

CITY OF FORT STOCKTON, TEXAS  
MINUTES OF: REGULAR CITY COUNCIL MEETING  
DATE OF MEETING: NOVEMBER 10, 2020  
TIME OF MEETING: 5:30 P.M.  
PLACE OF MEETING: CITY COUNCIL CHAMBER

VOTED NAY  
VOTED AYE  
SECONDED  
MOVED

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:  
PRESENT: RUBEN FALCON, MIKE URETA JR., PAM PALILEO & PAUL CASIAS

PRESENT VIA VIDEO CONFERENCE: JAMES WARNOCK

MAYOR: JOE CHRIS ALEXANDER  
CITY MANAGER: FRANK RODRIGUEZ III  
CITY SECRETARY: MARINA A. CANTU  
CITY ATTORNEY: PUJA BOINPALLY

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.

The Fort Stockton High School Panthers Football Team 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 the Fort Stockton Panthers Football Team for their Exemplary Performance this season, which earned them their title as “District Champions”.

City Council commended and recognized each member of the Fort Stockton High School Panthers Football Team for their hard work and dedication.

**SECOND ORDER OF BUSINESS:**

2. **Environmental Technician Kelly Mayfield with Hanson Professional Services Inc.—**  
    ↳ **Update on Progress/Status of Construction of Landfill Infrastructure, Cell I-1, and Cell IV-1 of the City of Fort Stockton MSW Type IAE and Type IV AE Landfill.**

Environmental Technician Kelly Mayfield with Hanson Professional Services Inc reported the following:

**Completed to date:**

- Mobilization-completed 08/31/2020
- Silt Fence-completed 09/17/2020
- Box Culverts-Installed 10/28/2020
- Detention Pond-Completed 10/29/2020

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- Cell IV-1-Completed 11/02/2020

Primary Spillway is underway. They have done the excavation and the estimated completion date is 11/20/20.

Concrete Wingwalls will begin Thursday and the estimated completion date is 11/23/2020.

Cell 1-1 is underway. They have excavated approximately half of the cell. Estimated completion date is 11/24/2020.

The fencing has been started and looks good. They have done 8,100 linear feet and have 2,700 linear feet to go. The estimated date of completion is 12/04/2020.

Remaining Work Items:

Work Items	Scheduled to Begin	Estimated Completion
Drainage Ditches	11/16/2020	11/23/2020
Riprap	11/24/2020	11/30/2020
Seeding for Erosion Control	11/23/2020	12/04/2020

To Date Summary:

- Landfill Construction 78.84%
- Cost Progression \$707,156.27=55.00% of Contract Price
- Schedule Progression 67 days=74.44% of Contract Time Elapsed

The project is running on schedule.

THIRD ORDER OF BUSINESS:

3. Discuss/Act upon Approval of Ordinance No. 20-122, An Ordinance Authorizing the Issuance and Sale of City of Fort Stockton, Texas Tax Notes, Series 2020; Levying an Annual Ad Valorem Tax and Providing for the Payment of said Notes; and Enacting Other Provisions Relating to the Subject.

Robert A. Tijerina, CEO & Managing Director of Tijerina Galvan Lawrence LLC Financial Consulting reported the Tax Notes 2020 Final Pricing Results for November 10, 2020 based on the action City Council took two weeks ago to move

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forward issuing Maintenance Taxes for the Plan of Finance. The purpose of the item is to discuss the Final Interest Rate and the terms of the Note.

**Mr. Tijerina** stated this was one of the most competitive financing he has been involved with in a while. There were 7 banks that submitted a bid. The lowest interest rate was provided by Citizens National Bank. The 1.17% interest rate is fixed and callable at any time. This means the note can be paid-off at anytime without any penalty. Should the city choose to refinance the note and extend the debt over a period they would be able to do so.

Pecos County State Bank provided a competitive bid at 1.23% fixed rate over 7 years. However, it is non-callable. Therefore, the city could not pay-off or refinance the note. The note would have to stay outstanding for 7 years.

The difference between the 1.17% and 1.23% Interest Rate is \$2,963.93, which equals \$423 a year.

