

CITY OF FORT STOCKTON, TEXAS

MINUTES OF: REGULAR CITY COUNCIL MEETING

DATE OF MEETING: APRIL 8, 2024

TIME OF MEETING: 5:30 PM

PLACE OF MEETING: 121 WEST SECOND STREET FORT STOCKTON, TX 79735

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

PRESENT: DARREN HODGES, PAUL JEROME CHAVEZ, PAUL CASIAS, JAMES WARNOCK, RUBEN J BERNAL, RUBEN FALCON

**Mayor Paul Casias** called the Regular Meeting to Order at 5:30 p.m. after declaring a quorum present.

**Mayor Paul Casias** read the Mission Statement:

**"The Mission of the City of Fort Stockton Municipal Government is to Promote & Value Public Confidence and Trust by the Accountable and Responsible Use of Community Resources; to Ensure Public Safety; Improve Public Services; Promote Local Recreation and Entertainment; and Generate Economic Development.**

**Council Member Darren Hodges** gave the Invocation.

**Council Member Paul Jerome Chavez** led the Pledge of Allegiance to the United States of America Flag & the Pledge of Allegiance to the Texas Flag.

**PUBLIC TESTIMONY:**

1. Public Testimony.

There was not any Public Testimony.

**PRESENTATIONS:**

2. Recognize the Fort Stockton Special Olympic Members.

**Mayor Paul Casias** recognized Coaches Chel Duarte, Gabriel Hernandez, Robert Guinn & Orlando Baiza with a Certificate of Recognition for leading the team.

He also acknowledged Chaperone and Promoter Michelle Guinn for part in the Fort Stockton Special Olympics.

**Mayor Paul Casias** presented the following Fort Stockton Special Olympic Members with Certificates of Recognition for a successful season.

- Israel Carrasco
- Alexis Duarte
- Steven Flores
- Arnie Haro
- Mario Figueroa
- William Mehlberg
- Elva Lujan
- Jo-jo Lopez
- Anthony Rosa
- Elvira Carrasco
- Reynaldo Sanchez
- Andrew Baiza

**Mayor Paul Casias** introduced **Coach Chel Duarte** who thanked everyone for their support and acknowledged the work and effort everyone put into this Season.

**Mayor Paul Casias** recessed from the Regular City Council Meeting for a brief Celebratory Reception at 5:42 p.m.

After the brief Celebratory Reception, **Mayor Paul Casias** Convened into the following Public Hearing at 6:00 p.m.

### **PUBLIC HEARINGS:**

3.

Public Hearing to consider Petition request from current property owner Texas New Mexico Power Company, to Annex their property more particularly described as:

31.9306-acre parcel being a portion of Block 29, F. J. ELLYSON FIRST ADDITION and a portion of Tract One, Section 27, Block 146, Texas and St. Louis Railroad Company Surveys to the City of Fort Stockton, per subdivision plat records of Pecos County, Texas, which

shall be zoned as a “Commercial District (C)” for the Procurement of Utility Services as petitioned by Property Owner Texas New Mexico Power Company. **(City Sec./Bldg. Offl.)**

**Building Official Roy Mendoza** explained that the Code Enforcement Department reviewed the request and is good to go. They meet the setback requirements.

**City Secretary Marina Cantu** advised City Council that the request had been reviewed by the Planning & Zoning Commission who recommended approving the Annexation.

**Mayor Paul Casias** Closed the Public Hearing to Reconvene into the Regular City Council Meeting at 6:01 p.m.

#### **ORDINANCES:**

4. Discuss/Act upon Ordinance No. 24-106, An Ordinance Annexing the hereinafter described territory, A 31.9306-Acre Parcel being a portion of Block 29, F.J. ELLYSON FIRST ADDITION and a portion of Tract One, Section 27, Block 146, TEXAS AND ST. LOUIS RAILROAD COMPANY SURVEYS to the City of Fort Stockton, Pecos County, Texas, and Extending the Boundary Limits of Said City so as to Include said hereinafter described property Within said City Limits, and Granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting a Service Agreement. **(City Sec./Bldg. Offl.)**

**City Secretary Marina Cantu** explained this is the Ordinance approving the Request of Property Owner Texas New Mexico Power Company to Annex their property.

**Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Ordinance No. 24-106, An Ordinance Annexing the hereinafter described territory, A 31.9306-Acre Parcel being a portion of Block 29, F.J. ELLYSON FIRST ADDITION and a portion of Tract One, Section 27, Block 146, TEXAS AND ST. LOUIS RAILROAD COMPANY SURVEYS to the City of Fort Stockton, Pecos County, Texas, and Extending the Boundary Limits of Said City so as to Include said hereinafter described property Within said City Limits, and Granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting a Service Agreement. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

5. Discuss/Act upon Ordinance No. 24-107, An Ordinance of the City Council of Fort Stockton, Pecos County, Texas Designating: the East One-Half (E/2) of Lots Three and Four (3&4), Block 7, GILLIS ADDITION to the City of Fort Stockton, Pecos County, Texas; (600 West El Paso Street) as a Public Recreation Facility. **(Asst. City Mgr.)**

**Assistant City Manager Jesse Gonzales Jr.** explained this Ordinance was to designate part of Block 7, located off El Paso Street across the street from St. Joseph's Cemetery, where the monopole is located, as a Public Recreation Facility.

**Motion was made by Council Member Paul Jerome Chavez, seconded by Council Member Darren Hodges, and carried unanimously to approve Ordinance No. 24-107, An Ordinance of the City Council of Fort Stockton, Pecos County, Texas Designating: the East One-Half (E/2) of Lots Three and Four (3&4), Block 7, GILLIS ADDITION to the City of Fort Stockton, Pecos County, Texas; (600 West El Paso Street) as a Public Recreation Facility. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

#### **CONSENT AGENDA:**

6. All matters listed are considered to be routine by the City Council and will be enacted by one motion. If discussion is desired, that item will be removed from the Consent Agenda and considered separately.

##### **Minutes: (Mayor)**

- Regular Meeting Minutes of Fort Stockton City Council, 03/25/2024
- Regular Meeting Minutes of Fort Stockton Historical Landmark Commission, 03/06/2024
- Regular Meeting Minutes of Keep Historic Fort Stockton Beautiful Board, 03/06/2024
- Regular Meeting Minutes of Planning & Zoning Commission, 02/21/2024
- Regular Meeting Minutes of Fort Stockton Economic Development 4-A Corporation, 02/15/2024
- Special Meeting Minutes of Fort Stockton Economic Development 4-A Corporation, 03/08/2024
- Regular Meeting Minutes of Fort Stockton Economic Development 4-B Corporation, 02/15/2024

**Accounts Payable Grand Total:**

**\$284,425.78**

**Motion was made by Council Member Ruben J Bernal, seconded by Mayor Pro-Tem James Warnock, and carried unanimously to approve the Consent Agenda, as presented. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

**REGULAR BUSINESS:**

7. Discuss/Act upon Adopting the Revision of Pecos County/City of Fort Stockton/City of Iraan Emergency Management Plan 2024. **(City Mgr.)**

**City Manager Frank Rodriguez III** introduced **Jesse Dominguez the Emergency Management Coordinator for Pecos County**, who explained this is the Emergency Management Plan that is required to be reviewed every five years.

He explained this is a completely New Plan, it has been revised to reflect the changes implemented a few years ago. Once the Proposed Manual has been approved by all entities involved, he stated he would send the complete file to City Manager Frank Rodriguez III for dissemination.

**City Manager Frank Rodriguez III** explained the Emergency Management Plan has been reviewed in depth and it details the city's responsibilities in case of an emergency.

**Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Adopting the Revision of Pecos County/City of Fort Stockton/City of Iraan Emergency Management Plan 2024. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

8. Discuss/Act upon the Landfill Cover Agreement for the Old Landfill located at 3400 Stone Road, Fort Stockton, Texas 79735 through Little Regina Trucking, LLC with The Interlocal Purchasing System (TIPS) Purchasing Cooperative, Contract No. 23060202 Pavement and Other Related Services (JOC) **(City Mgr.)**

**City Manager Frank Rodriguez III** explained this is the Agreement for the Landfill Cover Agreement. He further explained the last payment would not be released until the final inspection is completed by TCEQ. The contractor is allowed to submit a payment request

every two-weeks or monthly based on the scope of work they have completed. City Engineer Raul Rodriguez will oversee this project. The agreement was drafted by City Attorney Puja Boinpally.

**Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Landfill Cover Agreement for the Old Landfill located at 3400 Stone Road, Fort Stockton, Texas 79735 through Little Regina Trucking, LLC with The Interlocal Purchasing System (TIPS) Purchasing Cooperative, Contract No. 23060202 Pavement and Other Related Services (JOC). Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Falcon voted aye.**

9. Discuss/Act upon Roof Repairs Agreement for the Fort Stockton Municipal Court/Code Enforcement Building located 1710 N. Front, Fort Stockton, Texas 79735 through D&G Quality Roofing with The Interlocal Purchasing System (TIPS) Purchasing Cooperative, Contract No. RCSP 21060302 ROOFING (JOC). **(Asst. City Mgr.)**

**Assistant City Manager Jesse Gonzales, Jr.** advised City Council this was the agreement Drafted by City Attorney Puja Boinpally based on the approval of the proposal presented during the previous meeting. He stated a pre-construction meeting would be held on Tuesday and the Project would begin on Wednesday. The project should be completed in 3-4 weeks.

**Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Paul Jerome Chavez, and carried unanimously to approve Roof Repairs Agreement for the Fort Stockton Municipal Court/Code Enforcement Building located 1710 N. Front, Fort Stockton, Texas 79735 through D&G Quality Roofing with The Interlocal Purchasing System (TIPS) Purchasing Cooperative, Contract No. RCSP 21060302 ROOFING (JOC). Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

10. Discuss/Act upon Agreement between the City of Fort Stockton via Fort Stockton Convention & Visitor's Bureau and the Fort Stockton Historical Society for Fiscal Year 2023-2024. **(City Mgr./CVB Dir.)**

**Assistant City Manager Jesse Gonzales, Jr.** advised City Council that this agreement is an Annual Renewal, which was included in the budget. There were no changes made to the agreement. It consists of \$160,000.00 to be paid in 12 equal monthly payments.

**Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Agreement between the City of Fort Stockton via Fort Stockton Convention & Visitor's Bureau and the Fort Stockton Historical Society for Fiscal Year 2023-2024. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

11. Discuss/Act upon Agreement between the City of Fort Stockton via the Fort Stockton Convention & Visitor's Bureau and the Fort Stockton Community Theatre for Fiscal Year 2023-2024. (City Mgr./CVB Dir.)

**Assistant City Manager Jesse Gonzales, Jr.** explained this Agreement is the Annual Renewal for the Community Theatre, which was included in the budget. Nothing has changed, the Community Theatre will receive \$300.00 for each performance with a cap of \$10,000.00.

**Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Ruben Falcon, and carried unanimously to approve Agreement between the City of Fort Stockton via the Fort Stockton Convention & Visitor's Bureau and the Fort Stockton Community Theatre for Fiscal Year 2023-2024. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

12. Discuss/Act upon Contract for Pest Control Services between the City of Fort Stockton & Brockman Pest Control. (City Mgr.)

**City Manager Frank Rodriguez III** explained this bid was awarded to Brockman Pest Control Services. He requested approval for the agreement drafted by City Attorney Puja Boinpally.

**Motion was made by Council Member Ruben J Bernal, seconded by Mayor Pro-Tem James Warnock, and carried unanimously to approve Contract for Pest**

**Control Services between the City of Fort Stockton & Brockman Pest Control. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

13. Discuss/Act upon Engagement Letter for the December 31, 2023 OPEB Valuation and the GASB 75 Valuation Reports for Fiscal Years ending 2024 and 2025 between the City of Fort Stockton and Gabriel Roeder Smith & Company. (City Mgr./Dir. of Fin.)

**Director of Finance Maria Rodriguez** requested permission to approve the Engagement Letter for GRS to perform the GASB 75 Valuation for 2024 and 2025. They have been conducting the City of Fort Stockton's Audit for the past 12-15 years and are out of Dallas.

**Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Ruben Falcon, and carried unanimously to approve Engagement Letter for the December 31, 2023 OPEB Valuation and the GASB 75 Valuation Reports for Fiscal Years ending 2024 and 2025 between the City of Fort Stockton and Gabriel Roeder Smith & Company. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

14. Discuss/Act upon Repairs and Renovation of city streets through Little Regina Trucking, LLC with The Interlocal Purchasing System (TIPS) Purchasing Cooperative, Contract No. 23060202 Pavement and Other Related Services (JOC) (Asst. City Mgr.)

**Assistant City Manager Jesse Gonzales, Jr.** explained the locations would be identified by the street plans, as we go. The rate will be \$4.58 per sq. yd., which is the best rate that the City has received through any proposals.

**Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Repairs and Renovation of city streets through Little Regina Trucking, LLC with The Interlocal Purchasing System (TIPS) Purchasing Cooperative, Contract No. 23060202 Pavement and Other Related Services (JOC). Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**



15. Discuss/Act upon Final Pay Application totaling \$44,753.00 for work performed by AG Oilfield Services, Inc. which includes phase 4: Clean up and re-seed for Clearing of the Right-of-Way for the Removal of 13,851 feet of Pipeline within Section 34, Block 27, and Section 6, 7, 17, and 18, Block 28, University Lands, Pecos County, Texas. (Asst. City Mgr.)

