

City of Alpine

Regular City Council Meeting

Tuesday, April 20, 2021

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, April 20, 2021 at Big Bend Telephone Conference Room at 808 N. 5th Street (in person attendance will be limited to 15 people total including elected officials, staff, and public) 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 the Meeting.
3. Public Comments – (limited to 3 minutes per person)
4. Presentation, Recognitions, and Proclamations – (A. Ramos, Mayor)
5. Reports -

City Mayor's Report – None

City Attorney's Report -

- Update on Brewster County Jail MOU (Memorandum Of Understanding)
- Update on Coin Operated Businesses Ordinance preparation

City Manager Report

- Coronavirus Update
- Dark Skies Ordinance Update - Workshop 3 on Thursday April 8, 2021
- Old Schoolhouse (aka Sunshine House) Renovation Update
- Review US Representative Tony Gonzales request for Community Program Funding

City Staff Update

- Tourism and Visitor Center Updates by Chris Ruggia & Heather Yadon
- Utilities Update by Scott Perry

6. Public Hearings

- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-01, an ordinance amending Chapter 22 - Business, Article III - Peddlers to the Alpine Code of Ordinances.
- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-03, an ordinance amending Hotel Occupancy Tax Budget.
- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-04, an ordinance amending Chapter 98 - Utilities to the Alpine Code of Ordinances.

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 April 6, 2021. (E. Zimmer, City Manager)
2. Approval of Abbey Ward Branch for Planning & Zoning Commission Ward 4 position (M. Sandate, City Council)
3. Approval of Estella Vega for Parks & Recreation Advisory Board Ward 4 position (M. Sandate, City Council)

8. Information or Discussion items – None

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 second and final reading of Ordinance 2021-04-01, an ordinance amending Chapter 22 - Business, Article III - Peddlers to the Alpine Code of Ordinances. (E. Zimmer, City Manager)
2. Discuss, consider, and take appropriate action on the second and final reading of Ordinance 2021-04-03, a Budget Amendment for HOT Budget. (E. Zimmer, City Manager)
3. Discuss, consider, and take appropriate action on the second and final reading of Ordinance 2021-04-04, an ordinance amending Chapter 98 - Utilities to the Alpine Code of Ordinances. (R. Stephens, City Council)

4. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-04-06, an ordinance amending Chapter 90 - Article IV - Coin Operated Establishments to the Alpine Code of Ordinances. (E. Zimmer, City Manager)
5. Discuss, consider, and take appropriate action to approve Resolution 2021-04-19, a water cost reduction process for those impacted by Texas Freeze of February 2021 (E. Zimmer, City Manager)
6. Discuss, consider, and take appropriate action to approve Special Use Permit Application for: (E.Zimmer, City Manager)
 - a. Short Term Rental Special Use Permit for 1007 N. 8th Street. Owner of record is Sandra Pratt.
 - b. Short Term Rental Special Use Permit for 902 N. Bird. Owner of record is Grant & Karen Harpold.
 - c. Short Term Rental Special Use Permit for 602 N. Cockrell. Owner of record is Danny Ginn & Monica Quiroga.
 - d. Short Term Rental Special Use Permit for 506 E. Lockhart Ave. Owner of record is Erika Blecha.
 - e. Short Term Rental Special Use Permit for 907 W. Eagle Pass. Owner of record Fiftythree 50 Holdings, LLC.

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

11. Executive Session - 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 2:00 P. M. on April 16, 2021, 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', with a horizontal line drawn underneath it.

Cynthia Salas, City Secretary
City of Alpine

Agenda

1. Call to Order and Pledge of Allegiance.
2. Determination of a Quorum and Proof of Notice of the Meeting.
3. Public Comments – (limited to 3 minutes per person)
4. Presentation, Recognitions, and Proclamations – (A. Ramos, Mayor)

5. Reports -

City Mayor's Report – None

City Attorney's Report -

- Update on Brewster County Jail MOU (Memorandum Of Understanding)
- Update on Coin Operated Businesses Ordinance preparation

City Manager Report

- Coronavirus Update
- Dark Skies Ordinance Update - Workshop 3 on Thursday April 8, 2021
- Old Schoolhouse (aka Sunshine House) Renovation Update
- Review US Representative Tony Gonzales request for Community Program Funding

City Staff Update

- Tourism and Visitor Center Updates by Chris Ruggia & Heather Yadon
- Utilities Update by Scott Perry

City Mayor's Report – None

City Attorney's Report -

- Update on Brewster County Jail MOU (Memorandum Of Understanding)
- Update on Coin Operated Businesses Ordinance preparation

City Manager Report

- Coronavirus Update
- Dark Skies Ordinance Update - Workshop 3 on Thursday April 8, 2021
- Old Schoolhouse (aka Sunshine House) Renovation Update
- Review US Representative Tony Gonzales request for Community Program Funding

Be a Good Neighbor

Check for the Good Neighbor Lighting & IDA logo seal of approval



The seal guarantees that you'll—

- Reduce light pollution & enhance dark sky
- Lessen impact of artificial light on ecosystems
- Reduce glare & intruding light in neighbor's home
- Minimize energy use & operating cost
- Improve visibility, safety & security

Sea un buen vecino


Busque la iluminación Good Neighbor y el sello de aprobación con el logotipo IDA



El sello garantiza que usted va a:

- Reducir la contaminación luminosa y mejorar el cielo oscuro
- Disminuir el impacto de la luz artificial en los ecosistemas
- Reducir el resplandor y la luz que se introduce en la casa de los vecinos
- Minimizar el consumo de energía y los costos operativos
- Mejorar la visibilidad, la seguridad y la protección





Preserving the Night Sky

For the community, national park and
visitors

Chloe Crumley, NPCA

Daniel Hernandez, Frontera PR



National Parks & the Economy

Intertwined with our gateway communities

In 2019

- 500,000 visitors (Fort Davis NHS and Big Bend NP)
- Contributed \$44 million local economy
- \$13 million lodging
- ~650 jobs

Together we can:

*Preserve the resources that communities
and wildlife call home & visitors seek*



Preserving Dark Skies – A community effort with NPCA

Problem:

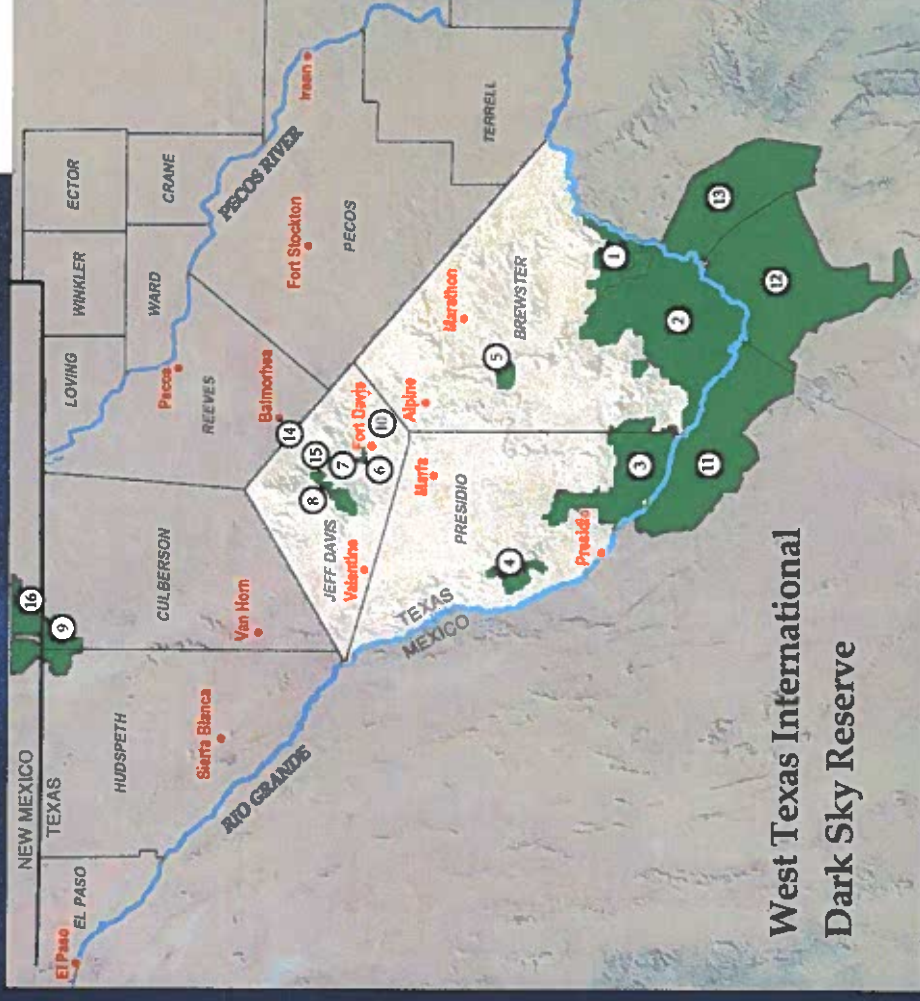
- Light pollution increasing 2% each year
- Exponential growth impacting wildlife, dark sky designations & visitor experience

Solution:

- Tri County Community effort to update lights
- **OPTIONAL:** Use HOT Revenue to have dark sky friendly lighting w/ HB 4305 & SB 2133

Outcome

- Greater Big Bend International Dark Sky Reserve *largest in the world
- Increase & educate visitors
- Cost savings



West Texas International
Dark Sky Reserve

Lights Down, Stars Up

It's *not* about turning off lights... just turning them down physically, with a hood, or a new bulb



Swiss Lodge Gets HOT Fixtures

• July 7, 2020

Press Release: [Blanco County](#)

[Friends of the Night Sky](#) – For

Immediate Release: June 29, 2020

On June 29, Blanco's Swiss Lodge motel became the first recipient of night sky friendly outdoor lighting fixtures paid for with Hotel Occupancy Tax (HOT) funds.



Summary of Bill

HB 4305 & SB 2133

- for the promotion and preservation of dark skies through construction and maintenance of infrastructure and the purchase and installation of hardware that reduces light pollution and sky glow
- shall make a good-faith estimate based on reasonable documentation of the annual amount of area hotel revenue attributable to dark skies related events and activities (*Estimation of visitors to area for Marfa Lights, Sky Parties, etc.*)
- Limit up to 25% for HOT revenue
- Protects spending of Marketing & Advertising
- Purchasing lights help local businesses and installation from local electrician

Can you help support us?





**BIG BEND
CONSERVATION
ALLIANCE**



A person wearing a blue jacket and a light-colored hat is looking down at a large, unrolled scroll of paper. The scroll is held up by a tripod. The background is a dark, starry night sky. The text "Thank You" is written vertically in white, and "Questions?" is written vertically in white below it.

Thank You

Questions?

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

ARTICLE VII. - OUTDOOR LIGHTING[6]

Footnotes:

--- (6) ---

Editor's note— Ord. No. 2010-06-01, adopted Sept. 7, 2010, deleted the former Art. VII, §§ 18-231—18-237, and enacted a new Art. VII as set out herein. The former Art. VII pertained to outdoor lighting and derived from Ord. No. 2000-4-2, §§ 1—7, adopted 5-23-00.

Sec. 18-231. - Title, purpose and scope.

- 1) The title of this article shall be known and cited as the "Outdoor Lighting Ordinance."**
- 2) The purpose of this article is:**
 - a) To reduce glare and improve nighttime visibility which contributes to safer, more secure, and attractive outdoor living spaces.
 - b) To encourage efficient, controlled lighting that conserves energy.
 - c) To make our community a better place to live and work and a more inviting place for tourist to visit.
 - d) To protect properties from light trespass.
 - e) To preserve our heritage of a clear, dark night sky.
 - f) To be mindful of the needs of McDonald Observatory for minimal artificial light at night to conduct ongoing astronomical research; and
 - g) To position the City to apply for a designation as an International Dark Sky Community.
 - h) To encourage and demonstrate the use of best outdoor lighting practices. *Exhibit 2 of Section 18-240 provides an illustration of best outdoor lighting practices.*
- 3) Scope (what the State allows)**
 - a) This article shall apply within the City limits, hereinafter referred to as "City".
 - b) Nothing herein shall be construed as preventing or limiting the City from applying this article within the surrounding areas where the City asserts powers of extraterritorial jurisdiction through agreements with property owners, or as a term affixed to a conditional approval (such as a variance).

Sec. 18-232. - Definitions.

The following definitions are hereby adopted for the purposes of this article:

- 1) Adaptive controls** mean mechanical or electronic devices, when used in the context of outdoor lighting systems, intended to actively regulate the switching, duration, and/or intensity of light emitted by the outdoor lighting system. Examples of adaptive controls include timers, dimmers and motion-sensing switches.
- 2) Beam of a light fixture** means the spatial distribution of the emitted light.
 - a) Floodlight means a light fixture having a wide beam.
 - b) Spotlight means a light fixture having a narrow beam.
 - c) Searchlight means a light fixture with a narrow beam intended to be seen in the sky.
- 3) Candela (cd)** means the unit of measurement of the intensity of a point source of light that is approximately equal to one candlepower

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- 4) Correlated Color Temperature (CCT) means a measure of the color properties of light emitted by lamps, being equal to the temperature, expressed in Kelvins (K). CCT values are typically provided on lighting manufacturer packaging or data sheets.
- 5) Decorative holiday lighting means low-intensity string lights, whose luminous output does not exceed fifty (50) lumens per linear foot, and fully shielded floodlights, whose luminous output does not exceed one thousand (1,000) lumens and which are aimed and oriented in such a way as to not create light trespass onto another property nor into the night sky, operated only during prescribed periods of time during the calendar year.
- 6) Electronic Message Display means any illuminated sign of an informative or advertising nature, whether on-or off-premises, and operable at night, whose content is made visible to the viewer by means of luminous elements under active electronic control and therefore subject to alteration in order to vary the content of the message. Electronic displays may be either static or dynamic in terms of light color and intensity. *Exhibit 5 of Section 18-240 is a sample educational illustration about internally lit message displays*
- 7) Existing light fixtures means those outdoor light fixtures already installed at the time this article is adopted.
- 8) Fully Shielded means an outdoor luminaire constructed so that in its installed position, all of the light emitted from the light fixture is projected below the horizontal plane passing through the lowest light-emitting part of the fixture. *Exhibit 4 of Section 18-240 provides examples of properly shielded light fixtures.*
- 9) Glare means visual discomfort or impairment caused by a bright source of light in a direction near one's line of sight.
- 10) Greenhouse means any building that is constructed of glass, plastic, or other transparent material in which plants are grown under climate-controlled conditions and includes hoop houses and other similar structures.
- 11) Illuminance means the intensity of light in a specified direction measured at a specific point.
- 12) Light source means a light emitting portion of the luminaire and any diffusing elements and surfaces intended to reflect or refract light emitted from the lamp individually or collectively, for example, a lamp, bulb, lens, highly reflective surface, or frosted glass.
- 13) Light pollution means the unintended, adverse and /or obtrusive effect of the use of outdoor light at night.
- 14) Light trespass means light emitted from fixtures designed or installed in a manner that unreasonably causes light to fall on a property other than the one where the light is installed, in a motor vehicle drivers' eyes, or upwards toward the sky. If the light source is visible from another property or the public roadway, the light is creating light trespass. It is expected that the illumination produced by a light source may be viewed from other properties but the light source itself should not be visible from other properties. *Exhibit 3 of Section 18-240 is a sample educational illustration about light trespass.*

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- 15) Lumen means the unit of measurement used to quantify the amount of light produced by a bulb or emitted from a light source. Lumen values are typically provided on lighting manufacturer packaging or data sheets. For the purposes of this article, unless otherwise stated, the lumen output values shall be the initial lumen output ratings as defined by the manufacturer, multiplied by the lamp efficiency. Lamp efficiency of 95% shall be used for all solid-state lamps and 80% for all other lamps, unless an alternate efficiency rating is supplied by the manufacturer.
- 16) Lumens per Net Acre means the total outdoor light output, as defined in this article, divided by the number of acres, or part of an acre with outdoor illumination. Undeveloped, non-illuminated portions of the property may not be included in the net acreage calculation.
- 17) Luminaire means a complete lighting assembly or lighting fixture, consisting of a lamp, housing, optic(s), and other structural elements, but not including any mounting pole or surface.
- 18) Luminance is a measure of light emitted by or from a surface.
- 19) Nit is the standard unit of measure of luminance used for internally illuminated signs, digital signs, or electronic message displays
- 20) Nonconforming means not conforming to the current ordinance.
- 21) Nonconforming outdoor lighting is lighting that was legally installed before the enactment of this article, that does not conform with the standards set forth in this article.
- 22) Outdoor Lighting means temporary or permanent lighting that is installed, located, or used in such a manner to cause light rays to shine outdoors.
 - a) Nonresidential fixtures that are installed indoors that cause light rays to shine outside are considered outdoor lighting for the intent of this article. *See Exhibit 1 of Section 18-240 for an illustration of this type of situation.*
 - b) Residential fixtures installed indoors generating more than 3,800 lumens (approximately equal to a 300-watt incandescent bulb) that cause light to shine outside are also considered outdoor lighting for the intent of this article. All of the lighting that illuminates the translucent portion of a greenhouse or solarium, including roofing material, is considered outdoor lighting for the intent of this article. *Exhibit 1 of Section 18-240 illustrates an example of indoor/outdoor lighting.*
- 23) Private lighting means outdoor light fixtures that are owned or leased or operated or maintained or controlled by individual persons, including but not limited to families, partnerships, corporations, and other entities engaged in the conduct of business or other non- governmental activities.
- 24) Public lighting means outdoor light fixtures that are owned or leased or operated or maintained or controlled by the City or other governmental entity or entities completely or partly funded by grants obtained by the City or its agents from federal, state or private sources. The light fixtures are normally located on, but are not limited to, streets, highways,

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

alleys, easements, parking lots, parks, playing fields, schools, institutions of higher learning, and meeting places.

