CITY OF ALPINE

REGULAR CITY COUNCIL MEETING

September 17, 2024 – 5:30 PM

City Council Chambers, 803 W. Holland Avenue, Alpine, Texas 79830

1. **CALL TO ORDER.**

   A. Pledge of Allegiance to the United States Flag.

   B. Pledge of Allegiance to the Texas Flag.

   C. Determination of a Quorum and Proof of Notice of the Meeting.

2. **PUBLIC COMMENTS.**

   Each person in attendance who desires to speak to the City Council on an item on the agenda shall speak during this section, or at one singular agenda item. A Public Comment Card must be filled out and turned in to the City Secretary at least 5 minutes prior to the start time of the meeting. The Public Comment Card may be filled out at www.cityofalpine.com/councilcomments. Public comments may be made regarding agenda items only. Attendees must be physically present in order to address the City Council. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. Please note that the City Council may only take action on items posted on the agenda. The Texas Open Meetings Act prohibits the Council from deliberating or taking action on an item not listed on the agenda. City Staff may ask commenters clarifying questions, respond with facts, and explain policy.

3. **PUBLIC HEARINGS.**

   At this time, the Mayor will invite members of the public to address each item listed in this section. Comments made during this section are limited to the topic of each public hearing. Attendees must be physically present in order to address the City Council. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. If more than one public hearing is being held, each person will be allowed to speak during each topic.

   A. Public Hearing to obtain citizen views and comments regarding the second and final reading of Ordinance 2024-09-05, an ordinance approving the Fiscal Year 2024-2025 proposed tax rate of $0.439205 per $100 of assessed valuation for the fiscal year October 1, 2024 through September 30, 2025 for use and support of the Municipal Government of the City of Alpine, Texas.

   B. Public Hearing regarding the first and final reading of Ordinance 2024-09-06, an ordinance amending the City of Alpine Fiscal Year 2023-2024 Budget; Providing Repealing and Severability Clauses; A Texas Open Meetings Act Clause; and Providing an Effective Date.

4. **PUBLIC PRESENTATIONS.**

   A. Presentations & Recognitions

   B. Proclamations

      i) Proclamation of Constitution Week for September 17, 2024 - September 23, 2024. (C. Eaves, Mayor)

C. Community Interest Items

i) Mayor Announcements

ii) City Manager Announcements

iii) Council Member Announcements

5. **CHANGES TO POSTED AGENDA.**
NOTICE: *The City Council reserves the right to change the order of business at any time during the meeting. To change the order of business a motion, a second, and a majority vote is required.*

A. **Items to be continued or withdrawn.** Items may be continued to the next City Council meeting or withdrawn from consideration during this agenda. Items to be continued or withdrawn require a motion, a second, and a majority vote.

B. **Items to be removed from the Consent Agenda for separate discussion.** Items may be withdrawn from the consent agenda by a simple request by the Mayor or any City Council member. *Items removed from the consent agenda* will be considered in the Items withdrawn from the consent agenda section directly after approval of the items not requiring separate discussion.

C. **Action items to be added to the consent agenda.** Adding action items to the consent agenda must be requested by the Mayor or any City Council member and requires a motion, a second, and a majority vote.

D. **Time-Sensitive Items.** The Mayor, any City Council Member, or a member of City Staff may request that time-sensitive items be considered during that section.

6. **CONSENT AGENDA.**

A. Approval of September 3, 2024 Regular Meeting Minutes. (G. Calderon, City Secretary)

B. Approval of the appointment of Mark Hannan to the Place 1 position on the Parks and Recreation Board. (R. Stone, City Council)

C. Approve payment of the August 2024 monthly billing summary for Bojorquez Law Firm services. (M. Antrim, City Manager)

D. Approve Resolution 2024-09-16, a resolution authorizing the City's Police Department to participate in the Office of the Governor's, Public Safety Office, Homeland Security Grants Division, Operation Lone Star (OLS) program for FY 2025.

7. **ITEMS REMOVED FROM THE CONSENT AGENDA.**

8. **REPORTS & PRESENTATIONS.**
Presentations are limited to 6 minutes each. A bell will ring when the 6-minute timeframe has been reached. If further time is needed the presentation may be extended an additional 4 minutes at the discretion of the presiding officer. After the initial period and extension have passed, the presentation may be extended further by a motion, a second, and a majority vote of the City Council.

A. August 2024 Office of the City Secretary (OCS) Report including Legislative Services, City Council Activities, Board & Commissions Activities, Public Information, and Departmental

Statistics and Updates. (G. Calderon, City Secretary)

B. Alpine Volunteer Fire Department Update from Chief James Etchison. (M. Antrim, City Manager)

C. August Revenue and Expense Report (M. Antrim, City Manager)

9. **INFORMATION OR DISCUSSION ITEMS.**

A. Discuss the legal procedures and guidelines for issuing utility easments for City of Alpine. (M. Antrim, City Manager)

B. Discuss updating Article I. Basic Ordinance, General Zoning Regulations, Section 18 - Definitions: Home Occupancy (M. Antrim, City Manager)

10. **ACTION ITEMS.**
Action items are to be accompanied by a brief statement of facts, including where funds are coming from, if applicable. (Action items limited to 10 per meeting).

A. Approve the first reading of Ordinance 2024-09-02, an ordinance amending *Chapter 10 – Animals* to the Alpine Code of Ordinances; Amending *Sec. 10-8 City-Sponsored Clinics Authorized* to update who can authorize a city sponsored rabies vaccination-registration clinic; Amending *Sec. 10-10 Wildlife Feeding* to amend the definition and objective of wildlife feeding; Amending *Sec. 10-11 - Hunting* providing clarifying language that hunting is prohibited within the city limits of Alpine, except for the capture and control of nuisance animals by an authorized government official; Amending *Sec. 10-42 - Public Nuisances Designated* to provide clarifying language, provide additional circumstances that constitute an animal nuisance, and making section references to other relevant sections in the chapter; Removing *Sec. 10-45 - Standing Bulls, Stallions or Jacks at Stud* and relocating the section to a more appropriate portion of the code, and establishing *Sec. 10-95 - Standing Bulls, Stallions or Jacks at Stud* under *Division II – Permits*; Amending *Sec. 10-9. - Guide Dogs* by updating the title to more appropriate language, *10-9 Service Animals*, to better align with federal and state verbiage and requirements; Providing the establishment of up to a $500 penalty per occurrence for violations of the ordinance; And providing for the following: Findings of Fact, enactment, Repealer, Penalty, Savings, Severability, Proper Notice and Meeting, and Effective Date clauses. (M. Antrim, City Manager)

B. Approve the first reading of Ordinance 2024-09-03, an ordinance amending *Chapter 82 – Solid Waste*; Providing for updated definitions throughout the chapter; Providing clarification that disposing of ash or other byproduct of burning is considered illegal dumping; Providing clarification that bulky items placed next to collection containers is considered illegal dumping; Establishing responsibilities of residential and commercial sanitation accounts; Providing clarification that rates and fees are established by the approved contract with the waste hauler contractor; Providing for updated requirements concerning disposal of dead animals, disposal of construction and demolition wastes, and bulky waste disposal; Providing clarification regarding offenses, penalties, and fines for violations of the chapter; Establishing *Division 3- Scrap Tires* that provides criteria and guidelines for the proper disposal and storage, transportation, collection, and processing of tires; Providing the establishment of up to a $4,000 penalty per occurrence for violations of the ordinance; And providing for the following: Findings of Fact, Enactment, Repealer, Penalty, Savings, Severability, Proper Notice and Meeting, and Effective Date clauses.

C. Approve the second and final reading of Ordinance 2024-09-05, an ordinance approving the

Fiscal Year 2024-2025 proposed tax rate of $0.439205 per $100 of assessed valuation for the fiscal year October 1, 2024 through September 30, 2025 for use and support of the Municipal Government of the City of Alpine, Texas. (M. Antrim, City Manager)

D. Approve the first and final reading of Ordinance 2024-09-06, an ordinance amending the City of Alpine Fiscal Year 2023-2024 Budget; Providing Repealing and Severability Clauses; A Texas Open Meetings Act Clause; and Providing an Effective Date. (M. Antrim, City Manager)

E. Approve Resolution 2024-09-15, a resolution approving a recommendation for Parks and Recreation facilities fees as recommended by the Parks and Recreation Board. (M. Antrim, City Manager)

F. Approve Order 2024-09-01, an order approving an election services contract with Brewster County for the Joint November 5, 2024 Special Charter Election. (G. Calderon, City Secretary)

G. Approve the City of Alpine Ballot for the Texas Municipal League (TML) Region 4 Director Election. (M. Antrim, City Manager)

11. **EXECUTIVE REPORTS.**
Executive reports are limited to 10 minutes each.

City Mayor Report

City Manager Report

i) Update on Water Infrastructure

ii) Update on Wastewater Infrastructure.

iii) Update on Streets Infrastructure

iv) Update on Employee Compensation Plan

v) Update on Comprehensive Plan

12. **CITY COUNCIL MEMBER COMMENTS.**
NOTICE: *The City Council reserves the right to reconvene, recess, realign, change the order of business, or adjourn into Executive Session at any time during the course of the meeting prior to adjournment, to discuss any item listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.087 (development).*

13. **EXECUTIVE SESSION.**
Consultation with Attorney § 551.071, Texas Government Code

A. Discuss Customs and Border Protection Hangar Lease Renewal.

B. Discuss status update on property liens and procedures.

C. Discuss the possible sale and/or acquisition of property for long-term overall city goals and planning, including city owned structures. (M. Antrim, City Manager)

14. **ACTION AFTER EXECUTIVE SESSION.**

A. Action, if any, concerning any of the items listed in executive session. (M. Antrim, City Manager)

15. **ADJOURN.**

CERTIFICATION

I, Geoffrey R. Calderon, do hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at www.cityofalpine.com/agenda pursuant to Section 551.043, Texas Government Code. The said notice was posted by 2:00 P.M. on September 13, 2024, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting.

WITNESS MY HAND AND SEAL
this 13th day of September, 2024

Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer

Proclamation

By Catherine Eaves, City of Alpine Mayor

WHEREAS, September 17, 2024, marks the two hundred and thirty-seventh anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week.

NOW, THEREFORE I, Catherine Eaves, by virtue of the authority vested in me as Mayor of Alpine, in the State of Texas, do hereby proclaim the week of September 17 through 23 as

Constitution Week

AND ask our citizens to reaffirm the ideals of the Framers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand this 17th day of September in the Year 2024.

_____

Catherine Eaves, Mayor

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 6A
Department: Office of the City Secretary
Sponsor: Geoffrey R. Calderon, City Secretary
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: Approve

AGENDA ITEM

Approval of September 3, 2024 Regular Meeting Minutes. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

1. 9-3-24 City Council Minutes

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

City of Alpine
REGULAR CITY COUNCIL MEETING
Tuesday, September 3, 2024 – 5:30 PM
Minutes

1. **CALL TO ORDER.**

   A. Pledge of Allegiance to the United States Flag.

   B. Pledge of Allegiance to the Texas Flag.

   C. Determination of a Quorum and Proof of Notice of the Meeting.

City Council Members Present:	**City Staff and Stakeholders Present:**
Mayor Catherine Eaves	Megan Antrim, City Manager
Councilor Reagan Stone	Geoffrey R. Calderon, City Secretary
Councilor Darin Nance	Alessandra Gad, City Attorney
Councilor Lucy Escovedo	Darrell Losoya, Chief of Police
Councilor Rick Stephens	Abel Hinojos, Airport Supervisor
Councilor Eva Martinez	
Not Present: None	**Others Present:** Approximately 4 others

Mayor Eaves announced that a quorum of the City Council was present at the City Council Chambers and City Secretary, Geoffrey Calderon, reported that the meeting agenda was posted by 2:00 P.M. on August 30, 2024.

2. **PUBLIC COMMENTS.**
Each person in attendance who desires to speak to the City Council on an item on the agenda shall speak during this section, or at one singular agenda item. A Public Comment Card must be filled out and turned in to the City Secretary at least 5 minutes prior to the start time of the meeting. The Public Comment Card may be filled out at www.cityofalpine.com/councilcomments. Public comments may be made regarding agenda items only. Attendees must be physically present in order to address the City Council. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. Please note that the City Council may only take action on items posted on the agenda. The Texas Open Meetings Act prohibits the Council from deliberating or taking action on an item not listed on the agenda. City Staff may ask commenters clarifying questions, respond with facts, and explain policy.

3. **PUBLIC HEARINGS.**
At this time, the Mayor will invite members of the public to address each item listed in this section. Comments made during this section are limited to the topic of each public hearing. Attendees must be physically present in order to address the City Council. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. If more than one public hearing is being held, each person will be allowed to speak during each topic.

Open (5:32 P.M.)

A. Public Hearing to obtain citizen views and comments regarding Replat 2024-09-01, a replat application to allow the applicant, Sara Bow, to remove internal lot lines and reflect updated ownership of a city alley that was purchased by the applicant. The subject property is located at the corner of North 4th Street and East Avenue E and is legally described as Lots 6, 7, and 8, along with a 15.67 foot wide strip of vacated alley lying ajacent to and East of said lots, all out of Block 3, Original Townsite of Alpine, as shown in subdivision plat on file in Volume 2, Page 97, Deed Records of Brewster County, Texas. The Property ID of the subject property is 11805. The current zoning classification of the property is C-2 Business District. If the replat is approved the zoning classification will remain C-2 Business District.

Public Comments: None.

B. Public Hearing to obtain citizen views and and comments regarding Special Use Permit 2024-08-01, a special use permit allowing the applicant, Michelle Minto to obtain a Retail Dealer's On-Premise license/permit through the Texas Alcoholic Beverage Commission for alcohol sales at the subject property, Bock Burger. The subject property is located 603 E. Ave E. The property owner of record is Sandra Baeza. The Parcel ID of the subject property is 10628.

Public Comments: Michelle Minto, Ward 5.

C. Public Hearing to obtain citizen views and comments regarding the first reading of Ordinance 2024-09-04, an ordinance making appropriations for the support of the City of Alpine, Texas for the Fiscal Year beginning October 1, 2024 and ending September 30, 2025; Appropriating money to a sinking fund to pay interest and principal on the City's indebtedness; Adopting the annual budget of the City of Alpine, Texas for the Fiscal Year 2024-2025.

Public Comments: None.

Close (5:35 P.M.)

4. **PUBLIC PRESENTATIONS.**

A. Presentations & Recognitions

B. Proclamations

i) Building and Code Staff Appreciation Day - September 1, 2024

C. Community Interest Items

i) Mayor Announcements

ii) City Manager Announcements

iii) Council Member Announcements

5. **CHANGES TO POSTED AGENDA.**

NOTICE: *The City Council reserves the right to change the order of business at any time during the meeting. To change the order of business a motion, a second, and a majority vote is required.*

A. **Items to be continued or withdrawn.** Items may be continued to the next City Council meeting or withdrawn from consideration during this agenda. Items to be continued or withdrawn require a motion, a second, and a majority vote.

B. **Items to be removed from the Consent Agenda for separate discussion.** Items may be withdrawn from the consent agenda by a simple request by the Mayor or any City Council member. *Items removed from the consent agenda* will be considered in the Items withdrawn from the consent agenda section directly after approval of the items not requiring separate discussion.

Councilor Nance requested that item B be removed from the consent agenda.

C. **Action items to be added to the consent agenda.** Adding action items to the consent agenda must be requested by the Mayor or any City Council member and requires a motion, a second, and a majority vote.

D. **Time-Sensitive Items.** The Mayor, any City Council Member, or a member of City Staff may request that time-sensitive items be considered during that section.

6. **CONSENT AGENDA.**

A. Approval of August 20, 2024 Regular Meeting Minutes. (G. Calderon, City Secretary)

RESOLUTION 2024-09-03: On a motion by Councilor Lucy Escovedo and seconded by Councilor Rick Stephens to approve the minutes, the City Council unanimously voted to adopt the motion.

B. Approval of the hangar lease rental rate increase of $0.01 per square foot ground lease rate at the Alpine Casparis Municipal Airport. (M. Antrim, City Manager)

Item B was removed from the consent agenda for separate discussion.

7. **ITEMS REMOVED FROM THE CONSENT AGENDA.**

RESOLUTION 2024-09-04: On a motion by Councilor Darin Nance and seconded by Councilor Eva Martinez to approve item B, the City Council unanimously voted to adopt the motion.

8. **REPORTS & PRESENTATIONS.**

Presentations are limited to 6 minutes each. A bell will ring when the 6-minute timeframe has been reached. If further time is needed the presentation may be extended an additional 4 minutes at the discretion of the presiding officer. After the initial period and extension have passed, the presentation may be extended further by a motion, a second, and a majority vote of the City Council.

A. Finance - May, June, and July Revenue and Expense Report (M. Antrim, City Manager)

9. **INFORMATION OR DISCUSSION ITEMS.**

10. **ACTION ITEMS.**

Action items are to be accompanied by a brief statement of facts, including where funds are coming from, if applicable. (Action items limited to 10 per meeting).

A. Approve the first reading of Ordinance 2024-09-01, an ordinance authorizing the vacation, abandonment, and sale of .025 acres of city-owned property, being a 10 foot-wide strip out of W. Brown Ave Right-of-Way, adjacent and parallel to the Northwest line of Lot 8, Block 8, Hamilton Addition to the City of Alpine; Authorizing the City Manager to execute a deed without warranty to the applicant Li Feng Ni; Directing that funds from the sale of the city's interest be deposited in the general fund for the purpose of street improvements; Providing for terms and conditions of such thereof; Providing for a severability clause; Providing for an effective date. (M. Antrim, City Manager)

RESOLUTION 2024-09-05: On a motion by Councilor Rick Stephens and seconded by Councilor Eva Martinez to approve, the City Council unanimously voted to oppose the motion and the motion failed.

B. Approve the first reading of Ordinance 2024-09-04, an ordinance making appropriations for the support of the City of Alpine, Texas for the Fiscal Year beginning October 1, 2024 and ending September 30, 2025; Appropriating money to a sinking fund to pay interest and principal on the City's indebtedness; Adopting the annual budget of the City of Alpine, Texas for the Fiscal Year 2024-2025. (M. Antrim, City Manager)

RESOLUTION 2024-09-06: On a motion by Councilor Rick Stephens and seconded by Councilor Darin Nance to approve the motion as presented, the City Council unanimously adopted the motion.

C. Approve Resolution 2024-09-01 a resolution continuing collaborative improvement efforts for 2024 - 2025 between the City of Alpine and the Alpine Country Club to accompany the 2016 lease. (M. Antrim, City Manager)

RESOLUTION 2024-09-07: On a motion by Councilor Rick Stephens and seconded by Councilor Eva Martinez to approve Resolution 2024-09-01, continuing collaboration improvement efforts for 2024-2025 for City of Alpine and Alpine Country Club subject to one condition: that the Alpine Country Club needs to brief the Council by October 15, 2024, the City Council unanimously adopted the motion.

D. Approve Resolution 2024-09-02, a resolution requesting support from state representatives and the Texas Legislature to pass a bill authorizing the City to transition from May General Elections to November General Elections. (R. Stone, City Council)

RESOLUTION 2024-09-08: On a motion by Councilor Reagan Stone and seconded by Councilor Darin Nance to approve, the City Council adopted the motion with the Council voting in the following manner:

Councilor Reagan Stone: Aye
Councilor Eva Martinez: Nay
Councilor Darin Nance: Aye

Councilor Lucy Escovedo: Aye
Councilor Rick Stephens: Nay

Mayor Eaves called a short recess. **(6:37 P.M.)**
The meeting resumed. **(6:44)**

E. Approve Replat 2024-09-01, a replat application to allow the applicant, Sara Bow, to remove internal lot lines and reflect updated ownership of a city alley that was purchased by the applicant. The subject property is located at the corner of North 4th Street and East Avenue E and is legally described as Lots 6, 7, and 8, along with a 15.67 foot wide strip of vacated alley lying adjacent to and East of said lots, all out of Block 3, Original Townsite of Alpine, as shown in subdivision plat on file in Volume 2, Page 97, Deed Records of Brewster County, Texas. The Property ID of the subject property is 11805. The current zoning classification of the property is C-2 Business District. If the replat is approved the zoning classification will remain C-2 Business District. (M. Antrim, City Manager)

RESOLUTION 2024-09-09: On a motion by Councilor Rick Stephens and seconded by Councilor Reagan Stone to approve as presented, the City Council unanimously adopted the motion.

F. Approve Special Use Permit 2024-08-01, a special use permit allowing the applicant, Michelle Minto to obtain a Retail Dealer's On-Premise license/permit through the Texas Alcoholic Beverage Commission for alcohol sales at the subject property, Bock Burger. The subject property is located 603 E. Ave E. The property owner of record is Sandra Baeza. The Parcel ID of the subject property is 10628. (M. Antrim, City Manager)

RESOLUTION 2024-09-10: On a motion by Councilor Rick Stephens and seconded by Councilor Reagan Stone to approve, the City Council unanimously adopted the motion.

G. Approve bid proposal for repairs to Clarifier 1 and drying beds at the wastewater treatment plant to the lowest qualified bidder, Dowtech Specialty Contractors, for an estimated $1,760,481. (M. Antrim, City Manager)

RESOLUTION 2024-09-11: On a motion by Councilor Rick Stephens and seconded by Councilor Lucy Escovedo to approve the proposal for repairs of clarifier number one and drying beds as presented, the City Council unanimously adopted the motion.

11. **EXECUTIVE REPORTS.**
Executive reports are limited to 10 minutes each.