**Assistant City Manager Jesse Gonzales, Jr.** explained this work was completed by AG Oilfield Services, Inc. and inspected by University Lands. He requested approval for Final Pay Application totaling \$44,753.00.

**Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Final Pay Application totaling \$44,753.00 for work performed by AG Oilfield Services, Inc. which includes phase 4: Clean up and re-seed for Clearing of the Right-of-Way for the Removal of 13,851 feet of Pipeline within Section 34, Block 27, and Section 6, 7, 17, and 18, Block 28, University Lands, Pecos County, Texas. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

16. Discuss/Act upon Payment for the Purchase of a Stewart Amos Street Sweeper Truck from Closner with BuyBoard Governmental Purchasing Cooperative for approximately \$347,396.00, Contract No. 685-22, which was approved on April 24, 2023. (Asst. City Mgr./P.W. Dir.)

**Assistant City Manager Jesse Gonzales, Jr.** explained the Street Sweeper Truck was received on April 1, 2024; therefore, he requested authorization for payment.

**Motion was made by Council Member Ruben J Bernal, seconded by Mayor Pro-Tem James Warnock, and carried unanimously to approve Payment for the Purchase of a Stewart Amos Street Sweeper Truck from Closner with BuyBoard Governmental Purchasing Cooperative for approximately \$347,396.00, Contract No. 685-22, which was approved on April 24, 2023. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

17. Discuss/Act upon Payment for the Purchase of Fleet 3 Camera System for the Fort Stockton Police Department Vehicles from Axon Enterprise, Inc., Utilizing American Rescue Plan Funds as approved on September 11, 2023. (City Mgr./C.O.P.)

**Chief of Police Ernesto Velasquez** explained Axon Enterprise, Inc. was here last week when they installed the Fleet 3 Camera System in the Police Department Vehicles. This included license plate readers and in car cameras. He requested permission for payment.

**Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Paul Jerome Chavez, and carried unanimously to approve Payment for the Purchase of Fleet 3 Camera System for the Fort Stockton Police Department Vehicles from Axon Enterprise, Inc., Utilizing American Rescue Plan Funds as approved on September 11, 2023. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

18. Discuss/Act upon Bid for Plat with Boundary Survey of a Portion of Section 17, Block 146, T&STL & a Portion of Section 23, Block 146, T&STL. **Bids Submitted:** *SKG Engineering, LLC, Tony Trujillo Land Surveying, Inc., & MQI Land Surveying.*

**City Secretary Marina Cantu** explained the City received bids from SKG Engineering, LLC, Tony Trujillo Land Surveying, Inc., & MQI Land Surveying for the Inclusion Project City Council previously approved for properties located on the North Side of Fort Stockton.

**Council Member Ruben Falcon** explained these properties are eligible for inclusion as they have been receiving services for over 20 years; however, he recommended rejecting the bids as he felt they were too high.

**Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to Reject all bids submitted for Plat with Boundary Survey of a Portion of Section 17, Block 146, T&STL & a Portion of Section 23, Block 146, T&STL. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.**

19. Discuss/Act Upon the Fiscal-Year 2024-2025 Budget Preparation Calendar. **(City Mgr./Dir. of Fin.)**

**Director of Finance Maria Rodriguez** presented the Fiscal-Year 2024-2025 Budget Preparation Calendar. The main dates of concern for City Council is July 23-25, 2024.

Motion was made by Council Member Ruben Falcon, seconded by Mayor Pro-Tem James Warnock, and carried unanimously to approve Fiscal-Year 2024-2025 Budget Preparation Calendar. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.

20. Question from Media.

Fort Stockton Pioneer General Manager Kerry Waldrip inquired where the property being annexed was located.

City Secretary Marina Cantu explained it is the property belonging to TNMP that is located between the Ted Fish's Animal Clinic and the Nursing Home.

Fort Stockton Pioneer General Manager Kerry Waldrip inquired how often the Emergency Management Plan had to be reviewed.

City Secretary Marina Cantu responded the Emergency Management Plan was to be reviewed every 5 years according to Emergency Management Coordinator Jesse Dominguez.

21. Adjourn.

Motion was made by Council Member Ruben J Bernal, seconded by Mayor Pro-Tem James Warnock, and carried unanimously to adjourn the Regular City Council Meeting at 6:27 p.m. Council Member Darren Hodges, Council Member Paul Jerome Chavez, Mayor Paul Casias, Mayor Pro-Tem James Warnock, Council Member Ruben J Bernal, Council Member Ruben Falcon voted aye.



*Paul Casias*

Paul Casias, Mayor

ATTEST:

*Marina A. Cantu*

Marina A. Cantu, City Secretary