

City of Alpine

Regular City Council Meeting Tuesday, October 20, 2020

Notice is hereby given that the City Council of the City of Alpine, Texas will hold a Regular Meeting at 5:30 P. M. on Tuesday, October 20, 2020 in the Civic Center at 803 W. Holland and via Zoom Conference, in the City of Alpine, Texas. Meeting login details may be found at www.cityofalpine.com for the purpose of considering the attached agenda. This notice is posted pursuant to the Texas Open Meetings Act. (Section 551.043, Texas Government Code).

Members of the audience will be provided an opportunity to address the Council on any agenda item after determination of quorum and proof of notice of the meeting. Zoom meeting comment and question rules and procedures are listed on the City Website. Remarks will be limited to a total of 3 minutes per person. Please email your name to Geo Calderon (g.calderon@ci.alpine.tx.us). If you have a petition or other information pertaining to your subject, please email it to the City Secretary beforehand. All names wanting to make public comment for the meeting will be queued up and given to the Mayor at that section of the meeting. The Mayor will call on those individuals one at a time and our meeting moderator will take you off mute to make your comments. This will function the same as our existing sign-up sheet in Council Chambers. ***** Please note, you MUST include your full name (first and last) along with what Ward you reside in or have business interest in. If you do not live or own property in the City please state that in your email.** State law generally prohibits the Council from discussing or taking any action on any issue not included on the agenda, but, if appropriate, the Council may schedule the topic for future discussion or refer the matter to staff. **NO PERSONAL ATTACKS ON COUNCIL MEMBERS OR CITY STAFF WILL BE ALLOWED.** The Mayor and/or City Council Members may call a Point of Order to stop Personal Attacks. If an individual continues to personally attack an elected official or staff member in a meeting, they may be barred.

Agenda

1. Call to Order, and Pledge of Allegiance.
2. Determination of a Quorum and Proof of Notice of City Council Meeting.
3. Public Comments – (limited to 3 minutes per person)
4. Presentation, Recognitions and Proclamations – (A. Ramos, Mayor) –
 - Proclamation and Recognition - Joe (Magoo) Torres.
5. Reports -

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

City Attorney's Report –

- Update on current matters

City Manager Report

- Coronavirus Update
- Boards and Commissions Update
- Transportation Update
- San Angelo Intermodal Announcement
- Code Enforcement example

City Staff Update

- Visitor Center/Tourism by Heather Yadon and Chris Ruggia
- Environmental Services by Adelina Beall

6. Public Hearings –

- Public Hearing on citizen's views and comments concerning the approved proposed changes of Chapter 10 - Animals, Section 10-186 Dangerous Dogs.

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 October 6, 2020. (E. Zimmer, City Manager)
2. Discuss, consider, and take appropriate action on Resolution 2020-10-19, a Resolution for Big Bend Telephone Conference Room to be the location for the November 3, 2020 City Council meeting. (E. Zimmer, City Manager)

8. Information or Discussion items –

1. Discussion on the Enterprise Zone for Big Bend Regional Medical Center by CEO Rick Flores. (E. Zimmer, City Manager)

2. Discussion on Meeting Rules and Procedures, Chapter 23, City of Alpine Code of Ordinances. (A. Ramos, Mayor)

3. Discussion on the output from a meeting between City Attorney, City Manager, Police Chief, Building Official, and Animal Control as requested from the City Council at the October 6th and 7th City Council meeting. (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 the Mayor or Mayor Pro Tem. 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 on approving Resolution 2020-10-02, to allow for the expenditure of Municipal HOT revenue by the City for construction or improvements off/in municipal parks. (E. Zimmer, City Manager)
2. Discuss, consider, and take appropriate action on the second and final reading on the approved proposed changes of Chapter 10 - Animals, Section 10-186 Dangerous Dogs. (M. Curry, City Council)
3. Discuss, consider, and take appropriate action regarding the installation of night lights and other improvements to existing services at the Lujan Baseball Field(Centennial Park) located at S. 11th St. and West Ave I in Ward 2. (R. Olivas, City Council)


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 Code, Sections 551.071 (consultation with 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 5:00 P. M. on October 16, 2020, Pursuant to the Texas Open Meetings Act (Texas Government Code Section 51.043). 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 email city.secretary@ci.alpine.tx.us for further information.

A handwritten signature in black ink, appearing to read 'Cynthia Salas', is written over a horizontal line.

Cynthia Salas, City Secretary
City of Alpine

4. Presentation, Recognitions and Proclamations – (A. Ramos, Mayor) –

- Proclamation and Recognition - Joe (Magoo) Torres.

Proclamation

By Mayor Andres Ramos
City of Alpine, Texas

WHEREAS; Joe “Magoo” Torres has served on the Parks Advisory Board and the Planning and Zoning Commission of the City of Alpine since 2016; and

WHEREAS; as an active member of the community, Joe “Magoo” Torres has had a profound impact to the City of Alpine and its citizens; and

WHEREAS; Joe “Magoo” Torres has always demonstrated compassion and concern for all members of the community; and

WHEREAS; the passing of Joe “Magoo” Torres has left the City with a void that will be difficult to fill; and

WHEREAS; Joe “Magoo” Torres is an inspiring embodiment of strength and a determined driver of progress; and

WHEREAS; through his civic service and engagement, Joe “Magoo” Torres, has made the City of Alpine a better place.

NOW THEREFORE, I, Andres Ramos, Mayor of the City of Alpine, Texas, do hereby proclaim October 18 through October 24, 2020, as:

CELEBRATING & HONORING JOE “MAGOO” TORRES WEEK

in Alpine and urge all citizens to be aware of the significant impact that he has had in improving quality of life for Alpine’s families.

IN WITNESS WHEREOF, I have hereunto set my hand this 16th day of October in the year 2020.

Andres Ramos, Mayor

City Manager Report

- Coronavirus Update
- Boards and Commissions Update
- Transportation Update
- San Angelo Intermodal Announcement
- Code Enforcement example

	Planning & Zoning	Airport Advisory	Parks & Recreation	Animal Advisory	Sanitation & Environmental	Building & Standards	HOV Comm.	Music Comm.	Transportation Comm.
Ward 1	Rawles Williams	Cade Woodward	Kirsten Moody	Ami Rangra	Tami Nue	Clayton Shool	Sarah Davison	Neil Trammell (Hogwallops)	VACANT
Ward 2	Tim Pearce	Jimmy Morris	Darin Nance	Pat McCall	Dale Jenkins	Bob Savery	Jerry Johnson	Eden Hinshaw (The Swirls)	VACANT
Ward 3	Eileen Rouke	Marbet Moore	Kurt Mauchien	Lauren Spear	Jeff Bennett	Glen Criddle	Karen Sulewski	Monica Quiroga (Old Gringo)	VACANT
Ward 4	VACANT	VACANT	VACANT	VACANT	Geri Davis	Geri Davis	Laura Gold	Chris Puckett (Railroad Blues)	VACANT
Ward 5	Denis Foley	James Blair	Bibi Gutierrez	VACANT	David Buey	VACANT	John Green	Keri Blackman (Airwalk)	John Kennedy
	At Large - Dick Zimmer		At Large - Friends of Big Bend Parks - Alexandra Tackett	ACO - Jennifer Stewart		At Large - Jessie Lara	At Large - Vacant	Jeffrey Meyers (SRSU)	At Large - VACANT
	At Large - Tom Kennedy		At Large - School - Vacant	Vel. - Mary Dodson	Mayor Apple - VACANT	At Large - Vacant	At Large - Vacant	Stewart Rammer (Viva Big Bend)	At Large - Jim Street
Meeting Day	4th Monday of month	3rd Wednesday	2nd Wednesday	2nd Tuesday of month		4th Wednesday of month			

City Staff Update

- Visitor Center/Tourism by Heather Yadon and Chris Ruggia
- Environmental Services by Adelina Beall

- Visitor Center/Tourism by Heather Yadon and Chris Ruggia

ALPINE VISITOR CENTER: Report for July-September 2020

Visitor Center Operations- we initially allowed guests back inside the Visitor Center Memorial Day weekend with safety precautions in place. We were not having them sign the guest book at that time. When there was a large outbreak of COVID cases in June we went back to serving people from the porch for a month. Once more research showed the virus was not being transmitted by contact in late July we reopened the restrooms and allowed signing of the book. We are now operating with the facemask mandate in place and limiting the number of people in the building at one time since it is a small space.

Visitor Center Guest Counts

July 24-31 2020

- 23 signed in, 7 did not sign
- 21 Texas
- 1 California
- 1 South Dakota

August 2020 total Guests 164

- 65 signed in, 99 not sign
- 61 Texas
- 2 California
- 1 Mississippi
- 1 Guadalajara

August 2019 total Guests 877

September 2020 total Guests 257

- 170 signed in, 87 did not sign
- 161 Texas
- 4 Louisiana
- 1 California
- 1 Utah
- 1 New York
- 1 Minnesota
- 1 Nevada

September 2019 total Guests 678

Alpine Information Request Leads- we have changed how we communicate with potential visitors who request information about Alpine. When people would request information, they used to be sent a general promo packet. Now they are sent a postcard encouraging them to visit our website to start planning their trip. If someone still prefers printed material, they can select what attractions they are interested in on our website or they can call the Visitor Center. We also get information requests directly through phone calls and email inquiries.

July 266 Postcards

6 requested additional information
4 direct requests

August 166 Postcards

1 requested additional information
3 direct requests

September 256 Postcards
5 requested additional information
4 direct requests

Relocation Packets
July-September 2020 total of 9

Special Event and Media Packets

- 90 Ranch Rodeo
- 40 Stable Performance Car Show
- 3 Texas Country Reporter
- 3 Family Travel Blogger

Visitor Center Aesthetic Changes- during the time that we were closed and limiting visitors to the porch we were able to make lots of low-cost improvements to both the exterior and interior of the building.

- Interior decor- paint
- "Where Are You From" new map
- Souvenir display from businesses
- Computer for guest use
- Kids section
- Outdoor display case clean up and new materials added
- Yard cleanup and flowers
- Rock garden and play area for families
- Large seasonal displays
 - graduation
 - 4th of July
 - Fall

COVID Related Projects

- Outdoor dining
- Restaurant Safety Pledge
- Lodging Safety Pledge distribution
- STR promo materials
- Work from home content for city website
- Alpine Texas Eats Facebook Group

Events Planning & Assistance

- Harvest Moon support with mural tour materials, Artwalk promo and health safety signage
- Midweek Mercantile & Music- New weekly event hosted by Visit Alpine. The number of vendors is growing each week. New signage to brand the event is being created. Music on the lawn promoting Alpine as a Music Friendly City. Family friendly with lots of free fun for kids. Excellent example of so many City departments working together to provide an event for the community.

Upcoming Events

- Alpine Halloween Trail & Treats
- Support Artwalk- promotion and information for visitors
- Christmas Parade
- Christmas Open House

ALPINE TOURISM PROMOTION PLAN: Report for July-September 2020

HOTEL OCCUPANCY

Texas Hotel Performance Factbook data provided by the Texas Hotel & Lodging Association. The Texas Hotel Performance Factbook is a product of Source Strategies, Inc. Their web site says that their data comes from State Comptroller reports, though direct comparison of a quarterly Comptroller's report shows that they do not include Value Inn ("Alpine Lodging") and that they group short term rentals in a different way. Accordingly, these numbers should be considered as generalizations.

12 months ending June 30 (550 rooms)

Occupancy rate: 55.6% (-3.4% from previous year)

Total Revenue: \$11,250,206 (-12.5% from previous year)

Revenue Per Available Room: \$61.02 (-2.61% from previous year)

3 months ending June 30 (365 rooms - down from 555 rooms Sunday House, Value Inn not included)

Occupancy rate: 43.2% (-15.9% from Q2 2019)

Total Revenue: \$1,594,446 (-52.5% from Q2 2019)

Revenue Per Available Room: \$48.00 (-25.15% from Q2 2019)

PRINT ADS

Texas Monthly - 270,853 circulation (2,389,000 readers)

1/3-page square (plus added editorial) - May issue

Total cost: \$3,258

Cost per thousand circulation (full page): \$36.09

Cost per thousand "readers" (full page): \$4.08

Big Bend & Texas Mountains Travel Guide - 90,000 circulation (360,000 readers) 2-page spread plus additional 2 pages of editorial content - 2020-2021

Total cost: \$10,500

Cost per thousand circulation (full page): \$33.33

Cost per thousand "readers" (full page): \$8.33

Texas Highways - 176,000 circulation (490,000 readers)

December - 1/6-page (Full-page co-op with Fort Davis, Marfa, Fort Stockton, Midland, Odessa)

Total cost (each): \$835.19

Cost per thousand circulation (full page): \$33.25

Cost per thousand "readers" (full page): \$11.90

DIGITAL ADS

Alpine Email Newsletters

July - Sent: 3,502 Opened: 834; Clicks: 58

Open Rate: 23.81%

CTR: 6.95%

Total cost: \$1,000

August - Sent: 3,616 Opened: 876 Clicks: 40

Open Rate: 24.23%

CTR: 4.57%

Total cost: \$1,000

September - Sent: 3,729 Opened: 807 Clicks: 33 Open Rate: 21.46%

CTR: 4.09%

Total cost: \$1,000

Facebook/Instagram - (3 months: July-September) 771,194 impressions to 397,039 viewers with 10,656 engagements across 6 ad campaigns

Total cost: \$2,927.30

Cost per thousand impressions: \$3.80

Cost per thousand viewers: \$7.37

Cost per engagement: \$0.27

SOCIAL MEDIA (3 months: July-September)

Facebook

31,993 followers (+5.77% over last year)

877,680 impressions (+287.43% over last year)

83 posts (-25.38% from last year)

42,550 engagements (comments, shares) (+195.51% over last year)

Instagram

10,684 followers (+39.13% over last year)

57 posts (+44.44% over last year)

20,440 likes (+95.96% over last year)

184 comments (+66.02% over last year)

Twitter

1,502 followers (+10.44% over last year)

47 tweets (-49.57% from last year)

21,135 impressions (-52.58% from last year)

1,098 engagements (likes, retweets) (-12.7% from last year)

WEB SITE & MOBILE APP (3 months: April-June)

visitalpinetx.com

26,008 visitors (+34.76% over last year)

66,915 page views (+35.28 over last year)

Mobile App & Web Maps

1,840 visitors (+299.39% over last year)

7,019 page views (+198.32% over last year)
103 iOS downloads (+22.98% over last year)
16 Android downloads (+116.67% over last year)

OTHER ACTIVITIES

Budget and administration:

- Prepare ongoing FEMA reports on COVID-related activities
- Participate in City Staff Directors' Meetings
- Prepare and deliver quarterly report to Council
- Review and archive Book>Direct analytics
- Recruit members for HOT Grants Committee and assist with applications
- Meeting on next steps for Short Term Rental ordinance, create Google Drive with notes and staff recommendations
- Rewrite HOT Grant policies and application form; distribute to past grantees, cityofalpine.com and area media
- Help collect HOT applications and forward to Cynthia
- Prepare materials for HOT Grants Committee, coordinate with committee members, host meeting with Erik and successfully develop funding recommendations for Council
- Contact all HOT grant recipients with details of awards, answer any questions
- Update Tourism Department Initiatives, Priorities & Challenges documents
- Continue regular twice-monthly Tourism planning meetings with Erik
- Provide 2019-2020 HOT grant applications & promotion contracts to Megan
- Prepare draft General Promotions budget for 2020-2021 with \$75,000 target
- Process final HOT revenues and expenses for 2019-2020 to ensure 50% ad requirement
- Attend Council Meetings to support HOT recommendations, fall events, etc
- Discuss online HOT payment gateway for cityofalpine.com with Geo and Erik

Plan and execute promotions:

- Work with Erik on digital promotions plan (remarketing, search) and continually revise promotion/messaging priorities
- Develop Lodging Safety Pledges for both hotels & short term rentals; distribute printed and digital badges; create descriptive and promotional web pages for each pledge; create & distribute Outdoor Dining a-frame signs; begin social media & Google search ad campaigns
- Prepare content with Open Sky Media for email newsletters, proof and approve for distribution
- Assist Museum of the Big Bend in promoting Top Ten Western Museums award from True West magazine
- Distribute press release for TACVB Idea Fair award
- Underwrite expanded Alpine editorial in Big Bend & Texas Mountains Travel Guide
- Plan "Music Friendly Alpine" sponsorship of Austin Monthly Front Porch Music event
- Oversee production of 10-second video for Austin Film Festival sponsorship
- #AlpineTXPhoto Contest - Last round of facebook ads and email promos, receive and process contest entries, respond to questions, close to entries on September 30
- Promote "Alpine, Texas Eats" Facebook group (created & administered by Heather) on social media and web site

- Midweek Mercantile & Music logo artwork, promo flyer, banner artwork and ordering, distribute press release, facebook events, posts & ads
- Research audio tour mobile app vendors
- Update Hancock Hill trails map with route directly to The Desk
- Explore possibilities for a variety of promo videos (Hancock Hill, Wassermann Wranch, etc)
- Receive and share short video of SRSU rodeo roping from Jessica Lutz
- Consider new email promotion from Austin Monthly as possible co-op opportunity

Worked with Visitor Center Staff on:

- Ideas for "Alpine Texas Eats" Restaurant Facebook group, assist with planning and photos
- Lodging & Restaurant Safety Pledge programs, including radio ads, rack cards, extra printed badges
- Collect and send information requests from Texas Monthly and tourtexas.com, , compile email addresses for e-newsletters
- Ongoing hotel occupancy check-ins
- Consult on Ranch Rodeo welcome packets
- Registering Heather for TACVB online Annual Conference, comparing notes and sharing ideas afterwards
- Compile Alpine Cowboys / Kokernot Field historical info for a visitor handout and in-office presentation
- Assist in developing Work From Home resources, formatting for cityofalpine.com
- Prepare Tourism Department "Initiatives, Priorities & Challenges", apply "SMART" categories to each goal
- Work on Outdoor Dining signs and permits with David Hale
- Expanding web site content (music, rock hunting, Wassermann Wranch, activities, attractions)
- Discuss and develop new handout materials for events, attractions, etc
- Create business card file for Heather to print
- Explore options for front yard photo op board artwork
- Development and execution for Midweek Mercantile and Music, , handle all music booking, assist in developing safety policy, lay out mask requirement signs and assist Heather where needed
- Review and discuss MindEcology Visitor Profile Report
- Propose expanded public restrooms with outdoor access
- Inventory print materials; discuss updates and reprints for Historic Walking Tour brochure; plan for rack cards promoting large individual events
- Discussion of enhanced content for walking tours (mobile app)
- Assist with planning for holiday events with Heather, Cynthia and Erik
- Lodging/hospitality for blogger visit
- Assist in acquiring kids' Alpine Murals quiz, lay out for printing to distribute
- Reprint Historic Walking Tour brochures
- Plan and begin promotions for Halloween Trail & Treat

