

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

MOVED
 SECONDED
 VOTED AYE
 VOTED NAY

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:
 RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

Mayor Alexander called the Regular Meeting to order at 5:30 p.m. after declaring a quorum present.

Mayor Pro-Tem Ureta gave the Invocation.

Council Member Warnock led the Pledge of Allegiance & Pledge to the Texas Flag.

Mayor Alexander 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."

FIRST ORDER OF BUSINESS:

1. **PROCLAMATION:** Commend Ruben Bernal for His 30th Consecutive Year as a Volunteer Coach.

Mayor Alexander read the proclamation commending Ruben Bernal for his 30th Consecutive Year as a Volunteer Coach.

He stated that Mr. Bernal possessed exceptional coaching skills. He recalled when his son attended a Royals Training Camp and he never lost his patience with the participants because his aspiration was that each become a better player. He continued to be an outstanding person.

SECOND ORDER OF BUSINESS:

2. **Public Testimony on Agenda Items Only.**

Public comments regarding agenda items were not received by those in attendance.

THIRD ORDER OF BUSINESS:

3. **CONSENT AGENDA:**

Minutes:

- Regular Meeting Minutes of Fort Stockton City Council, 05/22/2018
- Regular Meeting Minutes of Planning & Zoning Commission, 06/06/2018

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

- Regular Meeting Minutes of Planning & Zoning Commission (Carports), 06/06/2018
- Regular Meeting Minutes of Planning & Zoning Commission (Carports), 06/14/2017
- Regular Meeting Minutes of Keep Historic Fort Stockton Beautiful Board, 05/02/2018
- Regular Meeting Minutes of 4-A Economic Development Corp., 04/19/2018
- Regular Meeting Minutes of 4-B Economic Development Corp., 04/19/2018

Accounts Payable Total: \$ 470,132.13
 Accounts Recap Total: \$18,564,294.44

Motion was made, seconded and carried unanimously to approve the Consent Agenda, as presented.

FOURTH ORDER OF BUSINESS:

4. Resident Project Representative Marcos Luna of Hanson Professional Services Inc. ---

➔ 30-Inch Water Transmission Line – Construction Progress / Status Report

Resident Project Representative Luna of Hanson Professional Services Inc. provided an exhibit of the 30-Inch Water Transmission Line Project. He stated that when the installation of the pipe begins, the project's progress would be highlighted on the exhibit.

Upon his arrival at the site on Monday, personnel were power washing, completing exploratory explorations and clearing the right-of-way. The moving of pipe was scheduled for Thursday or Friday.

Earlier that day, he and his co-worker visited the storage site to verify the orientation of the 6 existing gate valves and met with the Water Department. Personnel were potholing for existing utilities, clearing some right-of-way and planned to continue these activities to progress.

They planned to reconfirm the alignment which would begin on the southwest end of the R.O. Plant toward this way. The new alignment would be 73.5' from the existing 20" water line centerline.

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

MOVED	SECOND	VOTED AYE	VOTED NAY
		X	
	X	X	
		X	
X		X	
		X	

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:
 RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

Power washing of pipe would continue and toward the end of this week the right-of-way would be cleared to move the pipe. Approximately 1 mile beside the road had been cleared and a waterline would be installed within 2 weeks, if not sooner.

Mayor Pro-Tem Ureta inquired if we were within the timeline of the project.

Resident Project Representative Luna replied that the timeline was 1 year. The preconstruction meeting was held and 2 weeks after that in March was when the project actually commenced. Although not included in the original contract, extra days for power washing were added and not a hindrance because exploratory explorations were being accomplished. They would attempt to do as much as they could to meet the 1- year construction schedule deadline; he truly believed that it would be accomplished in less than 1 year.

The contractor stated that with large industrial trenchers, the process for the limestone would progress rather quickly and could anticipate covering at least half a mile daily provided that there were not any unforeseen underground utilities.

FIFTH ORDER OF BUSINESS:

5. Discuss/Act upon Ordinance No. 18-116 & Service Plan, Voluntarily Annexing a 5.38 Acre Tract of Land Out of Four Tracts of Land Described In Warranty Deed Recorded in Volume 766, Page 456, Deed Records, Located in Section 27, Block 146, T. & ST. L. RWY. CO. SURVEY, PECOS COUNTY, TEXAS, To the City of Fort Stockton, Pecos County, Texas; Which Shall be Zoned as a "Commercial" District" for the Construction of "West Texas Steel and Services;" As Petitioned by Property Owners Rafael G. & Margarita Hernandez.