- 25) Sag-lens or drop-lens fixture means a fixture, typically seen on older streetlights or parking lot lights, where the lens extends below the lowest opaque part of the fixture such that light is scattered above the horizontal plane.
- 26) Shielding is made of Opaque material through which light does not escape.
- 27) Temporary lighting means non-permanent lighting installations installed and operated for a duration not to exceed thirty (30) days.
- 28) Total outdoor light output means the total amount of light, measured in lumens, from all outdoor light fixtures within the illuminated area of a property. The lumen value to be used in the calculation is the lumen value as defined in this article. To compute the total, add the lumen outputs attributed to each light fixture together.
- 29) Warranting – is the process used by the City of Alpine to determine whether lighting is required. Such warranting process shall not assume the need for any lighting nor for continuous lighting unless conditions warrant the need. Lighting shall only be installed where warranted.

Sec. 18-233. – Existing outdoor light fixtures.

- 1) All **nonconforming existing outdoor lighting** that was legally installed before the enactment of this article, that does not conform with the standards specified by this article shall be considered nonconforming. Nonconforming outdoor lighting will be required to be replaced within five (5) years pursuant to the terms of this article.
- 2) If more than fifty percent (50%) of the total appraised value of a structure (as determined from the records of the county's appraisal district), has been destroyed, the nonconforming status expires, and the structure's previously nonconforming outdoor lighting must be removed and may only be replaced in conformity with the standards of this article.
- 3) Existing outdoor light fixtures that are Nonconforming shall be brought into conformance with this article as follows:
 - a) Nonresidential Application. All existing outdoor lighting located on a subject property that is part of an application for a rezoning application, conditional use permit, subdivision approval, or a building permit for a major addition is required to be brought into conformance with this article before final inspection, issuance of a certificate of occupancy, or final plat recordation, when applicable.
 - i) For the following permits issued by the City, the applicant shall have a maximum of 90 days from date of permit issuance to bring the lighting into conformance: site development permit, sign permit for an externally or internally illuminated outdoor sign, initial alcoholic beverage permit, initial food establishment permit, and on-site sewage facility permit.
 - b) Residential addition or remodel. Nothing herein shall be construed to terminate a residential property's nonconforming status as a result of an addition or remodel. However, all outdoor residential lighting that is affixed to a construction project

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

requiring a building permit is required to conform the standards established by this ordinance.

- 4) Any currently “grandfathered” or lighting allowed by a variance, will be subject to this Outdoor Lighting Ordinance in 5 years unless a trigger causes it to be subject to the ordinance at an earlier date.

5) Additions, Modifications or Alterations:

- a) Major Additions.
 - i) If a major addition occurs on a property, lighting for the entire property shall comply with the requirements of this Code. For purposes of this section, the following are considered to be:
 - (1) Additions of 25 percent or more in terms of additional dwelling units, gross floor area, seating capacity, or parking spaces, either with a single addition or with cumulative additions after the effective date of this Ordinance.
 - b) Single or cumulative additions, modification or replacement of 25 percent or more of installed outdoor lighting luminaires existing as of the effective date of this Ordinance.
 - c) Minor Modifications or Alterations and New Lighting Fixtures for Non-residential and Multiple Dwellings:
 - i) All additions, modifications, or replacement of more than 25 percent of outdoor lighting fixtures existing as of the effective date of this Ordinance shall require the submission of a complete inventory and site plan detailing all existing and any proposed new outdoor lighting.
- 6) Outdoor lighting on any property that is not in conformance with this article shall be brought into conformance with this article **within five (5) years** from the date of adoption of this article.

7) New Uses or Structures or Change of Use.

- a) All new construction and/or new luminaries installed (including replacements for existing fixtures) shall comply after the adoption of this article.
- b) Whenever there is a new use of a property (zoning or variance change), or the use on the property is changed, all outdoor lighting on the property shall be brought into compliance with this Ordinance before the new or changed use commences.
- c) Any new lighting shall meet the requirements of this Ordinance

8) Abandonment of nonconforming.

- a) A nonconforming structure shall be deemed abandoned if the structure remains vacant for a continuous period of **six (6) months**. In that instance, the nonconforming status expires, and the structure’s previously nonconforming outdoor lighting must be removed and may only be replaced in conformity with the standards of this article.
- b) It is unlawful to expand, repair or replace outdoor lighting that was previously nonconforming, but for which the prior nonconforming status has expired, been forfeited, or otherwise abandoned.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- c) Outdoor lighting on any property that is not in conformance with this article shall be brought into conformance with this article within **five (5) years** from the date of adoption of this article.
- d) All new construction and/or new luminaires installed (including replacements for existing fixtures) shall comply after the adoption of this article.

9) Amortization:

- a) On or before **[amortization date -phase out]**, all outdoor lighting shall comply with this Code
- b) **Amortization Extension.**
 - i) Residential property owners may make a request to the City for an amortization extension of up to a maximum of ten (10) years from the date a nonconforming fixture was installed provided that the fixture was compliant with existing City ordinances at the time it was installed, and that date of installation can be substantiated via documents, date stamped photographs, etc. or, at the prerogative of the City Manager, corroborative written statements.
- c) **Amortization (phase out)** extensions to the date at which outdoor lighting shall conform with this article shall be on a per fixture basis with the following requirements:
 - i) The light fixture must be documented to cost at least \$100 when originally purchased.
 - ii) The fixture cannot be brought into compliance by changing the bulb or lighting element or installing shielding.
 - iii) If the bulbs or other lighting elements of the fixture require replacement during the amortization period, the replacement bulbs or lighting elements shall not be rated in excess of 2700 Kelvin.

Sec. 18-234. - General Provisions

1) Shielding

- a) Unless exempted elsewhere in this article, all outdoor lighting shall be fully shielded.
- b) When the light source is on and is visible from a distance of four (4) times or more than the mounting height of the fixture, it is nonconforming.
- c) New streetlights shall be full cutoff fixtures (fully shielded) of approved historical design, utilizing a minimum output consistent with the safety of drivers and pedestrians.
- d) Mounting height or topography or proximity to other properties may cause public or private outdoor light fixtures to require additional shielding to prevent glare or an unsafe condition on properties other than the one on which it is installed.
- e) All of the lighting that illuminates the translucent portion of a greenhouse or solarium must be shielded so that no direct light shines outside of the structure and no more than 4% of the reflected or refracted illumination is allowed to escape outside the structure.
- f) Outdoor light fixtures with a maximum output of 200 lumens per fixture, regardless of the number of bulbs, may be left unshielded provided the source of the light is not

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

visible from any other property and the fixture conforms to all other stipulations of this article. The output from these fixtures shall not exceed 10% of the lumens per net acre allowed by this article.

g) *See examples in Section 18-240 Exhibit 4*

2) Light trespass is prohibited. No luminaire installed within City limits, except government owned streetlights, shall create conditions of light trespass.

- a) Government owned streetlights may only create light trespass below it within one hundred (100) feet of its installed location.
- b) All outdoor lighting except government owned street lighting shall be shielded so that the light source shall not be visible from any other property.
- c) Light trespass means light emitted from fixtures designed or installed in a manner that unreasonably causes light to fall on a property other than the one where the light is installed, in a motor vehicle drivers' eyes, or upwards toward the sky.
- d) If the light source is visible from another property or the public roadway, the light is creating light trespass.
- e) It is expected that the illumination produced by a light source may be viewed from other properties but the light source itself should not be visible from other properties.
- f) Upon receiving a complaint of light trespass from an owner or occupant, the city will evaluate the complaint. Where light trespass is found to occur, the city will take appropriate steps to eliminate or minimize the unwanted light emanating from a light on city property, or from private lighting. If a violation is found to occur the offender may switch to a lower wattage bulb or convert to FCO fixtures to become compliant.
- g) *Exhibit 3 of Section 18-240 is a sample educational illustration about light trespass.*

3) Outdoor Sports Facilities.

- a) Lighting at public and private outdoor sports facilities, including but not limited to playing fields, arenas, tracks, and swimming pools, will be shielded to the greatest practical extent to reduce glare, safety hazards, light trespass, and light pollution.
- b) Lighting will provide levels of illuminance that are adjustable according to task, allowing for illuminating levels not to exceed nationally recognized Illuminating Engineering Society of North America (IESNA) standards according to the appropriate class of play, as well as for lower output during other times, such as when field maintenance is being actively performed; and
- c) Lighting shall be provided exclusively for illumination of the surface of play and adjacent viewing stands, and not for any other application, such as lighting a parking lot; and
- d) Lighting must be extinguished by 11:00 p.m. or within one (1) hour of the end of active play. The outdoor sports facility lighting shall be fitted with mechanical or electronic timers to prevent lights from being left on accidentally overnight.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- e) Outdoor sports facility lighting will be exempted from the other regulations of this article if its design and installation, as certified by a professional engineer (PE) licensed in the state of Texas, adheres to the version of the International Dark-Sky Association's Criteria for Community-Friendly Outdoor Sports Lighting operative at the time when the construction permit is submitted to the City for review.

4) Towers.

- a) No lighting of towers and associated facilities is allowed, except by permit, and except as required by the Federal Aviation Administration or other federal or state agency.
- b) In coordination with the applicable federal or state agency, the applicant shall determine the maximum height of the tower that would not require lighting.
- c) If a proposed tower would require lighting, the applicant shall demonstrate that a tower height that requires lighting is necessary.
- d) Such justification shall include documentation showing:
 - e) Coverage limitations.
 - f) Type of system (e.g., cellular, radio, television).
 - g) Technical and engineering details of the lighting to be installed; and
 - h) Requirements of federal, state, and local agencies.
- i) If a tower height that requires lighting is justified, the applicant shall demonstrate how the lighting will be shielded from the ground.
- j) Shielding of tower lighting onto nearby properties shall be installed as part of construction of the tower.
- k) If lighting is justified, slowly blinking red lights must be used at night.
- l) White strobe lights at night are prohibited (this needs clarification if ok to use during the daylight hours)
- m) *All outdoor lighting fixtures shall be full cutoff fixtures (see Exhibit 3 of section 18-240).*

5) Streetlighting

- a) New streetlights shall be full cutoff fixtures of approved historical design, utilizing a minimum output consistent with the safety of drivers and pedestrians.
- b) Sag-lens or drop lens fixtures are prohibited.
- c) Streetlights and private lighting shall be allowed to shine on adjacent property in the absence of a complaint of light trespass by an owner or occupant.
- d) Light trespass means light emitted from fixtures designed or installed in a manner that unreasonably causes light to fall on a property other than the one where the light is installed, in a motor vehicle drivers' eyes, or upwards toward the sky. If the light source from another property or the public roadway, the light is creating light trespass. It is expected that the illumination produced by a light source may be viewed from other properties but the light source itself should not be visible from other properties. Exhibit 3 of Section 18-240 is a sample educational illustration about light trespass.
- e) Upon receiving a complaint of light trespass from an owner or occupant, the city will evaluate the complaint. Where light trespass is found to occur, the city will take

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

appropriate steps to eliminate or minimize the unwanted light emanating from a light on city property, or from private lighting. If a violation is found to occur the offender may switch to a lower wattage bulb or convert to FCO fixtures to become compliant.

- f) In the interest of conserving energy and protecting the environment, mercury vapor fixtures are prohibited.

6) Color Temperature.

- a) The correlated color temperature (CCT) of luminaries shall not exceed 2700 Kelvins.
- b) Luminaries rated below 2500 Kelvin are encouraged for better nighttime visibility.

7) Service Station Canopies and other building overhangs.

- a) All luminaires mounted on or recessed into the lower surface of service station canopies or other overhangs shall be fully shielded and utilize only flat lenses or windows.
- b) Shielding must be provided by the luminaire itself, and not by surrounding structures such as canopy edges.
- c) Light directed on service station pumps may be angled to illuminate the pump to the level of federal standards and to shield the light from normal view.

8) General curfew.

- a) In all nonresidential zones,
- b) All privately owned exterior lighting not adaptively controlled shall be extinguished by 11:00 p.m. or within one (1) hour of the end of normal business hours, whichever occurs later.
- c) Exterior lighting with adaptive controls shall reduce lighting to 25% or less of the total outdoor light output allowed by 11:00 p.m. or within one (1) hour of the end of normal business hours, whichever occurs later. Adaptive controls may be used to activate lights and resume normal light output when motion is detected and be reduced back to 25% or less of total outdoor light output allowed within 5 minutes after activation has ceased, and the light shall not be triggered by activity off property.
- d) Businesses whose normal operating hours are (24) twenty-four hours per day are exempt from this provision.
- e) All publicly owned lighting not adaptively controlled must be fully extinguished by 11:00 p.m., or within one (1) hour of the end of occupancy of the structure or area to be lit, whichever is later.
- f) All outdoor lighting is encouraged to be turned off when no one is present to use the light.

9) Lumen Caps.

- a) The lumen per net acre value is an upper limit and not a design goal; design goals should be the lowest level that meets the requirement of the task.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- b) Lumen per net acre values exclude governmental owned streetlights used for illumination of public rights-of-way and outdoor recreation facilities.
- c) Nonresidential Property. Total outdoor light output installed on any nonresidential property shall not exceed **50,000** lumens per net acre in any contiguous illuminated area.
- d) Residential Property. Total outdoor light output installed on any residential property shall not exceed **25,000** lumens per net acre in any contiguous illuminated area.

10) Adaptive Controls.

- a) All new publicly owned lights, including streetlights, will incorporate adaptive controls (e.g., timers, motion-sensors, and light-sensitive switches) to actively regulate the emission of light from light fixtures such that the lighting of areas is restricted to times, places and amounts required for safe occupancy.

11) Flagpoles.

- a) Property owners are encouraged to not illuminate flagpoles at night, but rather to hoist flags after dawn and lower flags before sunset.
- b) If flags are illuminated at night, lighting is permitted with the following conditions:
 - i) Flagpoles with a height greater than 20 feet above ground level shall be illuminated only from above. The total light output from any luminaire mounted on top of or above a flagpole shall not exceed 800 lumens.
 - ii) Flagpoles with a height equal to or less than twenty (20) feet above ground level may be illuminated from below with up to two (2) spotlight type luminaires emitting no more than 1,000 lumens, utilizing shields to reduce glare and prevent excessive light from shining around the intended target of illumination (the flag).
 - iii) **Luminaires are to be mounted so that their lenses are perpendicular to the flagpole and the light output points directly toward the flag(s).**

12) Prohibitions.

- a) The use of the following types of outdoor lighting are prohibited, except as specifically exempted here or elsewhere in this article.
- b) Sag-lens or drop lens fixtures are prohibited. Sag-lens or drop-lens fixture means a fixture, typically seen on older streetlights or parking lot lights, where the lens extends below the lowest opaque part of the fixture such that light is scattered above the horizontal plane.
- c) Any luminaire that uses mercury vapor lamps is prohibited.
- d) Searchlights, skybeams, and similar lighting, except as required by emergency response personnel during emergency conditions.
- e) Any light that dynamically varies its output by intermittently fading, flashing, blinking, or rotating. This type of lighting includes strobe lighting.
- f) **Light Trespass is prohibited. Refer to General Provisions.**

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

13) Warranting.

- a) New installations of outdoor lighting will only be installed on public properties and right-of-way upon determination by the City Manager that a public safety hazard exists in the area to be lit, and that the hazard can only be effectively mitigated through the use of outdoor lighting and not through some other passive means, such as reflectorized roadway paint or markers.

Section 18-235 has been omitted and the section number reserved for future use. The former section was named "Maximum maintained levels of illuminance required or permitted at specific facilities" and was no longer required because enacting lumen caps, luminaire prohibitions and shielding requirements resolved problems administering the former section.

Sec. 18-236. - Plan Submission and Compliance Review.

- 1) Any individual applying for a compliance review or building permit under this article intending to install new outdoor lighting or update existing outdoor lighting shall file a lighting plan with the City.
- 2) A lighting plan shall be filed at the same time as any other plans required by the City. The individual may obtain from City staff a document that lists all of the items that comprise a proper and complete outdoor lighting submittal.
- 3) The submittal shall contain, but not necessarily be limited to the following:
 - a) Plans must indicate
 - i) the number and location on the premises of proposed and existing light fixtures, the type of light fixture (the manufacturer's order number), the lamp type, Kelvin rating, initial lumens produced, the mounting height for each fixture, adaptive controls, building elevations for any structure whose interior lighting is defined as outdoor lighting per this article and the manufacturer's specification sheet for each light fixture.
 - ii) The number of acres or part of an acre that is to be illuminated contiguously, the square footage of the footprint for each structure within the area to be illuminated; and
 - iii) Any other evidence that the proposed installation will comply with this ordinance.
 - b) Compliance Review.
 - i) The lighting plan shall be reviewed by the City building official to determine compliance with this article, taking into account all factors, including but not limited to, levels of illuminance, luminance, glare, safety hazards, light trespass, and light pollution.
 - ii) The building official may seek input from community members knowledgeable about outdoor lighting during the review process.
 - iii) The building official shall approve or reject the plan within 30 days of submission, returning it to the applicant with an explanation.
 - iv) The applicant shall not move forward with the outdoor lighting project until the lighting plan is approved.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- v) After the lighting plan is approved, no substitutions may be made for approved light fixtures without re-submitting the plan for review with the substitutions.

