

City of Alpine
Regular City Council Meeting
Tuesday, March 19, 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. Virginia Knab 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 Secretary, Cynthia Salas reported that the agenda was posted at 11:00 A.M. on March 15, 2019. City Manager, Jessica Garza, Megan Antrim, Melissa Cobos, and Geo Calderon were also present.
3. Presentations, recognitions and proclamations – (A. Ramos, Mayor) –
 - A. Presentation of Certificate of Thanks to Kyp Angel for 10 years plus years of service as a member of and Chair of the Alpine Airport Advisory Board,
4. Reports –
 - City Mayor's Report – (A. Ramos, Mayor) – None
 - City Manager Report – None
 - City Staff Updates –
 - A. Municipal Court Report by Judge Sandy Stewart.
5. Public Hearings –
 - A. Public Hearing to obtain citizens views and comments concerning a zoning change application from R-1 to C-2 intended land use to expand a Non-Profit Federally Qualified Health Center. Legal description being all of Block ten (10), North Heights Addition, to the City of Alpine, Brewster County, Texas, as the same appears in plat envelope no. 63 on file in the office of the Country Clerk of Brewster County, Texas; save and except the following: that portion of lots one (1), two (2), and three (3), conveyed to the State of Texas for highway purposes; and the West 95.32 feet of Block ten (10), being 0.61 acres, more or less, conveyed by Charles C. Lightsey ET UX Wanda P. Lightsey, to traid development partnership, by deed records of Brewster County, Texas.
 - B. Public Hearing to obtain citizens views and comments concerning Ordinance 2019-03-02 amending Ordinance No. 2016-11-01, rules and regulations for the Alpine Casparis Municipal Airport, Section 1, "Use of Airport Restricted," to add certain reporting requirements for any person using the airport for business or commercial purposes; providing that this Ordinance shall be cumulative; providing a severability clause; providing for a savings clause; providing a penalty clause; providing for publication in the official newspaper; and providing an effective date.
 - C. Public Hearing to obtain citizens views and comments concerning 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; providing that this Ordinance shall be cumulative; providing a severability clause; providing for publication for publication in the official newspaper; and providing an effective date.

6. Consent Agenda – (Minutes, Financial reports, Department written reports, board appointments, etc.) –

(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 City Council meeting on March 5, 2019. (J. Garza, City Manager)
- B. Approval of Marbert Moore as the Chairman of the Alpine Airport Advisory Board. (R. Stephens, City Council)
- C. Approval of Dr. Norval Kneten as a member of the Alpine Airport Advisory Board. (L. Escovedo, City Council)

Motion was made by Councilor Stephens, by Resolution 2019-03-12 to approve the consent agenda with the correction of the City Council minutes from March 5, 2019 on action item # 4 on the amount of \$210.00 to \$210,000. Motion was seconded by Councilor Escovedo. Motion unanimously carried.

7. Information or Discussion items – Details of the information and discussion are available by request.

- A. Quarterly Report – Airport Advisory Board by Megan Antrim.
- B. Quarterly Report – Visitor Center by Ellen Melvin.
- C. Quarterly Report – Tourism by Director Chris Ruggia.
- D. City Manager discuss the rationale behind the City of Alpine stopping average or balance billing for utilities. (R. Stephens, City Council)
- E. City Manager discuss and provide an update on the city road maintenance plan for the current fiscal year including specific road priorities, and availability and cost of material since material has not yet been ordered. (R. Stephens, City Council)
- F. City Manager provide an update on the organization chart and status of staffing shortage. (R. Stephens, City Council)
- G. City Manager provide an update on the strategy and the next steps following evaluation and appraisal of city buildings. (R. Stephens, City Council)
- H. City Manager provide an overview of and update on the Convention Center Concept that was presented at two open forums. (R. Stephens, City Council)
- I. Discussion from Parks & Recreation that the City partner with the Leisure and Outdoor Recreation program in the Department of Kinesiology and Human Performance at Sul Ross State University in developing parks-relation service learning projects. (R. Stephens, City Council)
- J. Discuss the status of the Master Fee Schedule and Milestones going forward. (R. Stephens, City Council)
- K. Discuss the request for funding the Family Crisis Center. (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.) –

- 1. Discuss, consider, approving Certification of unopposed Candidate for City Councilmember Ward 3 and Councilmember Ward 5, and approving Order of

Cancellation for unopposed Councilmember Ward 3 and Councilmember Ward 5. Councilmembers will automatically be elected. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-13 to approve the Certification of unopposed Candidate for City Councilmember Ward 3 and Councilmember Ward 5, and approving Order of Cancellation for unopposed Councilmember Ward 3 and Councilmember Ward 5. Councilmembers will automatically be elected. Motion was seconded by Councilor Escovedo. Motion unanimously carried.

