

CITY OF FORT STOCKTON, TEXAS

MINUTES OF: REGULAR CITY COUNCIL MEETING
DATE OF MEETING: AUGUST 14, 2023
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, JAMES WARNOCK, PAUL CASIAS, RUBEN J BERNAL, RUBEN FALCON, PAUL JEROME CHAVEZ

JAMES ARRIVED AT 6:01 P.M.

RUBEN J. BERNAL LEFT AT 6:27 P.M.

CITY MANAGER: FRANK RODRIGUEZ III
CITY SECRETARY: MARINA CANTU
CITY ATTORNEY: PUJA BOINPALLY

Mayor Paul Casias called the Regular Meeting to Order at 5:32 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 Ruben J. Bernal led the Pledge of Allegiance to the United States of America Flag & the Pledge of Allegiance to the Texas Flag.

PROCLAMATION:

1. Proclamation Acknowledging Peadra Leteri Onsurez for her Efforts to Beautify the Community with her Artistic Murals. **(Mayor)**

NO ACTION TAKEN

PRESENTATIONS:

2. Presentation of Plaque to Former Utility Worker III Jimmy R. Velasquez for his Exceptional Commitment & Distinguished Service to the Citizens of Fort Stockton from January 18, 2011 - July 31, 2023. **(Mayor)**

Mayor Paul Casias presented a plaque to Former Utility Worker III Jimmy R. Velasquez for his Exceptional Commitment & Distinguished Service to the Citizens of Fort Stockton.

3. **Chief of Police Ernesto Velasquez with Fort Stockton Police Department----**

Chief of Police Ernesto Velasquez presented the following:

- Statistics Report for July 2023

July Calls for Service

Total Calls for Service: 1,497

FSPD Calls: 1054

FSFD Calls: 22

City: 6

County: 16

PCEMS Calls: 139

PCSO Calls: 280

July Traffic Statistics

Traffic Stops: 374

City: 285

Other Agency: 89

Traffic Citations Issued: 53

Motor Vehicle Accidents: 62

City: 33

Other Agency: 29

July Cases Filed for Prosecution:

Juvenile Probation: 0

County Attorney: 32

83rd District Attorney: 23

112th District Attorney: 7

July Arrest Statistics:

Total Arrests: 31

Charges:

Assault: 3

Burglary: 0

Criminal Mischief: 0

Criminal Trespass: 1

Disorderly Conduct: 0

Duty on Striking: 1

Driving While Intoxicated: 2

Driving While License Invalid: 1

Evading Arrest: 1

Failure to ID: 0

Family Violence: 1

Murder: 0

Outstanding Warrant: 24

Possession of Controlled Substance: 6

Possession of Marijuana: 1

Public Intoxication: 6

Racing: 2

Resisting Arrest: 3

Sexual Assault: 0

Smuggling of Persons: 0

Terroristic Threat: 0

Theft: 1

Undocumented Migrants: 0

Unlawful Carry: 0

- Statistics Report for Year to Date:

Year To Date Calls for Service

Total Calls for Service: 9,813

FSPD Calls: 6,275

FSFD Calls: 132

City: 28

County: 104

PCEMS Calls: 1,265

PCSO Calls: 2,376

Year To Date Traffic Statistics

Traffic Stops: 2,269

City: 1,412

Other Agency: 857

Traffic Citations Issued: 274

Motor Vehicle Accidents: 390

City: 210

Other Agency: 180

Year To Date Cases Filed for Prosecution:

Juvenile Probation: 16

County Attorney: 266

83rd District Attorney: 219

112th District Attorney: 44

Year To Date Arrest Statistics:

Total Arrests: 178

Charges:

Assault: 7

Burglary: 2

Criminal Mischief: 4

Criminal Trespass: 10

Disorderly Conduct: 2

Duty on Striking: 4

Driving While Intoxicated: 15

Driving While License Invalid: 4

Evading Arrest: 4

Failure to ID: 2

Family Violence: 8

Murder: 0

Outstanding Warrant: 163

Possession of Controlled Substance: 38

Possession of Marijuana: 9

Public Intoxication: 22

Racing: 4

Resisting Arrest: 7

Sexual Assault: 1

Smuggling of Persons: 8

Terroristic Threat: 1

Theft: 6

Undocumented Migrants: 3

Unlawful Carry: 5

Mayor Paul Casias Recessed from the Regular City Council Meeting to Convene into the following Public Hearing at 5:40 p.m.