Media activity:

- **Alpine Avalanche** - phone interview and email follow-up re: Texas Music Friendly Community program
- **Big Bend Sentinel** - phone interview re: Viva Big Bend

- **travelawaits.com** - provide photography to freelance writer for article on travel to Alpine
- **Texas Monthly** - Fall travel feature in Sep 2020 issue with two Alpine photos: 2/3 page feature intro image plus following 1/2 page
- **Texas State Travel Guide** - review Alpine editorial and provide photography
- **Big Bend & Texas Mountains Travel Guide** - provide new photography
- Offer assistance to Phillips 66 commercial production
- **Marfa Public Radio** - interview on state of regional tourism with News Director
- Arrange lodging for blogger visit (rippedjeansandbifocals.com) to update post on traveling to Alpine with kids

Design and produce tourism web presence:

- Complete and launch #SafeTravels web page
- Update website alerts re: COVID cases and safety
- Texas Music Friendly Community info to Live Music page
- Add Bed & Breakfast category to listings
- Review Google Analytics monthly
- Create Lodging and Restaurant Safety Pledge web pages
- Update Hancock Hill Trails page with new map artwork and link to Google Maps app

Coordinate with event organizers to assist with their planning, promotional programs and any HOT-funded activities:

- **Viva Big Bend** - extensive planning assistance, Facebook ad campaign, cross-post and share live video feed on social media, assist with post-event report and HOT grant application
- **Big Bend Comic Con** - attend zoom planning meeting, assist with HOT grant application, consult on promotions and HOT reimbursement policies
- **Museum of the Big Bend** - consultation re: 2020-2021 budget and timing, assist with HOT grant applications, advise on HOT reimbursements
- **Big Bend Film Commission** - consult on budget planning, assist with planning, ad production and review for Austin Film Festival sponsorship, discuss opportunities for property owners to submit to state film locations database campaign, assist with HOT grant application
- **Artwalk** - consult on 2020 event planning for Artwalk and Horny Toad Wine & Cheese Festival, assist with HOT grant applications, assist in getting measurements of streets for event plan, assist with communications on safety policies, make introduction to Gulf Coast Distillers (Tejas Beer) for possible sponsorship
- **Christmas in Alpine** - assist volunteers with artwork for thank you notes to sponsors
- Communicate with entire events contact list to request 2021 event dates, if known; update events contact list
- **Alpine Cowboys** - assist with HOT grant application
- **Ultimate Fandango** - some assistance with online version of the event, coordinate and produce live video from Alpine movie extras
- Texas Mountain Trail Region - assist with HOT grant applications, discuss possible projects for funding
- **Lone Star Cowboy Poetry Gathering** - assist with HOT grant applications, consult on reimbursement procedures for 2020-21 HOT grant

- **Alpine Downtown Association** - assistance with some event planning, billing and online promotion for Harvest Moon, buy Facebook ads, consult on safety policies and assist with APD contact for traffic controls

Review and authorize HOT promotional expenditures:

- Invoicing for ads: Ride Texas full-page advertorial, Authentic Texas magazine, USAA Today Summer Travel Guide, Big Bend & Texas Mountains Travel Guide, Tourtexas.com email newsletter, Big Bend Gazette, Alpine Avalanche & Big Bend Sentinel photo contest ads
- Contract for 2021 Texas Highways ad co-op, tourtexas.com mini-website
- Invoicing for Robert Greeson for Marie Kondo TV "audition" video
- Invoicing for THLA, TTA & TACVB memberships
- Invoicing for Printco (safety pledge badges, purchase order for Midweek Mercantile & Music banners)
- Invoicing for renewed photograph licenses from Aaron Bates
- Approve two ads for Texas Monthly in FY 2020-2021
- Invoicing for Open Sky Media email newsletters
- Contract and invoice for Austin Monthly special music promotion
- Invoicing for Visit Widget mobile app & web maps, Book>Direct website "Book Now" feature
- Invoicing for printing historic walking tour brochures, L&L Distribution
- Music invoicing for Midweek Mercantile & Music
- Invoicing for Neil Trammell songwriting (Alpine, Texas promo music)

Oversee all HOT-funded advertising by third parties:

- **Museum of the Big Bend** - invoicing for Authentic Texas magazine, Tourtexas.com email newsletter & web ads, Big Bend & Texas Mountains Travel Guide
- **Viva Big Bend** - process reimbursement request, receive post-event report
- **Alpine Downtown Association** - process reimbursement request for mural project, approve reimbursement request for 2020 Harvest Moon music
- **Alpine Cowboys Baseball** - invoicing for Big Bend & Texas Mountains Travel Guide
- **Lone Star Cowboy Poetry Gathering** - assist with compiling necessary documentation for final reimbursements
- **Big Bend Film Commission** - invoicing for website maintenance & Austin Film Festival sponsorship

Recruitment of workshops, seminars and/or conferences:

- No activity this quarter

Plan, organize, supervise and participate in trade shows, sales missions, and tours for journalists, agents and event planners:

- No activity this quarter

Maintain and strengthen industry knowledge by attending industry conferences and training and perform ongoing research on promotional best practices and market conditions:

- Attend online TACVB Annual Conference
- Read *Virus upends tourism marketing, sparks idea of 'safecations'*
(<https://apnews.com/7dbaf655c481d3406d05e11f6c863528>)

- View Webinar, *American Traveler Trends Forum: Recovery Marketing* (https://www.youtube.com/watch?v=Et_cBiLAF0o&feature=youtu.be)
- Review TX Restaurant Association Safe Reopening Guidelines
- Review US Travel Association's weekly COVID reports
- Look over US Travel forecasts through 2023 (https://www.ustravel.org/system/files/media_root/document/Research_Travel-Forecast_Summary-Table.pdf)
- Read *A Guide to Traveling with a Face Mask* at TravelPulse: <https://www.travelpulse.com/news/features/a-guide-to-traveling-with-a-face-mask.html>
- Read *How Destinations Are Inspiring Travel Confidence Again* (<https://www.simpleviewinc.com/blog/stories/post/how-destinations-are-inspiring-travel-confidence-again/>)
- Research National Travel Sentiment from STR, Destination Analysts, US Travel, MMGY Travel Intelligence, The Harris Poll
- View Webinar, *Future of Tourism: Destination Development*
- View STR Report videos on status of international hotel industry
- Read promotion strategy articles from twosixdigital.com agency
- View TTA Webinar: *How to Leverage Recent Changes to Facebook's AD Platform*
- Attend first day of TTA e-Symposium

Develop and maintain relationships with hotels, restaurants and attractions:

- Email with hoteliers re: general occupancy levels in town and web presence on visitalpinetx.com
- Email with hoteliers re: local availability of COVID tests
- Host zoom call for restaurants: Outdoor Dining, HVAC guidelines, Safety Pledge program; follow-up emails
- Acquire old Artwalk signs from Old Gringo and arrange for Public Works to re-paint them to use as Outdoor Dining promo signs
- Host zoom call and many emails with hotels and STRs re: Lodging Safety Pledge
- **Taste & See Bakery** - write letter of support for Main Street grant application
- Coordinate with hotels and STRs re: Lodging Safety Pledge
- Email with short term rental re: VRBO and HOT collections
- **Murphy Street Mercado** - assist with Visit Alpine branding materials for retail products
- Advise short term rental re: HOT payment processes

Develop and maintain relationships with local and regional partners:

- **Texas Hotel & Lodging Association** - zoom meeting with Erik and Justin Bragiel re: Lodging Safety Pledge program, receive draft pledge document from Justin; request & receive hotel occupancy data for Council report, inventory active hotels and rentals for association membership
- **Rio Grande Council of Governments** - determine some 2021 event dates and basic information and deliver with contact info for Homeland Security database
- **Texas Association of Convention & Visitors Bureaus** - enter Idea Fair awards with 1 on 1 on 1 Music Festival, win People's Choice Award
- **Sul Ross State University** - Forward COVID Response: Guide to Re-Opening Sports Facilities to Chris Herrera & Derek Polacchi; begin coordination work toward Hancock Hill trailhead sign; meet with President's Chief of Staff on Hancock Hill trailhead sign and Kokernot Lodge / Poet's

Grove enhancement projects; discuss assisting on Sustainable Tourism course with Dr. Chris Herrera; assist Theatre Dept. with online promotions for Drive In movies, meet with Alumni Director re: possible collaborative activities

- **West Texas Friends of the Night Sky** - communicate with nascent volunteer group; share Dark Sky Reserve updates on social media, discuss strategy and procedures for a visitor survey
- **Alpine Downtown Association** - attend August meeting, discuss economic development projects & enhanced walking tours, review September meeting minutes, attend October meeting, assist in forwarding ADA resolution in support of Artwalk to City Council prior to Council meeting
- **Keep Alpine Beautiful** - assist in planning for Kokernot Lodge trails & bird habitat improvement project, share bulky item pickup
- **Alpine Public Library** - coordinate with Director on web presence for work from home job resources
- **City of Alpine Parks Board** - meet with Board President and contact property owner(s) re: initiatives to encourage public recreational access to private properties
- **Texas Downtown Association** - consult with Celina, Texas tourism staff to assist them in planning their own music events, register for annual conference
- **Texas Mountain Trail Region** - recruit to assist on Kokernot Lodge / Poet's Grove project, proofread Big Bend & Texas Mountains Travel Guide, send suggested corrections
- **Big Bend Arts Council** - discuss enhanced content for walking tours (mobile app)

Represent the City of Alpine in regional co-operative promotional partnerships:

- **Marfa, Fort Davis, Fort Stockton, Midland, Odessa** - Design and admin for full page co-op ads in October & December Texas Highways
- **Visit Big Bend** - Get final approval on Murphy Street Historical sign content and place order for sign panel printing, completed sign shipped to City Hall
- **Fort Davis, Marfa** - Confer on outlook for co-op ads in new fiscal year (no budget from Fort Davis)

Other tasks as they arise:

- **Texas Music Friendly Community program** - "virtual" certification ceremony broadcast during online Viva Big Bend, edit Alpine music video with Neil Trammell, receive Music Friendly Community certificate and official logo, phone meetings with Texas Music Office, schedule and hold Music Advisory Board meeting, distribute zoom recording and minutes, forward Music Venue Alliance emails to Alpine venues, put draft music database on Google Docs
- **#AlpineTXPhoto Contest** - Receiving and processing contest entries
- Share COVID testing info and City job openings on social media, work with Erik and Dr. Escovar to develop new COVID testing artwork and consult on communications strategy; distribute new artwork on social media and web; request and receive translation from Leslie Mendoza
- Arrange for free repainting on Fire Department mural and coordinate with Public Works re: adding a protective clear coat to the mural
- Work with Erik, Heather Yadon, and Marci Tuck on planning for Economic Development initiatives (remote work education initiative, business incubator project, needs assessment for Alpine business, virtual job fair, invitation/community-profile presentation, distribute meeting notes, video call to develop content outline for community profile)


- Work with Erik, Cynthia Salas and Heather Yadon on outdoor dining assistance, safety pledge, HVAC recommendations for Alpine restaurants
- Create insert for gas bill soliciting donations for Sunshine House
- Assist Marci Tuck with input / support on CDBG sidewalks grant application; consult on graphics production for applications
- Assist Alpine nonprofits (Museum of the Big Bend, Alpine Public Library) in promoting their participation in #PermianBasinGives fundraising campaign
- Attend TXDoT Freight Mobility Plan meeting; draft formal comment re: truck & rail bypass and submit to planning group
- Distribute City employment opportunities on social media
- Give feedback to David Hale on Food Truck survey, suggest online version
- Receive list of Alpine projects for Texas-Mexico Border Transportation Master Plan with request for input, call for clarification, confer with Erik and respond
- Recommend TTA webinar on CARES Act finances to Megan and Marci, discuss next steps with Marci afterwards, forward her questions on coronavirus relief funds to Travel Texas (state office)
- Post new Governor's orders, AISD closure notice to social media
- Assist with Lighting Ordinance Workshop PR and Facebook event post
- Check with THLA on their position re: HOT funds for park improvements; schedule meeting with Erik and Justin Bragiel

- **Environmental Services by Adelina Beall**



Environmental Services Update

Adelina Beall

- 
- ▶ The City of Alpine Water Conservation Strategies
 - ▶ Recycling Center Stats
 - ▶ Tree Grants
 - ▶ City Hall – Proposed Green Space



The City of Alpine Water Conservation Strategies

- The Strategies that were submitted to the Far West Texas Water Planning group were presented to Council on: January 21, 2020.
- The FWTWP group approved the draft plan, which included these strategies on January 9, 2020.
- The group submitted the plan to the Texas Water Development Board (TWDB) on March 2020. The Far West Texas regional plan will be part of the TWDB State Water Plan due 2022.
- We are now eligible to apply for funding from Texas Water Development board to implement these water conservation strategies.
 - Engineering – Final Cost Estimate
 - Application Due: March 2021

The City of Alpine Water Conservation Strategies

The following two strategies are intended to:

- 1. Utilize all available water (rainwater runoff and treated effluent) for grassland and riparian restoration in the project area, which will improve:
 - Wild life habitat
 - Increase biodiversity
 - Increase outdoor recreation

This area would be integrated to the Parks Master Plan Trail project, which would:

- Increase tourism by expanding the trail system and installing bird blinds and shaded seating
- Include signage with historical information, trail information (etiquette, and safety), and wild life information
- Utilized for Outdoor Education

- 2. To develop a water source that is available to recharge the underlying aquifer system (ASR);
- 3. To diminish the amount of treated groundwater that is currently used for landscape irrigation;
- 4. To provide for more efficient landscape irrigation of the Rain Gardens

• *Strategy 1: Irrigation application of captured rainwater runoff*

• *Strategy 2: Modification to wastewater treatment facility & irrigation system*

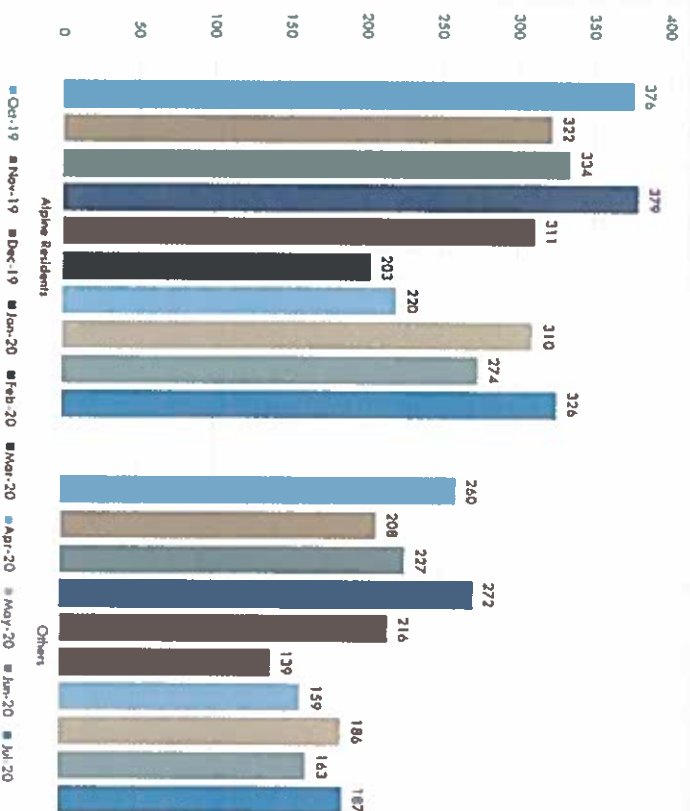
Recycling Center Stats



HAL FLANDERS RECYCLING CENTER



Part 1: Hal Flanders Recycling Center: FY 19-20



FY 19-20 Total

Alpine Residents = 3687 Others = 2381

FY 19-20 Monthly Average

Alpine Residents = 306 Others = 200

Hal Flanders Recycling Center: FY 19-20

Material	Oct. 2019 – Sept. 2020 Drop Offs
Mixed paper	4311
Newspaper	1344
Plastic	4572
Cardboard	3849
Aluminum cans	3374
Glass	3387
Tin	2990
Brush	222
Scrap Metal	118
Bulky	54
Used Oil	132

Staffing: All positions filled (as of 7/26/2020)

Electronic Recycling: Through October 2020

Quarterly Buck Pick up: Oct. 12th

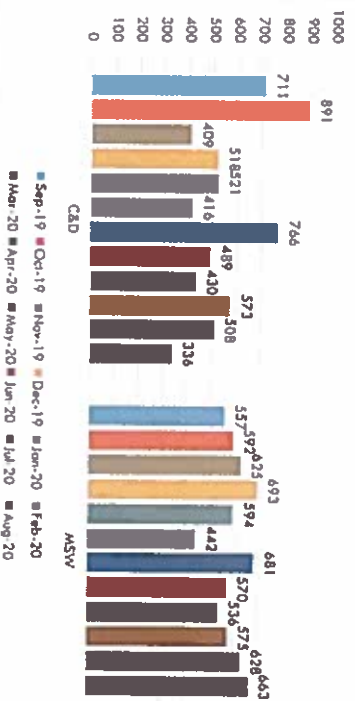
Tree Giveaway: November 2nd-7th

Fall Sweep (Community Clean-up): November 14th

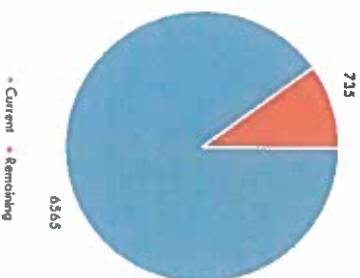
Part 2: City of Alpine Landfill:

- C&D = construction and demolition
- MSW = municipal solid waste
- Yearly total capacity for each is 7300 tons.
- The yearly total begins on September 1 of each year.

