

VOTED NAY
VOTED AYE
SECONDED
MOVED

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, MIKE URETA, JR. & PAM PALILEO
JAMES WARNOCK & DINO RAMIREZ ARRIVED AT 6:05 P.M.

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 Falcon 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. CONSENT AGENDA:

Minutes:

- Regular Meeting Minutes of Fort Stockton City Council, 09/11/2018
- Regular Meeting Minutes of Convention & Visitor’s Bureau, 08/22/2018
- Regular Meeting Minutes of Housing Authority Board, 07/18/2018
- Regular Meeting Minutes of Fort Stockton Intergovernmental Recreation Board, 07/18/2018
- Special Meeting Minutes of Fort Stockton Intergovernmental Recreation Board, 07/30/2018
- Regular Meeting Minutes of Fort Stockton 4A Economic Development Corp., 08/23/2018
- Special Meeting Minutes of Fort Stockton 4B Economic Development Corp., 08/23/2018

Accounts Payable Total: \$ 942,294.22
Accounts Recap Total: \$20,051,254.96

CITY OF FORT STOCKTON, TEXAS
 MINUTES OF: REGULAR CITY COUNCIL MEETING
 DATE OF MEETING: SEPTEMBER 25, 2018
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FALCON	X		X	
URETA		X	X	
PALILEO			X	

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

SECOND ORDER OF BUSINESS:

2. Engineer Intern Thomas Everett with Hanson Professional Services Inc.—

🚧 Construction Progress/Status Report of 30-Inch Water Transmission Line

Engineer Intern Thomas Everett of Hanson Professional Services, Inc. explained the progress being made on the 30-Inch Water Transmission Line.

He recapped the last progress report made by Engineer Steve Synovitz. The line was running along the County Right-of-Way up onto University Lands.

To Date Summary:

- **Pipe Installation through 09/25/18** was Approximately 32,000 linear feet of 45,500 linear feet= 70.3% of the Total Pipe;
- **Cost Progression through 09/25/18** = 39.3% of contract price (*Remains the same as it will be approved by City Council on item No. 8 of tonight's agenda*)
- **Schedule Progression through 09/25/18** was 155 days of the 405 Day Contract = 38% of the contract time. The Right-of-Way heading to the plant has been cleaned. They are more than 1/2 way to the plant. There are currently 3 areas marked off. One for a blow-off valve, the gate valve and air pressure. It is greener towards the plant as that area has not been dug up yet. The two plant tanks are visible next to the excavation area. The Right-of-Way up to the plant has been cleared. The cleared area needs to be excavated and the pipe needs to be laid.

Looking Ahead:

- **1,000 Feet Remained Along County Right-of-Way.**
- **300 Feet Remained at County Highway Crossing.**
- **6,400 Feet Remained Across University Lands**
- **5,800 Feet Remained Along State Hwy-** The Amendment to the TX DOT Permit was that the water line would completely be installed on the

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Southside of the State Highway once it ties into the Belding Pump Station.

- Next Construction Observation visit is scheduled for October 9, 2018.

Mayor Alexander inquired if we were waiting on anything on the no change items.

Engineer Intern Thomas Everett explained that they decided not to do those items at this time. It was his understanding that they wanted to complete this portion before going back to that area.

EIGHTH ORDER OF BUSINESS:

8. Discuss/Act upon Pay Application No. 4 for Work Performed through August 31, 2018 for \$701,810.29 from Nelson-Lewis regarding the 30-Inch Water Transmission Line Project.

City Manager Rodriguez explained during the last meeting Hanson Engineering presented, they discussed Pay Application No. 4 which was for \$701,810.29 for work performed.

Motion was made, seconded and carried to Approve Pay Application No. 4 for Work Performed through August 31, 2018 for \$701,810.29 from Nelson-Lewis regarding the 30-Inch Water Transmission Line Project.

Former Economic Development Corporation Director Doug May commended the Construction & Engineering Team on a job well done. The property that construction is being done on is leased and the team has done a tremendous job coordinating work in that area.