City Mayor Report

City Manager Report

i) Update on Water, Wastewater, and Streets Infrastructure

ii) Update on Employee Compensation Plan and Actions

iii) Update on Comprehensive Plan

12. **CITY COUNCIL MEMBER COMMENTS.**

NOTICE: *The City Council reserves the right to reconvene, recess, realign, change the order of business, or adjourn into Executive Session at any time during the course of the meeting prior to adjournment, to discuss any item listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.087 (development).*

RESOLUTION 2024-09-12: On a motion by Councilor Rick Stephens and seconded by Councilor Lucy Escovedo to move into executive session to discuss the Utilities Director, the City Council unanimously adopted the motion. (**7:27 P.M.)**

13. **EXECUTIVE SESSION.**

A. **Personnel Matters § 551.074, Texas Government Code**
Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; Utility Manager (M. Antrim, City Manager)

14. **ACTION AFTER EXECUTIVE SESSION.**

RESOLUTION 2024-09-13: On a motion by Councilor Rick Stephens and seconded by Councilor Reagan Stone to move into open session, the City Council unanimously adopted the motion. **(7:45 P.M.)**

A. Action, if any, concerning any of the items listed in executive session. (M. Antrim, City Manager)

RESOLUTION 2024-09-14: On a motion by Councilor Rick Stephens and seconded by Councilor Darin Nance to to authorize the City Manager to provide a stipend to Johnny Marquez of up to $1,250 per month for up to 6 months to continue to fill in as the interim Utilities Director, the City Council unanimously adopted the motion.

Councilor Stone: Aye
Councilor Martinez: Aye
Councilor Nance: Aye
Councilor Escovedo: Nay
Councilor Stephens: Aye

15. **ADJOURN.**

The meeting was adjourned by Mayor Eaves. **(7:47 P.M.)**

APPROVED: **ATTEST:**

Catherine Eaves, *Mayor*

Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer

CERTIFICATION

I, Geoffrey R. Calderon, do hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at www.cityofalpine.com/agenda pursuant to Section 551.043, Texas Government Code. The said notice was posted by 2:00 P.M. on August 30, 2024, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting.

WITNESS MY HAND AND SEAL
this 30th day of August, 2024

Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 6B
Department: City Council
Sponsor: Reagan Stone, Councilor
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: None

AGENDA ITEM

Approval of the appointment of Mark Hannan to the Place 1 position on the Parks and Recreation Board. (R. Stone, City Council)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

1. M. Hannan - Parks and Rec Application_Redacted

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/6/2024

ADMINISTRATION: BOARDS & COMMISSION APPLICATION

Print

Submitted by: Mark Hannan

Submitted On: 2024-08-29 14:36:27

Submission IP: (65.65.156.46)
proxy-IP (raw-IP)

Status: Open

Priority: Normal

Assigned To: Geo Calderon

Due Date: Open

CITY OF ALPINE
ADVISORY BOARDS & COMMISSIONS QUESTIONNAIRE

Qualities that make a great board member:

- A genuine interest in improving life for Alpine residents
- Knowledge of or a willingness to learn about the subject area
- Knowledge of or a willingness to learn local governance rules and norms
- Openness to new ideas
- Considers volunteer service important and worthy of a reasonable time commitment

What the City should provide to board members:

- Clear guidance about expectations for attendance and time contribution
- Clear guidance about rules governing public boards (open meetings and open records requirements)
- Designated staff liaison who regularly reports on meetings to supervisor

Board Chairperson:

- Understands board structure, ordinances, and rules
- Works with the City staff liaison person to coordinate meeting agendas
- Engages board members with calls or follow-up to make sure they can attend the meetings (i.e. quorum)
- Follows up with the City Manager, the City Secretary, and to members of City Council to ask questions and get support as needed.

*** First Name**

Mark

*** Last Name**

Hannan

* **Street Address**

[redacted]

* **City** Alpine

* **State** Texas

* **Zip code** 79830

* **Email Address** [redacted]

* **Phone** [redacted]

* **Occupation** IT

* **Are you a resident of Alpine, Texas?**
- (•) Yes
- ( ) No

* **How long have you been a resident of, or been involved with, Alpine?** 19yrs

* **Are you a qualified (registered) voter of Brewster County?**
- ( ) Yes
- (•) No

* **Are you a qualified (registered) voter of the City of Alpine?**
- ( ) Yes
- (•) No

* **Board, Commission, or Committee ("Board") that you have interest in serving on:**

Option 1 , Parks and Rec

* **Please provide brief background information about yourself, including education, work experience, and any special qualifications you have for serving on this Board:**

Resident of alpine for the past 19yrs, invested in the community. Bachelors in Business & Finance (UK). Self employed, Nectar Computers, in business for 20yrs. Have served on boards over the years including president of both Marathon and Alpine chambers.

Please state why you wish to serve the City of Alpine as a member of a Board:

As stated above, I care about our community and would like the opportunity to be involved in a larger capacity to support the efforts already in place and provide energy for future endeavors.

* **Do you currently, or have you in the past, served the City of Alpine?**
- ( ) Yes
- (•) No

If yes, in what capacity?

How long?

* **Do you receive any compensation from the City of Alpine or are there any potential conflicts of interest if you serve the City of Alpine?**
- ( ) Yes
- (•) No

If yes, please explain:

Upload a File (Optional) Choose File No file chosen

Upload a File (Optional) Choose File No file chosen

Upload a File (Optional) Choose File No file chosen

Upload a File (Optional) Choose File No file chosen

As evidenced by my signature below, I certify that the statements contained in this document are true and correct to the best of my knowledge.

*** Electronic signature**

Mark Hannan

Please type full name

*** Date**

08/29/2024

Format: MM/DD/YYYY

*** I understand that checking this box constitutes a legal signature confirming that I acknowledge and agree to the above Terms of Acceptance.**

☑ **Option 1**

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 6C
Department: Administration
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: Approve

AGENDA ITEM

Approve payment of the August 2024 monthly billing summary for Bojorquez Law Firm services. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

1. 8-30-24 Bojorquez Law Firm Invoice

BUDGET CONSIDERATIONS

Expenditure Required:	$10,735.73
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/6/2024

BOJORQUEZ LAW FIRM, PC
TexasMunicipalLawyers.com

INVOICE

Number	12641
Issue Date	8/30/2024
Due Date	9/30/2024

City of Alpine
Megan Antrim, City Manager
100 N 13th St.
Alpine, TX 79830

Alpine - Code Enforcement

Total for Alpine - Code Enforcement	$1,119.30

Alpine - Ethics

Total for Alpine - Ethics	$714.00

Alpine - General

Total for Alpine - General	$3,949.13

Alpine - Land Use

Total for Alpine - Land Use	$914.10

Alpine - Municipal Court

Total for Alpine - Municipal Court	$3,094.20

Alpine - Personnel

Total for Alpine - Personnel	$63.00

Alpine - Utilities

Total for Alpine - Utilities	$672.00

Alpine - Water

Total for Alpine - Water	$210.00

Total (USD)	$10,735.73
Paid	$0.00
Balance	$10,735.73
I-12483 Previous Balance	$9,247.70
Total Outstanding	$19,983.43

Terms & Conditions

WARNING: While this document is a public record subject to release under Tex. Gov't Code Ch. 552.022(a), it might contain *Confidential/Privileged* information exempt from disclosure.

Make checks payable to Bojorquez Law Firm, PC

Tax ID#27-0818127

11675 Jollyville Road, Suite 300

Austin, TX 78759

ALL PAST DUE AMOUNTS ARE SUBJECT TO INTEREST CHARGES

Timekeeper Totals

Name	Rate	Hours	Total
Alessandra Gad	$210.00	28.50	$5,985.00
Hunter Littleton	$113.00	5.50	$621.50
Sylvia B Firth	$250.00	0.10	$25.00
Nicole E Hipp-Follweiler	$108.00	1.10	$118.80
Erin Kelley	$113.00	0.90	$101.70
Aaron F Banuelos	$108.00	0.30	$32.40
Hope Avila	$108.00	0.10	$10.80
Desiree Duarte	$200.00	0.10	$20.00
Chris Gad	$194.30	19.60	$3,808.20

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 6D
Department: Administration
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Megan Antrim, City Manager
Staff Recommendation: Approve

AGENDA ITEM

Approve Resolution 2024-09-16, a resolution authorizing the City's Police Department to participate in the Office of the Governor's, Public Safety Office, Homeland Security Grants Division, Operation Lone Star (OLS) program for FY 2025.

EXECUTIVE SUMMARY

- Alpine City Council approved the original resolution, 2024-03-01, allowing the Alpine Police Department to participate in the upcoming fiscal year Operation Lonestar Program.
- The Office of the Governor is requesting the resolution be updated to reflect the reassigned grant number (4385503).

SUPPORTING MATERIALS

1. 2024-09-16 - Operation Lonestar FY2025

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/6/2024

STATE OF TEXAS

CITY OF ALPINE

COUNTY OF BREWSTER

RESOLUTION 2024-09-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AUTHORIZING THE CITY'S POLICE DEPARTMENT TO PARTICIPATE IN THE OFFICE OF THE GOVERNOR'S, PUBLIC SAFETY OFFICE, HOMELAND SECURITY GRANTS DIVISION, OPERATION LONE STAR (OLS) PROGRAM FOR FY2025.

WHEREAS, the City of Alpine is committed to provide for the safety and welfare of its citizens; and

WHEREAS, the City Council of the City of Alpine finds it in the best interest of the citizens of Alpine that the City participate on the Office of the Governor, Public Safety Office, Operation Lone Star Program (OLS) for FY2025; and

WHEREAS, the City of Alpine agrees to provide applicable matching funds for the OOG Grant# 4385503, a funding request for officer overtime hours as well as License Plate Readers, as required by the OLS application; and

WHEREAS, the City of Alpine agrees that in the event of loss or misuse of the Office of the Governor funds, the City of Alpine assures that the funds will be returned to the Office of the Governor in full; and

WHEREAS, the City of Alpine designates the City Manager as the grantee's authorized official, with the power to apply for, accept, reject, alter, or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS THAT:

SECTION I. The City Council hereby authorized the submission of the grant application for the Office of the Governor, Public Safety Office, Homeland Security Grants Division, Operation Lone Star Program to provide funds for overtime operations and License Plate Readers for the Alpine Police Department on March 5, 2024.

SECTION II. The City Council authorizes any additional or matching funds needed as defined by the OLS application.

SECTION III. This resolution is effective immediately upon its passage.

PASSED, APPROVED, AND ADOPTED BY A MAJORITY VOTE OF THE CITY COUNCIL ON THIS THE 17th DAY OF SEPTEMBER 2024 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

APPROVED:

_____

Catherine Eaves, Mayor

ATTEST:

_____

Geoffrey R. Calderon, City Secretary

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 8A
Department: Office of the City Secretary
Sponsor: Geoffrey R. Calderon, City Secretary
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: None

AGENDA ITEM

August 2024 Office of the City Secretary (OCS) Report including Legislative Services, City Council Activities, Board & Commissions Activities, Public Information, and Departmental Statistics and Updates. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

1. 8-2024 Office of the City Secretary Report FY 2024

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

OFFICE OF THE CITY SECRETARY

AUGUST 2024 ACTIVITY REPORT

LEGISLATIVE SERVICES & CITY COUNCIL ACTIVITIES

Legislative Services / City Council activities include preparing agendas, meeting packets, minutes, presentations, monthly reports, and many other types of documents for meetings. This also includes drafting ordinances, resolutions, proclamations and other documents for Legislative Services and other city departments. Each item that is included on a City Council agenda requires staff time for preparation prior to the meeting and execution time after the meeting.

Meeting Type	August 2024	FY 2024 YTD
Regular Meetings	2	20
Special Meetings	0	3
Workshops	1	18

Document Type	August 2024	FY 2024 YTD
Agendas Prepared/Posted	2	25
Packets Prepared/Posted	2	23
Minutes Completed/Approved	2	30

Agenda Items Processed	August 2024	FY 2024 YTD
Ordinances	3	26
Resolutions	10	39
Orders	2	8
Proclamations	1	17
Contracts/Agreements	1	11
Policy Revisions	0	3
General Special/Conditional Use Permit	0	1
Short Term Rental	0	20
Alcoholic Beverage Permit	0	2
Coin-Operated / Gameroom Permit	0	0
Rezone	0	6
Replat	0	3
Annexation	0	0
Variance	0	0
Board Appointments	2	16
Other	16	159

Enrolled (Passed) Documents	August 2024	FY 2024 YTD
Ordinances	2	14
Resolutions	9	37
Orders	2	8

APPROVED ORDINANCES

*Ordinance 2024-08-*01: an ordinance amending Appendix C – Zoning to the Alpine Code of Ordinances; Amending Appendix C – Zoning to remove the provision that provides the ability for the City Council or the Planning & Zoning Commission to initiate a spot zoning, or non-contiguous, zoning designation, with exceptions; amending the application fee from $250 to $350. *The Council approved the second and final reading of this ordinance on August 20, 2024.*

Ordinance 2024-08-02: an ordinance memorializing the city ward designations for properties annexed into the city limits of Alpine; Providing Findings of Fact, Repealer, Severability, Effective Date, Proper Notice, and Hearing clauses. *The Council approved the second and final reading of this ordinance on August 20, 2024.*

UNAPPROVED ORDINANCES

Ordinance 2024-07-01: an ordinance authorizing the vacation, abandonment, and sale of the unimproved portion of South 5th Street lying between Lot 5, Block 1 and Lot 10, Block 2, of Ferguson's Second Addition to the City of Alpine, Brewster County, Texas to Horticultural Consulting, LLC; Authorizing the City Manager to execute a deed without warranty; Directing that funds from the sale of the city's interest be deposited in the general fund for the purpose of street improvements; Providing for terms and conditions of. *The Council approved the second and final reading of this ordinance on August 20, 2024.*

APPROVED RESOLUTIONS

Resolution 2024-08:01: a resolution approving the renewal of the City's telecommunication and broadband contract with Big Bend Telephone.

Resolution 2024-08-02: a resolution approving the Fiscal Year 2024-2025 Health Reimbursement Arrangement managed through Total Administrative Services Corporation (TASC).

Resolution 2024-08-03: a resolution amending Appendix C: Animal Services Fees for Fiscal Year 2024-2025.

Resolution 2024-08-04: a resolution of the City Council amending Appendix B: Building Service Fees; Setting the rates and fees for City Building Services for the Fiscal Year 2024-2025

Resolution 2024-08-05: a resolution allocating expenditure of $39,250 from the Hotel Occupancy Tax fund for Post Oak Preservation Solutions, LLC to conduct a study that results submittal by Post Oak for in a National Register of Historic Places and establishment of a Downtown Historic District that is recognized at the Federal and State level, and submittal by Post Oak for a National Register of Historic Places for Kokernot Baseball Field that recognized at a Federal and State so that business owners can apply for and receive Federal and State grant funding without action by the City of Alpine. Further that Post Oak Preservation Solutions will work closely with Historic Alpine at no cost to the City of Alpine other than the expenditure of the HOT funds, so that building owners and the City are aligned in the outcome.

Resolution 2024-08-06: a resolution approving the Fiscal Year 2025-2029 Capital Improvement Plan.

Resolution 2024-08-23: a resolution of the City Council amending approving Appendix A: Utilities Fees; Setting the rates and fees for City Utility Services for the Fiscal Year 2024-2025.

Resolution 2024-08-24: a resolution approving the recommended Hotel Occupancy Tax Grant Awards from the Hotel Occupancy Tax Committee for the Fiscal Year 2024-2025.

Resolution 2024-08-25: a resolution authorizing the renewal of the City of Alpine employee health insurance, dental insurance, and vision insurance benefits for the fiscal year 2024-2025.

UNAPPROVED RESOLUTIONS

Resolution 2024-08-07: a resolution requesting support from state representatives and the Texas Legislature to pass a bill authorizing the City to transition from May General Elections to November General Elections. *The Council opposed adoption of this resolution on August 6, 2024.*

APPROVED SPECIAL USE PERMITS – None.

UNAPPROVED SPECIAL USE PERMITS – None.

APPROVED ORDERS

Order 2024-08-01: an order for a Special Election on November 5, 2024 for the purpose of submitting to the qualified voters of the City of Alpine, Texas certain proposed amendments to the existing Home Rule Charter; designating the place at which said election is to be held; making provisions for the conduct of that election and other provisions and relating to the purpose of the order; providing for conduct of the election; and providing an effective date.

Order 2024-08-01 – Amended: an order amending a typographical error in the 2024 November Special Election order.

APPROVED REPLATS – None.

APPROVED CONTRACTS / AGREEMENTS / REQUESTS FOR PROPOSALS / MISC.

Approval Texas Municipal League (TML) Intergovernmental Risk Pool Cyber Liability and Data Breach Response Interlocal Agreement. *This agreement was approved by the Council on August 6, 2024.*

WORKSHOPS & PRESENTATIONS

August 6, 2024: Workshop discussion and presentation to discuss retirement for city employees.

PUBLIC NOTICES: HEARINGS, LETTERS, & NOTIFICATIONS

The City held 5 public hearings in July 2024. Additionally, we sent 37 letters to owners within 200 feet of properties where proposed zoning changes were being considered.

Public Hearings	August 2024	FY 2024 YTD
No. of Hearings Conducted	5	60

Letters	August 2024	FY 2024 YTD
No. of Letters Sent	23	628

Official Newspaper Notices	August 2024	FY 2024 YTD
Notice of Public Hearing	5	31
Notice of Passed Ordinance	2	27
Misc. Public Notice (RFP, Workshop, Etc)	1	17

PUBLIC INFORMATION REQUESTS

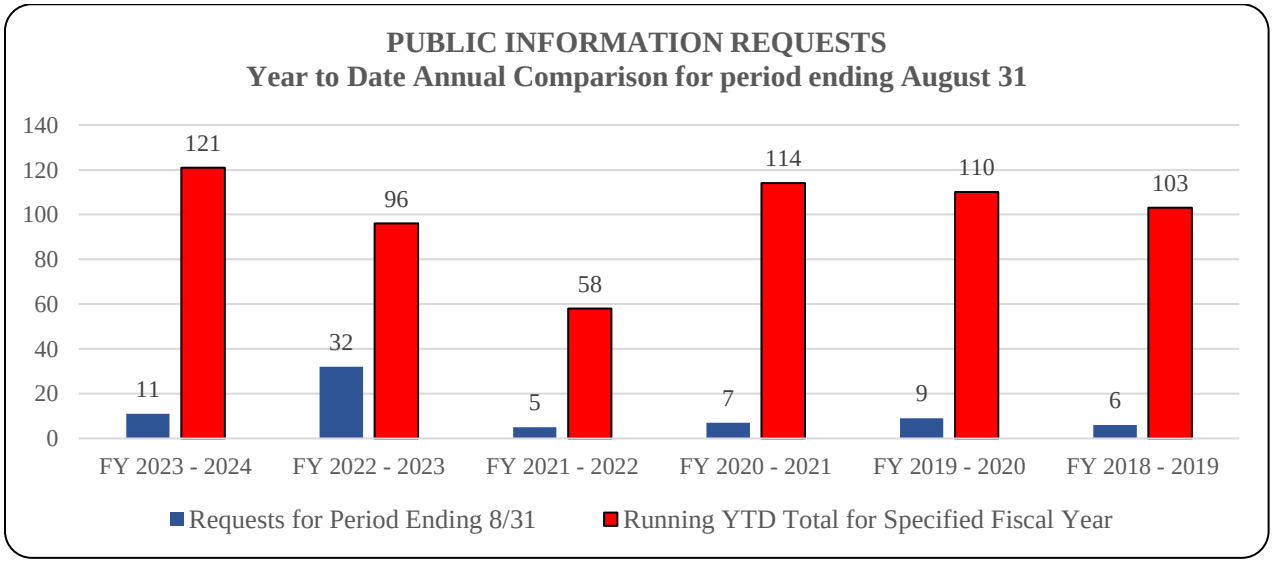
Public Information Requests	August 2024	FY 2024 YTD
Requests Received	11	121
Average Completion Time	4.18 days	4.6 days
Referred to Attorney General	0	4

Requests by Department	August 2024	FY 2024 YTD
Administration	1	21
Animal Services	-	2
Building Services / Planning / Code	1	14
Finance	-	4
Police	8	75
Public Works	-	-
Utilities	-	-
Utility Billing	-	2
Redirected to another agency	1	3

PUBLIC INFORMATION REQUESTS –

Year to Date Annual Comparison for period ending August 31

Annual Comparison	Requests for Period Ending 8/31	Running YTD Total for Specified Fiscal Year
FY 2023 - 2024	11	121
FY 2022 - 2023	32	96
FY 2021 - 2022	5	58
FY 2020 - 2021	7	114
FY 2019 - 2020	9	110
FY 2018 - 2019	6	103



BOARDS, COMMISSIONS, & COMMITTEES ACTIVITIES

Boards, Commissions, and Committees activities include preparing agendas, meeting packets, minutes, presentations, monthly reports, and many other types of documents for meetings. This also includes drafting ordinances and other documents for Legislative Services and other city departments. Each item that is included on a Board agenda requires staff time for preparation prior to the meeting and execution time after the meeting.

Document Type	August 2024	FY 2024 YTD
Agendas Prepared/Posted	2	26
Packets Prepared/Posted	2	25
Minutes Completed	4	26

Board Meetings Held	August 2024	FY 2024 YTD
Animal Advisory Board	0	4
Hotel Occupancy Tax Committee	0	4
Music Advisory Board	0	1
Parks and Recreation	1	6
Planning & Zoning	1	9
Building & Standards	0	0

Animal Advisory Board – None.

Hotel Occupancy Tax Committee – None.

