

VOTED NAY  
VOTED AYE  
SECONDDED  
MOVED

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

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.

Council Member Ureta gave the Invocation.

Council Member Warnock led the Pledge of Allegiance

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."

Mayor Alexander recessed from the Regular Meeting @ 5:33 p.m. to convene into a:

**PUBIC HEARING:** Application Request to Consider Rezoning Block 17, Lots 7-12, EAST PARK ADDITION and Block 18, Lots 1-4, EAST PARK ADDITION from a Single Family-4 (SF-4) Residential District to a Commercial (C) District, Fort Stockton, Pecos County, Texas, As Requested by Property Owners Marcelino & Elfa Padilla for the Development of a Mobile Home Park.

Mayor Alexander asked for comments from the public. There being none, the Public Hearing was closed @ 5:34 p.m. to reconvene into the Regular Meeting.

**FIRST ORDER OF BUSINESS:**

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

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

**SECOND ORDER OF BUSINESS:**

**2. Consent Agenda:**

**Minutes:**

- Regular Meeting Minutes of Fort Stockton City Council, 02/27/2018
- Regular Meeting Minutes of Animal Control Advisory Board, 03/13/2018
- Regular Meeting Minutes of Planning & Zoning Commission, 02/21/2018

CITY OF FORT STOCKTON, TEXAS  
 MINUTES OF: **REGULAR CITY COUNCIL MEETING**  
 DATE OF MEETING: **MARCH 13, 2018**  
 TIME OF MEETING: **5:30 P.M.**  
 PLACE OF MEETING: **CITY HALL COUNCIL CHAMBER**

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- **Regular Meeting Minutes of Keep Historic F.S. Beautiful Board, 02/07/2018**
- **Regular Meeting Minutes of 4-A Economic Development Corp., 01/25/2018**
- **Regular Meeting Minutes of Fort Stockton Housing Authority Board, 01/17/2018**
- **Regular Meeting Minutes of 4-B Economic Development Corp., 12/07/2017**

**Accounts Payable Total: \$ 326,884.49**  
**Account Recap Report Total: \$16,869,032.10**

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

### **THIRD ORDER OF BUSINESS:**

#### **3. Chief of Police Skelton —**

##### **Fort Stockton Police Department Statistics for February 2018**

**Chief of Police Skelton** reported that he had just completed his 90 days with the Department. During this time ---

- **A Walk-Through Program** was instituted at the Hospital & All Schools: Officers were mandated to complete walk-throughs during their shift at these facilities. Teachers and students were getting accustomed to seeing these Officers and as a result a rapport was being built with them. The development of this relationship was exciting for Officers especially when acknowledged by school administrators. Not only were Officers familiar with the students and teachers but also with the buildings for when and if unexpected situations occurred.
- **School Training for Active Shooter:** A drill was conducted at the High School and Middle School on February 26<sup>th</sup> and another would be on March 14<sup>th</sup>. These maneuvers would get the Officers accustomed to responding to calls and would familiarize each with the layout of the buildings. Included in these trainings were the Sheriff's Office, DPS, Border Patrol, etc.
- **Directive Training Program:** This allowed citizens to submit requests through the Department's website or Facebook Page in regards to traffic problem areas in the community that Officers needed to focus on. The submitted forms would transmit to his and the Patrol Lieutenants emails. Each Officer would be required to focus 1 hour per shift on this program

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 RAMIREZ**

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and stats would be presented on a monthly basis to City Council. He encouraged citizens to enroll in this program.

- **Code Red:** He recommended that citizens enroll to receive alerts on major incidents, etc.
- **Firearm Inventory:** The Lieutenant and one of the Sergeants completed this inventory and everything was accounted for.
- **Evidence Inventory:** The CID Lieutenant and Investigator in charge of the evidence completed this inventory. Noted were minimal deficiencies that were reported to City Manager Rodriguez.
- **TCIC Audit:** This is the site that dispatchers use from a State computer to run license and license plates. Records Clerk Jimenez and Lieutenant Perkins completed this extensive audit. He commended them for the exceptional results.
- He praised the Officers for "going above and beyond" in their work. They undertook projects without asking and took great pride in the community.

He thanked City Council and City Manager Rodriguez for their unprecedented support. There were administrators from other law enforcement agencies that looked at this support with "envy."

Mayor Alexander conveyed that several individuals gathered the prior week to discuss their preferences regarding the duties of the School Resource Officer. Their aim was to be proactive in the protection of the students, teachers and administrators. Superintendent Traynham was especially pleased with the Walk-Thru Program at the schools.