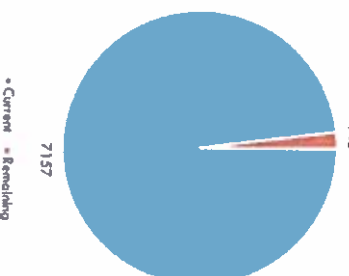
Landfill amounts in tons



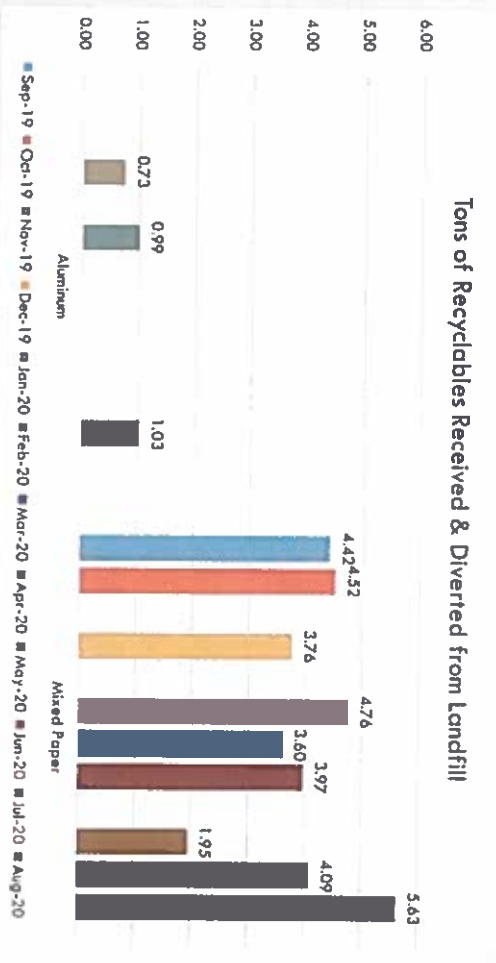
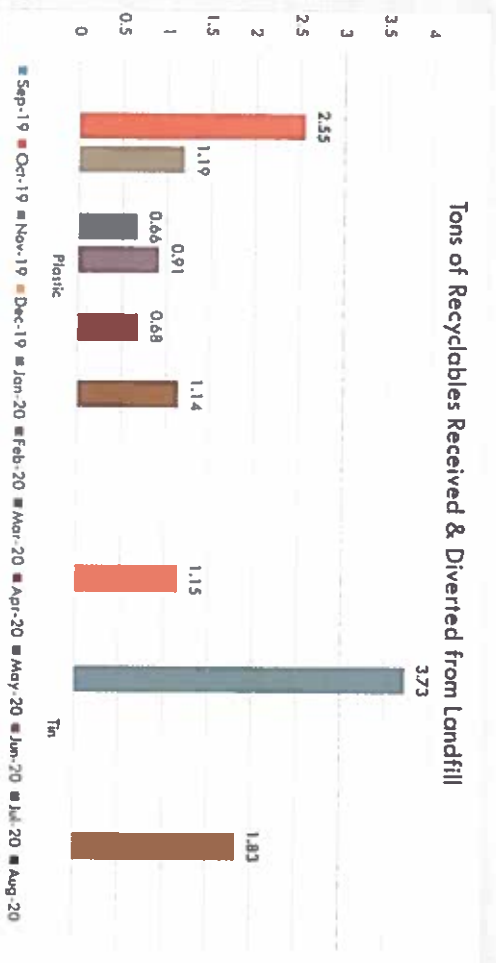
C&D tons



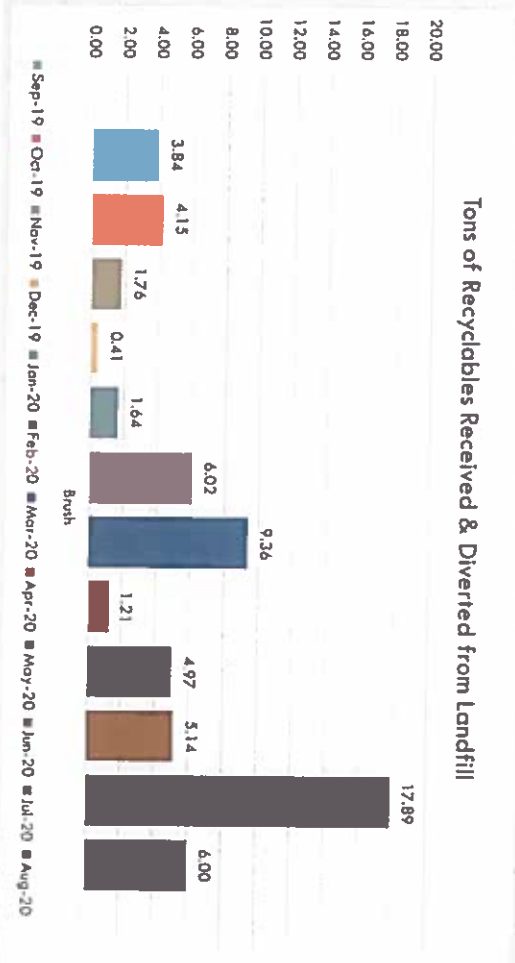
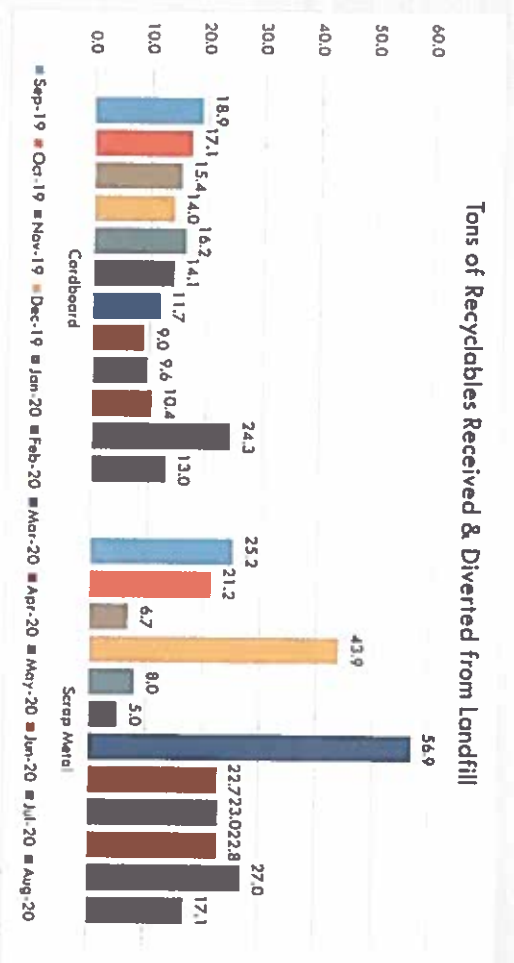
MSW tons



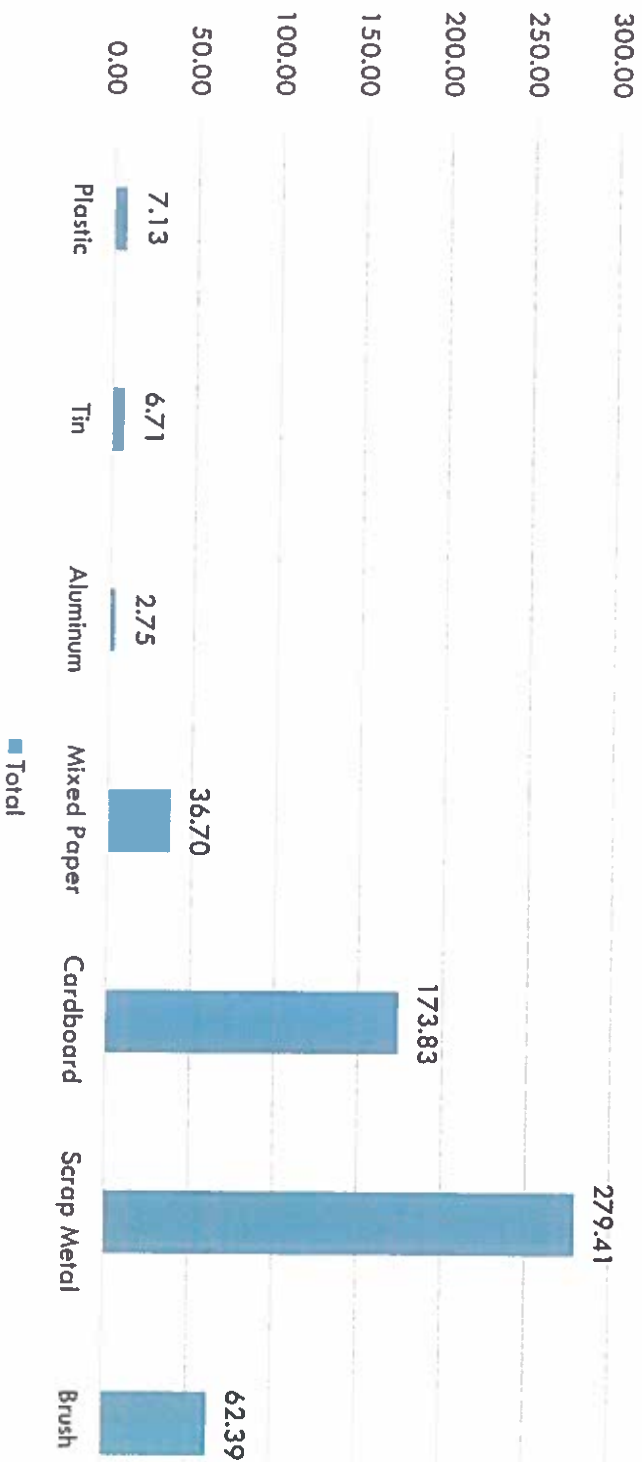
Recycling received & diverted from landfill – including Hal Flanders contributions:



Recycling received & diverted from landfill – including Hal Flanders contributions:



Tons of Recyclables Received & Diverted from Landfill Sept. 2019 - Aug. 2020 Totals



Total Recycled

558.92 US Tons

Tree Grants

- ▶ Apache Tree Grants (4) – Awarded Sept. 21st, 2020
- ▶ Kokernot Park – Rain Gardens (50)
- ▶ City Hall – Green Space (50)
- ▶ Tree Giveaway (250) – Nov 2nd – Nov 7th

Kokernot Park Rain Gardens Trees		
	Amount	Size (gal)
Chinkapin Oak- (Quercus muhlenbergii)	5	1-5
Cedar Elm- (Ulmus crassifolia)	5	1-5
Chinese Pistache- (Pistacia chinensis)	5	1-5
Emory Oak- (Quercus emoryi)	5	1-5
Desert Willow- (Chilopsis linearis)	5	1-5
Mexican Walnut- (Juglans microcarpa)	4	1-5
Mexican Buckeye- Ungnadia speciosa	4	1-5
Mesquite- (Prosopis glandulosa variety glandulosa)	8	1-5
Bur Oak- (Quercus macrocarpa)	5	1-5
Alligator Juniper- (Juniperus deppeana)	4	1-5
	50	
City Hall - Green Space		
	Amount	Size (gal)
Alligator Juniper- (Juniperus deppeana)	4	1-5
Mexican Pinyon Pine- (Pinus cembroides)	6	1-5
Mexican White Oak- (Quercus polymorpha)	6	1-5
Desert Willow- (Chilopsis linearis)	5	1-5
Mexican Redbud- (Cercis canadensis variety mexicana)	5	1-5
Emory Oak- (Quercus emoryi)	6	1-5
Chinkapin Oak- (Quercus muhlenbergii)	6	1-5
Cedar Elm- (Ulmus crassifolia)	6	1-5
Chinese Pistache- (Pistacia chinensis)	6	1-5
	50	
Tree Giveaway Nov 2020		
	Amount	Size (gal)
Chinkapin Oak- (Quercus muhlenbergii)	50	1-5
Chinese Pistache- (Pistacia chinensis)	75	1-5
Desert Willow- (Chilopsis linearis)	75	1-5
Mesquite- (Prosopis glandulosa variety glandulosa)	50	1-5
	250	

Tree Grants

- Pueblo Nuevo Park(50) – Spring 2021

- Total: 400 Native trees

Pueblo Nuevo Park Trees	Amount	Size (gal)
Chinkapin Oak- (Quercus muehlenbergii)	8	1-5
Cedar Elm- (Ulmus crassifolia)	8	1-5
Chinese Pistache- (Pistacia chinensis)	8	1-5
Bur Oak- (Quercus macrocarpa)	9	1-5
Desert Willow- (Chilopsis linearis)	9	1-5
Mesquite- (Prosopis glandulosa variety glandulosa)	8	1-5
	50	

City Hall – Proposed Green Space



Water Catchment

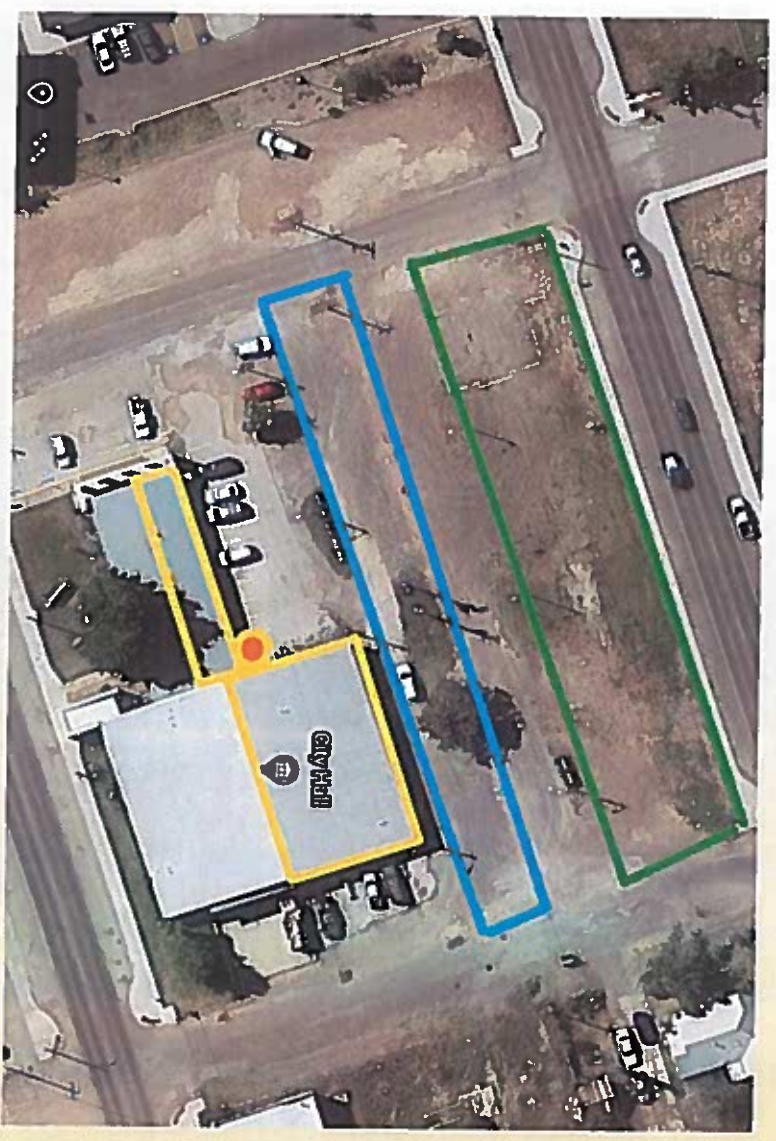


Esplanade



Green Space

- Apache Tree Grant – 50 Trees





**ENVIRONMENTAL SERVICES
DEPARTMENT**
CITY OF ALPINE, TEXAS

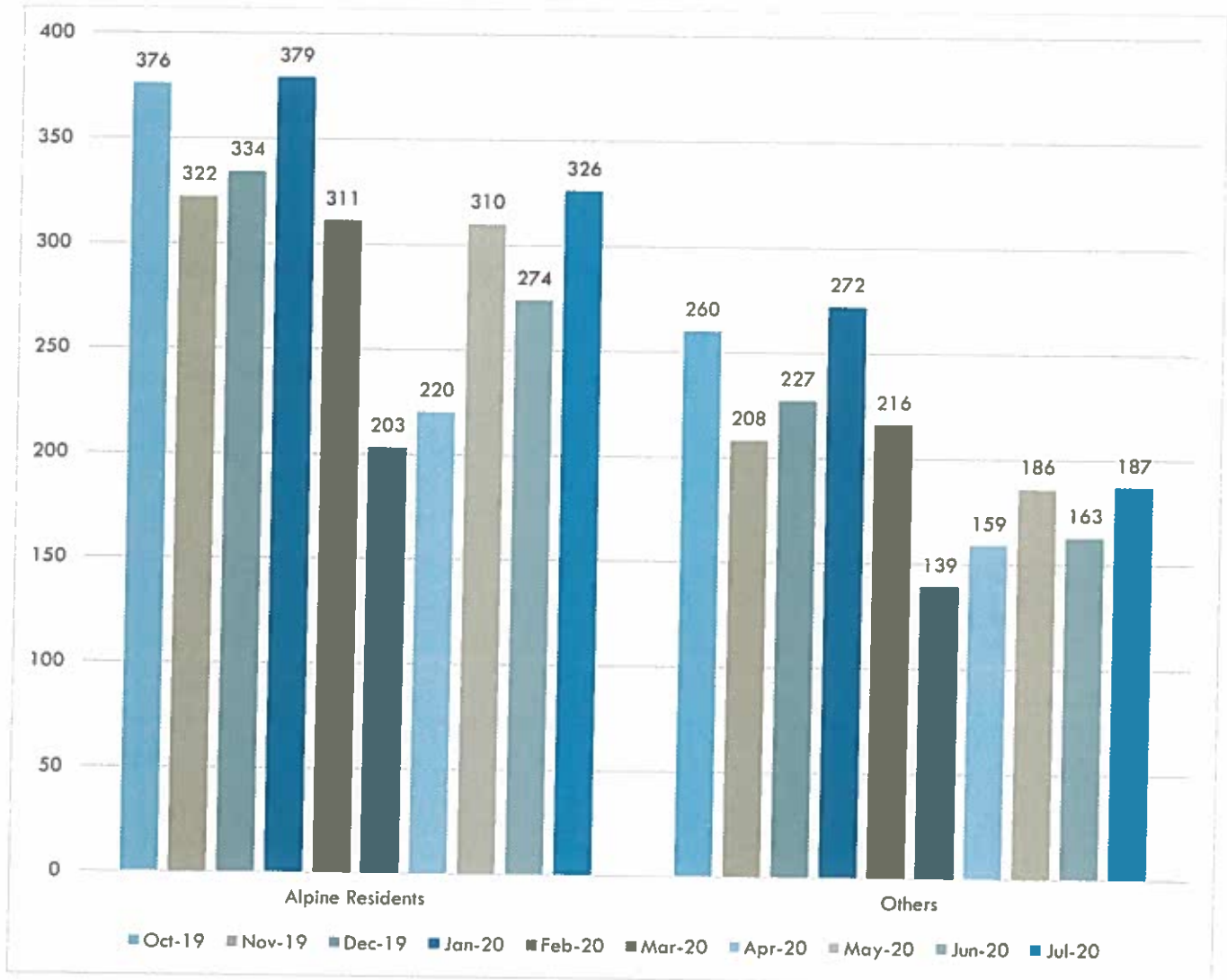
HAL FLANDERS RECYCLING CENTER



10/20/2020

Recycling Report

Part 1: Hal Flanders Recycling Center: FY 19-20



FY 19-20 Total

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Electronic Recycling: Through October 2020

