

City of Alpine
Regular City Council Meeting
Tuesday, September 1, 2020
5:30 P.M.
Minutes

1. Call to Order, and Pledge of allegiance to the flags – Mayor Pro-Tem Rick Stephens called the meeting to order. The meeting was held via Zoom Conference in the City of Alpine, Texas. Mayor Pro-Tem Rick Stephens 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 were present via zoom. Mayor Ramos was absent and excused. City Secretary, Cynthia Salas reported that the agenda was posted at 2:00 P.M. on August 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) – 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 – None

City Manager Report –

- Coronavirus Update
- Readout from Emergency Service Workshop
- TxDOT Presidio Regional Freight Mobility Plan
- TACVB Press Release

City Staff Updates – None

6. Public Hearings –
 - Public Hearing on citizen's views and comments concerning Ordinance 2020-08-02, an Ordinance making appropriations for the support of the City of Alpine, Texas for the fiscal year beginning October 1, 2020 and ending September 30, 2021; appropriating money to a sinking fund to pay interest and principal on the City of Alpine, Texas for the FY 2020-2021.
 - Public Hearing on citizen's views and comments concerning Ordinance 2020-07-02, an Ordinance of the City of Alpine, amending the Alpine Code of Ordinances Chapter 46 Fire Prevention and Preservation for fire fee's for the City of Alpine.
 - Public Hearing on citizen's views and comments concerning Ordinance 2020-08-03, an Ordinance of the City of Alpine, Texas changing the criteria for membership of the Parks and Recreation Board.

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 August 18, 2020. (E. Zimmer, City Manager)
2. Approval of hangar lease rental rate increase of \$0.01 per square foot for ground lease rate at Alpine Casparis Municipal Airport. (E. Zimmer, City Manager)

Motion was made by Councilor Curry, by Resolution 2020-09-01 to approve the consent agenda as presented. Motion was seconded by Councilor Escovedo. Motion passed 4 to 0.

8. Information or Discussion items –

1. Museum Readout by Executive Director Mary Bones. (E. Zimmer, City Manager)
 - MoBB Logo
 - Image of Touchscreen
 - Museum Assessment Figures
 - True West Top Ten Museum Logo
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 approving Resolution 2020-09-02, to adopt the official newspaper for FY 2020-2021. (E. Zimmer, City Manager) – **Motion was made by Councilor Curry, by Resolution 2020-09-02, approving Resolution 2020-09-02, to adopt the official newspaper for FY 2020-2021. Motion was seconded by Councilor Olivas. Motion was made by Councilor Curry to amend the motion to table this item. Motion was seconded by Councilor Betty Fitzgerald. Motion passed 4 to 0.**
 2. Discuss, consider, and take appropriate action on the second and final reading of Ordinance 2020-08-02, an Ordinance making appropriations for the support of the City of Alpine, Texas for the fiscal year beginning October 1, 2020 and ending September 30, 2021; appropriating money to a sinking fund to pay interest and principal on the City of Alpine, Texas for FY 2020-2021. (E. Zimmer, City Manager)- **Motion was made by Councilor Curry, by Resolution 2020-09-04, on the first reading of Ordinance 2020-08-02, an Ordinance making appropriations for the support of the City of Alpine, Texas for the fiscal year beginning October 1, 2020 and ending September 30, 2021; appropriating money to a sinking fund to pay interest and principal on the City of Alpine, Texas for the FY 2020-2021. Motion was seconded by Councilor Betty Fitzgerald. Motion passed 4 to 0.**
 3. Discuss, consider, and take appropriate action on the second and final reading of Ordinance 2020-07-02, an Ordinance of the City of Alpine, amending the Alpine Code of Ordinance Chapter 46 Fire Prevention and Preservation for fire fee's for the City of Alpine. (E. Zimmer, City Manager) – **Motion was made by Councilor Curry, by Resolution 2020-09-03, on the first reading of Ordinance 2020-07-02, an Ordinance of the City of Alpine, amending the Alpine Code of Ordinance Chapter 46 Fire Prevention and Preservation for fire fee's for the City of Alpine. Motion was seconded by Councilor Escovedo. Councilor Curry voted to approve. Councilor Ramon voted to approve. Councilor Betty**

Fitzgerald voted to approve. Councilor Escovedo voted to approve. Councilor Stephens voted to approve. Motion passed 5 to 0.