2. Discuss, consider, the first reading of Ordinance 2019-03-01 of the City of Alpine, Texas amending Chapter 94, "Traffic and Vehicles," of the Code of Ordinances, City of Alpine, Texas to require a fee for requested Police escort services; providing that this Ordinance shall be cumulative; providing a severability clause; providing for a savings clause; providing a penalty clause; providing for publication in the official newspaper; and providing an effective date. (R. Stephens, City Council).- Motion was made by Councilor Stephens, by Resolution 2019-03-14 for the first reading of Ordinance 2019-03-01 of the City of Alpine, Texas amending Chapter 94. "Traffic and Vehicles," of the Code of Ordinances, City of Alpine, Texas to require a fee for requested Police escort services; providing that this Ordinance shall be cumulative; providing a severability clause; providing for a saving clause; providing a penalty clause; providing for publication in the official newspaper and providing an effective date. Motion was seconded by Councilor Curry. Motion unanimously carried.
3. Discuss, consider, the second and final reading for a zoning change application from R-1 to C-2 intended land use to expand a Non-Profit Federally Qualified Health Care Center. Legal description being all of Block ten (10), North Heights Addition, to the City of Alpine, Brewster County, Texas, as the same appears in plat envelope no. 63 on file in the office of the County Clerk of Brewster County, Texas; save and except the following: that portion of lots one (1), two (2), and three (3), conveyed to the State of Texas for highway purposes; and the West 95.32 feet of Block ten (10), being 0.61 acres, more or less, conveyed by Charles C. Lightsey ET UX, Wanda P. Lightsey, to traid development partnership, by deed records of Brewster County, Texas. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-15 for the second and final reading for a zoning change application from R-1 to C-2 intended land use to expand a Non-Profit Federally Qualified Health Care Center. Legal description being all of Block ten (10), North Heights Addition, to the City of Alpine, Brewster County Clerk of Brewster County, Texas; save and except the following: that portion of lots one (1), two (2), and three (3), conveyed to the State of Texas for highway purposes; and the West 95.32 feet of Block ten (10), being 0.61 acres, more or less, conveyed by Charles C. Lightsey ET UX. Wanda P. Lightsey to Traid development partnership by deed records of Brewster County, Texas. Motion was seconded by Councilor Curry. Motion unanimously carried.
4. Discuss, consider, and take action on the recommendation from the Alpine Parks and Recreation Board to rename the ball field at Centennial for Mr. Val Lujan. Ms. Lujan and Joe Torres have volunteered to incur all costs associated with the signage related to the renaming. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-16 to take action on the recommendation from the Alpine Parks and Recreation Board to rename the ball field at Centennial for Mr. Val Lujan. Ms. Lujan and Joe Torres have volunteered to incur all costs associated with the signage related to the renaming. Motion was seconded by Councilor Escovedo. Motion unanimously passed.
5. Discuss, consider, and take action to adopt Ordinance 2019-03-02 amending Ordinance No. 2016-11-01, rules and regulations for the Alpine Casparis Municipal Airport, Section 1, "Use of Airport Restricted," to add certain reporting requirements for any person using the airport for business or commercial purposes; providing that this Ordinance shall be cumulative; providing a severability clause; providing for a savings

clause; providing a penalty clause; providing for publication in the official newspaper; and providing for publication in the official newspaper; and providing an effective date. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-17 to adopt Ordinance 2019-03-02 amending Ordinance No. 2016-11-01, rules and regulations for the Alpine Casparis Municipal Airport Section 1, “Use of Airport Restricted”, to add certain reporting requirements for any person using the airport for business or commercial purposes; providing that this Ordinance shall be cumulative; providing a severability clause; providing for a saving clause; providing a penalty clause; providing for publication in the official newspaper and providing for publication in the official newspaper; and providing an effective date. Motion was seconded by Council Curry. Motion unanimously carried.

