

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

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. **RECOGNITION:** Commend Fort Stockton's 2018 18U Softball All-Stars Team & Coaches for being Named 2018 18U Champions during the West Texas All-Star Tournament:

18U Softball All-Stars – Shelby Murphy, Analiza Armendariz, Ashleigh Ramirez, Kayla Prieto, Isabella Renteria, Desiree Blanco, Jazmin Trevino, Annika Melendez, Kylie Ruiz, Desirea Montoya, & Daisy Montoya; Coaches: Abby Murphy & Monica Murphy

Mayor Alexander, on behalf of the City, presented a Certificate of Recognition to each team member and coach.

SECOND ORDER OF BUSINESS:

2. **RECOGNITION:** Commend the Keep Historic Fort Stockton Beautiful Board for Receiving the "Governor's Community Achievement Award 3rd Place" & Being a "Good Standing Affiliate" with Keep Texas Beautiful.

Mayor Alexander stated that the Keep Historic Fort Stockton Beautiful Board was comprised of the hardest working members in Fort Stockton with projects ranging from the Rio Beautification Project to Trash & Tire Pick-ups, etc.

Members in attendance were: Ruben Gonzales, Bob Sadler, Guadalupe Fierro, Leslye Curnutt, Alberto Saucedo & Lucilla Warren. Absent were: Mike Stallard, Harry Gandhi & Ross Harper.

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In recognition for their hard work and volunteer time, they were honored with the "2018 Governor's Community Achievement Award 3rd Place" for conserving and enhancing the natural resources of Texas & received a "Good Standing Affiliate" Certificate from Keep Texas Beautiful.

Mayor Alexander recessed from the Regular Meeting @ 5:42 p.m. to convene into the:

THIRD ORDER OF BUSINESS:

3. **PUBLIC HEARING:** Application Request from Property Owners Eric Daniel & Brenda V. Gonzalez for Consideration of a Specific-Use Permit in a Single Family-4 (SF-4) Residential Dwelling District for the Placement of a Manufactured-Mobile Home on Lot Seven (7), Block Eighteen (18), EAST PARK ADDITION; &/Or Adjacent to Fourteenth Street, Fort Stockton, Pecos County, Texas, & In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance.

Mayor Alexander asked for comments from the public. There being none, the Public Hearing was closed @ 5:43 p.m. to convene into the:

FOURTH ORDER OF BUSINESS:

4. **PUBLIC HEARING:** Application Request from Property Owners Victor & Dorina Colunga for Consideration of a Specific-Use Permit in a Single Family-4 (SF-4) Residential Dwelling District for the Placement of a Manufactured-Mobile Home on the N 45' of Lot Nine, (9), Block Twelve (12), EAST PARK ADDITION; &/Or Adjacent to Schlegel Street, Fort Stockton, Pecos County, Texas, & In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance.

Mayor Alexander asked for comments from the public. There being none, the Public Hearing was closed @ 5:44 p.m. to convene into the:

FIFTH ORDER OF BUSINESS:

5. **PUBLIC HEARING:** R. Silvano Fuentez has Filed a Petition to Consider the Re-Plat of 0.574 Acres; Specifically Lots 1 - 4, Block 20, RULE ADDITION to the City of Fort Stockton, Pecos County, Texas, According to the Map or Plat of Said Addition recorded in Volume 1, Plat Slide 313, of the Plat Records of Pecos County, Texas; & Wherein Lots 1-4 which are

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Adjacent to Nineteenth Street & Rooney Street shall be Re-Platted to "Lot 1" & Shall Remain in a Single Family-4 (SF-4) District for the Development of an R.V. Park.

Mayor Alexander asked for comments from the public. There being none, the Public Hearing was closed @ 5:45 p.m. to convene into the:

SIXTH ORDER OF BUSINESS:

6. **PUBLIC HEARING:** Property Owner Sam Hernandez has Filed a Petition with the Planning & Zoning Commission to Consider Two (2) Separate Requests for 0.298 Acres: Re-Plat of Lots 7 & 8, Block 184, ORIENT ADDITION to the City of Fort Stockton, Pecos County, Texas, According to Plat of Orient Addition Recorded in Plat Cabinet 1, Plat Slide 12A, Pecos County, Texas; And Wherein Lots 7 & 8, Orient Addition which are Adjacent to Tenth Street & State Street shall be Re-Platted to "Lot 7;" & Specific-Use Permit for the Proposed Re-Plat being Lot 7, Block 184, ORIENT ADDITION in a Single Family-4 (SF-4) Residential Dwelling District for the Placement of a Manufactured-Mobile Home; In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance.

Mayor Alexander asked for comments from the public. There being none, the Public Hearing was closed @ 5:47 p.m. to reconvene into the Regular Meeting.

