

City of Alpine
Emergency City Council Meeting
Tuesday, June 30, 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 June 29, 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) – None
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 –

- Update on Municipal Mask Ordinance

City Manager Report – None

City Staff Updates – None

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being discussed separately unless requested by a Council Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.) - None

8. Information or Discussion items – None
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, amending Ordinance 2020-06-01, an Emergency Ordinance of the City of Alpine that was approved by Council on June 23, 2020 or additional action as determined by Council. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2020-06-15 to reaffirm Ordinance

2020-06-01, as presented with an expectation to amend the Emergency Ordinance of the City of Alpine that was approved by Council on June 23, 2020 to replace paragraph one "Health and Safety Policy – Commercial Entities" with the language in the Brewster County Executive Order paragraph two dated June 29, 2020 in its entirety. "From the date of this Ordinance, all commercial entities in the City of Alpine providing goods or services directly to the public must develop and implement a health and safety policy ("Health and Safety Policy"). The Health and Safety Policy must require, at a minimum, that all employees or visitors to the commercial entity's business premises or other facilities wear face covering when in an area or performing an activity which will necessary involve close contact or proximity to co-workers or the public where six feet of separation is not feasible. The Health and Safety Policy required to be developed and implemented by this Ordinance may also include the implementation of other mitigating measures designed to control and reduce the transmission of COVID-19 such as temperature checks or health screening. Commercial entities must post the Health and Safety Policy required by this Ordinance in a conspicuous location sufficient to provide notice to employees and visitors of all health and safety requirements. Nothing in this Ordinance precludes requiring a customer to follow additional hygiene measures when obtaining services. Failure to develop and implement the Health and Safety Policy required by this Ordinance within five(5) calendar days following the Effective Date may result in a fine not to exceed \$1000.00 for each violation."

As part of this action item, Councilor Stephens proposed a new motion, Resolution 2020-06-16 that:

- 1) The City take action to work with restaurant owners and with experts in the HVAC business to provide recommendations to the City and City Council, at a future meeting, regarding HVAC system and air handling system changes that would protect patrons who are inside a building dining (and thus not able to wear masks); and
- 2) The City take action to work with restaurant owners regarding actions the City Council could take to authorize or open up sidewalks and/or part of the city streets so that restaurateurs could continue to run their business using City outdoor space until such time as air handling systems are updated or systems put in place to ensure their effectiveness in minimizing the spread of Covid-19 such that indoor dining can return with reduced risk of Covid.

After discussion, Councilor Stephens amended the motion to that use of sidewalks or other city property would exclude the sale of alcoholic beverages. The motion was seconded by Councilor Curry. 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. – 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 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)

12. Action – Executive Session – None

I certify that this notice was posted at 4:00 P.M. on June 29, 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

Council minutes: 06-30-2020

Approved: 07-07-2020

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 June 29, 2020, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Cynthia Salas, City Secretary