



FORT STOCKTON CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
TUESDAY, APRIL 14, 2020  
5:30 P.M.

**MEETING LOCATION:**  
121 WEST SECOND STREET  
FORT STOCKTON, TX 79735

**AS A COURTESY, PLEASE PLACE YOUR CELL PHONE ON “SILENT” OR “VIBRATE.”**

**CALL MEETING TO ORDER AFTER DECLARING A QUORUM PRESENT.**

**INVOCATION:**

**PLEDGES:**

-  **ALLEGIANCE TO THE UNITED STATES OF AMERICA FLAG**
-  **ALLEGIANCE TO THE TEXAS FLAG**

**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.”

**COMMENTS FROM THE AUDIENCE ON REGULAR AGENDA ITEMS:**

**TELECONFERENCE:** In accordance with Governor Abbott’s declaration of the COVID-19 public health threat and action to temporarily suspend certain provisions of the Texas Open Meetings Act, a quorum of the Fort Stockton City Council will hold its Special City Council meeting by telephonic conference call. The public may join this meeting by calling: 1-408-418-9388 and entering the following code: 266-988-159.

**FACEBOOK LIVE:** The City Council Meeting will be streamed live through the Fort Stockton City Hall’s Facebook Page. Members of the public wishing to address City Council during the meeting may do so through the Facebook live stream.

**E-MAIL:** Members of the public wishing to address City Council during the meeting may do so through e-mail at [Fscitycouncil@cityfs.net](mailto:Fscitycouncil@cityfs.net).

**IN PERSON:** Citizens who desire to address City Council regarding matters on the Consent or Regular Agenda **shall approach the podium when the item is to be considered**. Discussion by City Council Members will only occur when an agenda item is scheduled for consideration. Prior to making comments, each speaker will be required to **provide his/her name and residential address**. Speakers will be **limited to 3 minutes**. Speakers making personal, impertinent, profane or slanderous remarks will be removed from the Council Chamber and will be barred from re-entering the room during the meeting.

**BOARD OF ADJUSTMENT:**

**Must be heard by a Minimum of 5 Members & Requires a Unanimous Vote of 4 Members to Approve Item**

**(Recess from the Regular Meeting to convene as the Board of Adjustment)**

1. **PUBLIC HEARING:** Application request from Property Owner Elvira Feyry to consider a Special Exception to expand a one-family dwelling (detached) in a Retail District 0.22 Acres; Specifically Lots 1&2, Block 251, ORIENT ADDITION, Fort Stockton, Pecos County, Texas According to the Map or Plat of said Addition Recorded in Plat Cabinet 1, Pages 10 A&B of the Plat records of Pecos County, Texas.
2. Discuss/Act upon Application request from Property Owner Elvira Feyry to consider a Special Exception to expand a one-family dwelling (detached) in a Retail District 0.22 Acres; Specifically Lots 1&2, Block 251, ORIENT ADDITION, Fort Stockton, Pecos County, Texas According to the Map or Plat of said Addition Recorded in Plat Cabinet 1, Pages 10 A&B of the Plat records of Pecos County, Texas.

**Close the Board of Adjustment Meeting to convene into:**

3. **PUBLIC HEARING:** Application request from Property Owner Fort Stockton ISD to consider Revisions to all of Block H and a portion of West Gallagher Street, South Valentine Street and South Young Street, JAMES ADDITION, Fort Stockton, Pecos County, Texas, Being bound on the North & South by Gallagher Street & Sherer Street and the East & West by Young Street & Valentine Street:
  - **RE-ZONE** Property from a Single Family (SF-3) Residential Dwelling District to a Two-Family (2F) Residential Dwelling District;
  - **RE-PLAT** the Block to contain seven (7) Separate Lots; &
  - **ABANDONMENT/CLOSURE** of a 0.320 Acre Tract of Land being a Portion of South Young Street, West Gallagher Street & South Valentine Street for the Eventual Construction of Teacher Housing.

**Close Public Hearing to convene into:**

4. **PUBLIC HEARING:** Application request from Property Owner Directbytes, LLC to consider a Revision to 2.066 Acres; Specifically Block 3, Ellyson First Addition, Fort Stockton, Pecos County, Texas According to Pecos County, Texas; Being bound on the North & South by W. Dickinson Boulevard & 9<sup>th</sup> Street and the East & West by Walnut Street & Mulberry Street.
  - **RE-PLAT** the Block to Contain three (3) Separate lots for the purpose of subdivision & redevelopment.

**Close Public Hearing to convene into:**

5. **PUBLIC HEARING:** Application request from Property Owner Elvira Feyry to consider revision to 0.22 Acres; Specifically Lots 1&2, Block 251, ORIENT ADDITION, Fort Stockton, Pecos County, Texas According to the Map or Plat of said Addition Recorded in Plat Cabinet 1, Pages 10 A&B of the Plat records of Pecos County, Texas:
  - **RE-PLAT** property to one (1) lot.

