

# *City of Alpine*

## *Regular City Council Meeting*

Tuesday, November 03, 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, November 03, 2020 at Big Bend Telephone Conference Room at 808 N. 5th and via Zoom Conference, in the City of Alpine, Texas** for the purpose of considering the attached agenda. **Meeting login details may be found at [www.cityofalpine.com](http://www.cityofalpine.com)**. 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](mailto: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) – None

5. Reports -

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

City Attorney's Report –

- Update on current matters

City Manager Report

- Coronavirus Update

City Staff Update - None

6. Public Hearings – None

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

(Notice to the Public – The following items are of a routine and administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.)

1. Approval of minutes from City Council meeting on October 20, 2020. (E. Zimmer, City Manager)
2. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for outside dining (Taste & See). Property Identification/Address is 116 N. 5<sup>th</sup>, Alpine, TX 79830. Legal description Lot 7, Block 4, Addition OT. Property Owner is Loft Holding LLC. (E. Zimmer, City Manager)
3. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for outside dining (Century Bar & Grill). Property Identification/Address is 209 W. Holland Ave., Alpine, Tx 79830 Legal description is Lot 1, Block 6, Addition OT. Property Owner is Holland Investors LLC. (E. Zimmer, City Manager)

4. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for a Conditional Use Permit application for outside dining (Judy's Bread & Breakfast). Property Identification/Address 113 W. Holland Ave, Alpine, TX 7830. Legal description is Lot 2, Block 5. Property owner is Bill Ivey / Rod Ponton. (E. Zimmer, City Manager)
5. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for outside dining (Cedar Coffee). Property Identification/Address is 121 E. Holland Ave, Alpine, TX 79830. Legal description is IE/2 of Lot 14, Addition OT. Front Street Books. Property owner is Margaret Anne Callaway. (E. Zimmer, City Manager)
6. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for outside dining (Santanas). Property Identification/Address is 300 E. Holland Ave. Legal description is Block 122, Addition OT. Property ID 12340, Alpine, TX 79830. Property owner is Santana Celso Cruz. (E. Zimmer, City Manager)
7. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for outside dining (Scoops Creamery). Property Identification/Address is 106 Sul Ross Ave., Alpine, TX 79830. Legal description is Lot 7.6, Block 16 Addition FEE. Property owner is Sandra Koteland. (E. Zimmer, City Manager)
8. Discuss, consider making a recommendation to City Council concerning a Conditional Use Permit application for outside dining (Old Gringo Biker Bar and Grill). Property Identification/Address is 101 W. Ave. E., Alpine, TX 79830. Legal description is Lot 1, Block 16, Addition OT. Property owner is Dannica Investments LLC. (E. Zimmer, City Manager)

#### 8. Information or Discussion items –making recommendations

1. Discussion on Order of meeting on November 17, 2020 to move up canvassing and swearing in to right after Public Comments. (E. Zimmer, City Manager)
2. Discussion on Resolution 2020-11-06, a request from Alpine Country Club for consideration of reducing water rates for their facility. (R. Stephens, City Council)

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 the first reading of Ordinance 2020-11-01, an Ordinance of the Enterprise Zone for Big Bend Regional Medical Center. (E. Zimmer, City Manager)
2. Discuss, consider, and take appropriate action on Resolution 2020-11-03 for the renovation of the Old Schoolhouse. (E. Zimmer, City Manager)
3. Discuss, consider, and take appropriate action for approval of City Attorney's September 2020 invoice. (E. Zimmer, City Manager)
4. Discuss, consider making a recommendation to City Council concerning a Conditional Use Permit application for a rezoning from a C-1 to a R-4 for a mobile home. Property Identification/Address is 2607 West Hwy 90. Legal description is Block 9, Section 29 G.H. & S.A.R.R., Abstract 3991, Alpine, TX 79830. Property Owner is Arvind Gandhi Ang Texas. (E. Zimmer, City Manager)
5. Discuss and consider making a recommendation to City Council concerning a Conditional Use Permit application for a nonconforming use of structures and premises, and nonconforming characteristics of use. Property Identification/Address is 1107 N. 7<sup>th</sup> Alpine, TX 79830. Legal description North, Block 25, Lot 1-8. Property owner is Rhonda Cole. (E. Zimmer, City Manager)
6. Discuss and consider making a recommendation to City Council concerning a Special Use Permit application to add 25 machines to his game room business. Property Identification/Address 204 W. Murphy St. Alpine, TX 79830. Legal description OT Block 56, Lot 10 & 11, Little Mexico Café. Property owner is Travis Prausa. (E. Zimmer, City Manager)
7. Discuss, consider, and take appropriate action to approve Resolution 2020-11-07 the Region 19 Interlocal agreement for the Utility Department to utilize Region 19 as a Co-Op and utilize their cooperative purchasing agreements. (E. Zimmer, City Manager)
8. Discuss, consider, and take appropriate action on proposed projects and projected costs for improvement of facilities at Lujan Baseball Field (Part of Centennial Park) in Ward 2. (R. Olivas, City Council)
9. Discuss, consider, and take appropriate action amending the City of Alpine Ordinance, removing Chapter 10 Animals 10-41b, and adding it to Section 10-59, Animals in vehicles. (M. Curry, City Council)
10. Discuss, consider, and take appropriate action to determine whether or not to continue to engage Rod Ponton as the City Attorney for the City of Alpine. The engagements that Rod Ponton has as the City Attorney for other cities in West Texas is impacting Alpine's ability to take actions on key issues that required attorney action. (R. Stephens, 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 30, 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](mailto:city.secretary@ci.alpine.tx.us) for further information.



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Cynthia Salas, City Secretary  
City of Alpine