SEVENTH ORDER OF BUSINESS:

7. Public Testimony on Agenda Items Only.

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

EIGHTH ORDER OF BUSINESS:

8. **CONSENT AGENDA:**

Minutes:

- Regular Meeting Minutes of Fort Stockton City Council, 07/10/2018
- Special Meeting Minutes of Fort Stockton City Council, 07/16/2018
- Regular Meeting Minutes of Planning & Zoning Commission, 07/11/2018

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 MINUTES OF LAST MEETING:

- Regular Meeting Minutes of Planning & Zoning Commission, 07/18/2018
- Regular Meeting Minutes of Planning & Zoning Commission (Carports), 06/27/2018
- Regular Meeting Minutes of Fort Stockton 4-A EDC Corporation, 06/21/2018
- Regular Meeting Minutes of Fort Stockton 4-B EDC Corporation, 06/21/2018
- Regular Meeting Minutes of Housing Authority Board, 06/20/2018
- Regular Meeting Minutes of Convention & Visitor's Bureau, 06/19/2018
- Regular Meeting Minutes of Fort Stockton Downtown Advisory Board, 06/19/2018
- Regular Meeting Minutes of Intergovernmental Recreation Board, 05/16/2018
- Regular Meeting Minutes of Fort Stockton Cemetery Board, 05/02/2018

Accounts Payable Total: \$ 360,859.72
 Accounts Recap Total: \$19,121,390.75

FALCON
 WARNOCK
 PALILEO
 URETA
 RAMIREZ

X
 X
 X
 X
 X
 X

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

NINTH ORDER OF BUSINESS:

9. Construction Manager Brian Beach with Alan Plummer Associates, Inc. -
 ⬇ Upgrade to the Wastewater Treatment Plant

Construction Manager Brian Beach with Alan Plummer Associates, Inc. was in attendance to present a Wastewater Evaluation & Planning for the City. He reported that the company's primary focus was water, wastewater, & construction services for municipal clients.

Principal Robert Adams expressed that concerns with the existing Wastewater Treatment Plant included: The condition & reliability of the existing systems, capacity of the existing units and the system's potential to handle growth.

- The City was permitted for a certain limit of capacity and that capacity needed to be evaluated to determine its status. In studying the flows, the City was fairly close to its permit limit in terms of how much flow could enter the facility.

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because it could not be removed from service for repairs, etc. because it was the only treatment facility and more of a reason why a parallel unit was needed. This unit could be placed on a shelf with a small package facility that used a membrane in combination with aeration tank unit that was energy intensive yet produced very high quality water because it traveled through the membranes and then exited to the clarifier which was an all-in-one tank treatment unit.

TENTH ORDER OF BUSINESS:

10. Executive Director at Crisis Center of West Texas Karen P. Hildebrand - ↳ Lilah B. Smith Safe House

Executive Director Karen P. Hildebrand reported that the Crisis Center of West Texas, based in Odessa, acquired the operations of the Lilah B. Smith Safe House in August 2016 and officially opened its doors in April 2017. This facility employed 6 people, open 24/7, 365 days a year and had served 105 clients with the majority being from Pecos County. They currently serviced Fort Stockton, Seminole, Andrews, Kermit, Monahans, Odessa, Crane, Pecos, and Mentone.

This shelter provided protection to adult victims and children of sexual assault or family violence. Survivors were provided with various amenities, a Case Manager that could assist with safety planning, goal planning, transportation, court accompaniment, referrals, etc. They also had access to staff counseling and attorneys that helped with immigration, divorce, child custody, child support and other civil matters; they did not engage in criminal matters. These professionals traveled to Fort Stockton, as needed.

Her attendance that evening was to report that Pecos County, once again, authorized \$20,000 annually and asked that the City also provide \$20,000 yearly. The cost to operate this facility exceeded \$200,000 annually with the majority of funds deriving from the Odessa community. To help offset expenses, a federal grant for \$42,000 was recently received and in 2019, an application for a minimum \$42,000 grant from Health & Human Services would be completed for a satellite shelter. They were continually seeking additional funding avenues to support this worthy service.

Mayor Pro-Tem Ureta inquired if their District and County Courts included "conditions of probation" for defendants to contribute a monetary monthly donation or pay a maximum restitution fee of \$50 to the court and community that would be directed to the Crisis Center of West Texas?

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Executive Director Hildebrand replied that Ector County required probationers to direct funds to them. They occasionally received a check from Crane and Kermit but was uncertain where the funds originated from.

Council Member Ramirez asked what the City currently contributed to the facility.

Executive Director Hildebrand responded City utilities and mowing of grass.

ELEVENTH ORDER OF BUSINESS:

11. **Engineer Interns Thomas Everett and Grace Souder of Hanson Professional Services Inc. -**
 30-Inch Water Transmission Line – Construction Progress /Status Report

Engineer Interns Thomas Everett and Grace Souder of Hanson Professional Services Inc. were in attendance to provide an update regarding the progress of the 30-Inch Water Transmission Line Project.

Engineer Everett updated the Aerial Photograph Presentation Board noting the limits of where the pipe had been installed in the ground.