Sec. 18-237. - Exemptions, temporary permitting, amendments, enforcement, civil remedies and public nuisance.

1) This article shall not apply to the following:

- a) Decorative holiday lighting from November 15 through the next January 15 during the hours of 6:00 a.m. to 11:00 p.m. each day, except that flashing holiday lights are prohibited on nonresidential properties. Holiday lights may be illuminated one additional seven (7) day period per calendar year.
- b) String, festoon, bistro, and similar lighting, provided that the emission of no individual lamp exceeds fifty (50) lumens, and no installation of such lighting exceeds, in the aggregate, six thousand (6,000) lumens. These lights must be rated at or below 2700 Kelvin.
- c) Underwater lighting of swimming pools and similar water features.
- d) Lighting required by law to be installed on surface vehicles and aircraft.
- e) Airport lighting required by law.
- f) Lighting required by federal or state laws or regulations.
- g) Temporary emergency lighting needed by law enforcement, fire and other emergency services as well as building egress lighting whose electric power is provided by either battery or generator.
- h) Lighting employed during emergency repairs of roads and utilities provided such lighting is deployed, positioned and aimed such that the resulting glare is not directed toward any roadway or highway or residence.
- i) Temporary lighting, other than security lighting, at construction projects provided such lighting is deployed, positioned and aimed such that the resulting glare is not directed toward any roadway or highway or residence.
- j) Governmental facilities where compelling needs are demonstrated.
- k) Temporary lighting, permitted in this article, for theatrical, television, performance areas, or events provided such lighting is deployed, positioned and aimed such that the resulting glare is not directed toward any roadway or highway or residence.

2) Temporary Permitting.

- a) Lighting such as that needed for theatrical, television, performance areas, or events may be allowed by temporary exemption.
- b) Temporary lighting that does not conform to the provisions of this article may be approved at the discretion City Council or the City Manager subject to submission of an acceptable Temporary Outdoor Lighting Permit.
- c) Permit term and renewal.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- i) Permits issued shall be valid for no more than seven (7) calendar days and subject to no more than one renewal, at the discretion of City Manager, for an additional seven (7) calendar days.
 - d) Conversion to a permanent status.
 - i) Any lighting allowed by Temporary Outdoor Lighting Permit that remains installed after fourteen (14) calendar days from the issue date of the permit is declared permanent and is immediately subject to all of the provisions of this article.
 - e) Permit contents.
 - i) A request for a Temporary Outdoor Lighting Permit for a temporary exemption to any provision of this article must list the specific exemption requested and the start and end date of the exemption. Search lights, skybeams and similar lighting will not be allowed. The City may ask for any additional information which would enable a reasonable evaluation of the request for temporary exemption.
- 3) Amendment.**
- a) This article may be amended from time to time as local conditions change, and as changes occur in the recommendations of nationally recognized organizations such as the Illuminating Engineering Society of North America and the International Dark-Sky Association, if the council wishes to do so.
- 4) Enforcement.**
- a) It will be the responsibility of the City to publish this article in the newspaper of record and to disseminate the ordinance [this article] by other appropriate means; to publish information about the ordinance on the City website; and, as time permits, to inform owners of noncompliant lighting of these provisions.
 - b) The City Manager is authorized to promulgate one or more interpretive documents to aid in the administration of, and compliance with, this article. Such interpretive documents, with examples such as Exhibits 1, 2, 3 and 4 of Section 18-240, shall be educational only and shall not constitute regulations, amendments, or exceptions.
- 5) Violations.**
- a) It shall be unlawful to install or operate any outdoor lighting luminaire in violation of any provision of this article.
 - b) Any person violating any provision of this article shall be guilty of a class A misdemeanor and may also be subject to suit for injunctive relief.
 - c) Each and every day during which the illegal erection, maintenance and use of such nonconforming lighting continues shall be considered to constitute a separate offense.
 - d) Any owner who fails to comply with these provisions may be issued a warning notice.
 - e) The owner of the noncompliant lighting must, within 30 days from the issuance of such warning notice, submit a lighting plan as defined in Sec. 18-236 to come into compliance with this article.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- f) Any owner who further fails to comply after 60 days from the issuance of such warning notice may be subject to criminal and civil penalties including a fine of \$50.00 for each day of noncompliance, unless the City Council grants a waiver of the fine.

6) Civil remedies.

- a) Nothing in this article shall be construed as limiting the right of any person or entity to pursue legal action against any other person or entity under any applicable law, including the doctrine of light trespass.

7) Public nuisance.

- a) Any violation of this article that results in light trespass or an unreasonable interference with the common and usual use of neighboring property is hereby declared to be a public nuisance, which is prohibited by this article.

Cross reference— Streets, sidewalks, and other public places, Ch. 86.

Sec. 18-238. - Notification. All building permit applicants will be notified of the City outdoor lighting ordinance [this article].

Sec. 18-239. - Sign illumination.

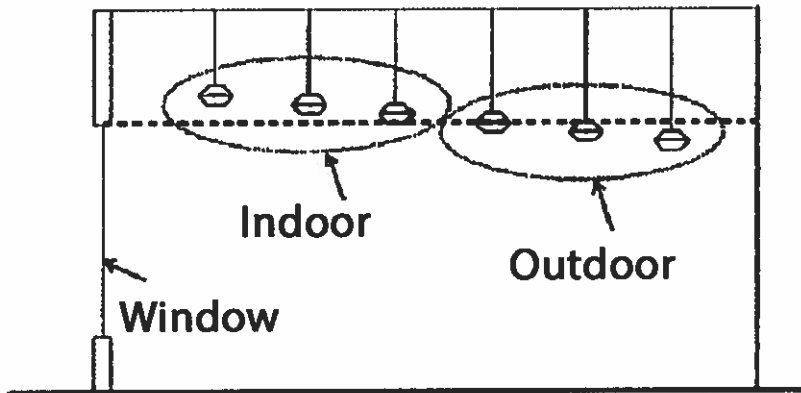
- 1) All permanent signs may be non-illuminated, illuminated by internal, internal indirect (halo), or lit by external indirect illumination, unless otherwise specified. All illuminated signs shall be extinguished at 11:00 p.m. or within one (1) hour of the end of normal business hours, whichever occurs later. All sign illumination must comply with the correlated color temperature (CCT) requirements of this article.
- 2) ~~All permanent signs may be non-illuminated or externally illuminated signs shall be lit only from the top of the sign, with fully shielded luminaires designed and installed to prevent light from spilling beyond the physical edges of the sign.~~
- 3) Top-down lighting. Externally illuminated signs shall be lit only from the top of the sign, with fully shielded luminaires designed and installed to prevent light from spilling beyond the physical edges of the sign.
- 4) Outdoor internally illuminated signs (whether free standing or building mounted) shall be subject to all the following requirements:
 - a) The sign must be constructed with an opaque background and translucent letters and symbols or with a colored background and lighter letters and symbols. *See Exhibit 5 of Section 18-240 for examples.*
 - b) The internally illuminated portion of the sign cannot be white, cream, off-white, light tan, yellow or any light color unless it is part of a registered logo that does not have an alternate version with dark tones. Light tone colors such as white, cream, off-white, light tan, yellow or any light color are permitted in the logo only, provided that such colors in the logo shall represent not more than 33% of the total sign area permitted.
 - c) The internal illumination, between sunset and sunrise, is to be the lowest intensity needed to allow the sign to be visible for up to 1/2 mile from its installation and shall not exceed 100 nits.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

- 5) Size limit. The luminous surface area of an individual sign shall not exceed 200 square feet.
- 6) Electronic message displays.
 - a) Electronic message displays are discouraged and shall comply with outdoor lighting curfews stipulated in this ordinance. Messages appearing on electronic displays shall not be displayed for less than (30) seconds and shall require no longer than 0.25 seconds to transition from one message to another. Moving and/or flashing text or images are prohibited.
- 7) Permitted location.
 - a) Off-premises signs shall not be placed within one thousand (1,000) feet of another off-premises sign on the same side of an arterial street or highway, regardless of face orientation, or within one thousand (1,000) feet of a residential area.
- 8) *Refer to Exhibit 5. Internally Illuminated Signs.*

Sec. 18-240. – Exhibits.

Exhibit 1. Indoor/outdoor lighting.



- 1) Elevation view showing an example of a nonresidential application of indoor lighting, labeled "Outdoor", which is will be subject to this article.
- 2) The example presumes the structure in question is not elevated such that any of the luminaires labeled "Indoor" may be seen from any other property.
- 3) If the structure is elevated such that the luminaires labeled "Indoor" are visible from another property then, they are actually "outdoor lighting" and subject to this article.
- 4) All luminaries under skylights or other translucent roofing materials are subject to this article just as the fixtures behind the window are in this example.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

Sec. 18-240. – Exhibits.

Exhibit 2. An illustration of best outdoor lighting practices.



- 1) Light fixtures/luminaires with no shielding waste light into the sky.
- 2) Use shielding to reclaim wasted light and direct it to the area to be lit.
- 3) Lower the correlated color temperature (CCT) from “cool” white light to “warm” white.
- 4) Lower the intensity to provide as much light as needed for the application, but no more.
- 5) Use adaptive controls, e.g., timers, half-night photocells, motion sensors, etc., to limit the hours the light is in use.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

Sec. 18-240. – Exhibits.

Exhibit 3. Light Trespass



- 1) Light trespass means light emitted from fixtures designed or installed in a manner that unreasonably causes light to fall on a property other than the one where the light is installed, in a motor vehicle drivers' eyes, or upwards toward the sky.
- 2) If the light source is visible from another property or the public roadway, the light is creating light trespass.
- 3) It is expected that the illumination produced by a light source may be viewed from other properties but the light source itself should not be visible from other properties.
- 4) Upon receiving a complaint of light trespass from an owner or occupant, the city will evaluate the complaint.
- 5) Where light trespass is found to occur, the city will take appropriate steps to eliminate or minimize the unwanted light emanating from a light on city property, or from private lighting.
- 6) If a violation is found to occur the offender may switch to a lower wattage bulb or convert to FCO fixtures to become compliant.

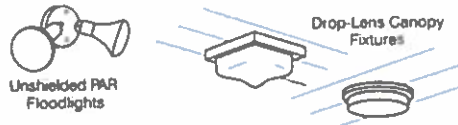
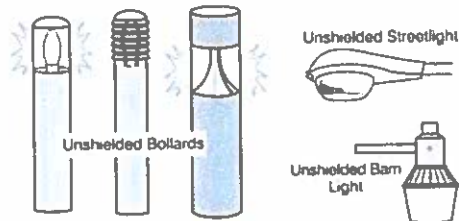
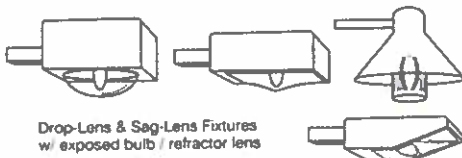
Sec. 18-240. – Exhibits.

Exhibit 4. Unacceptable Fixtures and Acceptable Fixtures - Note the presence or absence of shielding, the purposeful design and the direction the light is intended to shine towards.

Examples of Acceptable / Unacceptable Lighting Fixtures

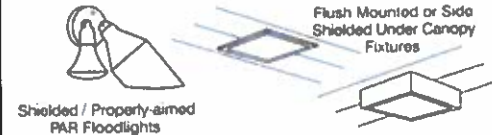
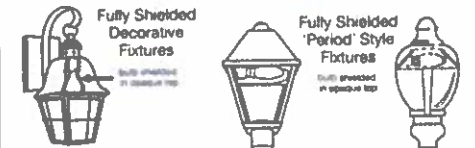
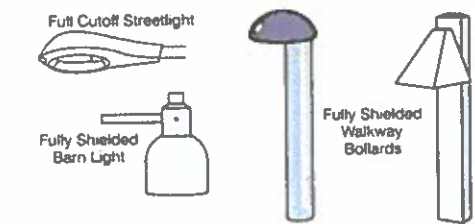
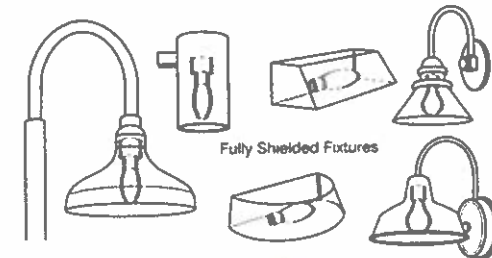
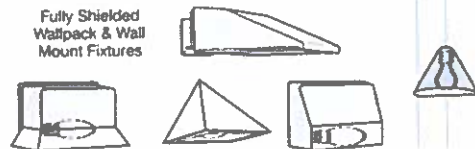
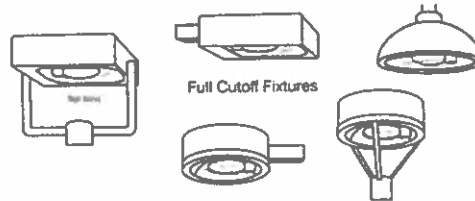
Unacceptable / Discouraged

Fixtures that produce glare and light trespass



Acceptable

Fixtures that shield the light source to minimize glare and light trespass and to facilitate better vision at night









Illustrations by Bob Crelin © 2005. Rendered for the Town of Southampton, NY. Used with permission.

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

Sec. 18-240. – Exhibits.

Exhibit 5. Internally Illuminated Signs.

Light Background <input type="checkbox"/>	Colored Background <input checked="" type="checkbox"/>	Opaque Background <input checked="" type="checkbox"/>
		
		

Secs. 18-241—18-250. - Reserved.

AN ORDINANCE TO IMPROVE OUTDOOR LIGHTING

City of Alpine, Texas

Proposed changes to the City of Alpine lighting ordinance adopted in 2000 are designed to benefit residents and businesses in Alpine by constituting better nighttime visibility, public safety, energy efficiency, and preservation of the natural night environment to promote tourism. Please refer to [this article] for the complete Outdoor Lighting Ordinance. To reduce the economic impact to the community a Dark Sky Fund that is funded by private and public donations has been created.

The goal is not to turn off lights at night but direct it to where it is wanted and prevent it from being wasted offsite, off property, or into the night sky.

City of Alpine Workshop #3 Reviewing the Outdoor Lighting Ordinance April 8, 2021 10:00 AM Via Zoom



See Better & Be Safer
Be a Good Neighbor
Build the Economy
Save Money
Protect Health and Habitat
Protect our Night Sky Heritage



THANK YOU!

- Laura Gold
- WestTexasFriendsOftheNightSky@gmail.com
- West Texas Friends of the Night Sky
- <http://wtfriendsofthenightsky.org/>
- Chloe Crumley
- Community Engagement Coordinator, TX and OK
- National Parks Conservation Association
- P: (512) 866-3200 M: (713) 702-0767
- Email: ccrumly@npca.org Web: npca.org
- Topic: HB 4305 and SB 2133 - Allocating HOT funds for dark sky friendly lighting
- McDonald Observatory Dark Skies Initiative
- <http://mcdonaldobservatory.org/darkskies>
- William Wren, Dark Skies Initiative Coordinator
- McDonald Observatory, Fort Davis wwren@utexas.edu
- International Dark Sky Organization
- www.darksky.org

Agenda

April 8, 2021

10:00 AM to 11:00 AM

The purpose of the third Outdoor Lighting Ordinance Workshop (OLO) is to discuss revisions and gather community comments of the proposed OLO and send a final draft to the City.

- Tip: Gather a copy of the Draft available here:
https://www.cityofalpine.com/news_detail_T10_R165.phpheet
- This Zoom Meeting will be recorded by the City and available for future viewing at the City of Alpine's YouTube channel.
- Your input is important, please put questions in the chat box, questions will be addressed during the workshop.
- Thank you for the generosity of numerous volunteers, community groups, members of the public, the Alpine Downtown Association, Big Bend Conservation Alliance, and City staff who generously shared constructive, thoughtful suggestions, information and guidance in development of the proposed ordinance.

Contact information provided.



City Manager
Lark Zimmerman
City Secretary
Cynthia Salas

Mayor
Andrew "Andy" Barron
City Attorney
Sandy Wilson

100 North 13th Street Phone 432-837-3301 Fax 432-837-2044

"To provide quality service to the citizens of Alpine"

FOR IMMEDIATE RELEASE

March 8, 2021

Contact:

Geo Calderon
gcalderon@ci.alpine.tx.us
(432) 837 - 3301 x 1

FINAL OUTDOOR LIGHTING ORDINANCE WORKSHOP

Alpine, Texas: The City of Alpine will conclude its series of Outdoor Lighting Ordinance Workshops, with the final workshop being held on Thursday, April 8, 2021 at 10 A.M. via Zoom video conference. The third and final workshop will provide an opportunity for citizens to give input regarding the draft proposed ordinance before it is considered by the City Council for approval. Meeting login information will be available on the city website prior to the scheduled meeting. The proposed ordinance and other Dark Skies information may be viewed www.cityofalpine.com/darkskies.

