

City of Alpine
Regular City Council Meeting
Tuesday, February 7, 2023
Minutes

1. **Call to Order & Pledge of Allegiance** – Mayor Catherine Eaves called the meeting to order at 5:30 P.M. The meeting was held at City Council Chambers located at 803 West Holland Avenue and via Zoom Videoconference in the City of Alpine, Texas. Mayor Eaves led the pledge of allegiance to the flags.

2. **Determination of a Quorum and Proof of Notice of the Meeting** –

City Council Members Present:

Mayor Catherine Eaves
Councilor Judy Stokes
Councilor Chris Rodriguez
Councilor Sara Tandy
Councilor Martin Sandate
Councilor Jerry Johnson

Not Present: None.

City Staff and Stakeholders Present:

Megan Antrim, City Manager
Geoffrey R. Calderon, City Secretary
Rod Ponton, City Attorney
Darrell Losoya, Chief of Police
Eddie Molinar, Director of Public Works
Chris Ruggia, Director of Tourism
Abel Hinojos, Airport Supervisor
Heather Yadon, Visitor Center Coordinator

Mayor Eaves announced that a quorum of the City Council was present at the City Council Chambers and City Secretary, Geoffrey Calderon, reported that the meeting agenda was posted by 2:00 P.M. on February 3, 2023.

3. **Public Comments** – (limited to 3 minutes per person) –

- JD Newsom, Brewster County Resident, expressed support for Action Item No. 5.
- Cynthia Salas, Ward 2, expressed support for Information or Discussion Item No. 2.

4. **Presentations, Recognitions, and Proclamations** – None.

5. **Reports** – Copies of presentations displayed during the meeting are posted on the City website at www.cityofalpine.com/reports –

City Mayor Report

1. Gratitude.
2. Perseverance.
3. Strategic Planning Prioritization Town Hall discussions.
4. Funding for infrastructure repair.
5. Z & P Committee Meeting.

City Attorney Report –

1. Municipal Court Update.
2. AEP Franchise Agreement.
3. Daugherty Well.

4. Skyway Gardens.
5. City Attorney Update to be on every council meeting to inform council.
6. Onyegam Texas Public Information Act Request.

City Manager Report –

1. Texas Department of Transportation 2023 Transportation alternatives Call for Projects.
2. Lead & Copper Rule Revisions.

Chris Rodriguez requested that item 8-2 be discussed early due to the presenters having to have a 3-hour drive home. Mayor Eaves accepted the request and moved the item before the staff reports.

Item 8-2. Discuss support for Skyway Gardens II Development North of the current Skyway Gardens development on Lechuguilla Road. (M. Antrim, City Manager)

Roy Lopez, Sr. Vice President of Investment Builders Inc.. presented item 8-2 to the City Council. Mayor Eaves Called a 5-minute recess. (6:34 P.M.)

City Staff Updates –

1. Animal Services Report by Animal Services Supervisor, Jennifer Stewart.
2. Tourism Report by Director of Tourism, Chris Ruggia.
3. Visitor Center Report by Visitor Center Coordinator, Heather Yadon.
4. Airport Report by Airport Supervisor, Abel Hinojos.

Mayor Eaves Called a short recess. (7:30 P.M.)

6. Public Hearings –

Open (7:33 P.M.)

1. Public Hearing, concerning action item number two, to obtain citizen views and comments regarding an application for a replat to allow the applicant, Don Cadden, to divide one lot into two lots.

Public Comments: None.

2. Public Hearing, concerning action item number three, to obtain citizen views and comments regarding an application for a replat to allow the applicant, John Scott Turner, to combine lots on the subject property.

Public Comments: None.

3. Public Hearing, concerning action item number four, to obtain citizen views and comments regarding an application for a replat to allow the applicant, Kelly Deprado, to separate lots for sale.

Public Comments: None.

Close (7:34 P.M.)

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 January 17, 2023 Regular Meeting Minutes. (G. Calderon, City Secretary)
2. Approval of the excused absence of Councilor Johnson from the January 17, 2023 Regular City Council Meeting. (G. Calderon, City Secretary)
3. Approval of First Quarter 2022 – 2023 Investment Report. (M. Antrim, City Manager)

RESOLUTION 2023-02-03: On a motion by Councilor Stokes and seconded by Councilor Sandate to approve, the City Council unanimously voted to adopt the motion.

8. **Information or Discussion items** –

1. Discuss plans for the possibility of paving up to 26 additional City streets utilizing an outside vendor. (C. Rodriguez, City Council)
2. ~~Discuss support for Skyway Gardens II Development North of the current Skyway Gardens development on Lechuguilla Road. (M. Antrim, City Manager)~~
3. Discuss the possibility of partnering with Brewster County to use GovOS Software for Short Term Rental registration, compliance, and analytic services. (J. Stokes, City Council)

9. **Action items to be accompanied by a brief statement of facts, including where funds are coming from, if applicable.** (Action items are limited to 10 per meeting.) –

1. Approve the first reading of Ordinance 2023-02-01, an ordinance recommended by the Planning & Zoning Commission; Amending the Alpine Code of Ordinance; Establishing Chapter 9 - Annexation; Adopting an Ordinance Providing for additional annexation requirements in addition to those prescribed by State Law. (M. Antrim, City Manager)

RESOLUTION 2023-02-04: On a motion by Councilor Stokes and seconded by Councilor Sandate to approve, the City Council unanimously voted to adopt the motion.