PUBLIC HEARING FOR BUDGET AND TAX RATE:

4. **PUBLIC HEARING:** On the Proposed 2023-2024 Budget & Tax Rate which will Raise Less Total Property Taxes than Last Year's Budget by \$15,443.23 (-1.05%) and of that amount \$31,116.29 is Tax Revenue to be Raised from New Property added to the Tax Roll this Year. **(Mayor/Dir. of Fin.)**

Director of Finance Maria Rodriguez explained there have been no changes from the budget filed with the City Secretary.

The City is proposing a \$0.1145 on each one hundred dollars (\$100.00) valuation of property for Maintenance and Operations and a \$0.1951 on each one hundred dollars (\$100.00) valuation of property for the Debt Service.

There being no further comments from the public, **Mayor Paul Casias** Closed the Public Hearing to Reconvene into the Regular City Council Meeting at 5:41 p.m.

ORDINANCES FOR BUDGET & TAX RATE:

5. Discuss/Act upon Ordinance No. 23-115, Approving and Adopting the City of Fort Stockton, Texas, Budget for the Fiscal Year 2023-2024; Making Appropriations for the City for said Fiscal Year as Reflected in said Budget; And making Certain Findings and Containing Certain Provisions Relating to the Subject. **(City Mgr./Dir. of Fin.)**

Motion was made by Council Member Darren Hodges, seconded by Council Member Ruben J Bernal, and carried unanimously to Postpone Approving and Adopting the Ordinance of the City of Fort Stockton, Texas, Budget for Fiscal Year 2023-2024 to August 28, 2023. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

6. Discuss/Act upon Ordinance No. 23-116, An Ordinance Levying Taxes for the Use and Support of the Municipal Government of the City of Fort Stockton, Pecos County, Texas; Providing for the Interest and Sinking Fund & Apportioning Each Levy for a Specific Purpose for Fiscal Year 2023-2024 & Providing for Approval of Ordinance. **(Mayor/Dir. of Fin.)**

City Manager Frank Rodriguez III requested permission to set the date for the adoption of the Tax Rate for the City of Fort Stockton.

Motion was made by Council Member Ruben J Bernal, seconded by Council Member Paul Jerome Chavez, and carried unanimously to to Set the Date for the Adoption of the Tax Rate for Fiscal Year 2023-2024 to August 28, 2023. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

Mayor Paul Casias Recessed from the Regular City Council Meeting to Convene into the following Public Hearing at 5:43 p.m.

PUBLIC HEARINGS:

7. **PUBLIC HEARING:** Application request from Property Owners Marcelino Padilla and Elfa Padilla on behalf of Hector Salvador Cortes Portillo and Claudia Santana Nieta to Consider the following revisions to Lots Nine (9) and Ten (10), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas & more particularly described as being adjacent to N. Gatlin Street:

- Re-zone the property from Commercial District (C) to a One-Family Dwelling District 4 (SF-4); &
- Specific-Use Permit for the Placement of a Manufactured Mobile Home in a One-Family Dwelling District 4 (SF-4); this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance.

City Secretary Marina Cantu explained there are actually 3 Public Hearings on property that is located adjacent to one another. She further explained this property was previously designated as a Mobile Home Park; however, the property owner has decided to sell off the lots for individual use. Therefore, it will no longer be operated as a Mobile Home Park. In speaking with City Attorney Puja Boinpally, it is in the City's best interest to rezone the property to a One-Family Dwelling District 4 (SF-4) and have the Property Owner apply for a Specific-Use Permit for the Placement of a Manufactured Mobile Home. There is an Agreement in place that would allow Mr. Hector Salvador Cortes Portillo and Claudia Santana Nieta to purchase the property from the current property owners Marcelino Padilla and Elfa Padilla pending City Council's Approval of this request. Therefore, the current property owners are requesting the Zoning change and Specific-Use Permit on behalf of Mr. Hector Salvador Cortes Portillo and Claudia Santana Nieta.

