

City of Alpine  
Regular City Council Meeting  
Tuesday, February 23, 2021  
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 at the Civic Center and 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 Rodriguez, Councilor Sandate, and Councilor Stephens attended at the Council Chambers. Mayor Ramos, Councilor Curry and Councilor Betty Fitzgerald attended via zoom. City Manager, Erik Zimmer reported that the agenda was posted at 2:00 P.M. on February 19, 2021. City Manager Erik Zimmer attended via zoom.
3. Public Comments (limited to 3 minutes per person) –
4. Presentation, Recognitions, and Proclamations – (A. Ramos, Mayor)
5. Reports – Copies of the charts presented during the meeting are posted on the City website at [www.cityofalpine.com/cmreports](http://www.cityofalpine.com/cmreports)

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

City Attorney’s Report – None

City Manager Report –

- Coronavirus Update
- SRSU Update -President Pete Gallego
- Poets Grove/Kokernot Lodge/Kokernot Park Project Update
- Election Candidate Update
- AVFD Interlocal Agreement

City Staff Updates –

- Finance/Utility Billing by Megan Antrim

6. Public Hearing - 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being discussed separately unless requested by a Council Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 February 2, 2021. (E. Zimmer, City Manager)

Council minutes: 02-23-2021

Approved: 03-02-2021

2. Approval of Ben Struthers application for the Parks Board for Ward 3. (B. Fitzgerald, City Council)
3. Approval of James Etchison application for the Animal Advisory Board for Ward 4. (M. Sandate, City Council)

**Motion was made by Councilor Stephens, by Resolution 2021-02-09 to move item 3 to action items and approve items 1 and 2 as presented. Motion was seconded by Councilor Curry. Motion unanimously carried.**

8. Information or Discussion items –

1. Border Security Update – with Chief Robert Martin. (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. Approval of James Etchison application for the Animal Advisory Board for Ward 4. (M. Sandate, City Council) - Motion was made by Councilor Curry, by Resolution 2021-02-10, to remove Mr. Etchison for consideration and invite Mr. Etchison to attend the next Animal Advisory Board meeting on March 9, 2021. Motion was seconded by Councilor Stephens. Motion unanimously carried.
1. Discuss, consider, and take appropriate action approving the APD Annual Racial Profiling Report. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-13, to approve the APD Annual Racial Profiling Report. Motion was seconded by Councilor Curry. Motion unanimously carried.
2. Discuss, consider, and take appropriate action to approve Resolution 2021-02-11 providing an additional payment option for certain short term rental operators who have been remitting Hotel Occupancy Taxes regularly and that are current and in good standing with the City. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-02-11 to approve Resolution 2021-02-11 providing an additional payment option for certain short term rental operators who have been remitting Hotel Occupancy Taxes regularly and that are current and in good standing with the City. Motion was seconded by Councilor Curry. Motion unanimously carried.
3. Discuss, consider, and take appropriate action to approve Resolution 2021-02-12 regarding a donation of unused playground equipment to Sul Ross State University. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-02-12 regarding a donation of unused playground equipment to Sul Ross State University. Motion was seconded by Councilor Curry. Motion unanimously carried.
4. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-02-01, an Ordinance amending Chapter 10- Animals, Article VI – Animal Advisory Board, Section 10-223 to the Alpine Code of Ordinances. (M. Curry, City Council) – Motion was made by Councilor Curry, by Resolution 2021-02-14, to approve the first reading of Ordinance 2021-02-01, an Ordinance amending Chapter 10- Animals, Article VI – Animal Advisory Board, Section 10-223 to the Alpine Code of Ordinances. Motion was made by Councilor Rodriguez. Motion unanimously carried
5. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-02-02, an ordinance amending Chapter 10 – Animals, Article II – keeping Animals, Section 10-41 and 10-59 to the Alpine Code of Ordinances. (M. Curry, City Council) – Motion was made by Councilor Curry, by Resolution 2021-02-15 to approve the first reading of Ordinance 2021-02-02, an ordinance

amending Chapter 10 – Animals, Article II – keeping Animals, Section 10-41 and 10-59 to the Alpine Code of Ordinances. Motion was seconded by Councilor Stephens. Motion unanimously carried.

6. Discuss, consider, and take appropriate action relative to the City position regarding the County encroachment of City property adjacent to the County Jail and Old City Hall offices. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2021-02-16 to direct the City Attorney to investigate the County encroachment of City property adjacent to the County Jail and Old City Hall offices. 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. –

**Motion was made by Councilor Stephens, by Resolution 2021-02-17, to move into Executive Session. Motion was seconded by Councilor Curry. (7:06pm)**

1. Discuss the Union Pacific Ordinance Update. (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 2021-02-18, to come out of Executive Session. Motion was seconded by Councilor Rodriguez (7:27pm)**

**Motion was made by Councilor Stephens, by Resolution 2021-02-19 to move into open session. Motion was seconded by Councilor Rodriguez (7:28pm)**

12. Action – Executive Session –

1. Discuss, consider, and take appropriate action, if any, on the Union Pacific Ordinance Update. (E. Zimmer, City Manager)

**Motion was made by Councilor Stephens, by Resolution 2021-02-20 that City Council add the Union Pacific Ordinance update at the next City Council meeting. Motion was seconded by Councilor Rodriguez. Motion unanimously carried.**

I certify that this notice was posted at 2:00 P.M. on February 19, 2021, 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.

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Andres "Andy" Ramos, Mayor

Attest:

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Cynthia Salas, City Secretary

I, Cynthia Salas, City Secretary, do certify that this notice was posted at 5:00 P.M. on February 19, 2021, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

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Cynthia Salas, City Secretary