In reviewing the work activities of Nelson Lewis, Inc.:

- Pipe was being installed from STA 112+50 to STA 123+00
- Pipe was in the ground from STA 57+40 to STA 75+70 (County crossing not done) and from STA 76+30 to STA 112+50
- Pipe was transported from the laydown yard to the installation location
- Pipe was "strung out" inconsistently from STA 123+00 to STA 316+00
- The right-of-way was cleared for pipe installation on the north side of the Old Alpine Highway from STA 123+00 to STA 182+00

Pipe:

- Pipe Installed in the Ground: 57+40 to 66+00; 66+00 to 75+70; & 76+31 to 123+60 = 6,559 linear feet which totaled approximately 14% of the entire pipe that will be used for the project.
- Pipe has been strung out along the entire County portion of the Old Alpine Highway, approximately 19,240 linear feet beyond the current trenching operations. (All the way up to the University Lands). They will continue along the county right-of-way and are installing 1,000 linear feet per day.

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- The lined pond was not in the best form and there were concerns regarding its repair and TCEQ being satisfied with its condition before it was irrigated.
- The electrical equipment continued to age and maintenance could be considered to provide reliable service for the long term.

Immediate Needs: Improve Aeration Capacity at Both Plants –

- One of the aerators that had not been functioning was repaired and all four (4) were now operating.
- The second system at the prison contained floating aerators but one of them was inoperative and needed to be repaired.
- The aeration capacity at both facilities needed to be evaluated to ensure that there was capacity for the long term.

Future Needs:

- Evaluate capacity of existing systems.
- Assess performance relative to permit.
- Evaluate projected future loads.
- Determine how much additional capacity was needed, if any.
- Develop a plan for improving overall reliability and meeting future needs.

Proposed Steps:

Phase 1 - Evaluate capacity of existing systems and assess performance relative to permit. Cost will be approximately \$10,000.

- A current challenge was that the existing treatment plant could not be disconnected for maintenance, inspecting the concrete liner, etc. For redundancy, a second oxidation ditch unit in parallel with the first one could be considered in order to disconnect part of the unit to complete inspections and maintenance. This was not required by TCEQ but would allow the City some flexibility with regard to operations and system reliability.

Phase 2 – Evaluate projected future loads, determine how much additional capacity is needed (if any), develop a plan for improving overall reliability and meeting future needs, and assess costs and funding options. Approximate cost will be \$20,000.

Phase 3 – Design of needed facilities; Budget unknown due to lack of detailed scope of work and will need to prepare budget with the scope of work.

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Phase 4 – Construction of needed facilities; Budget unknown due to lack of detailed scope of work and will need to prepare budget with the scope of work.

Mayor Pro-Tem Ureta understood that the permit needed to be proportionate to what the unit was actually performing.

Principal Adams replied that he was correct. The unit had a fixed capacity and the discharge capacity of the permit was tied to the capacity of the unit. The City was permitted for what it was currently producing which was relatively close to its permit limit.

The 75/90 rule was a component of the existing permit and once the plant reached 75% of its existing capacity, the City would be required by the State to initiate the planning process for a new increment of capacity. At 90%, will be required to consider the construction of an expanded unit. According to flow rates, it appeared that the plant was beginning to reach the 75% capacity.

Mayor Alexander asked if the capacity would be the same as what the City currently had or were there improvements.

Principal Adams responded that all depended on what the City intended to use the water for. They managed various water re-use options; such as what the City was currently doing in irrigating a large area for crop. The discharge limits of water quality required for that type of operation was lower than for an operation that would be discharged into a stream. The technology being used for the crops was appropriate for producing that quality of water.

Mayor Alexander inquired "What if an oilfield company wants to purchase the excess water."

Principal Adams returned that the quality of water would likely need to improve for an oilfield establishment. The City's future purposes for that water would need to be explored to ensure that the produced water was the quality that could be used.

Council Member Falcon inquired if it would be difficult if the City switched the water's current purpose but eventually opted to put it back in service.

Principal Adams replied that it would not be difficult if the City took one of the units offline. A concern was the manner in which the system was currently built

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Pay Applications:

- Up-To-Date Cost Progression: Nelson Lewis has requested \$293,897.00 which is 9.2% of the total contract price.
- Pay Application No. 2 for \$148,722.00 will be ready for approval during the August 14, 2018 Council Meeting.

Schedule:

- April 23, 2018 to April 22, 2019 + 30 Days added by Change Order No.1 = May 22, 2019.
- Through July 24, 2018: 92 Days / 395 Days Total Contract Days = 23.3% of the Time Expended.

Pending Request for Change Proposals (RCP):

- Revised Storm Water Pollution Prevention Plan
- 10-Foot Alignment Shift along Old Alpine Highway (County) to avoid Fiber Optic Line.
- Shift to South Side of TXDOT R.O.W. along Old Alpine Highway (State) to avoid Fiber Optic Line. Will require an amendment of the TXDOT permit.
- Revised Alignment across University Lands Easement from 8.33-feet to 73.5-feet from the existing 20-Inch water line.

Council Member Ramirez inquired if the pipe would be bent if rock was hit?

Engineer Everett replied that they had yet to hit any rock but anticipated that this will happen when they turn into University Lands. They had detailed plans on how this will be managed.

Mayor Alexander expressed concern regarding the rain, etc. and inquired if the back filler that was being placed would settle?

Engineer Everett responded that they would ensure that there would be proper compaction, in accordance per plans.