This property is located directly behind the Fort Stockton Transfer Facility (N-5 Unit) and there are several mobile homes located within the area.

Mayor Paul Casias Closed the Public Hearing to Convene into the Next Public Hearing at 5:45 p.m.

8. **PUBLIC HEARING:** Application request from Property Owners Marcelino Padilla and Elfa Padilla to Consider the Following Revisions to Lots Seven (7) and Eight (8), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas & more particularly described as being adjacent to N. Gatlin Street and Fourteenth Street:
- Re-zone the Property from Commercial District (C) to a One-Family Dwelling District 4 (SF-4); &
 - Specific-Use Permit for the Placement of a Manufactured Mobile Home in a One-Family Dwelling District 4 (SF-4); this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance.

City Secretary Marina Cantu explained this property was previously designated as a Mobile Home Park; however, the property owner has decided to sell off the lots for individual use. Therefore, it will no longer be operated as a Mobile Home Park. In speaking with City Attorney Puja Boinpally, it is in the City's best interest to rezone the property to a One-Family Dwelling District 4 (SF-4) and have the Property Owner apply for a Specific-Use Permit for the Placement of a Manufactured Mobile Home.

This zoning change and Specific-Use Permit is being requested by Property Owners Marcelino Padilla and Elfa Padilla.

This property is located directly behind the Fort Stockton Transfer Facility (N-5 Unit) and there are several mobile homes located within the area.

Mayor Paul Casias Closed the Public Hearing to Convene into the Next Public Hearing at 5:47 p.m.

9. **PUBLIC HEARING:** Application request from Property Owners Marcelino Padilla and Elfa Padilla on behalf of Eduardo Padilla to Consider the following revisions to lots Eleven (11) and Twelve (12), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas & more particularly described as being adjacent to N. Gatlin Street:
- Re-zone the property from Commercial District (C) to a One-Family Dwelling District 4 (SF-4); &
 - Specific-Use Permit in a One-Family Dwelling District 4 (SF-4); this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance.

City Secretary Marina Cantu explained there are actually 3 Public Hearings on property that is located adjacent to one another. She further explained this property was previously designated as a Mobile Home Park; however, the property owner has decided to sell off the lots for individual use. Therefore, it will no longer be operated as a Mobile Home Park. In speaking with City Attorney Puja Boinpally, it is in the City's best interest to rezone the property to a One-Family Dwelling District 4 (SF-4) and have the Property Owner apply for a Specific-Use Permit for the Placement of a Manufactured Mobile Home. There is an Agreement in place that would allow the current property owners Marcelino Padilla and Elfa Padilla to gift the property to their son Eduardo Padilla pending City Council's Approval of this request. Therefore, the current property owners are requesting the Zoning change and Specific-Use Permit on behalf of Mr. Eduardo Padilla.

This property is located directly behind the Fort Stockton Transfer Facility (N-5 Unit) and there are several mobile homes located within the area.

Mayor Paul Casias Closed the Public Hearing to Reconvene into the Regular City Council Meeting at 5:49 p.m.

ORDINANCES:

10. Discuss/Act upon Ordinance No. 23-117, An Ordinance Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Re-zoning Lots Nine (9) and Ten (10), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas, more particularly described as being adjacent to N. Gatlin Street, from a Commercial (C) to a One-Family Dwelling District 4 (SF-4) and for the Placement of a Mobile Home by Specific-Use Permit; this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance & Providing for an Effective Date Provision. (City Sec.)