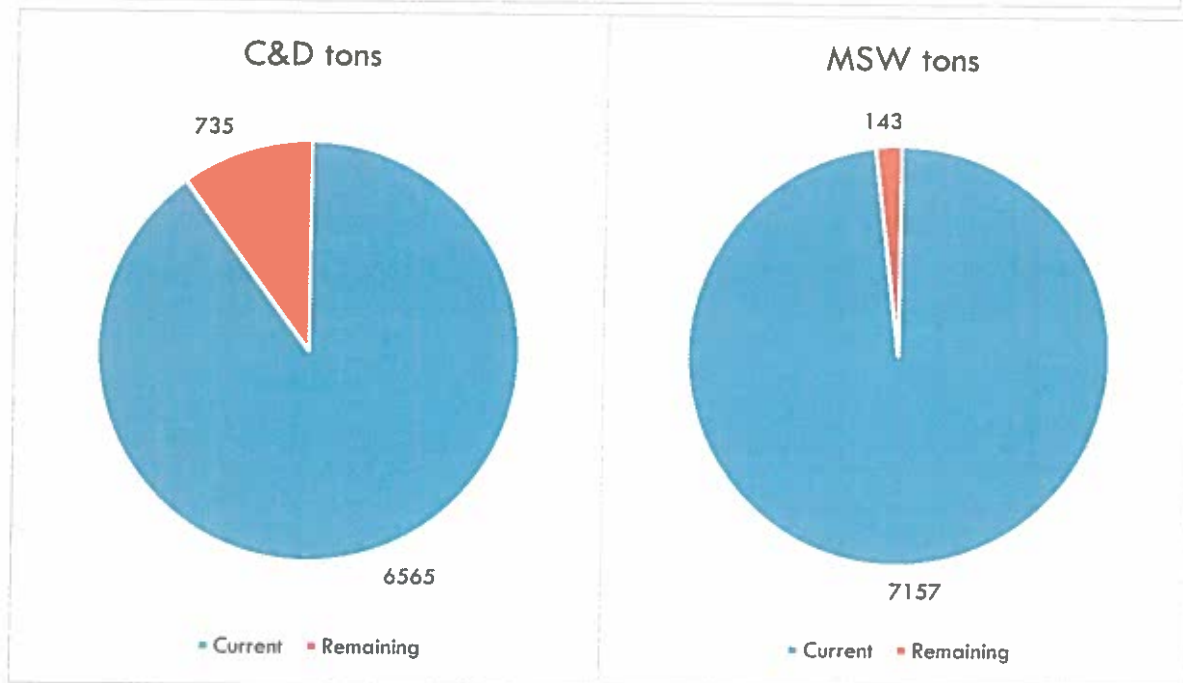
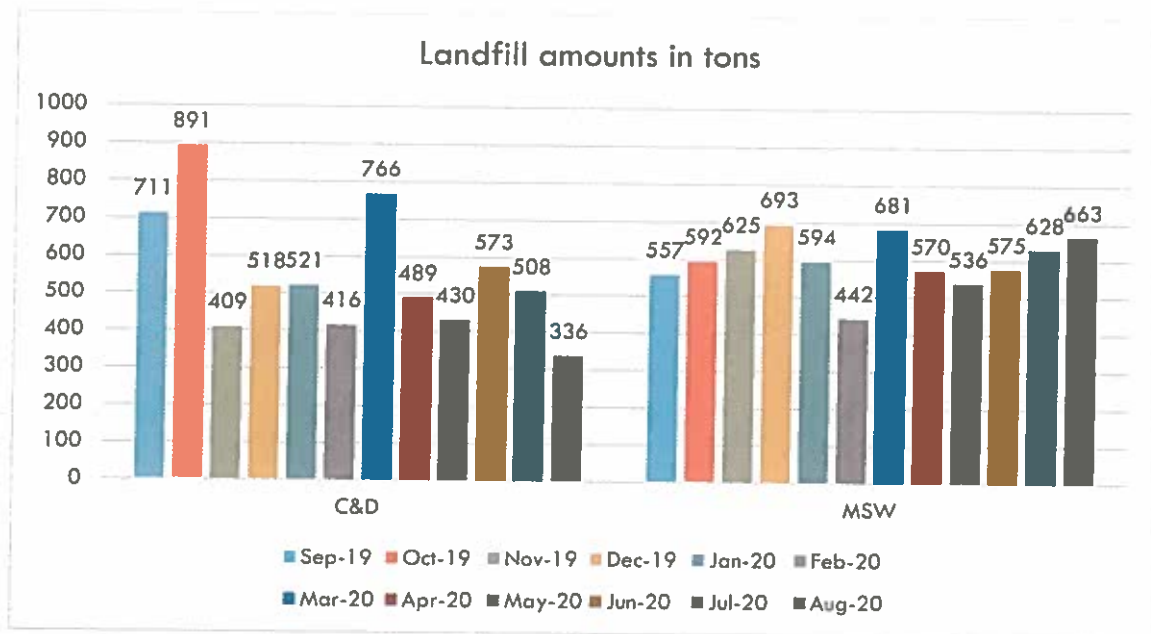
Quarterly Buck Pick up: Oct. 12th,

Tree Giveaway: November 2nd-7th

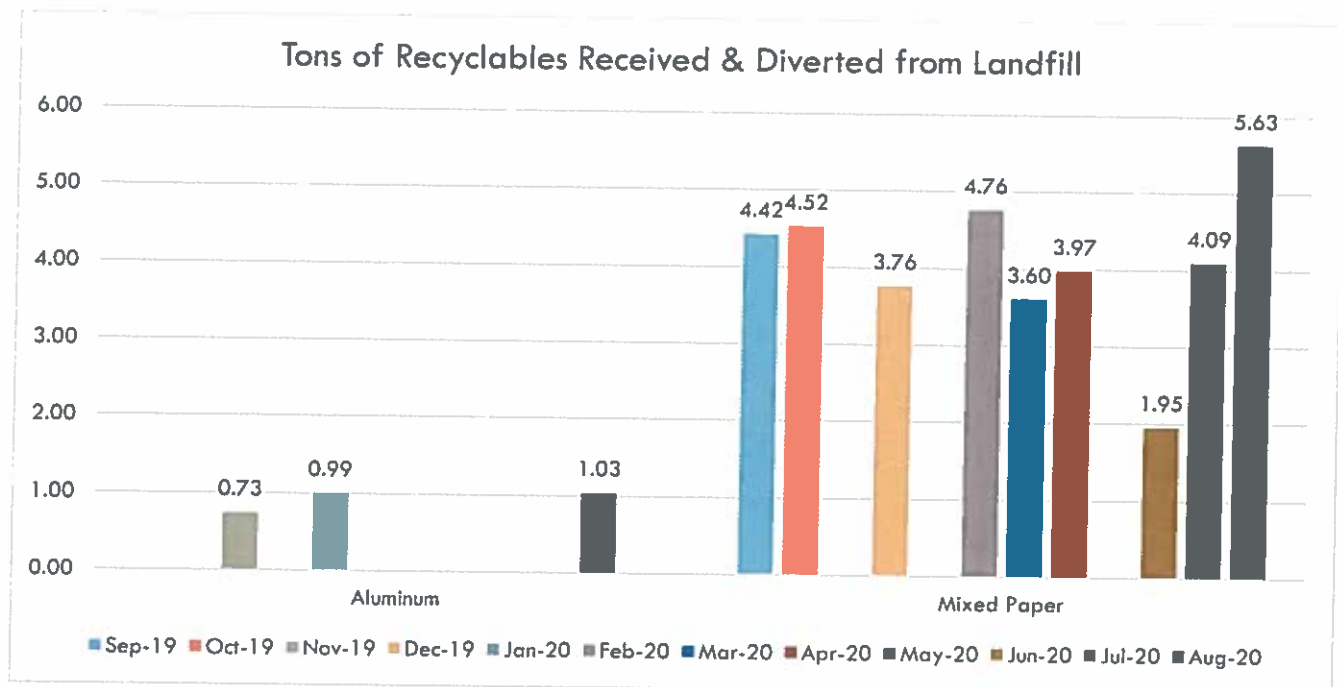
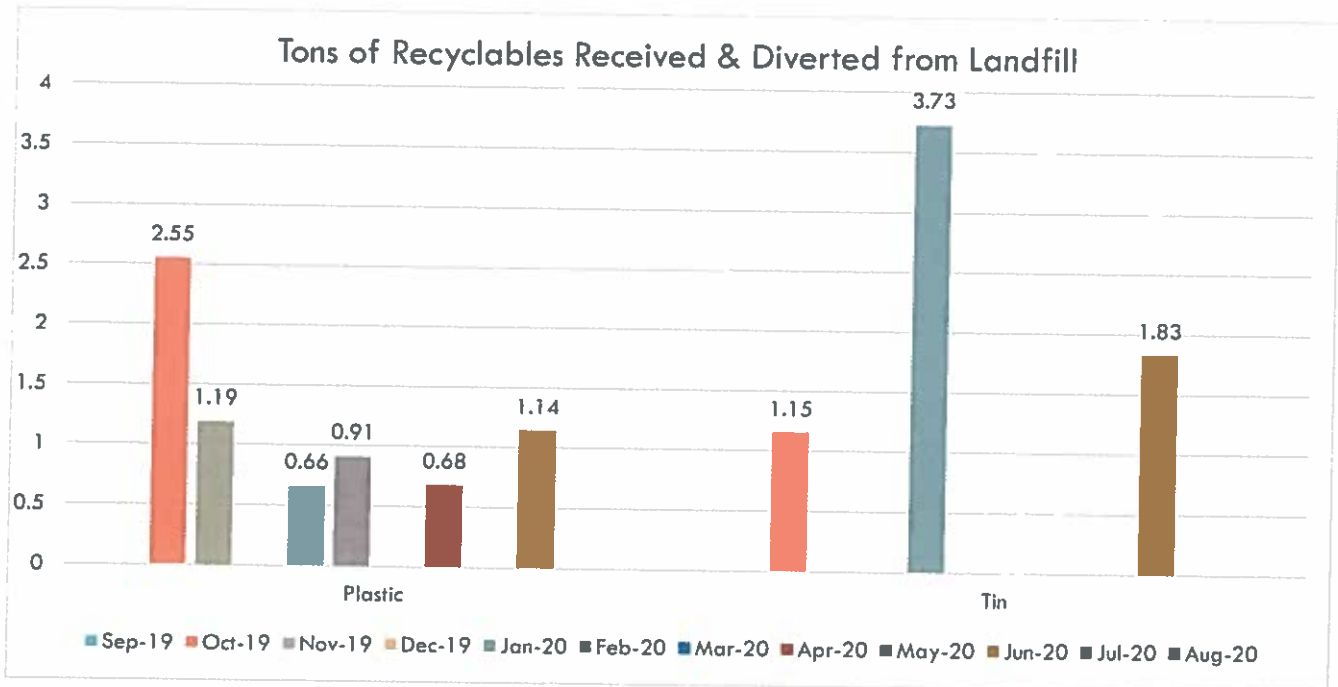
Fall Sweep (Community Clean-up): November 14th

Part 2: City of Alpine Landfill:

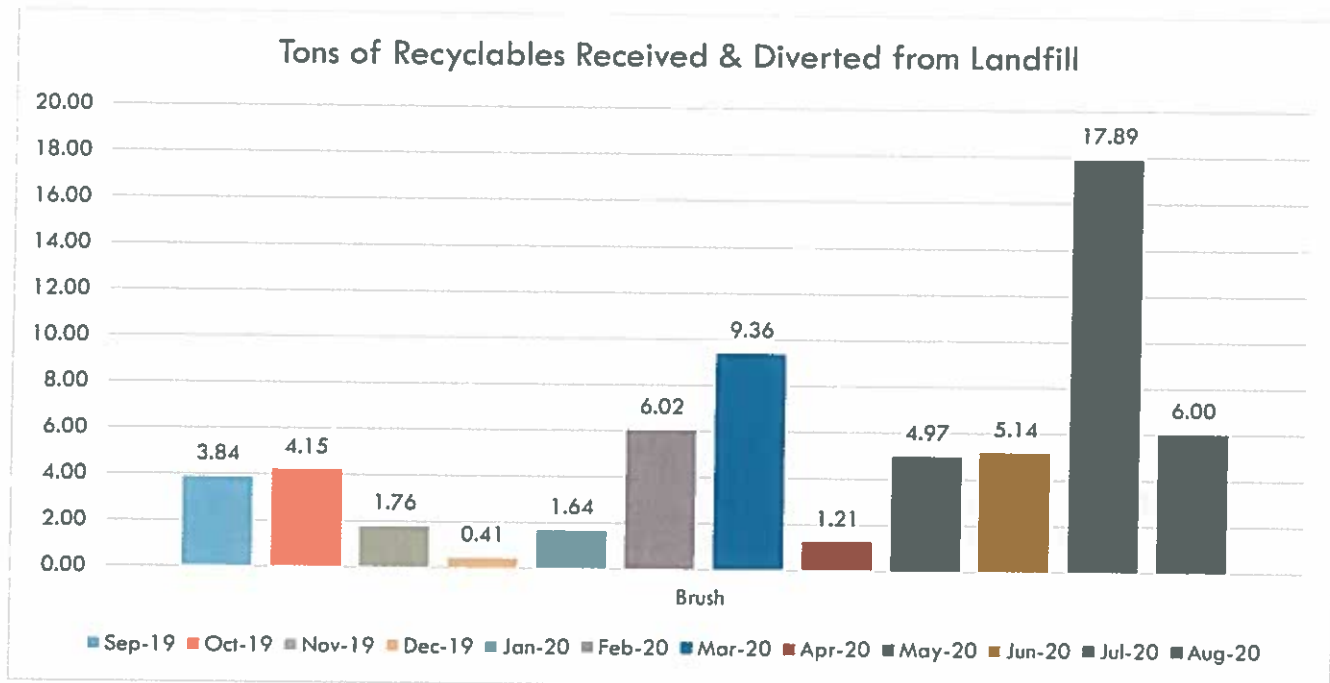
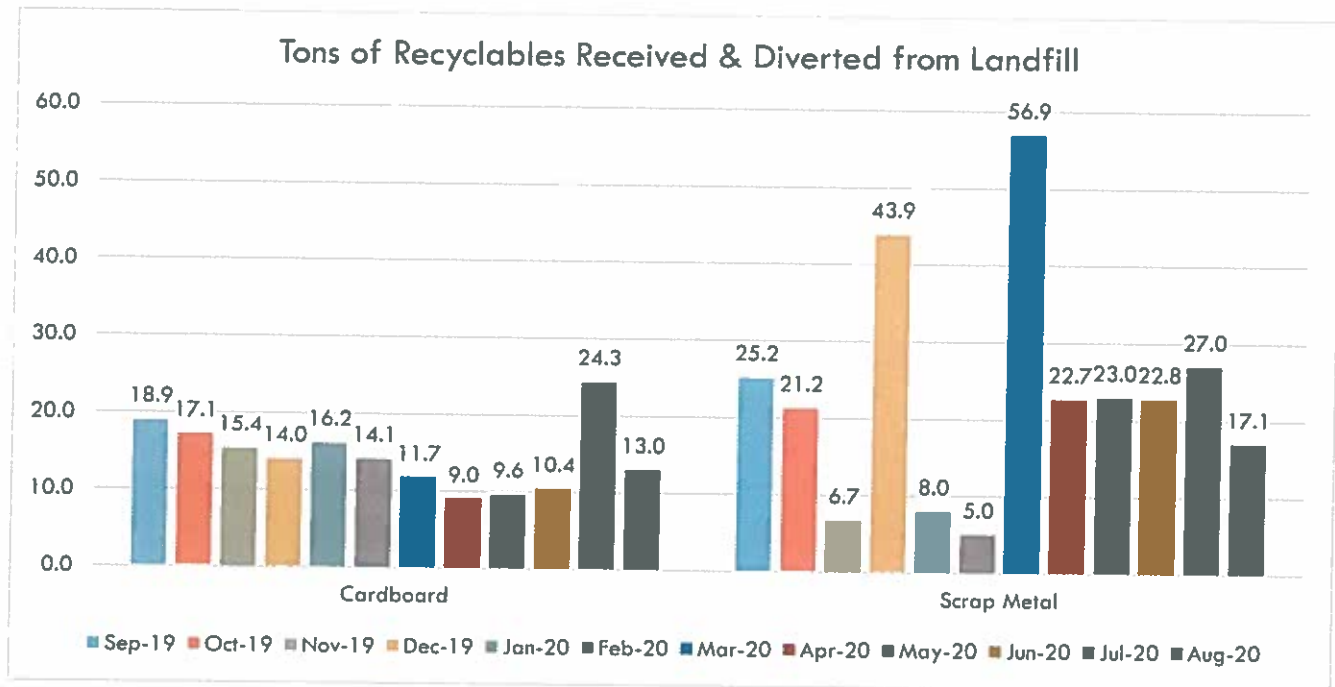
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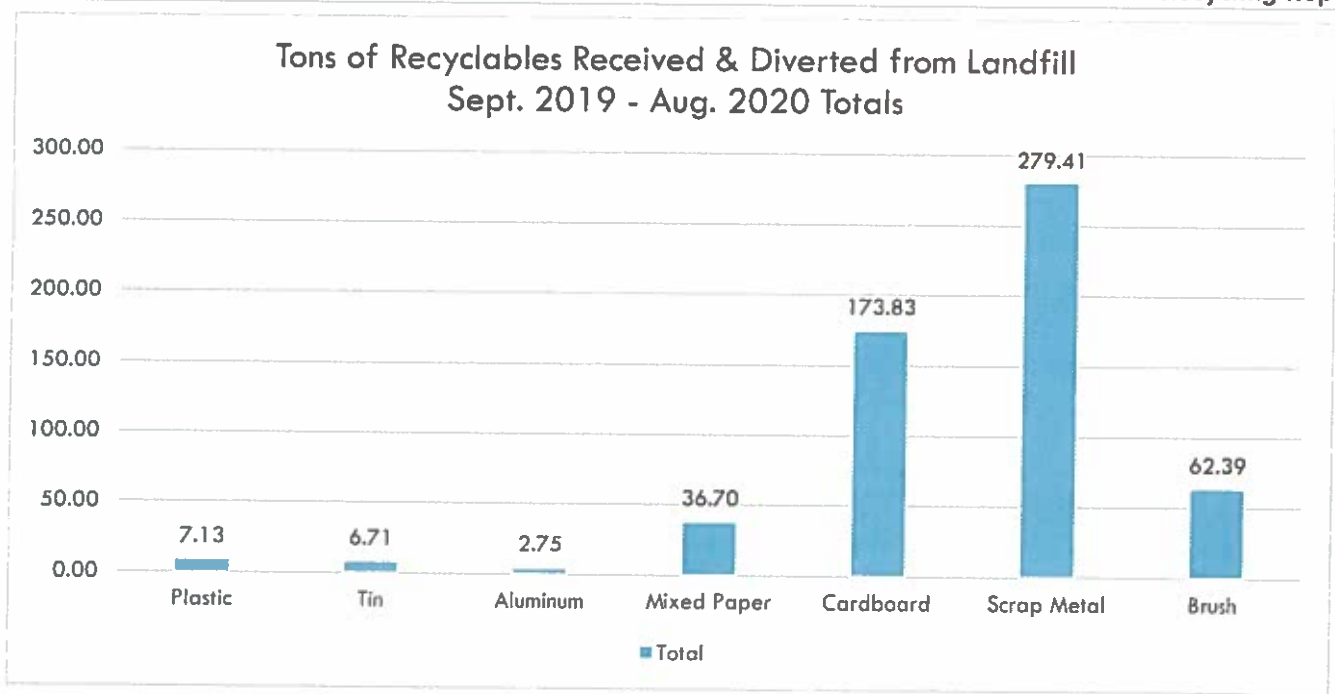


