, “Health and Sanitation”, of the Code of Ordinances, to provide that the Building Official or Code Enforcement, or their designee, may give notice to an owner of property upon which high grass and weeds exist to abate the nuisance. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-09 to take action on Ordinance 2019-02-03, amending Division I, “High Grass and Weeds” of Chapter 54, “Health and Sanitation”, of the Code of Ordinances, to provide that the Building Official or Code Enforcement, or their designee, may give notice to an owner of property upon which high grass and weeds exist to abate the nuisance. Motion was seconded by Councilor Curry. Motion unanimously carried.
8. Discuss, consider, and take action to approve an application for the zoning change from R-1 to R-3. Legal description of a 5.475 acre tract of land out of Section 102 in Block 9, G.H. & S.A. RY CO Survey being out of a 10.16 acre tract of land described

in Book 324 at Page 164 both recorded among the Official Public Records of Brewster County, Texas. Record owner is Brad M. Obbink. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-10 to approve an application for the zoning change from R-1 to R-3. Legal description of a 50475 acre tract of land out of Section 102 in Block 9, G.H. & S.A. RY CO Survey being out of a 10.16 acre tract of land described in Book 324 at Page 164 both recorded among the Official Public Records of Brewster County, Texas. Record owner is Brad M. Obbink. Motion was seconded by Councilor Olivas. Motion unanimously carried.

9. Discuss, consider, and take action to approve a Conditional Use Permit application. Property Identification/Street address is 1006 Matewan Dr., Alpine, Texas. Legal description is Alpine Country Club Estates, Phase 1, Lot 255. Record owner is Curtis Jahnke. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-02-11 to approve a Conditional Use Permit application. Property Identification/Street address is 1006 Matewan Dr., Alpine, Texas. Legal description is Alpine Country Club Estates, Phase 1, Lot 255. Record owner is Curtis Jahnke. Motion was seconded by Councilor Escovedo. Motion unanimously carried.

10. Discuss, consider, and take action to approve Ordinance 2019-01-01 providing for changes to implement plan for 6th street by changing certain traffic controls and parking regulations: 1) Repeal Ordinance 2010-04-01 that established a loading and unloading zone on the east side of 6th street avenue in the 100 block. 2) Create a no parking zone on the east side of 6th street for the entire block. 3) Create a 60 degree angle parking on the west side of 6th street for the entire block utilizing the design and contractor donated by a private citizen to design and paint the angled parking. The angle parking will include at least one handicap space and comply with City Ordinance. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-02-12 approve Ordinance 2019-01-01 providing for changes to implement plan for 6th street by changing certain traffic controls and parking regulations: 1) Repeal Ordinance 2010-04-01 that established a loading and unloading zone on the east side of 6th street avenue in the 100 block. 2) Create a no parking zone on the east side of 6th street for the entire block. 3) Create a 60 degree angle parking on the west side of 6th street for the entire block utilizing the design and contractor donated by a private citizen to design and paint the angled parking. The angle parking will include at least one handicap space and comply with City Ordinance. Motion was seconded by Councilor Escovedo. Motion unanimously carried.

9. Councilmember Comments and Answers – No discussion or action may take place.

Councilor Stephens – No comment

Councilor Escovedo – No comment

Councilor Fitzgerald – Absent

Councilor Olivas – No comment

Councilor Curry – No comment

Mayor Ramos – No comment

10. Executive Session – Pursuant to Texas Government Code 551.071- Consultation with Attorney on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Profession conduct conflicts with this chapter. – None

NOTICE: The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on the posted agenda, above, as authorized by

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the Texas Government Code, Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), and 551.086 (economic development).

11. Action after Executive Session – None

12. ADJOURNMENT

I certify that this notice was posted at 1:00 P.M. on February 1, 2019, pursuant to Texas Open Meetings Act. (Texas Vernon's Annotated Civil statutes, section 551.043 Texas Government Code.) This facility is wheelchair accessible and accessible parking space is available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the city secretary's office at (432) 837-3301 or fax (432) 837-2044 for further information.

Andres "Andy" Ramos, Mayor

Attest:

Cynthia Salas, City Secretary

I, Cynthia Salas, City Secretary, do certify that this notice was posted at 1:00 P.M. on February 1, 2019, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Cynthia Salas, City Secretary