

**City of Alpine
Regular City Council Meeting
January 15th, 2013
6:00 P.M.
Minutes**

- 1. Call to Order, Invocation and Pledge of allegiance to the flag – Invocation was given by JoBeth McLeod. Pledge of Allegiance was led by Mayor Rangra.**
- 2. Determination of a quorum and proof of notice of the meeting – Mayor Rangra, Councilors Bermudez, Davidson, Lujan, Gonzales and Asgeirsson were present. Meeting notice was posted at 11:00 A.M. on January 11, 2013.**
- 3. Presentations, recognitions and proclamations –**
 - A. Presentation by Rio Grande Mining Company of \$5,000 for swimming pool restoration. (C. Garcia, CM) – The City Manager said Rio Grande Mining Company would not be able to come in and make this presentation until the next meeting.**

Mayor Rangra said he would like to make a presentation to Rod Ponton, our former City Attorney who is now District Attorney. He said when he came to Alpine in 1967, Rod's father was the first doctor he met. He said Rod has done a good job and served the City well. He said he wished Rod good luck with his new job. Mayor Rangra presented Rod with a plaque from the City in appreciation. Rod said he was very proud to have served the City of Alpine for seven years. He said it is a great city and he loves it very much. Mayor Rangra also gave Rod a "key" to the City of Alpine. Rod then gave the council and citizens of Alpine information on what the 83rd District Attorney's office has been doing. He said he was sworn in two weeks ago and since that time he has hired two assistant district attorneys. He said he hired an office manager and his office is located at 108 North 6th Street. He said he also maintains a full time office in Fort Stockton. He said Jose Aguayo has been hired as a victim witness coordinator and also a grant coordinator. He said he hired an investigator by the name of Kevin Ficke who has had about 20 years experience as a sheriff's deputy investigator and has moved here with his family. He said last week the grand juries were convened and they indicted ten cases in Presidio County. He said there were 23 indictments returned in Alpine. He said they have about 40 cases still on the jury docket in Brewster County. He said he plans to clean this up.

- 4. Reports –**

City Mayor's Report - Mayor Rangra said he attended the swearing in ceremony of the state legislators in Austin. He said Poncho Nevarez, our new State Representative will be **the keynote speaker** on the 8th of February for the TML Regional meeting in Alpine.

City Attorney Report – City Attorney John Armstrong said he hit the ground running this month. He said he has really enjoyed his relationships with the Council, the Mayor and City staff. He said he hopes to assist in team building and hopes to identify goals and objectives for the Council to look at, including the city's ordinances which desperately need updating.

City Manager Report – The City Manager, Chuy Garcia, said we finally got our updated inventory list so we can pursue our application with the federal people and we got that straightened out today with Union Pacific. He said we forwarded it to Jose with Naismith so we could get it to him before he leaves Naismith on the 17th. He said hopefully he can get most of that work done before he leaves. He said we also had a call from the Bond Council that TWDB is ready to fund the interceptor project and if we are ready to go with it they can bring us some of the documentation on the February meeting if we are ready to go forward with it. He said we need to know if we are ready for this or not. He said TWDB indicated they had the money and they are ready to proceed with this. He said we also have two tables for Council Members to go to the Chamber banquet. He said if we need more, let us know. Councilor Davidson asked if the funding for the interceptor project was for the planning stages. The City Manager said this was for the full funding. He said the other one was the EDAP. He said it would be planning and construction all together. Councilor Asgeirsson asked if the City Manager was asking the Council if they wanted to proceed with this and also asked him if he was going to put this on the next agenda. The City Manager said he could put this on the next agenda but they need to get some kind of indication whether we need to go forward or postpone it. Councilor Asgeirsson asked what the City Manager's recommendation was. The City Manager said if the money is available we need to move on this. He said this is money that is ready to go and this is the quickest way to get this funded, under EDAP. The City Manager said the Bond Counsel said he could have the paperwork ready by the first meeting in February. Mayor Rangra said **this entire project includes the sewer infrastructure improvements inside the city and the interceptor east of Sul Ross Mountain**. The City Manager said this is the one that allows the flow to be diverted so it has less flow on the main trunk line going through the middle of town. He said we are hoping not to have lift stations anymore and that they will be eliminated with this interceptor. Mayor Rangra said he believed that the Council had already voted to proceed on this. He said he did not believe that the Council had changed his mind.