Recycling received & diverted from landfill – including Hal Flanders contributions:



Recycling received & diverted from landfill – including Hal Flanders contributions:





Total Recycled
558.92 US Tons

6. Public Hearings –

- Public Hearing on citizen's views and comments concerning the approved proposed changes of Chapter 10 - Animals, Section 10-186 Dangerous Dogs.

Chapter 10 – Animals

Proposed Changes Regarding Dangerous Dogs

Sec. 10-186. Dangerous dogs and animals deemed hazardous to public health and safety.

1) It shall be unlawful for any person to own, keep or harbor any dangerous animal within the city provided this section shall not apply to animals under the control of a law enforcement or military agency. For the purpose of this chapter, a dog may be declared dangerous by an Animal Control Officer or his or her designee (hereinafter referred to as “Animal Control Officer”), after the occurrence of an “incident” defined as either a dog attack causing bodily injury or the dog undertaking an action that causes one to reasonably believe that the dog would attack and cause bodily injury.

2) Dangerous Dog Determination

- a. Once the City of Alpine becomes aware of an alleged incident, an Animal Control Officer shall complete a thorough investigation process that includes:
 - i. within 10 business days of the City of Alpine becoming aware of an alleged incident, an Animal Control Officer sending a notification to the dog owner describing the alleged incident, the fact of the initiation of an investigation, and an offer to afford the owner an opportunity to meet with the Animal Control Officer prior to the making of a determination;
 - ii. the Animal Control Officer gathering any medical or veterinary evidence and interviewing witnesses; and
 - iii. the Animal Control Officer making a detailed written report.
- b. No dog shall be deemed a “dangerous dog” if the Animal Control Officer determines the conduct of the dog during the incident was justified because:
 - i. the incident occurred as the result of a person who at the time was committing a crime or offense upon the owner or custodian of the dog, including crimes and offenses of willful trespass or other tort upon the premises or property occupied by the owner of the animal;
 - ii. the incident occurred as the result of a person abusing, assaulting, or physically threatening the dog or its offspring;
 - iii. the dog was responding to pain or injury or was protecting itself, its owner, custodian, or a member of its household, kennel or offspring; or
 - iv. the testimony of a certified applied behaviorist, board-certified veterinary behaviorist, or another recognized expert indicates to the satisfaction of the Animal Control Officer that the dog’s behavior was justified pursuant to the provisions of this Section.
- c. If the information gathered by the Animal Control Officer’s investigation shows by a preponderance of the evidence that the dog should be deemed a “dangerous

Chapter 10 – Animals

Proposed Changes Regarding Dangerous Dogs

dog,” the owner shall be sent immediate notification of the determination by registered or certified mail that includes a complete description of 1) the ownership requirements for a dangerous dog; 2) the dog owner’s right of appeal; and 3) the option and process to surrender the dangerous dog.

3) Ownership Requirements – If the dog is determined to be dangerous, the owner must:

- a. within 24 hours, register the dog with an Animal Control Officer and pay a \$100.00 fee;
- b. immediately restrain the dog at all times on a leash in the immediate control of a person or enclose the dog either indoors, or in a secure enclosure, being a locked structure of sufficient height and design to prevent the dog’s escape and to prevent direct contact with, or entry by, minors, adults or other animals;
- c. within 24 hours, post signs around the secure enclosure with the words “Dangerous Dog” in font size 72 or larger; and
- d. within 72 hours, obtain liability insurance coverage or show financial responsibility in an amount of at least \$100,000.00 to cover damages resulting from an attack by the dangerous dog causing bodily injury to a person and provide proof of the required liability insurance coverage or financial responsibility to the Animal Control Officer

4) Appeal of Dangerous Dog Determination

- a. The owner of a dog found to be a dangerous dog by an Animal Control Officer pursuant to this Chapter may file a petition for review of the dangerous dog determination against the City of Alpine in Alpine Municipal Court within 10 days of receipt of notification of the determination for a de novo review of the determination.
 - i. The Court shall give written notice of the time and place of any hearing to both the owner of the dog and the Animal Control Officer.
 - ii. The proceeding shall be conducted pursuant to the Texas Rules of Civil Procedure and Texas Rules of Evidence.
 - iii. Any interested party, including the City Attorney, is entitled to present evidence at the proceeding.
- b. After hearing all evidence, the Court shall determine by preponderance of the evidence whether the dog is dangerous.
- c. During the Municipal Court appeal process, the owner shall comply with the ownership requirements set forth in this Chapter.
- d. A dog owner or the City of Alpine may appeal the decision of the Municipal Court

Chapter 10 – Animals

Proposed Changes Regarding Dangerous Dogs

in the manner described by Section 822.0424 of the Texas Health and Safety Code.

- 5) The animal control officer may cause the muzzling, secure confinement, removal from the city or humane destruction of any animal for any of the following reasons:
 - a. Whenever an animal has committed an unprovoked attack upon any person or animal on more than one occasion.
 - b. Whenever a lawful patron or visitor of a business is jeopardized by a guard dog which is not securely confined during hours such business is open to the public.
- 6) Any dog which by an attack and regardless of circumstances causes the death of a person shall be deemed hazardous to public health and safety.
- 7) The owner of any dog deemed to be a hazard to public health and safety shall be held liable for all medical expenses and all other legally allowable damages incurred as a result of an attack by such dog upon a person.
- 8) The owner of any dog deemed to be a hazard to public health and safety shall be held liable for all veterinary medical expenses and all other legally allowable damages incurred as a result of an attack by such dog upon an owned domestic animal.
- 9) Any dog deemed to be a hazard to public health and safety shall be surrendered by the owner of such dog immediately upon demand to the City for purposes of euthanizing or shall be delivered by the owner of such dog to a licensed veterinarian for euthanizing, and the owner shall deliver a statement of euthanasia by the veterinarian to the City within 24 hours of receipt of request for the dog by the city.
- 10) Any dog maintained as a guard dog for purposes of property protection by the owner of such dog at a recognized business establishment and that bites or threatens to bite any person on the property of the business establishment at times other than the normal posted hours of operation of the business establishment shall not be considered a hazard to public health and safety provided such dog is physically securely confined to the boundaries of the property of the business establishment.
- 11) Dangerous dog removal fee. Any person given the option of removing an aggressive animal from within the city limits instead of being humanely destroyed shall pay a fee of \$100.00 and all other assessed fees involving the dangerous animal.
- 12) Owner Liability – Any owner or custodian of a dog or other animal is guilty of a:
 - a. Class B misdemeanor if the dog previously declared a dangerous dog pursuant to this section, when such declaration arose out of a separate and distinct incident, attacks and injures or kills a cat or dog that is a companion animal belonging to another person;

Chapter 10 – Animals

Proposed Changes Regarding Dangerous Dogs

- b. Class A misdemeanor if the dog previously declared a dangerous dog pursuant to this section, when such declaration arose out of a separate and distinct incident, bites a human being or attacks a human being causing bodily injury, thereby rendering the dog a hazard to public health and safety;
- c. Class A misdemeanor if any owner or custodian whose willful act or omission in the care, control, or containment of a dog or other animal is so gross, wanton, and culpable as to show a reckless disregard for human life, and is the proximate cause of such dog or other animal attacking and causing serious bodily injury to any person, thereby rendering the dog a hazard to public health and safety.
- d. Class A misdemeanor if the owner of any animal that has been found to be a dangerous dog willfully fails to comply with the requirements of this section, thereby rendering the dog a hazard to public health and safety.

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 October 6, 2020. (E. Zimmer, City Manager)

City of Alpine
Regular City Council Meeting
Tuesday, October 6, 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. City Secretary, Cynthia Salas reported that the agenda was posted at 2:00 P.M. on October 2, 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) – Jim Street, John Kennedy, Jan Moeller, and Keri Blackman.
4. Presentations, Recognitions and Proclamations – (A. Ramos, Mayor) –
 - Proclamation for Domestic Violence Awareness Month
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 admission of Alpine Police Dept. arrestees into the Brewster County Jail.
 - COVID-19 Governor's Orders – Duration, milestones for modification whether any changes likely.

City Manager Report –

 - Coronavirus Update
 - GA-30 and GA-31 – Governor Executive Order Updates
 - City properties – Update on Valuations and Maintenance Needs

City Staff Updates –

 - Building Services Update – David Hale
 - City Utilities Update – Scott Perry
 - Finance Update – Megan Antrim
6. Public Hearings –
 - Public Hearing on citizen's views and comments concerning the Texas Parks & Wildlife grant application to develop Pueblo Nuevo Park. The City is requesting \$200,000 in funds and is required to provide a \$200,000 match from City funds if awarded.
7. Consent Agenda – (Minutes, Financial reports, Department written reports, board appointments, etc.) –

Council minutes: 10-06-2020

Approved: 10-20-2020

Waste Grant application for the City of Alpine. Motion was seconded by Councilor Curry. Motion passed 5 to 0.

5. Discuss, consider, and take appropriate action to approve Letter of Engagement with Gibson, Ruddock, and Patterson LLC to perform a single audit for the City of Alpine FY 2020/2021. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2020-10-09 to approve Letter of Engagement with Gibson, Ruddock, and Patterson LLC to perform a single audit for the City of Alpine FY 2020/2021. Motion was seconded by Councilor Curry. Motion passed 5 to 0.
6. Review, discuss, consider, and take appropriate action on approving Resolution 2020-10-05 that will force resolution of the issues created by the Brewster County Sheriff unilaterally not allowing Alpine Police Department arrestees to be admitted to the County/City Jail without magistration. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2020-10-05 that will force resolution of the issues created by the Brewster County Sheriff unilaterally not allowing Alpine Police Department arrestees to be admitted to the County / City Jail without magistration. Motion was seconded by Councilor Curry. Motion was amended by Councilor Stephens to approve Resolution 2020-10-05. Motion was seconded by Councilor Curry. Motion to approve amended motion was approved 5 to 0. Motion by Councilor Stephens to approve Resolution 2020-10-05. Motion was seconded by Councilor Curry. Motion passed 5 to 0.

Motion was made by Councilor Stephens, by Resolution 2020-10-10 to adjourn and reconvene Wednesday, October 7, 2020 at 5:30pm in accordance to established procedures. Motion was seconded by Councilor Curry. Motion passed 5 to 0.

Motion was made by Councilor Stephens, by Resolution 2020-10-11 to reconvene back into regular session. Motion was seconded by Councilor Curry. Motion passed 5 to 0.

Determination of quorum – Councilor Curry, Councilor Olivas, Councilor Betty Fitzgerald, Councilor Escovedo, Councilor Stephens and Mayor Ramos were present.

7. Discuss, consider, and take appropriate action, if any, on the Municipal Prosecutor / City Attorney. (R. Stephens, City Council. Motion was made by Councilor Stephens, by Resolution 2020-10-12 to discuss and consider appropriate action, if any, with regard to the City Attorney who is also the Municipal Prosecutor. Motion was seconded by Councilor Curry. Councilor Stephens shared background information and discussed three (3) potential areas that require in-depth discussion. Councilor Stephens advised that it is important for the City Council, the City Manager, key City staff members and the City Attorney to be in alignment because there have been a number of circumstances when actions have been taken that do not appear to be consistent with the City Charter. Section 4.04 of the charter states:

A) that the City Council shall appoint an attorney licensed to practice law in the State of Texas as an Attorney and shall serve at will. The City Attorney will be entitled to compensation as established by the City Council.

B) The duties of the City Attorney shall be to:

1. Serve as legal advisor to the Council, to all offices, departments, and agencies of the City, and to all officers and employees of the City in matters relating to their official duties.
2. Represent the City in all legal proceedings.
3. Perform all services to his or her position as may be required by statute, laws at the State or Local level, the City Charter, City Ordinance, or as directed by the City Council.

C) The Council may retain special counsel at any time that it deems such action appropriate or necessary; this is about giving Council the latitude to pick a special counselor should the City Council choose to require the service of an attorney, different than the selected City Attorney.

Councilor Stephens summarized the issue with the City Attorney/City Prosecutor, as discussed by the three employees, would be a lack of confidence of how strongly Municipal Court cases are prosecuted and how a consistent lack of preparedness by the City Prosecutor negatively affects the cases.

Councilor Stephens discussed the next issue which involves the City Attorney taking action on items that are not within his purview, and without City Council Consent. He stated that this type of behavior puts the City at risk. Councilor Stephens advised that this discussion would involve City Council's expectations of the City Attorney. The magistration issue between the City and the County Jail, which Rod Ponton took upon himself to try and remedy without Council consent, is a central example of the actions that the City Attorney has taken which are not appropriate. The City Attorney also fulfilled a Texas Public Information Act request without approval from City Administration or the City Council, which is outside of the City Attorney's purview.

Councilor Stephens discussed that the County Attorney and County Sheriff made informal allegations of possible misconduct by Alpine Police Department officers. No formal complaint was received. The City Attorney has finally requested formal information regarding the circumstances about this issue, but it has been over a month since these informal allegations were made.

Councilor Stephens discussed a video of Alpine Police Department bodycam footage that was released on YouTube and circulated on social media. The Chief of Police then issued a press release regarding the video and viewpoint of the Alpine Police Department. He then referred to a memo sent by the City Attorney to the Council stating that there was widespread recognition and patterns or practices of bad arrests by the Alpine Police Department. Rod Ponton sent an email to the City Council in which he advised that he sent two letters to the Texas Attorney General. In the email he stated that he was concerned with civil liabilities and persons arrested without probable cause of arrests made by the Alpine Police Department.

Regarding the issue with the Alpine Police Department not accepting arrestees prior to magistration, Rod Ponton took it upon himself to sort the issue by himself, and without direction of the Council or City Administration. He has also written correspondence without the inclusion or approval of the Council. Rod Ponton arranged a meeting with the Brewster County Sheriff where he arranged an agreement for the City concerning booking arrestees prior to magistration. The Core issues regarding the City Attorney is that he has conducted meetings, written letters, put a deal together with the Brewster County Sheriff – all without coordination or approval from the Council. Councilor Stephens also advised that the Brewster County Attorney allegedly has documented issues with Alpine Police Department Arrests, an issue that the Council was not aware of until the night of this meeting. Rod Ponton has not taken action to document these concerns or issues and bring them back to the Council.