2. Approve an application for a replat to allow the applicant, Don Cadden, to divide one lot into two lots. The property in question is located at 2011 Peach Tree Circle and is legally described as Lot 6 of Block 1 to Alpine West Estates, City of Alpine, Brewster County, Texas. The property ID of the subject property is 35591. The record property owner is Don Cadden. The current zoning of the property is R-4 Mobile Home District. The zoning classification, if the replat is approved, will remain R-4 Mobile Home District. (M. Antrim, City Manager)

RESOLUTION 2023-02-05: On a motion by Councilor Stokes and seconded by Councilor Sandate to approve, the City Council unanimously voted to adopt the motion.

3. Approve an application for a replat to allow the applicant, John Scott Turner, to combine lots on the subject property. The property in question is legally described as Lot Thirteen (13), Block A-Six (A-6), Famous Heights Addition, City of Alpine, Brewster County, Texas, as the same

appears in records on file in the Office of the County Clerk of Brewster County, Texas. The record property owner is John Scott Turner. The property ID of the subject property is 35528. The current zoning of the property is R-2 Two-Family District. The zoning classification, if the replat is approved, will remain R-2 Two-Family District. (M. Antrim, City Manager)

RESOLUTION 2023-02-06: On a motion by Councilor Stokes and seconded by Councilor Tandy to approve, the City Council unanimously voted to adopt the motion.

4. Approve an application for a replat to allow the applicant, Kelly Deprado, to separate lots for sale. The property in question is located at 406 & 408 E. Nations and is legally described as Lots 8 and 9, Block 115, Harmon Addition, to the City of Alpine, Brewster County, Texas, as per a plat on file in envelope #94, Plat Records, out of Survey 42 and 101, Block 9, G.H. & S.A. Ry. Co. Surveys, Brewster County, Texas. The record property owner is Kelly Deprado. The property ID of the subject property is 12323. The current zoning of the property is R-2 Two-Family District. The zoning classification, if the replat is approved, will remain R-2 Two-Family District. (M. Antrim, City Manager)

RESOLUTION 2023-02-07: On a motion by Councilor Rodriguez and seconded by Councilor Sandate to approve, the City Council unanimously voted to adopt the motion.

5. Approve Resolution 2023-02-01, a resolution approving a letter of support for the Mountain View Apartments 2023 Tax Credit Application to the Texas Department of Housing and Community Affairs for the purpose of rehabilitation and improvement efforts for the property. (M. Antrim, City Manager)

Jonathan Andrews, Thomas Development Group, LLC, addressed the City Council regarding the proposed item.

Chief of Police, Darrell Losoya, addressed the City Council in support of the resolution for rehabilitation efforts for Mountain View Apartments.

RESOLUTION 2023-02-08: On a motion by Councilor Rodriguez and seconded by Councilor Stokes to approve, the City Council unanimously voted to adopt the motion.

6. Approve Resolution 2023-02-02, a resolution authorizing the City to participate in the Keep Texas Beautiful/Tx Department of Transportation's Governor's Community Achievement Award designation program. (M. Antrim, City Manager)

RESOLUTION 2023-02-09: On a motion by Councilor Tandy and seconded by Councilor Sandate to approve, the City Council unanimously voted to adopt the motion.

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

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, 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).

RESOLUTION 2023-02-10: On a motion by Councilor Rodriguez and seconded by Councilor Sandate to take the meeting past 9:00 P.M. if needed, the City Council unanimously voted to adopt the motion.

RESOLUTION 2023-02-11: On a motion by Councilor Tandy and seconded by Councilor Stokes to recess into executive session, the City Council unanimously voted to adopt the motion. (8:11 P.M.)

11. Executive Session –

Personnel Matters § 551.074, Texas Government Code

1. Pursuant to Texas Government Code 551.074 - Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - City Attorney Rod Ponton. (M. Antrim, City Manager)

12. Action – Executive Session –

RESOLUTION 2023-02-12: On a motion by Councilor Tandy and seconded by Councilor Sandate to move into regular session, the City Council unanimously voted to adopt the motion. (9:16 P.M.)

1. Action, if any, concerning the deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - City Attorney Rod Ponton. (M. Antrim, City Manager)

RESOLUTION 2023-02-13: Councilor Rodriguez moved for the termination of the City Attorney Rod Ponton. The motion failed due to a lack of a second.

There being no further business, the meeting was adjourned.

13. Adjourn. (9:17 P.M.)

APPROVED:

ATTEST:

Catherine Eaves, Mayor

Geoffrey R. Calderon, City Secretary

CERTIFICATION

I, Geoffrey R. Calderon, hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and to the City website at www.cityofalpine.com/agenda pursuant to Section 551.043, Texas Government Code. The said notice was posted by 2:00 P.M. on February 3, 2023, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting. 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 Office of the City Secretary at (432) 837-3301, option 1, or email city.secretary@cityofalpine.com for further information.

Geoffrey R. Calderon, City Secretary