THIRD ORDER OF BUSINESS:

3. Former EDC Director Doug May—

- ↳ Inland Port – Introduction to an Intermodal Transportation Network, Transfer Facilities & International Trade Processing

Former EDC Director Doug May advised everyone that the idea of an Inland Port was explored approximately 10 years ago.

FALCON
 URETA
 PALILEO

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There is a 100 acre Inland Port in Pecos County, located at the airport. It is a subdivision of the Midland Regional Airport Inland Port.

The Inland Port allows someone from out of the Country to bring in different items that will be kept there without being tarified until they leave the Inland Port.

For example, if someone brought in parts to manufacture something the parts would not have to be paid for as they come in, payment would be made for the all shipments as they leave the Inland Port.

The reason that the Inland Port was looked into was because the Fort Stockton Economic Development Corporation was helping to keep the railroad operating.

Now the City of Fort Stockton is at a point where this is going to become a reality.

There were some logistic security issues such as fencing, gates & cameras when they first looked into the Inland Port.

There is a lot of money involved in the infrastructure of an Inland Port.

It was previously suggested to move a portion of the 100 acres at the airport over by the railroad.

Approval to do so would have to be granted by the Midland/Odessa Regional Airport Board & Customs.

Customs Agents would have to be paid to supervise the operations of the Inland Port as they are responsible for it.

This would entail a contract with the Feds & the Midland/Odessa Airport.

This project is not only long-term, but it would diversify Fort Stockton. Fort Stockton is well situated to make this work long term. This project is excellent for long-term Economic Development.

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It would open a lot of opportunities for Fort Stockton:

- A Trans load is whatever comes up on rail is loaded on their trucks sent East & West. They could Trans load it here and transport items to Arizona, Houston & San Antonio. They could go on up to Denver on 285.

The following steps need to be taken:

- Contact Bill in Odessa & County Officials to make sure everyone is still onboard with moving forward.
- Get a cost estimate.

He reiterated that this project would be good for Fort Stockton as we are the first Interstate that the railroad hits.

Council Member Falcon thanked Former EDC Director May for presenting this item.

He explained that doing this project would open up a lot of Federal Positions.

Former EDC Director May added that any Trans load Facility would provide long-term employment and a lot of Capital Investments.

Council Member Falcon stated in speaking with EDC Director Ramos it was mentioned that a lot of the oilfield related businesses were interested in doing long term projects that were railroad related.

He inquired who was involved in the first review of the Inland Port.

Former EDC Director May replied that EDC, Rural Railroad District & the County were involved when this project was first visited.

The Rural Railroad District has since faded away. They are not active; however, they remain an organization.

The Rural Rail District is a subdivision of the State.

Several significant studies were conducted on the Economic Development impact of a Trans load Facility.

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The studies estimated what items we would be sent to the Inland Port.

However, the Economy has changed since the studies were done.

Council Member Falcon inquired if Former EDC Director Doug May was still interested on serving on that committee.

Former EDC Director May replied that he would be happy to help.

He explained that the committee worked a lot with TX DOT, Gail Wilson of Austin, along with the adjoining Rural Railroad Districts who did a lot of lobbying to keep the Railroads operating.

He recommended moving forward with this project.

Council Member Falcon inquired if EDC would be the best place to start.

Former EDC Director May replied that he had spoken to County Judge Joe Shuster who was confident that the County would still be on board as they were when the project was last discussed.

He advised City Council that Tariff & Custom Laws have changed considerably since the project was last considered.

He suggested doing research to see how the economy has changed. Although studies were previously done on the Net Income & the Gross Load anticipated coming across the Railroad, he recommended doing another study due to the age of the study last conducted.

He advised City Council that TX DOT used the studies for years & justified keeping the Railroad open with them.

He explained that Fort Stockton was fortunate during the gas boom the Oilfield workers were able to transition into the Solar Farm positions.

Solar Farms & Wind Farms will hopefully be here for 35-40 years, while the Railroad will hopefully be around for 100 years.