###

Workshop #3 Resource Information

CITY OF ALPINE Resources

- Dark Skies Outdoor Lighting Ordinance Workshop Information for all documents
 - https://www.cityofalpine.com/news_detail_T10_R165.php
- Draft Outdoor Lighting Ordinance:
 - <https://www.cityofalpine.com/ARTICLE%20VII%20QLO%20City%20of%20Alpine%20Rev%20March%203%202021.pdf>
- Municode.com Alpine Texas Outdoor Lighting Ordinance (Current)
 - https://library.municode.com/tx/alpine/codes/code_of_ordinances?nodeId=COOR_CH18BUBURE_ARTVIIIOULI
- Executive Summary
 - [Executive Summary https://www.cityofalpine.com/1%20Final%20Executive_Summary_Alpine_Ordinance_wren_200512.docx.pdf](https://www.cityofalpine.com/1%20Final%20Executive_Summary_Alpine_Ordinance_wren_200512.docx.pdf)
- Ordinance Requirements - Outdoor Lighting
 - <https://www.cityofalpine.com/1%20Alpine%20Review%20DSC%20Ordinance%20Requirements%202018.xlsx>
- Lumen Compliance Workbook
 - <https://www.cityofalpine.com/1%20Alpine%20Lumen%20Compliance%20Workbook%20EXAMPLE.xlsx>
- Alpine Lighting Plan Submission Check Sheet
 - <https://www.cityofalpine.com/1%20Alpine%20Lighting%20Plan%20Submission%20Check%20Sheet.pdf>

Article VII Outdoor Lighting Ordinance City of Alpine 03-03-2021

ARTICLE VII. - OUTDOOR LIGHTING(6)

Footnotes:

--- (6) ---

Editor's note— Ord. No. 2010-06-01, adopted Sept. 7, 2010, deleted the former Art. VII, §§ 18-231--18-237, and enacted a new Art. VII as set out herein. The former Art. VII pertained to outdoor lighting and derived from Ord. No. 2000-4-2, §§ 1--7, adopted 5-23-00.

Sec. 18-231. - Title, purpose and scope.

1) The title of this article shall be known and cited as the "Outdoor Lighting Ordinance."

2) The purpose of this article is:

- a) To reduce glare and improve nighttime visibility which contributes to safer, more secure, and attractive outdoor living spaces.
- b) To encourage efficient, controlled lighting that conserves energy.
- c) To make our community a better place to live and work and a more inviting place for tourist to visit.
- d) To protect properties from light trespass.
- e) To preserve our heritage of a clear, dark night sky.
- f) To be mindful of the needs of McDonald Observatory for minimal artificial light at night to conduct ongoing astronomical research; and
- g) To position the City to apply for a designation as an International Dark Sky Community.
- h) To encourage and demonstrate the use of best outdoor lighting practices. *Exhibit 2 of Section 18-240 provides an illustration of best outdoor lighting practices.*

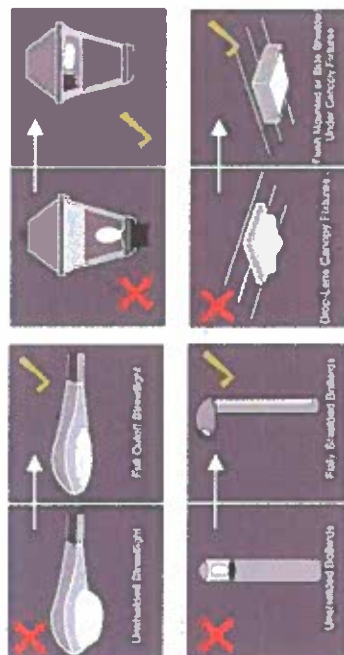
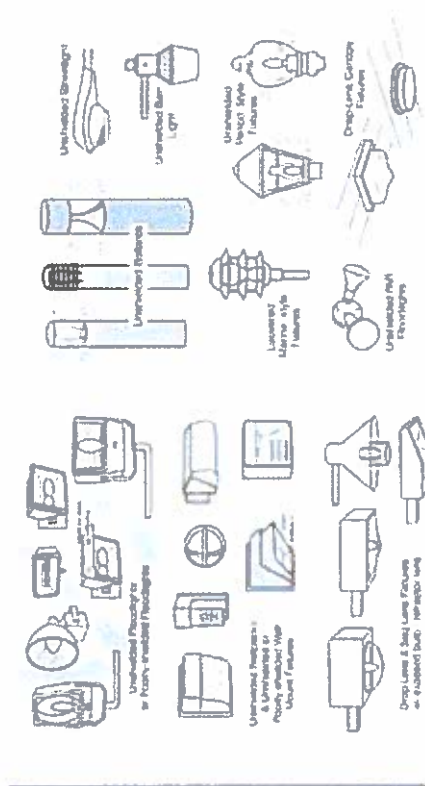
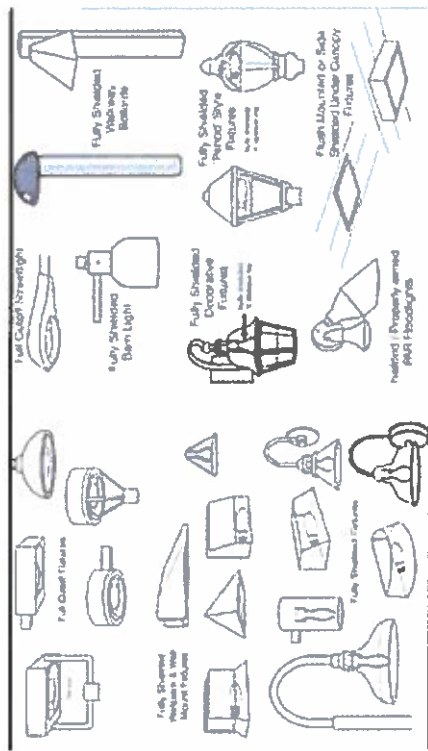
3) Scope (what the State allows)

- a) This article shall apply within the City limits, hereinafter referred to as "City".
- b) Nothing herein shall be construed as preventing or limiting the City from applying this article within the surrounding areas where the City asserts powers of extraterritorial jurisdiction through agreements with property owners, or as a term affixed to a conditional approval (such as a variance).

Sec. 18-232. - Definitions.

The following definitions are hereby adopted for the purposes of this article:

- 1) Adaptive controls mean mechanical or electronic devices, when used in the context of outdoor lighting systems, intended to actively regulate the switching, duration, and/or intensity of light emitted by the outdoor lighting system. Examples of adaptive controls include timers, dimmers and motion-sensing switches.
- 2) Beam of a light fixture means the spatial distribution of the emitted light.
 - a) Floodlight means a light fixture having a wide beam.
 - b) Spotlight means a light fixture having a narrow beam.
 - c) Searchlight means a light fixture with a narrow beam intended to be seen in the sky.
- 3) Candela (cd) means the unit of measurement of the intensity of a point source of light that is approximately equal to one candlepower



Drop-Lens Canopy Fixtures -
Push Mounted or Bolt Mounted
Under Canopy Frame

Drop-Lens Canopy Fixtures -
Push Mounted or Bolt Mounted
Under Canopy Frame

Drop-Lens Canopy Fixtures -
Push Mounted or Bolt Mounted
Under Canopy Frame

Drop-Lens Canopy Fixtures -
Push Mounted or Bolt Mounted
Under Canopy Frame

Drop-Lens Canopy Fixtures -
Push Mounted or Bolt Mounted
Under Canopy Frame

City Staff Update

- Tourism and Visitor Center Updates by Chris Ruggia & Heather Yadon
- Utilities Update by Scott Perry

VISITOR CENTER QUARTERLY REPORT OCTOBER-DECEMBER 2020

Visitor Center Operations- The Alpine Visitor Center currently operates with one fulltime employee, myself, and when I am not in the office there is a variety of information available for guests on the porch and they are encouraged to visit our website visitalpinetx.com. There is also a sign in sheet on the porch that we ask visitors to fill out to let us know they were here. Without being encouraged many people do overlook this or choose not to complete it. Due to several family emergencies, the deep freeze and power outage, scheduled time off and a death in my family I was not at work for extended periods in February and March so the numbers below are very underreported.

I would like to thank all the hotels and short-term rentals that get information from me for their guests. I'd particularly like to thank Alpine Bed and Breakfast, Liz Sibley and Heidi Wassermann. They all offer visitors to Alpine lots of brochures and handouts and definitely helped fill the gap.

VISITOR CENTER GUEST COUNTS

MONTH	2021	2020
JANUARY	162	309
FEBRARY	58	XXX
MARCH	269	XXX

I have been at the Visitor Center for just over a year and have only found data from the previous year for January. There are no reports from the previous year for February and March was when the pandemic began and visitors were not tracked for several months.

Alpine Information Request Leads- We have various ways that potential visitors can reach out to us and request information about Alpine. Postcards, website, direct calls, and relocation packets. We have seen a large increase in the number of people requesting information which is a great sign that travel is starting to return to normal.

INFORMATION REQUESTS	
Postcards	448
Website Info Packs	35
Direct Call for Info Packs	3
Relocation Packets	8

Midweek Mercantile and Music Resumes

The Midweek Mercantile and music resumed on Thursday March 4th. After surveying vendors who participated in the fall we determined that Thursday would be a better day to host the event rather than Wednesdays.

This allows us to capitalize on travels who get into town on Thursday evening for a long weekend and kicks off the weekend. It has also proven beneficial in booking entertainment that came from out of town and was able to play at the Mercantile and then another venue in town that weekend.

WEEKLY VENDORS	
March 4 th	9 vendors
March 11 th	10 vendors
March 18 th	12 vendors
March 25 th	13 vendors
April 1 st	10 vendors
April 8 th	13 vendors

One of the biggest changes we have seen in the Spring compared to the fall is more people coming out to enjoy the live music. Because of the ample lawn space people are still able to practice social distancing while listening to the bands. We are also very close to having a local restaurant provide beer and wine concessions.

We would like to give a special thanks to David Kowal _ he is not only a great fan who comes out to hear the music every week, he also took all the wonderful pictures!

Visitor Center Future Plans

Since Earth Day falls on a Thursday this year, we have teamed up with Environmental Services Coordinator Adelina Bell to help host this year's event. We will have activities for the kids and have organizations that focus on the environment and nature there with information and education.

And we are of course excited about the addition that will be going onto the building that will allow us to offer more services to visitors and residents of Alpine!

VISITOR CENTER GUEST COUNTS

MONTH	2021	2020
JANUARY	162	309
FEBRUARY	58	XXX
MARCH	269	XXX

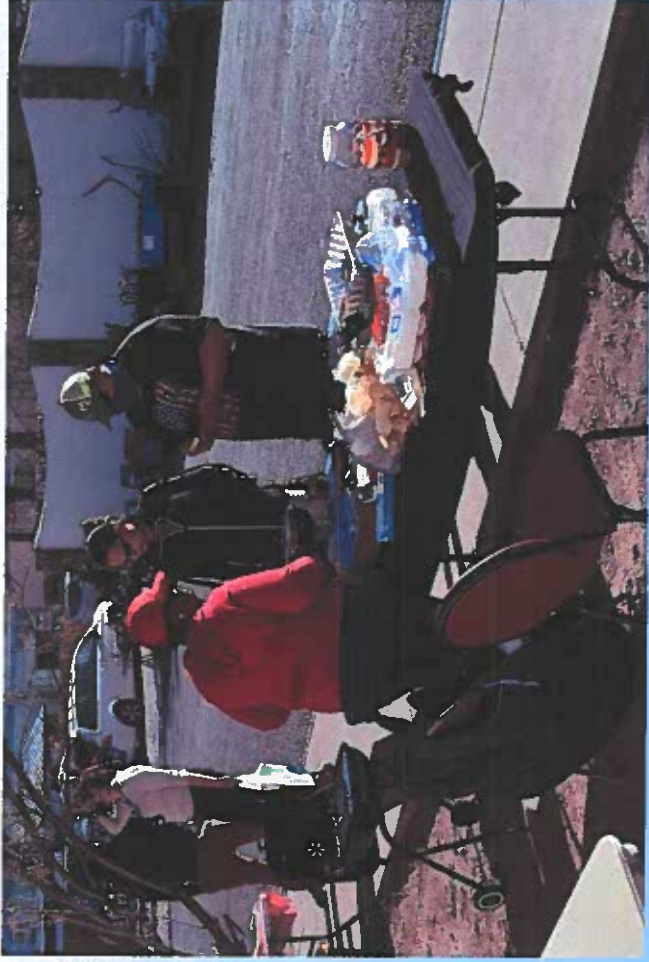
INFORMATION REQUESTS	
Postcards	448
Website Info Packs	35
Direct Call for Info Packs	3
Relocation Packets	8

Midweek Mercantile and Music

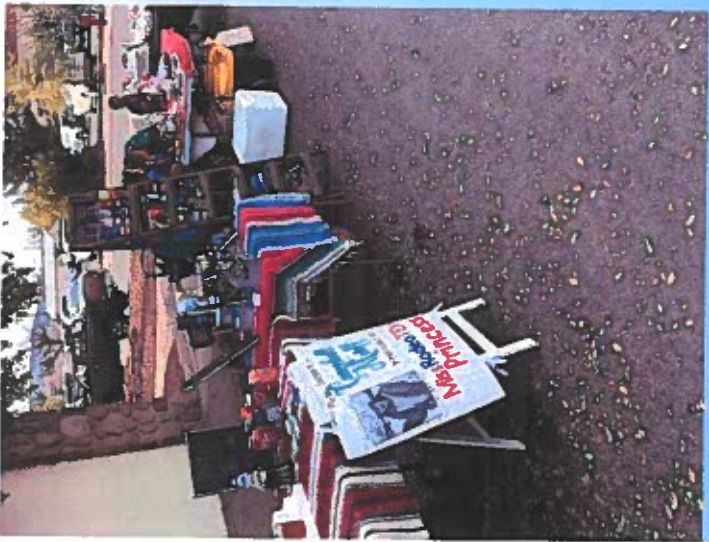


SHOPPING • FOOD • LIVE MUSIC

MIDWEEK MERCANTILE ALPINE TEXAS AND MUSIC

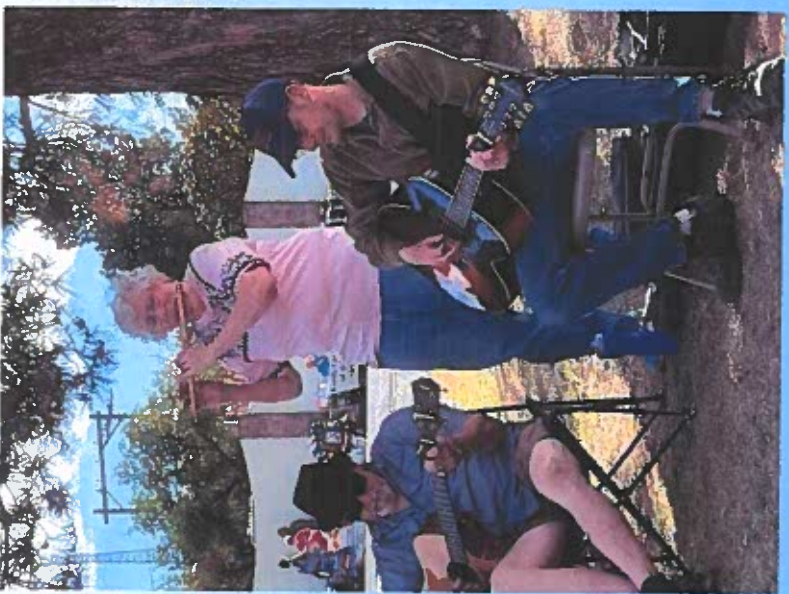
















THURSDAY, APRIL 22, 4-7 pm
VENDORS • KIDS' ACTIVITIES
LIVE MUSIC BY THE SWIFTS

ALPINE TOURISM PROMOTION PLAN: Report for January-March 2021

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 precisely match all of Alpine's hotels and short term rentals. Accordingly, these numbers should be considered as generalizations.

12 months ending December 31 (607 rooms)

Occupancy rate: 50.8% (-6.9% from previous year)

Total Revenue: \$10,442,115 (-21.1% from previous year)

Revenue Per Available Room: \$52.69 (-9.7% from previous year)

3 months ending December 31 (625 rooms)

Occupancy rate: 54% (-4% from Q4 2019)

Total Revenue: \$3,322,538 (-0.8% from Q4 2019)

Revenue Per Available Room: \$57.78 (-4.76% from Q4 2019)

NOTE: All show dramatic improvement year over year from Q3 – most especially Total Revenue

PRINT ADS

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

April - 1/3-page (plus added editorial)

Total cost: \$3,258

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

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

Ride Texas - 18,506 circulation (100,000 readers)

Spring - full-page advertorial (co-op with Marfa)

Total cost: \$565.00

Cost per thousand circulation (full page): \$61.06

Cost per thousand "readers" (full page): \$11.30

Authentic Texas - 30,000 circulation (100,000 readers)

Winter & Spring issues - 1/2 of a co-op full page ad

Total cost: \$1200 each

Cost per thousand circulation (full page): \$80.00

Cost per thousand "readers" (full page): \$24.00

DIGITAL ADS

Alpine Email Newsletters

January - Sent: 4,026 Opened: 940 Clicks: 11 Open Rate: 23.35%

CTR: 2.66%

Total cost: \$1,000

March - Sent: 2,448 Open Rate: 34.64% CTR: 2.12%
Total cost: \$1,000

Google Search Ads - (3 months: January-March) 6,478 impressions with 511 clicks and 9 conversions in 1 ad campaign
Total cost: \$455.04
Cost per thousand impressions: \$70.24
Cost per click: \$0.89

Facebook Ads - (3 months: January-March) 82,878 impressions to 22,353 people with 556 engagements across 4 ad campaigns
Total cost: \$454.99
Cost per thousand impressions: \$5.49
Cost per engagement: \$0.82

SOCIAL MEDIA (3 months: January-March)

Facebook

32,407 followers (+2.97% over last year)
309,216 impressions (-59.86% from last year)
102 posts (-27.95% from last year)
21,497 engagements (comments, shares) (-33.99% from last year)

Instagram

11,117 followers (+22.43% over last year)
60 posts (-6.92% from last year)
17,404 likes (-12.15% from last year)
187 comments (+17.26% over last year)

Twitter

1,550 followers (+8.7% over last year)
71 tweets (-36.15% from last year)
22,735 impressions (-52.94% from last year)
1,115 engagements (likes, retweets) (-47.5% from last year)

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

visitalpinetx.com

13,936 visitors (-13.57% from last year)
39,994 page views (-1.47% from last year)
920 Request Info page visits (6.69% of visitors)
49 visitor information requests (0.34% of visitors)
546 Book Now referrals to hotels (3.73% of visitors)

Mobile App & Web Maps

1,942 visitors (+30.32% over last year)

9,621 page views (+63.49% over last year)
117 iOS downloads (-2.78% from last year)
16 Android downloads (+83.33% over last year)

OTHER ACTIVITIES

Budget and administration:

- Prepare ongoing COVID activity reports and send to Megan
- Give some feedback and input on Visitor Center capital improvements budget for RFP
- Follow up with Marci for final elements of Midweek Mercantile & Music GO TEXAN grant application, receive grant award; contacts with Marci & Megan re: GO TEXAN grant requirements; collect artwork for grant documentation
- Help organize, schedule and facilitate Short Term Rental Procedures workshop with City Admin, Building Office and Tourism
- Continue regular twice-monthly Tourism planning meetings with Erik
- Receive monthly itemized HOT expense and revenue report from Megan
- Present Quarterly report for City Council
- Attend City Leadership team meetings
- Follow up on remaining unsigned HOT grant agreements, get 100% completed
- Provide info to David Hale on Historic Preservation & Restoration HOT category, rules and past funding
- Assist Megan with audit: provide complete HOT expense spreadsheet for 2019-2020, answer questions on specific HOT grant budgets
- Discuss film hotel rebate for HOT budget amendment (additional funds for Free Dead or Alive, plus a balance to offer new productions)
- Review tourism expense invoices as requested by Accounts Payable
- Consult with Marci Tuck re: documentation for COVID Relief Fund reimbursement

Plan and execute promotions:

- **Night Skies** - plan ad campaign with central poster image, work with Night Sky working group to assist in developing website content for campaign landing page, contacts with businesses and community groups re: night sky activities in Alpine
- Contract with photographer Jessica Lutz for "cowboy with face mask" COVID info photograph and photo/video coverage of "Free Dead or Alive" film crew
- **Email newsletters** - January feature on Pete A. and Pete P. Gallego, March feature on SRSU sports, write supporting feature on Midweek Mercantile
- Plan and execute 2-day video shoot with Open Sky Media, negotiate terms of use for b-roll footage
- Begin talks with writer Kerry Laird re: article on Night Sky Friendly lighting
- Prepare and submit entries for Texas Travel Awards (write narratives, compile photography and video)
- Begin branding work on Podcast project, create logo artwork, set up podcast feed, work with Heather on discussion topics, schedule recording and broadcast with KVLFF
- Discussion with Blue Sky Productions re: outlook for future Alpine Visitor Guide (shifting to Brewster County Guide publication with major focus on Alpine)

- Arrange for Austin Monthly online music giveaway materials for RSVP packets and send out call for partners to participate: Alpine stickers & postcards, Alpine & Holland Hotel brochures
- Discussion/Contract with CGI re: renewal of free web video program
- Get information from Texas Travel Alliance, consider participating in online Texas Travel Expo
- Work on Lead Generation ads for Facebook; begin work on required privacy policy for website

Worked with Visitor Center Staff on:

- **Midweek Mercantile & Music (MM&M)** - radio ad scripts, create vendor flyers for print and social media; prepare music budget for all 2020-21 MM&M events, booking musicians (co-host Music Circle April 8); purchase order, design, printing for new banners and posters, send vendor flyer to other event organizers, Facebook ad campaigns, write and distribute press release, create and insert newspaper ads, musician contacts for booking, post live videos from events, work on RFP for beer sales
- Share mailing and email addresses of information request leads for postcards and email newsletters
- Discuss and share vendor info re: walking tour mobile app
- Planning and content creation for new website landing pages
- Provide updated Hancock Hill trail handout
- Request & receive suggestions for stargazing guides to answer visitor request
- Email hotels and Short Term Rentals re: timing for pickup of print materials around Spring Break
- Assist with restaurant hours guide (add City seal and Visit Alpine logo)
- Request additional copies of each issue of Ride Texas magazine
- Edit entry sign with updated Visitor Center safety policies
- Discuss promotion at travel shows and planning for 2021-22 budget
- Plan Earth Day celebration for April 22 MM&M event, make flyers and newspaper ads, reach out to organizations as possible vendors / info displays
- Make new Face Masks Required/Requested signs for business and make them available at Visitor Center
- **Visitor Center capital improvements** - discussions on final budget numbers before presenting to Council
- Work on refresh of Restaurant and Lodging Safety Pledges
- Assist in developing Visitor Center Emergency Procedures (research sample emergency plans, review and copy edit final document written by Heather)
- Planning re: walking tours / mobile app

Media activity:

- **Texas Monthly** - Provide text, multiple photos and video for April print and digital Spring Travel feature
- **YOLO TX** - Coordination on co-op TV feature with Visit Big Bend
- **Big Bend Sentinel** - provide photography for Alpine murals article from Alpine Downtown Association
- **TML Texas Town & City** - write guest article about pandemic response and the Outdoors, submit with multiple landscape photographs
- **Texas CEO** - compile and send photos of downtown murals for feature article
- **Alpine Avalanche** - speak to some hotels and provide information for article on Spring Break visitor traffic

- **KVLF Radio** - provide historical information on Valadez Grocery building for news report on Desert Rose Provisions
- **Texas Town & Country** - write guest article for Tourism issue (*Thinking Outside: Alpine, the Pandemic and the Great Outdoors*)

Design and produce tourism web presence:

- Review Google Analytics monthly, receive and review BookDirect analytics reports
- Coordinate, receive and review draft of new site content for Night Sky landing page
- Plan new site content with Heather Yadon: City Parks, Family Activities, Suggested Itineraries
- Update hotel page and Book Direct listings
- Adjust info request form to remove electronic delivery option
- New photo and placement for #SafeTravels web page
- Update MM&M web page and add home page link, keep music schedule up to date
- Update and add to business listings (Desert Rose Provisions, Antelope Lodge Gift Shop)

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

- **Big Bend Film Commission** - receive report on Austin Film Festival campaign; share info from *Free Dead or Alive* film production debrief; phone meeting with Austin Film Festival re: sponsorship opportunities
- **Artwalk & Wine/Cheese Festival** - confirm postponement of Spring events, inform Visitor Center and other
- **Museum of the Big Bend** - discussion re: City financial support in light of possible new admission fees, request and receive input on Texas Travel Awards entry narrative; print and digital ads for True West and Western Art Collector magazines
- **Kiwanis of Alpine** - confirm tentative plans regarding 2021 July 4 activities; create and share Facebook event for Easter Egg Hunt
- **Big Bend Comic Con** - consult on digital promotions, set up FB ad account for them and build ad campaign
- **Free Dead or Alive** - confer on economic activity of film production, hotel documentation for rebate
- **Lone Star Cowboy Poetry Gathering** - offer info on previously scheduled events as they consider a possible change to their event dates
- **American Legion** - answer Mayor's question (via Marci Tuck) re: possibility of HOT funds for Legion mural (answer: not possible, not on city property)
- **Viva Big Bend** - planning for 2021 event
- **Artwalk** - consult on planning and branding for new Wine & Cheese Festival

Review and authorize HOT promotional expenditures:

- Invoicing for Open Sky Media email newsletter
- Invoicing for YOLO TX startup funds and hotel rooms
- Invoicing for Midweek M&M banners (GO TEXAN grant) and music performances
- Check request for initial lodging rebate for *Free Dead or Alive* film production
- Invoicing for TX Monthly ad and Open Sky email newsletter
- Invoicing for Midweek M&M Avalanche ad and live music (Anthony Ray Wright, Jim Hall)
- Brenda Kissko writing invoice (unpaid from 2019-2020)

- Invoicing for Jessica Lutz photo/video

Oversee all HOT-funded advertising by third parties:

- **Railroad Park Gardens** - assist with reimbursement process, acquire necessary documentation and make check request
- **Artwalk** - invoicing for billboards (before postponement)
- **Museum of the Big Bend** - ad contract with American Fine Art magazine, invoicing for True West and Western Art Collector magazine ads
- **Railroad Park** - follow up on check request for HOT grant

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:

- Frequent contacts with with film production team: assist with locations, filming permissions, various city policies, provide interview for production documentarian, distribute call for extras with negative COVID test; post-filming contact with production team; phone meeting with film producer re: her experience filming in Alpine and promoting to future productions

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

- Attend TACVB Winter Conference (online); my panel presentation cancelled due to moderator's COVID diagnosis
- Review Destination Analyst's latest Travel Sentiment reports
- Listen to *Digital Destination Marketing* episode of DMO University podcast
- Simpleview article and podcast: *Resetting your KPIs for 2021*
- Read Forbes article: *How Destination Marketers Can Leverage Culture And Connectivity To Win The Travelers Of Tomorrow*
- Simpleview podcasts (8): *How To Personalize Your Content*; *Staying up to date with data privacy*; *New Year, New Google Analytics*; *Preparing your Paid Media for 2021*; *Keeping Evergreen Content Alive*; *Hotel Booking Trends & Predictions*; *Taking on TV Streaming*; *DMOs Taking to TikTok*
- Miles Partnership Research Webinar: *The Value of DMOs – Best Practices in Official DMO Websites & Visitor Guides During the COVID-19 Crisis*
- Miles Partnership article: *Reassess Your Audience as They Reexamine You: 3 Tips for Effective Targeting*
(<https://www.milespartnership.com/blog/reassess-your-audience-they-reexamine-you-3-tips-effective-targeting>)
- TTA Webinar: *Rebuilding Tourism Together: The Travel Texas Advertising and Public Relations Road to Recovery*
- Utah Webinar: *The Economics of Dark Sky Communities*
- Future of Tourism Podcast: *Meeting the Consumer How (and Where) They Shop*
- Complete first section of Advanced Google Analytics certification course
- Read *The Last Mile: Taking PR Campaigns Across the Finish Line*
(www.business2community.com)

- Read *Lessons Learned from COVID-19's Impact on Hotel Operations and Employee Engagement* (www.hotelexecutive.com)
- Read *Three Tips for Winning Over Guests in 2021* (lodgingmagazine.com)

Develop and maintain relationships with hotels, restaurants and attractions:

- Send new STR ordinance draft and Council meeting schedule alerts to short term rental and hotels
- Send THLA information to STRs and hotels: TransPecos Banks member offer for Paycheck Protection Program funding; Extreme winter weather tips and strategies
- Coordinate with Taste & See Bakery and Cow Dog re: opening specially for YOLO TX TV shoot
- **Antelope Lodge** - contacts re: power outage, emergency assistance, web listings for gift shop and beer sales
- **Alpine Bed & Breakfast** - meet to tour property; marketing consultation
- **Maverick Inn** - date change for YOLO TX lodging (two rooms comped, three rooms paid)
- **Quarter Circle 7** - discussion about policy/procedures for film lodging rebate program
- **Alpine Studio** - remove Airbnb from hotels web page and Book Direct listing
- Schedule and facilitate hotel zoom meeting re: Safety Pledge, follow up with STRs
- Reach out to participants in Lodging Safety Pledge to determine their interest in continuing with the program (vast majority answered yes)
- **Holiday Inn / Hampton Inn** - meet new sales manager

Develop and maintain relationships with local and regional partners:

- **Sul Ross State University** - coordinate with SRSU Sustainability Council on Hancock Hill trailhead sign, on-trail markers and additional Leave No Trace signage; presentation on tourism panel to Outdoor Recreation class; attend Rep Morales town hall re: University System bill; meet with Jeff Meyer (Music Dept) re: Music Advisory Board activities and ideas for possible tourism collaborations
- **Alpine Animal Services** - create graphics and orient layout for dog bite, pet vaccination and outdoor animal PSAs for online distribution
- **Alpine Downtown Association** - attend February, March and April meetings, zoom session re: night sky lighting communications
- **THLA** - receive Alpine occupancy data from Texas Hotel Factbook
- **West Texas Friends of the Night Sky, McDonald Observatory** - consult regarding content Night Sky website landing page; get agreement from David Hale to distribute night sky friendly lighting handouts with building permit requests; phone and zoom meetings re: communications plan for night sky friendly lighting, attend zoom meeting (*Our Natural Economy: Preserving the night to benefit Texas communities*); phone meeting re: night sky lighting ROI, communications, ordinance, inventory; make introduction to Police Chief for night lighting / safety discussion
- **Big Bend Arts Council** - discuss possible Texas Commission on the Arts Cultural District Projects grant for signage, etc around downtown murals
- **Big Bend Conservation Alliance** - provide tourism data resources for grants, discuss night sky preservation activities, join regional working group, agree to participate on panel discussion re: tourism and COVID; attend Dark Sky Regional Working Group meeting; discuss lighting inventory project with WTFoNS
- **Rio Grande Council of Governments** - discuss tourism initiatives and possible region co-op projects

- **Alpine Parks Board** - Meet with Board President re: parks signage; attend January and February Board meetings; discussion of possible A Mountain trail easements with property owner, Board President, City Manager, etc., discuss night sky activities in City Parks with Board President, City Manager, Police Chief; meeting with Board President and Police Chief re: parks ordinance and public safety; review suggested ordinance updates; discuss possible investments for a designated "Night Sky Park"
- **National Parks Conservation Association** - Emails re: proposed law change allowing HOT funds to be used for night sky friendly lighting infrastructure
- **Alpine Beautification & Environmental Committee** - Multiple calls with David Busey re: functioning of Board and details of Alpine Creek / Kokernot Lodge project
- **American Bird Conservancy** - suggest possibility of Kokernot Lodge project as eligibility for "Bird City Texas" certification
- **Visit Midland** - assist with resources for web copy about BBNP
- **Texas Hotel & Lodging Association** - attend online "Converge on the Capitol" event with state legislators
- **Alpine Historical Association** - discuss development of Hispanic Heritage Tour, attend monthly meeting, contact preliminary steering committee members

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

- **Marfa, Fort Davis, Midland, Odessa, Fort Stockton** - produce full page co-op ad for April & June issues of Texas Highways
- **Visit Big Bend** - report on completed Murphy Street historical sign cooperative project, meeting re: rescheduling for YOLO TX tv crew
- **Marfa** - Ride Texas and Authentic Texas print co-op ads; sponsorship of SXSW-timed online music event with Austin Monthly / Texas Music (provide videos and giveaway stickers, postcards, etc., receive leads from RSVPs and coordinate with drawing prize winner)
- **Fort Davis (and possibly Marfa)** - plan co-op Instagram contest promotion for summer
- **Fort Davis** - negotiate co-op for Birding Sites booklet, expand Alpine content
- **TACVB** - arrange for brochure distribution and lead collection at Dallas Travel & Adventure Show; express interest in same for Oklahoma show

Other tasks as they arise:

- **Murphy Street historical interpretive sign** - create and compile supporting documents for sign permit, sign installed and project complete
- **Hancock Hill trailhead sign** - make minor edits, get competing bids and acquire purchase order, sign and frame ordered and received; contacts with Betsy Evans (SRSU Sustainability) and Kevin Urbanczyk (Trails Alliance) re: on-trail markers and Leave No Trace signs; develop wording and layout, request purchase order for Private Property and Leave No Trace signs
- Email with Rick Stephens re: new property line signage on Hancock Hill
- Distribute COVID mobile test collection flyers via social media, web, and email to higher-risk industries; distribute info on vaccination sites and signup procedures; create spanish version of COVID vaccination graphic with updated survey URL; distribute info of vaccination eligibility and registration
- Very preliminary information gathering for sidewalk inventory street map
- **Texas Music Friendly Community program** - review new COVID relief act, determine that Alpine venues are not eligible for Shut Venues grants; preliminary ideas for possible online

Music Festival; phone meeting with Texas Music Office; schedule and hold meeting of Alpine Music Advisory Board, prepare and distribute minutes; , advocate for small music venues being included in pending bill defining "music venue" for future state support programs

