

## City of Alpine

### Regular City Council Meeting, Tuesday, September 20th, 2016, 5:30 P.M.

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, September 20th, 2016 in the Council Chambers, at 803 West Holland, in the City of Alpine, Texas** 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).

#### **PUBLIC NOTICE – THE USE OF CELLULAR PHONES AND SOUND ACTIVATED PAGERS ARE PROHIBITED IN THE CITY COUNCIL CHAMBERS DURING MEETINGS OF THE CITY COUNCIL.**

Members of the audience will be provided an opportunity to address the Council during Public Hearings and during Action items. Please speak into the microphone located at the podium and state your name and address. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. 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 from speaking at future meetings.

#### **Agenda**

1. Call to Order, Invocation and pledge of allegiance to the flag —
2. Determination of a quorum and proof of notice of the meeting –
3. **Presentations, recognitions and proclamations** – (A. Ramos, Mayor)
  - Proclamation for Olivia Ramirez-Ramos, 100<sup>th</sup> Birthday
4. **Reports** -
  - City Mayor’s Report** – (A. Ramos, Mayor) -
  - City Manager Report** – (E. Zimmer, CM) –
    - Update from September 8<sup>th</sup> Incident(s) and City’s Response
    - Animal Control Readout
    - Paving Update
    - Monthly Financial Readout
  - City Staff Updates** – None
5. **Public Hearings** –
  - A. Public Hearing on Ordinance 2016-08-02, amending Zoning Code 20 and 21 (E. Zimmer, CM)
  - B. Public Hearing on Ordinance 2016-09-04, amending water rates and sewer rates. (E. Zimmer, CM)
6. **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.) –

A. Approve Council Minutes of August 16<sup>th</sup>, August 18<sup>th</sup> and August 29<sup>th</sup>, 2016. (A. Ramos, Mayor)

B. Approve Resolution for closing of a Portion of 5<sup>th</sup> Street (Hwy 118) between Holland and Avenue E for Artwalk on November 18<sup>th</sup> and 19<sup>th</sup>, 2016. (E. Zimmer, CM)

**7. Information or Discussion items –**

A. Nancy Antrim, Report on TML meeting. (N. Antrim)

B. Interview Municipal Court Judge candidates (E. Zimmer, CM)

**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.) (Citizens are allowed to comment – limited to 3 minutes – after being called upon by 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.) –

8. Discuss and Consider approving second and final reading of Ordinance 2016-08-02 amending Zoning Code, Appendix C, Sections 20 “Conditional Use Permit” and 21 “Zoning and Rezoning Procedures” upon recommendation of Planning and Zoning Commission. (E. Zimmer, CM)

9. Discuss and Consider approving second and final reading of Ordinance 2016-09-04 amending water rates, bulk water rates and sewer rates for the City of Alpine, Texas, Chapter 98 “Utilities”, Section 98-83 (water rates) and Section 98-123 (sewer rates) “Rates Generally”, (b) Water Rates of the Code of Ordinances be amended to reflect new “Water Rates” and “Sewer Rates, and amending Section 98-85, Rates Outside City Limits. (E. Zimmer, CM)

10. Discuss and Consider recommendations and approve allocations for Hotel Occupancy Tax Funding for FY 2016/2017 (E. Zimmer, CM)

11. Discuss and Consider recommendation for rate increase for ground lease rate at Alpine Casparis Municipal Airport. (E. Zimmer, CM)

12. Discuss and Consider Mayor's nomination for Council approval for Municipal Court Judge. (E. Zimmer, CM)
13. Discuss and Consider taking action on setting date for Council meeting in December, 2016. (E. Zimmer, CM)
14. Discuss and Consider approval of EMS (Emergency Medical Services) Agreement. (E. Zimmer, CM)
15. Discuss and Consider approval of Gas pricing and Agreement with West Texas Gas. (E. Zimmer, CM)
16. Discuss and Consider approval of recommendation of Retail Vendor by City Staff for Electricity Services. (E. Zimmer, CM)
17. Discuss and Consider approval of RAMP Grant for TxDot Project ID: M172YALPN in the amount of \$30,000. (E. Zimmer, CM)
18. Councilmember Comments And Answers –
19. Executive Session – Pursuant to Texas Government Code, Section 551.071 (Consultation with Attorney) Pending Litigation.
  - A. Emily Livingston Scown and Barbara Scown v. the City of Alpine, Texas; Cause No. 2015-03-B0705-CV; in the 394<sup>th</sup> Judicial District Court, Brewster County, Texas. (“Scown litigation”). (E. Zimmer, CM)
20. Action after Executive Session –
  - A. Action, if any, concerning Scown litigation. (E. Zimmer, CM)
21. Adjournment -

**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.)**

I certify that this notice was posted at 2:00 P.M. on September 16th, 2016, Pursuant to 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 fax (432)837-2044 for further information.

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Margaret “Molly” Taylor, City Secretary