Councilor Stephens stated that he wondered if the City Council was supposed to be the ones making policy decisions, and reiterated Section 4.04 of the Charter which confirms that the City Attorney serves as legal advisor so that the Council can make policy decisions.

The City attorney has documented that the City is at significant liability, and has failed to take action within an acceptable time. It is not until now, or last night's meeting, that the City Attorney is finally offering to take action on these critical items. Councilor Stephen's view is that the City Attorney is the one putting the City at risk due to the lack of action on his part to critical items. Councilor Stephens solicited comments from the rest of the Council at this time.

Councilor Olivas stated that he agreed with much of what Councilor Stephens said, but he believes that there seems to be a total lack of communication between the City and the County with respect to the arrestees of the Alpine Police Department. He understands that the City Manager has tried to get a hold of the Sheriff by multiple means, and it never happens. He also understands that the communication is lacking between the Chief of Police and the Sheriff. He sees that Mr. Ponton took it upon himself to discuss the issue with the Sheriff without City Council or City Manager approval, and came out of the meeting with a set of guidelines that will continue the discussion on the issue.

1. Discuss the update of Parkhill, Smith, and Cooper. (E. Zimmer, City Manager)
2. Discuss Union Pacific Declaratory and Injunctive Relief filing. (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 2020-10-15 to come out of executive session. Motion was made by Councilor Curry. (7:53 P.M.)

12. Action – Executive Session –

1. Discuss, consider, and take appropriate action, if any, on Parkhill, Smith, and Cooper. (E. Zimmer, City Manager) – **Motion was made by Councilor Stephens, by Resolution 2020-10-16 to take no action. Motion was seconded by Councilor Curry. Motion unanimously carried.**
2. Discuss, consider, and take appropriate action, if any, on Union Pacific Declaratory and Injunctive Relief filing.) – **Motion was made by Councilor Stephens, by Resolution 2020-10-18 to take no action. Motion was seconded by Councilor Betty Fitzgerald. Motion unanimously carried.**

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

Andres "Andy" Ramos, Mayor

Attest:

Cynthia Salas, City Secretary

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

Cynthia Salas, City Secretary

2. Discuss, consider, and take appropriate action on Resolution 2020-10-19, a Resolution for Big Bend Telephone Conference Room to be the location for the November 3, 2020 City Council meeting. (E. Zimmer, City Manager)

STATE OF TEXAS

COUNTY OF BREWSTER

CITY OF ALPINE

RESOLUTION 2020-10-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS APPROVING THE NOVEMBER 3, 2020 CITY COUNCIL MEETING BE MOVED TO BIG BEND TELEPHONE MEDIA ROOM.

WHEREAS, the City Council Chambers and Civic Center will be unavailable to utilize for the City Council meeting on November 3, 2020 due to the General Election; and

WHEREAS, the City Council has decided to hold hybrid meetings that consist of in-person and virtual attendance; and

WHEREAS, Big Bend Telephone has offered the use of its Media Room for the City Council meeting that will take place on November 3, 2020.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS THAT:

The City Council hereby approves the utilization of the Big Bend Telephone Media Room for the November 3, 2020 City Council Meeting.

PASSED AND APPROVED THIS THE 20th DAY OF OCTOBER 2020 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

ATTEST:

Andres "Andy" Ramos, Mayor
City of Alpine

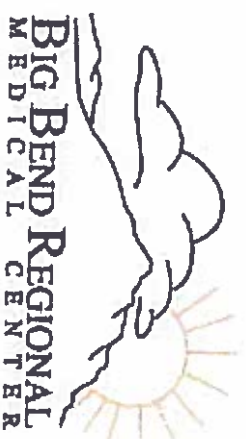
Cynthia Salas, City Secretary
City of Alpine

8. Information or Discussion items –

1. Discussion on the Enterprise Zone for Big Bend Regional Medical Center by CEO Rick Flores. (E. Zimmer, City Manager)

HUSCH BLACKWELL

Texas Enterprise Zone Project for



September 3, 2020

Table of Contents

- I. Texas Enterprise Zone Program
- II. Project Overview
- III. Creation and Retention of Jobs
- IV. Questions

Texas Enterprise Zone Program: Overview

- The Texas Enterprise Zone Program (“EZIP”) is a state sales and use tax refund program used to promote job creation and investment that will assist certain areas of Texas.
- Allows local communities to partner with the State of Texas to promote investment in their communities.
- Approved projects are eligible to apply for sales and use tax refunds on qualified expenditures.

Texas Enterprise Zone Program: Eligibility

- A local community must nominate to be eligible for the EZP.
- Communities must provide local incentives to the project for EZP qualification. (Ex. tax abatement, tax increment financing, and one-stop permitting).
- Communities may nominate projects for a designation period up to five years.
- Projects may be physically located in or outside of an Enterprise Zone.
- If located outside of a zone, the company commits that at least 35 percent of their new employees will meet economically disadvantaged, enterprise zone residency requirements, or veterans.
- Projects must meet or exceed county weekly wage averages to be eligible.

Texas Enterprise Zone Program: Eligibility (cont.)

Level of Capital Investment	Maximum Number of Jobs Allocated	Maximum Potential Refund	Maximum Refund Per Job Allocated
Half Enterprise Project \$40,000 to \$5,000,000 or more	250	\$625,000	\$2,500
Enterprise Project \$5,000,000 to \$149,999,999	500	\$1,250,000	\$2,500
Double Jumbo Project \$150,000,000 to \$249,999,999	500*	\$2,500,000	\$5,000
Triple Jumbo Project \$250,000,000 or more	500*	\$3,750,000	\$7,500

**Double and Triple Jumbo Projects may not count retained jobs for benefit. A Triple Jumbo Project must create at least 500 jobs.*

* Image from Texas Economic Development Website

Texas Enterprise Zone Program: Application

- The Texas EZP Application is submitted by the City or County with jurisdiction over the location of the project (City of Alpine).
 - Current application due date: December 1, 2020 by 5:00pm
 - Format: Paper with wet signatures in certain areas
- The City of Alpine can maintain up to 6 designations per biennium. The State may award up to 12 designations per quarterly round.
- EZP applications are based on a point system, with the applications with the highest point totals having a better chance at obtaining an EZP designation.
- Points are dependent on many variables, including local incentives offered by nominating jurisdiction.

Texas Enterprise Zone Program:

Local Incentives to Strengthen Application

Local Sales Tax Refund	2/4 pts
Tax Abatement	2/4 pts
Tax Increment Financing	2/4 pts
Freeport Exemption	2 pts
Economic Development Sales Tax (4A) Contribution	2/4 pts
Economic Development Sales Tax (4B) Contribution	2/4 pts
Chapter 380/381	2/4 pts
Other Tax Deferrals, Tax Refunds or Tax Incentives	2/4 pts
Zoning Changes / Variances	1 pt
Building Code Exemptions	1 pt
Impact / Inspection Fee Exemptions	2 pts
Streamlined Permitting	1 pt
Use of Surplus School Buildings for Incubators	1 pt
Provision of Publicly Owned Land for Development Purposes	1/4 pt
One-Stop Permitting, Problem Resolution Center or Ombudsmen	1 pt
Promotion and Marketing Services	1 pt
Job Training and Employment Services	1/4 pt
Retraining Program	1/4 pt
Literacy and Employment Skills Programs	1/4 pt
Vocational Education	1/4 pt
Customized Job Training	1/4 pt

* For points in RED, incentive agreements are attached to application.

** Other Incentives listed on pg. 23 of the EZP application.

Texas Enterprise Zone Program: Process from City's Perspective

- Public hearing and notice of hearing.
- Nominating ordinance.
- Local incentives and agreements.
 - Incentives MUST be listed in the nominating ordinance or order to count towards application
- Provide brief description of the City's efforts to encourage business and revitalization in the area in the past two years.
- Permits required.
- Approval and signature of Governing Body Liaison appointed by the City.

Project Overview: Big Bend Regional Medical Center

- 25-bed hospital providing general and advanced health care to the City of Alpine and the surrounding region.
- Employs nearly 125 people from the surrounding area.
- Committed to the community we call home.

Project Overview: Investment

Big Bend Regional Medical Center hopes to continue to provide quality care to the City of Alpine and surrounding community by investing in the following:

- \$685,000 for the construction of a sports medicine facility.
- \$364,000 for the construction of a mammography suite and the addition of mammography equipment.
- \$605,400 for the construction of a fluoroscopy room and the purchasing of a fluoroscopy unit.
- \$294,000 for the purchasing of digital imaging units.
- \$150,000 for the purchasing of anesthesia machines
- \$1,000,000 for the purchasing of five HVAC units
- **\$3,098,400 - Estimated Total Investment**

Project Overview: Estimated Timeline

- **Date Construction Began**– January, 2020.
- **Date to Begin Hiring** – December, 2020.
- **Date to Begin Equipment Purchases** – August, 2020.
- **Date Project Fully Operational**– December, 2023.
- **End of Enterprise Zone Designation** – Max 5 yrs.

Creation and Retention of Jobs

Over the course of the project, Big Bend Regional Medical Center hopes to add 9 full-time jobs.

Big Bend Regional Medical Center is also committing to retain an at least 102 jobs as part of the Texas Enterprise Zone application.

Q&A Time

- Any questions?

Additional Questions

- Should you have questions in the future, do not hesitate to contact the following individuals:
 - Eric Weatherford, Husch Blackwell LLP, at Eric.Weatherford@Huschblackwell.com or (214) 999-6104.
 - Mackenzie Wortley, Husch Blackwell LLP, at Mackenzie.Wortley@Huschblackwell.com or (214) 999-6118
 - Rick Flores, Chief Executive Officer Officer at Big Bend Regional Medical Center, at Rick_Flores@quorumhealth.com.



Texas Enterprise Project Application

Office of the Governor
Economic Development and Tourism
Texas Economic Development Bank

For Office Use Only:

Date Received: _____

☐ **Application Fee Submitted**

Project: _____

Community: _____

Received By: _____

TAB 1
APPLICATION

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

I. APPLICATION FEE

- ☐ Non-refundable Application Fee submitted, made payable to **Office of the Governor** in the amount of:
- ☒ \$500 for a Half Enterprise Project
 - ☐ \$750 for an Enterprise Project
 - ☐ \$1,500 for a Double Jumbo Enterprise Project
 - ☐ \$2,250 for a Triple Jumbo Enterprise Project

II. PUBLIC HEARING

**Copy
Attached**

Not Applicable ☐

Date

- ☐ Public Hearing Held _____
- ☐ Government Posting (Tab 2) _____
- ☐ Published in Newspaper of General Circulation (Tab 3) _____
- ☐ Notice of Hearing to the Economic Development Bank (Tab 4) _____
- ☐ Transcript or Minutes of all Public Hearings Held Attached (Tab 5) _____
- ☐ Interlocal Agreement (Tab 6) _____

III. OFFICIAL ACTION

- ☐ Nominating Ordinance or Order Attached (Tab 7) Ordinance/Order No. _____
Date Passed _____
- ☐ Nominating Resolution Attached, if applicable (Tab 7) Resolution No. _____
Date Passed _____

IV. DESIGNATION SOUGHT / ALLOCATIONS AVAILABLE

Enterprise Project (*counts as one designation*)

☐ Yes ~~or~~

Double Jumbo Enterprise Project (*counts as two designations*)

☐ Yes ~~or~~

Triple Jumbo Enterprise Project (*counts as three designations*)

☐ Yes

Number of Designations Allocated to this Jurisdiction per State Biennium (six or nine)

Number of Designations Already Used this State Biennium

Number of Designations Represented in this Application

Number of Designations Applied for including Other Application(s) applied for **during this Round**

Number of Project Designations Remaining for Governing Body if all Applications are Approved

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

V. QUALIFIED BUSINESS SITE

Nominating Jurisdiction

Nominating Jurisdiction City of Alpine, Texas

If Nominating Jurisdiction is a Municipality, skip to **Primary Business Address of the Qualified Business Site**

Population of Nominating County at 2010 Census _____

☐ Population is **Less** than 1,000,000:

The qualified business site **IS NOT** located in a municipality's city limits or ETJ ☐ It is Not

☐ Population is 1,000,000 or more:

Is the qualified business site located in a municipality's city limits or ETJ? ☐ Yes ☐ No

If yes, which municipality? _____

Primary Business Address of the Qualified Business Site

Street Address 2600 N Highway 118
City Alpine State TX Zip 79830 - 2002

County where Qualified Business is Located Brewster County

Census Map:

Official U.S. Census Map showing the entire location of the Qualified Business Site is attached (location of qualified business site must be clearly marked on map) (Tab 8) ☒ Yes

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

PROVIDE BACKUP DOCUMENTATION (choose one)

☐ Check here if located at a Qualified Business Site in a **Distressed County***

Poverty Level of the Distressed County at the 2010 Decennial Census

Percent of Adult Population that Does Not Hold a High School Diploma or Equivalency 25 years and older at the 2010 Decennial Census

Unemployment Rate for the Distressed County for the Most Recent Five Years

Year: 20 Rate: _____

Year: 20 Rate: _____

Year: 20 Rate: _____

Year: 20 Rate: _____

Year: 20 Rate: _____

Backup Documentation Attached (Tab 9)

☐ Yes

--OR--

2010 Census Tract 950400.00 Block Group: 1. ☐ 2. ☐ 3. ☒ 4. ☐ 5. ☐ 6. ☐ 7. ☐ 8. ☐ 9. ☐

☐ Check here if located in a block group that **IS** an enterprise zone

Poverty Level of the 2010 Census Block Group (20% or more)

Backup Documentation Attached – 2010 Poverty Data (Tab 9)

☐ Yes

--OR--

☒ Check here if located in a block group that **IS NOT** an enterprise zone

Poverty Level of the 2010 Census Block Group (less than 20%)

Backup Documentation Attached – 2010 Poverty Data (Tab 9)

☐ Yes

List all additional census tract block groups that the qualified business site encompasses:

N/A

***Note: Current updated listing of Distressed counties can be found at:**

<https://gov.texas.gov/business/page/texas-enterprise-zone-program> under “Teas Enterprise Zones” and is helpful for obtaining much of the requested information in this section.

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

No Additional Addresses to be Included in Designation ☒

Provide the address of any additional location to be included in this designation and a detailed explanation how the activities that are performed at the additional location contribute to the project or activity at the qualified business site. List each additional address separately, with explanation following. Provide a map of the proximity of all locations including, the qualified business site behind this page.

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

VI. COMMUNITY EFFORT

Briefly describe efforts by the **governing jurisdiction during the last year** to encourage participation by residents, neighborhood groups, and other businesses in the area. Identify governing jurisdiction's efforts to revitalize the area.

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

VII. BUSINESS ACTIVITY IN THE AREA

Briefly describe the type of **business activity** that has occurred **during the last two years** to revitalize the area. Estimate and describe the privately-sponsored investment or in-kind services used to improve the area or create jobs.

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

VIII. BUSINESS INFORMATION & STRUCTURE

Exact Legal Name Under Which the Business is Seeking Designation

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Federal Tax ID Number 75-2717545

Comptroller of Public Accounts Number 17527175453

☒ Attach Certificate of Corporate Resolution authorizing the Enterprise Project Application (*Tab 10*)

Does the Qualified Business have a State Sales and Use Tax liability?

☐ Yes

☒ No

Is business current on tax payments with the State of Texas?

☒ Yes

☐ No

If not current on tax payments to the State, explain

Does the company currently have facilities in Texas?

☒ Yes

☐ No

Does the company have the authority to do business in Texas?

☒ Yes

☐ No

Check Applicable Documents indicating authority to do business in Texas from the Texas Secretary of State and attach a copy (*Tab 11*)

☒ Articles of Incorporation

☒ Certificate of Existence or Status

☒ Assumed Name Certificate

☐ Other _____

☐ Certificate of Formation

Office of the Governor
Economic Development and Tourism
Texas Enterprise Project Application

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

What is the structure of the company?

- | | |
|--|---|
| <input checked="" type="checkbox"/> Privately Held Corporation | <input type="checkbox"/> Partnership |
| <input type="checkbox"/> Publicly Held Corporation | <input type="checkbox"/> Limited Partnership (LP) |
| <input type="checkbox"/> Limited Liability Corporation (LLC) | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Sole Proprietorship | _____ |

Is the Qualified Business a Franchise?

☐ Yes ☒ No

Is the Qualified Business a Subsidiary?

☒ Yes ☐ No

List any person or entity that has over 5% ownership in the business
(Attach additional page behind this page as needed)

<u>Name</u>	<u>Percent</u>
<u>Quorum Health Corporation</u>	<u>100%</u>
_____	_____
_____	_____
_____	_____

Number of Years in Business 22

Number of Employees Worldwide 131

Parent Company Quorum Health Corporation

Years Parent Company in Business 4

Location of Parent Company 1573 Mallory Lane, Suite 100

City Brentwood State TN Zip 37027 - 2895

Will any other entity of the controlled group be financially involved with this proposed enterprise project or activity?

☐ Yes ☒ No

If yes, provide an Organization Chart of the Business Structure behind this page

☐ It is Attached

Also, if yes, list each participating entity below and complete an Additional Participating Entities form (page 9 of this application) for each entity in the business controlled group participating in the project or activity

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

IX. ADDITIONAL PARTICIPATING ENTITIES FORM

Not Applicable ☒

Complete the following information, including a contact, for each related entity that is a member of a controlled group that is **necessary** to the project or activity

Prefix _____ First Name _____ Last Name _____

Title _____

Organization _____

Street Address _____

Mailing Address _____

City _____ State _____ Zip _____ - _____

Phone Number _____ Fax Number _____

Email Address _____

Federal Tax ID No. _____ Comptroller of Public Accounts No. _____

Provide a detailed description of this entity's role with respect to the project for each applicable category.