- Information gathering and discussions re: proposed transfer of SRSU to Texas A&M system
- Share multiple job opening lists, received from Lorena Crespo
- Discuss request from the public for a City RV dump station with Erik and determine next research steps
- Meet with Darin Nance (Parks Board) and John Kennedy (bigbend.bike) re: developing resources to encourage cycling culture in Alpine
- Some email coordination re: economic development issues with Marci Tuck and Erik
- Create graphics for extreme winter weather advisory and share for web and social media
- Share Council meeting postponement due to winter vortex
- Social posting, etc, re: winter vortex damage assessments and FEMA relief
- Share and discuss Houston Astros ticket premiums with Erik
- Confer on ongoing City facility COVID policies, co-write PSA with Geo Calderon
- Meeting with Alpine-Casparis Airport staff about passenger air service, charters, etc., follow up with Erik
- Assist Lorena Crespo with radio script for PSA on employment opportunities
- Make updated gas bill insert to raise funds for Sunshine House
- Arrange for Marci Tuck to attend Destination Analysts webinar on city/local aid in COVID relief bill
- Contact Texas Film Commission re: Film Friendly Community program
- Inform Geo and Adelina of incorrect landfill rates on cityofalpine.com (now corrected)
- Share Johnson & Johnson vaccine distribution

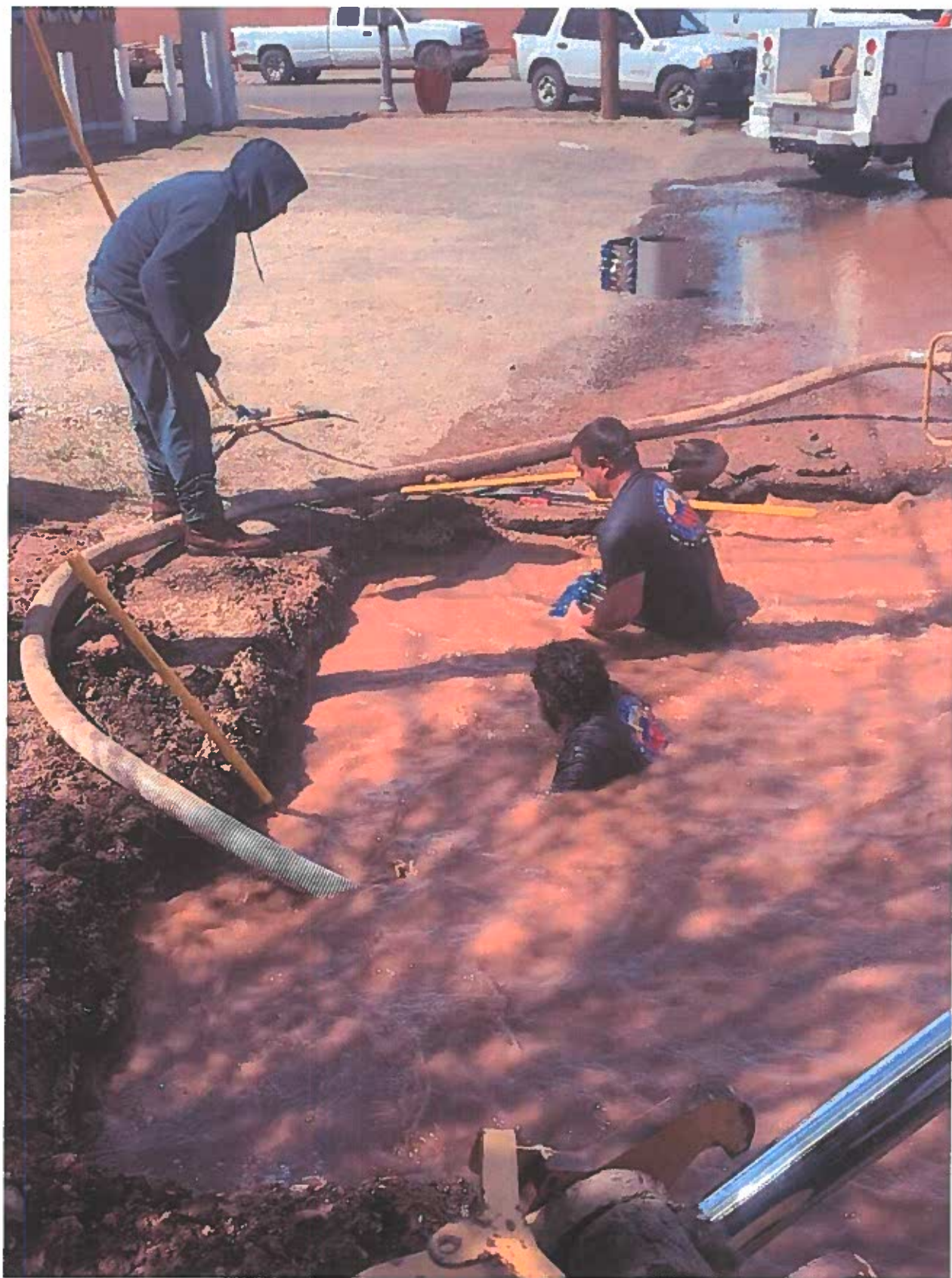


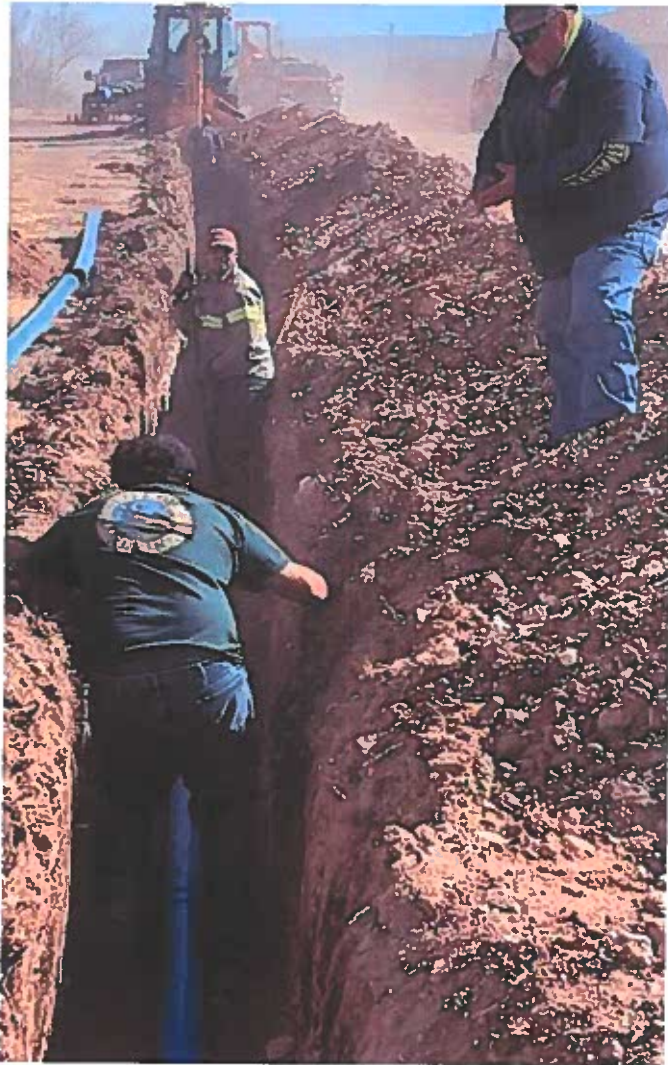
DEPARTMENT OF PUBLIC UTILITIES & AIRPORT OPERATIONS

OPERATIONS REPORT SPRING 2021



LEAKS -- The months of March and April have been brutal in regards to water distribution leaks, as is customary in our dry spring weather. I would like to recognize the Water & Wastewater employees that have become proficient in the maintenance and repairs that keep the City of Alpine's public water supply operating without fail, 24/7. Water Distribution & Collections crews have been working diligently to stay on top of the numerous leaks that occur during this time of the year that occur as a result of moderate precipitation in the early months of 2021, followed by weeks on end of high wind and extremely dry weather. Over time, this causes the ground to "shift" which inevitably leads to failure of aging & vulnerable pipes and infrastructure. Most of the leaks that we are repairing are taking place where the oldest infrastructure is located and is being noted for possible future capital replacement planning.





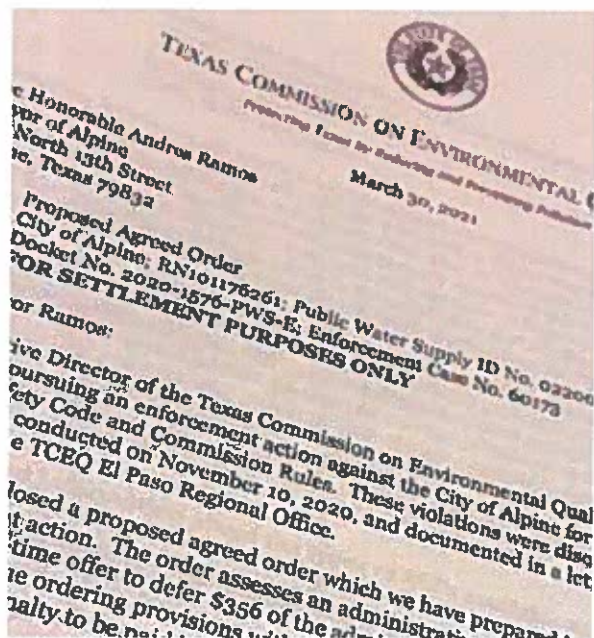
INFRASTRUCTURE

CONSTRUCTION & IMPROVEMENTS

The Collections and Distribution Division installed over 1,300ft of 4" C900 PVC pipe down Lecheguilla to replace a 1 ½ in line that is serving four (4) residences and an RV Park that is currently utilizing approx. 28 RV rental spots. To put this in to perspective, a 2" water line can only legally accommodate up to 10 connections – This is to prevent customers from experiencing volume issues, which leads to all customers on that line experiencing low pressures. The crews did a fantastic job executing this task from cradle-to-grave in just 3 ½ days, which included tapping &

installing the new line, setting new taps and installing flush-valve assemblies to improve water quality and backfilling the trench line.

In addition to our CAP projects, the Distribution & Collections crews have also been engaged in the completion of numerous water & sewer taps, a major sewer line replacement (100ft of main) on John W., as well as numerous leaks. Crews will be focusing on new taps, tap assessments and Fire Hydrant replacement during the months of May-June 2021, and a comprehensive CLA-VAL change out in early summer of 21'.



TCEQ 2017-2020 Compliance Inspections Water & Wastewater Facilities

The Texas Commission on Environmental quality conducted their regular inspections (every 3 years) in 2021 at both Water Treatment & Distribution and the Wastewater Treatment plant. Both inspections went very well, with no operational violations, but there were three areas of focus on the administrative side that have been addressed by TCEQ and require action to close the matters out. In total, there were three (3) items that were addressed that have been sent to the Enforcement Division and are currently being processed by city staff:

- Wastewater Treatment Plant – Infractions #1 - #3. During the inspection that took place in January 2020, inspectors from the TCEQ noted a couple of record keeping errors dating back to 2017/2018 that have since been corrected by Wastewater Ops staff, and processed a violation dating back to 2018 to current for failure to employ a Class B Wastewater Treatment Plant Operator for a minimum of 5 days per week as specified in the TCEQ permit for the City of Alpine. In addition to city working towards the

appropriate licensure, the city has employed a Double AA Operator (part-time) in a effort to show due diligence in maintain compliance. Scott Perry has attempted the exam and come within 2 points of achieving Class B licensure, and is taking the exam again on April 19th.

The proposed fine amount from TCEQ has a potential maximum amount of \$25, 000, and for all of the admin penalties the city has received an agreed order for the amount of \$10,020 – None of which goes to the state, but rather will go towards operational improvements at the WWTP, as allowed by TCEQ through their Supplemental Environmental Project, which has already been submitted to the TCEQ for final approval.

- **Water Production & Distribution – Infraction #1.** During the TCEQ audit of the city's operating records, it was discovered that meter reader C. Michaelis was occasionally signing the daily log books as having checked chlorine residuals during 2018 and some in 2019 – This function can only be done by TCEQ licensed operators, which Mr. Michaelis is not, inevitably leading to the admin violation during the water inspection. A couple of additional invalid reports were found to have been completed by Mr. Michaelis during the 2018-2019 time period regarding flushing logs and well meter readings. These were the events that occurred resulting in a proposed agreed order of \$1,428. The city was certainly culpable of these infractions and I have agreed to the order and am making preparations to submit payment as of this report.
- **Water Production & Distribution – Infraction #2.** I was informed by TCEQ inspector Maria Gomez, that meter reader C. Michaelis had received a violation and citation (as did the city) complete with fine, for the same infraction as listed in the previous paragraph in 2017. I was not informed of this by any city staff member, including Mr. Michaelis and his Supervisor, therefore the city is absolutely culpable for the allegation and will be paying the fine amount of \$340.

Please note that employee C. Michaelis was removed from all duties indefinitely, excluding reading meters as allowed by TCEQ statutes since December 2019, until such time as he obtains a minimum of a Class C operator license.

CONCLUSION

It is important to note that the TCEQ reiterated to City of Alpine admin & field staff that "this is the best inspections that the city has had in 20 years, and that there has been a drastic improvement in the way that things are operating now." I attribute this

to the staff members that have been working tirelessly to re-organize the old messes and have set things operationally right. The previous TCEQ inspection racked up just shy of \$50,000 in fines & penalties, none of which were utilized the SEP program to reallocate the penalty monies towards rectifying the situation rather than pay fine amount straight to the TCEQ.



EMERGENCY OPERATIONS – WINTER STORM/POWER OUTAGE

I am pleased to report that during the Winter Vortex that occurred last February 2021, the City of Alpine Water & Wastewater Utilities departments were able to maintain above minimum acceptable water pressure to the entire community, as well as normal wastewater treatment operations. No employees of the Water & Wastewater Division were absent during the freeze and events that followed, and all reported for duty 24/7. In the months prior to the storm & power outage, the water utilities department had already composed an Emergency Operations draft that included provisions & contact information for equipment and vendors to utilize during these types of events, and already had infrastructure in place to "Quick Connect" city owned & rental generators to most of our (Well & Pump) locations where required for operation. Operations staff "manually" operated the system 24 hours-a-day for four (4) days & nights the "old fashioned way" - by hand and without the automated controls we customarily utilize.

The WWTP has a stationary generator that takes care of all required operating systems at that location. With all required supplemental power in place, city crews then spent the few days responding to copious amounts of leaks (city & customer), sewer back-ups and various other service calls. Additionally, the Utilities Division donated the use of our small generators to assist Alpine PD's effort to provide portable power to those who required it for medical purposes. I am very proud of the Utilities Division's performance during the weather event and would encourage you to wave at our staff when you see them out & about keeping your communities water flowing and toilets flushing!

6. Public Hearings

- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-01, an ordinance amending Chapter 22 - Business, Article III - Peddlers to the Alpine Code of Ordinances.
- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-03, an ordinance amending Hotel Occupancy Tax Budget.
- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-04, an ordinance amending Chapter 98 - Utilities to the Alpine Code of Ordinances.

- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-01, an ordinance amending Chapter 22 - Business, Article III - Peddlers to the Alpine Code of Ordinances.

**STATE OF TEXAS
CITY OF ALPINE**

COUNTY OF BREWSTER

ORDINANCE 2021-04-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING CHAPTER 22 – BUSINESS, ARTICLE III TO THE ALPINE CODE OF ORDINANCES; PROVIDING REPEALING AND SEVERABILITY CLAUSES; PROVIDING A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Alpine has cause in its legislative pursuit to protect the health, safety and welfare of residents of the city by means of regulation of peddlers, solicitors, canvassers, transient merchants, and the like; and

WHEREAS, the current ordinance for peddlers, solicitors, canvassers and transient merchants within city requires an update to better align with values of the City; and

WHEREAS, it is deemed by the City Council of the City of Alpine to be in the public interest to update and enhance regulations regarding peddlers, solicitors, canvassers, transient merchants, and the like.

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

**SECTION I
FINDINGS OF FACT**

All of the premises attached in the form here to described as Exhibit “A” are hereby found to be true and correct legislative and factual findings of the City Council of the City of Alpine and are hereby approved and incorporated herein as findings of fact.

**SECTION II
CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

**SECTION III
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

**SECTION IV
PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION V
EFFECTIVE DATE**

This ordinance shall be effective upon passage and publication as required by State and Local law.

PASSED AND ADOPTED THIS 20th DAY OF APRIL 2021 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

INTRODUCTION AND FIRST READING

APRIL 6, 2021

SECOND AND FINAL READING

APRIL 20, 2021

ATTEST:

Andres "Andy" Ramos, Mayor
City of Alpine

Cynthia Salas, City Secretary
City of Alpine

APPROVED AS TO FORM:

Sandy Wilson, City Attorney
City of Alpine

EXHIBIT "A"

Chapter 22 - BUSINESSES¹¹

ARTICLE III. - PEDDLERS; CANVASSERS; SOLICITORS¹²

Footnotes:

--- (3) ---

Cross reference— Streets, sidewalks and other public places, ch. 86.

State Law reference— Criminal trespass, V.T.C.A., Penal Code § 30.05; persons regarded as retailers under sales tax law, V.T.C.A., Tax Code § 151.024; cancellation of certain consumer transactions, V.T.C.A., Business and Commerce Code ch. 39.

DIVISION 1. - GENERALLY

Sec. 22-66. - Purpose of article.

The purpose of this article shall be to protect the health, safety and welfare of residents of the city by means of regulation of peddlers, solicitors, canvassers and transient merchants.

(Code 1978, § 16-11)

Sec. 22-67. - Definitions.

- (a) The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Canvasser includes "solicitor" and any person who makes retail sales for future delivery of tangible property from house to house or in any public place, whether or not payment is collected at the time of such sale, and such sales are taxable transactions under the provision of the limited sales, excise and use tax of the state.

Peddler shall include any person who makes retail sales of tangible property from house to house or in any public place, and such sales are not made from an established place and delivery is made at the time of sale, whether or not payment is collected at the time of such sale.

Public place shall mean, for purposes of this article, any place to which the public has access but does not include streets, shoulders and improved shoulders.

Retail sale shall mean any sale other than a sale of tangible property to any purchases who is purchasing the tangible property for the purpose of reselling it in the normal course of business either in the form or condition in which it is purchased or as an attachment to or as an integral part of other tangible property.

Tangible property shall mean property which may be seen, weighed, measured, felt or touched or which is any other manner perceptible to the senses.

- (b) For the purpose of this article the words "peddler," "solicitor," "canvasser," "transient merchant" and "itinerant merchant" are used interchangeably.

(Code 1978, § 16-13(a)—(e); Ord. No. 2004-5-3, 6-16-04)

Cross reference— Definitions generally, § 1-2.

Sec. 22-68. – General Requirements.

- (a) Any person soliciting under a permit granted herein must abide by all applicable city and state laws, including abiding by traffic laws, and may not jaywalk or solicit from city streets.
- (b) Violation of any law, or failure to abide by any traffic laws, during the pendency of a permit issued under this chapter, or failure to abide by the terms of the permit, shall result in the immediate revocation of the permit, and/or the imposition of a fine not to exceed \$500.
- (c) Any person or organization who has had a permit revoked, or who has an unpaid fine for violating the terms of a permit, may not be issued a subsequent permit.
- (d) *Duration:* The permit shall expire 90 days after it is issued and must thereafter be renewed.
- (e) If a business does not have a permanent business location, the business is required to obtain a permit.
- (f) Permits issued prior to April 20, 2021 shall have an expiration date of 90 days from the date of issue.

Sec. 22-69 ~~68~~. - Hours during which activities prohibited.

- (a) It shall be unlawful for any person to intentionally peddle, canvass or solicit, or intentionally cause or knowingly permit to be peddled, canvassed, sold or solicited any tangible property under a permit as required by this article on sidewalks and at public places between the hours of 9:00 p.m. and 9:00 a.m. or door-to-door at private residences between the hours of 6:00 p.m. and 9:00 a.m.
- (b) Solicitation on public property is permissible except as follows:
 - (1) Solicitors may not solicit in public streets or rights-of-way or from medians in the streets, or in any way block, obstruct or unduly hinder passage on public streets and rights-of-way.
 - (2) Solicitors may not block, obstruct or unduly hinder passage on public sidewalks or passageways.
- (c) For the purpose of this article, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is blocked, obstructed or passage is hindered or the public is impeded or inconvenienced.

(Code 1978, § 16-14; Ord. No. 2004-5-3, 6-16-04)

Sec. 22-70 ~~69~~. - Prohibited conduct.

A person engaged in solicitation shall not:

- (1) Make physical contact with the person being solicited unless that person's permission is obtained;
- (2) Misrepresent the purpose of the solicitation;
- (3) Misrepresent the affiliation of those engaged in the solicitation;
- (4) Continue efforts to solicit from an individual once that individual informs the solicitor that he does not wish to give anything to or to buy anything from that solicitor;
- (5) Represent the issuance of any permit or registration under this article as an endorsement or recommendation of the solicitation;
- (6) Enter upon any private premises when the private premises is posted with a sign stating "No Peddlers Allowed" or "No Solicitation Allowed" or other words to such effect.

(Code 1978, § 16-15)

Sec. 22-71 ~~70~~. - Penalty.

Any person, business, firm, company or corporation who shall violate any of the provisions of this article shall be guilty of a misdemeanor and upon conviction shall be punished as provided in section 1-11.

(Code 1978, § 16-24)

Secs. 22-72 ~~71~~—22-90. - Reserved.

DIVISION 2. - PERMIT

Sec. 22-91. - Permit required; exemptions.

- (a) It shall be unlawful for any peddler, canvasser or solicitor to engage in such business within the corporate limits of the city without first obtaining a permit in compliance with provisions of this article.
- (b) Those exempt from obtaining a permit are:

~~(1) Any person who distributes, transports, or sells only foods or beverages; except ice cream from an ice cream truck which travels from place to place.~~

~~(2)~~ (1) Any person who distributes or sells newspaper, pamphlets, handbills or other written or printed matter sold or distributed for the purpose of disseminating news, information or religious materials;

~~(3)~~ (2) Any local nonprofit or charitable organization; or any person participating in an exhibition or event sponsored by a local nonprofit or charitable organization;

~~(4)~~ (3) Any person who distributes or sells farm products must be under an authorized farmers market or else fees will be imposed as a regular peddler, canvasser, or solicitor; and

~~(5)~~ (4) Any person residing in the city selling used merchandise which had previously obtained for domestic or personal use.

(5) Any organization that solicits funds from its own members;

(6) Any educational institution;

(Code 1978, § 16-12; Ord. No. 2004-5-3, 6-16-04; Ord. No. 2009-11-02, 12-8-09)

Sec. 22-92. - Application.

- (a) Applicants for permit under this article shall file a written sworn application with the office of the city secretary at least five days prior to the date of the initial contemplated sale.
- (b) All persons who apply for a permit under this article, and all agents, servants or employees, must file a sworn application in writing, in duplicate, on a form to be furnished by the office of the city secretary, which shall contain, but not necessarily be limited to, the following information:
 - (1) Name and description of the applicant; if the applicant is an association, company or corporation, it shall state its name along with the names and descriptions of the persons who will be soliciting in the city.
 - (2) Address, both legal and local, street address, zip code and phone number of the headquarters of the applicant.
 - (3) A brief description of the nature of the business and the goods to be sold and in the case of products of farm or orchard, whether produced or grown by the applicant.

- (4) If permit request is associated with current employment of the applicant ~~employed~~, the name, address and phone number of the employer, together with credentials establishing the exact relationship, such as employee, agent, commission sales person or other.
- ~~(5) The length of time for which the right to do business within the City is desired.~~
- ~~(6)~~ (5) If a vehicle is to be used, a description of the vehicle, together with license number or other means of identification.
- ~~(7)~~ (6) If a permit issued to the applicant has ever been revoked.
- ~~(8)~~ (7) Proposed method of operation and location of proposed operation, and written permission of owner, lessee or agent of owner of any private property site for such operation.
- ~~(9)~~ (8) Applicant's Tax Information and driver's license number. If Tax information is not available, the applicant shall provide the City with the applicant's Social Security number.
- ~~(10)~~ (9) A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal laws, the nature of the offense and the punishment or penalty assessed.
- ~~(11)~~ (10) No permit issued under this article shall be transferable, and will immediately be revoked, with no return of any part of the fee for the permit's issuance, if this article is violated by such permit holder, or with the permit holder's permission. If any permit is issued to any applicant and it shall be found that the holder of the permit is, or has been, engaged in any type of activity requiring a permit which is not covered by such issued permit, such issued permit shall be revoked and the user shall be in violation of this article.

(Code 1978, § 16-16; Ord. No. 2004-5-3, 6-16-04)

Sec. 22-93. - Investigation of applicant; issuance.

Upon receipt of an application, the office of the city secretary shall cause an investigation of the applicant's business responsibility or moral character to be made as deemed necessary to the protection of the health, safety and welfare of the public. If, as a result of the investigation, the applicant's business responsibility, character, merchandising practice or integrity are found to be unsatisfactory, the application shall be denied. If, as a result of the investigation, the character and business reputation appear to be satisfactory, a permit shall be issued by the office of the city secretary upon payment of the fee as required by this division.

(Code 1978, § 16-17)

Sec. 22-94. - Fees.

The office of the city secretary shall collect a fee based upon the following schedule for each permit issued. The fee shall be paid by the person desiring the permit upon approval of the application. The fee shall not be prorated or refunded.

Peddler Permit~~\$40.00~~ \$ 50.00

Vehicle Peddler.....~~60.00~~

Canvasser~~20.00~~

(Code 1978, § 16-18; Ord. No. 2004-5-3, 6-16-04)

~~Sec. 22-95. - Solicitations by religious, charitable and civic organizations.~~

- (a) ~~Definition: The term "solicitation by religious, charitable, and civic organization" shall mean any act by an organization or its member(s) to solicit property or financial assistance of any kind or sell or offer to sell anything of value on the plea or representation that such solicitation is for a charitable, educational, patriotic, philanthropic, or religious purpose.~~
- (b) ~~Permit: It shall be unlawful for an organization or its member(s) to conduct or participate in any solicitation campaign on any street, in any office building, at the public place, house to house, place to place or by telephone in the city without having secured a permit.~~
- (c) ~~Exceptions:~~
- ~~(1) Any organization that solicits funds from its own members;~~
 - ~~(2) Any educational institution;~~
 - ~~(3) An individual or a family;~~
 - ~~(4) Any organization that has maintained an active membership for at least six months prior to the commencement of such solicitation(s).~~
- (d) ~~No person may solicit for money or contributions for any cause, organization, charity or corporation unless, at the time the application for a permit is made, complete disclosure is made of the name, address, charter, purpose, and responsible party of and for the organization for which the permit is sought. Failure to provide such information shall be sufficient grounds upon which to deny a permit. Permits may be denied to any group which is soliciting funds within the city limits for use outside the city.~~
- (e) ~~Any person soliciting under a permit granted herein must abide by all applicable city and state laws, including abiding by traffic laws, and may not jaywalk or solicit from city streets.~~
- (f) ~~Violation of any law, or failure to abide by any traffic laws, during the pendency of a permit issued under this chapter, or failure to abide by the terms of the permit, shall result in the immediate revocation of the permit, and/or the imposition of a fine in the amount of up to \$200.00.~~
- (g) ~~Any person or organization who has had a permit revoked, or who has an unpaid fine for violating the terms of a permit, may not be issued a subsequent permit.~~
- (h) ~~Duration: The permit shall expire one week after it is issued and must thereafter be renewed.~~
- (i) ~~Prohibited hours: There shall not be any solicitation at public places between the hours of 6:00 p.m. and 8:00 a.m. Door to door at private residences between the hours of 6:00 p.m. and 10:00 a.m., any time on Sundays is prohibited.~~
- ~~(Ord. No. 2006-10-02, 11-7-06)~~

Sec. 22-~~95~~ 96. - Revocation.

- (a) The city secretary, city manager, and/or chief or assistant chief of police shall have the power to revoke, at any time, any permit granted in accordance with this division for any of the following causes:
- (1) Fraud, misrepresentation or false statement contained in the application for the license;
 - (2) Fraud, misrepresentation or false statement made in the course of carrying on the applicant's business;
 - (3) Any violation of this article;
 - (4) Conviction of any crime or misdemeanor involving moral turpitude that directly relates to the duties and responsibilities of the permitted occupation;
 - (5) Conducting business in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

- (b) If, after a permit has been issued and the vendor has operated under the permit, complaints are received and determined to be reasonable upon investigation, no further permits shall be issued to such applicant until satisfactory proof is received that such complaints were unfounded or that restitution to the complainant has been made by the applicant.

(Code 1978, § 16-20)

Sec. 22-~~96~~ **97**. - Appeal from denial or revocation.

If an applicant is denied a permit, or has a permit revoked, he may appeal that action to the city council by submitting a letter to the ~~city manager's office~~ **office of the city manager** within ten days of the action complained of. A hearing on the denial will then be scheduled for the next regular meeting of the council, or a special meeting of the council, to be held within 15 days of the appeal. The council will render a decision on the appeal within ten days of the hearing.

(Code 1978, § 16-21)

Sec. 22-~~97~~ **98**. - Exhibition.

A peddler, canvasser or solicitor is required to exhibit his/her permit at the request of any citizen **or peace officer of the City**. When traveling door to door the person is required to show his/her permit.

(Code 1978, § 16-23; Ord. No. 2004-5-3, 6-16-04)

Sec. 22-~~98~~ **99**. - Expiration.

All permits issued under the provisions of this article shall expire on the date specified in the permit. No permit shall be issued for a period longer than **90** ~~30~~ days. (Code 1978, § 16-22; Ord. No. 2004-5-3, 6-16-04)

~~Sec. 22-100. — Permits prohibited on certain holidays.~~

~~It shall be unlawful for any person to peddle, canvass or solicit or causes or permit to be peddled, canvassed or solicited any tangible property five days before and five days after Valentines day and Mother's day.~~

~~(Ord. No. 2004-5-3, 6-16-04)~~

Secs. 22-~~99~~ **101**—22-120. - Reserved.

- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-03, an ordinance amending Hotel Occupancy Tax Budget.

STATE OF TEXAS

CITY OF ALPINE

COUNTY OF BREWSTER

ORDINANCE 2021-04-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING THE CITY OF ALPINE FY2020-2021 HOT BUDGET; PROVIDING REPEALING AND SEVERABILITY CLAUSES; A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Alpine has cause in its legislative pursuit to modify budgets, systems, processes, and fees that enhance the City's mission of providing quality service to the citizens of Alpine; and

WHEREAS, the City Council of the City of Alpine has determined that citizens, visitors and the community would benefit from five additional projects designed to help tourism in Alpine; and

WHEREAS, it is deemed by the City Council of the City of Alpine to be in the public interest to enhance this years HOT Budget to include Revenues and Expenditures as outlined in Exhibit A and Exhibit B.

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

**SECTION I
FINDINGS OF FACT**

All of the premises attached in the forms hereto described as Exhibit "A" and Exhibit "B" are hereby found to be true and accurate representations of the changes approved by the City of Alpine City Council relate to the FY2020-2021 HOT Budget.

**SECTION II
CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

**SECTION III
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

**SECTION IV
PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION V
EFFECTIVE DATE**

This ordinance shall be effective upon passage and publication as required by State and Local law.

**PASSED AND ADOPTED THIS 20th DAY OF April 2021 BY THE CITY COUNCIL OF THE
CITY OF ALPINE, TEXAS.**

INTRODUCTION AND FIRST READING

April 6, 2021

SECOND AND FINAL READING

April 20, 2021

ATTEST:

**Andres "Andy" Ramos, Mayor
City of Alpine**

**Cynthia Salas, City Secretary
City of Alpine**

APPROVED AS TO FORM:

**Sandy Wilson, City Attorney
City of Alpine**

Exhibit A

1. Railroad Park Sculpture - \$600
2. Film Production Incentive - \$2500
3. Podcast & Audio Walking Tour App - \$4000
4. Video Production and Promotion - \$25,000
5. Visitor Center Capital Improvement Project - \$166,961.52
a. The Estimates for all the renovation are included in the attached spreadsheet.

Grand Total - \$199,061.52

Revenue Budget Line-Item Change in the Amount of \$199,061.52: utilize line item 06-556-04xx to allocate the Fund Balance dollars to this year's budget.

Expense Budget Changes in the total Amount of \$199,061.52: staff will create five new Expense line items (06-656-xxxx) for the five Projects listed above.

Exhibit B			
Visitor Center Renovation:	Cost	Quantity	Total
Restroom Fixtures:			
Manual Flush Wall Mount Toilets	\$483.00	3	\$1,449.00
Automatic Faucet	\$578.00	2	\$1,156.00
Manual Flush Urinal	\$472.00	1	\$472.00
ADA Wall Mount sink	\$280.00	2	\$560.00
Sink P-trap	\$137.00	2	\$274.00
Partition- in corner, ceiling, hung, 2 stall (60", 42")	\$3,178.00	1	\$3,178.00
Partition- in corner, ceiling hung, 1 stall (60")	\$1,748.00	1	\$1,748.00
Automatic Hand Dryer	\$399.00	2	\$798.00
Mirror- flat mount	\$151.00	2	\$302
Laminate Wood for Halls	\$2.19/sq foot	550 sq foot	\$1,205
Plastic wall panels	\$1/sq foot	1000 sq foot	\$1,000
Utility Sink (for outside patio and pavilion)	\$99.00	2	\$198
4ft motion sense ceiling light	\$70.00	5	\$350
emergency exit sign w/lights	\$59.00	1	\$59
Ceiling exhaust fan	\$311.00	2	\$622
Wall Mount Outdoor lighting	\$137.00	10	1370
Brochure/magazine rack for hall after hours	\$277.00	1	\$277
Total			\$15,018.00
Storage Closet in Bathroom Fixtures:			
25" Floor Mop Sink	\$195.00	1	\$195.00
Mop Sink Faucet	\$128.00	1	\$128.00
Utility Storage Shelf	\$360	1	\$360
4ft motion sense ceiling light	\$70	1	\$70
Total			\$753.00
HVAC	7 M Fabrication	1	\$15,000.00
Concrete	\$21,672.00 (Baeza's Masonry)	1	\$21,672.00
Block	\$26,120.00 (Baeza's Masonry)	1	\$26,120.00
Windows	\$1,000.00 (Baeza's Masonry)	1	\$1,000.00
Stucco	\$16,236.00 (Baeza's Masonry)	1	\$16,236.00
Tree Removal/Trimming		1	\$10,000.00
Security Cameras	3pack/\$399.99e	2	\$800.00
Plumbing	\$13,650.00 (Baeza's Masonry)		\$13,650.00
Electrical	Included with Baeza's quote		
Doors:			
Total of 4 Doors: Interior Doors going into Men and Women's, Exterior hallway door and storage door	\$3,015.29	1	\$3,015.29
Interior Door from VC to the bathroom hallway (Mediterranean Knotty Alder Square Top)	\$1,357.17	1	\$1,357.17
Wall & Cap	\$3,420.00 (Baeza's Masonry)		\$3,420.00
Metal Roof	\$22,000.00 (Baeza's Masonry)	1	\$22,000.00
Lighting			
Outdoor Edison LED Lights (100ft)	\$149.95	6	\$899.70
Cascadia Dorado Light (Lowe's)	\$137.70	1	\$137.70
Moving Monument (large rock)	We are doing this internally		
Total			\$135,307.86
Patio Furniture Options			
	Cost	Quantity	Total
Hexagon Picnic Table w/ umbrella hole	\$679	1	\$679.00
Umbrella	\$95.95	15	\$1,439.25
Umbrella base	\$69.95	15	\$1,049.25
all weather outdoor sectional	\$2,495.00	1	\$2,495.00
polypropylene chair	\$39.48	60	\$2,368.80
plastic folding	\$13.99	60	\$839.40
resin chairs	\$44.99	20	\$899.80
48" Folding wood table	\$356.49	4	\$1,425.96
48" table top (old bases)	\$106.46	5	\$532.30
36" round top (old bases)	\$92.49	10	\$924.90
24" square top (old bases)	\$60.99	10	\$609.90
48" round steel w/umbrella hole & stand	\$269.00	2	\$538.00
48" round teak w/umbrella hole	\$297	2	\$594.00
60" rectangle plastic table	\$49.57	30	\$1,487.10
Total			\$15,882.66
Grand Total			\$166,961.52

- Public Hearing to obtain citizen views and comments on Ordinance 2021-04-04, an ordinance amending Chapter 98 - Utilities to the Alpine Code of Ordinances.

STATE OF TEXAS

CITY OF ALPINE

COUNTY OF BREWSTER

ORDINANCE 2021-04-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING THE CODE OF ORDINANCES, CHAPTER 98 - UTILITIES; PROVIDING REPEALING AND SEVERABILITY CLAUSES; A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Alpine has cause in its legislative pursuit to modify systems, processes, and fees that enhance the City's mission of providing quality service to the citizens of Alpine; and

WHEREAS, the City of Alpine has determined that citizens and City staff would benefit from a streamlined fee structure that will improve the readability of utilities fees and basic account charges; and

WHEREAS, it is deemed by the City Council of the City of Alpine to be in the public interest to enhance the utilities ordinance to reflect all fees and account charges in a modified utilities appendix.

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

**SECTION I
FINDINGS OF FACT**

All of the premises attached in the forms hereto described as Exhibit "A" and "Exhibit B" are hereby found to be true and correct legislative and factual findings of the City Council of the City of Alpine and are hereby approved and incorporated herein as findings of fact.

**SECTION II
CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

**SECTION III
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

**SECTION IV
PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION V
EFFECTIVE DATE**

This ordinance shall be effective upon passage and publication as required by State and Local law.

**PASSED AND ADOPTED THIS 20th DAY OF APRIL 2021 BY THE CITY COUNCIL OF THE
CITY OF ALPINE, TEXAS.**

INTRODUCTION AND FIRST READING

APRIL 6, 2021

SECOND AND FINAL READING

APRIL 20, 2021

ATTEST:

**Andres “Andy” Ramos, Mayor
City of Alpine**

**Cynthia Salas, City Secretary
City of Alpine**

APPROVED AS TO FORM:

**Sandy Wilson, City Attorney
City of Alpine**

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 April 6, 2021. (E. Zimmer, City Manager)
2. Approval of Abbey Ward Branch for Planning & Zoning Commission Ward 4 position (M. Sandate, City Council)
3. Approval of Estella Vega for Parks & Recreation Advisory Board Ward 4 position (M. Sandate, City Council)

1. Approval of minutes from City Council meeting on April 6, 2021. (E. Zimmer, City Manager)

City of Alpine
Regular City Council Meeting
Tuesday, April 06, 2021
5:30 P.M.
Minutes

1. Call to Order, and Pledge of allegiance to the flags – Mayor Ramos called the meeting to order. The meeting was held at the City Council Chambers and via Zoom Conference in the City of Alpine, Texas. Mayor Ramos led the pledge of allegiance to the flags.
2. Determination of a quorum and proof of notice of the meeting – Councilor Curry, Councilor Rodriguez, Councilor Sandate, and Councilor Stephens attended at the Council Chambers. Mayor Ramos and Councilor Betty Fitzgerald, attended via zoom. City Secretary, Cynthia Salas reported that the agenda was posted at 2:00 P.M. on April 1, 2021. City Manager Erik Zimmer, attended at Council Chambers. City Secretary Cynthia Salas and City Attorney Sandy Wilson attended via zoom.
3. Public Comments (limited to 3 minutes per person) – None
4. Presentation, Recognitions, and Proclamations – (A. Ramos, Mayor)
5. Reports – Copies of the charts presented during the meeting are posted on the City website at www.cityofalpine.com/cmreports.

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

City Attorney's Report –

- City Attorney items to be addressed in Executive Session

City Manager Report –

- Coronavirus Update
- City Pool Status for Summer 2021
- Affordable Housing Update
- \$1.9T American Rescue Plan Act
- Taxiway Paving at Airport

City Staff Updates –

- Utilities by Scott Perry
- Public Works by Eddie Molinar

6. Public Hearing –

- Public Hearing to obtain citizen's views and comments on Resolution 2021-04-03 regarding the City's intent to submit an application for approximately \$260,000 in TX Community Development Block Grant – Downtown Revitalization program funds for sidewalk and related infrastructure improvements in the downtown area. The City required matching funds for this project will be up to \$15,000 if awarded.

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 March 16, 2021. (E. Zimmer, City Manager)

Motion was made by Councilor Stephens, by Resolution 2021-04-01 to approve as written. Motion was seconded by Councilor Curry. Motion unanimously carried.

8. Information or Discussion items –

1. Update from Municipal Court by Honorable Judge Jodi Cole. (E. Zimmer, City Manager)

2. Country Club Estate De-Annexation. (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 Mayor or Mayor Pro Term. Citizens are required to state their name and the Ward in which they reside. Priority will be given to citizens of Alpine and those who own businesses or property in the City. Individuals who do not live in, or own businesses or property in the City limits of Alpine, will be allowed to speak if there is time available.) –

1. Discuss, consider, and take appropriate action on Resolution 2021-04-02, a Resolution adopting a new fee schedule for the Alpine Civic Center. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-04-02, to approve a new fee schedule for the Alpine Civic Center. Motion was seconded by Councilor Curry. Motion unanimously carried.

2. Discuss, consider, and take appropriate action on Resolution 2021-04-03 authorizing the City of Alpine to participate in the Texas Community Development Block Grant – Downtown Revitalization funding program. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-04-03, to authorize the City of Alpine to participate in the Texas Community Development Block Grant – Downtown Revitalization funding program. Motion was seconded by Councilor Curry. Motion unanimously carried.

3. Discuss, consider, and take appropriate action on Resolution 2021-04-04 designating specific street corridors within the Alpine Downtown Area as blighted in regards to ADA pedestrian and other non-vehicular accessibility and safety. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-04-04 to designate specific street corridors within the Alpine Downtown Area as blighted in regards to ADA pedestrian and other non-vehicular accessibility and safety. Motion was seconded by Councilor Curry. Motion unanimously carried.

4. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-04-01, an ordinance amending Chapter 22 – Business, Article III – Peddlers to the Alpine Code of Ordinances. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-04-05 to

approve the first reading of Ordinance 2021-04-01, an ordinance amending Chapter 22 – Business, Article III – Peddlers to the Alpine Code of Ordinances. Motion was seconded by Councilor Curry. Motion unanimously carried.

5. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-04-02, an ordinance amending Chapter 90 – Article IV – Coin Operated Establishments to the Alpine Code of Ordinances. (E. Zimmer, City Manager) - Motion was made by Councilor Stephens, by Resolution 2021-04-06 on the first reading of Ordinance 2021-04-02, an ordinance amending Chapter 90 – Article IV – Coin Operated Establishments to the Alpine Code of Ordinances. Motion was seconded by Councilor Curry. Motion was made by Councilor Stephens to amend to table this item. Motion was made by Councilor Curry. Motion unanimously carried.
6. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-04-03, a Budget Amendment for HOT Budget. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-04-07 to approve the first reading of Ordinance 2021-04-03, a Budget Amendment for HOT Budget. Motion was seconded by Councilor Curry. Motion unanimously carried.
7. Discuss, consider and take appropriate action on the first reading of Ordinance 2021-04-04, an ordinance amending Chapter 98 – Utilities to the Alpine Code of Ordinances. (R. Stephens, City Council) – Motion was made by Councilor Stephens, by Resolution 2021-04-08 to approve the first reading of Ordinance 2021-04-04, an ordinance amending Chapter 98 – Utilities to the Alpine Code of Ordinance. Motion was seconded by Councilor Curry. Motion unanimously carried.
8. Discuss, consider, and take appropriate action on the first reading of Ordinance 2021-04-05, an ordinance amending Chapter 23 – City Council, Article II – Rules of Procedure to the Alpine Code of Ordinances. (C. Rodriguez, City Council) – Motion was made by Councilor Rodriguez, by Resolution 2021-04-09 to table this item. Motion was seconded by Councilor Stephens. Motion unanimously carried.
9. Discuss, consider, and take appropriate action approving Joint Election Service Agreement Contract between the City of Alpine and Brewster County for May 1, 2021 City of Alpine Elections. (E. Zimmer, City Manager) – Motion was made by Councilor Stephens, by Resolution 2021-04-10 approving the Joint Election Service Agreement Contract between the City of Alpine and Brewster County for May 1, 2021 City of Alpine Elections. Motion was seconded by Councilor Curry. Motion unanimously carried.

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

11. Executive Session –

Motion was made by Councilor Stephens, by Resolution 2021-04-11, to move into Executive Session.
Motion was seconded by Councilor Curry. Motion unanimously carried. (7:27pm)

1. Update with attorney on Parkhill, Smith, & Copper Contract. (E. Zimmer, City Manager)
2. Update with attorney on Union Pacific. (E. Zimmer, City Manager)

NOTICE: The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on the posted agenda, above, as authorized by the Texas Government Pursuant to Texas Government Code 551.071 (consultation with an attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), and 551.086 (economic development)

Motion was made by Councilor Stephens, by Resolution 2021-04-12 to come out of Executive Session. Motion as seconded by Councilor Curry (7:43pm)

Motion was made by Councilor Stephens, by Resolution 2021-04-13 to move into open session. Motion was seconded by Councilor Curry (7:45pm)

12. Action – Executive Session –

1. Discuss, consider, and take action, if any, regarding the update with the attorney on Parkhill, Smith & Copper. (E. Zimmer, City Manager) – **Motion was made by Councilor Stephens, by Resolution 2021-04-14 to take no action. Motion was seconded by Councilor Curry. Motion unanimously carried.**
2. Discuss, consider, and take action, if any, regarding the update with attorney on Union Pacific. (E. Zimmer, City Manager) – **Motion was made by Councilor Stephens, by Resolution 2021-04-15 to take no action. Motion was seconded by Councilor Curry. Motion unanimously carried.**

I certify that this notice was posted at 2:00 P.M. on April 1, 2021, pursuant to Texas Open Meetings Act. (Texas Vernon's Annotated Civil statutes, section 551.043 Texas Government Code.) This facility is wheelchair accessible and accessible parking space is available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the city secretary's office at (432) 837-3301 or fax (432) 837-2044 for further information.

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 April 1, 2021, and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Cynthia Salas, City Secretary

2. Approval of Abbey Ward Branch for Planning & Zoning Commission Ward 4 position (M. Sandate, City Council)



CITY OF ALPINE
ADVISORY BOARDS & COMMISSIONS QUESTIONNAIRE

* **First Name**

Abigail (Abbey)

* **Last Name**

Ward Branch

* **Street Address**

208 N. Cockrell

* **City**

Alpine

* **State**

TX

* **Zip**

79830

* **Email Address**

abbey@branchpr.com

* **Phone**

7135151204

* **Occupation**

Interior Designer & President of BRANCH

* **How long have you been a resident of or involved with Alpine?**

I was born in Alpine and lived there until 1991. Alpine became my home again in 2019.

* **Are you a qualified voter of the City of Alpine?**

☒ Yes
☐ No

* **Board or Commission you have interest in serving on:**

Planning & Zoning

* **Please provide brief background information about yourself, including education, work experience, and any special qualifications you have for serving on this board/commission:**

I am a graduate of Alpine High School and Tech University. I have spent twenty-five years working in the architecture and design industry. Since 2013, I have owned a marketing and interior design studio specializing in the commercial architecture and interior design industry. Our firm has worked on award-winning projects including Best Showroom, Best Retail Space, Project of the Year and Best of Year. Previously, I was the architect of the textile manufacturer, Totally Enterprises' marketing, branding, and sales infrastructure. As the Vice President of Marketing, I developed key products in their portfolio and was the visionary and joint creator of the patent T3, a technology used in textile manufacturing. I developed Totally's message to their customers and directed all media, marketing collateral, websites and their public relations campaigns. From 1996-2012, I was a senior manager for the architectural product manufactures Constantine, Forbo, and Wolf Gordon. In 2002, I launched a product design company in collaboration with Knoll Textiles and Wolf Gordon. I am active in the design community and a patron of the arts. In addition to room mom and serving on the PTA, I have served on the board of IIDA and was past-president NEWH (Executive Women in Hospitality). I am involved in historical preservation via private projects and the Daughter's of the

American Revolution, Lady Washington Chapter. I also proudly volunteer for Dress for Success, Kids Meals, SEARCH, and Building New Foundations.

Please state why you wish to service the City of Alpine as a member of a board or commission:

Not only does Alpine have an amazing community and culture; but, it is a little slice of aesthetic heaven for which I am truly grateful. My intent in applying to serve on a commission is to give back. My interest in history and design was piqued by Alpine's historical homes and downtown area. I have searched for ways that I can best serve my hometown community. I have produced several Houston to Alpine events - two of which were over 100 guests branded the "Foodie Train" to share my love and appreciation for Alpine with the goal of increasing tourism and public relations. In 2018, I purchased a 110 year old dilapidated and rotting home on Cockrell Street. By working with the city and local contractors many of which I grew up with, we preserved the structure while making it relevant for the 21st century. With the help of local historians and the Big Bend Archives, we were able to uncover a century of Alpine's lost history. During this process, I learned I could make more of an impact in the Alpine community by volunteering where my experience may be useful. I have worked in a city with little zoning while living in a neighborhood with very strict policies. I understand the importance of the Planning & Zoning commission in order to maintain and increase property values while also being helpful and supportive of our citizens, businesses, and local government. I can positively affect our community by serving on the Planning and Zoning Commission.

Do you receive any compensation from the City of Alpine or are there any potential conflicts of interest if you serve the City of Alpine?

- ☐ Yes
- ☒ No

Do you currently, or have you in the past served the City of Alpine?

- ☐ Yes
- ☒ No

yes, in what capacity?	How long?
<hr/>	
<hr/>	
<hr/>	

yes, please explain:

I, the applicant for this *Boards & Commissions Application*, certify that the information contained in this application is true, correct, and complete. I understand that, if selected, false statements reported on this applications may be considered sufficient cause for dismissal.

Electronic Signature	* Date
Abigail W. Branch	09/30/2020
Format: MM/DD/YYYY	

I understand that checking this box constitutes a legal signature confirming that I acknowledge and agree to the above Terms of acceptance.

☒ Option 1

3. Approval of Estella Vega for Parks & Recreation Advisory Board Ward 4 position (M. Sandate, City Council)



**CITY OF ALPINE
ADVISORY BOARDS & COMMISSIONS QUESTIONNAIRE**

Name: Estella Vega

Street Address: 11605 East Avenue H

City, State & Zip: Alpine, TX 79830

Phone Number: 432 294-4780

E-Mail: los9vegas@gmail.com

Occupation: LAB/Thesis Coordinator

How long have you been a resident of or involved with Alpine?: lifetime resident

Are you a qualified voter of the City of Alpine?: Yes

Board or Commission you have interest in servicing on: Parks ward 4

Please provide brief background information about yourself, including education, work experience, and any special qualifications you have for serving on this board/commission:

I have a BA from Sul Ross State University,
I work for Sul Ross State University, have
volunteered and served in the BC welfare Board,
BB Little League Board, ASA Softball Board, Staff Council,
OLP Council, lecture, Religious Formation Director

I am a member of a few committees on campus at Sul Ross. I have experience working with various age groups. I have experience assisting with budgets for non-profit organizations. For the past 30 years, I have volunteered to serve our country and community. I would like the opportunity to ~~serve~~ serve on the Parks Board.

Please state why you wish to service the City of Alpine as a member of a board or commission:

As a community member I believe I could use my experience to help improve our parks for the betterment, that would serve all age groups.

Do you currently, or have you in the past served the City of Alpine? Yes ___ No: X

If yes, in what capacity? _____

How long? _____

Do you receive any compensation from the City of Alpine or are there any potential conflicts of interest if you serve the City of Alpine? Yes ___ No: X

If yes, please explain: _____

Signature: Stella Keen

Date: 4/8/2021