Motion was made, seconded and carried unanimously to approve Ordinance No. 18-116 & Service Plan, Voluntarily Annexing a 5.38 Acre Tract of Land Out of Four Tracts of Land Described In Warranty Deed Recorded in Volume 766, Page 456, Deed Records, Located in Section 27, Block 146, T. & ST. L. RWY. CO. SURVEY, PECOS COUNTY, TEXAS, To the City of Fort Stockton, Pecos County, Texas; Which Shall be Zoned as a "Commercial" District" for the Construction of "West Texas Steel and Services;" As Petitioned by Property Owners Rafael G. & Margarita Hernandez.

SIXTH ORDER OF BUSINESS:

6. Discuss/Act upon Resolution No. 18-107R, Suspending the July 5, 2018 Effective Date of Texas-New Mexico Power Company's (TNMP'S)

VOTED NAY
 VOTED AYE
 SECONDED
 MOVED

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

X
 X
 X
 X
 X
 X

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

Requested Rate Change to Permit the City Time to Study the Request and to Establish Reasonable Rates; Approving Cooperation with Other TNMP Cities; Hiring Lloyd Gosselink Attorneys and Consulting Services to Negotiate with the Company and Direct Any Necessary Litigation and Appeals; Finding that the Meeting at which this Resolution is Passed is Open to the Public as Required by Law; Requiring Notice of this Resolution to the Company and Legal Counsel.

City Manager Rodriguez reported that the City of Fort Stockton was a member of the coalition of TNMP Cities. On May 30, 2018, TNMP Company filed a Statement of Intent to Increase Rates with all cities in its service area that retained original jurisdiction. The rate increase will become effective July 5, 2018, unless the City takes action to suspend the effective date which will allow cities more time to review the application and decide on the final action, including settlement or denial of TNMP's requested rate increase.

Mayor Alexander asserted that TNMP was seeking a \$33.3 million rate increase. If approved, the average residential customer's rates would increase by \$12.21 monthly.

Motion was made, seconded and carried unanimously to approve Resolution No. 18-107R, Suspending the July 5, 2018 Effective Date of Texas-New Mexico Power Company's (TNMP'S) Requested Rate Change to Permit the City Time to Study the Request and to Establish Reasonable Rates; Approving Cooperation with Other TNMP Cities; Hiring Lloyd Gosselink Attorneys and Consulting Services to Negotiate with the Company and Direct Any Necessary Litigation and Appeals; Finding that the Meeting at which this Resolution is Passed is Open to the Public as Required by Law; Requiring Notice of this Resolution to the Company and Legal Counsel.

SEVENTH ORDER OF BUSINESS:

7. Discuss/Act upon the Solicitation of Request for Qualifications (RFQ) for a Construction Manager to Renovate the Public Safety Building.

City Manager Rodriguez reported that proposals were not received by the deadline. After additional research and in the best interest of this project, Request for Qualifications (RFQ) would instead be sought. This will allow for a scope of work based on the design phase to include a cost analysis that will assist the City in identifying the needs of the Public Safety Building.

VOTED NAY
 VOTED AYE
 SECONDED
 MOVED

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

XX
 X
 X
 X
 X

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:
 RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

MOVED	SECONDDED	VOTED AYE	VOTED NAY
		X	
		X	
		X	
X		X	
	X	X	

Motion was made, seconded and carried unanimously to approve the Solicitation of Request for Qualifications (RFQ) for a Construction Manager to Renovate the Public Safety Building.

EIGHTH ORDER OF BUSINESS:

8. Discuss/Act upon Easement and Right-Of-Way Between the City of Fort Stockton and EnWater Solutions, LLC, for Section No. 10, Block 50, Township 9, T. & P. RR. Co. Survey, Abstract No. 5926, Pecos County, Texas, and Section No. 3, Block 50, Township 9, T. & P. RR. Co. Survey, Abstract No. 2718, Reeves and Pecos County, Texas.

City Water Attorney Harral conveyed that EnWater was a subsidiary of WaterBridge that farmed out its distribution system. It not only handled the water purchased from the City but also the saltwater disposal from adjacent fields, etc.

In January/February, the City authorized the use of this easement for another project; changed for this project were the names and section numbers. Currently, UT's Rate Schedule was less than what was being paid to property owners and therefore a higher rate was negotiated for the City in this agreement. Also, a study is to be completed during construction to determine the number of rods that the City will be paid for. Based on simple math, it appeared to be 333 rods.

This agreement/easement will renew every 5 years and at that time an additional payment will also be paid by EnWater to the City. UT's Rate Schedule was customarily a 10-year term but an improved renewal duration was negotiated.