☐ Capital Investment for Use at the Qualified Business Site

☐ Direct Payment of State Sales and Use Taxes for Items Used at the Qualified Business Site

☐ Employment of Employees at the Qualified Business Site

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

X. BUSINESS TYPE

Check **all** that apply

- | | |
|--|---|
| <input type="checkbox"/> Energy | <input type="checkbox"/> Consumer / Non-Cyclical |
| <input type="checkbox"/> Basic Materials | <input checked="" type="checkbox"/> Healthcare |
| <input type="checkbox"/> Capital Goods | <input type="checkbox"/> Financial |
| <input type="checkbox"/> Transportation | <input type="checkbox"/> Technology |
| <input type="checkbox"/> Consumer / Cyclical | <input type="checkbox"/> Telecommunication Services |
| <input type="checkbox"/> Services | <input type="checkbox"/> Utilities |
| <input type="checkbox"/> Manufacturing | |

NAICS Code: 622110

Primary Product or Service: Provide general medical, surgical and other hospital services to the
surrounding community.

XI. INDUSTRY CLUSTER

If applicable, identify the targeted industry cluster within which this project falls.

- ☐ Advanced Technologies and Manufacturing, including four sub-clusters: Nanotechnology and Materials; Micro-electromechanical Systems; Semiconductor Manufacturing; Automotive Manufacturing
- ☐ Aerospace, Aviation and Defense
- ☐ Biotechnology and Life Sciences, **not** including medical services
- ☐ Information and Computer Technology, including three sub-clusters: Communications Equipment; Computing Equipment and Semiconductors; Information Technology
- ☐ Petroleum Refining and Chemical Products
- ☐ Energy, including three sub-clusters: Oil and Gas Production; Power Generation and Transmission; Manufactured Energy Systems
- ☒ None Apply

XII. MARKET FOR PRODUCT OR SERVICE

- | | |
|--|---|
| <input checked="" type="checkbox"/> Local | <input type="checkbox"/> Exporter (International) |
| <input checked="" type="checkbox"/> Regional | <input checked="" type="checkbox"/> Non-Exporter |
| <input type="checkbox"/> National | |
| <input type="checkbox"/> International | |

No other Locations in Texas ☒

(Attach additional pages **behind this page** as needed.)

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XIV. PRIMARY BUSINESS REPRESENTATIVE

Prefix Mr. First Name Rick Last Name Flores
Title Chief Executive Officer
Organization Big Bend Regional Medical Center
Street Address 2600 N Highway 118
Mailing Address SAME AS ABOVE
City Alpine State TX Zip 79830 - 2002
Phone Number (432) 837-0242 Fax Number (432) 837-0330
Email Address rick_flores@quorumhealth.com
Company Website http://www.bigbendhealthcare.com/

XV. LOCAL BUSINESS REPRESENTATIVE (Qualified Business Site)

Prefix Mr. First Name Rick Last Name Flores
Title Chief Executive Officer
Organization Big Bend Regional Medical Center
Street Address 2600 N Highway 118
Mailing Address SAME AS ABOVE
City Alpine State TX Zip 79830 - 2002
Phone Number (432) 837-0242 Fax Number (432) 837-0330
Email Address rick_flores@quorumhealth.com
Company Website http://www.bigbendhealthcare.com/

Is the Local Business Liaison **currently** located at the Qualified Business Site?



Yes



No

If not, when do you anticipate relocation to the Qualified Business Site?

XVI. PROJECT DESCRIPTION



Description of the project in the form of a letter addressed to the governing body liaison and the Economic Development Bank on company letterhead **signed by the primary business representative** attached (Tab 12)

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XVII. PROJECT

Check **all** that apply

- ☐ None Apply
- ☐ New Business / Start-up
- ☐ Relocation from Out-of-State
- ☐ Open New Location
- ☒ Expansion (*new jobs*)
- ☐ Relocation within Nominating Jurisdiction
- ☐ Consolidation (*jobs being moved from one jurisdiction in Texas to another cannot be claimed for benefit*)
- ☐ Relocation within Texas (*jobs being moved from one jurisdiction in Texas to another cannot be claimed for benefit*)

Relocating From: _____

Provide a brief description of the circumstances of the move, including the number of jobs to be moved.

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XVIII. PROJECT CHARACTERISTICS

Check **all** that apply, provide a description of the related capital investment for each category

- ☒ Construct New Facility (5,000 sq. ft.)
- ☐ Expand Existing Facility (by _____ sq. ft.)
- ☒ Renovate Existing Facility
- ☒ Upgrade / Repair Facility
- ☒ Upgrade Existing Machinery & Equipment
- ☒ Purchase New / Additional Machinery & Equipment

XIX. PROJECTED DATES AND MILESTONES

Provide the estimated date for each category (90-day window and end project designations, exact date). If a category does not apply, leave blank.

90-Day Window	<u>4/24/2020</u>
Begin Construction	<u>1/15/2020</u>
Construction Complete	<u>6/15/2020</u>
Purchase Machinery & Equipment	<u>8/1/2020</u>
Begin Hiring New Employees	<u>12/1/2020</u>
Begin Operations	<u>8/1/2020</u>
Fully Operational	<u>12/1/2023</u>
End Project Designation	<u>9/2/2025</u>

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XX. PROJECTED CAPITAL INVESTMENT

Land	
Building Construction	\$685,000.00
Labor on Construction	
Building Expansion/Renovation Costs	
Machinery & Equipment	\$2,413,400.00
Other	
Total	\$3,098,400.00

What percent of the projected capital investment is for routine and planned maintenance, including, but not limited to "turnarounds", required to maintain regular business operations? 4.84%

Provide a detailed description of each category of capital investment for the proposed project or activity.

Among the capital expenditures outlined above, Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center anticipates allocating the expenditures as follows:

- \$685,000.00 for the construction of a sports medicine facility
- \$364,000.00 for the construction of a mammography suite and the addition of mammography equipment
- \$605,400.00 for the construction of a flouroscopy room and the purchasing of a flouroscopy unit
- \$294,000.00 for the purchasing of digital imaging units
- \$150,000.00 for the purchasing of anesthesia machines
- \$1,000,000.00 for the purchasing of five HVAC units

XXI. EXISTING JOBS AT THE QUALIFIED BUSINESS SITE

Attach a breakdown of types of existing full-time jobs by six-digit Standard Occupational Code and/or title, and the salary range or hourly rate for each (Tab 13)

Full-Time Jobs	102
Part-Time Jobs	19
Contract Jobs	0
Total Jobs at the Qualified Business Site	121

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXII. FULL-TIME JOBS FOR BENEFIT

☒ **New Jobs**

Attach a breakdown of types of new jobs to be created by six-digit Standard Occupational Code and/or title, and the salary range or hourly rate for each (*Tab 14*)

Total Number of New Full-Time Jobs to be Created 9

Total Amount of Annual Payroll for New Jobs _____

☒ **Retained Jobs** (*check only if for benefit*)

Attach a breakdown of types of jobs to be retained for benefit by six-digit Standard Occupational Code and/or title, and the salary range or hourly rate for each (*Tab 15*)

Total Number of Jobs to be Retained for Benefit 102

Total Amount of Annual Payroll for Retained Jobs _____

Choose **all** that apply and include backup documentation

- ☐ Permanent employees will be permanently laid off (Chapter 2303.406(a)(4)(A))
- ☐ Business will permanently close down (Chapter 2303.406(a)(4)(B))
- ☐ Business will relocate out of Texas (Chapter 2303.406(a)(4)(C))
- ☒ Business is able to employ individuals in accordance with Section 2303.402 (Chapter 2303.406(a)(4)(D))
- ☐ Business facility has been legitimately destroyed or impaired due to fire, flood, tornado, hurricane, or any other natural disaster (Chapter 2303.406(a)(4)(E))

I have reviewed the request for the retained job benefit under the Texas Enterprise Zone Program, and verify that it meets the criteria outlined above, as required by statute. The backup documentation has been placed under *Tab 14* of this application.

Signature _____
(*Governing Body Liaison*)

Date _____

Printed Name Erik Zimmer

Title City Manager

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXIII. COMMITMENT TO THE COMMUNITY

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Commit to negotiate or cooperate in the achievement of the purposes of the Enterprise Zone Act. |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Commit to hire under-skilled, inexperienced, disadvantaged or displaced workers who reside in an enterprise zone. |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Commit to hire minority workers and to contract with minority-owned businesses. |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Commit to provide technical and vocational job training for enterprise zone residents or economically disadvantaged employees. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Commit to provide child care for employees. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Commit to implement and contribute to a tutoring or mentoring program for area students. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Commit to work toward the prevention or reduction of juvenile crime activity. |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Commit to make contributions to the well-being of the community, such as job training, or the donation of land for parks or other public purposes. |

XXIV. ADDITIONAL COMMITMENTS

- | | | |
|---|-----------------------------|---|
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Employee benefits provided (i.e., medical coverage, prescription drug coverage, dental plan, flexible spending accounts, life insurance, 401K, stock options, etc.) |
|---|-----------------------------|---|

No Additional Commitments are Anticipated ☐

Outline the company's additional commitments to the community by specific recipient and dollar value of anticipated contribution(s) **during the designation period.**

Big Bend Regional Medical Center expects to continue its commitment to the community throughout the designation period in amounts similar to what it has contributed in the past. During 2019, Big Bend Regional Medical Center has contributed the following:

Financial Benefits:

-Property & Sales Taxes: \$172,063.78

Caring for Our Community:

-Labor Costs: \$9,299,955.17

-Dollars Spent Locally: \$123,838.68

-Donations and Outreach Contributions to the Community: \$14,945.00

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXV. SOURCE OF FUNDING

The project will be financed by (check all that apply)

☒ Internal Sources

☐ External Sources

The Project received (check all that apply):

☐ Texas Enterprise Fund Grant

☐ Texas Emerging Technology Fund Grant

☐ Industrial Revenue Bonds

☐ Tax Increment Financing

Provide a brief narrative description of the method of financing the project *(do not attach financial statements)*

The project will be financed internally using the entity's internal funds.

XXVI. PROPERTY ACCESS

Check the appropriate box below and provide a copy of the executed documents indicating property access *(Tab 16)*

☒ Lease Agreement

☐ Purchase Agreement

☐ Lease / Purchase Agreement

☐ Other _____

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXVII. STATUS OF PERMITS

☒ Pending

☐ Current

☐ No Permits Required

List any local, state or federal permits that are pending, along with the issuing agency and the expected date of receipt. Do **not** attach copies of permits.

Big Bend Regional Medical Center does not anticipate the need for permits outside of general construction permits. All permits will be sought on an as needed basis.

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXVIII. CONCURRENT DESIGNATION

This application for enterprise project status constitutes a concurrent designation
If yes, complete this section in its entirety and provide requested attachments

☐ Yes ☒ No

Provide a brief explanation of the capital investment and new and/or retained jobs for each designation, delineating what capital investment and jobs will apply to which designation with timelines for all. (Attach additional pages behind this page as needed.)

Breakdown of Concurrent Project Designations:

Attach a breakdown of types of jobs for benefit by six-digit Standard Occupational Code and/or title, and the salary range or hourly rate for each designation (Tab 17)

Number of Jobs at the 90-Day Window Date for the First Project Designation					<u>Baseline Jobs</u>
<u>Date Approved</u>	<u>Date Expires</u>	<u>Date Jobs* Certified</u>	<u>Capital Investment</u>	<u>New Jobs</u>	<u>Retained Jobs</u>
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
TOTAL			_____	_____	_____

**Last certification. If no jobs have been certified, provide an explanation as to why not and when application for certification of jobs is expected to occur. Place the explanation behind this page.*

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXIX. SELF-EVALUATION

Total Distress of the Area Score (max. 85 pts.) _____

Total Local Effort Score (max. 53 pts.) _____

Total Private Effort Score (max. 75 pts.) _____

TOTAL PROJECT SCORE

For internal use only:

Points Awarded for State Priority (max. 10 pts.) _____

Provide backup documentation for **ALL** areas for which points are taken (*Tab 18*). If backup documentation is not provided in *Tab 18* points will not be awarded.

Distress of the Area (Qualified Business Site) (40%)

Jurisdiction Population 5,905

Population of nominating **Jurisdiction*** is less than 50,000 (*2010 decennial census*)

Backup Attached ☒

☒ Yes 10 pts 10

County Population 9,232

Population of **County** is less than 50,000 (*2010 decennial census*)

Backup Attached ☒

☒ Yes 5 pts 5

Poverty Level of Distressed County

Backup Attached ☐

- ☐ 15.5% - 19.9% poverty (*2010 decennial census*) 4 pts _____
- ☐ 20.0% - 29.9% poverty (*2010 decennial census*) 6 pts _____
- ☐ 30.0% - 39.9% poverty (*2010 decennial census*) 8 pts _____
- ☐ 40.0% - 49.9% poverty (*2010 decennial census*) 12 pts _____
- ☐ 50.0% poverty and above (*2010 decennial census*) 15 pts _____

Poverty Level of Block Group

Backup Attached ☐

- ☐ 20.0% - 29.9% poverty (*2010 decennial census*) 4 pts _____
- ☐ 30.0% - 39.9% poverty (*2010 decennial census*) 6 pts _____
- ☐ 40.0% - 49.9% poverty (*2010 decennial census*) 10 pts _____
- ☐ 50.0% poverty and above (*2010 decennial census*) 15 pts _____

*Note: Current updated listing of Distressed counties can be found at:

<https://gov.texas.gov/business/page/texas-enterprise-zone-program> under "Texas Enterprise Zones" with links to distressed counties by year and is helpful for obtaining much of the requested information in this section.

Office of the Governor
Economic Development and Tourism
Texas Enterprise Project Application

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Poverty Level of nominating **Jurisdiction***

14.20%

Backup Attached ☒

- ☐ 20.0% - 22.9% poverty (2010 decennial census) 4 pts _____
- ☐ 23.0% - 24.99% poverty (2010 decennial census) 6 pts _____
- ☐ 25.0% - 29.9% poverty (2010 decennial census) 8 pts _____
- ☐ 30.0% poverty and above (2010 decennial census) 10 pts _____

Poverty Level of **County**

16.00%

Backup Attached ☒

- ☐ 20.0% - 22.9% poverty (2010 decennial census) 4 pts _____
- ☐ 23.0% - 24.9% poverty (2010 decennial census) 6 pts _____
- ☐ 25.0% - 29.9% poverty (2010 decennial census) 8 pts _____
- ☐ 30.0% poverty and above (2010 decennial census) 10 pts _____

Unemployment Level for **County** (most recent year)

3.40%

Backup Attached ☒

- ☐ 5.0% - 6.49% unemployment 1 pts _____
- ☐ 6.5% - 7.9% unemployment 2 pts _____
- ☐ 8.0% - 9.9% unemployment 8 pts _____
- ☐ 10.0% and above unemployment 10 pts _____

County Adult Population without High School Diploma
or Equivalent (2010 decennial census)

19.8%

Backup Attached ☒

- ☐ 25.4% or above 10 pts _____

State or Federally-Declared Disaster Area (within the past 12 months)

Backup Attached ☐

- ☐ Yes -- ☐ State ☐ Federal 10 pts _____
- Date Disaster Declared _____

Adversely Affected Defense Dependent Community (BRAC** Impacted)

Backup Attached ☐

- ☐ Yes 5 pts _____

*If the nominating jurisdiction is a county, take points under both nominating jurisdiction and county, if earned.

**Base Closure and Realignment Commission

Total Distress of the Area Score (max. 85 pts.) 15

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Local Effort (25%)

Based on the Nominating Ordinance or Order (*incentive must be listed specifically in the nominating ordinance or order*)

Check local incentives offered and record points earned up to the maximum of 53 points. Take Points in black if included in the local order and take points in red if incentive is included in the local order **AND** actually delivered to the project. For points in Red, attach copy of executed incentive contract(s) in Tab 18.

<input type="checkbox"/>	Local Sales Tax Refund	2/4 pts	_____
<input checked="" type="checkbox"/>	Tax Abatement	2/4 pts	<u>2</u>
<input checked="" type="checkbox"/>	Tax Increment Financing	2/4 pts	<u>2</u>
<input checked="" type="checkbox"/>	Freeport Exemption	2 pts	<u>2</u>
<input checked="" type="checkbox"/>	Economic Development Sales Tax (4A) Contribution	2/4 pts	<u>2</u>
<input checked="" type="checkbox"/>	Economic Development Sales Tax (4B) Contribution	2/4 pts	<u>2</u>
<input checked="" type="checkbox"/>	Chapter 380/381	2/4 pts	<u>2</u>
<input type="checkbox"/>	Other Tax Deferrals, Tax Refunds or Tax Incentives	2/4 pts	_____
<input checked="" type="checkbox"/>	Zoning Changes / Variances	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Building Code Exemptions	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Impact / Inspection Fee Exemptions	2 pts	<u>2</u>
<input checked="" type="checkbox"/>	Streamlined Permitting	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Improved Police and/or Fire Protection	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Community Crime Prevention Programs	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Special Public Transportation Routes or Reduced Fares	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Capital Improvements in Water and Sewer Facilities	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Road Repair	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Creation or Improvement of Parks	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Low-Interest Loans for Housing Rehabilitation or New Construction	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Transfer Abandoned Housing to Individuals or Community Groups	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Low-Interest Loans for Business	2/4 pts	<u>2</u>
<input checked="" type="checkbox"/>	Use of Surplus School Buildings for Incubators	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Provision of Publicly Owned Land for Development Purposes	1/4 pt	<u>1</u>
<input checked="" type="checkbox"/>	One-Stop Permitting, Problem Resolution Center or Ombudsmen	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Promotion and Marketing Services	1 pt	<u>1</u>
<input checked="" type="checkbox"/>	Job Training and Employment Services	1/4 pt	<u>1</u>
<input checked="" type="checkbox"/>	Retraining Program	1/4 pt	<u>1</u>
<input checked="" type="checkbox"/>	Literacy and Employment Skills Programs	1/4 pt	<u>1</u>
<input checked="" type="checkbox"/>	Vocational Education	1/4 pt	<u>1</u>
<input checked="" type="checkbox"/>	Customized Job Training	1/4 pt	<u>1</u>

Total Local Effort Score (max. 53pts.) 36

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Private Effort (35%)

Commitment to the Community (If taking 3 points for any program below, please provide a description of the program and contact name & numbers in Tab 18.) If Tab 18 documentation is not included points will not be awarded.