Parks and Recreation Board

The Parks & Recreation Board met on August 14, 2024, to discuss updates on the Pueblo Nuevo Park project, to discuss watering at City parks, and discussed the sufficiency of current posted signs in City parks. Additionally, the Parks & Recreation Board made a recommendation to City Council regarding changes to rental facilities fees and regulations.

Planning & Zoning Commission

The Planning & Zoning Commission met on August 26, 2024, and held a public hearing concerning Replat 2024-09-01, a replat application to allow the applicant, Sara Bow, to remove internal lot lines and reflect updated ownership of a city alley that was purchased by the applicant. At the same meeting, the Planning & Zoning Commission made a recommendation of approval of Replat 2024-09-01 to the City Council.

Music Advisory Board

The Music Advisory Board met on July 23, 2024, to review and discuss the purpose of the Music Advisory Board. Additionally, the board held discussions regarding the Alpine/Big Bend Music Directory, regarding concerns from the public regarding the local music industry, and regarding board member input and ideas.

Building & Standards Commission - None.

BOARD APPOINTMENTS, RESIGNATIONS, AND VACANCIES

BOARD APPOINTMENTS

Animal Advisory Board

Place 1: Judy Stokes

Hotel Occupancy Tax Committee

Place 2 (Hotelier): Jesusita "Susie" Gonzales.

BOARD RESIGNATIONS / REMOVAL – NONE.

BOARD VACANCIES

Parks & Recreation Board

Place 1
Place 4

Building & Standards

Place 7

Planning & Zoning Commission

Place 1

TRAINING ACTIVITY & SPECIAL EVENTS – None.

ELECTION ACTIVITIES –

City Secretary worked with Lora Nussbaum to determine that the City Election must be held jointly with Brewster County. City Secretary authored draft election agreement for consideration by the City Council and the Brewster County Commissioner's Court.

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 8C
Department: Administration
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Megan, Antrim, City Manager
Staff Recommendation: None

AGENDA ITEM

August 2024 Revenue and Expense Report (M. Antrim, City Manager)

EXECUTIVE SUMMARY

- Revenue - Continued increase in interest on all checking accounts
    - General Fund
        - Sales tax lower than anticipated
        - Property tax on point
    - Water/Wastewater/Sanitation
        - Revenues overall look low, but it does not include the transfer of ARPA funds. Funds have been reallocated for next fiscal year.
    - Airport
        - On track
        - Pending RAMP reimbursement
    - Tourism - updated to reflect current and active STR's.
        - Lower than anticipated
        - Revenue does not reflect the use of fund balance/reserves, which was originally included in the budget.
    - Gas
        - As anticipated, lower than budgeted
    - Interest & Sinking
        - In line with budgeted amounts
- Expenses - Start of end of year preparations
    - General Fund
        - Pending Seal Coating Expenses
        - Pending HOT Box
    - Water/Wastewater/Sanitation
        - Engineering Expenses
    - Airport
        - Fuel Expenses
    - Tourism
        - Promotion/Advertising - Viva Big Bend, Trappings of Texas, Theater of Big Bend, Bluegrass Festival, Cowboys Baseball, IHeart Media
        - Historic - AISD Kokernot Renovations
        - Sporting Events - Big Bend Ranch Rodeo

- Gas
  - Continued distribution maintenance
- Interest & Sinking
  - Final payment for Fiscal Year 2023-2024
  - Final payment for FY 2023-2024 made in August

SUPPORTING MATERIALS

1. Budget Analysis - COA - August 2024

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023-2024: N/A
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/9/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/9/2024
Megan Antrim, City Manager	Final Approval - 9/9/2024

CITY OF ALPINE
SUMMARY OF REVENUES AND EXPENDITURES AS OF AUGUST 31, 2024

11th month in Fiscal Year 2023-2024 or 92% completed as of August 31, 2024

	REVENUES			EXPENDITURES		
FUND	**FY 2024 Budget Amended**	**FY 2024 Actual**	**% of FY 2024 Budget**	**FY 2024 Budget Amended**	**FY 2024 Actual**	**% of FY 2024 Budget**
General Fund	$5,908,209	$5,430,110	91.91%	$5,944,117	$4,370,814	73.53%
Water/Wastewater/Sanitation Utility Fund	$6,677,895	$4,641,004	69.50%	$6,677,895	$4,188,466	62.72%
Airport Fund	$800,512	$732,209	91.47%	$800,512	$737,382	92.11%
Hotel Occupancy Tax Fund	$1,036,963	$630,353	60.79%	$1,036,963	$668,804	64.50%
Gas Utility Fund	$2,225,000	$1,923,211	86.44%	$2,225,000	$1,655,782	74.42%
Interest & Sinking Fund	$147,909	$159,861	108.08%	$147,909	$147,881	99.98%

GENERAL FUND - AUGUST 2024

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
0520	NON DEPARTMENTAL REVENUE							
1000	SALE-CITY PROPERTY/ EASEMENTS	10,000.00	10,000.00		5,250.00	0.00	4,750.00	53
2000	WORKMAN'S COMP REFUND	0.00	0.00		1,040.52	0.00	1,040.52+	
9000	AUCTION	10,000.00	10,000.00		0.00	0.00	10,000.00	00
9002	OTHER FINANCING SOURCE - RIGHT TO	0.00	0.00		0.00	0.00	0.00	
	NON DEPARTMENTAL REVENUE	20,000.00	20,000.00	0.00	6,290.52	0.00	13,709.48	31
0521	INTEREST RESERVE ACCOUNTS							
0001	TEXSTAR	50,000.00	50,000.00		104,249.05	9,796.98	54,249.05+	208
0002	TXCLASS CAPITAL IMPROVEMENTS	8,000.00	8,000.00		15,347.73	1,432.59	7,347.73+	192
0003	TXCLASS FIRE ASSISTANCE	5,000.00	5,000.00		10,742.09	1,002.69	5,742.09+	215
0004	TXCLASS CREEK PROJECT	6,000.00	6,000.00		12,464.87	1,163.50	6,464.87+	208
0005	TXCLASS PUEBLO NUEVO	2,500.00	2,500.00		7,949.67	742.05	5,449.67+	318
	INTEREST RESERVE ACCOUNTS	71,500.00	71,500.00	0.00	150,753.41	14,137.81	79,253.41+	211
0523	ADMINISTRATIVE REVENUES							
0090	ENTERPRISE ADMINISTRATIVE FEE	673,204.00	673,204.00		617,103.66	56,100.33	56,100.34	92
0100	ENTERPRISE FRANCHISE FEE	372,568.00	372,568.00		295,839.38	31,847.74	76,728.62	79
0612	FY 20 NSF - RETURNED CHECK FEE	150.00	150.00		0.00	0.00	150.00	00
1303	BEER & WINE PERMITS	7,500.00	7,500.00		5,797.50	0.00	1,702.50	77
1304	COIN OPERATEDAMUSEMENT FEE	10,000.00	10,000.00		5,250.00	750.00	4,750.00	53
1305	REZONING/VARIANCES	1,000.00	1,000.00		550.00	0.00	450.00	55
1306	PEDDLARS/SOLICITORS FEES	500.00	500.00		160.00	50.00	340.00	32
2000	7 % HOT OVERHEAD	43,177.00	43,177.00		39,578.91	3,598.08	3,598.09	92
2104	COPIES/PUBLIC	1,000.00	1,000.00		515.25	4.10	484.75	52
5203	SERV CHRG/BAD CHECKS	200.00	200.00		30.00	0.00	170.00	15
5220	Discounts Earned (True Value)	0.00	0.00		0.00	0.00	0.00	
5221	DONATIONS	2,000.00	2,000.00		0.00	0.00	2,000.00	00
7000	GENERAL BANK ACCT 2207 INTEREST	40,000.00	40,000.00		104,223.65	10,771.10	64,223.65+	261
7003	INTEREST REVENUE - LEASE	0.00	0.00		0.00	0.00	0.00	
7500	POST OFFICE GROUND LEASE	3,894.00	3,894.00		4,033.37	366.67	139.37+	104
7501	NEIGHBORHOOD CENTER LEASE	0.00	0.00		5,100.00	500.00	5,100.00+	
7502	ALPINE COUNTRY CLUB LEASE - GOLF C	0.00	0.00		12.00	0.00	12.00+	
9920	MISC INCOME/FEES	2,500.00	2,500.00		1,171.12	0.00	1,328.88	47
9921	TML. CONFERENCE	0.00	0.00		0.00	0.00	0.00	
9922	OTHER GOVERNMENT/GRANT REIMBURSEME	0.00	0.00		0.00	0.00	0.00	
	ADMINISTRATIVE REVENUES	1,157,693.00	1,157,693.00	0.00	1,079,364.84	103,988.02	78,328.16	93
0524	MUNICIPAL COURT REVENUES							
2800	SCHOOL ZONE & BUS VIOLATIONS	0.00	0.00		0.00	0.00	0.00	
2900	FINES & FEES REVENUE	50,000.00	50,000.00		38,870.80	4,379.08	11,129.20	78
3000	DEFERRED DISPOSITION	0.00	0.00		0.00	0.00	0.00	
3300	MUN COURT TECHNOLOGY FUND	0.00	0.00		8.00	0.00	8.00+	
3350	TECHNOLOGY FUND INTEREST EARNED	0.00	0.00		0.00	0.00	0.00	
3400	MUNICIPAL COURT SECURITY FUND	0.00	0.00		1,877.86	215.47	1,877.86+	
3500	TIME PAYMENT FEE	250.00	250.00		0.00	0.00	250.00	00
9000	OVERAGE/SHORTAGE	0.00	0.00		0.00	0.00	0.00	

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
	MUNICIPAL COURT REVENUES	50,250.00	50,250.00	0.00	40,756.66	4,594.55	9,493.34	81
0531	POLICE REVENUES							
0600	REIMBURSEMENTS	2,200.00	2,200.00		0.00	0.00	2,200.00	00
0900	LEOSE-STATE COMPTROLLER	1,200.00	1,200.00		2,726.09	0.00	1,526.09+	227
1000	RESTITUTION	0.00	0.00		0.00	0.00	0.00	
1304	POLICE IMPOUNDS	0.00	0.00		0.00	0.00	0.00	
1305	SPECIAL EVENT REVENUE	0.00	0.00		0.00	0.00	0.00	
1306	OVERSIZED ESCORT FEE	0.00	0.00		0.00	0.00	0.00	
1501	POLICE FINES	0.00	0.00		0.00	0.00	0.00	
1507	POLICE ACCIDENT REPORTS	1,250.00	1,250.00		1,354.00	304.00	104.00+	108
1615	ABANDONED VEHICLES & INT	0.00	0.00		0.00	0.00	0.00	
1616	PD/FED EQUIT SHAR & INT	0.00	0.00		0.00	0.00	0.00	
1700	CIVIC CENTER SECURITY	0.00	0.00		0.00	0.00	0.00	
1900	DONATIONS	0.00	0.00		0.00	0.00	0.00	
9922	INSURANCE CLAIM	0.00	0.00		8,500.00	8,500.00	8,500.00+	
	POLICE REVENUES	4,650.00	4,650.00	0.00	12,580.09	8,804.00	7,930.09+	271
0532	FIRE DEPARTMENT REVENUES							
0600	FIRE DEPT REIMBURSEMENT - COUNTY	0.00	0.00		0.00	0.00	0.00	
	FIRE DEPARTMENT REVENUES	0.00	0.00	0.00	0.00	0.00	0.00	
0534	AD VALOREM TAX REVENUE							
0300	CURRENT TAX COLLEC.	2,430,873.00	2,106,966.00		2,023,831.64	12,625.86	83,134.36	96
0400	Delinquent Property Tax Collection	0.00	0.00		44,817.88	1,994.59	44,817.88+	
0410	M&O - Delinquent Years	0.00	0.00		0.00	0.00	0.00	
0420	I&S Delinquent Years	0.00	0.00		0.00	0.00	0.00	
0502	CURRENT PENALTY & INTEREST	0.00	0.00		20,086.07	1,309.82	20,086.07+	
0504	DELINQUENT PENALTY & INTERE	0.00	0.00		16,417.55	1,420.95	16,417.55+	
0505	DEALERSHIP INV. TX	0.00	0.00		0.00	0.00	0.00	
0506	EXCESS PROCEEDS-TAX SALES	0.00	0.00		0.00	0.00	0.00	
0507	BPP TAXES	0.00	0.00		35.00	4.52	35.00+	
	AD VALOREM TAX REVENUE	2,430,873.00	2,106,966.00	0.00	2,105,188.14	17,355.74	1,777.86	100
0535	BUILDING SERVICES REVENUE							
1301	PLUMBING PERMIT	15,000.00	15,000.00		9,239.09	1,611.00	5,760.91	62
1302	BUILDING PERMITS	65,000.00	65,000.00		44,764.55	3,146.18	20,235.45	69
1303	ELECTRICAL PERMITS	10,000.00	10,000.00		24,131.81	1,250.00	14,131.81+	241
1304	IMPOUNDS	0.00	0.00		0.00	0.00	0.00	
1305	MOVING PERMIT	2,500.00	2,500.00		200.00	0.00	2,300.00	08
1306	SIGN PERMIT	1,000.00	1,000.00		1,076.17	46.67	76.17+	108
1307	FILMING PERMIT	500.00	500.00		250.00	0.00	250.00	50
1308	LANDFILL TIPPING FEES - AISD PROJ	0.00	0.00		0.00	0.00	0.00	
1309	LIVE MUSIC PERMIT	0.00	0.00		850.00	100.00	850.00+	
	BUILDING SERVICES REVENUE	94,000.00	94,000.00	0.00	80,511.62	6,153.85	13,488.38	86
0538	ANIMAL CONTROL REVENUES							

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
1301	QUARANTINE	4,500.00	4,500.00		1,530.00	200.00	2,970.00	34
1303	PET ADOPTIONS	12,500.00	12,500.00		8,500.00	600.00	4,000.00	68
1304	ANIMAL LICENSE FEES	1,500.00	1,500.00		1,380.00	130.00	120.00	92
1305	CREMATIONS	22,250.00	22,250.00		20,775.00	2,000.00	1,475.00	93
1306	EUTHANIZATIONS	0.00	0.00		0.00	0.00	0.00	
1307	ANIMAL SURRENDER	2,000.00	2,000.00		480.00	60.00	1,520.00	24
1308	MICROCHIP	1,500.00	1,500.00		390.00	30.00	1,110.00	26
1309	ANIMAL IMPOUND	3,000.00	3,000.00		1,335.00	60.00	1,665.00	45
1310	VACCINES	200.00	200.00		132.50	0.00	67.50	66
1900	DONATIONS	0.00	0.00		932.50	125.00	932.50+	
2000	REIMBURSEMENTS	0.00	0.00		0.00	0.00	0.00	
9000	INSURANCE CLAIM	0.00	0.00		0.00	0.00	0.00	
	ANIMAL CONTROL REVENUES	47,450.00	47,450.00	0.00	35,455.00	3,205.00	11,995.00	75
0542	PARKS & POOL REVENUE							
1100	SWIMMING POOL ADMISSIONS	15,000.00	15,000.00		13,711.00	1,240.00	1,289.00	91
1105	Pool Cash Drawer Overage (Shortage	0.00	0.00		15.00-	15.00-	15.00	
1700	EVENTS SECURITY REVENUE	1,500.00	1,500.00		0.00	0.00	1,500.00	00
1703	CIVIC CENTER RENTAL	7,500.00	7,500.00		6,900.00	1,500.00	600.00	92
1900	PAVILION RENTAL	1,500.00	1,500.00		1,265.00	80.00	235.00	84
3900	SKATE PARK-DONATIONS & INT.	0.00	0.00		0.00	0.00	0.00	
9100	MISC/REFUNDS	0.00	0.00		0.00	0.00	0.00	
	PARKS & POOL REVENUE	25,500.00	25,500.00	0.00	21,861.00	2,805.00	3,639.00	86
0544	STREETS REVENUE							
1901	ROAD REPAIR	60,000.00	60,000.00		0.00	0.00	60,000.00	00
5005	FIBER OPTIC EASE.	10,000.00	10,000.00		4,886.65	2,188.21	5,113.35	49
6000	GRANT REIMB	0.00	0.00		0.00	0.00	0.00	
7000	REIMBURSEMENTS	200.00	200.00		0.00	0.00	200.00	00
8000	WC SALARY REIMB	0.00	0.00		0.00	0.00	0.00	
9900	CAPITOL IMPROVEMENTS - RESERVE	0.00	0.00		0.00	0.00	0.00	
9922	INSURANCE CLAIMS	0.00	0.00		250.00	0.00	250.00+	
	STREETS REVENUE	70,200.00	70,200.00	0.00	5,136.65	2,188.21	65,063.35	07
0548	CITY SALES TAX REVENUES							
0401	CITY SALES TAX	2,150,000.00	2,150,000.00		1,803,228.87	161,196.73	346,771.13	84
0402	ELECTRIC FRANCHISE TAX	62,000.00	62,000.00		50,610.14	6,072.37	11,389.86	82
0403	TELEPHONE FRANCHISE TAX	8,000.00	8,000.00		3,346.39	0.00	4,653.61	42
0404	T.V. CABLE FRANCHISE TAX	15,000.00	15,000.00		11,209.98	0.00	3,790.02	75
0406	MIXED BEVERAGE TAX	25,000.00	25,000.00		23,816.31	1,956.45	1,183.69	95
	CITY SALES TAX REVENUES	2,260,000.00	2,260,000.00	0.00	1,892,211.69	169,225.55	367,788.31	84
0599	TRANSFERS							
9100	SYSTEM ADDED TRANSFER IN	0.00	0.00		0.00	0.00	0.00	
9110	SYSTEM ADDED TRANSFER OUT	0.00	0.00	0.00	1,950.00	0.00	1,950.00-	

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REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
	TRANSFERS	0.00	0.00	0.00	1,950.00	0.00	1,950.00-	
0620	NON DEPARTMENTAL EXPENSES							
0201	SOCIAL SECURITY- ELECTION WORKERS	0.00	0.00	0.00	10.14	0.00	10.14-	
0202	INSURANCE	0.00	0.00	0.00	0.00	0.00	0.00	
0203	RETIREMENT	0.00	0.00	0.00	0.00	0.00	0.00	
1301	INSURANCE - GENERAL & LIABILITY	8,818.00	8,818.00	0.00	8,138.00	0.00	680.00	92
1400	CUSTODIAL SERVICE-GF DEPTS	3,000.00	0.00	0.00	0.00	0.00	0.00	
1401	JANITORIAL SUPPLIES	3,000.00	3,000.00	0.00	2,586.07	148.80	413.93	86
1500	COPY EXPENSE-ALL GF DEPTS	20,000.00	0.00	0.00	0.00	0.00	0.00	
1602	MAILING - ALL GF DEPTS.	15,000.00	15,000.00	0.00	8,315.13	1,256.79	6,684.87	55
1700	COMPUTER ASST -ALL GF DEPTS	5,500.00	17,500.00	0.00	15,606.91	11,911.11	1,893.09	89
1801	DUES/SUB/MEM -ALL GF DEPTS.	25,000.00	19,505.00	0.00	7,181.21	9,895.47-	12,323.79	37
1802	PUB/NOT/ADV - ALL GF DEPTS.	15,500.00	16,000.00	55.00	15,012.40	770.00	932.60	94
1900	PRINTING - ALL GF DEPTS.	1,500.00	1,500.00	25.00	440.88	0.00	1,034.12	31
2101	AMBULANCE SUBSIDY	165,061.00	165,061.00	0.00	151,305.88	13,755.08	13,755.12	92
2102	LIBRARY SUBSIDY	45,000.00	45,000.00	0.00	41,250.00	3,750.00	3,750.00	92
2103	AISD - CHILDCARE	0.00	0.00	0.00	25,000.00	0.00	25,000.00-	
2104	FAMILY CRISIS CENTER	9,425.00	9,425.00	0.00	9,425.00	0.00	0.00	100
2105	CHILDRENS ADVOCACY CENTER	5,000.00	5,000.00	0.00	5,000.00	0.00	0.00	100
2106	ALPINE EMERGENCY SERVICES BOARD	40,000.00	40,000.00	0.00	40,000.00	0.00	0.00	100
2120	CONTINGENCY	0.00	0.00	0.00	0.00	0.00	0.00	
2200	ELECTION EXPENSE	10,000.00	10,000.00	235.88	5,307.94	0.00	4,456.18	55
2201	INTERNSHIP	0.00	0.00	0.00	0.00	0.00	0.00	
2300	EMPLOYEE RELATIONS	12,500.00	12,500.00	143.50	5,532.54	17.86-	6,823.96	45
2301	PUBLIC RELATIONS	1,000.00	1,000.00	0.00	112.87	0.00	887.13	11
3000	IRS PENALTY/FINE/VOIDED	0.00	24.00	0.00	23.01	0.00	0.99	96
4500	APPRAISAL BOARD	72,679.00	72,679.00	0.00	36,768.00	0.00	35,911.00	51
4501	TAX COLLECTION CONTRACT	22,517.00	22,517.00	0.00	22,517.00	0.00	0.00	100
6900	AUDIT	175,000.00	175,000.00	0.00	97,200.00	9,300.00	77,800.00	56
7900	CO HANDLING FEES	1,300.00	1,300.00	0.00	500.00	0.00	800.00	38
8002	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
8003	LEASED - EQUIPMENT	0.00	15,971.00	0.00	14,141.10	1,591.36	1,829.90	89
9003	RIGHT TO USE LEASE - CAPITAL OUTLA	0.00	0.00	0.00	0.00	0.00	0.00	
9803	PRINCIPAL - RIGHT TO USE LEASES	0.00	0.00	0.00	0.00	0.00	0.00	
9804	INTEREST EXPENSE - RIGHT TO USE LE	0.00	0.00	0.00	0.00	0.00	0.00	
	NON DEPARTMENTAL EXPENSES	656,800.00	656,800.00	459.38	511,374.08	32,569.81	144,966.54	78
0622	CITY COUNCIL EXPENSES							
0101	SALARIES	7,500.00	7,500.00	0.00	5,775.00	525.00	1,725.00	77
0201	SOCIAL SECURITY	573.00	573.00	0.00	441.79	40.16	131.21	77
0501	SUPPLIES	500.00	400.00	10.00	56.28	26.99	333.72	17
0502	HOSPITALITY	200.00	300.00	15.00	218.27	14.57	66.73	78
1302	LIABILITY INS - ERRORS & OMISSION	0.00	0.00	0.00	0.00	0.00	0.00	
1500	TRAINING	0.00	0.00	0.00	0.00	0.00	0.00	
1501	TRAVEL	0.00	0.00	0.00	0.00	0.00	0.00	
1502	MAYOR DISCRETIONARY	3,000.00	3,000.00	59.95	820.44	219.27	2,119.61	29
1503	WARD 1 DISCRETIONARY	3,000.00	3,000.00	0.00	2,044.12	0.00	955.88	68
1504	WARD 2 - DISCRETIONARY	3,000.00	3,000.00	0.00	2,062.52	1,201.13	937.48	69
1505	WARD 3 - DISCRESTIONARY	3,000.00	3,000.00	700.00	1,882.69	528.94	417.31	86
1506	WARD 4 - DISCRETIONARY	3,000.00	3,000.00	0.00	0.00	0.00	3,000.00	00
1507	WARD 5 - DISCRETIONARY	3,000.00	3,000.00	0.00	150.00	0.00	2,850.00	05