Council Member Falcon indicated that the depth of this pipe was not as deep as the original pipe which was approximately 10' deep.

Engineer Everett responded that there was 3' of cover on the pipe but there were locations in the TX DOT Right-of-Way where 6' of cover was used.

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TWELFTH ORDER OF BUSINESS:

12. Discuss/Act upon Ordinance No. 18-122, Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Allowing for the Placement of a Manufactured-Mobile Home by Specific-Use Permit in a Single Family-4 (SF-4) Residential Dwelling District; Being Lot Seven (7), Block 18, EAST PARK ADDITION &/Or Adjacent to Fourteenth Street, Fort Stockton, Pecos County, Texas; & In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance and Providing for an Effective Date Provision.

Building Official Maldonado commented that the Planning & Zoning Commission's recommendation to City Council was that this Specific-Use Permit be approved. The physical address for this new mobile home was 1303 E. Fourteenth Street.

Motion was made, seconded and carried unanimously to approve Ordinance No. 18-122, Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Allowing for the Placement of a Manufactured-Mobile Home by Specific-Use Permit in a Single Family-4 (SF-4) Residential Dwelling District; Being Lot Seven (7), Block 18, EAST PARK ADDITION &/Or Adjacent to Fourteenth Street, Fort Stockton, Pecos County, Texas; & In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance and Providing for an Effective Date Provision.

THIRTEENTH ORDER OF BUSINESS:

13. Discuss/Act upon Ordinance No. 18-123, Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Allowing for the Placement of a Manufactured-Mobile Home by Specific-Use Permit in a Single Family- 4 (SF-4) Residential Dwelling District; On the N 45' of Lot Nine, (9), Block Twelve (12), EAST PARK ADDITION; &/Or Adjacent to Schlegel Street, Fort Stockton, Pecos County, Texas, & In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance and Providing for an Effective Date Provision.

Building Official Maldonado remarked that the Planning & Zoning Commission's recommendation to City Council, once again, was that this item be approved. The physical address for this new mobile home was 1205 Schlegel Street.

FALCON
 WARNOCK
 URETA
 PALILEO
 RAMIREZ

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

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 WARNOCK
 URETA
 PALILEO
 RAMIREZ

MOVED	SECONDED	VOTED AYE	VOTED NAY
		X	
	X	X	
X		X	
		X	
		X	

Motion was made, seconded and carried unanimously to approve Ordinance No. 18-123, Amending the Zoning Chapter of the Municipal Code of the City of Fort Stockton, Texas, Allowing for the Placement of a Manufactured-Mobile Home by Specific-Use Permit in a Single Family- 4 (SF-4) Residential Dwelling District; On the N 45' of Lot Nine, (9), Block Twelve (12), EAST PARK ADDITION; &/Or Adjacent to Schlegel Street, Fort Stockton, Pecos County, Texas, & In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance and Providing for an Effective Date Provision.

FOURTEENTH ORDER OF BUSINESS:

14. Discuss/Act upon Ordinance No. 18-124, Re-Platting 0.574 Acres; Specifically Lots 1 - 4, Block 20, RULE ADDITION to the City of Fort Stockton, Pecos County, Texas, According to the Map or Plat of Said Addition Recorded in Volume 1, Plat Slide 313, of the Plat Records of Pecos County, Texas; & Wherein Lots 1-4 which are Adjacent to Nineteenth Street & Rooney Street Shall be Re-Platted to "Lot 1" & Shall Remain in a Single Family-4 (SF-4) District for the Development of an R.V. Park; As Requested by Property Owner R. Silvano Fuentez.

Building Official Maldonado expressed that the 4 lots that were converted to "Lot 1" would eventually contain 8-10 recreational vehicles (RV).

FALCON
 WARNOCK
 URETA
 PALILEO
 RAMIREZ

X		X	
		X	
	X	X	
		X	
		X	

Motion was made, seconded and carried unanimously to approve Ordinance No. 18-124, Re-Platting 0.574 Acres; Specifically Lots 1 - 4, Block 20, RULE ADDITION to the City of Fort Stockton, Pecos County, Texas, According to the Map or Plat of Said Addition Recorded in Volume 1, Plat Slide 313, of the Plat Records of Pecos County, Texas; & Wherein Lots 1-4 which are Adjacent to Nineteenth Street & Rooney Street Shall be Re-Platted to "Lot 1" & Shall Remain in a Single Family-4 (SF-4) District for the Development of an R.V. Park; As Requested by Property Owner R. Silvano Fuentez.

FIFTEENTH ORDER OF BUSINESS:

15. Discuss/Act upon Ordinance No. 18-125, Approving Two (2) Separate Requests for 0.298 Acres: The Re-Plat of Lots 7 & 8, Block 184, ORIENT ADDITION to the City of Fort Stockton, Pecos County, Texas, According to Plat of ORIENT ADDITION Recorded in Plat Cabinet 1, Plat Slide 12A, Pecos County, Texas; Wherein Lots 7 & 8, ORIENT ADDITION which are Adjacent to Tenth Street & State Street are Hereby Re-Platted to "Lot 7;" & A Specific-Use Permit for the Re-Plat being Lot 7, Block

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 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

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

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

184, ORIENT ADDITION in a Single Family-4 (SF-4) Residential Dwelling District for the Placement of a Manufactured-Mobile Home; In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance; As Requested by Property Owner Sam Hernandez.