The original estimate was 1.5%. There were 6 banks that came in at 1.5% or lower.

Pinnacle Public Finance came in at 2.08%

The Par amount for Project Fund Deposit is \$1,230,000.00 and will be deposited in the City's account. Funds will be utilized for City Streets Improvements and equipment to include the asphalt zipper, chip spreader, backhoe, water truck, and dump truck. The Cost of Issuance is \$30,000.00

If this item is approved the City will receive the funds December 10, 2020.

This debt will not cause the I&S and M&O Tax Rate to increase. It will be funded by the Sales Tax Revenue that comes in through a voter referendum.

**Council Member Falcon** inquired what the rest of the Council Members thought about going with a local bank.

**Mayor Alexander** explained the callable option offers more flexibility. If the City is able to pay-off the note they would be able to save money on the interest.

The consensus of City Council agreed that the 1.17% Interest Rate offered by Citizens National Bank with the callable option was the best option.

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**Motion was made, seconded and carried to Approve Ordinance No. 20-122, An Ordinance Authorizing the Issuance and Sale of City of Fort Stockton, Texas Tax Notes, Series 2020 through Citizens National Bank; Levying an Annual Ad Valorem Tax and Providing for the Payment of said Notes; and Enacting Other Provisions Relating to the Subject.**

**FOURTH ORDER OF BUSINESS:**

**4. Discuss/Act upon Ordinance No. 20-123, Adopting Budget Amendment No. 1 to the Original Budget of the City of Fort Stockton, Texas for the Fiscal Year 2020-2021; Providing for Supplemental Appropriation and/or Transfer of Certain Funds; Providing for Severability; and Providing for Other Matters Related to the Subject.**

**Motion was made, seconded and carried unanimously to Approve Ordinance No. 20-123, Adopting Budget Amendment No. 1 to the Original Budget of the City of Fort Stockton, Texas for the Fiscal Year 2020-2021; Providing for Supplemental Appropriation and/or Transfer of Certain Funds; Providing for Severability; and Providing for Other Matters Related to the Subject.**

**FIFTH ORDER OF BUSINESS:**

**5. Discuss/Act upon Acceptance of the Resignation of Mayor Pro-Tem Miguel Ureta Jr. from the Pecos County Appraisal District Board Effective, November 12, 2020.**

**Mayor Pro-Tem Ureta advised everyone in Accordance with Tax Code § 6.03 any member of the Appraisal District Board that is an employee of the county can remain on the board however, they must be a member of the governing body. Once the canvassing of the election occurs this would deem him ineligible.**

**Motion was made, seconded and carried to Accept the Resignation of Mayor Pro-Tem Miguel Ureta Jr. from the Pecos County Appraisal District Board Effective, November 12, 2020.**

**Mayor Alexander thanked Mayor Pro-Tem Ureta for his service on the Pecos County Appraisal District Board.**

	MOVED	SECONDED	VOTED AYE	VOTED NAY
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS	X		X	
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS	X		X	
FALCON	X		X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS			X	

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**SIXTH ORDER OF BUSINESS:**

6. Discuss/Act upon Resolution No. 20-110R, Appointing a City Representative to the Pecos County Appraisal District Board of Directors for the Remainder of the 2020-2021 Term.

Motion was made, seconded and carried unanimously to Approve Resolution No. 20-110R, Appointing a Paul Casias, City Representative to the Pecos County Appraisal District Board of Directors for the Remainder of the 2020-2021 Term.

**SEVENTH ORDER OF BUSINESS:**

7. 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:

- ◆ Regular Meeting Minutes of Fort Stockton City Council, 10/27/2020
- ◆ Regular Meeting Minutes of Keep Historic FS Beautiful Board, 10/07/2020

Accounts Payable 2019-2020 Fiscal Total:	\$ 72,271.77
Accounts Payable 2020-2021 Fiscal Total:	<u>\$219,306.46</u>
Accounts Payable Grand Total:	\$291,578.23

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

**EIGHTH ORDER OF BUSINESS:**

8. Discuss/Act upon Pay Application No. 2 for \$280,186.42 for Work Performed by Onyx Contractors Operations, LP from October 1, 2020-October 31, 2020 regarding the Landfill Infrastructure, Cell I-1, and Cell IV-1 of the City of Fort Stockton MSW Type IAE and Type IV AE Landfill.

