

City of Alpine
Regular City Council Meeting
Tuesday, June 02, 2020
5:30 P.M.
Minutes

1. Call to Order, and Pledge of allegiance to the flags – Mayor Ramos called the meeting to order. The meeting was held via Zoom Conference in the City of Alpine, Texas. 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 Betty Fitzgerald, Councilor Escovedo, Councilor Stephens, and Mayor Ramos were present via zoom. City Secretary, Cynthia Salas reported that the agenda was posted at 4:00 P.M. on May 28, 2020. City Manager Erik Zimmer, City Secretary, Cynthia Salas, and City Attorney Rod Ponton also attended via zoom.
3. Public Comments (limited to 3 minutes per person) –
4. Presentations, Recognitions and Proclamations – (A. Ramos, Mayor) –
 - Certificate of Recognition – SRSU Honors Convocation – Outstanding Undergraduate Student in Business Administration Award – Geo Calderon.
5. Reports – Copies of the charts presented during the meeting are posted on the City website at <https://www.cityofalpine.com/Alpine%20City%20Council%20-%20CM%20Report%203-17-2020.pdf>

City Mayor's Report – (A. Ramos, Mayor) – None

City Attorney's Report –

- Recommendations for Post-Covid state law changes – Municipal powers vs State powers

City Manager Report –

- COVID-19 Update
- Updates on Pool/Recreation Program
- Large Group Gatherings
- Fire Department Asset Update
- Future Council Meetings / Location

City Staff Updates –

- Quarterly Update – Environmental Services by Adelina Beall.
- Tourism / Travel / COVID Update by Director of Tourism Chris Ruggia.
- Update by Director of Finance Megan Antrim.
- Update by Director of Utilities Scott Perry.

6. Public Hearings – None
7. 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the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.)

1. Approval of minutes from City Council meeting on May 19, 2020. (E. Zimmer, City Manager)

Motion was made by Councilor Stephens, by Resolution 2020-06-01 to approve the consent agenda as presented. Motion was seconded by Councilor Lucy Escovedo. Motion unanimously carried.

8. Information or Discussion items –

1. Discussion on Short-Term Rental Ordinance. (E. Zimmer, City Manager)
2. Discussion on Loud Noise Ordinance. (E. Zimmer, City Manager)

9. 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.) after being called upon by Mayor or Mayor Pro Term. 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, and take appropriate action on Resolution 2020-06-04 for the USDA. (E. Zimmer, City Manager) – **Motion was made by Councilor Stephens, by Resolution 2020-06-04 for the USDA to buy the Kabota tractor in the sum of \$40,924.12. Motion was seconded by Councilor Curry. Motion unanimously carried.**
2. Discuss, consider, and take appropriate action on Resolution 2020-06-05 on TDEM and CREF Certification for the City of Alpine. (E. Zimmer, City Manager)- **Motion was made by Councilor Stephens, by Resolution 2020-06-05 on TDEM and CREF Certification for the City of Alpine grant submittal. Motion was seconded by Councilor Olivas. Motion unanimously carried.**
3. Discuss, consider, and take appropriate action on release of water line Easement near the South end of Cactus Street. (E. Zimmer, City Manager) – **Motion was made by Councilor Stephens, by Resolution 2020-06-02 to release of water line Easement near the South end of Cactus Street as presented. Motion was seconded by Councilor Betty Fitzgerald. Motion unanimously carried.**

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

11. 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 Professional Conduct conflict 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) Pursuant to Texas Government Code 551.074 – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. –

Motion was made by Councilor Stephens, by Resolution 2020-06-03 to move into executive session with a 10 minute break. Motion was seconded Councilor Curry. Motion unanimously carried. (8:02pm)

Motion was made by Councilor Stephens, by Resolution 2020-06-06 to go into executive session. Motion was seconded by Councilor Curry. Motion unanimously carried. (8:15pm)

1. Discuss the Parkhill Smith & Cooper Contract Update. (E. Zimmer, City Manager)
2. Discuss the Ole Crystal Bar Lawsuit against the City of Alpine. (E. Zimmer, 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 Pursuant to Texas Government Code 551.071 (consultation with an 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)

Motion was made by Councilor Stephens, by Resolution 2020-06-07 to come out of executive session. Motion was seconded by Councilor Curry. Motion unanimously carried. (8:49pm)

Motion was made by Councilor Stephens, by Resolution 2020-06-08 to go into open session. Motion was seconded by Councilor Curry. (8:52pm)

12. Action – Executive Session –

1. Discuss, consider, and take appropriate action, if any, on Parkhill Smith & Cooper Contract Update. (E. Zimmer, City Manager)- **Motion was made by Councilor Stephens, by Resolution 2020-06-09 to take no action. Motion was seconded by Councilor Olivas. Motion unanimously carried.**
2. Discuss, consider, and take appropriate action, if any, on Ole Crystal Bar Lawsuit against the City of Alpine. (E. Zimmer, City Manager) - **Motion was made by Councilor Stephens, by Resolution 2020-06-10 to take no action. Motion was seconded by Councilor Curry. Motion unanimously carried.**

I certify that this notice was posted at 4:00 P.M. on May 28, 2020, 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 4:00 P.M. on May 28, 2020, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Cynthia Salas, City Secretary