Building Official Maldonado indicated that the existing mobile home on the property would be removed and replaced with a new one. The physical address for this location was 1001 N. State Street.

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Motion was made, seconded and carried unanimously to approve Ordinance No. 18-125, Approving Two (2) Separate Requests for 0.298 Acres: The Re-Plat of Lots 7 & 8, Block 184, ORIENT ADDITION to the City of Fort Stockton, Pecos County, Texas, According to Plat of ORIENT ADDITION Recorded in Plat Cabinet 1, Plat Slide 12A, Pecos County, Texas; Wherein Lots 7 & 8, ORIENT ADDITION which are Adjacent to Tenth Street & State Street are Hereby Re-Platted to "Lot 7;" & A Specific-Use Permit for the Re-Plat being Lot 7, Block 184, ORIENT ADDITION in a Single Family-4 (SF-4) Residential Dwelling District for the Placement of a Manufactured-Mobile Home; In Accordance with Section 7(1), 7(2) & 7(16) of the Zoning Ordinance; As Requested by Property Owner Sam Hernandez.

SIXTEENTH ORDER OF BUSINESS:

16. Discuss/Act upon Ordinance No. 18-126, Amending the Zoning Ordinance of the City of Fort Stockton (9) Carports To Special Front Yard Regulations in Appendix B. Zoning*, Section 8. Area Regulations., Subsection 4. Front Yard; And Repealing All Other Ordinances or Portions Thereof in Conflict, A Severability Clause and Providing for an Effective Date.

Council Member Falcon conveyed that the proposed revision indicated that the roof of a house and carport needed to be of the same material and of equal or greater value.

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Motion was made, seconded and carried unanimously to approve Ordinance No. 18-126, Amending the Zoning Ordinance of the City of Fort Stockton (9) Carports To Special Front Yard Regulations in Appendix B. Zoning*, Section 8. Area Regulations., Subsection 4. Front Yard; And Repealing All Other Ordinances or Portions Thereof in Conflict, A Severability Clause and Providing for an Effective Date.

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

SEVENTEENTH ORDER OF BUSINESS:

17. Discuss/Act upon Rescinding the Approved Final Motion during the July 16, 2018 Special City Council Meeting *i.e.* Award Vision Coverage to Ameritas.

City Manager Rodriguez expressed that the City was currently paying \$11,703.50 yearly for its Vision Plan. During the 07/16/18 Special City Council Meeting, he misread the insurance rates that were presented and inadvertently recommended Ameritas' vision coverage for \$15,637.58 instead of Humana's vision coverage for \$11,164.98. He asked that the prior motion be rescinded.

Motion was made, seconded and carried unanimously to approve Rescinding the Approved Final Motion during the July 16, 2018 Special City Council Meeting *i.e.* Award Vision Coverage to Ameritas.

EIGHTEENTH ORDER OF BUSINESS:

18. Discuss/Act upon Awarding of Combined Employee Group Vision Coverage. *Proposals:* Ameritas, Dearborn National, Humana, TML Employee Benefits Pool

City Manager Rodriguez commented that in an endeavor to minimize the cost to employees and City, his recommendation was that Humana be awarded the Combined Employee Group Vision Coverage.

Motion was made, seconded and carried unanimously to Award the Combined Employee Group Vision Coverage to Humana with a yearly cost of \$11,164.98.

NINETEENTH ORDER OF BUSINESS:

19. Discuss/Act upon Awarding of Combined Employee Group Life/AD&D Coverage. *Proposals:* Dearborn National, The Hartford, Humana, TML Employee Benefits Pool

City Manager Rodriguez stated that the City's current plan for Life/AD&D was The Hartford with a yearly cost of \$11,430.00 or \$7.50 monthly for \$30,000 in Life/AD&D coverage for every full-time employee. He recommended that the City remain with this plan.

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CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

FALCON
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VOTED NAY
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 SECONDED
 MOVED

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

Motion was made, seconded and carried unanimously to award the Employee Group Life/AD&D Coverage to The Hartford with a yearly cost of \$11,430.00.

TWENTIETH ORDER OF BUSINESS:

20. Discuss/Act upon Reimbursement of Pecos County Payment to University Lands for \$51,371.20 regarding Commercial Lease #8289 & Related to Expansion of City Waterline Easement from 30' to 100'.

City Manager Rodriguez commented that the invoice received by Pecos County from University Lands was in reference to the City's 30" water transmission line that was currently being installed from Belding to Fort Stockton. The Commissioners approved payment on Monday being that they were the lessee for this location but needed to be reimbursed by the City.

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Motion was made, seconded and carried unanimously to Reimburse Pecos County's Payment to University Lands for \$51,371.20 regarding Commercial Lease #8289; Related to Expansion of City Waterline Easement from 30' to 100'.