City Staff Updates – Martha Latta said she is giving a report on recycling.

She passed around an update on a year's worth of recycling information for Alpine. She said they diverted or collected 522.873 tons from the landfill. She said our landfill collects 72,000 tons a year and that is our maximum capacity which is 20 tons per day. She said in checking with TDS we are at that maximum. She said we have approximately a 7% recycling rate. She said there is a 34.1 recycling rate nationally and this was obtained from the EPA. She said we need to increase our recycling. She said we can do better. Councilor Gonzales said he would like to invite the County, Sul Ross State University, Alpine Schools and the City of Alpine to recycle some more. Martha said she would like to remind everyone that they are doing the electronic recycling through Saturday. Mayor Rangra asked what our savings with recycling would be in dollars. Martha said it costs \$50 a ton to dispose of waste. Carl Fleming said we could query other cities to ask how they recycle for suggestions. Councilor Gonzales said he wanted to point out the location of the recycling for electronics which was the old Alpine fire station, located on West Avenue E. He said they are taking old computers, printers, laptops, phones, scanners and televisions. Martha said they have been advertising on the radio.

5. Citizens Comments (on agenda items) –

Bob Steele – said he was addressing items 16 and 17 in terms of the landfill. He said his first concern is that a raceway might be considered and he is concerned about light pollution, nighttime operation and noise pollution especially in light of the substantial sum we are spending on the quiet zone. He said it seems counterproductive to him but that is for the council to decide.

6. Public Hearings –

- A. Public Hearing to hear citizens views and comments on Ordinance 2012-12-01, an Ordinance designating no parking on the Southeast side of the depot parking lot which includes the first five lots south of the fence in area and providing the necessary signs for the designation. (C. Garcia, CM) - The City Manager said this is the ordinance we are proposing in regards to our agreement with Union Pacific. He said they had no problem with the quiet zone in some of the areas that we were going to shut down for their interests in the depot. He said in essence we would provide 5 parking spaces and no parking areas so they could pick up their train crews. There was no public comment.

7. Consent Agenda – (Minutes, Financial reports, Department Written Reports, board appointments, etc.) –

- A. Approve minutes of December 4th, 2012. (C. Garcia, CM) –

B. Approve moving the second Council meeting of January to January 22nd, 2013. (C. Garcia, CM) –

Motion was made by Councilor Gonzales, by Resolution 2013-01-01, to approve the Consent Agenda in its entirety. Motion was seconded by Councilor Bermudez. Motion unanimously carried.

8. Information or Discussion items –

A. Discuss Emergency Telephone System. (M. Davidson) – Councilor Davidson said this was an item that came to his attention. He said there was announcement by the City of Alpine Police Department in the gas bill about an emergency warning system which they had signed up for. He said this was actually free to the City and called Nixle.com. He said for those of you who are not aware of it, you can go to that website and put in your address and then you will be eligible. He said what this is, is a text messaging for people with mobile phones. He said there was a misunderstanding that came up about this with the way the letter was worded, unfortunately. He said it mentioned something about Brewster County. He said Brewster County, as well as the City of Alpine, in 2008 went in to a system called Code Red, which has been in place for several years. He said Code Red is probably one of the most popular and widely used emergency contact systems and does include land lines. He said the Council of Governments came in and had a meeting and brought people together and basically it was a meeting on how to coordinate all the emergency radio systems and emergency management in our area. He said there were a lot of people there. He said there were people there from the Sheriff's Department, Alpine Police Department, a number of people from the Department of Public Safety (firemen and ems) and there seems to be some confusion between the City and the County. He said the Code Red costs the City about \$3,500 a year. He said he was not sure if the Police Department had complaints about Code Red or if they were just not up to speed on using it. He said this is not clear. He said he did not have an ax to grind on this. He said any way people can be notified in an emergency is great. He said obviously there are people in town who don't have cell phones and have a land line. He said land lines need to be a part of any emergency system. He said there is an interlocal agreement between the city and the county with Code Red. He said regardless of what methodology is used to get out the emergency alert, or how many methods are being used, it is real important that the message is the same thing that goes out. He said he talked to Chief Scown after the meeting and he said this was a separate deal. Mike said maybe we could find a little money in the budget to have an emergency drill that would involve everybody. He said we need to look at this and it is really important that the City and the County coordinate on this. He suggested that we wait until it is warmer before we try to have an emergency drill. Councilor Asgeirsson said she did answer a call from the Code Red when they had the fires and the only problem with it is that it was from an 800 number. She said a lot of people are so sick of people

calling for bill collectors, or people trying to sell you stuff or donations. She said a lot of people were not answering those calls. She said maybe an 800 number should not be used. Councilor Davidson said there has got to be a way for that to come up as just “Code Red”. He said we need to look into that. The City Manager said Code Red is in place. He said the City still regards Code Red as the emergency number. He said the Police Department is a new program that they can use for things that are not a true emergency. He said they only send text messaging or emails. Councilor Bermudez asked if it was working, because some people had complained that it was not working. Councilor Davidson said he signed up today and it was pretty easy. Councilor Gonzales said he did not know if it would work for him. Councilor Davidson said he did not have an instant solution. He said the overall subject of the meeting was how to coordinate everyone and make sure the school system and Sul Ross could be contacted. He said everyone has different capabilities. He said we need to utilize all the capabilities. He said when an emergency happens and everyone gets on edge, communication is very important. Mrs. Fleming said not everyone has text messaging or a computer in Alpine. She said she has used the system one time and it worked beautifully for her. Bob Steele said on emergency response, he is not sure that people understand where the shelter is in Alpine. Councilor Davidson said if we ever have a disaster drill hopefully the whole city will be involved and help everyone understand.

B. Discuss adding “Home of Sul Ross State University” to City of Alpine’s logo. (J. Gonzales) – Councilor Gonzales said he thought that would be a good thing to do, if at all possible. He asked the City Manager if it could be done. Councilor Davidson suggested that the City do two renditions and bring it back to the Council. This item will be placed on the next agenda.

C. Discuss supervisor’s position (in general) qualifications for employment and what is required to hold a supervisory position. (J. Gonzales) – Councilor Gonzales said he was seeking information and any documents that would say what the requirements are. The City Manager said it depends on what position you are trying to fit. He said every position would have different qualifications. Councilor Gonzales said what he is talking about is most supervisors are paid by salary. He asked who kept up with vacation time. The City Manager said that would be Human Resources. The City Manager said the only time department heads keep up with comp time but not vacation or sick time. Councilor Gonzales said they have comp time, sick leave and vacation time. He said how do they keep up with that. He asked if they had current training and if that information was in their file. The City Manager said it was in their file. He said Grisell keeps that in her office. Councilor Gonzales asked how we kept up if they were getting all the necessary training. The City Manager said that would be during annual reviews and we did not have any annual reviews this year. Councilor Gonzales asked if there was a copy of the review document that gives you rules to follow. The City Manager said there is a form that we use. Councilor Gonzales said he would like a copy of the document. He

said we can hold people accountable for poor performance. He said it is the job of the City Manager to document that. Councilor Gonzales asked if someone does not do something right, did the City Manager verbally correct them or give them a written reprimand. The City Manager said he usually does it verbally until the 3rd time. The City Manager said we created their own form. The City Attorney his understanding, according to the charter, was that the manager works for the Council and the department heads work for the manager. He said a Councilmember can look at an employee's file but several items have to be redacted before someone can look at the information. He said some of this is Public Information. Councilor Gonzales said it is his understanding that it is not a single council member but the whole council who votes and says what they want to do. He said it is not one individual but the whole council who would vote for that. Councilor Lujan said let's say the Council wants to have information on an employee's review. The City Attorney said the Council does not review employees. Councilor Lujan said we are allowed to see the review by the City Manager for an employee. The City Attorney said that would only be part of the evaluation process. Mayor Rangra said there are only four employees that are hired by and work for the Council. He said the rest of the employees are employed by the City Manager. He asked the City Attorney: "Could the City Council look at an evaluation of an employee other than the four employees that the Council hired?" The City Attorney said the Council could do that but cannot discipline the employee since that would be up to the manager. Mayor Rangra said he would like to have that in writing. Councilor Lujan said they could review the city manager's performance. Councilor Bermudez said what if we wanted to see an evaluation under Ricky. She asked if that could be done. The City Attorney said it was a Council action and would be between the Council and the Manager. Comp time was discussed. The City manager said employees did not get paid for comp time. He said they can use it throughout the year to take off. Councilor Lujan said he did not know if that was legal. City Attorney Armstrong said we really need to go through the personnel procedures and make some changes. Mayor Rangra said we may need to revisit this item later.

Action Items to be accompanied by a brief statement of facts, including where funds are coming from, if applicable. (Action items limited to 15 per meeting.)

9. Discuss and Consider and take action on laptop computer use for City Council agenda's backup and minutes. (A. Bermudez) – Councilor Bermudez said she learned that a lot of the councils are going paperless now. He said the council in turn signs a piece of paper that says the laptops will only be used for City business. She said she tries to keep her papers in order but it is difficult to do. She said Ricky said he can do that for us and that will help with time for the staff to put the packets together. She said they also have to deliver them to us and this would save a lot of time. Motion was made by Councilor Bermudez, by Resolution 2013-01-02, to approve taking action on a laptop computer for use by the City Council agenda backup and minutes. Motion was seconded by Councilor

Davidson. The City Secretary said we are talking about backup information for the Council. She said we would scan in the information and e-mail it to each council member. Mayor Rangra said in this way we would not have to pick up the packets or have them delivered to you. Mayor Rangra asked how much this would cost. Councilor Bermudez said Ricky would have to tell us that but it would not be that much. Councilor Davidson said this would be very useful to everyone. Councilor Davidson said it was up to the City Secretary as to whether or not it would save her time. Councilor Gonzales said he believed it would save her a lot of time because he has seen her on Fridays trying to put the books together. He said this would be just a matter of scanning and downloading. The City Secretary said this would help recycling too since we would not be using all the paper. Councilor Lujan said he understood that this would be only for the use of the city. He said he uses his own personal email. Councilor Gonzales said it would not be hard to create another email for the city. City Attorney Armstrong said we would need a computer policy for that for email and public information for public computers. Councilor Asgeirsson wondered if we should wait on the policy before we proceed. The City Secretary was asked to read the motion. The motion was “approve and take action on laptop computer use for city council’s agenda’s, backup and minutes and direct staff to come up with a policy for laptop computer use.” Councilor Davidson said citizens can come up with an Open Records request for information that is on a public computer. He said he would just as soon compartmentalize that. Mayor Rangra said if the City provides a computer for the Councilmembers, **it’s contents will be public**. Councilor Lujan said each Council member will be responsible for City property and return it to the City in good condition. He said if a council member loses his computer, he will be responsible. It was discussed that this will be a part of the policy. Councilor Davidson suggested insurance for the computers. Mayor Rangra said all City property is insured and the City Manager agreed. Councilor Lujan said he will support this but asked the City Secretary not to worry about him. He said he was afraid he might misplace it and not to worry about him. Motion carried unanimously.

10. Discuss and Consider designating “No Parking Area” for Depot Parking, by Second and final reading of Ordinance 2012-12-01, to allow pickup and delivery of Union Pacific Employees. (C. Garcia, CM) – Motion was made by Councilor Lujan, by Resolution 2013-01-03 to approve designating a “No parking Area” for Depot Parking, by second and final reading of Ordinance 2012-12-01, to allow pickup and delivery of Union Pacific Employees. Motion was seconded by Councilor Bermudez. Motion unanimously carried.

11. Discuss and Consider approving plans for Payne Field shade structures, approved by Parks and Recreation Board and already funded by City Hotel/Motel funds – Jackie Molsbee. (C. Garcia, CM) – The City Manager said this was a project that they brought to the Council during the appropriations of Hotel Motel tax to get some improvements on Manuel Payne field so they could host some tournaments and bring people into the community. He said they had to take

it to the Parks and Recreation Board first and they accepted their plans. He said we need the Council to proceed and accept their plans. Mayor Rangra said all of you have the minutes of the Parks and Recreation Board **approving the plans**. Motion was made by Councilor Davidson, by Resolution 2013-01-04, to approve The plans for Payne Field shade structures, approved by the Parks and Recreation Board and already funded by City Hotel/Motel funds. Motion was seconded by Councilor Bermudez. Motion unanimously carried.

12. Discuss and Consider approving the first reading of Ordinance 2013-01-01, an Ordinance amending Chapter 18 of the Code of Ordinances for the City of Alpine, Texas, "Buildings and Building Regulations", creating a Board of Adjustments, establishing guidelines and setting procedures for appeals within the corporate limits of the City of Alpine, Texas and providing for penalties and fees in the administration of the Ordinance. (C. Garcia, CM) – The City Manager said this is the Ordinance that the Code Enforcement Officer and the City Attorney put together regarding the Board of Adjustments. He said he had gone through it and made various changes on it and he said this is our final draft to be presented for the first reading. Councilor Gonzales said the Ordinance says that the Planning and Zoning Commission has recommended that the City establish a zoning Board of Adjustments. The City Attorney said that has not happened. The City Attorney said the City of Alpine is in need of changes on how we do our zoning. He said no zoning ordinance should be passed without a recommendation from the Planning and Zoning Commission. He said he was tasked to draft a couple of ordinances which should both go before the planning and zoning commission. He said his request would be for the council to take a stance as to whether this type of ordinance is the way the council wishes to proceed on this topic. He said the ordinance that the council is looking at right now is a fairly comprehensive and far reaching Board of Adjustment ordinance. He said it encompasses all aspects of what a zoning Board of Adjustments can and should do. He said he is not sure that the Council wanted to be this comprehensive in this type of ordinance. He said if so he would be happy to proceed on that line. He said one thing that he can tell the Council by working with Mr. Polanco is that there is an appellate mechanism for purely building official determination appeals within the codes that have already been adopted in chapter 18 of the code of ordinances of the City of La Port. He said if all you are interested in, you have that mechanism in front of you. He said you need a one page ordinance appointing the members of that appellate board. He said that type of appeal would only be a misinterpretation of the gas code, standard building code, dangerous building code or plumbing code. He said it would not be an appeal of how properties are configured on lots such as a variance or special exception or abuse type permit. He said if you want the grand ordinance we do need to take it to P & Z, have them take a look at it and make a recommendation to the Council. He said his experience has always been that state law provides that you can have joint public hearings between the P & Z and the Council and that always seems to be a little burdensome. He said P & Z could convene, consider the ordinance, make its recommendation to the Council and then the

Council could hold its public hearing. Councilor Gonzales said at the last meeting the City Attorney said we were going to look at the Planning and Zoning Ordinances and make sure we had that corrected before we started moving to the zoning Board of Adjustments. The City Attorney said he would love to do just that and take a look at the entire zoning ordinance. Councilor Gonzales said he thought that was what we needed to do. He said it sounds to him like we have a lot of holes in the Planning and Zoning Ordinance and if we were to fix that we might not even need a Zoning Board of Adjustments. The City Attorney said that process would start with the Planning and Zoning Commission. He said if the Council wants to go to a big fix, he is ready and willing to do that and would recommend that. Councilor Bermudez said she thinks we need to work on the Planning and Zoning Ordinance first. Councilor Lujan said he feels this item should be postponed. Councilor Davidson asked if the City Attorney recommended that we postpone this. The City Attorney said zoning ordinances do not get passed without the recommendation of the Planning and Zoning Commission. He said that is state law. He said if you want to do zoning you have to do planning first. He said this gets to the heart of what planning function for the city of Alpine is. He said the plan needs to be updated and if we do not have one we need to get one. He said we can choose not to have a zoning Board of Adjustments. He said that is an option. Councilor Gonzales said he wanted to understand what the City Attorney was saying. He said the Planning and Zoning Ordinances need to be worked on and then they need to be submitted to the city. Mayor Rangra said next to City Council, the Planning and Zoning Commission is very important and we have to have it. He said the City can do away with the Airport Advisory Board or any other Board but we have to have the Planning and Zoning Commission. He said it is a serious matter and he thinks we need a workshop on this issue. He said we have a lot of ordinances that have problems. He said we need to invite the Planning and Zoning Commission. Motion was made by Councilor Davidson to postpone the first reading until we have a workshop and approach this in a comprehensive fashion. Motion was seconded by Councilor Gonzales. Motion unanimously carried.

13. Discuss and Consider approving Change Order No. 3 for the City of Alpine – Municipal Pool Improvements for new Pool Steps, Rails and 12 foot Diving Board and Stand to meet current ADA and Texas Department of Health Standards for Public Swimming and Spas Code Requirements. The proposed change order will increase the contract by \$14,166 and will add 30 additional contract days. (C. Garcia, CM) – The City Manager said this is the third change order on the swimming pool improvements which will add a diving board. He said we had removed two of the diving boards and this is the one we are going to replace. He said we had the \$50,000 set for equipment around the pool. He said the diving board will come out of that. He said we need a lift chair and had a recommendation from the pool people and Naismith to put steps at the shallow end and allow that to comply with ADA requirements so we don't have to have two lift chairs. He said we would have one lift chair in the deep end. He said this is a change order that allows us to do that. Councilor Asgeirsson asked why

when we started doing the pool all of this was not included. The City Manager said after we got the bids on the pool, we submitted the plans to the health department to give us some more recommendations on what we needed to comply with. He said during the second phase where we added some more, we had to submit it to the ADA people and State Architectural Commission and those recommendations came forward at that time so we had to add them to our request. Mayor Rangra said we did not have the recommendations from ADA when our original contract was done. The City Manager said that was correct. He said the health department also made more recommendations concerning the circulation of the pumps in the pool. He said we had to make three changes and this should be the last one. Councilor Asgeirsson asked how much of this does Naismith get. The City Manager said Naismith is already under contract and does not get anything out of this. He said the changes are just for the equipment we bought, the more decking to meet the ADA requirements, the brick ledge that needed to be moved and reinstalled, the lift chair and reconfiguring the drainage on the bottom of the pool to comply with the federal law to have two sumps or drains so no child will get pulled under water. He said all those are part of the changes. Councilor Lujan asked if the pool will be ready for this summer. The City Manager said the contractors said there will be water in the pool by April, 2013. Motion was made by Councilor Bermudez, by Resolution 2013-01-05, to Approve Change Order No. 3 for the City of Alpine – Municipal Pool Improvements for new Pool Steps, Rails and 12 foot Diving Board and stand to meet current ADA and Texas Department of Health Standards for Public Swimming and Spas Code Requirements, which will change the contract by \$14,166 and will add 30 additional contract days. Motion was seconded by Councilor Gonzales. Motion unanimously carried.

14. Citizen's Comments (limit 3 minutes) – None

15. Council Member's Comments and Answers –

Councilor Bermudez – Welcomed everyone back for the new year.

Councilor Davidson – Complimented Abel Hinojos on winning the pigskin picks.

Councilor Lujan – said he wanted to wish everyone a better year to everyone.

Councilor Gonzales – said he wanted to remind everyone about the electronic recycling and make sure we take all of our stuff there so we do not have to take it to the dump. He said he went to the library board meeting and he wanted to encourage everyone to go to the library. He said it is really working out for us. He said it is a fabulous library and he highly recommends it. He said he also wishes everyone a Happy New Year!

Councilor Asgeirsson – said she agrees with what everyone else said!

Mayor Rangra – said thanks for coming to everyone and Happy New Year to everyone.

Motion was made by Councilor Bermudez to enter into Executive Session. Motion was seconded by Councilor Gonzales. Motion unanimously carried. Council entered into Executive Session at 7:40 P.M.

15. Executive Session – Pursuant to Texas Government Code Subsection 551.071, Consultation with Attorney, and Subsection 551.072, Texas Government Code, Consultation with Attorney concerning Real Estate issues

- A. Consider appraisals for landfill and Scown property. (C. Garcia, CM)**
- B. Consider proposals for landfill property. (C. Garcia, CM) –**
- C. Consider new financial policy for city. (C. Garcia, CM) -**

16. Action – Executive Session – Pursuant to Texas Government Code, Subsection 551.071, Consultation with Attorney, Subsection 551.072, Texas Government Code, Consultation with Attorney concerning Real Estate Issues and Subsection 551.074, Texas Government Code, Personnel Matters

- A. Consider approving appraisals for landfill and Scown property. (C. Garcia, CM) – Motion was made by Councilor Davidson to take no action on this item. Motion was seconded by Councilor Gonzales. Motion unanimously carried.**
- B. Select and approve proposal for landfill property. (C. Garcia, CM) – Motion was made by Councilor Davidson to take no action on this item. Motion was seconded by Councilor Gonzales. Motion unanimously carried.**
- C. Approve new financial policy for city. (C. Garcia, CM) – Motion was made by Councilor Bermudez, by Resolution 2013-01-06, for the City Manager and City Attorney to work on item 17C and bring it back to the Council. Motion was seconded by Councilor Lujan. Motion unanimously carried.**

17. Adjournment – There being no further action, meeting was adjourned at 8:38 P.M.

I certify that this amended notice was posted at 11:00 A.M. on January 11th, 2013, 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.

Dr. Avinash Rangra, Mayor

Attest:

Margaret "Molly" Taylor, City Secretary

I, Margaret "Molly" Taylor, City Secretary, do certify that this notice was posted at 11:00 A. M. on January 11th, 2013, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Margaret "Molly" Taylor, City Secretary