- | | | |
|---|-------|-------------|
| <input checked="" type="checkbox"/> Negotiate or cooperate in the achievement of the purposes of the Enterprise Zone Act | 1 pt | <u>1</u> |
| <input checked="" type="checkbox"/> Hire under-skilled, inexperienced, disadvantaged or displaced workers who reside in an enterprise zone | 1 pt | <u>1</u> |
| <input checked="" type="checkbox"/> Hire minority workers and contract with minority-owned businesses | 1 pt | <u>1</u> |
| <input checked="" type="checkbox"/> Provide technical/vocational training for enterprise zone residents and economically disadvantaged employees | 3 pts | <u>3</u> |
| <input type="checkbox"/> Provide child care for employees | 3 pts | <u> </u> |
| <input checked="" type="checkbox"/> Veterans assistance or recruitment program(s) | 3 pts | <u>3</u> |
| <input type="checkbox"/> Implement or contribute to a tutoring or mentoring program for area students | 3 pts | <u> </u> |
| <input type="checkbox"/> Participate in juvenile crime prevention program | 3 pts | <u> </u> |
| <input checked="" type="checkbox"/> Contribute to the well-being of the community, such as job training, or donation of land for parks or other public purposes | 3 pts | <u>3</u> |

Subtotal of Commitments to the Community 12

Average Job Wage Level of Jobs Compared to County Average Weekly Wage (AWW)

Backup Attached ☒

Note: In order to be eligible, the project MUST be at or above County AWW

- ☒ Attached County Average Weekly Wage backup for Brewster County for 2019 (year)

First Quarter	<u> </u>
Second Quarter	<u> </u>
Third Quarter	<u> </u>
Fourth Quarter	<u> </u>
TOTAL	<u> </u> ÷ 4 = <u>\$787.00</u> (County AWW)

Calculate the average weekly wage in the formula below including only the new and/or retained jobs represented in this application for state benefit.

 ÷ = ÷ 52 =
Total Annual Payroll # of Jobs Avg. Annualized Wage AWW

County AWW 110% of County AWW 120% of County AWW

Choose One

- | | | |
|---|--------|-------------|
| <input type="checkbox"/> AWW ≥ AWW for County | 3 pts | <u> </u> |
| <input type="checkbox"/> AWW ≥ 110% of AWW for County | 8 pts | <u> </u> |
| <input type="checkbox"/> AWW ≥ 120% of AWW for County | 10 pts | <u> </u> |

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Number of Jobs for Benefit (*choose applicable category and range*)

- | | | |
|---|--------|-------|
| <input type="checkbox"/> 10 to 199 new jobs for benefit | 4 pts | _____ |
| <input type="checkbox"/> 200 to 299 new jobs for benefit | 8 pts | _____ |
| <input type="checkbox"/> 300 to 399 new jobs for benefit | 12 pts | _____ |
| <input type="checkbox"/> 400 to 499 new jobs for benefit | 16 pts | _____ |
| <input type="checkbox"/> 500 and Above new jobs for benefit | 25 pts | _____ |

--AND--

- | | | |
|--|-------|----------|
| <input type="checkbox"/> 10 to 99 retained jobs for benefit | 1 pt | _____ |
| <input checked="" type="checkbox"/> 100 to 199 retained jobs for benefit | 2 pts | <u>2</u> |
| <input type="checkbox"/> 200 to 299 retained jobs for benefit | 2 pts | _____ |
| <input type="checkbox"/> 300 to 399 retained jobs for benefit | 3 pts | _____ |
| <input type="checkbox"/> 400 to 499 retained jobs for benefit | 4 pts | _____ |
| <input type="checkbox"/> 500 and Above retained jobs for benefit | 5 pts | _____ |

Capital Investment (*choose applicable range*)

- | | | |
|--|--------|----------|
| <input type="checkbox"/> \$40,000 to \$399,999 | 1 pt | _____ |
| <input type="checkbox"/> \$400,000 to \$999,999 | 2 pts | _____ |
| <input checked="" type="checkbox"/> \$1,000,000 to \$4,999,999 | 3 pts | <u>3</u> |
| <input type="checkbox"/> \$5,000,000 to \$149,999,999 | 4 pts | _____ |
| <input type="checkbox"/> \$150,000,000 to \$249,999,999 | 8 pts | _____ |
| <input type="checkbox"/> \$250,000,000 and Above | 10 pts | _____ |

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Employee Benefits Provided

Backup Attached ☐

- ☒ Employee benefits provided (i.e., medical coverage, prescription drug coverage, dental plan, flexible spending accounts, life insurance, 401K, stock options, etc.) 2 pt 2

Type of Jobs

- ☐ Jobs are Primary Jobs as defined in the Dev. Corp. Act, *as amended* 2 pt

Industry Cluster

- ☐ Business is a targeted industry cluster as listed on page 10 2 pt

Total Private Effort Score (max. 75 pts.)

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXX. CERTIFICATION OF APPLICATION

Governing Body Liaison

Prefix Mr. First Name Erik Last Name Zimmer

Title City Manager

Organization City of Alpine, TX

Street Address 100 N 13th Street

Mailing Address SAME AS ABOVE

City Alpine State TX Zip 79830 - 4401

Phone Number 432-837-3301 Fax Number 432-837-2024

Email Address erik.zimmer@ci.alpine.tx.us

Community Website www.cityofalpine.com/

To the best of my knowledge and belief, the information contained in this Enterprise Project Application is true and correct and I have read the Texas Enterprise Zone Act and the Enterprise Zone Program Rules and am familiar with the provisions contained therein, as evidenced by my signature below.

Signature _____ Date _____
(Governing Body Liaison)

Printed Name Erik Zimmer Title City Manager

GIVEN under my hand and seal of office this _____ day of _____, _____

Notary Public, State of Texas

(Notary Seal)

My commission expires _____

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXXIa. QUALIFIED BUSINESS CERTIFICATION AND AGREEMENT

The nominated Enterprise Project hereby certifies and agrees that it:

1. is located in, or has committed to locate in Alpine, Texas, in Brewster County, Texas; and
2. will maintain separate payroll and tax records of the business activity conducted at the qualified business site, or other information as required by local and state government units; and
3. commits to participate in local efforts to achieve development and revitalization of the area; and
4. understands that before obtaining a state benefit, the qualified business must submit to the Comptroller a certified report of the actual number of jobs created and/or retained and the capital investment made; and
5. understands that to be a qualified business eligible for enterprise project designation, twenty-five percent (25%) of the new or additional employees hired must be residents of an enterprise zone or economically disadvantaged persons or veterans if the qualified business site is located in an enterprise zone, or thirty-five percent (35%) if the qualified business site is located outside of an enterprise zone; and
6. commits that 35% percent of its new employees will be residents of an enterprise zone, economically disadvantaged persons, or veterans; and
7. understands that the project must maintain the level of employment and the jobs for which a refund has been received to the end of the designation period or for at least three (3) years from the date of refund of state sales and use taxes, whichever is later, or it may become liable for recapture of refunded taxes and interest by the Texas Comptroller of Public Accounts (Comptroller); and
8. will report to the Comptroller the status and effectiveness of the designation; and
9. certifies that the project, or a branch, division, or department of the business, does not and will not knowingly employ an undocumented worker; and
10. understands that the state sales and use tax refund is subject to approval by the Comptroller and the requirements of the Tax Code and applicable Administrative Rules – specifically Section 151.429 of the Tax Code and Title 34 Texas Administrative Code, Section 3.329. Construction contracts must be "separated" (i.e. contract in which the agreed contract price is divided into a separately stated agreed contract price for incorporated materials and a separately stated agreed contract price for skill and labor) and not "lump-sum" in order to claim a refund of state sales tax.

This certification and agreement is effective from the date of designation through the date of expiration as an enterprise project.

To the best information and belief, the information contained in this Enterprise Project Application is true and correct and I, as primary business representative, have read the Texas Enterprise Zone Program Act and the Enterprise Zone Program Rules and am familiar with the provisions contained therein as evidenced by my signature below.

Signed _____
(Primary Business Representative)

GIVEN under my hand and seal of office this _____
day of _____, _____

Printed Name Rick Flores

Notary Public, State of _____

Title Chief Executive Officer

My commission expires _____
(Notary Seal)

Date _____

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXXIb. QUALIFIED BUSINESS CERTIFICATION AND AGREEMENT

The nominated Enterprise Project hereby certifies and agrees that it:

1. is located in, or has committed to locate in Alpine, Texas, in Brewster County, Texas; and
2. will maintain separate payroll and tax records of the business activity conducted at the qualified business site, or other information as required by local and state government units; and
3. commits to participate in local efforts to achieve development and revitalization of the area; and
4. understands that before obtaining a state benefit, the qualified business must submit to the Comptroller a certified report of the actual number of jobs created and/or retained and the capital investment made; and
5. understands that to be a qualified business eligible for enterprise project designation, twenty-five percent (25%) of the new or additional employees hired must be residents of an enterprise zone or economically disadvantaged persons or veterans if the qualified business site is located in an enterprise zone, or thirty-five percent (35%) if the qualified business site is located outside of an enterprise zone; and
6. commits that 35% percent of its new employees will be residents of an enterprise zone, economically disadvantaged persons, or veterans; and
7. understands that the project must maintain the level of employment and the jobs for which a refund has been received to the end of the designation period or for at least three (3) years from the date of refund of state sales and use taxes, whichever is later, or it may become liable for recapture of refunded taxes and interest by the Texas Comptroller of Public Accounts (Comptroller); and
8. will report to the Comptroller the status and effectiveness of the designation; and
9. certifies that the project, or a branch, division, or department of the business, does not and will not knowingly employ an undocumented worker; and
10. understands that the state sales and use tax refund is subject to approval by the Comptroller and the requirements of the Tax Code and applicable Administrative Rules – specifically Section 151.429 of the Tax Code and Title 34 Texas Administrative Code, Section 3.329. Construction contracts must be "separated" (i.e. contract in which the agreed contract price is divided into a separately stated agreed contract price for incorporated materials and a separately stated agreed contract price for skill and labor) and not "lump-sum" in order to claim a refund of state sales tax.

This certification and agreement is effective from the date of designation through the date of expiration as an enterprise project.

To the best information and belief, the information contained in this Enterprise Project Application is true and correct and I, as the local business liaison, have read the Texas Enterprise Zone Program Act and the Enterprise Zone Program Rules and am familiar with the provisions contained therein as evidenced by my signature below.

Signed _____
(Local Business Representative)

Printed Name Rick Flores

Title Chief Executive Officer

Date _____

GIVEN under my hand and seal of office this _____
day of _____, _____

Notary Public, State of Texas

My commission expires _____
(Notary Seal)

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXXII. PARTICIPATING CONSULTANT FORM

Complete the following information for each consultant involved with this project (Attach copy of the Power of Attorney, if applicable – Tab 19) No Consultant Participating ☐

First Name Eric Last Name Weatherford

Title Attorney

Organization Husch Blackwell, LLP

Street Address 1900 N. Pearl Street, Suite 1800

Mailing Address SAME AS ABOVE

City Dallas State Texas Zip 75201 - 2451

Phone Number 214-999-6104 Fax Number 214-999-6170

Mobile Number _____ Website huschblackwell.com

Email Address Eric.Weatherford@huschblackwell.com

☒ Application Preparer ☐ Other _____

Representing Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

Brief Description of Consultant's Role with Application Big Bend Regional Medical Center's attorney(s), listed above, assisted in the preparation of this application on behalf of Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center.

I confirm that the above-named consultant has been retained to participate in this application process as outlined above.

Signature _____ Date _____
(Authorizing Participant)

Printed Name Rick Flores Title CEO

To the best of my knowledge and belief, the information contained in this Enterprise Project Application is true and correct.

Signature _____ Date _____
(Participating Consultant)

Printed Name Eric Weatherford Title Attorney

Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center

XXXIII. APPLICATION FEE MEMORANDUM (Enterprise Zone Program)

TO: Office of the Governor
Attn: Financial Services
Post Office Box 12878
Austin, Texas 78711

Subject: Submission of Texas Enterprise Zone Program Application Fee made payable to **Office of the Governor** for an Enterprise Project Application Submitted by Alpine, Texas on Behalf of Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center for the June 2020 Quarterly Application Round

Financial Services, please send this form along with a copy of the attached Non-Refundable Application Fee made payable to **Office of the Governor**, Interagency to the Economic Development and Tourism Division, Attn: Enterprise Zone Program Staff, Economic Development Bank for the June 2020 Enterprise Project Round submitted by Alpine, Texas on behalf of Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center.

- ☒ \$500 for a Half Enterprise Project
☐ \$750 for an Enterprise Project
☐ \$1,500 for a Double Jumbo Enterprise Project
☐ \$2,250 for a Triple Jumbo Enterprise Project

If you have questions regarding this submission, please contact:

First Name Eric Last Name Weatherford

Title Attorney

Organization Husch Blackwell, LLP

Street Address 1900 N. Pearl Street, Suite 1800

Mailing Address SAME AS ABOVE

City Dallas State Texas Zip 75201 - 2451

Phone Number 214-999-6104 Fax Number 214-999-6170

Email Address Eric.Weatherford@huschblackwell.com

TAB 2

CERTIFIED COPY OF GOVERNMENT POSTING

TAB 3

PUBLISHER'S AFFIDAVIT & COPY OF PUBLIC NOTICE

TAB 4

COPY OF NOTICE OF PUBLIC HEARING SENT TO BANK

TAB 5
CERTIFIED COPY OF MINUTES OF HEARING(S)

TAB 6

"NOT APPLICABLE"

TAB 7

CERTIFIED COPY OF NOMINATING ORDINANCE

NOMINATING ORDINANCE

ORDINANCE NO. _____

*AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS, ORDAINING THE CITY'S PARTICIPATION IN THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE (ACT), PROVIDING TAX INCENTIVES, DESIGNATING A LIAISON FOR COMMUNICATION WITH INTERESTED PARTIES, AND NOMINATING **BIG BEND HOSPITAL CORPORATION D/B/A BIG BEND REGIONAL MEDICAL CENTER** TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT & TOURISM (EDT) THROUGH THE ECONOMIC DEVELOPMENT BANK (BANK) AS AN ENTERPRISE PROJECT (PROJECT).*

WHEREAS, the City Council of the City of Alpine, Texas (City) desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in severely distressed areas of the city and to provide employment to residents of such area; and

WHEREAS, the project or activity is located in an area designated as an enterprise zone; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Act, **Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center** has applied to the City for designation as an enterprise project; and

WHEREAS, the City finds that **Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center** meets the criteria for tax relief and other incentives adopted by the City on the grounds that it will be located at the qualified business site, will create a higher level of employment, economic activity and stability; and

WHEREAS, a public hearing to consider this ordinance was held by the City Council on _____, 2020;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS THAT:

SECTION 1.

The City nominates **Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center** for enterprise project status.

SECTION 2.

The following local incentives, at the election of the governing body, are or will be made available to the nominated project or activity of the qualified business:

a) The City may provide the following local tax incentives, including:

- 1) The City may abate taxes on the increase in value of real property improvements and eligible personal property that are located at the designated enterprise zone site. The level of abatement shall be based upon the extent to which the business receiving the abatement creates jobs for qualified employees, in accordance with the City of Alpine Tax Abatement Policy, and with qualified employee being defined by the Act.
- 2) Tax Increment financing

- 3) Freeport Exemption
 - 4) Chapter 380/381 of the Texas Tax Code
 - 5) Economic Development Sales Tax (4A) Contribution
 - 6) Economic Development Sales Tax (4B) Contribution
- b) The City may provide regulatory relief to businesses, including:
- 1) zoning changes or variances;
 - 2) exemptions from unnecessary building code requirements, impact fees, or inspection fees; or
 - 3) streamlined permitting.
- c) The City may provide enhanced municipal services to businesses, including:
- 1) improved police and fire protection;
 - 2) institution of community crime prevention programs; or
 - 3) special public transportation routes or reduced fares.
- d) The City may provide improvements in community facilities, including:
- 1) capital improvements in water and sewer facilities;
 - 2) road repair; or
 - 3) creation or improvement of parks.
- e) The City may provide improvements to housing, including:
- 1) low-interest loans for housing rehabilitation, improvement, or new construction; or
 - 2) transfer of abandoned housing to individuals or community groups.
- f) The City may provide business and industrial development services, including:
- 1) low-interest loans for business;
 - 2) use of surplus school buildings or other underutilized publicly owned facilities as small business incubators;
 - 3) provision of publicly owned land for development purposes, including residential, commercial, or industrial development;
 - 4) creation of special one-stop permitting and problem resolution centers or ombudsmen; or
 - 5) promotion and marketing services.
- g) The City may provide job training and employment services to businesses, including:
- 1) retraining programs;
 - 2) literacy and employment skills programs;
 - 3) vocational education; or
 - 4) customized job training.

SECTION 3.

The enterprise zone areas within the City are reinvestment zones in accordance with the Texas Tax Code, Chapter 312.

SECTION 4.

The City of **Alpine** City Council directs and designates its **City Manager** as the City's liaison to communicate and negotiate with the EDT through the Bank and enterprise project(s) and to oversee zone activities and communications with qualified businesses and other entities in an enterprise zone or affected by an enterprise project.

SECTION 5.

The City finds that **Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center** meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

- a) **Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center** is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site within the governing body's jurisdiction, located outside of an enterprise zone and at least thirty-five percent (35%) of the business' new employees will be residents of an enterprise zone, economically disadvantaged individuals, or veterans; and
- b) There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities in the area; and
- c) The designation of **Big Bend Hospital Corporation d/b/a Big Bend Regional Medical Center** as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

SECTION 6.

The enterprise project shall take effect on the date of designation of the enterprise project by EDT and terminate on **September 2, 2025**.

SECTION 7.

This ordinance shall take effect from and after its passage as the law and charter in such case provides.

PASSED AND APPROVED this ____ day of _____, 2020.

PASSED AND ADOPTED this the ____ day of _____, 2020.

Andres Ramos, Mayor

Attest:

Cynthia Salas, City Secretary

Approved as to form:

Rod Ponton, City Attorney