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FALCON			X	
URETA	X		X	
PALILEO			XX	
FALCON			X	
URETA	X		X	
PALILEO			XX	
FALCON			X	
WARNOCK			X	
URETA	X		X	
PALILEO			XX	
RAMIREZ			X	

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He stated that Fort Stockton is getting ready to see another boom once the transmission lines pop back up, there would be another round of Solar Farms.

He advised City Council that Michael Bomba, who was working with TxDOT at the time and has since moved to the University of North Texas, was the one who conducted the study.

NINTH ORDER OF BUSINESS:

9. Discuss/Act upon Authorizing the City Manager and City Water Attorney to Designate Three (3) Additional Water Wells @ Blue Ridge for Industrial-Use Purposes instead of Irrigation-Use Purposes to Serve Mineral Leases & Surface-Use Agreements.

Mayor Alexander explained that City Water Attorney Harral was not available for the City Council Meeting and asked that the item be reviewed at the next meeting.

Motion was made, seconded and carried to table the item until the October 9, 2018 City Council Meeting.

TENTH ORDER OF BUSINESS:

10. Discuss/Act upon Second Amendment to the Waiver of Surface Rights Agreement with FAS 1 LLC and Chevron USA.

Motion was made, seconded and carried to table the item until the October 9, 2018 City Council Meeting.

Item was revisited @ 6:04 p.m.

Motion was made, seconded and carried to rescind the initial motion.

EDC Director Remijio Ramos explained that the Second Amendment to the waiver of Surface Rights Agreement with FAS 1 LLC & Chevron USA is tied to the Original Solar Lease on the City's land that was signed July 11, 2011.

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The first waiver of Surface Rights was done in August of 2011.

It was amended in 2018 to extend the contract.

They have not started this, so now they have come back to change the term from a 7 year term to a 10 year term. This will extend the term to July 2021.

Mayor Alexander inquired if there were any questions.

EDC Director Ramos advised City Council that the Solar Lease was on Sec. 9, Block 48, Township 10.

He advised City Council that the City is still under contract with the Solar Company for the Construction & Lease of that land. The Solar Company still holds the lease.

This is the City's Surface Waiver with Chevron as the Mineral rights owner, which allows them access to the surface according to grid in the 2015 Amendment.

The 2015 Amendment gives Chevron 4 designated drill sites and 3 access areas,

He reiterated that approving this Amendment would extend the Agreement from 2018 to 2021.

Council Member Falcon inquired if this agreement would affect the amount they pay.

EDC Director Ramos responded that they will pay surface damages.

Mayor Alexander explained that this would allow Chevron & FAS 1 LLC to coordinate with one another.

Motion was made, seconded and carried to approve the Second Amendment to the Waiver of Surface Rights Agreement with FAS 1 LLC and Chevron USA.

FALCON
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 RAMIREZ

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 X

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TWELFTH ORDER OF BUSINESS:

12. Discuss/Act upon Depository Agreement between the City of Fort Stockton and Pecos County State Bank beginning October 1, 2018 through September 30, 2020.

City Manager Rodriguez explained that this was the agreement the City of Fort Stockton received from Pecos County State Bank.

He recommended Approving the Agreement so the city could continue depositing their money with Pecos County State Bank.

Motion was made, seconded to approve the Depository Agreement between the City of Fort Stockton and Pecos County State Bank beginning October 1, 2018 through September 30, 2020.

Mayor Alexander inquired if there were any questions.

Mayor Pro-Tem Ureta asked if there were any differences from what was being done in the past.

City Manager Rodriguez explained that nothing had changed that it was a renewal agreement. The City went out for bids & Pecos County was the only one who submitted one.

Motion carried to approve the Depository Agreement between the City of Fort Stockton and Pecos County State Bank beginning October 1, 2018 through September 30, 2020.