Chief Skelton presented February's statistics for the Police Department:

	Feb.		Feb.
Adults Arrested	20	PC EMS	156
Juveniles Arrested	1	PC Sheriff's Office	256
Total Arrests	21	Traffic Stops	337
Accident Reports	21	Total Animals Impounded	84
Officers Assistance - County		Cats Euthanized	13
83 <sup>rd</sup> DA Filed Cases	11	Cats Deceased @ Pick up	10
112 <sup>th</sup> DA Filed Cases	6	Cat Rescued (kittens)	5
Filed Cases-County Attorney	12	Dog Currently Held	3
Juvenile Cases	2	Dog Returned to Owners	8
Investigations Initiated	61	Dogs Rescued	36
Offense Reports		Dogs Euthanized	3
Open Cases		Dog DOA	3
Calls for Service	1290	Small Furry Euthanized	
FS Police Department	953	Small Furry DOA	
FS Fire Department	21	Small Furry Released	



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**FOURTH ORDER OF BUSINESS:**

**4. Discuss/Act upon Ordinance No. 18-104, Amending an Ordinance Enacted June 1, 1982, By Rezoning Block 17, Lots 7 - 12, East Park Addition and Block 18, Lots 1- 4, East Park Addition from a Single Family- 4 (SF-4) Residential District to a Commercial (C) District for the Construction of and *Sole Use of a Manufactured Mobile Home Park.***

FALCON  
 WARNOCK  
 URETA  
 RAMIREZ

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Motion was made, seconded and carried unanimously to approve Ordinance No. 18-104, Amending an Ordinance Enacted June 1, 1982, By Rezoning Block 17, Lots 7 - 12, East Park Addition and Block 18, Lots 1- 4, East Park Addition from a Single Family- 4 (SF-4) Residential District to a Commercial (C) District for the Construction of and *Sole Use of a Manufactured Mobile Home Park.*

**FIFTH ORDER OF BUSINESS:**

**5. Discuss/Act upon Ordinance No. 18-105, Amending Chapter 16, "Nuisances" of the Code of Ordinances of the City of Fort Stockton, Article I. In General, Section 16-1. Noise. to include General Provisions, Definitions, Restrictions on Decibel Levels, Noise Prohibited, Exemptions, Enforcement, Penalties & Providing that this Ordinance Shall be Cumulative of All Ordinances; Providing for a Savings Clause; a Severability Clause; a Penalty Clause; & for the Publication and Effective Date Thereof.**

**Chief Skelton** reported that this ordinance was from the City of Fort Worth but revised for our community. Included were daytime and nighttime restrictions for zoning districts and noise restrictions to include amplifiers on City property, animals, construction work, solid waste collection, music, horns or other signal devices, and operation of motor vehicles, including but not limited to all-terrain vehicles and motorcycles made for off-road use.

This ordinance provided the Department with a tool to regulate unreasonable/nuisance noises 24/7 when it came to the revving of engines, etc. Before issuing a citation, individuals will first receive a warning.

**Council Member Falcon** inquired "Does this give the Department for motorcycles or 4-wheelers, etc. doing donuts? Does it give them the teeth to stop that?"

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**Chief Skelton** replied "Yes, it will. That nuisance has become a nuisance for those spending their Saturday's in the back yards with noises, all problems that motorcycles and ATVs are causing. Up until this point we did not have a way to enforce that."

**Council Member Falcon** referenced exceptions to the use of amplifiers in public right-of-ways and City property. He inquired who would provide permits for outdoor events.

**Chief Skelton** responded that more than likely permits would be issued from the Code Enforcement Department. Diplomacy would come into place in suppressing the preaching of God's Word.

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**Motion was made, seconded and carried unanimously to approve Ordinance No. 18-105, Amending Chapter 16, "Nuisances" of the Code of Ordinances of the City of Fort Stockton, Article I. In General, Section 16-1. Noise. to include General Provisions, Definitions, Restrictions on Decibel Levels, Noise Prohibited, Exemptions, Enforcement, Penalties & Providing that this Ordinance Shall be Cumulative of All Ordinances; Providing for a Savings Clause; a Severability Clause; a Penalty Clause; & for the Publication and Effective Date Thereof.**

#### **SIXTH ORDER OF BUSINESS:**

**6. Discuss/Act upon Resolution No. 18-105R, Authorizing the City of Fort Stockton to File a Grant Application for the NB18-PY19 National Incident-Based Reporting System (NIBRS) Grant.**

**Chief Skelton** reported that this grant was the second part of a prior grant that was completed to replace and update the Department's recording system that would interface with the Sheriff's Office.

**FALCON  
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RAMIREZ**

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**Motion was made, seconded and carried unanimously to approve Resolution No. 18-105R, Authorizing the City of Fort Stockton to File a Grant Application for the NB18-PY19 National Incident-Based Reporting System (NIBRS) Grant.**

#### **SEVENTH ORDER OF BUSINESS:**

**7. Discuss/Act upon Resolution No. 18-106R, Authorizing the City of Fort Stockton to File a Grant Application for the Local Border Security Program for 2018-2019.**

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**Chief Skelton** commented that this grant provided overtime monies to Officers when assisting federal and state partners in enforcing border-type crimes & initiatives. It granted Officers the opportunity to tackle criminal interdiction on the streets.

**Motion was made, seconded and carried unanimously to approve Resolution No. 18-106R, Authorizing the City of Fort Stockton to File a Grant Application for the Local Border Security Program for 2018-2019.**

**EIGHTH ORDER OF BUSINESS:**

**8. Discuss/Act upon Tri-Stem Consulting Agreement Authorizing the Completion of an Electric & Telecommunications Audit for the City.**

**City Manager Rodriguez** conveyed that Tri-Stem completed an electric billing audit for the City in 2009 which recovered \$944,261.00.

**Council Member Falcon** remarked that in 2009, Tri-Stem retained 50% and the majority of funds received by the City were used for attorney's fees during its water issue.

**City Manager Rodriguez** stated that as a fee for this service, Tri-Stem would receive 40% of any refunds plus 40% of any approved and implemented savings resulting from work for a period of 12 months beginning with the first month during which savings were realized. In addition to electric, they wanted to complete a telecommunications audit which included local, long-distance and cellular fees.

**Council Member Ureta** conveyed that Pecos County recently approved an agreement with Tri-Stem.

**Motion was made, seconded and carried unanimously to approve Tri-Stem Consulting Agreement Authorizing the Completion of an Electric & Telecommunications Audit for the City.**

**NINTH ORDER OF BUSINESS:**

**9. Discuss/Act upon Enterprise Fleet Management Agreement for Police Department Vehicles.**

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**FALCON  
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Chief Skelton reported that the Department currently had a fiscal-year vehicle budget of \$105,000. Officers were required to share patrol vehicles because the repairs budget was quickly depleting due to deteriorating vehicles.

The proposed Enterprise Fleet Management System allowed for the purchase of vehicles within the Department's allotted budget. His goal was to remain within the \$105,000 budget and purchase a maximum of 10 vehicles. The vehicles would be equipped, setup for the streets/roads, and patrol ready. Although there was some "wiggle room" in the budget to obtain the required equipment and outfitting he possibly might need to decrease the vehicles from 10 to 8 or 9 to accomplish what was needed in each.

Council Member Warnock inquired what would be the replacement time if one of the vehicles malfunctioned.

Mr. Kirby responded that their maintenance program consisted of 19 shops in the local area within Fort Stockton that were in their program. The vehicles that would be acquired from Enterprise were brand new and would be cycled out in a 3-5 year period. With mileage patterns being at 15,000 – 20,000 miles, vehicles would be within warranty &/or would not really experience a lot of maintenance issues that were currently being experienced with the 2014-2016 fleet currently had.

Police Vehicles were at a higher risk and he wanted to manage the rest of the fleet. His intent was to converse with City Manager Rodriguez to determine a process to replace the existing vehicles along with placing them on a maintenance & fuel program because this could provide a significant savings to the City.

Being that the Dodge Chargers and Police Inceptors were in stock, they would be delivered in approximately 45 days.

Motion was made, seconded and carried unanimously to approve the Enterprise Fleet Management Agreement for a Maximum of 10 Police Department Vehicles.

**TENTH ORDER OF BUSINESS:**

10. Discuss/Act upon Completion of a Traffic Study for the Installation of a Stop Sign @ Eleventh Street & Butz Street.

Chief Skelton expressed that several complaints were received regarding the intersection of Eleventh Street & Butz Street. The Water Factory parked its 18-

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wheeler behind its facility on Eleventh which obstructed the view of that intersection. His recommendation was to place a 4-Way Stop Sign at that location in an attempt to alleviate traffic problems or accidents.

**FALCON  
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 RAMIREZ**

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**Motion was made, seconded and carried unanimously to approve Completion of a Traffic Study for the Installation of a Stop Sign @ Eleventh Street & Butz Street.**

**ELEVENTH ORDER OF BUSINESS:**

**11. Discuss/Act upon Performance Agreement and Promissory Note between FS EDC 4-BA & Cactus Health Clinic for Infrastructure & Site Improvements to Assist with Relocation of the Current Clinic.**

**EDC Director Ramos** stated that the agenda item indicated 4-B but was actually 4-A. The Performance Agreement with Cactus Health Clinic was for infrastructure and site improvement costs associated with the relocation of the new facility. Funding for this forgivable loan was based upon approval and funding of the USDA Loan. Also, according to Section 1(b), funding either in whole or parts of the loan was subject to approval of the USDA Director and EDC Director to ensure that monies were used for infrastructure costs.

In accordance with the Performance Agreement, the \$100,000 was based upon Cactus Health Clinic's employment of 17 full-time jobs within 3-years from the date of the Agreement. If default occurred in failing to retain a minimum of 17 full-time & continuous employees during this 3-year period, they would be subject to re-payment to the EDC. This loan was approved by the 4-A EDC Board in December but Cactus Health encountered some issues and why this was now being presented.

**Council Member Ureta** inquired if the Agreement contained any verbiage in regards to attempting to use local contractors?

**EDC Director Ramos** replied that not in this Agreement because manufactured buildings would be brought in. Several local contractors were contacted for the footings.

**Council Member Falcon** referenced Section 2(b) "The jobs so created must be continuous for at least six (6) consecutive months prior to expiration of the three (3) year term."



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**EDC Director Ramos** replied that if the Applicant waited until 2 ½ years and if during that 6-month period lost 1 of its 17 employees, then the Applicant lost all of its funding. Best advice was to have 17 employees at all times.

**Council Member Falcon** asserted that Section 2(b) needed to indicate that Applicants needed to maintain 17 employees for the 3-year period and not just for the last 6 months.

**EDC Director Ramos** remarked that he would take his recommendation to the Board to reconsider the wording for funding.

**Motion was made, seconded and carried unanimously to approve the Performance Agreement and Promissory Note between FS EDC 4-A & Cactus Health Clinic for Infrastructure & Site Improvements to Assist with Relocation of the Current Clinic Contingent upon Revision to Section 2(b) that Applicant Must Continuously Maintain a Minimum of 17 Positions during the 3-Year Period.**

**TWELFTH ORDER OF BUSINESS:**

**12. Discuss/Act upon Performance Agreement and Promissory Note between FS EDC 4-B & Family Care Center - Walk-In Clinic for Storefront & Office Improvements.**

**EDC Director Ramos** conveyed that the hospital was proposing to move its Family Care Center - Walk-In Clinic into Dr. George's former office on Main Street. The Performance Agreement was not a matching grant and for infrastructure improvements and not storefront improvements. Improvements needed to total \$100,000 for EDC to assist with 50% (\$50,000) of the project and contingent upon the employment of a minimum of 9 full-time positions.

**Motion was made, seconded and carried unanimously to approve the Performance Agreement and Promissory Note between FS EDC 4-B & Family Care Center - Walk-In Clinic for Office/Infrastructure Improvements Contingent upon Revision to Section 2(b) that Applicant Must Continuously Maintain a Minimum of 9 Positions During the 3-Year Period.**

**THIRTEENTH ORDER OF BUSINESS:**

**13. Discuss/Act upon Performance Agreement between FS EDC 4-B & Family Care Center – Family Medicine Resident Training Program for Workforce Training.**

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URETA  
RAMIREZ**

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**EDC Director Ramos** reported that the hospital received two medical resident students from the Texas Tech University Medical Residency Program. Both of them essentially worked for free at the Clinic assisting with the operation of the Hospital.

Recently, TTU lost its funding for this portion of the program which was going to cost the hospital \$180,000. To assist with this, EDC intended to supplement \$50,000 toward the Workforce Training Program. This payment would be made in a lump sum but prorated over a 12-month period. If the training program ceased to exist, repayment of the remaining balance would be repaid to the EDC.

**Mayor Alexander** expressed that the hospital would lose two doctors if assistance was not granted to the program. It had been and was an extremely vital program because Fort Stockton procured several of its physicians because they opted to remain here. Pecos County would be responsible for the additional \$130,000.

**EDC Director Ramos** clarified that this funding would not be a recurrent request. Judge Shuster expressed that they were approached mid-budget and therefore was an unexpected/unbudgeted expense.

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**Motion was made, seconded and carried unanimously to approve the Performance Agreement between FS EDC 4-B & Family Care Center – Family Medicine Resident Training Program for Workforce Training totaling \$50,000.**

**FOURTEENTH ORDER OF BUSINESS:**

**14. Discuss/Act upon Pecos County, Texas – City of Fort Stockton, Texas 2018 Interlocal Services Agreement - EMS.**

**City Manager Rodriguez** reported that this contract was effective October 1, 2017 for a period of 15 months, ending December 31, 2018 for EMS Services. City would pay to County the sum of \$220,000 during the City's 2017-2018 Fiscal-Year Budget.

**FALCON  
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**Motion was made, seconded and carried unanimously to approve the Pecos County, Texas – City of Fort Stockton, Texas 2018 Interlocal Services Agreement - EMS.**

**Council Member Falcon** wished that Mr. Holden would have returned because he did indicate that he was in an extremely competitive time constraint.

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**EDC Director Ramos** asserted that this area was a desirable location. Numerous developers that the EDC was in communication with were expressing interest in that area. There had been some EPA bore hole testing in the former truck stop parking lot which was a good indication that somebody was interested, under contract and ready for expenditures to ensure that it was clean.

**FALCON  
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MOVED	SECONDED	VOTED AYE	VOTED NAY
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**Motion was made, seconded and carried unanimously to Table the Voluntary Annexation Process for All of Lots 1-6 Inclusive, Block Five, MATT C. SMITH ADDITION & Zone Property "Multiple-Family (MF) Dwelling District" for the Construction of the Redwood Apartments.**

#### **SEVENTEENTH ORDER OF BUSINESS:**

**17. Discuss/Act upon Initiating the Voluntary Annexation Process for 1.185 Acres of Land Comprised of Lot 91 thru 100, Block 8, PECOS HIGHLAND ADDITION and that Portion of Ninth Street Adjoining the North Side of Said Lot 100 & Zone Property "Commercial" for the Development of an R.V. Park.**

**FALCON  
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MOVED	SECONDED	VOTED AYE	VOTED NAY
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X		X	
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**Motion was made, seconded and carried unanimously to approve Initiating the Voluntary Annexation Process for 1.185 Acres of Land Comprised of Lot 91 thru 100, Block 8, PECOS HIGHLAND ADDITION and that Portion of Ninth Street Adjoining the North Side of Said Lot 100 & Zone Property "Commercial" for the Development of an R.V. Park.**

#### **EIGHTEENTH ORDER OF BUSINESS:**

**18. Discuss/Act upon Initiating the Voluntary Annexation Process for All of Lots One and Two (1 & 2), Block Two (2), EAST PARK ADDITION & Zone Property "Single Family- 4 (SF-4) Residential District" to Obtain Utility Services.**

**FALCON  
 WARNOCK  
 URETA  
 RAMIREZ**

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

**Motion was made, seconded and carried unanimously to approve Initiating the Voluntary Annexation Process for All of Lots One and Two (1 & 2), Block Two (2), EAST PARK ADDITION & Zone Property "Single Family- 4 (SF-4) Residential District" to Obtain Utility Services.**

#### **NINETEENTH ORDER OF BUSINESS.**

**19. Questions from the Media on Agenda Items.**

CITY OF FORT STOCKTON, TEXAS  
MINUTES OF: **REGULAR CITY COUNCIL MEETING**  
DATE OF MEETING: **MARCH 13, 2018**  
TIME OF MEETING: **5:30 P.M.**  
PLACE OF MEETING: **CITY HALL COUNCIL CHAMBER**


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VOTED NAY  
VOTED AYE  
SECONDED  
MOVED

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:  
**RUBEN FALCON, JAMES WARNOCK, DINO RAMIREZ &  
MIKE URETA, JR.**  
**ABSENT: BILLY JACKSON**

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

**There being no further business, the Regular City Council Meeting was  
adjourned @ 6:45 p.m.**

  
\_\_\_\_\_  
**Joe Chris Alexander, Mayor**

ATTEST

  
\_\_\_\_\_  
**Delma A. Gonzalez, City Secretary**