TWENTY-FIRST ORDER OF BUSINESS:

21. Discuss/Act upon City of Fort Stockton – Pecos County 2018 Interlocal Services Agreement for Cayanosa/Imperial Trash Collection.

City Manager Rodriguez stated that the proposed agreement increased the monthly fee per container from \$32 to \$35 for two (2) collections per week. Additionally, a \$17.50 per container per additional day per week would be assessed to containers requiring more than two (2) collections per week. Pecos County approved this agreement on Monday with the effective date for the revised fees being September 1, 2018.

Council Member Falcon understood that Pecos County would be responsible for invoicing of trash collection services.

City Manager Rodriguez replied that Pecos County had an employee that billed the residents of Imperial and Cayanosa.

City Attorney Gonzales conveyed that the agreement indicated "It is further agreed that the County is solely responsible for billing for trash collection services

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

pursuant to this agreement; and City assumes no risk for unpaid charges for trash collection services."

Motion was made, seconded and carried unanimously to approve City of Fort Stockton - Pecos County 2018 Interlocal Services Agreement for Coyanosa/Imperial Trash Collection.

TWENTY-SECOND ORDER OF BUSINESS:

22. Discuss/Act upon Utility Easement Survey and Installation of an AMI Tower on City-Owned Property; Lots 1, 11, 10 & N 40' of Lot 9, Block 231, Orient Addition.

City Manager Rodriguez expressed that the City was anticipating one additional survey from the School District. Upon receipt, City personnel will proceed with the installation of its three (3) AMI Towers.

Motion was made, seconded and carried unanimously to approve the Utility Easement Survey and Installation of an AMI Tower on City-Owned Property; Lots 1, 11, 10 & N 40' of Lot 9, Block 231, Orient Addition.

TWENTY-THIRD ORDER OF BUSINESS:

23. Discuss/Act upon Tax Deed for Trust Properties from Texas Communities Group: Lot Three (3) & West Half (W/2) of Lot Two (2), Block Fifty-Eight (58) Orient Addition.

Assistant City Manager Davis imparted that this was the third trust property that completed the bid process in collaboration with Texas Communities Group. This parcel which had been a trust property since 2003 was located at 1002 W. Fifth Street. The highest and best offer of \$3,000 was received from Abraham Mendoza who resided across the street.

Motion was made, seconded and carried unanimously to approve Tax Deed for Trust Properties from Texas Communities Group: Lot Three (3) & West Half (W/2) of Lot Two (2), Block Fifty-Eight (58) Orient Addition.

TWENTY-FOURTH ORDER OF BUSINESS:

24. Discuss/Act upon Acceptance of Donation from Jeff & Clayton Williams for the Purchase of New Radios for the Police Department.

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CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

FALCON
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MOVED
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 VOTED AYE
 VOTED NAY

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

Mayor Alexander conveyed that two (2) checks totaling \$30,000 were received from Jeff & Clayton Williams for the purchase of new hand-held radios for the Police Department. The City was extremely grateful for their donation and sacrifice to the department.

Motion was made, seconded and carried unanimously to approve Acceptance of Donation from Jeff & Clayton Williams totaling \$30,000 for the Purchase of New Radios for the Police Department.

TWENTY-FIFTH ORDER OF BUSINESS:

25. Discuss/Act upon the Solicitation of Bids for the Repair & Installation of Residential Fire Hydrants.

City Manager Rodriguez commented that there were nine (9) non-functioning &/or leaking residential fire hydrants. The bid process will be required because expenses will exceed \$50,000. Bid specifications will obligate the person/company that is awarded the bid to personally install the fire hydrants.

Motion was made, seconded and carried unanimously to approve the Solicitation of Bids for the Repair & Installation of Residential Fire Hydrants.

TWENTY-SIXTH ORDER OF BUSINESS:

26. Discuss/Act upon Agreement for Use of Subscription Material between the City of Fort Stockton and Lexipol, LLC.

Chief of Police Skelton stated that Lexipol, if approved, could assist the Department in developing its policy manuals. The development of proper procedures and policies was one of the most important tasks that the Department could fulfill to relieve itself from or lessen liability exposure(s).

Policy manuals were living documents that needed to be reassessed from time to time as new laws/rulings were approved. According to State guidelines, Lexipol will develop the proper policies for the Department and will ensure that they remain accurate and up to date.

This system will also deploy the policies to Officers and quiz them from time to time to ensure that they are aware of the policies that are to be adhered to. An area was identified in the Department's budget for this expenditure.

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

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

Motion was made, seconded and carried unanimously to approve Agreement for Use of Subscription Material between the City of Fort Stockton and Lexipol, LLC.

TWENTY-SEVENTH ORDER OF BUSINESS:

27. Discuss/Act upon Interlocal Agreement Between the City of Fort Stockton and Fort Stockton Independent School District regarding the School Resource Officers (SRO).

Chief of Police Skelton remarked that currently there was only one (1) SRO employed by the City but in his negotiations with the School District, four (4) additional School Resource Officers will be employed. The School District approved this agreement on Monday.