THIRTEENTH ORDER OF BUSINESS:

13. Discuss/Act upon a New "Special Assessment Account" with LOGIC effective October 1, 2018.

Director of Finance Rodriguez explained that they were requesting permission to open a bank account for the new "Special Assessment

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

FALCON
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 PALILEO

FALCON
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Account” with LOGIC in order to be in compliance with the Depository Agreement with Pecos County State Bank since there is a Cap to get the 2% interest at 6 million.

She explained that the City can still keep their money there, and the interest would be 0.25%.

Therefore, it would be in the City’s best interest to move it to another account.

FALCON
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PALILEO

X
X

Motion was made and seconded to authorize the opening of a New “Special Assessment Account” with LOGIC effective October 1, 2018.

Mayor Alexander inquired if there was a reason for the name “Special Assessment Account.”

Director of Finance responded that the “Special Assessment Account” is the name of the account for the 30-Inch Water Line, which is the Special Assessment for the Infrastructure.

FALCON
URETA
PALILEO

X
X
X

Motion was passed to authorize the opening of a New “Special Assessment Account” with LOGIC effective October 1, 2018.

FORTEENTH ORDER OF BUSINESS:

14. Discuss/Act upon the Purchase of 108 New 3-Cylinder Side Load Containers with 2 Piece Lids Installed from Wastequip with HGAC for \$70,398.00.

City Manager Rodriguez explained that the purchase would exceed \$50,000, which requires City Council’s approval.

The purchase of the containers would be done with budgeted money.

Line item transfers would be done to account for this amount.

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The City wanted to ensure that they would be able to purchase more dumpsters.

Council Member Falcon inquired if they were hard plastic or metal.

City Manager Rodriguez replied that they were metal.

Mayor Alexander explained that they are the big containers located in the alley, which are all metal with the exception of the lids, which are plastic.

Motion was made and seconded to approve the Purchase of 108 New 3-Cylinder Side Load Containers with 2 Piece Lids Installed from Wastequip with HGAC for \$70,398.00.

Mayor Alexander inquired if there were any questions.

Mayor Pro-Tem Ureta asked if the City went out for bids.

Director of Finance Rodriguez explained that the purchase would be made through HGAC, so the procurement was already done.

Mayor Alexander inquired how many dumpsters were usually delivered per load.

Public Works Director Ramos explained that 36 3-Cubic Yard Side Load Containers were in each load. Therefore, the City would get 3 loads at one time.

Mayor Pro-Tem Ureta inquired how soon the dumpsters would be put to use.

Public Works Director Ramos responded that there is a long list so the dumpsters would be put to use soon after they are received.

City Manager Rodriguez explained that the City budgeted for dumpsters every other year.

VOTED NAY	
VOTED AYE	
SECONDED	X
MOVED	X

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FALCON
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PALILEO

X
X
X

Motion carried to approve the Purchase of 108 New 3-Cylinder Side Load Containers with 2 Piece Lids Installed from Wastequip with HGAC for \$70,398.00.

FIFTEENTH ORDER OF BUSINESS:

15. City Discuss/Act upon Purchase Agreement with Kologik Dynamic Data for the Integrated RMS Software Systems for the Police Department; Funded through the NIBRS Grant.

Chief of Police Skelton explained that RMS is the Report Management Software used to do reports at the Police Department.

The Police Department is currently running 2 different report systems; Cop Sync in the vehicles & Tyler Technologies in the Police Department. These systems are redundant.

Kologik, another vendor, bought Cop Sync when it went bankrupt.

Once Kologik is brought in the Police Department it will take care of RMS, Dispatching & will interface with Cop Sync.

Cop Sync is used by both the Sherriff's Office and the City's Units.

Cop Sync 911 is being used in the schools & Cop Sync has an interface built with Municipal Court & the Justice of the Peace.

Chief of Police Skelton explained that they would like to put Kologik in the Police Department so everything would be compatible & it would eliminate the need to pay for 2 redundant programs.

He explained that the Police Department wrote & was awarded a grant to fund this request. The procurement method is the sole source provider due to the fact that Cop Sync is already in the vehicles & the aforementioned places.