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

X		X	
	X	X	
		X	
		X	
		X	

Motion was made, seconded and carried unanimously to approve Easement and Right-Of-Way Between the City of Fort Stockton and EnWater Solutions, LLC, for Section No. 10, Block 50, Township 9, T. & P. RR. Co. Survey, Abstract No. 5926, Pecos County, Texas, and Section No. 3, Block 50, Township 9, T. & P. RR. Co. Survey, Abstract No. 2718, Reeves and Pecos County, Texas.

NINTH ORDER OF BUSINESS:

9. Discuss/Act upon Construction of Two (2) Carports in a Single Family-1 (SF-1) Residential Dwelling District in Accordance with Ordinance No. 16-115:

- Property Owner Esequiel R. Hernandez, 1502 N. Kansas, Fort Stockton, Texas, 79735

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

▪ Andres Villalba, 806 N. Gillis, Fort Stockton, Texas, 79735

Building Official Maldonado reported that the carport for:

- 1502 N. Kansas was approved by the Planning & Zoning Commission provided that the metal roof initially intended for the carport must first be installed on the residence. As per the ordinance, both roofs needed to match.

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

X
 X
 XX
 X
 X

Motion was made, seconded and carried unanimously to approve Carport for Property Owner Esequiel R. Hernandez @ 1502 N. Kansas with the stipulation that the metal roof initially intended for the carport needed to first be installed on the residence; both roofs needed to match.

- 806 N. Gillis was also approved by the Planning & Zoning Commission. It was on the side of the residence and a gable roof would be placed.

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

X
 X
 X
 X
 XX

Motion was made, seconded and carried unanimously to approve Carport for Property Owner Andres Villalba @ 806 N. Gillis.

Mayor Alexander recessed from the Regular Meeting @ 5:59 p.m.

TENTH ORDER OF BUSINESS:

10. City Council May Convene in Closed Session in Accordance with the Texas Open Meetings Act, Texas Government Code, Concerning Attorney-Client Matters (§551.071); Deliberation regarding Real Property (§551.072); Deliberation regarding Prospective Gifts (§551.073); Personnel Matters (§551.074); and/or Deliberation regarding Security Devices (§551.076):

Ref: (a) Annual Evaluation of City Manager Frank Rodriguez III, MBA
 (b) Amendment to Contract for City Manager Frank Rodriguez III, MBA

Mayor Alexander closed the Executive Session(s) @ 6:34 p.m.

ELEVENTH ORDER OF BUSINESS:

11. Reconvene into Open Session Pursuant to Texas Government Code Section §551.102 & Take Action, if any, on Matters Deliberated in Executive Session:

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JUNE 12, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, JAMES WARNOCK, PAM PALILEO,
 MIKE URETA, JR. & DINO RAMIREZ

MAYOR: JOE CHRIS ALEXANDER
 CITY MANAGER: FRANK RODRIGUEZ III
 CITY SECRETARY: DELMA A. GONZALEZ
 CITY ATTORNEY: JESSE GONZALES, JR.

(a) Discuss/Act upon Annual Evaluation of City Manager Frank Rodriguez III, MBA

Motion was made, seconded and carried unanimously to approve a positive evaluation for City Manager Rodriguez.

Mayor Alexander expressed that City Manager Rodriguez had done an outstanding job. He was very responsive, not only with City Council but with citizens. Concerns from citizens were handled when telephone calls were received.

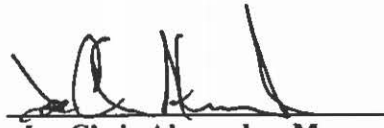
(b) Discuss/Act upon Amendment to Contract for City Manager Frank Rodriguez III, MBA

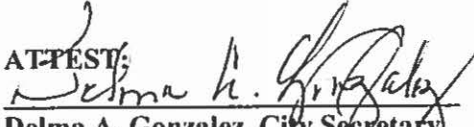
Motion was made, seconded and carried unanimously to approve Amendment to Contract for City Manager Frank Rodriguez III, MBA; with a new term effective 06/12/2018 for 36 additional months.

TWELFTH ORDER OF BUSINESS:

12. Questions from the Media on Agenda Items.

There being no further business, the Regular City Council Meeting was adjourned @ 6:36 p.m.


 Joe Chris Alexander, Mayor

ATTEST:

 Delma A. Gonzalez, City Secretary

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

MOVED	SECOND	AYE	NAY
		X	
	X	X	
		X	
X		X	
		X	

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

		X	
	X	X	
		X	
X		X	
		X	