6. Discuss, consider, and take action on the second and final reading of 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. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-18 to take action on the second and final reading of 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. Motion was seconded by Councilor Escovedo. Motion unanimously carried.
7. Discuss, consider, and take action to adopt Resolution 2019-03-02 that would allow city owned photos by Barney Nelson that were in the Chute, but are no longer displayed, to be loaned to Big Bend Saddlery for display that includes on display documentation that the photos are on loan from the City of Alpine. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-19 to adopt Resolution 2019-03-02 that would allow city owned photos by Barney Nelson that were in the Chute, but are no longer displayed, to be loaned to Big Bend Saddlery for display that includes on display documentation that the photos are on loan from the City of Alpine. Motion was seconded by Councilor Curry. Motion unanimously carried.
8. Discuss, consider, and take action to adopt Resolution 2019-03-01 requesting the Texas Legislature repeal Texas Tax Code Section 351.1035 stipulating how the City of Alpine may expend its Municipal Hotel Occupancy Tax Revenue. (J. Garza, City Manager) – Motion was made by Councilor Stephens, by Resolution 2019-03-20 to adopt Resolution 2019-03-01 but removing all of the words after economy in the third WEREAS requesting the Texas Legislature repeal Texas Tax Code Section 351.1035 stipulating how the City of Alpine may expend its Municipal Hotel Occupancy Tax Revenue. Motion was seconded by Councilor Olivas. Motion unanimously carried.
9. Discuss and consider, and take action to approve an Ordinance requiring contractors to register with the City of Alpine prior to doing business within the city limits. (J. Garza, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-21 to approve on Ordinance requiring contractors to register with the City of Alpine prior to doing business within the city limits. Motion was seconded by Councilor Curry. Motion unanimously carried.
10. Discuss, consider, and take action to accept the proposal from KSA Engineering to conduct a street evaluation and improvement planning study. (M. Curry, City Council) Motion was made by Councilor Curry, by Resolution 2019-03-22 to accept the proposal from KSA Engineering to conduct a street evaluation and improvement planning study. Motion was seconded by Councilor Olivas. Councilor Curry voted for, Councilor Olivas abstained, and Councilor Escovedo and Councilor Stephens voted against. Motion failed.

9. Councilmember Comments and Answers – No discussion or action may take place. – Individual Council member comments are available by request.

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 for which it is the duty of the City Attorney under the Texas Disciplinary Rules of Profession conduct conflicts with this chapter and requires discussion of the item in closed session) and 551.071 (consultation with attorney regarding potential or contemplated claims against the City)

Motion was made by Councilor Stephens, by Resolution 2019-03-23 that City Council extend its meeting beyond the 9:00pm time-limited set by Ordinance. Motion was seconded by Councilor Olivas. Motion passed 4 -0 (8:56 p.m.)

Motion was made by Councilor Stephens, by Resolution 2019-03-24 to go into executive session. Motion was seconded by Councilor Curry. Motion passed 4-0. (8:31 p.m.) and ended at (8:55 p.m.)

- A. Update on action to hire an independent city manager consultant to assist the City Council on personnel matters. (R. Stephens, City Manager)
- B. Consultation with City Attorney concerning contemplated claims against the City under employee benefits agreement. (J. Garza, City Manager)

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 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) of Chapter 551 of the Texas Government Code.

11. Action after Executive Session –

Motion was made by Councilor Stephens, by Resolution 2019-03-25 to end executive session (9:08 p.m.) Motion was seconded by Councilor Escovedo. Motion was made by Councilor Stephens to reconvene back into open session at 9:09 p.m.

- A. Action, if any, to hire an independent city manager consultant to assist the City Council on personnel matters. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2019-03-23 to provide a letter to all City employees, signed by the Mayor and Council members, regarding the City Council hiring Ron Holifield of SGR as the independent city manager consultant report to and assist the City Council in personnel matters, and that letter is to be provided within 48 hours. Motion was seconded by Councilor Curry. Motion unanimously carried.

12. Adjournment

I certify that this notice was posted at 11:00 A.M. on March 15, 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 11:00 A.M. on March 15, 2019, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Cynthia Salas, City Secretary