Motion was made by Council Member Darren Hodges, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Ordinance No. 23-117, An Ordinance Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Re-zoning Lots Nine (9) and Ten (10), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas, more particularly described as being adjacent to N. Gatlin Street, from a Commercial (C) to a One-Family Dwelling District 4 (SF-4) and for the Placement of a Mobile Home by Specific-Use Permit; this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance & Providing for an Effective Date Provision. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

11. Discuss/Act upon Ordinance No. 23-118, An Ordinance Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Re-zoning Lots Seven (7) and Eight (8), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas, more particularly described as being adjacent to N. Gatlin Street and Fourteenth Street, from a Commercial (C) to a One-Family Dwelling District 4 (SF-4) and for the Placement of a Mobile Home by Specific-Use Permit; this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance & Providing for an Effective Date Provision. (City Sec.)

Motion was made by Council Member Darren Hodges, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Ordinance No. 23-118, An Ordinance Amending the Zoning Chapter of the Municipal Code of the city of Fort Stockton, Texas, Re-zoning Lots Seven (7) and Eight (8), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas, more particularly described as being adjacent to N. Gatlin Street and Fourteenth Street, from a Commercial (C) to a One-Family Dwelling District 4 (SF-4) and for the Placement of a Mobile Home by Specific-Use Permit; this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance &

Providing for an Effective Date Provision. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

12. Discuss/Act upon Ordinance No. 23-119, An Ordinance Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Re-zoning Lots Eleven (11) and Twelve (12), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas, more particularly described as being adjacent to N. Gatlin Street, from a Commercial (C) to a One-Family Dwelling District 4 (SF-4) and for the Placement of a Mobile Home by Specific-Use Permit; this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance & Providing for an Effective Date Provision. (City Sec.)

Motion was made by Council Member Darren Hodges, seconded by Council Member Paul Jerome Chavez, and carried unanimously to approve Ordinance No. 23-119, An Ordinance Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Re-zoning Lots Eleven (11) and Twelve (12), Block Seventeen (17), EAST PARK ADDITION, Fort Stockton, Pecos County, Texas, more particularly described as being adjacent to N. Gatlin Street, from a Commercial (C) to a One-Family Dwelling District 4 (SF-4) and for the Placement of a Mobile Home by Specific-Use Permit; this being in accordance with Sections 7(1), 7(2) & 7(16) of the Zoning Ordinance & Providing for an Effective Date Provision. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

13. Discuss/Act upon Ordinance No. 23-120, An Ordinance Amending Chapter 12 of the Code of Ordinance of the City of Fort Stockton Titled GARBAGE AND TRASH*, Article II. Collection, Division 2. Containers; and Repealing all Other Ordinances or portions thereof in Conflict, a Severability Clause and Providing for its Publication and Effective Date. (City Mgr./Dir. of Fin.)

Assistant City Manager Jesse Gonzales, Jr. explained they were proposing the following change to this section, no person shall be allowed or permitted to use any other container for the disposal of refuse other than that furnished by the City.

Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Ordinance No. 23-120, An Ordinance Amending Chapter 12 of the Code of Ordinance of the City of

Fort Stockton Titled GARBAGE AND TRASH*, Article II. Collection, Division 2. Containers; and Repealing all Other Ordinances or portions thereof in Conflict, a Severability Clause and Providing for its Publication and Effective Date. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

14. Discuss/Act upon Ordinance No. 23-121, An Ordinance Amending Chapter 19 of the Code of Ordinance of the City of Fort Stockton Titled Public Amusements; and Creating Article III. Coin-Operated Machines and Article IV. Game Rooms and Amusement Redemption Machines; and Repealing all Other Ordinances or Portions Thereof in Conflict, a Severability Clause and Providing for its Publication and Effective Date. (Asst. City Mgr.)

Assistant City Manager Jesse Gonzales, Jr. explained this Ordinance was created to address both the Coin-Operated Machines as well as the Game Rooms and Amusement Redemption Machines while differentiating between the two.

Section 19-51 under Article IV. Game Rooms and Amusement Redemption Machines pertains to the Location Restriction. This section was amended as City Attorney Puja Boinpally found a ruling from the Supreme Court that stated the City of Fort Worth exceeded their authority when they required Game Rooms within their jurisdiction be a certain distance away from other Game Rooms.

However, the distance provision between a school or daycare is allowable.

In addition, the fee's structure, which follows the state guidelines, was added to this ordinance.