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Mayor Alexander inquired if there were any questions or comments.

He inquired if the warranty was changed from 3 years to 5 years.

City Manager Rodriguez confirmed that the warranty changed from 3 years to 5 years.

Motion carried to approve the Purchase of a Warren-Cat – Caterpillar D6 Tractor Dozer from BuyBoard for \$415,132.07.

FOURTH ORDER OF BUSINESS:

4. Discuss/Act upon Ordinance No. 18-133, Amending the Personnel Policies & Procedures Manual of the City of Fort Stockton, Texas; Providing Revision to the Organizational Chart by Transferring the Convention & Visitor’s Bureau Department, Director & Job Description from the Supervision of the Assistant-City Manager to the City Manager; Containing a Savings Clause; And Providing for the Publication and Effective Date Thereof.

City Manager Rodriguez explained that by moving CVB under the City Manager’s Supervision would allow the Assistant City Manager more time to work with Public Works.

Motion was made, seconded and carried to approve Ordinance No. 18-133, Amending the Personnel Policies & Procedures Manual of the City of Fort Stockton, Texas; Providing Revision to the Organizational Chart by Transferring the Convention & Visitor’s Bureau Department, Director & Job Description from the Supervision of the Assistant-City Manager to the City Manager; Containing a Savings Clause; And Providing for the Publication and Effective Date Thereof.

FIFTH ORDER OF BUSINESS:

5. Discuss/Act upon Ordinance No. 18-134, Adopting a Revised Personnel Policies & Procedures Manual and Organizational Chart for the City of Fort Stockton, Texas; Repealing the Prior Personnel Policies &

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FALCON
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URETA
PALILEO
RAMIREZ

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Procedures Manual & Organizational Chart; Containing a Savings Clause; And Providing for the Publication and Effective Date Thereof.

City Manager Rodriguez explained the following changes:

- Pg. 10, Sec. 1.2 – Added workplace safety.
- Pg. 14, Sec. 1.11 – Added the process of when a Law Enforcement Official is considered for employment. *(Background, TCOLE review and any other information that is utilized for the final phase for consideration for employment as a Police Officer. The last phase will be a thorough medical exam, psychological exam & drug screening at the City's expense.)*
- Pg. 19, Sec. 1.17 – Employees desiring to review their personnel file shall contact their Human Resources Department & fill out a Public Information Request Form, which should be approved by the City Manager. This would provide a streamlined process.
- Pg. 25 - Classification Plan moved Crime Scene Tech from 22 to 11.
- Pg. 26, Section 2.5 – City Council approved a 5% Cost of Living Adjustment for employees hired before October 1, 2018. Effective on the 1st full pay period on October 24, 2018. 3%merit increase FY 2018-2019, beginning October 1, 2018.
- Pg. 40 – Vacation time will need to be used within the Calendar Year (There are currently 6 employees that will lose their time) (Majority of staff would prefer to use their vacation time during the holidays.)

Motion was made, seconded & carried to approve Ordinance No. 18-134, Adopting a Revised Personnel Policies & Procedures Manual and Organizational Chart for the City of Fort Stockton, Texas; Repealing the Prior Personnel Policies & Procedures Manual & Organizational Chart; Containing a Savings Clause; And Providing for the Publication and Effective Date Thereof.

SIXTH ORDER OF BUSINESS:

6. Discuss/Act upon Ordinance No. 18-135, Rescinding Ordinance No. 10-117, Ordinance No. 11-100 & Ordinance No. 11-111 regarding the "Implementation of a Voluntary Ban on Plastic Bags" & Furthermore Incorporated & Repealed from Chapter 12 of the Code of Ordinances of the City of Fort Stockton, Titled Garbage and Trash*, Article I. In General†; Sec. 12-8. –Sec. 12-20. & Repealing All Other Ordinances or

VOTED NAY
 VOTED AYE
 SECONDED
 MOVED

FALCON
 WARNOCK
 URETA
 PALILEO
 RAMIREZ

X
 X
 X
 X
 X
 X

CITY OF FORT STOCKTON, TEXAS
MINUTES OF: REGULAR CITY COUNCIL MEETING
DATE OF MEETING: SEPTEMBER 25, 2018
TIME OF MEETING: 5:30 P.M.
PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, MIKE URETA, JR. & PAM PALILEO
JAMES WARNOCK & DINO RAMIREZ ARRIVED AT 6:05 P.M.

MOVED
SECONDED
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:

Portions Thereof in Conflict, A Severability Clause and Providing for an Effective Date.

Mayor Pro-Tem Ureta explained that the City of Fort Stockton received a letter from the Attorney General Ken Paxton notifying them that the Plastic Bag Ban was no longer enforceable.

Council Member Falcon advised everyone that the Plastic Bag Ban was done in 2010, due to the immense amount of litter within Fort Stockton. It was passed in the best interest of the City. The City of Fort Stockton was the 3rd city in the State of Texas to pass a Plastic Bag Ban.

He explained that the fact that the Plastic Bag Ban is no longer enforceable is only a small part of a larger controversial issue pertaining to the control Municipalities have.

Council Member Palileo advised everyone that Westlake a suburb of Austin has chosen to fight the ban.

The consensus of City Council voiced concern that the city would once again be littered with plastic bags.

FALCON
WARNOCK
URETA
PALILEO
RAMIREZ

X

X

Motion was made and seconded to approve Ordinance No. 18-135, Rescinding Ordinance No. 10-117, Ordinance No. 11-100 & Ordinance No. 11-111 regarding the "Implementation of a Voluntary Ban on Plastic Bags" & Furthermore Incorporated & Repealed from Chapter 12 of the Code of Ordinances of the City of Fort Stockton, Titled Garbage and Trash*, Article I. In General†; Sec. 12-8. -Sec. 12-20. & Repealing All Other Ordinances or Portions Thereof in Conflict, A Severability Clause and Providing for an Effective Date.

Mayor Alexander explained that the Plastic Bag Ban was a major topic in the past. In fact, he did an interview with NPR that reached all the way to North Carolina. He voiced his concern that the plastic bags tend to get tangled in mesquites where they stay for the remainder of their life.

FALCON
WARNOCK
URETA
PALILEO
RAMIREZ

X
X
X
X
X

Motion carried to approve Ordinance No. 18-135, Rescinding Ordinance No. 10-117, Ordinance No. 11-100 & Ordinance No. 11-111 regarding the "Implementation of a Voluntary Ban on Plastic Bags" & Furthermore

MINUTES OF: REGULAR CITY COUNCIL MEETING

DATE OF MEETING: SEPTEMBER 25, 2018

TIME OF MEETING: 5:30 P.M.

PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, MIKE URETA, JR. & PAM PALILEO
JAMES WARNOCK & DINO RAMIREZ ARRIVED AT 6:05 P.M.

VOTED NAY
VOTED AYE
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:

Incorporated & Repealed from Chapter 12 of the Code of Ordinances of the City of Fort Stockton, Titled Garbage and Trash*, Article I. In General†; Sec. 12-8. –Sec. 12-20. & Repealing All Other Ordinances or Portions Thereof in Conflict, A Severability Clause and Providing for an Effective Date.

SEVENTH ORDER OF BUSINESS:

7. Discuss/Act upon Resolution No. 18-109R, Finding that Texas-New Mexico Power Company’s (“TNMP”) Application to Change Rates within the City should be Denied; Finding that the City’s Reasonable Rate Case Expenses shall be Reimbursed by the Company; Finding that the Meeting at which this Resolution is Passed is Open to the Public as Required by Law; Requiring Notice of this Resolution to the Company and Legal Counsel.

City Manager Rodriguez explained on June 26, 2018 City Council approved Resolution 18-107R, which dealt with the City of Fort Stockton being a municipality served by TNMP Company. TNMP is trying to raise their residential rates by 23.4% & their street lighting rates by 11.8%. This Ordinance will deny the rate increase.

Motion was made, seconded and carried to approve Resolution No. 18-109R, Finding that Texas-New Mexico Power Company’s (“TNMP”) Application to Change Rates within the City should be Denied; Finding that the City’s Reasonable Rate Case Expenses shall be Reimbursed by the Company; Finding that the Meeting at which this Resolution is Passed is Open to the Public as Required by Law; Requiring Notice of this Resolution to the Company and Legal Counsel.

ELEVENTH ORDER OF BUSINESS:

11. Discuss/Act upon Revising the Motion for Ordinance 18-132, approved September 11, 2018, Levying Taxes for the Use and Support of the Municipal Government of the City of Fort

FALCON
WARNOCK
URETA
PALILEO
RAMIREZ

X
X
X
XX
X

CITY OF FORT STOCKTON, TEXAS
MINUTES OF: REGULAR CITY COUNCIL MEETING
DATE OF MEETING: SEPTEMBER 25, 2018
TIME OF MEETING: 5:30 P.M.
PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, MIKE URETA, JR. & PAM PALILEO
JAMES WARNOCK & DINO RAMIREZ ARRIVED AT 6:05 P.M.

VOTED NAY
VOTED AYE
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:

Stockton, Pecos County, Texas; Providing for the Interest and Sinking Fund & Apportioning Each Levy for a Specific Purpose for Fiscal Year 2018-2019 & Providing for Approval of Ordinance.

Director of Finance Rodriguez explained that in accordance with Tax Code 26.05, when a tax rate above the effective tax rate is adopted, the motion must state how much it has increased and the percentage.

Motion was made, seconded and carried that the Property Tax Rate be Increased by the Adoption of a Tax Rate of \$0.4553, which is Effectively a 7.6 percent (%) Increase in the Tax Rate.

Mayor Alexander recessed from the Regular Meeting at 6:27 p.m. to convene into the:

SEVENTEENTH ORDER OF BUSINESS:

17. City Council may Convene in Closed Session in Accordance with 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: Annual Evaluation of City Secretary Delma A. Gonzalez

Mayor Alexander closed the Executive Session @ 6:47 p.m. to reconvene into the Regular Meeting.

EIGHTEENTH ORDER OF BUSINESS:

18. Reconvene into Open Session Pursuant to Texas Government code Section §551.102 & Take Action, if any, on Matters Deliberated in Executive Session:
(17) Discuss/Act upon Annual Evaluation of City Secretary Delma A. Gonzalez

FALCON
WARNOCK
URETA
PALILEO
RAMIREZ

X

X

X
X
X
X
X

CITY OF FORT STOCKTON, TEXAS
MINUTES OF: REGULAR CITY COUNCIL MEETING
DATE OF MEETING: SEPTEMBER 25, 2018
TIME OF MEETING: 5:30 P.M.
PLACE OF MEETING: CITY HALL COUNCIL CHAMBER

ROLL CALL WAS ANSWERED BY COUNCIL MEMBERS:

RUBEN FALCON, MIKE URETA, JR. & PAM PALILEO
JAMES WARNOCK & DINO RAMIREZ ARRIVED AT 6:05 P.M.

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 the Excellent and Outstanding Evaluation of City Secretary Delma A. Gonzalez, to include a 3% Merit Increase.

NINETEENTH ORDER OF BUSINESS:

19. Questions from the Media on Agenda Items.

Media was not available.

There being no further business, motion was made, seconded and passed unanimously to adjourn the Regular Meeting @ 6:50 p.m.


Joe Chris Alexander, Mayor

ATTEST:


Marina A. Cantu, Admin. Asst.

FALCON
WARNOCK
URETA
PALILEO
RAMIREZ

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

FALCON
WARNOCK
URETA
PALILEO
RAMIREZ

FALCON			X	
WARNOCK			X	
URETA	X		X	
PALILEO		X	X	
RAMIREZ			X	