Per the agreement, the School District will reimburse the City for the cost to employ these 5 Officers while the City will fit and equip each officer. Recently, the City purchased new vehicles for Patrol Officers and therefore vehicles on the street will be shifted to the SRO positions; there will be plenty of equipment and vehicles to outfit the new officers. Although, SRO will be in schools on a daily basis, other Police Officers will continue with walk-throughs.

Council Member Falcon inquired regarding the “chain of command” for SRO stationed at school(s).

Chief of Police Skelton stated that one of the 5 Officers will be promoted to a Patrol Lieutenant which will be the supervisor.

Council Member Falcon asked “Who will be their boss?”

Chief of Police Skelton replied that mainly the Police Department but they will work very closely with the School District to ensure that their needs are met.

Council Member Falcon asked if the Principal will be able to send an SRO to a student's house as a result of truancy and if so, will they be armed?

Chief of Police Skelton answered “SRO” and “They are always armed and in a uniform.”

Council Member Falcon asked “Extracurricular events, traveling with teams, etc.?”

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CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

Chief of Police Skelton replied that he and the School District were anticipating that Officers would volunteer to take the place of security personnel which would save funds for the School District. Officers could save their compensatory time and tap into it when school was not in session.

Mayor Pro-Tem Ureta asked if he was satisfied with the agreement and what was discussed with the School District i.e. chain of command, etc.?

Chief of Police Skelton replied "Yes." He and the School District were excited for this program to commence. He identified some of the more experienced Officers that would be assigned to one of the schools. One of them had over 10 years with investigative experience, certified in mental health/retardation, and certified in the SRO Program. Apart from the current SRO, an Officer from the K-9 Team would be transferred to a school.

Mayor Pro-Tem Ureta asked what internal controls or on-going monitoring would be available as the program progressed and if he disapproved of something? Would there be a board to resolve issues?

Chief of Police Skelton answered that he had a good working relationship with the superintendent and principals. Visiting with them periodically would be the most evident way to determine if the program was succeeding or not.

Motion was made, seconded and carried unanimously to approve the Interlocal Agreement Between the City of Fort Stockton and Fort Stockton Independent School District regarding the School Resource Officers (SRO).

TWENTY-EIGHTH ORDER OF BUSINESS:

28. Discuss/Act upon Construction of Carport in a Single Family-1 (SF-1) Residential Dwelling District in Accordance with Ordinance No. 16-115, as requested by Property Owners Jaime & Veronica Ramirez, 1202 N. Texas Street, Fort Stockton, Texas.

Building Officer stated that the Planning & Zoning Commission's recommendation to City Council was that this item be approved.

Motion was made, seconded and carried to approve the Construction of Carport in a Single Family-1 (SF-1) Residential Dwelling District in Accordance with Ordinance No. 16-115, as requested by Property Owners Jaime & Veronica Ramirez, 1202 N. Texas Street, Fort Stockton, Texas.

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CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

Council Member Ramirez abstained from voting because Jaime Ramirez is related to him in the 1st degree of consanguinity.

TWENTY-NINTH ORDER OF BUSINESS:

29. Discuss/Act upon the Solicitation of Bank Depository Proposals; To be Opened 08/17/18 & Awarded 08/21/18.

Director of Finance Rodriguez remarked that permission was being requested to solicit Bank Depository Proposals for 2 years. The correct date for opening the proposals was 08/22/18 and 08/28/18 for awarding the proposal.

Motion was made, seconded and carried unanimously to approve the Solicitation of 2-Year Bank Depository Proposals; To be Opened 08/22/18 & Awarded 08/28/18.

THIRTIETH ORDER OF BUSINESS:

30. Discuss/Act upon 3rd Quarter FY 2017-2018 Revenue & Expense Report; ending June 30, 2018.

Director of Finance Rodriguez provided a summary of the 3rd Quarter FY 2017-2018 Revenue & Expense Report ending June 30, 2018 wherein 75% of the Fiscal Year budget had been completed.

Year-To-Date Actuals were as follows:

	REVENUES	%	EXPENSES	%
General	\$7,205,232.64	86.07	\$5,518,708.85	71.10
<i>Revenues Over Expenditures: \$1,686,523.79</i>				
75% from the Enterprise Fund has been transferred to help with General Operations. Sales tax is @ 87.23% and continues to increase. Current tax collections are @ 98.82%.				
HB 445	\$401,263.93	87.23	\$231,668.53	64.47
<i>Revenues Over Expenditures: \$169,595.40</i>				
This Fund contains a \$63,500.00 Budget Amendment for the purchase of a Water Truck 4000 gallons. If funds are not utilized for the truck, they will revert to its Fund Balance.				

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 VOTED NAY

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CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

Recreation	\$272,981.25	78.48	\$279,016.93	75.28
Expenditures Over Revenues: <\$6,035.68>				
Some of the revenues for Fall sports have not been received. Most of the department's expenditures will be reflected in the next fiscal year. A \$30,000 Budget Amendment was completed from this Fund Balance to pay for a Consultant Agreement & Benefits to Former Director Casias, as approved by their Board on January 24, 2018.				
Housing Auth.	\$359,255.04	77.25	\$364,593.00	78.40
Expenditures Over Revenues: <\$,5337.96>				
Housing Authority has a small Fund Balance. After considering what is in the Fund Balance, HUD only remits enough money to cover the Department's expenses.				
Enterprise	\$8,290,223.75	78.85	\$7,539,930.97	78.72
Revenues Over Expenditures: \$756,292.78				
Enterprise Fund is within schedule of its revenues. They have a surplus and have been able to meet their transfer of 75% to the General Fund. The revenue that the industrial water has generated (\$298,80668) has helped immensely.				
EDC 4A	\$498,597.48	80.11	\$280,806.26	54.88
Revenues Over Expenditures: \$217,791.22				
Sales Tax is @ 80% which is the majority of this revenue. This Fund has two large pending projects. Sales Tax is flourishing.				
EDC 4B	\$413,624.26	89.34	\$272,304.10	64.87
Revenues Over Expenditures: \$141,320.16				
They only have 1-2 projects remaining for this fiscal-year. Sales Tax is thriving.				
CVB	\$1,765,070.14	135.36	837,298.80	71.17
Revenues Over Expenditures: \$927,771.34				
Occupancy Tax is @ 133.46 % with one quarter still remaining in this fiscal-year. Most of the expenditures for this Fund have been completed.				

FALCON
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Motion was made, seconded and carried unanimously to approve the 3rd Quarter FY 2017-2018 Revenue & Expense Report; ending June 30, 2018.

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 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, MIKE URETA, JR.,
 PAM PALILEO & DINO RAMIREZ

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

THIRTY-FIRST ORDER OF BUSINESS:

31. Discuss/Act upon the 3rd Quarter FY 2017-2018 Investment Report; ending June 30, 2018.

Director of Finance Rodriguez reported that in accordance with the City of Fort Stockton Investment Policy and the Public Funds Investment Act, she was submitting the 3rd Quarter Investment Report ending June 30, 2018.

At the end of June, TexPool's average interest rate was 1.89%, LOGIC's average interest rate was 2.11%, 90-Day T-Bills were 1.98% and 1-Year T-Bills were 2.33%. Currently, PCSB was @ 2.16%.

In accordance with Resolution No. 11-110R, the City exceeded the required 7% of General Fund's and Enterprise Fund's \$18,884,975.00 budgeted expenses by maintaining \$1,321,948.25 this quarter.

General	Beginning of Quarter	End of Quarter	Quarterly Interest Earned
LOGIC	\$5,563,283.17	\$5,591,368.24	\$28,085.07
PCSB	\$2,992,369.80	\$4,147,439.99	\$18,191.34
TOTAL	\$8,555,652.97	\$9,738,808.23	\$46,276.41
CVB	Beginning of Quarter	End of Quarter	Quarterly Interest Earned
LOGIC	\$1,265,869.24	\$1,272,259.70	\$ 6,390.46
PCSB	\$ 607,420.81	\$1,085,634.41	\$ 4,213.07
TOTAL	\$1,873,290.05	\$2,357,894.11	\$10,603.53
EDC 4A	Beginning of Quarter	End of Quarter	Quarterly Interest Earned
LOGIC	\$1,520,522.45	\$1,528,198.49	\$7,676.04
PCSB	\$ 371,201.17	\$ 446,267.21	\$2,102.34
TOTAL	\$1,891,723.62	\$1,974,465.70	\$9,778.38
EDC 4B	Beginning of Quarter	End of Quarter	Quarterly Interest Earned
LOGIC	\$ 501,806.00	\$504,339.30	\$2,533.30
PCSB	\$ 502,079.98	\$436,617.30	\$2,695.70
TOTAL	\$1,003,885.98	\$940,956.60	\$5,229.00
2017 SERIES CO	Beginning of Quarter	End of Quarter	Quarterly Interest Earned
LOGIC	\$2,324,195.21	\$2,157,197.64	\$11,686.90

VOTED NAY
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Mayor Pro-Tem Ureta expressed that earlier in the meeting members of the KHFSB Board were deservedly commended for the hard work that they did for the City and community but he also wanted to recognize the members of the Planning & Zoning Commission. They had been extremely busy and also did numerous work for the City and community. They asked the appropriate questions, reviewed every project; & were led very well. They had saved City Council from numerous work. He appreciated the Planning & Zoning Commission Members!

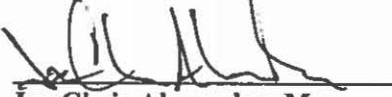
CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: JULY 24, 2018
 TIME OF MEETING: 5:30 P.M.
 PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

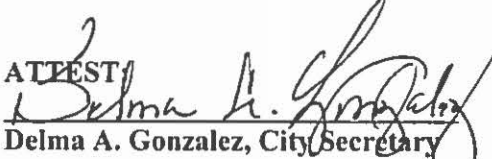
MOVED
 SECONDED
 VOTED AYE
 VOTED NAY

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

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

There being no further business, the Regular City Council Meeting was
 adjourned @ 7:06 p.m.


 Joe Chris Alexander, Mayor

ATTEST:

 Delma A. Gonzalez, City Secretary