Motion was made by Council Member Paul Jerome Chavez, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Ordinance No. 23-121, An Ordinance Amending Chapter 19 of the Code of Ordinance of the City of Fort Stockton Titled Public Amusements; and Creating Article III. Coin-Operated Machines and Article IV. Game Rooms and Amusement Redemption Machines; and Repealing all Other Ordinances or Portions Thereof in Conflict, a Severability Clause and Providing for its Publication and Effective Date. Council Member Darren Hodges, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Paul Jerome Chavez voted aye and Council Member Ruben Falcon voted nay.

CONSENT AGENDA:

15. 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, 07/24/2023
- Special Meeting Minutes of Fort Stockton City Council, 07/25/2023
- Special Meeting Minutes of Fort Stockton City Council, 07/26/2023
- Special Meeting Minutes of Fort Stockton City Council, 07/31/2023
- Regular Meeting Minutes of Planning & Zoning Commission, 06/21/2023

Accounts Payable Grand Total: \$523,012.16

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

REGULAR BUSINESS:

16. Discuss/Act upon Proposals for the City of Fort Stockton's Combined Employee Group Medical Insurance. **Bids Submitted:** *BlueCross BlueShield of Texas, United Healthcare (City Mgr./Dir. of Fin.)*

Mayor Pro-Tem James Warnock arrived at 6:01 p.m.

City Manager Frank Rodriguez III explained after careful review of the bid tabulation he recommended City Council approve the proposal from BlueCross BlueShield of Texas.

Director of Human Resources Sara Mata explained BlueCross BlueShield of Texas came in with a better annual premium for the City of Fort Stockton. She further explained the City of Fort Stockton has had BlueCross BlueShield for the last two years. She advised City Council that our employees have been content with BlueCross BlueShield. She stated there were some issues when we first transitioned to this insurance, which is expected with any changeover. However, our Representative Riley Dearing has been excellent at working with us to fix any issues that arise.

Motion was made by Council Member Ruben Falcon, seconded by Council Member Ruben J Bernal, and carried unanimously to award the Proposal for the City of Fort Stockton's Combined Employee Group Medical Insurance to BlueCross BlueShield of Texas. Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

17. Discuss/Act upon Bid for Belding Water Well #6 Replacement Well Services. **Bids Submitted:** *Hydro Resources Mid-Continent, Inc. (City Mgr./R.O. Plant Sup.)*

City Manager Frank Rodriguez III recommended denying the bid received.

Motion was made by Council Member Ruben J Bernal, seconded by Council Member Paul Jerome Chavez, and carried unanimously to Deny the Bid from Hydro Resources Mid-Continent, Inc. for Belding Water Well #6 Replacement Well Services. Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

18. Discuss/Act upon Bid for Purchasing of Materials for Street Construction and Repairs. **Bids Submitted:** *Cherry Creek Aggregates, LLC, Ergon Asphalt & Emulsions, Inc., Green Dream International LLC, MJ Trucking & Materials, P2 Emulsions (City Mgr./R.O. Plant Sup.)*

Public Works Director Luis Guerra recommended awarding the bid for Aggregate and Caliche to MJ Trucking & Materials.

He recommended awarding the bid for Emulsion to P2.

He explained P2 has a better quality of emulsion, as it does not melt. He further explained when he first started with the City there was an issue with the product from Ergon Asphalt & Emulsions. Their emulsion would bleed through the rock and get on tires. Since switching over to P2 Emulsions we have not had this issue. TxDOT currently utilizes Ergon Asphalt & Emulsions and is experiencing this issue. They are having to spray lime and water to keep the emulsion from getting on tires.

Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Ruben J Bernal, and carried unanimously to award the bid for Purchasing of Materials for Street Construction and Repairs for Base Material, Grade 1 (Caliche) and Rock Aggregate, Grade 4 to MJ Trucking & Materials.

Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

Motion was made by Mayor Pro-Tem James Warnock, seconded by Council Member Ruben Falcon, and carried unanimously to award the Bid for Purchasing of Materials for Street Construction and Repairs for Emulsions to P2 Emulsions (P Squared Emulsion Plants, LLC). Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

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

Convention and Visitor's Bureau Director Cindy Melendez explained this is the agreement between the Chamber of Commerce and the Convention and Visitor's Bureau. She explained that item No. 8 was added to include hosting obligations of the 4th of July Event. She explained in the past the Chamber of Commerce hosted the 4th of July Event; however, three years ago they decided they no longer wanted to host it. The Convention and Visitor's Bureau took it on; however, it has become difficult to host as they do not have enough volunteers available for this event. Therefore, the Convention and Visitor's Bureau would like to ask the Chamber of Commerce to take the hosting obligations of this event back.

Mayor Pro-Tem James Warnock inquired if he recalled correctly, that the Chamber should have taken the event back as of last year.

Convention and Visitor's Bureau Director Cindy Melendez stated she tried to work with the Chamber of Commerce last year, asking them to assist with other events if the Convention and Visitor's Bureau were to take on the hosting obligations of the 4th of July event, to no avail.

Mayor Pro-Tem James Warnock explained the Convention and Visitor's Bureau had their own events to host.

Convention and Visitor's Bureau Director Cindy Melendez explained that they were unable to hold the Reunion Festival for the last two years because it was too close to the 4th of July Event.

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

20. Discuss/Act upon Solicitation for Bids for Covered Parking for Public Works Machinery/Equipment. (City Mgr./Asst. City Mgr.)

City Manager Frank Rodriguez III explained the structure would be constructed on City Property, located next to the land we gifted for the Fire Department. This is a means to protect our equipment, as we have outgrown our Public Works Yard and there is not a covering to cover our large equipment.

Motion was made by Council Member Ruben Falcon, seconded by Council Member Paul Jerome Chavez, and carried unanimously to approve Solicitation for Bids for Covered Parking for Public Works Machinery/Equipment. Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

21. Discuss/Act upon Pay Application No. 5 totaling \$228,000.00 for Work Performed by L.T. Construction, LLC on additions and buildout of the Hodges Pavilion. (City Mgr./Dir. of Fin.)

City Manager Frank Rodriguez III explained City Engineer Raul Rodriguez approved the work completed. They are targeting a completion date of Labor Day Weekend. They are awaiting the arrival of some equipment.

Motion was made by Council Member Paul Jerome Chavez, seconded by Council Member Ruben J Bernal, and carried unanimously to approve Pay Application No. 5 totaling \$228,000.00 for Work Performed by L.T. Construction, LLC on additions and buildout of the Hodges Pavilion. Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben J Bernal, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.

22. Discuss/Act upon Previous 380 Agreement between the City of Fort Stockton and Lancium. (EDC Dir.)

Economic Development Corporation Executive Director Remie Ramos explained due to Lancium being unable to complete the project due to energy restraints, they have requested to alter the original agreement. They requested a reduction in their pilot payment to the amount of \$150,765.00 annually. This would not restart the agreement.

This would change the agreement to reflect what is on the ground.

Council Member Darren Hodges recommended letting the agreement terminate once Lancium failed to fulfill their end of the agreement and then taxing them what the property is worth.

Council Member Ruben J. Bernal left the Regular City Council Meeting at 6:27 p.m.

After further discussion, Motion was made by Council Member Darren Hodges, seconded by Council Member Ruben Falcon, and carried unanimously to Authorize an Offer of an Agreement to Alter the Previous 380 Agreement between the City of Fort Stockton and Lancium for a reduction in the pilot payment to the amount of \$150,765.00 annually for One Year. Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.


23. Questions from Media.

There were no questions from media.

24. Adjourn.

Motion was made by Council Member Ruben Falcon, seconded by Mayor Pro-Tem James Warnock, and carried unanimously to adjourn the Regular City Council Meeting at 6:28 p.m. Council Member Darren Hodges, Mayor Pro-Tem James Warnock, Mayor Paul Casias, Council Member Ruben Falcon, Council Member Paul Jerome Chavez voted aye.




Paul Casias, Mayor
JAMES B. WARNOCK, MAYOR PRO-TEM

ATTEST:


Marina A. Cantu, City Secretary