City Manager Rodriguez explained he was requesting Authorization to disperse funds for Pay Application No. 2 in the amount of \$280,186.42 based on the work performed on the landfill.

Motion was made, seconded and carried unanimously to Authorize Pay Application No. 2 for \$280,186.42 for Work Performed by Onyx Contractors

FALCON  
 WARNOCK  
 URETA  
 PALILEO  
 CASIAS

FALCON  
 WARNOCK  
 URETA  
 PALILEO  
 CASIAS

FALCON  
 WARNOCK

	MOVED	SECONDDED	VOTED AYE	VOTED NAY
FALCON	X		X	
WARNOCK		X	X	
URETA			X	
PALILEO			X	
CASIAS			X	
FALCON	X		X	
WARNOCK			X	
URETA			X	
PALILEO		X	X	
CASIAS			X	
FALCON			X	
WARNOCK			X	

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URETA  
PALILEO  
CASIAS

	MOVED	SECONDED	VOTED AYE	VOTED NAY
URETA			X	
PALILEO		X	X	
CASIAS	X		X	
FALCON				
WARNOCK				
URETA				
PALILEO	X			
CASIAS		X		
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO			X	
CASIAS			X	

Operations, LP from October 1, 2020-October 31, 2020 regarding the Landfill Infrastructure, Cell I-1, and Cell IV-1 of the City of Fort Stockton MSW Type IAE and Type IV AE Landfill.

**NINTH ORDER OF BUSINESS:**

9. Discuss/Act upon Issuance of Longevity Pay to Full-Time Personnel who are Actively Employed on November 13, 2020.

City Manager Rodriguez explained this is a budgeted item with a total of \$72,840.00

Motion was made and seconded to Authorize Issuance of Longevity Pay to Full-Time Personnel who are actively Employed on November 13, 2020.

FALCON  
WARNOCK  
URETA  
PALILEO  
CASIAS

Mayor Pro-Tem Ureta inquired how Longevity Pay works.

City Manager Rodriguez explained that based on the years of service the employees receive increments of \$5.00.

Mayor Pro-Tem Ureta asked what the minimum time of service is to be eligible to receive Longevity Pay.

City Manager Rodriguez responded that the employee would have to work for the City at least one year to receive Longevity Pay.

Motion carried unanimously to Authorize Issuance of Longevity Pay to Full-Time Personnel who are Actively Employed on November 13, 2020.

FALCON  
WARNOCK  
URETA  
PALILEO  
CASIAS

**TENTH ORDER OF BUSINESS:**

10. Discuss/Act upon Purchase of a 2020 Peterbilt Model 348 Dump Truck from Rush Truck Centers with BuyBoard Government Purchasing Cooperative for \$133,995.00, Contract No. 601-19.

Public Works Director Aaron Ramos explained that the City currently has three (3) dump trucks in their fleet. However, they could really use the 16-yard Dump Truck.

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FALCON  
 WARNOCK  
 URETA  
 PALILEO  
 CASIAS

	MOVED	SECONDED	VOITED AYE	VOITED NAY
FALCON	X		X	
WARNOCK			X	
URETA			X	
PALILEO		X	X	
CASIAS			X	
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS		X	X	
FALCON	X		X	
WARNOCK			X	
URETA			X	
PALILEO		X	X	
CASIAS			X	
FALCON	X		X	
WARNOCK			X	
URETA			X	
PALILEO		X	X	
CASIAS			X	

Motion was made, seconded and carried unanimously to Authorize the Purchase of a 2020 Peterbilt Model 348 Dump Truck from Rush Truck Centers with BuyBoard Government Purchasing Cooperative for \$133,995.00, Contract No. 601-19.

**ELEVENTH ORDER OF BUSINESS:**

11. Discuss/Act upon Purchase of a 2020 Peterbilt Model 348 4,000 Gallon Water Truck from Rush Truck Centers with BuyBoard Government Purchasing Cooperative for \$131,089.21, Contract No. 601-19.

Public Works Director Ramos advised everyone that the City only has one (1) Water Truck in its fleet. The addition of this piece of equipment would help drastically.

FALCON  
 WARNOCK  
 URETA  
 PALILEO  
 CASIAS

Motion was made, seconded and carried unanimously to Authorize the Purchase of a 2020 Peterbilt Model 348 4,000 Gallon Water Truck from Rush Truck Centers with BuyBoard Government Purchasing Cooperative for \$131,089.21, Contract No. 601-19.

**TWELFTH ORDER OF BUSINESS:**

12. Discuss/Act upon Purchase of Two 2019 John Deere 410L Backhoe Loaders from YellowHouse Machinery Co. with BuyBoard Government Purchasing Cooperative for \$239,504.96, Contract No. 597-19.

FALCON  
 WARNOCK  
 URETA  
 PALILEO  
 CASIAS

Motion was made, seconded and carried unanimously to Authorize the Purchase of Two 2019 John Deere 410L Backhoe Loaders from YellowHouse Machinery Co. with BuyBoard Government Purchasing Cooperative for \$239,504.96, Contract No. 597-19.

**THIRTEENTH ORDER OF BUSINESS:**

13. Discuss/Act upon Purchase of a 2020 E.D. Etnyre Chipsread-K7395 from YellowHouse Machinery Co. with BuyBoard Government Purchasing Cooperative for \$290,548.28, Contract No. 597-19.

FALCON  
 WARNOCK  
 URETA  
 PALILEO  
 CASIAS

Motion was made, seconded and carried unanimously to Authorize the Purchase of a 2020 E.D. Etnyre Chipsread-K7395 from YellowHouse Machinery Co. with BuyBoard Government Purchasing Cooperative for \$290,548.28, Contract No. 597-19.

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FALCON	X		X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS			X	
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS	X		X	
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS	X		X	

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**FOURTEENTH ORDER OF BUSINESS:**

**14. Discuss/Act upon Accepting Applications for Municipal Court Judge.**

Mayor Alexander explained he is currently acting as magistrate. However, he can not conduct the trial work. Therefore, the City needed to begin accepting applications.

City Manager Rodriguez recalled applications are historically received for 10 days; however, the deadline could be extended if need be. He added that the notice would be placed on the TML website and Facebook Page.

Council Member Falcon recommended a Closing Date of December 1.

Motion was made, seconded and carried unanimously to Authorize Accepting Applications for Municipal Court Judge, with a deadline of December 1, 2020.

**FIFTEENTH ORDER OF BUSINESS:**

**15. Discuss/Act upon Accepting Donation of \$1,120.00 from Car-isma Car Wash to the Fort Stockton Downtown Association.**

Mayor Alexander explained members of the Downtown Association assisted with the Haunted Car Wash. They utilized some of the Downtown Association's Decorations from last year's Haunted House.

Motion was made, seconded and carried unanimously to Accept the Donation of \$1,120.00 from Car-isma Car Wash to the Fort Stockton Downtown Association.

**SIXTEENTH ORDER OF BUSINESS:**

**16. Discuss/Act upon Scheduling Only One (1) City Council Meeting for December 2020.**

Motion was made, seconded and carried unanimously to Schedule the Only City Council Meeting to be held during December for December 15, 2020.

**SEVENTEENTH ORDER OF BUSINESS:**

**17. Questions from the Media.**



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Fort Stockton Pioneer Editor Nathan Heuer inquired how the funding for the equipment would work.

Council Member Falcon stated it would be best explained by City Manager Rodriguez and Director of Finance Rodriguez.

**EIGHTEENTH ORDER OF BUSINESS:**

**18. Adjourn.**

There being no further business, motion was made, seconded and carried unanimously to adjourn the Regular Meeting @ 6:35 p.m.

  
Joe Chris Alexander, Mayor

ATTEST:  
  
Marina A. Cantu, City Secretary

	MOVED	SECONDDED	VOITED AYE	VOITED NAY
FALCON			X	
WARNOCK			X	
URETA			X	
PALILEO	X		X	
CASIAS	X		X	