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REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
2000	BUILDING AND STANDARDS COMM	25,000.00	25,000.00	0.00	15,000.00	0.00	10,000.00	60
2121	LEGAL EXPENSES	90,000.00	90,000.00	0.00	71,571.95	24,816.88	18,428.05	80
2122	LEGAL EXPENSES - CIVIL	10,000.00	10,000.00	0.00	0.00	16,443.63-	10,000.00	00
	CITY COUNCIL EXPENSES	151,773.00	151,773.00	784.95	100,023.06	10,929.31	50,964.99	66
0623	ADMINISTRATIVE EXPENSES							
0101	SALARIES	341,846.00	341,846.00	0.00	300,482.17	24,895.02	41,363.83	88
0103	OVERTIME	2,954.00	2,954.00	0.00	153.47	10.13	2,800.53	05
0104	CM - CAR ALLOWANCE	0.00	0.00	0.00	0.00	0.00	0.00	
0201	SOCIAL SECURITY	8,513.00	8,513.00	0.00	22,463.72	1,856.63	13,950.72-	264
0202	INSURANCE - GROUP	41,970.00	41,970.00	0.00	43,305.18	4,192.74	1,335.18-	103
0203	RETIREMENT	2,338.00	2,338.00	0.00	6,276.78	532.97	3,938.78-	268
0204	UNEMPLOYMENT	450.00	450.00	0.00	689.15	0.00	239.15-	153
0205	INS - WORKMEN'S COMP	1,706.00	1,706.00	0.00	69.17	0.00	1,636.83	04
0501	SUPPLIES	6,000.00	6,000.00	270.40	4,830.80	532.86	898.80	85
0701	MAINT - VEHICLE	0.00	0.00	0.00	0.00	0.00	0.00	
0900	FUEL & OIL	0.00	0.00	0.00	0.00	0.00	0.00	
1101	ELECTRICITY	5,000.00	5,000.00	0.00	2,053.29	0.00	2,946.71	41
1500	TRAINING	5,000.00	6,500.00	1,650.00	4,768.40	959.00	81.60	99
1501	TRAVEL	7,500.00	7,800.00	897.64	6,506.16	0.00	396.20	95
1700	IT EQUIPMENT/ SOFTWARE	8,500.00	12,500.00	0.00	12,489.27	56.81	10.73	100
2200	TML CONFERENCE	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	6,000.00	7,000.00	0.00	6,570.95	593.61	429.05	94
2750	CELL PHONE EXPENSES	1,500.00	1,500.00	0.00	1,193.98	118.43	306.02	80
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3000	CODIFICATION-ORDINANCE	15,000.00	15,000.00	0.00	6,523.84	4,227.02	8,476.16	43
9700	SOFTWARE/EMPLOYEE REVIEW	150,000.00	150,000.00	0.00	19,250.00	8,625.00	130,750.00	13
9800	CIP - COMPUTERS/IT	10,000.00	3,200.00	0.00	0.00	0.00	3,200.00	00
9801	LEASED VEHICLE	0.00	0.00	0.00	0.00	0.00	0.00	
9802	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
	ADMINISTRATIVE EXPENSES	614,277.00	614,277.00	2,818.04	437,626.33	46,600.22	173,832.63	72
0624	MUNICIPAL COURT EXPENSES							
0101	SALARIES	34,272.00	34,272.00	0.00	28,631.20	2,384.00	5,640.80	84
0103	OVERTIME	1,026.00	1,026.00	0.00	0.00	0.00	1,026.00	00
0105	CONTRACT LABOR	43,500.00	43,500.00	0.00	33,000.00	3,700.00	10,500.00	76
0201	SOCIAL SECURITY	2,693.00	2,693.00	0.00	2,090.22	173.28	602.78	78
0202	INSURANCE - GROUP	8,394.00	8,394.00	0.00	7,718.92	701.72	675.08	92
0203	RETIREMENT	740.00	740.00	0.00	597.65	51.02	142.35	81
0204	UNEMPLOYMENT	90.00	120.00	0.00	117.00	0.00	3.00	98
0205	INS - WORKMEN'S COMP	0.00	0.00	0.00	0.00	0.00	0.00	
0208	FINE COLLECTION/FTA FEES	500.00	500.00	0.00	0.00	0.00	500.00	00
0501	OFFICE SUPPLIES	2,000.00	2,040.00	44.25	1,993.16	219.49	2.59	100
0502	SUPPLIES	1,000.00	1,000.00	0.00	57.00	0.00	943.00	06
1500	TRAINING	2,000.00	1,930.00	0.00	55.00	0.00	1,875.00	03
1501	TRAVEL	2,500.00	2,500.00	0.00	901.95	0.00	1,598.05	36
1700	IT EQUIPMENT/SOFTWARE	4,375.00	4,375.00	0.00	3,665.97	0.00	709.03	84
2000	CONTRACT	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	4,500.00	4,500.00	0.00	3,614.34	328.32	885.66	80
2750	Cell Phone Expense	0.00	0.00	0.00	0.00	0.00	0.00	
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	

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REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
	MUNICIPAL COURT EXPENSES	107,590.00	107,590.00	44.25	82,442.41	7,557.83	25,103.34	77
0631	POLICE EXPENSES							
0101	SALARIES	850,147.00	850,147.00	0.00	679,342.17	59,557.09	170,804.83	80
0103	OVERTIME	52,602.00	52,602.00	0.00	83,546.04	9,129.78	30,944.04-	159
0104	EVENT SECURITY	0.00	0.00	0.00	0.00	1,530.00-	0.00	
0201	SOCIAL SECURITY	68,880.00	68,880.00	0.00	57,405.35	5,113.04	11,474.65	83
0202	INSURANCE GROUP	134,304.00	134,304.00	0.00	97,993.62	11,186.58	36,310.38	73
0203	RETIREMENT	18,913.00	18,913.00	0.00	15,973.39	1,469.92	2,939.61	84
0204	UNEMPLOYMENT	1,890.00	1,890.00	0.00	1,933.72	0.00	43.72-	102
0205	INS - WORKMEN'S COMP	47,431.00	47,431.00	0.00	29,366.19	0.00	18,064.81	62
0400	SAFETY PROGRAM	2,000.00	2,125.00	0.00	2,116.22	0.00	8.78	100
0501	OFFICE SUPPLIES	8,000.00	6,000.00	200.00	3,801.69	945.29	1,998.31	67
0502	FIELD SUPPLIES	6,000.00	6,225.00	200.00	6,010.20	186.00	14.80	100
0510	UNIFORMS	10,000.00	7,000.00	0.00	2,787.58	0.00	4,212.42	40
0700	MAINT - EQUIPMENT	3,500.00	2,446.00	24.97	668.97	0.00	1,752.06	28
0701	MAINT-VEHICLE	10,000.00	10,750.00	737.28	9,221.95	2,609.72	790.77	93
0713	MAINT - DRUG DOG	5,000.00	3,500.00	800.00	589.33	41.10	2,110.67	40
0900	FUEL & OIL	25,000.00	25,000.00	0.00	22,768.54	3,115.64	2,231.46	91
1101	ELECTRICITY	8,400.00	8,400.00	0.00	7,272.84	4,090.56	1,127.16	87
1301	LAW ENFORCEMENT LIABILITY INS	30,468.00	30,468.00	0.00	28,327.00	0.00	2,141.00	93
1401	JANITORIAL SUPPLIES	1,000.00	1,000.00	310.02	592.45	0.00	97.53	90
1500	TRAINING	5,000.00	8,874.00	744.00	11,511.35	125.00	3,381.35-	138
1501	TRAVEL	5,000.00	9,800.00	696.00	9,093.16	2,491.00	10.84	100
1700	FY20 - IT/SOFTWARE	2,500.00	2,500.00	0.00	934.89	0.00	1,565.11	37
2700	TELEPHONE EXPENSES	13,250.00	13,250.00	0.00	12,054.28	1,084.41	1,195.72	91
2750	CELL PHONE EXPENSES	12,500.00	12,500.00	0.00	9,347.84	989.39	3,152.16	75
2800	DRUG TESTING	0.00	0.00	0.00	0.00	80.00-	0.00	
3000	HEPATITIS SHOTS	0.00	0.00	0.00	0.00	0.00	0.00	
3100	INFORMANT MONEY	0.00	0.00	0.00	400.00	0.00	400.00-	
3200	COMMUNITY PROGRAMS	7,500.00	7,500.00	240.00	4,758.06	965.61	2,501.94	67
3300	INVESTIGATIVE EXPENSES	6,000.00	1,000.00	0.00	608.00	0.00	392.00	61
3700	COPSYNC / SOUTHERN SOFTWARE	15,870.00	15,870.00	0.00	0.00	0.00	15,870.00	00
7000	CODE RED SERVICES	0.00	0.00	0.00	0.00	0.00	0.00	
7001	FEDERAL WARNING SYSTEM	3,000.00	3,000.00	0.00	2,020.00	0.00	980.00	67
8001	LEASED VEHICLES	66,544.00	66,544.00	0.00	42,297.15	3,803.16	24,246.85	64
8002	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
8003	LEASED - EQUIPMENT	0.00	2,500.00	0.00	2,226.39	251.98	273.61	89
9300	FY 24 - TASERS	4,500.00	4,780.00	0.00	4,778.68	0.00	1.32	100
9922	INSURANCE CLAIMS - PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	
	POLICE EXPENSES	1,425,199.00	1,425,199.00	3,952.27	1,149,747.05	105,545.27	271,499.68	81
0632	FIRE DEPT EXPENSES							
0101	SALARIES	0.00	0.00	0.00	0.00	0.00	0.00	
0201	SOCIAL SECURITY	0.00	0.00	0.00	0.00	0.00	0.00	
0202	INSURANCE	0.00	0.00	0.00	0.00	0.00	0.00	
0203	RETIREMENT	0.00	0.00	0.00	6,480.00	0.00	6,480.00-	
0204	UNEMPLOYMENT	0.00	0.00	0.00	0.00	0.00	0.00	
0205	INS - WORKMANS COMP	0.00	0.00	0.00	231.26-	0.00	231.26	
0501	OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00	0.00	
0502	FIELD SUPPLIES	0.00	0.00	0.00	0.00	0.00	0.00	

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
0700	MAINT - EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
0701	MAINT-VEHICLES	0.00	0.00	0.00	0.00	0.00	0.00	
0900	FUEL & OIL	0.00	0.00	0.00	0.00	0.00	0.00	
1301	LIABILITY/AUTO COVERAGE	0.00	0.00	0.00	0.00	0.00	0.00	
1500	TRAINING	0.00	0.00	0.00	0.00	0.00	0.00	
1501	TRAVEL	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	
2750	CELL PHONE EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3702	FIRE CALLS	0.00	0.00	0.00	0.00	0.00	0.00	
9002	CIP - BREATHING APPARATUS	0.00	0.00	0.00	0.00	0.00	0.00	
	FIRE DEPT EXPENSES	0.00	0.00	0.00	6,248.74	0.00	6,248.74-	
0635	BUILDING SERVICES EXPENSES							
0101	SALARIES	154,055.00	154,055.00	0.00	121,001.46	10,641.90	33,053.54	79
0103	OVERTIME	2,357.00	2,357.00	0.00	450.71	120.84	1,906.29	19
0105	CONTRACT LABOR	0.00	0.00	0.00	1,891.12	0.00	1,891.12-	
0201	SOCIAL SECURITY	11,934.00	11,934.00	0.00	9,151.94	781.24	2,782.06	77
0202	INSURANCE-GROUP	25,182.00	25,182.00	0.00	16,048.56	2,081.52	9,133.44	64
0203	RETIREMENT	3,277.00	3,277.00	0.00	2,528.64	230.32	748.36	77
0204	UNEMPLOYMENT	270.00	480.00	0.00	475.25	0.00	4.75	99
0205	INS-WORKERS COMP	705.00	705.00	0.00	188.16	0.00	516.84	27
0501	OFFICE SUPPLIES	3,000.00	3,000.00	99.99	1,278.00	47.94	1,622.01	46
0502	FIELD SUPPLIES	0.00	0.00	0.00	0.00	0.00	0.00	
0510	UNIFORMS	1,000.00	1,000.00	0.00	805.88	0.00	194.12	81
0701	MAINT-VEHICLE	1,000.00	1,000.00	0.00	437.99	399.49	562.01	44
0900	FUEL & OIL	2,000.00	2,000.00	0.00	1,717.74	284.75	282.26	86
1301	LIABILITY/AUTO COVERAGE	896.00	896.00	0.00	865.00	0.00	31.00	97
1500	TRAINING	4,500.00	7,525.00	1,344.00	6,164.79	2,483.79	16.21	100
1501	TRAVEL	3,500.00	3,500.00	362.67	1,482.55	0.00	1,654.78	53
1700	IT EQUIPMENT/SOFTWARE	6,000.00	6,000.00	0.00	4,096.30	156.95	1,903.70	68
2000	VEHICLE ABATEMENT	20,000.00	16,765.00	0.00	0.00	0.00	16,765.00	00
2100	ENFORCEMENT CLEAN UP	4,500.00	4,500.00	0.00	1,245.00	0.00	3,255.00	28
2700	TELEPHONE EXPENSES	3,500.00	3,500.00	0.00	3,037.80	261.54	462.20	87
2750	CELL PHONE EXPENSES	1,250.00	1,250.00	0.00	643.42	80.44	606.58	51
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3500	ENGINEERING	0.00	0.00	0.00	0.00	0.00	0.00	
8001	LEASED VEHICLE	12,100.00	12,100.00	0.00	10,807.65	958.55	1,292.35	89
8002	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
9000	PLANNING	0.00	0.00	0.00	0.00	0.00	0.00	
	BUILDING SERVICES EXPENSES	261,026.00	261,026.00	1,806.66	184,317.96	18,529.27	74,901.38	71
0636	HUMAN RESOURCE EXPENSES							
0101	SALARIES	36,755.00	36,755.00	0.00	34,117.84	2,688.00	2,637.16	93
0103	OVERTIME	1,101.00	1,101.00	0.00	172.47	0.00	928.53	16
0201	SOCIAL SECURITY	2,888.00	2,888.00	0.00	2,592.47	202.84	295.53	90
0202	INSURANCE	8,394.00	8,394.00	0.00	453.10	39.42	7,940.90	05
0203	RETIREMENT	793.00	793.00	0.00	689.84	57.52	103.16	87
0204	UNEMPLOYMENT	90.00	140.00	0.00	132.99	0.00	7.01	95
0205	WORKMEN COMP	0.00	0.00	0.00	0.00	0.00	0.00	
0501	SUPPLIES	1,000.00	1,200.00	0.00	1,158.23	0.00	41.77	97

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
1500	TRAINING	2,500.00	2,250.00	0.00	0.00	0.00	2,250.00	00
1501	TRAVEL	2,500.00	2,500.00	0.00	0.00	0.00	2,500.00	00
1700	IT EQUIPMENT/ SOFTWARE	500.00	500.00	0.00	259.67	259.67	240.33	52
2800	DRUG TESTING	2,500.00	2,500.00	0.00	1,660.00	230.00	840.00	66
	HUMAN RESOURCE EXPENSES	59,021.00	59,021.00	0.00	41,236.61	3,477.45	17,784.39	70
0637	FINANCE DEPT EXPENSES							
0101	SALARIES	286,765.00	286,765.00	0.00	175,767.14	13,633.15	110,997.86	61
0103	OVERTIME	5,188.00	5,188.00	0.00	726.90	48.19	4,461.10	14
0105	CONTRACT LABOR	0.00	0.00	0.00	28,197.50	4,277.50	28,197.50-	
0201	SOCIAL SECUIRTY	22,177.00	22,177.00	0.00	12,721.72	979.12	9,455.28	57
0202	INSURANCE-GROUP	41,970.00	41,970.00	0.00	39,686.47	3,010.76	2,283.53	95
0203	RETIREMENT	6,089.00	6,089.00	0.00	3,682.01	292.76	2,406.99	60
0204	UNEMPLOYMENT	450.00	725.00	0.00	711.00	0.00	14.00	98
0205	INS - WORKMEN'S COMP	0.00	0.00	0.00	0.00	0.00	0.00	
0501	SUPPLIES	5,000.00	5,000.00	0.00	3,917.44	641.20	1,082.56	78
1500	TRAINING	5,000.00	2,000.00	200.00	1,185.00	200.00	615.00	69
1501	TRAVEL	5,000.00	1,950.00	0.00	130.29	0.00	1,819.71	07
1700	IT EQUIPMENT/ SOFTWARE	15,000.00	20,775.00	300.00	17,004.39	525.81	3,470.61	83
2700	TELEPHONE EXPENSES	5,500.00	5,500.00	0.00	4,215.04	436.03	1,284.96	77
2750	CELL PHONE EXPENSES	500.00	500.00	0.00	40.21	0.00	459.79	08
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
	FINANCE DEPT EXPENSES	398,639.00	398,639.00	500.00	287,985.11	24,044.52	110,153.89	72
0638	ANIMAL CONTROL EXPENSES							
0101	SALARIES	207,756.00	207,756.00	0.00	170,685.28	12,470.28	37,070.72	82
0103	OVERTIME	9,391.00	9,391.00	0.00	3,564.79	1,168.19	5,826.21	38
0201	SOCIAL SECURITY	16,568.00	16,568.00	0.00	12,640.77	961.33	3,927.23	76
0202	INSURANCE-GROUP	41,970.00	41,970.00	0.00	41,831.59	3,777.78	138.41	100
0203	RETIREMENT	4,550.00	4,550.00	0.00	3,701.76	291.86	848.24	81
0204	UNEMPLOYMENT	450.00	450.00	0.00	732.22	0.00	282.22-	163
0205	INS-WORKMEN'S COMP	6,166.00	6,166.00	0.00	4,849.18	0.00	1,316.82	79
0501	SUPPLIES	2,500.00	2,500.00	201.03	471.96	46.00	1,827.01	27
0502	FIELD SUPPLIES	2,500.00	2,500.00	23.98	2,332.65	147.00	143.37	94
0510	UNIFORMS	1,500.00	1,500.00	0.00	986.47	0.00	513.53	66
0700	MAINT - EQUIPMENT	500.00	500.00	0.00	118.75	0.00	381.25	24
0701	MAINT-VEHICLE	1,500.00	1,500.00	0.00	708.10	102.14	791.90	47
0900	FUEL & OIL	5,000.00	5,000.00	0.00	4,982.78	471.77	17.22	100
1101	ELECTRICITY	3,500.00	3,500.00	0.00	3,753.07	1,057.24	253.07-	107
1301	LIABILITY/AUTO COVERAGE	2,942.00	2,942.00	0.00	3,199.00	0.00	257.00-	109
1401	JANITORIAL SUPPLIES	6,000.00	6,000.00	839.85	5,549.56	594.14	389.41-	106
1500	TRAINING	6,000.00	6,000.00	0.00	3,202.00	300.00	2,798.00	53
1501	TRAVEL	4,000.00	4,000.00	740.81	2,011.26	0.00	1,247.93	69
1700	IT/SOFTWARE	4,500.00	4,500.00	0.00	2,560.77	27.06	1,939.23	57
2700	TELEPHONE EXPENSES	4,500.00	4,500.00	0.00	4,594.63	416.29	94.63-	102
2750	CELL PHONE EXPENSES	2,000.00	2,000.00	0.00	1,537.00	160.88	463.00	77
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3200	ANIMAL CARE	29,500.00	29,500.00	0.00	30,147.73	5,090.09	647.73-	102
3301	SPAY & NEUTER PROGRAM	20,000.00	20,000.00	0.00	28,107.65	1,066.20	8,107.65-	141
8001	LEASED VEHICLE	17,250.00	17,250.00	0.00	14,751.70	1,248.86	2,498.30	86
8002	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
9000	CIP - CAT CONDOS - PRIOR INCINERAT	0.00	0.00	0.00	0.00	0.00	0.00	
9001	CIP - HVAC SYSTEM	0.00	0.00	0.00	0.00	0.00	0.00	
9922	INSURANCE CLAIMS	0.00	0.00	0.00	0.00	0.00	0.00	
	ANIMAL CONTROL EXPENSES	400,543.00	400,543.00	1,805.67	347,020.67	29,397.11	51,716.66	87
0641	BUILDING MAINTENANCE							
0101	SALARIES	0.00	0.00	0.00	0.00	0.00	0.00	
0103	OVERTIME	0.00	0.00	0.00	0.00	0.00	0.00	
0201	SOCIAL SECURITY	0.00	0.00	0.00	0.00	0.00	0.00	
0202	INSURANCE	0.00	0.00	0.00	0.00	0.00	0.00	
0203	RETIREMENT	0.00	0.00	0.00	0.00	0.00	0.00	
0204	UNEMPLOYMENT	0.00	0.00	0.00	0.00	0.00	0.00	
0205	WORKMEN COMP	0.00	0.00	0.00	0.00	0.00	0.00	
0501	OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00	0.00	
0502	FIELD SUPPLIES	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	00
0503	FY20 - PEST CONTROL - ALL GF	0.00	0.00	0.00	0.00	0.00	0.00	
0510	UNIFORMS	0.00	0.00	0.00	0.00	0.00	0.00	
0700	MAINT EQUIPMENT	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	00
0701	MAINT VEHICLE	750.00	750.00	0.00	0.00	0.00	750.00	00
0708	FIRE SAFETY INSPECTION	2,600.00	2,600.00	0.00	1,701.95	0.00	898.05	65
1301	LIABILITY/AUTO COVERAGE	1,242.00	1,242.00	0.00	0.00	0.00	1,242.00	00
1500	TRAINING	0.00	0.00	0.00	0.00	0.00	0.00	
1501	TRAVEL	0.00	0.00	0.00	0.00	0.00	0.00	
6000	MAINT - CITY HALL	10,000.00	10,000.00	5.49	2,388.68	0.00	7,605.83	24
6001	MAINT - POLICE DEPT	3,000.00	3,000.00	0.00	0.00	0.00	3,000.00	00
6002	MAINT - ANIMAL SHELTER	20,000.00	20,000.00	17.78	4,188.14	300.00	15,794.08	21
6003	MAINT - SUNSHINE HOUSE	5,000.00	5,000.00	0.00	1,761.54	438.33	3,238.46	35
6004	MAINT - NEIGHBORHOOD CENTER	3,000.00	3,000.00	0.00	191.37	38.53	2,808.63	06
6005	MAINT - MAINTENENACE YARD	24,962.00	24,962.00	57.95	465.03	465.03	24,439.02	02
	BUILDING MAINTENANCE	72,554.00	72,554.00	81.22	10,696.71	1,241.89	61,776.07	15
0642	PARKS & POOL EXPENSES							
0101	SALARIES	223,858.00	223,858.00	0.00	184,206.54	23,648.69	39,651.46	82
0103	OVERTIME	12,819.00	12,819.00	0.00	1,969.31	832.78	10,849.69	15
0201	SOCIAL SECURITY	18,058.00	18,058.00	0.00	13,606.64	1,815.08	4,451.36	75
0202	INSURANCE - GROUP	50,364.00	50,364.00	0.00	45,766.38	4,160.58	4,597.62	91
0203	RETIREMENT	4,958.00	4,958.00	0.00	3,405.26	340.57	1,552.74	69
0204	UNEMPLOYMENT	940.00	940.00	0.00	669.16	0.00	270.84	71
0205	INS - WORKMEN'S COMP	4,265.00	4,265.00	0.00	3,630.44	0.00	634.56	85
0501	SUPPLIES	2,500.00	2,500.00	30.98	944.36	42.99	1,524.66	39
0502	FIELD SUPPLIES	8,000.00	8,000.00	965.34	4,195.00	1,258.06	2,839.66	65
0510	UNIFORMS	2,500.00	3,500.00	0.00	3,323.88	649.86	176.12	95
0700	MAINT - EQUIPMENT	5,000.00	5,000.00	1,845.37	510.86	134.61	2,643.77	47
0701	MAINT - VEHICLES	4,000.00	4,000.00	0.00	751.23	7.50	3,248.77	19
0707	MAINTENANCE - POOL	12,500.00	12,500.00	888.19	5,154.07	1,519.47	6,457.74	48
0709	SUPPLIES - CIVIC CENTER	5,000.00	6,500.00	425.20	5,621.14	1,274.40	453.66	93
0730	MAINT - ALL PARKS	50,000.00	50,000.00	4,671.30	18,978.14	2,100.00	26,350.56	47
0731	LUJAN PARK - COUNCIL APPROVED	0.00	0.00	0.00	0.00	0.00	0.00	
0732	TREE DONATION	0.00	0.00	0.00	0.00	0.00	0.00	
0900	FUEL & OIL	10,000.00	10,000.00	0.00	6,988.68	343.12	3,011.32	70
1101	Electricity	16,773.00	16,773.00	0.00	12,869.02	5,640.72	3,903.98	77

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
1301	LIABILITY/AUTO COVERAGE	4,856.00	5,263.00	0.00	5,263.00	0.00	0.00	100
1500	TRAINING	3,000.00	4,100.00	1,125.00	2,967.50	0.00	7.50	100
1501	TRAVEL	2,500.00	0.00	0.00	0.00	0.00	0.00	
1700	IT EQUIPMENT/ SOFTWARE	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	5,500.00	5,500.00	0.00	4,100.18	371.34	1,399.82	75
2750	CELL PHONE EXPENSES	1,800.00	1,800.00	0.00	463.71	80.44	1,336.29	26
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3500	MASTER PARK PLAN - ENGINEERING	0.00	0.00	0.00	0.00	0.00	0.00	
8001	LEASED VEHICLE	12,150.00	12,150.00	0.00	9,333.94	718.16	2,816.06	77
8002	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
9000	FY 24 - PARK SIGNS	5,000.00	3,493.00	0.00	0.00	0.00	3,493.00	00
9001	CIP - PUEBLO NUEVO PARK - TPWD MAT	0.00	0.00	478.33	382.21	382.21	860.54-	
9002	PUEBLO NUEVO PARK IMPROVEMENTS	75,000.00	75,000.00	0.00	0.00	0.00	75,000.00	00
	PARKS & POOL EXPENSES	541,341.00	541,341.00	10,429.71	335,100.65	45,320.58	195,810.64	64
0644	STREET DEPT EXPENSES							
0101	SALARIES	463,517.00	463,517.00	0.00	359,207.07	30,180.92	104,309.93	77
0103	OVERTIME	25,758.00	25,758.00	0.00	5,300.75	182.04	20,457.25	21
0105	CONTRACT LABOR	0.00	0.00	0.00	7,668.00	0.00	7,668.00-	
0201	SOCIAL SECURITY	37,332.00	37,332.00	0.00	27,101.74	2,241.62	10,230.26	73
0202	INSURANCE - GROUP	67,152.00	67,152.00	0.00	64,903.48	6,528.56	2,248.52	97
0203	RETIREMENT	10,250.00	10,250.00	0.00	7,625.36	649.74	2,624.64	74
0204	UNEMPLOYMENT	990.00	990.00	0.00	1,209.44	0.00	219.44-	122
0205	INS - WORKMEN'S COMP	18,786.00	18,786.00	0.00	14,157.21	0.00	4,628.79	75
0501	OFFICE SUPPLIES	4,500.00	4,500.00	0.00	878.12	189.40	3,621.88	20
0502	FIELD SUPPLIES	16,000.00	16,000.00	922.39	12,836.95	3,427.10	2,240.66	86
0510	UNIFORMS	6,500.00	6,500.00	0.00	4,679.62	1,138.73	1,820.38	72
0700	MAINT - EQUIPMENT	45,000.00	45,000.00	397.04	10,626.57	2,326.53	33,976.39	24
0701	MAINT - VEHICLES	12,000.00	12,000.00	129.59	4,613.39	1,171.84	7,257.02	40
0718	STREET SIGNS	20,000.00	20,000.00	0.00	7,609.30	3,724.60	12,390.70	38
0719	STREET MAINTENANCE MATERIALS	65,000.00	65,000.00	3,375.00	59,353.09	22,422.03	2,271.91	97
0900	FUEL	15,000.00	15,000.00	0.00	12,283.40	1,104.01	2,716.60	82
0901	OIL	0.00	0.00	0.00	0.00	0.00	0.00	
1101	ELECTRICITY	70,000.00	70,000.00	0.00	43,446.01	11,952.81	26,553.99	62
1301	LIABILITY/AUTO COVERAGE	11,569.00	12,358.00	0.00	12,358.00	0.00	0.00	100
1500	TRAINING	5,000.00	5,000.00	0.00	711.00	0.00	4,289.00	14
1501	TRAVEL	5,000.00	3,171.00	0.00	0.00	0.00	3,171.00	00
1700	IT EQUIPMENT/ SOFTWARE	1,500.00	1,500.00	0.00	100.00	0.00	1,400.00	07
2000	CONTRACT	35,000.00	35,000.00	0.00	0.00	0.00	35,000.00	00
2700	TELEPHONE EXPENSES	4,500.00	4,500.00	0.00	3,966.68	359.26	533.32	88
2750	CELL PHONE EXPENSES	2,000.00	3,040.00	0.00	2,320.09	360.64	719.91	76
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3500	ENGINEERING	0.00	0.00	0.00	0.00	0.00	0.00	
3501	MOBILITY PLAN	0.00	0.00	0.00	0.00	0.00	0.00	
8001	LEASED VEHICLE	12,000.00	12,000.00	0.00	9,260.07	742.47	2,739.93	77
8002	INTEREST - LEASED EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
8100	EASEMENT/ROAD SEAL (ANNUAL)	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	00
9000	CAP IMPROVEMENT STREETS	300,000.00	210,196.00	53,010.00	32,509.46	0.00	124,676.54	41
9001	CAP - STREET PROJECT FY20 &FY21	287,999.00	0.00	0.00	0.00	0.00	0.00	
9002	ACCE STREET IMPROVMENTS	0.00	0.00	0.00	0.00	0.00	0.00	
9003	CIP - HOT BOX	0.00	89,804.00	0.00	89,803.50	89,803.50	0.50	100
	STREET DEPT EXPENSES	1,543,353.00	1,255,354.00	57,834.02	794,528.30	178,505.80	402,991.68	68

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0001 GENERAL FUND							EFFECTIVE MONTH - 08	
0800	FUND TRANSFER GROUP							
0100	TRANSFER ACCT.	0.00	0.00		0.00	0.00	0.00	
0300	Grant Reimbursements	0.00	0.00		0.00	0.00	0.00	
	FUND TRANSFER GROUP	0.00	0.00	0.00	0.00	0.00	0.00	
	GENERAL FUND							
	INCOME TOTALS	6,232,116.00	5,908,209.00		5,430,109.62	332,457.73	478,099.38	92
	EXPENSE TOTALS	6,232,116.00	5,944,117.00	80,516.17	4,290,297.68	503,719.06	1,573,303.15	74

WATER/WASTEWATER/SANITATION FUND - AUGUST 2024

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0004 ENTERPRISE: WATER/SEWER/SAN							EFFECTIVE MONTH - 08	
0550	INTEREST RESERVE ACCOUNTS							
0500	RB 03 RESERVE INTEREST	0.00	0.00		0.00	0.00	0.00	
0501	TXCLASS - INTEREST	25,000.00	25,000.00		49,116.01	4,584.65	24,116.01+	196
	INTEREST RESERVE ACCOUNTS	25,000.00	25,000.00	0.00	49,116.01	4,584.65	24,116.01+	196
0551	INTEREST REVENUES							
7000	W/S/S INTEREST	40,000.00	40,000.00		63,319.80	5,308.18	23,319.80+	158
7001	WATER CUSTOMER DEPOSIT INTEREST	10,000.00	10,000.00		23,014.75	2,171.04	13,014.75+	230
9000	Overage in Cash Drawer	0.00	0.00		0.00	0.00	0.00	
	INTEREST REVENUES	50,000.00	50,000.00	0.00	86,334.55	7,479.22	36,334.55+	173
0553	WATER REVENUES							
0601	WATER BILLING	1,867,000.00	1,867,000.00		1,546,425.93	124,276.51	320,574.07	83
0602	BULK WATER	0.00	0.00		0.00	0.00	0.00	
0611	MISC INCOME	2,000.00	2,000.00		110.12	0.00	1,889.88	06
0612	RETURNED CHECK FEE	500.00	500.00		180.00	30.00-	320.00	36
0613	TAMPERING FEE	1,500.00	1,500.00		900.00	0.00	600.00	60
0614	VACATION FEE	0.00	0.00		75.00	25.00	75.00+	
1309	SERVICE RECONNECT	25,000.00	25,000.00		16,835.00	1,610.00	8,165.00	67
1600	INSURANCE CLAIMS	0.00	0.00		0.00	0.00	0.00	
1901	ROAD CUT FEE	10,000.00	10,000.00		2,500.00	0.00	7,500.00	25
6500	WATER LINE EXTENSION FEES	15,000.00	15,000.00		0.00	0.00	15,000.00	00
6600	WATER TAP FEES	40,000.00	40,000.00		7,625.00	2,650.00	32,375.00	19
7000	BILLING ADJUSTMENTS	0.00	0.00		5,412.02-	0.00	5,412.02	
7005	CONTRIBUTED CAPITAL	0.00	0.00		0.00	0.00	0.00	
8000	WC SALARY REIMB	0.00	0.00		0.00	0.00	0.00	
9000	OVERAGE/UNDERAGE CASH DRAWER	0.00	0.00		69.91-	10.17	69.91	
9001	AUCTION/SALE OF LEASED VEHICLE	0.00	0.00		22,159.30	0.00	22,159.30+	
9002	INSURANCE CLAIMS	0.00	0.00		0.00	0.00	0.00	
9800	BAD DEBT RECOVERY UTILITY DEPT	0.00	0.00		0.00	0.00	0.00	
	WATER REVENUES	1,961,000.00	1,961,000.00	0.00	1,591,328.42	128,541.68	369,671.58	81
0554	SEWER REVENUES							
0602	SEWER BILLING	700,000.00	700,000.00		645,779.07	58,498.96	54,220.93	92
0605	LIQUID SEWAGE DUMPING FEE	25,000.00	25,000.00		21,000.00	1,800.00	4,000.00	84
0606	SEWER TAP FEES	25,000.00	25,000.00		6,060.00	0.00	18,940.00	24
0610	SEWER LINE EXTENSION FEES	0.00	0.00		0.00	0.00	0.00	
0611	MISC/REFUNDS	0.00	0.00		1,407.10	0.00	1,407.10+	
0700	INSFRASTRUCTURE IMPROVEMENTS	0.00	0.00		0.00	0.00	0.00	
1901	ROAD CUT FEE	0.00	0.00		0.00	0.00	0.00	
7000	BILLING ADJUSTMENTS	0.00	0.00		0.00	0.00	0.00	
8000	WC SALARY REIMB	0.00	0.00		0.00	0.00	0.00	
9001	AUCTION/SALE OF LEASED VEHICLE	0.00	0.00		9,285.62	0.00	9,285.62+	
	SEWER REVENUES	750,000.00	750,000.00	0.00	683,531.79	60,298.96	66,468.21	91
0555	SANITATION/ RECYCE REVENUE							

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0004 ENTERPRISE: WATER/SEWER/SAN							EFFECTIVE MONTH - 08	
0603	SANITATION/RECYCLE BILLING	2,063,250.00	2,063,250.00		1,933,050.55	178,666.67	130,199.45	94
0604	SALES TAX COLLECTED	155,000.00	155,000.00		133,336.41	12,255.42	21,663.59	86
0611	MISC	0.00	0.00		0.00	0.00	0.00	
7000	BILLING ADJUSTMENTS	0.00	0.00		0.00	0.00	0.00	
7001	LANDFILL/ASSURANCE INTEREST	2,500.00	2,500.00		3,475.31	315.80	975.31+	139
7500	LANDFILL LEASE	175,000.00	175,000.00		116,266.09	0.00	58,733.91	66
8000	KEEP ALPINE BEAUTIFUL (GBG)	0.00	0.00		0.00	0.00	0.00	
8001	GRANT / REIMBURSEMENTS	0.00	0.00		0.00	0.00	0.00	
8002	COUNTY INTERLOCAL AGREEMENT	44,100.00	44,100.00		44,100.00	2,100.00	0.00	100
8003	TIRE DISPOSAL FEES	500.00	500.00		505.18	20.00	5.18+	101
	SANITATION/ RECYCE REVENUE	2,440,350.00	2,440,350.00	0.00	2,230,733.54	193,357.89	209,616.46	91
0599	TRANSFERS							
9100	SYSTEM ADDED TRANSFER IN	1,451,545.00	1,451,545.00		0.00	0.00	1,451,545.00	00
9110	SYSTEM ADDED TRANSFER OUT	0.00	0.00	0.00	0.00	0.00	0.00	
	TRANSFERS	1,451,545.00-	1,451,545.00-	0.00	0.00	0.00	1,451,545.00-	00
0651	UTILITY BILLING DEPARTMENT							
0100	FRANCHISE FEE	261,317.00	261,317.00	0.00	205,629.07	27,183.45	55,687.93	79
0101	UTILITY CLERKS SALARY	63,941.00	63,941.00	0.00	55,774.62	4,720.40	8,166.38	87
0103	OVERTIME	1,914.00	1,914.00	0.00	516.30	30.38	1,397.70	27
0201	SOCIAL SECURITY	5,025.00	5,025.00	0.00	4,036.28	361.08	988.72	80
0202	INSURANCE - GROUP	15,888.00	15,888.00	0.00	16,385.64	703.74	497.64-	103
0203	RETIREMENT	1,380.00	1,380.00	0.00	1,174.08	101.66	205.92	85
0204	UNEMPLOYMENT	180.00	180.00	0.00	0.58	0.00	179.42	00
0205	WORKMANS COMP	0.00	0.00	0.00	0.00	0.00	0.00	
0900	ADMINISTRATIVE FEE	12,481.00	12,481.00	0.00	11,440.91	1,040.08	1,040.09	92
1400	OFFICE SUPPLIES	5,000.00	5,000.00	213.34	1,916.30	611.61	2,870.36	43
1401	JANITORIAL SUPPLIES	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	00
1500	COPY EXPENSE-ALL EF DEPTS	7,680.00	7,680.00	0.00	0.00	0.00	7,680.00	00
1602	MAILING - ALL EF DEPTS.	35,000.00	35,000.00	0.00	27,784.79	4,119.97	7,215.21	79
1700	IT EQUIPMENT/ SOFTWARE	15,000.00	15,000.00	0.00	8,280.95	0.00	6,719.05	55
1801	DUES/SUB/MEM -ALL EF DEPTS.	500.00	500.00	0.00	0.00	0.00	500.00	00
1802	PUB/NOT/ADV - ALL EF DEPTS.	2,000.00	2,000.00	0.00	3,289.00	1,260.00	1,289.00-	164
1803	FINES & PENALTIES	0.00	0.00	0.00	0.00	0.00	0.00	
1901	UNIFORMS	1,500.00	1,500.00	0.00	0.00	0.00	1,500.00	00
8003	LEASED - EQUIPMENT	0.00	0.00	0.00	4,824.64	240.30	4,824.64-	
9501	AMORTIZATION EXPENSE - RIGHT TO US	0.00	0.00	0.00	0.00	0.00	0.00	
9809	INTEREST EXPENSE - RIGHT TO USE LE	0.00	0.00	0.00	0.00	0.00	0.00	
	UTILITY BILLING DEPARTMENT	429,806.00	429,806.00	213.34	341,053.16	40,372.67	88,539.50	79
0653	WATER EXPENSES							
0090	ADMINISTRATIVE FEE	131,404.00	131,404.00	0.00	120,453.66	10,950.33	10,950.34	92
0101	SALARIES	480,989.00	480,989.00	0.00	311,497.75	22,383.29	169,491.25	65
0103	OVERTIME	24,881.00	24,881.00	0.00	36,886.39	3,049.55	12,005.39-	148
0201	SOCIAL SECURITY	38,598.00	38,598.00	0.00	26,215.68	1,934.39	12,382.32	68
0202	INSURANCE - GROUP	100,728.00	100,728.00	0.00	66,375.63	4,926.14	34,352.37	66
0203	RETIREMENT	10,598.00	10,598.00	0.00	7,095.35	496.16	3,502.65	67
0204	UNEMPLOYMENT	1,170.00	1,170.00	0.00	1,612.12	0.00	442.12-	138

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0004 ENTERPRISE: WATER/SEWER/SAN							EFFECTIVE MONTH - 08	
0205	INSURANCE - WORKMEN'S COMP	9,099.00	9,099.00	0.00	6,828.75	0.00	2,270.25	75
0216	PENSION EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0220	OPEB EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0501	OFFICE SUPPLIES	4,000.00	4,000.00	0.00	6,730.46	1,030.91	2,730.46-	168
0502	FIELD SUPPLIES	16,000.00	16,000.00	22.99	6,043.55	1,469.63	9,933.46	38
0503	SAFETY EQUIPMENT	6,000.00	6,000.00	0.00	2,522.54	0.00	3,477.46	42
0508	CHEMICALS	19,000.00	19,000.00	0.00	18,492.08	4,523.90	507.92	97
0510	UNIFORMS	7,000.00	7,000.00	0.00	3,117.16	761.52	3,882.84	45
0700	MAINT - EQUIPMENT	15,000.00	15,000.00	0.00	10,154.37	243.00	4,845.63	68
0701	MAINT - VEHICLES	18,000.00	18,000.00	1,386.53	5,193.42	695.13	11,420.05	37
0711	DISTRIBUTION SYSTEM MAINT	150,000.00	150,000.00	26,998.68	58,241.01	6,589.32	64,760.31	57
0900	FUEL & OIL	30,000.00	30,000.00	0.00	27,656.96	2,730.32	2,343.04	92
1101	ELECTRICITY	95,000.00	95,000.00	0.00	76,700.45	28,896.50	18,299.55	81
1200	FAR WT WATER PLANNING GROUP	445.00	445.00	0.00	0.00	0.00	445.00	00
1301	INSURANCE - GENERAL & LIABILITY	10,545.00	10,545.00	0.00	21,064.00	0.00	10,519.00-	200
1500	TRAINING	9,000.00	9,000.00	150.00	1,968.00	40.00	6,882.00	24
1501	TRAVEL	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	00
1600	BUILDING MAINTENANCE	15,000.00	15,000.00	0.00	3,087.96	0.00	11,912.04	21
1700	IT EQUIPMENT/ SOFTWARE	10,000.00	10,000.00	0.00	5,293.15	0.00	4,706.85	53
1701	CONSULTING/CONTRACT SERVICES	10,000.00	10,000.00	0.00	656.57	0.00	9,343.43	07
1801	DUES/SUB/MEM	5,000.00	5,000.00	0.00	135.26	75.76	4,864.74	03
1902	ROAD REPAIR	20,000.00	20,000.00	0.00	0.00	640.00-	20,000.00	00
2120	Contingency/MISC/VOIDED	0.00	0.00	0.00	0.00	0.00	0.00	
2124	PROV FOR BAD DEBTS	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	10,500.00	10,500.00	0.00	10,478.80	1,392.87	21.20	100
2750	CELL PHONE EXPENSES	11,000.00	11,000.00	0.00	3,746.97	351.26	7,253.03	34
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3500	ENGINEERING	20,000.00	20,000.00	0.00	0.00	0.00	20,000.00	00
4000	JD WATER DISTRICT FEES	16,500.00	16,500.00	0.00	7,670.10	0.00	8,829.90	46
4802	SCADA	25,000.00	25,000.00	0.00	8,227.00	2,937.00	16,773.00	33
4803	MUSQUIZ WELL FIELD	50,000.00	50,000.00	0.00	5,612.78	2,000.00	44,387.22	11
4804	MUSQUIZ PUMP STATION	35,000.00	35,000.00	0.00	0.00	0.00	35,000.00	00
4805	SUNNY GLENN WELL FIELD	50,000.00	50,000.00	0.00	22,228.15	0.00	27,771.85	44
4806	SUNNY GLENN PUMP STATION	50,000.00	50,000.00	0.00	1,178.40	0.00	48,821.60	02
4901	SAMPLES	15,000.00	15,000.00	0.00	11,516.60	1,041.89	3,483.40	77
4902	TCEQ WATR FEE (YR#90220001)	10,000.00	10,000.00	0.00	7,351.00	0.00	2,649.00	74
6004	TANK MAINTENANCE	50,000.00	50,000.00	0.00	8,249.99	0.00	41,750.01	16
6100	SEP TCEQ ENFORCEMENT	0.00	0.00	0.00	0.00	0.00	0.00	
6500	LINE EXTENSIONS/ NEW CONSTRUCTION	0.00	0.00	0.00	0.00	0.00	0.00	
8001	LEASED VEHICLES	43,500.00	43,500.00	0.00	47,006.08	3,498.55	3,506.08-	108
8003	LEASED - EQUIPMENT	0.00	0.00	0.00	2,976.74	304.72	2,976.74-	
9301	Bond Issue Cost Amortization	0.00	0.00	0.00	0.00	0.00	0.00	
9400	FY23-BACKHOE FY24-LEAD & COPPER	25,000.00	25,000.00	0.00	2,047.81	0.00	22,952.19	08
9500	Depreciation Expense - Water	0.00	0.00	0.00	0.00	0.00	0.00	
9600	CIP - FIRE HYDRANTS	20,000.00	20,000.00	0.00	0.00	0.00	20,000.00	00
9700	LINE MAINTENANCE	100,000.00	100,000.00	0.00	0.00	0.00	100,000.00	00
9800	BOND ADMINISTRATIVE FEE	0.00	0.00	0.00	0.00	0.00	0.00	
9801	Principal - RB W&S Series 2003A	0.00	0.00	0.00	0.00	0.00	0.00	
9802	Interest - RB W&S Series 2003A	0.00	0.00	0.00	0.00	0.00	0.00	
9803	Principal - CO Series 2005 TWDB	138,000.00	138,000.00	0.00	138,000.00	0.00	0.00	100
9805	Principal - CO Series 2011	28,600.00	28,600.00	0.00	28,600.00	0.00	0.00	100
9806	Interest - CO Series 2011	10,842.00	10,842.00	0.00	10,841.49	5,118.30	0.51	100
9807	Principal - GO Ref Bond Series 201	64,000.00	64,000.00	0.00	64,000.00	0.00	0.00	100
9808	Interest - GO Ref Bond Series 2011	1,140.00	1,140.00	0.00	1,121.97	0.00	18.03	98
9922	INSURANCE CLAIMS - PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0004 ENTERPRISE: WATER/SEWER/SAN							EFFECTIVE MONTH - 08	
9999	RESERVE - FINANCIAL POLICY	0.00	0.00	0.00	0.00	0.00	0.00	
	WATER EXPENSES	2,016,539.00	2,016,539.00	28,558.20	1,204,876.15	106,800.44	783,104.65	61
0654	SEWER EXPENSES							
0090	ADMINISTRATIVE FEE	144,051.00	144,051.00	0.00	132,046.75	12,004.25	12,004.25	92
0101	SALARIES	193,362.00	193,362.00	0.00	189,078.96	16,146.90	4,283.04	98
0103	OVERTIME	10,478.00	10,478.00	0.00	11,719.51	917.93	1,241.51-	112
0201	SOCIAL SECURITY	15,553.00	15,553.00	0.00	14,727.23	1,247.28	825.77	95
0202	INSURANCE - GROUP	33,576.00	33,576.00	0.00	36,831.77	3,489.04	3,255.77-	110
0203	RETIREMENT	4,270.00	4,270.00	0.00	4,195.80	365.20	74.20	98
0204	UNEMPLOYMENT	270.00	270.00	0.00	360.00	0.00	90.00-	133
0205	INS - WORKMEN'S COMP	9,099.00	9,099.00	0.00	6,828.75	0.00	2,270.25	75
0216	PENSION EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0220	OPEB EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0501	OFFICE SUPPLIES	5,000.00	5,000.00	0.00	1,685.51	357.91	3,314.49	34
0502	FIELD SUPPLIES	1,000.00	1,000.00	0.00	1,121.07	0.00	121.07-	112
0508	CHEMICALS - CHLORINE	15,000.00	15,000.00	0.00	15,696.06	297.00	696.06-	105
0509	CHEMICALS - SULFER DIOXIDE	10,000.00	10,000.00	0.00	9,030.11	264.00	969.89	90
0510	UNIFORMS	2,400.00	2,400.00	0.00	1,236.70	361.51	1,163.30	52
0700	MAINT - EQUIPMENT	20,000.00	20,000.00	0.00	746.96	145.98	19,253.04	04
0701	MAINT - VEHICLES	3,000.00	3,000.00	0.00	1,000.78	246.24	1,999.22	33
0704	WWTP FACILITY MAINT	85,000.00	85,000.00	3,872.76	12,876.89	994.77	68,250.35	20
0705	COLLECTION SYSTEM MAINTENANCE	75,000.00	75,000.00	1,000.00	11,734.12	2,661.70	62,265.88	17
0900	FUEL & OIL	14,000.00	14,000.00	138.74	6,410.06	1,027.72	7,451.20	47
1101	ELECTRICITY	45,000.00	45,000.00	0.00	38,090.80	12,017.01	6,909.20	85
1301	INSURANCE - GENERAL & LIABILITY	10,771.00	10,771.00	0.00	3,622.00	0.00	7,149.00	34
1500	TRAINING	5,000.00	5,000.00	50.00	694.75	0.00	4,255.25	15
1501	TRAVEL	4,000.00	4,000.00	0.00	27.55	0.00	3,972.45	01
1700	IT EQUIPMENT/ SOFTWARE	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	00
1801	DUES/SUB/MEM	0.00	0.00	0.00	0.00	0.00	0.00	
1902	ROAD REPAIR	20,000.00	20,000.00	0.00	0.00	0.00	20,000.00	00
2120	CONTINGENCY	0.00	0.00	0.00	0.00	0.00	0.00	
2124	BAD DEBT EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	6,500.00	6,500.00	0.00	4,936.84	447.29	1,563.16	76
2750	CELL PHONE EXPENSES	2,000.00	2,000.00	0.00	965.75	120.66	1,034.25	48
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
3000	HEPATITIS SHOTS	500.00	500.00	0.00	782.75	782.75	282.75-	157
3100	SAFETY EQUIPMENT	4,000.00	4,000.00	0.00	0.00	0.00	4,000.00	00
3500	ENGINEERING	15,000.00	15,000.00	0.00	63,000.00	58,500.00	48,000.00-	420
4802	SCADA	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	00
4901	SAMPLES	10,000.00	10,000.00	70.00	5,655.35	1,901.35	4,274.65	57
4902	ANNUAL SEWER INSPECTION	0.00	0.00	0.00	0.00	0.00	0.00	
4903	TCEQ (YR-010117-001)2 PRMTS	15,000.00	15,000.00	0.00	16,040.03	0.00	1,040.03-	107
6100	TCEQ ENFORCEMENT	0.00	0.00	0.00	0.00	0.00	0.00	
8001	LEASED VEHICLE	5,856.00	5,856.00	0.00	18,670.69	1,934.81	12,814.69-	319
8003	LEASED - EQUIPMENT	0.00	0.00	0.00	2,747.93	304.72	2,747.93-	
9000	CIP - CLARIFIER	900,000.00	900,000.00	0.00	0.00	0.00	900,000.00	00
9001	CIP - WWTP	250,000.00	250,000.00	0.00	0.00	0.00	250,000.00	00
9500	Depreciation Expense - Sewer	0.00	0.00	0.00	0.00	0.00	0.00	
9801	Principal - CO Combo Tax&Rev 2012	0.00	0.00	0.00	0.00	0.00	0.00	
9802	Interest - CO Combo Tax&Rev 2012	0.00	0.00	0.00	0.00	0.00	0.00	
	SEWER EXPENSES	1,944,686.00	1,944,686.00	5,131.50	612,561.47	116,536.02	1,326,993.03	32

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0004 ENTERPRISE: WATER/SEWER/SAN							EFFECTIVE MONTH - 08	
0655	SANITATION/RECYCLE EXPENSES							
0090	ADMINISTRATIVE FEE	169,397.00	169,397.00	0.00	155,280.59	14,116.42	14,116.41	92
0101	SALARIES	115,234.00	115,234.00	0.00	87,234.52	5,916.96	27,999.48	76
0103	OVERTIME	5,876.00	5,876.00	0.00	75.92	0.00	5,800.08	01
0105	CONTRACT LABOR	0.00	0.00	0.00	0.00	0.00	0.00	
0201	SOCIAL SECURITY	9,241.00	9,241.00	0.00	6,679.30	452.65	2,561.70	72
0202	INSURANCE - GROUP	16,788.00	16,788.00	0.00	12,095.13	703.74	4,692.87	72
0203	RETIREMENT	2,538.00	2,538.00	0.00	1,819.90	126.63	718.10	72
0204	UNEMPLOYMENT	360.00	360.00	0.00	392.00	0.00	32.00-	109
0205	INS - WORKMEN'S COMP	3,893.00	3,893.00	0.00	4,870.56	0.00	977.56-	125
0216	PENSION EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0220	OPEB EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0501	SUPPLIES	500.00	500.00	0.00	468.31	0.00	31.69	94
0502	FIELD SUPPLIES	2,000.00	2,600.00	0.00	2,563.12	481.19	36.88	99
0510	UNIFORMS	1,000.00	1,000.00	0.00	471.73	93.57	528.27	47
0604	SANITATION SALES TAX - STATE	155,000.00	155,000.00	0.00	125,346.13	10,541.93	29,653.87	81
0701	VEHICLE MAINTENANCE	1,500.00	1,500.00	0.00	122.58	0.00	1,377.42	08
0900	FUEL & OIL	600.00	1,450.00	0.00	1,327.41	110.95	122.59	92
1101	ELECTRICITY	1,250.00	1,250.00	0.00	367.84	84.74	882.16	29
1301	INSURANCE - GENERAL & LIABILITY	537.00	537.00	0.00	631.00	0.00	94.00-	118
1500	TRAINING	1,000.00	3,600.00	75.00	3,523.00	0.00	2.00	100
1501	TRAVEL	1,000.00	1,290.00	0.00	1,287.28	0.00	2.72	100
2021	VOIDED CHECKS	0.00	0.00	0.00	0.00	0.00	0.00	
2124	BAD DEBT EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
2700	TELEPHONE EXPENSES	3,500.00	3,500.00	0.00	2,876.94	261.54	623.06	82
2750	CELL PHONE EXPENSES	2,000.00	2,000.00	0.00	1,220.50	118.53	779.50	61
2800	DRUG TESTING	0.00	0.00	0.00	0.00	0.00	0.00	
4902	TCEQ/SOLID WSTE(QTR-#2197)	12,500.00	14,425.00	0.00	14,415.24	2,999.53	9.76	100
5000	WASTE/RECYCLE COLL FEES	1,756,150.00	1,756,150.00	0.00	1,549,348.55	154,786.13	206,801.45	88
5001	TIPPING FEES DUE TO GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00	
8000	ENVIRONMENTAL SERVICES	25,000.00	15,685.00	0.00	13,836.93	5,206.93	1,848.07	88
8001	GRANTS	0.00	0.00	0.00	6,994.50	0.00	6,994.50-	
8003	LEASED - EQUIPMENT	0.00	3,050.00	0.00	2,747.89	304.72	302.11	90
9000	LANDFILL CLOSURE	0.00	0.00	0.00	0.00	0.00	0.00	
9500	Depreciation Expense - Sanitation	0.00	0.00	0.00	0.00	0.00	0.00	
	SANITATION/RECYCLE EXPENSES	2,286,864.00	2,286,864.00	75.00	1,995,996.87	196,306.16	290,792.13	87
	ENTERPRISE: WATER/SEWER/SAN							
	INCOME TOTALS	6,677,895.00	6,677,895.00		4,641,044.31	394,262.40	2,036,850.69	69
	EXPENSE TOTALS	6,677,895.00	6,677,895.00	33,978.04	4,154,487.65	460,015.29	2,489,429.31	63

AIRPORT FUND - AUGUST 2024

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0005 ENTERPRISE: AIRPORT							EFFECTIVE MONTH - 08	
0527	AIRPORT REVENUE							
1602	FUEL SALES	725,000.00	725,000.00		658,140.23	40,671.93	66,859.77	91
1603	OIL SALES	50.00	50.00		19.59	0.00	30.41	39
1604	MAP SALES	0.00	0.00		0.00	0.00	0.00	
1702	GROUND LEASE (HANGER)	23,407.00	23,407.00		22,660.52	782.50	746.48	97
5100	TXDOT RAMP GRANT	10,000.00	10,000.00		4,963.19	0.00	5,036.81	50
5200	MISC FEES/REFUNDS/INSURANCE	0.00	0.00		34,230.55	0.00	34,230.55+	
5201	TEXAS CLASS - INTEREST	0.00	0.00		1,193.48	27.88	1,193.48+	
5202	GRANT REIMBURSMENTS - ARPA	0.00	0.00		0.00	0.00	0.00	
5300	AUCTION SALES	0.00	0.00		0.00	0.00	0.00	
7001	AIRPORT BANK ACCT INTEREST	8,000.00	8,000.00		11,001.79	918.53	3,001.79+	138
7002	RESERVE ACCOUNT - CIP MATCH	25,000.00	25,000.00		0.00	0.00	25,000.00	00
7003	INTEREST REVENUE - LEASE	0.00	0.00		0.00	0.00	0.00	
	AIRPORT REVENUE	791,457.00	791,457.00	0.00	732,209.35	42,400.84	59,247.65	93
0599	AIRPORT TRANSFERS							
9100	SYSTEM ADDED TRANSFER IN	9,055.00	9,055.00		0.00	0.00	9,055.00	00
9110	SYSTEM ADDED TRANSFER OUT	0.00	0.00	0.00	0.00	0.00	0.00	
9120	SYSTEM ADDED TRANSFER WITHIN	0.00	0.00		0.00	0.00	0.00	
	AIRPORT TRANSFERS	9,055.00	9,055.00	0.00	0.00	0.00	9,055.00	00
0627	Airport Expenses							
0090	ADMINISTRATIVE FEE	59,297.00	59,297.00	0.00	54,355.59	4,941.42	4,941.41	92
0101	SALARIES	105,839.00	105,839.00	0.00	96,532.46	7,633.60	9,306.54	91
0103	OVERTIME	7,294.00	7,294.00	0.00	1,775.49	0.00	5,518.51	24
0201	SOCIAL SECURITY	8,632.00	8,632.00	0.00	7,494.12	581.56	1,137.88	87
0202	INSURANCE - GROUP	16,788.00	16,788.00	0.00	15,482.28	1,407.48	1,305.72	92
0203	RETIREMENT	2,370.00	2,370.00	0.00	2,050.44	163.36	319.56	87
0204	UNEMPLOYMENT	180.00	180.00	0.00	234.00	0.00	54.00-	130
0205	INS - WORKMEN'S COMP	3,345.00	3,345.00	0.00	923.70	0.00	2,421.30	28
0216	PENSION EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0220	OPEB EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0501	SUPPLIES	1,800.00	1,800.00	0.00	1,703.49	112.92	96.51	95
0502	FIELD SUPPLIES	800.00	800.00	0.00	653.64	63.99	146.36	82
0510	UNIFORMS	300.00	300.00	0.00	302.20	58.38	2.20-	101
0601	LICENSES AND FEES	0.00	0.00	0.00	235.00	0.00	235.00-	
0701	MAINT - EQUIPMENT	1,500.00	1,500.00	72.97	1,125.09	0.00	301.94	80
0702	MAINT - VEHICLE	1,000.00	1,000.00	27.57	683.84	67.31	288.59	71
0704	FACILITY MAINT	15,000.00	15,000.00	0.00	62,483.14	126.55	47,483.14-	417
0708	FIRE SAFETY INSPEC	150.00	150.00	0.00	156.74	0.00	6.74-	104
0900	FUEL & OIL	1,200.00	1,200.00	0.00	1,110.27	99.73	89.73	93
1001	MISC/VOIDED EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	
1101	ELECTRICITY	5,500.00	5,500.00	0.00	3,526.76	977.49	1,973.24	64
1301	AIRPORT LIABILITY INSURANCE	2,351.00	2,351.00	0.00	2,280.00	0.00	71.00	97
1500	TRAINING	1,000.00	1,000.00	0.00	190.00	0.00	810.00	19
1501	TRAVEL	1,500.00	1,500.00	0.00	1,579.00	0.00	79.00-	105
1700	IT EQUIPMENT/ SOFTWARE	1,000.00	1,000.00	0.00	124.99	0.00	875.01	12
2000	AV/JET FUEL/OIL PURCHASES	525,000.00	525,000.00	0.00	444,910.83	45,236.07	80,089.17	85
2120	AWOS CONTRACT	5,966.00	5,966.00	0.00	5,966.00	5,966.00	0.00	100
2700	TELEPHONE EXPENSES	6,500.00	6,500.00	0.00	5,398.20	447.38	1,101.80	83

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0005 ENTERPRISE: AIRPORT							EFFECTIVE MONTH - 08	
2750	CELL PHONE EXPENSE	1,000.00	1,000.00	0.00	804.28	80.44	195.72	80
4902	TCEQ TANK (Y#12182)	200.00	200.00	0.00	200.00	0.00	0.00	100
5600	FY 20 CIP - 10% MATCH -	25,000.00	25,000.00	0.00	25,000.00	0.00	0.00	100
8003	LEASED - EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	
9500	DEPRECIATION	0.00	0.00	0.00	0.00	0.00	0.00	
	Airport Expenses	800,512.00	800,512.00	100.54	737,281.55	67,963.68	63,129.91	92
	ENTERPRISE: AIRPORT							
	INCOME TOTALS	800,512.00	800,512.00		732,209.35	42,400.84	68,302.65	91
	EXPENSE TOTALS	800,512.00	800,512.00	100.54	737,281.55	67,963.68	63,129.91	92

TOURISM/HOT FUND - AUGUST 2024

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0006 Tourism HOT Fund							EFFECTIVE MONTH - 08	
0556	Promotion & Tourism Revenues							
0408	HOT HOTEL OCCUPANCY TAX	650,000.00	650,000.00		0.00	0.00	650,000.00	00
0410	HOT INTEREST ACCT #7082339	0.00	0.00		38,618.25	3,636.50	38,618.25+	
0411	TEXAS CLASS - INTEREST	0.00	0.00		4,699.31	438.63	4,699.31+	
0412	STR PERMIT FEE	0.00	0.00		10,150.00	1,000.00	10,150.00+	
0413	GO TEXAN REIMBURSEMENT	0.00	0.00		0.00	0.00	0.00	
0414	TEXAS MOUNTAIN TRAIL GRANT	0.00	0.00		0.00	0.00	0.00	
0501	HOT - VALUE LODGE/ALPINE LODGING	0.00	0.00		18,062.93	2,307.12	18,062.93+	
0502	HOT - ANTELOPE LODGE	0.00	0.00		0.00	0.00	0.00	
0503	HOT - QUALITY INN	0.00	0.00		69,891.41	8,088.42	69,891.41+	
0504	HOT - HIGHLAND INN	0.00	0.00		0.00	0.00	0.00	
0505	HOT - THE HOLLAND HOTEL	0.00	0.00		55,244.07	0.00	55,244.07+	
0506	HOT - LA LOMA INN	0.00	0.00		0.00	0.00	0.00	
0507	HOT - OYO (MOTEL BIEN VENIDO)	0.00	0.00		0.00	0.00	0.00	
0508	HOT - TRAVEL LODGE/OAK TREE INN	0.00	0.00		6,331.28	0.00	6,331.28+	
0509	HOT - STUDIO GUEST HOUSE	0.00	0.00		657.55	0.00	657.55+	
0511	HOT - AMERICA'S BEST/SUNDAY HOUSE	0.00	0.00		30,861.11	2,271.68	30,861.11+	
0513	HOT - THE MAVERICK INN	0.00	0.00		26,396.98	0.00	26,396.98+	
0514	HOT - QUARTER CIRCLE 7	0.00	0.00		53,122.11	0.00	53,122.11+	
0515	HOT - ALPINE GUEST LOFTS	0.00	0.00		1,861.86	0.00	1,861.86+	
0516	HOT - HAMPTON INN	0.00	0.00		122,331.05	0.00	122,331.05+	
0517	HOT - BREWSTER CO. LODGING	0.00	0.00		2,573.40	0.00	2,573.40+	
0518	HOT - CASA VIDA	0.00	0.00		935.97	0.00	935.97+	
0519	HOT - HOLIDAY INN EXPRESS	0.00	0.00		138,456.83	0.00	138,456.83+	
0521	CAVE MESA	0.00	0.00		550.22	0.00	550.22+	
0529	Alpine Vacation Rentals, LLC	0.00	0.00		1,169.31	0.00	1,169.31+	
0530	HOT-Alpine Creek Cottage, L.L.C.	0.00	0.00		1,135.41	0.00	1,135.41+	
0532	Lockhart Hacienda	0.00	0.00		1,020.43	0.00	1,020.43+	
0536	Casa Blanca	0.00	0.00		0.00	0.00	0.00	
0537	ZIMMER - GATED GARDENS	0.00	0.00		939.48	0.00	939.48+	
0539	PURPLE DOOR GUESTHOUSE	0.00	0.00		0.00	0.00	0.00	
0547	ALPINE SUNSET RETREAT	0.00	0.00		32.20	0.00	32.20+	
0548	EL VIEJO ADOBE/ BOMBERO 18, LLC	0.00	0.00		1,272.15	0.00	1,272.15+	
0549	LANGRIDGE LODGE	0.00	0.00		692.17	0.00	692.17+	
0550	LUXURY FARM HOUSE	0.00	0.00		1,043.29	675.01	1,043.29+	
0552	ALPINE PROPERTY RENTALS	0.00	0.00		0.00	0.00	0.00	
0553	SKYE BLUE SERVICES- PEACH HOUSE	0.00	0.00		1,618.20	0.00	1,618.20+	
0559	WINDMILL HOUSE - HURST	0.00	0.00		602.11	0.00	602.11+	
0560	EL NIDO - SANDRA PRATT	0.00	0.00		0.00	0.00	0.00	
0561	KIM LANGRIDGE - LANGRIDGE LODGE	0.00	0.00		0.00	0.00	0.00	
0563	ALPINE BED & BREAKFAST - RABBITS T	0.00	0.00		6,459.19	686.52	6,459.19+	
0568	CASA ACERO - EAGLE PASS	0.00	0.00		4,488.88	0.00	4,488.88+	
0569	CAJITA VERDE - BLECHA	0.00	0.00		623.06	76.65	623.06+	
0570	PAIGE LOSOYA - CACTUS STREET	0.00	0.00		996.30	0.00	996.30+	
0571	ADOBE VISTA - SCHWERDTFEGER	0.00	0.00		2,093.16	202.38	2,093.16+	
0572	EL NOPAL CASITA - LIM/ROTHEY	0.00	0.00		826.61	0.00	826.61+	
0573	5TH STREET - ROGGOW	0.00	0.00		0.00	0.00	0.00	
0574	BIRD'S NEST - BRANT	0.00	0.00		1,812.92	0.00	1,812.92+	
0576	CASA OCOTILLO - HARPOLD	0.00	0.00		901.79	401.00	901.79+	
0578	THE VILLA	0.00	0.00		624.08	0.00	624.08+	
0579	CASA DE ARROZ	0.00	0.00		745.34	0.00	745.34+	
0580	THE COWBOY HOUSE	0.00	0.00		1,176.48	0.00	1,176.48+	
0582	FOURTH & LONG-SUGAR MOON	0.00	0.00		600.43	0.00	600.43+	
0583	KATHRYN'S KORNER	0.00	0.00		943.30	0.00	943.30+	

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0006 Tourism HOT Fund							EFFECTIVE MONTH - 08	
0584	SUNCATCHER-GONZALES	0.00	0.00		805.99	0.00	805.99+	
0585	LA PALOMA-BRANT	0.00	0.00		709.07	0.00	709.07+	
0586	SAGE GUEST HOUSE-R. STOVELL	0.00	0.00		917.49	0.00	917.49+	
0588	HOLLAND HOUSE-S. HOLLAND FAMILY	0.00	0.00		1,195.24	0.00	1,195.24+	
0589	LITTLE BLUE HOUSE-A. BRANT	0.00	0.00		280.69	0.00	280.69+	
0590	BRIGHT MOON-A. GABBERT	0.00	0.00		878.04	0.00	878.04+	
0591	T. KELLNER-SALTILLO HOUSE	0.00	0.00		369.65	0.00	369.65+	
0592	ORANGE STREET BNB-GARRETT	0.00	0.00		0.00	0.00	0.00	
0593	EL CORAZON-C.C. FONSECA	0.00	0.00		1,168.57	151.90	1,168.57+	
0594	CASA PIEDRA-CLAY BRAUCH	0.00	0.00		1,055.75	0.00	1,055.75+	
0595	VALENZUELA HOUSE-GONZALES/PALLANEZ	0.00	0.00		650.58	0.00	650.58+	
0596	VERANDA-S. BLAIR BROWN	0.00	0.00		353.84	0.00	353.84+	
0597	SPACIOUS HOUSE-HOLLY& ANDREW	0.00	0.00		1,683.67	0.00	1,683.67+	
0598	WINTER'S HOUSE-OFENSTEIN	0.00	0.00		1,039.32	0.00	1,039.32+	
0599	EL GOATHEAD-STONE	0.00	0.00		1,588.44	54.59	1,588.44+	
0600	CASA LA VISTA-CASITA BONITA-SCHUND	0.00	0.00		460.36	0.00	460.36+	
0601	SIMPATICO-STUBBS	0.00	0.00		200.62	0.00	200.62+	
0602	CACTUS HOUSE-L. COBOS	0.00	0.00		268.84	0.00	268.84+	
0603	OLD TOWN CASITA-N. EDWARDS	0.00	0.00		189.00	0.00	189.00+	
0604	MORNING STAR HOUSE-LAURELES-OYER	0.00	0.00		446.81	0.00	446.81+	
0605	LA COCHERA-S. GRISHAM	0.00	0.00		5.53	0.00	5.53+	
0606	SUMMIT COTTAGE-C. PENNEY	0.00	0.00		23.49	23.49	23.49+	
0607	ALPINE COUNRTY CLUB LOFTS-MCDONALD	0.00	0.00		1,507.93	1,507.93	1,507.93+	
9920	MISC/CONTRIBUTIONS	0.00	0.00		43.05	0.00	43.05+	
	Promotion & Tourism Revenues	650,000.00	650,000.00	0.00	628,402.59	21,521.82	21,597.41	97
0599	TRANSFERS							
9100	SYSTEM ADDED TRANSFER IN	386,963.00	386,963.00		1,950.00	0.00	385,013.00	01
9110	SYSTEM ADDED TRANSFER OUT	0.00	0.00	0.00	0.00	0.00	0.00	
9120	SYSTEM ADDED TRANSFER WITHIN	0.00	0.00		0.00	0.00	0.00	
	TRANSFERS	386,963.00	386,963.00	0.00	1,950.00	0.00	385,013.00	01
0656	PROMOTION & TOURISM Expenses							
0100	7 % FISCAL FEE	43,177.00	43,177.00	0.00	39,578.91	3,598.08	3,598.09	92
0101	SALARIES - VISITOR CENTER EMP	64,357.00	64,357.00	0.00	56,458.89	4,387.25	7,898.11	88
0103	OVERTIME	1,460.00	1,460.00	0.00	3,091.35	551.43	1,631.35-	212
0201	SOCIAL SECURITY	5,022.00	5,022.00	0.00	4,555.60	377.81	466.40	91
0202	INSURANCE	8,394.00	8,394.00	0.00	66.00	6.00	8,328.00	01
0203	RETIREMENT	1,379.00	1,379.00	0.00	1,241.50	105.68	137.50	90
0204	UNEMPLOYMENT	180.00	180.00	0.00	203.29	0.00	23.29-	113
0205	WORKMEN'S COMP	0.00	0.00	0.00	0.00	0.00	0.00	
0501	VC - SUPPLIES	5,000.00	5,000.00	392.75-	4,812.17	521.76	580.58	88
1001	MISC/VOIDED	0.00	0.00	0.00	0.00	0.00	0.00	
1101	VC - ELECTRICITY	1,500.00	1,500.00	0.00	1,034.94	102.88	465.06	69
1301	LIABILITY/AUTO COVERAGE	538.00	538.00	0.00	0.00	0.00	538.00	00
1500	VC - TRAINING	1,500.00	1,500.00	0.00	750.00	0.00	750.00	50
1501	VC - TRAVEL	6,000.00	6,000.00	1,000.50	2,324.10	100.00	2,675.40	55
1602	VC - POSTAGE	2,500.00	2,500.00	0.00	1,400.10	167.30	1,099.90	56
1700	IT EQUIPMENT/ SOFTWARE	1,400.00	1,400.00	0.00	300.00	0.00	1,100.00	21
1801	VC - SUBSCRIPTIONS	0.00	0.00	0.00	393.75	0.00	393.75-	
1900	VC - PRINTING/ADVERTISING	1,500.00	1,500.00	0.00	1,236.00	40.00	264.00	82

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0006 Tourism HOT Fund							EFFECTIVE MONTH - 08	
2121	FACILITY MAINT/EQUIPMENT	15,000.00	15,000.00	3,605.03	8,999.79	4,076.88	2,395.18	84
2700	VC- TELEPHONE/INTERNET	2,000.00	2,000.00	0.00	1,819.35	156.93	180.65	91
5102	TOURISM DIRECTOR CONTRACT	81,856.00	81,856.00	0.00	73,211.60	0.00	8,644.40	89
5103	REGISTRATION CONVENTION DELEGATES	0.00	0.00	0.00	2,000.00	2,000.00	2,000.00-	
5104	PROMOTION / ADVERTISING	350,825.00	350,825.00	649.00	329,353.44	42,886.50	20,822.56	94
5105	PROMOTION OF THE ARTS	81,775.00	81,775.00	0.00	65,041.20	2,000.00	16,733.80	80
5106	HISTORICAL RESTORATION/PRESERVATIO	73,000.00	73,000.00	0.00	40,303.90	6,581.56	32,696.10	55
5109	SPORTING EVENTS	35,350.00	35,350.00	0.00	20,813.00	15,000.00	14,537.00	59
5111	TRANSPORTATION SYSTEM	3,250.00	3,250.00	0.00	1,605.00	0.00	1,645.00	49
5115	SIGNAGE	0.00	0.00	0.00	0.00	0.00	0.00	
5116	GO TEXAN GRANT	0.00	0.00	0.00	0.00	0.00	0.00	
5200	VISITOR CENTER REMODEL	250,000.00	250,000.00	0.00	0.00	0.00	250,000.00	00
8003	LEASED - EQUIPMENT	0.00	0.00	0.00	3,348.09	304.36	3,348.09-	
9000	RESERVES/FUND BALANCE	0.00	0.00	0.00	0.00	0.00	0.00	
9803	PRINCIPAL - RIGHT TO USE LEASES	0.00	0.00	0.00	0.00	0.00	0.00	
9804	INTEREST EXPENSE - RIGHT TO USE LE	0.00	0.00	0.00	0.00	0.00	0.00	
9999	RESERVES - FINANCIAL POLICY	0.00	0.00	0.00	0.00	0.00	0.00	
	PROMOTION & TOURISM Expenses	1,036,963.00	1,036,963.00	4,861.78	663,941.97	82,964.42	368,159.25	64
	Tourism HOT Fund							
	INCOME TOTALS	1,036,963.00	1,036,963.00		630,352.59	21,521.82	406,610.41	61
	EXPENSE TOTALS	1,036,963.00	1,036,963.00	4,861.78	663,941.97	82,964.42	368,159.25	64

GAS FUND - AUGUST 2024

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0008 ENTERPRISE: GAS COMPANY							EFFECTIVE MONTH - 08	
0558	GAS REVENUES							
0110	NATURAL GAS SALES - ALPINE	1,775,000.00	1,775,000.00		1,493,736.68	59,935.77	281,263.32	84
0120	NATURAL GAS SALES - FT. DAVIS	350,000.00	350,000.00		264,320.28	8,948.99	85,679.72	76
0200	SERVICE FEES - ALPINE	10,000.00	10,000.00		3,990.00	0.00	6,010.00	40
0201	SERVICE FEES - FT. DAVIS	2,500.00	2,500.00		1,155.00	0.00	1,345.00	46
0240	SERVICE TAP FEES - ALPINE	5,000.00	5,000.00		19,250.00	1,750.00	14,250.00+	385
0241	SERVICE TAP FEES - FT. DAVIS	2,500.00	2,500.00		1,000.00	0.00	1,500.00	40
0242	EXTENSION FEE - ALPINE	0.00	0.00		0.00	0.00	0.00	
0243	EXTENSION FEE - FORT DAVIS	0.00	0.00		0.00	0.00	0.00	
0250	PENALTY FEES - ALPINE	1,250.00	1,250.00		10,468.39	299.45	9,218.39+	837
0251	PENALTY FEES - FT. DAVIS	2,000.00	2,000.00		2,638.35	88.58	638.35+	132
0400	MISC. INCOME	1,250.00	1,250.00		119.20	3.35-	1,130.80	10
0401	GAS BANK ACCT INT	2,500.00	2,500.00		66,220.62	6,000.96	63,720.62+	649
0402	WC REIMBURSEMENT	0.00	0.00		0.00	0.00	0.00	
0403	WTG ROYALTIES	5,000.00	5,000.00		3,815.55	0.00	1,184.45	76
0500	SALES TAX COLLECTED	60,000.00	60,000.00		42,320.38	2,190.73	17,679.62	71
0612	FY20 - NSF - RETURNED CHECK FEE	0.00	0.00		120.00	0.00	120.00+	
0614	VACATION FEE	0.00	0.00		650.00	0.00	650.00+	
0615	TAMPERING FEE	0.00	0.00		150.00	0.00	150.00+	
1901	ROAD CUT FEE	5,000.00	5,000.00		0.00	0.00	5,000.00	00
7000	BILLING ADJUSTMENTS	0.00	0.00		445.39-	375.00-	445.39	
7001	GAS CUSTOMER DEPOSIT INTEREST	0.00	0.00		13,702.20	1,271.83	13,702.20+	
9000	AUCTION	500.00	500.00		0.00	0.00	500.00	00
9001	CAPITAL CONTRIBUTIONS	2,500.00	2,500.00		0.00	0.00	2,500.00	00
	GAS REVENUES	2,225,000.00	2,225,000.00	0.00	1,923,211.26	80,107.96	301,788.74	86
0599	TRANSFERS							
9100	TRANSFER IN	0.00	0.00		0.00	0.00	0.00	
9110	TRANSFER OUT	0.00	0.00	0.00	0.00	0.00	0.00	
	TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00	
0658	GAS EXPENSES							
0090	ADMINISTRATIVE FEE	156,574.00	156,574.00	0.00	143,526.16	13,047.83	13,047.84	92
0100	FRANCHISE FEE	111,250.00	111,250.00	0.00	90,210.31	4,664.29	21,039.69	81
0101	SALARIES	518,293.00	518,293.00	0.00	444,974.74	38,847.56	73,318.26	86
0103	OVERTIME	29,307.00	29,307.00	0.00	20,500.40	1,266.03	8,806.60	70
0201	SOCIAL SECURITY	41,782.00	41,782.00	0.00	34,163.91	2,932.36	7,618.09	82
0202	INSURANCE - GROUP	83,940.00	83,940.00	0.00	81,023.66	8,126.60	2,916.34	97
0203	RETIREMENT	11,472.00	11,472.00	0.00	9,723.22	858.41	1,748.78	85
0204	UNEMPLOYMENT	900.00	900.00	0.00	1,122.85	0.00	222.85-	125
0205	INS - WORKMEN'S COMP	8,352.00	8,352.00	0.00	6,426.15	0.00	1,925.85	77
0216	PENSION EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0220	OPEB EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	
0410	NATURAL GAS PURCAHSE - ALPINE	535,000.00	535,000.00	0.00	386,688.48	0.00	148,311.52	72
0420	NATURAL GAS PURCHASE - FT. DAVIS	80,000.00	80,000.00	0.00	49,930.13	0.00	30,069.87	62
0501	OFFICE SUPPLIES	6,000.00	6,000.00	0.00	4,910.18	0.00	1,089.82	82
0502	FIELD SUPPLIES	15,000.00	15,000.00	422.06	5,029.24	1,482.00	9,548.70	36
0503	SAFETY EQUIPMENT	20,000.00	20,000.00	0.00	15,186.50	3,399.51	4,813.50	76
0510	UNIFORMS	8,000.00	8,000.00	0.00	10,762.65	1,183.86	2,762.65-	135
0600	EQUIPMENT MAINT.	14,825.00	14,825.00	300.00	7,184.71	861.27	7,340.29	50

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0008 ENTERPRISE: GAS COMPANY							EFFECTIVE MONTH - 08	
0701	VEHICLE MAINT	13,700.00	13,700.00	2,052.00	3,633.61	956.54	8,014.39	42
0800	CP & METER MAINT	20,000.00	20,000.00	0.00	8,132.75	2,933.00	11,867.25	41
0900	FUEL & OIL	15,000.00	15,000.00	0.00	13,869.99	903.84	1,130.01	92
1001	MISC/VOIDED	0.00	0.00	0.00	0.00	0.00	0.00	
1100	METERS	25,000.00	25,000.00	0.00	16,614.74	0.00	8,385.26	66
1101	ELECTRICITY	5,000.00	5,000.00	0.00	2,313.33	18.14	2,686.67	46
1200	DISTRIBUTION SYSTEM MAINT	50,000.00	50,000.00	10,073.04	27,711.75	10,521.66	12,215.21	76
1301	INSURANCE - GENERAL/AUTO LIABILITY	18,181.00	18,181.00	0.00	20,464.00	0.00	2,283.00-	113
1400	EQUIPMENT RENTAL	4,000.00	4,000.00	0.00	490.00	0.00	3,510.00	12
1500	TRAINING	15,000.00	15,000.00	1,660.00	8,744.50	635.00	4,595.50	69
1501	TRAVEL	10,000.00	10,000.00	0.00	9,140.32	0.00	859.68	91
1600	POSTAGE/FREIGHT	20,000.00	20,000.00	0.00	13,530.44	2,371.16	6,469.56	68
1700	IT EQUIPMENT/ SOFTWARE	15,000.00	15,000.00	0.00	13,367.86	0.00	1,632.14	89
1800	PENALTIES/FINES	2,500.00	2,500.00	0.00	0.00	0.00	2,500.00	00
1901	ROAD REPAIR	20,000.00	20,000.00	0.00	0.00	0.00	20,000.00	00
2124	Provision for Bad Debt	0.00	0.00	0.00	0.00	0.00	0.00	
2200	CONSULTING/CONTRACT FEES	20,000.00	20,000.00	0.00	13,269.28	0.00	6,730.72	66
2300	RR COMMISSION FEES	5,000.00	5,000.00	0.00	2,755.50	0.00	2,244.50	55
2400	DIG TESS/TEXAS 811	1,500.00	1,500.00	0.00	461.35	51.75	1,038.65	31
2700	TELEPHONE EXPENSES	8,000.00	8,000.00	0.00	6,885.68	620.20	1,114.32	86
2750	CELL PHONE EXPENSES	4,500.00	4,500.00	0.00	3,099.69	304.66	1,400.31	69
2800	DRUG TESTING	1,200.00	1,200.00	0.00	778.50	118.00	421.50	65
2900	DUES & MEMBERSHIPS	1,500.00	1,500.00	0.00	532.00	0.00	968.00	35
3050	PAP/DAMAGE PREVENTION	8,500.00	8,500.00	0.00	7,440.28	1,446.69	1,059.72	88
3100	ADVERTISING	2,500.00	2,500.00	0.00	1,375.00	260.00	1,125.00	55
3800	BUILDING MAINT.	15,000.00	15,000.00	0.00	8,195.58	2,098.33	6,804.42	55
3900	SALES TAX REMITTED TO STATE	60,000.00	60,000.00	0.00	49,796.31	3,698.64	10,203.69	83
8001	LEASED VEHICLE	35,500.00	35,500.00	0.00	40,611.79	3,175.21	5,111.79-	114
8003	LEASED - EQUIPMENT	0.00	0.00	0.00	8,966.94	781.86	8,966.94-	
9500	Depreciation Expense - Gas	0.00	0.00	0.00	0.00	0.00	0.00	
9501	AMORTIZATION EXPENSE - RIGHT TO US	0.00	0.00	0.00	0.00	0.00	0.00	
9800	CIP - KABOTA - FY20 EXCAVATOR	15,000.00	15,000.00	0.00	0.00	0.00	15,000.00	00
9809	INTEREST EXPENSE - RIGHT TO USE LE	0.00	0.00	0.00	0.00	0.00	0.00	
9810	CIP - STOPPLE	15,000.00	15,000.00	0.00	0.00	0.00	15,000.00	00
9811	FY20 - CIP - RATIFIER	0.00	0.00	0.00	0.00	0.00	0.00	
9812	FY23- GATES FY24- AUTOMATIVE METER	109,993.00	109,993.00	0.00	0.00	0.00	109,993.00	00
9999	RESERVES - FINANCIAL POLICY	47,731.00	47,731.00	0.00	47,730.80	0.00	0.20	100
	GAS EXPENSES	2,225,000.00	2,225,000.00	14,507.10	1,641,275.28	107,564.40	569,217.62	74
	ENTERPRISE: GAS COMPANY							
	INCOME TOTALS	2,225,000.00	2,225,000.00		1,923,211.26	80,107.96	301,788.74	86
	EXPENSE TOTALS	2,225,000.00	2,225,000.00	14,507.10	1,641,275.28	107,564.40	569,217.62	74

INTEREST & SINKING FUND - AUGUST 2024

ACT NUM	ACCOUNT-TITLE	ORIGINAL BUDGET-AMOUNT	AMENDED BUDGET-AMOUNT	ENCUMBERED YEAR-TO-DATE	ACTIVITY YEAR-TO-DATE	ACTIVITY MONTH-TO-DATE	CURRENT BALANCE	USED PCT
REPORTING FUND: 0075 INTEREST & SINKING							EFFECTIVE MONTH - 08	
0534	REVENUE							
0410	CURRENT I & S ADVALOREM	147,909.00	147,909.00		147,834.26	923.34	74.74	100
0420	DELINQUENT I & S	0.00	0.00		3,906.53	225.30	3,906.53+	
0502	PENALTY & INTEREST	0.00	0.00		3,003.39	278.18	3,003.39+	
0503	INTEREST/MISC	0.00	0.00		0.00	0.00	0.00	
0504	WATER/SEWER DEBT	0.00	0.00		0.00	0.00	0.00	
7001	I&S BANK INTEREST	0.00	0.00		5,116.59	413.87	5,116.59+	
	REVENUE	147,909.00	147,909.00	0.00	159,860.77	1,840.69	11,951.77+	108
0599	TRANSFERS							
9100	SYSTEM ADDED TRANSFER IN	0.00	0.00		0.00	0.00	0.00	
9110	SYSTEM ADDED TRANSFER OUT	0.00	0.00	0.00	0.00	0.00	0.00	
	TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00	
0600	GENERAL DEBT EXPENSES							
0200	PRINCIPAL - CO SERIES 2011	36,400.00	36,400.00	0.00	36,400.00	0.00	0.00	100
0201	INTEREST - CO SERIES 2011	13,798.00	13,798.00	0.00	13,798.27	6,514.21	0.27-	100
0300	PRINCIPAL - GO SERIES 2011	96,000.00	96,000.00	0.00	96,000.00	0.00	0.00	100
0301	INTEREST - GO SERIES 2011	1,711.00	1,711.00	0.00	1,682.96	0.00	28.04	98
	GENERAL DEBT EXPENSES	147,909.00	147,909.00	0.00	147,881.23	6,514.21	27.77	100
0601	WATER DEBT EXPENSES							
0200	PRINCIPAL - CO SERIES 2011	0.00	0.00	0.00	0.00	0.00	0.00	
0201	INTEREST - CO SERIES 2011	0.00	0.00	0.00	0.00	0.00	0.00	
0300	PRINCIPAL - GO SERIES 2011	0.00	0.00	0.00	0.00	0.00	0.00	
0301	INTEREST - GO SERIES 2011	0.00	0.00	0.00	0.00	0.00	0.00	
0400	PRINCIPAL - CO 2005 TWDB	0.00	0.00	0.00	0.00	0.00	0.00	
0401	CO 2005 TWDB	0.00	0.00	0.00	0.00	0.00	0.00	
0700	PRINCIPAL - RB SERIES 2003A	0.00	0.00	0.00	0.00	0.00	0.00	
0701	INTEREST - RB SERIES 2003A	0.00	0.00	0.00	0.00	0.00	0.00	
	WATER DEBT EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	
0602	SEWER DEBT EXPENSES							
0500	PRINCIPAL - ARREATOR	0.00	0.00	0.00	0.00	0.00	0.00	
0501	INTEREST - ARREATOR	0.00	0.00	0.00	0.00	0.00	0.00	
0600	PRINCIPAL - CO 12 COMBO REV&TAX	0.00	0.00	0.00	0.00	0.00	0.00	
0601	INTEREST - CO 12 COMBO REV&TAX	0.00	0.00	0.00	0.00	0.00	0.00	
	SEWER DEBT EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	
	INTEREST & SINKING							
	INCOME TOTALS	147,909.00	147,909.00		159,860.77	1,840.69	11,951.77+	108
	EXPENSE TOTALS	147,909.00	147,909.00	0.00	147,881.23	6,514.21	27.77	100

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 9A
Department: Office of the City Manager
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Megan Antrim, City Manager
Staff Recommendation: None

AGENDA ITEM

Discuss the legal procedures and guidelines for issuing utility easments for City of Alpine. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

On September 3, 2024, Alpine City Council denied the sale of city-owned property (portion of a right of way). Part of the discussion included the identification of multiple utility lines. Further discussion has been requested to discuss the possibility of the City issuing an easement to the property owner for the section of right of way the property owner is encroaching on.

- Items for discussion include:
  - Availability to issue an easement and details
  - Legal guidance
  - Alternatives
  - Setback Concerns
  - Relocation of utilities

SUPPORTING MATERIALS

None

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/9/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/9/2024
Megan Antrim, City Manager	Final Approval - 9/9/2024

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 9B
Department: Building Services
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Megan Antrim, City Manager
Staff Recommendation: None

AGENDA ITEM

Discuss updating Article I. Basic Ordinance, General Zoning Regulations, Section 18 - Definitions: Home Occupancy (M. Antrim, City Manager)

EXECUTIVE SUMMARY

Continued discussion on the definition and regulations of Home Occupancy outlined in the Cities ordinances (Section 18 - Definitions) and permitting for home businesses.

SUPPORTING MATERIALS

1. Home Occupancy Information

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/9/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/9/2024
Megan Antrim, City Manager	Final Approval - 9/9/2024

- **Section 20. - Conditional use permit.**

  The purpose of this procedure is to provide for review and discretionary approval of uses typically having unusual site development features or unique operating characteristics requiring special consideration so that they may be located, designed, and operated compatibly with uses on surrounding properties and within the city at large. The conditional use permit process is intended to encourage broad public review and evaluation of site development features and operating characteristics and to ensure adequate mitigation of potentially unfavorable impacts.

  (Ord. No. 2016-08-02, 9-20-16, Ord. No. 2016-10-03, 11-1-16)

Section 18. - Definitions

Home occupation—An occupation conducted in a dwelling unit, provided that:

(a)

No person other than members of the family residing on the premises shall be engaged in the operation.

(b)

The use of the dwelling unit for the home occupation shall be clearly incidental and subordinate to its use for residential purposes by its occupants, and not more than 25 percent of the floor area of the dwelling unit, which also includes the floor area of the accessory building.

(c)

There shall be no change in the outside appearance of the building or premises, or other visible evidence of the conduct of such home occupation other than one sign, not exceeding one square foot in the area, non-illuminated, and mounted flat against the wall of the principal building or accessory building.

(d)

Accessory use can be used if the business or occupation falls within the listed occupations such as a professional office, technology office, or telecommunicating

business, or professional doctor or pharmacist. No repair garage, plumbing shop, or similar activity.

(e)

There shall be no on-site store front retail or wholesale sales of goods in connection with such home occupation.

(f)

No traffic shall be generated by such home occupation in greater volumes than would normally be expected in a residential neighborhood, and any need for parking generated by the conduct of such home occupation shall be met off the street and other than the required front yard.

(g)

No equipment or process shall be used in such home occupation which creates noise, vibration, glare, fumes, odors or electrical interference detectable to the normal senses off the lot, if the occupation is conducted in a single family residence, or outside the dwelling unit if conducted in other than a single-family residence. In the case of electrical interference, no equipment or process shall be used which creates visual or audible interference in any radio or television receivers off the premises.

(h)

Additional personnel must be permitted by special conditions as by the planning and zoning commission. Maximum of three employees at one time (non-family members) and must comply with [subsection] (f).

(i)

Occupant must reside and must be the primary business occupant of the residence, occupant must maintain the property as the main residence and not allow that the home occupation become the primary use of the property.

(j)

The character of the home must remained intact and the neighborhood must not change in character, the preservation of a residential neighborhood must be a priority.

(k)

Time limits can be set by the planning and zoning commission if employees other than family members are involved in the business or home occupation.

CHAPTER 3
USE DISTRICTS

User note:

About this chapter: *Chapter 3 identifies classifications for typical zoning districts and provides for the application of minimum district areas in order to regulate and restrict the uses and locations of buildings and to regulate the minimum required areas for yards, courts and open spaces.*

This chapter also establishes requirements for jurisdictional zoning maps and minimum requirements for conditional-use areas, which include particular considerations as to their location to established or intended uses, or to the planned growth of the community.

SECTION 301
DISTRICT CLASSIFICATIONS

301.1 Classification. In order to classify, regulate and restrict the locations of uses and locations of buildings designated for specific areas; and to regulate and determine the areas of *yards*, *courts* and other *open spaces* within or surrounding such buildings, property is hereby classified into districts as prescribed in this chapter.

SECTION 302
MINIMUM AREAS FOR ZONING DISTRICTS

302.1 Minimum areas. The minimum areas that may constitute a separate or detached part of any of the following zoning districts on the zoning map or subsequent amendments to said zoning map shall be as shown in Table 302.1. Where a nonresidential district is directly across the street from or abuts the district with the same or less restrictive classification, the area of the land directly across the street or abutting the property may be included in the calculations in meeting the minimum district size requirements.

TABLE 302.1
MINIMUM AREAS FOR ZONING DISTRICTS

ZONING DISTRICT	MINIMUM AREA[a] OF THE DISTRICT
A, Division 1	No minimum
A, Division 2	[JURISDICTION TO INSERT NUMBER]
A, Division 3	[JURISDICTION TO INSERT NUMBER]
C, Division 1	[JURISDICTION TO INSERT NUMBER]
C, Division 2	[JURISDICTION TO INSERT NUMBER]
C, Division 3	[JURISDICTION TO INSERT NUMBER]
C, Division 4	[JURISDICTION TO INSERT NUMBER]
CR, Division 1	[JURISDICTION TO INSERT NUMBER]
CR, Division 2	[JURISDICTION TO INSERT NUMBER]
FI, Division 1	[JURISDICTION TO INSERT NUMBER]
FI, Division 2	[JURISDICTION TO INSERT NUMBER]
FI, Division 3	[JURISDICTION TO INSERT NUMBER]
R, Division 1	[JURISDICTION TO INSERT NUMBER]
R, Division 2	[JURISDICTION TO INSERT NUMBER]
R, Division 3	[JURISDICTION TO INSERT NUMBER]

For SI: 1 acre = 4047 m^2.

a. The adopting jurisdiction should fill in with appropriate land areas expressed in acres.

SECTION 303
ZONING MAP

303.1 General. The boundaries of each zoning district are to be indicated on the official zoning map as approved by the legislative authority. Said map and subsequent amendments thereto shall be considered to be a part of this code.

SECTION 304
ANNEXED TERRITORY

304.1 Classification. Any territory hereafter annexed shall automatically, upon such annexation, be classified as R, Division 1a, residential district, and be subject to all conditions and regulations applicable to property in such district.

SECTION 305
CONDITIONAL USES

305.1 General. The principal objective of this zoning code is to provide for an orderly arrangement of compatible buildings and land uses, and for the property location of all types of uses required for the social and economic welfare of the community. To accomplish this objective, each type and kind of use is classified as permitted in one or more of the various use districts established by this code. However, in addition to those uses specifically classified and permitted in each district, there are certain additional uses that it may be necessary to allow because of the unusual characteristics of the service they provide the public. These *conditional uses* require particular considerations as to their proper location to adjacent, established or intended uses, or to the planned growth of the community. The conditions controlling the locations and operation of such special uses are established by the applicable sections of this code.

CHAPTER 9
SPECIAL REGULATIONS

User note:

About this chapter: Chapter 9 contains requirements for home occupations that include maximum allowable floor area for the home occupation and its related storage, exterior display and parking allowances, as well as requirements for adult uses that include obtaining a conditional-use permit and specific location restrictions. Chapter 9 intends to establish requirements to address home occupations and adult uses based on their characteristics and potential impact related to other uses/zoning districts.

SECTION 901
HOME OCCUPATIONS

901.1 General. Home occupations shall be permitted in all zones, provided that the *home occupation* is clearly and obviously subordinate to the main use or *dwelling unit* for residential purposes. Home occupations shall be conducted wholly within the primary structure on the premises.

901.2 Conditions.

1. The *home occupation* shall not exceed 15 percent of the floor area of the primary structure.
2. Other than those related by blood, marriage or adoption, not more than one person shall be employed in the *home occupation*.
3. Inventory and supplies shall not occupy more than 50 percent of the area permitted to be used as a *home occupation*.
4. There shall be no exterior display or storage of goods on said premises.
5. Home occupations involving beauty shops or barber shops shall require a conditional-use permit.
6. Sales and services to patrons shall be arranged by appointment and scheduled so that not more than one patron vehicle is on the premises at the same time.
7. Two additional parking spaces shall be provided on the premises, except only one need be provided if the *home occupation* does not have an employee. Said parking shall comply with the parking requirements in Chapter 8.

SECTION 902
ADULT USES

902.1 General. A conditional-use permit shall be obtained for all adult-use businesses.

902.2 Provisions.

1. Adult-use businesses shall not be located within 1,000 feet (305 m) of a park, school, day care center, library or religious or cultural activity.
2. Adult-use businesses shall not be located within 500 feet (152 m) of any other adult-use business or any agricultural or residential zone boundary.
3. Such distances shall be measured in a straight line without regard to intervening structures, topography and zoning.
4. Said business shall be located in FI zones and shall not be permitted as a *home occupation*.

CHAPTER 12
CONDITIONAL USES

User note:

About this chapter: The intent of Chapter 12 is to allow for the occasional need for a use not normally permitted in a particular zoning district due to the unique characteristics and service that use provides to the public. This chapter establishes the requirements for conditional uses, such as minimum documentation required to support a conditional-use property, conditional-use permits and fees, and the criteria for expiration and revocation of conditional-use permits.

SECTION 1201
GENERAL

1201.1 Conditional-use permit. A *conditional-use* permit shall be obtained for certain uses, which would become harmonious or compatible with neighboring uses through the application and maintenance of qualifying conditions and located in specific locations within a zone, but shall not be allowed under the general conditions of the zone as stated in this code.

SECTION 1202
APPLICATIONS

1202.1 Submittal. *Conditional-use* permit applications shall be submitted to the code official as provided in this code. Applications shall be accompanied by maps, drawings, statements or other documents in accordance with the provisions of Section 103.7.4. An appropriate fee shall be collected at the time of submittal as determined by the jurisdiction.

SECTION 1203
PUBLIC HEARING

1203.1 Hearing and action. Prior to the approval, amending or denial of a *conditional-use* permit, a public hearing shall be held in accordance with the provisions of Section 109.1. Upon the completion of said public hearing, the commission or examiner shall render a decision within a time limit as required by law.

SECTION 1204
DETERMINATION

1204.1 Authorization. The hearing examiner on appeal, shall have the authority to impose conditions and safeguards as deemed necessary to protect and enhance the health, safety and welfare of the surrounding area. The authorization of a *conditional-use* permit shall not be made unless the evidence presented is such to establish:

1. That such use will not, under the specific circumstances of the particular case, be detrimental to the health, safety or general welfare of the surrounding area and that the proposed use is necessary or desirable and provides a service or facility that contributes to the general well being of the surrounding area.
2. That such use will comply with the regulations and conditions specified in this code for such use.
3. The planning commission or hearing examiner shall itemize, describe or justify, then have recorded and filed in writing, the conditions imposed on the use.

SECTION 1205
EXPIRATION AND REVOCATION

1205.1 General. A *conditional-use* permit shall be considered to be exercised when the use has been established or when a building permit has been issued and substantial construction accomplished. When such permit is abandoned or discontinued for a period of 1 year, it shall not be reestablished, unless authorized by the planning commission, hearing examiner or legislative body on appeal.

A *conditional-use* permit shall be revoked where the applicant fails to comply with conditions imposed by the hearing examiner.

SECTION 1206
AMENDMENTS

1206.1 General. An amendment to an approved *conditional-use* permit shall be submitted to the code official accompanied by supporting information. The planning commission or hearing examiner shall review the amendment and shall be permitted to grant, deny or amend such amendment and impose conditions deemed necessary.

SECTION 1207
CONDITIONAL USE REVIEW CRITERIA

1207.1 General. A request for a *conditional use* shall be approved, approved with conditions or denied. Each request for a *conditional use* approval shall be consistent with the criteria listed in Items 1 through 9 as follows:

1. The request is consistent with all applicable provisions of the comprehensive plan.
2. The request shall not adversely affect adjacent properties.
3. The request is compatible with the existing or allowable uses of adjacent properties.

4. The request can demonstrate that adequate public facilities, including roads, drainage, potable water, sanitary sewer, and police and fire protection exist or will exist to serve the requested use at the time such facilities are needed.
5. The request can demonstrate adequate provision for maintenance of the use and associated structures.
6. The request has minimized, to the degree possible, adverse effects on the natural environment.
7. The request will not create undue traffic congestion.
8. The request will not adversely affect the public health, safety or welfare.
9. The request conforms to all applicable provisions of this code.

Terms (continued)

micro zoning
negative covenant
negative easement
nonconforming use
ordinance
owner in arrears
owner persona
partition wall
party wall
permissive use
personal property
planned unit development (PUD)
plat or plat map
plot plan
possession
public easement
public property
real estate
real property
restrictive covenant
site map
site plan
special use permit
spot zoning
squatter
survey
title evaluation
title search
topography map
urban renewal
variance
warranty deed
zoning plan

Introduction

Many concepts in property law have a direct impact on the duties and functions of the building official. Zoning ordinances, covenants, easements, ownership transfer, common property rights, and subdivision regulations are only a few of the many property law concepts that should be understood. This chapter will introduce the basic doctrines of property law and outline how those doctrines interrelate with the responsibilities of a building official.

Zoning Ordinances

A zoning ordinance is a system of regulating the use and development of property within a municipality or county. When a building code is adopted as an **ordinance** by the municipality, it becomes the law. An ordinance is another name for a local law. Most building officials are familiar with a system of zoning regulations because, in most cases, the building official enforces the zoning regulations along with the building code. Sometimes the building official will be a known zoning official when acting in his or her capacity as the administrator and enforcer of the zoning ordinance.

A **zoning plan** is a document that is adopted by a municipality that provides direction and control of the development of land within its boundaries for present and future uses. Using the final version of a zoning plan is often called **comprehensive zoning**. There is usually a comprehensive zoning map that outlines the various uses into what are commonly called districts. These are broken down further into permitted or conditional uses within the district. For example, in a very simple system of zoning regulation, there might only be three

different districts: residential, commercial, and industrial. Obviously, by their very names, the districts indicate what types of land uses are permitted within the boundaries of those districts. In residential districts, only residential uses would be permitted. In commercial districts, only commercial uses would be permitted. If a developer proposes a retail strip center for a parcel of land that is zoned for office/business, the permit would be denied. A **comprehensive zoning plan** is the final version of the zoning plan that is ultimately developed and completed. Comprehensive zoning is merely the outcome of using this plan.

Along with the principle uses indicated by the name of the districts, there are also permitted a number of accessory uses. An **accessory use** is normally defined as any activity that is customarily associated with, as well as appropriate, incidental, and subordinate to, the principal activity. For example, on a residential piece of property, a garage for the storage of an automobile would normally be viewed as accessory to the residential use of the property. A swimming pool located behind a residential home in a residential district would normally be considered as accessory to the residential nature of the land use. If the same swimming pool were located in a commercial district, however, and that was the only use of the particular lot in question and admission prices were charged to people who wanted to swim there, the use of the swimming pool would be considered as commercial. The primary and most positive goal of the zoning ordinance is to regulate the use of land to achieve public benefits or to maximize property value in that state or municipality. Unfortunately, zoning has also been used to exclude minority, low income, and other groups thought undesirable to the municipality.

The zoning ordinance is similar in many ways to the building code. They both permit appeals from the decisions of the administrative officials to an administrative board. The names of these boards vary from jurisdiction to jurisdiction, but because most zoning ordinances are based on state statutes, and most state statutes are based on the Standard State Zoning Enabling Act of 1926, most of the ordinances are very similar. As discussed in Chapter 4, a city or county has no power to zone or regulate unless given such power by the state legislature. If the municipal zoning ordinance in your jurisdiction has not been authorized by state enabling legislation, it is *ultra vires*, and therefore null and void.

In almost all cases, the zoning ordinance will be properly authorized to act through its zoning board. The granting of powers to the zoning board usually has three features. First, the board may consider any appeal from a decision of the zoning official. Second, the board can grant a variance to the restrictions that the ordinance imposes. