



CITY OF ALPINE
Special City Council Meeting Agenda
Tuesday, May 14, 2024 – 5:30 P.M.

City Council Chambers, 803 W. Holland Avenue, Alpine, Texas 79830

1. CALL TO ORDER.

- A. Pledge of Allegiance to the United States Flag.
- B. Pledge of Allegiance to the Texas Flag.
- C. Determination of a Quorum and Proof of Notice of the Meeting.

2. PUBLIC COMMENTS.

Each person in attendance who desires to speak to the City Council on an item on the agenda shall speak during this section. A Public Comment Card must be filled out and turned in to the City Secretary at least 5 minutes prior to the start time of the meeting. The Public Comment Card may be filled out at www.cityofalpine.com/councilcomments. Public comments may be made regarding agenda items only. Attendees must be physically present in order to address the City Council. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees.

Please note that the City Council may only take action on items posted on the agenda. The Texas Open Meetings Act prohibits the Council from deliberating or taking action on an item not listed on the agenda. City Staff may ask commenters clarifying questions, respond with facts, and explain policy.

3. PUBLIC HEARINGS.

At this time, the Mayor will invite members of the public to address each item listed in this section. Comments made during this section are limited to the topic of each public hearing. Attendees must be physically present in order to address the City Council. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. If more than one public hearing is being held, each person will be allowed to speak during each topic.

- A. Public Hearing to obtain citizen views and comments regarding Ordinance 2024-05-06, an ordinance canvassing the returns and declaring the results of the May 4, 2024 Special & General Elections held for the purpose of electing citizens of Alpine to the Offices of Mayor, City Council Member Ward 1, City Council Member Ward 2, and City Council Member Ward 4.

4. CANVASS OF MAY 4, 2024 SPECIAL & GENERAL CITY ELECTIONS.

- A. Approve the first and final reading of Ordinance 2024-05-06, an ordinance canvassing the returns and declaring the results of the May 4, 2024 Special & General Elections held for the purpose of electing citizens of Alpine to the Offices of Mayor, City Council Member Ward 1, City Council Member Ward 2, and City Council Member Ward 4. (G. Calderon, City Secretary)

5. **ISSUANCE OF CERTIFICATE OF ELECTION & SIGNING OF STATEMENT OF OFFICER.**
6. **SWEARING IN OF NEWLY ELECTED OFFICIALS BY THE HONORABLE GREG HENINGTON, BREWSTER COUNTY JUDGE.**
7. **CITY COUNCIL MEMBER COMMENTS.** (No discussion or action may take place)

NOTICE: The City Council reserves the right to reconvene, recess, realign, change the order of business, or adjourn into Executive Session at any time during the course of the meeting prior to adjournment, to discuss any item listed above, as authorized by 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 551.087 (development).

8. **EXECUTIVE SESSION – None.**
9. **ACTION AFTER EXECUTIVE SESSION – None.**
10. **ADJOURN.**

NOTICE: In compliance with the Americans with Disabilities Act, the City of Alpine will provide reasonable accommodations for persons attending meetings. 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 Office of the City Secretary at (432) 837-3301, option 1, or email city.secretary@cityofalpine.com for further information.

CERTIFICATION

I, Geoffrey R. Calderon, do hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at www.cityofalpine.com/agenda pursuant to Section 551.043, Texas Government Code. The said notice was posted by 2:00 P.M. on Friday, May 10, 2024, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting.

WITNESS MY HAND AND SEAL
This 10th day of May 2024.


Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer





CITY COUNCIL
MEETING AGENDA ITEM COVER MEMO
MAY 14, 2024

To: Honorable Mayor and City Council
Agenda Item: Action Item 1 – Canvass of 2024 General and Special Elections
Agenda Sponsor: G. Calderon, City Secretary
Memo Prepared By: G. Calderon, City Secretary

SYNOPSIS

Approve the first and final reading of Ordinance 2024-05-06, an ordinance canvassing the returns and declaring the results of the May 4, 2024 Special & General Elections held for the purpose of electing citizens of Alpine to the Offices of Mayor, City Council Member Ward 1, City Council Member Ward 2, and City Council Member Ward 4.

BACKGROUND

- The results for the May 4, 2024 General and Special City Elections were certified by the Early Voting Ballot Board on Election Night. The City received no provision votes in the 2024 General and Special Elections.
- A recount was requested by Lori A. Griffin and was certified on May 6th. The recount was conducted on May 9th and the recount committee confirmed the results that the Early Voting Ballot Board tallied on election night.
- Once the results are canvassed by approval of the ordinance, the newly elected members may sign the Statement of Officer, be administered the oath of office, and assume their place as full member of the Council.

SUPPORTING MATERIALS

1. Ordinance 2024-05-06, including official election register.

STAFF RECOMMENDATION

APPROVE.

STATE OF TEXAS

CITY OF ALPINE

COUNTY OF BREWSTER

ORDINANCE 2024-05-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE MAY 4, 2024 SPECIAL & GENERAL ELECTIONS HELD FOR THE PURPOSE OF ELECTING CITIZENS OF ALPINE TO THE OFFICES OF MAYOR, CITY COUNCIL MEMBER WARD 1, CITY COUNCIL MEMBER WARD 2, AND CITY COUNCIL MEMBER WARD 4; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE & MEETING.

WHEREAS, the City Council of Alpine, Texas (the “City”), caused to be published in accordance with the laws of the State of Texas, a notice of the election held May 4, 2024, for the election of Council Member Ward 1 and Council Member Ward 4; and

WHEREAS, the City approved a Certification of Unopposed Candidates under Order 2024-03-01, an order certifying the unopposed status of candidates for the regularly scheduled Ward 2 and Mayor elections; and

WHEREAS, the City approved Order 2024-03-02, an order cancelling the Mayor and Ward 2 elections that were originally scheduled to be held on May 4, 2024, in accordance with § 2.053(a)Texas Election Code, and declared the following unopposed candidates elected to office:

MAYOR	
CATHERINE EAVES	

COUNCIL MEMBER WARD 2	
EVA L. OLIVAS	

WHEREAS, the appropriate authority of the City caused to be posted, published, and approved, in accordance with applicable laws, all applicable notices, orders, and actions required of political subdivisions in connection with an election; and

WHEREAS, said election was duly and legally held on May 4, 2024, by the City and in conformity with the election laws of the State of Texas, and the results of the said election have been certified and returned by the proper judge, clerks, and election officials thereof; and

WHEREAS, the City Council has considered the returns of the said election held May 4, 2024, and pursuant to state law, the Council shall canvass and declare the official results; and

WHEREAS, the election returns, duly and legally made, showed that there were cast at said election a total of 142 valid and legal votes, of which 100 were cast early, and 42 were cast on election day; and that each of the candidates in said election received the following votes:

COUNCIL MEMBER WARD 1	
JENNIFER PEEL	35

COUNCIL MEMBER WARD 1	
REAGAN STONE	42

COUNCIL MEMBER WARD 4	
LORI A. GRIFFIN	32

COUNCIL MEMBER WARD 4	
LUCY E. ESCOVEDO	33

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

SECTION 1. Each and every one of the recitals, findings, and determinations contained in the preamble of this Ordinance are found to be true and correct and are hereby repeated and incorporated herein as if copied in their entirety.

SECTION 2. The official canvass of the returns of the election reflects the following: The May 4, 2024, General City Election was duly called, notice of said election was given in accordance with law, and the said election was held in accordance with laws of the State of Texas; and that Reagan Stone was duly elected to the office of City Council Member Ward 1; that Eva L. Olivas was duly elected to the office of City Council Member Ward 2; that Lucy Escovedo was duly elected to the office of Council Member Ward 4; and that Catherine Eaves was duly elected to the office of Mayor.

SECTION 3. The returns as set forth herein are ordered and declared to be official. Said above-named parties are hereby declared duly elected to their said respective offices, subject to the filing of their "Statement of Elected Official" and the taking of their "Oath of Office" as provided by the laws of the State of Texas. The two-year office term will commence at the Council meeting at which the member of the Council has officially been declared elected and duly qualified for office.

SECTION 4. The City Council further finds that such returns are correct and adopts them as the official returns of the May 4, 2024, General and Special City Elections, and a copy of the Official Election Register is attached hereto as Exhibit "A" and incorporated herein and filed with the Office of the City Secretary.

SECTION 5. It is found that the meeting of the City Council at which this Ordinance was adopted was open to the public and it is further found and determined 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 6. All ordinances, orders, and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters ordained herein.

SECTION 7. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City

Council hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 8. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

SECTION 9. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 10. This Ordinance is effective immediately upon its passage and publication as required by State and Local Law.

PASSED AND APPROVED ON THIS THE 14th DAY OF MAY, 2024 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

APPROVED:

ATTEST:

Catherine Eaves, Mayor

Geoffrey R. Calderon, City Secretary

APPROVED AS TO FORM:

City Attorney