**Close Public Hearing to reconvene into the Regular Meeting:**

**PRESENTATION:**

6. **Chief of Police Robert Luan with Fort Stockton Police Department ----**
  - 📎 Statistics for March 2020
7. **City Manager Frank Rodriguez III----**
  - 📎 City Manager's Report

**CONSENT AGENDA:**

8. All matters listed are considered to be routine by the City Council and will be enacted by one motion. If discussion is desired, that item will be removed from the Consent Agenda and considered separately.”  
**Minutes: (Mayor)**

- ◆ Regular Meeting Minutes of Fort Stockton City Council, 03/24/2020
- ◆ Special Meeting Minutes of Fort Stockton City Council, 03/31/2020
- ◆ Emergency Meeting Minutes of Fort Stockton City Council, 04/02/2020
- ◆ Emergency Meeting Minutes of Fort Stockton City Council, 04/09/2020
- ◆ Regular Meeting Minutes of Fort Stockton Planning & Zoning Commission, 10/16/2019

**Accounts Payable Grand Total:           \$144,073.37**

**ORDINANCE:**

9. Discuss/Act upon Ordinance No. 20-103, Authorizing Three (3) Separate Requests from Property Owner Fort Stockton ISD for all of Block H and a portion of West Gallagher Street, South Valentine Street and South Young Street, JAMES ADDITION, Fort Stockton, Pecos County, Texas:
  - **ABANDONMENT/CLOSURE** of a 0.320 Acre Tract of Land being a Portion of South Young Street, West Gallagher Street & South Valentine Street.
  - **RE-PLAT** of all of Block H to contain seven (7) Separate Lots; &
  - **RE-ZONE** Property from a Single Family (SF-3) Residential Dwelling District to a Two-Family (2F) Residential Dwelling District for the Eventual Construction of Teacher Housing.
  
10. Discuss/Act upon Ordinance No. 20-104, Authorizing Request from Property Owner Directbytes, LLC to consider a Revision to 2.066 Acres; Specifically Block 3, Ellyson First Addition, Fort Stockton, Pecos County, Texas According to the map or plat of said addition recorded in Plat Cabinet, Slides 57 A&B, of the plat records of Pecos County, Texas; Being bound on the North & South by W. Dickinson Boulevard & 9<sup>th</sup> Street and the East & West by Walnut Street & Mulberry Street.
  - **RE-PLAT** of all of Block 3 to contain three (3) Separate lots for the purpose of subdivision & redevelopment.
  
11. Discuss/Act upon Ordinance No. 20-105, Authorizing Request from Property Owner Elvira Feyry to consider revision to 0.22 Acres; Specifically Lots 1&2, Block 251, ORIENT ADDITION, Fort Stockton, Pecos County, Texas According to the Map or Plat of said Addition Recorded in Plat Cabinet 1, Pages 10 A&B of the Plat Records of Pecos County, Texas:
  - **RE-PLAT** lots 1&2, Block 251, ORIENT ADDITION to one (1) lot.

**REGULAR BUSINESS:**

12. Discuss/Act upon the Construction of a Carport in a One-Family Dwelling District (SF-1) in accordance with Ordinance No. 18-126, as requested by Property Owner Fred Pena, 208 West 2nd Street, Fort Stockton, Texas 79735. **(City Mgr./Bldg. Official)**
  
13. Discuss/Act upon Hazardous Duty Pay for First Responders: Public Safety Officers & Code Enforcement Staff. **(City Mgr./P.W. Dir.)**
  
14. Discuss/Act upon Awarding Bid for Routine Maintenance & Repairs Service Contractor for City of Fort Stockton Air-Conditioning & Heating Systems. *Bid: TDIndustries* **(City Mgr.)**
  
15. Discuss/Act upon Accepting the Pecos County Donation of Flagpole located at the Property commonly known as the Baroid Buildings on Railroad Avenue to be placed at the City of Fort Stockton Police Department. **(City Mgr./Chief of Police)**
  
16. Discuss/Act upon Extra Workspace Permit for AEP TEXAS INC for a Temporary Workspace Easement for a 1.239 Acre Tract of land located at T. & P.P. RR Co. Survey, Section 40, Block 50, Township 9, Abstract 5658, Pecos County, Texas. **(City Mgr./City Atty.)**

**EXECUTIVE SESSION:**

17. 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 & Revision to Contract for City Manager Frank Rodriguez III.  
(b) 90-Day Review Evaluation: City Secretary Marina A. Cantu
18. Reconvene into Open Session Pursuant to Texas Government Code Section §551.102 & Take Action, if any, on Matters Deliberated in Executive Session:  
**(17a)** Discuss/ Act upon Annual Evaluation & Revision to Contract for City Manager Frank Rodriguez III  
**(17b)** Discuss/ Act upon 90-Day Review Evaluation of City Secretary Marina A. Cantu
19. Questions from the Media. **(Mayor)**
20. Adjourn. **(Mayor)**

**City Council Reserves the Right to Consider Business Regardless of the Sequence of Posted Items & May Vote &/or Act Upon Each of the Items Listed in this Agenda.**

**At Any Time During the Meeting or Work Session and in Compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the City Council May Meet in Executive Session on Any of the Agenda Items or Other Lawful Items for Consultation Concerning Attorney-Client Matters (§551.071); Deliberation Regarding Real Property (§551.072); Deliberation Regarding Prospective Gifts (§551.073); Personnel Matters (§551.074); and Deliberation Regarding Security Devices (§551.076). Any Subject Discussed in Executive Session May be Subject to Action during an Open Meeting.**

**Persons with Disabilities who Plan to Attend the Meeting and Who May Need Assistance, are Requested to Contact the City Secretary's Office @ 432.336.8525 @ least Two (2) Business Days Prior to the Meeting so that Appropriate Arrangements can be made.**