4. Discuss, consider, and take appropriate action approving animal permits for three (3) horses. Horses to be located at 4002 Peach Tree Circle in Alpine, Texas. Application is Riley White. (E. Zimmer, City Manager) – Motion was made by Councilor Olivas, by Resolution 2020-09-05 to take appropriate action approving animal permits for three (3) horses. Horses to be located at 4002 Peach Tree Circle in Alpine, Texas. Application is Riley White. Motion was seconded by Councilor Curry. Motion passed 4 to 0.
5. Discuss, consider, and take appropriate action approving animal permit for a donkey (standing Jack). Donkey is to be located at 3009 Peach Tree Circle in Alpine, Texas. Applicant is Bethany and Larry Cordova. (E. Zimmer, City Manager) – Motion was made by Councilor Curry, by Resolution 2020-09-06, to approve animal permit for a donkey (standing Jack). Donkey is to be located at 3009 Peach Tree Circle. In Alpine, Texas. Applicant is Bethany and Larry Cordova. Motion was seconded by Councilor Escovedo. Motion passed 4 to 0.
6. Review, discuss, consider, and take appropriate action approving the Joint Election Service Agreement Contract between the City of Alpine and Brewster County for the November 3, 2020 City of Alpine Elections. (E. Zimmer, City Manager) – Motion was made by Councilor Curry, by Resolution 2020-09-07 to review, discuss, consider, and take appropriate action approving the Joint Election Service Agreement Contract between the City of Alpine and Brewster County for the November 3, 2020 City of Alpine Elections. Motion was seconded by Councilor Olivas. Motion passed 4 to 0.
7. Discuss, consider, and take appropriate action regarding the City Manager’s annual performance assessment, including any proposed compensation adjustment. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2020-09-08 proposed that City Council make a change regarding the City Manager’s annual compensation. Motion was made by Councilor Escovedo. Motion was made by Councilor Stephens to amend the proposed to reflect that the City Managers annual compensation be adjusted by a 3% raise. Motion was seconded by Councilor Curry. Motion passed 4 to 0
8. Discuss, consider, and take appropriate action regarding the second and final reading on Ordinance 2020-08-03, an Ordinance of the City of Alpine, Texas changing the criteria for membership of the Parks and Recreation Board. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2020-09-09 to approve the first reading of Ordinance 2020-08-03, an Ordinance of the City of Alpine, Texas changing the criteria for membership of the Parks and Recreation Board. Motion was seconded by Councilor Curry. Motion passed 5 to 0.
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 Olivas, by Resolution 2020-09-10 to move into executive session. Motion was seconded by Councilor Curry. Motion passed 4 to 0. (7:16pm)

1. Discussion on the process and procedures of the Municipal Court. (M. Curry, City Council)
2. Discussion of the Municipal Judge, Prosecutor, and City Attorney. (M. Curry, City Council)

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 Curry, by Resolution 2020-09-11 to come out of executive session. Motion was made by Councilor Olivas. (8:12pm)

Motion was made by Councilor Curry, by Resolution 2020-09-12 to go back into open session. Motion was seconded by Councilor Olivas. Motion passed 4 to 0. (8:13pm)

12. Action – Executive Session –

1. Discuss, consider, and take appropriate action, if any, on the process and procedures of the Municipal Court. (M. Curry, City Council) – **Motion was made by Councilor Curry, by Resolution 2020-09-13 to take no action. Motion was seconded by Councilor Olivas. Motion passed 5 to 0.**
2. Discuss, consider, and take appropriate action, if any, on the Municipal Judge, Prosecutor, and City Attorney. (M. Curry, City Council) – **Motion was made by Councilor Curry, by Resolution 2020-09-14 to take no action. Motion was seconded by Councilor Olivas. Motion passed 5 to 0.**

I certify that this notice was posted at 1:00 P.M. on August 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.

Rick Stephens, Mayor Pro-Tem

Attest:

Cynthia Salas, City Secretary

I, Cynthia Salas, City Secretary, do certify that this notice was posted at 2:00 P.M. on August 28, 2020, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Cynthia Salas, City Secretary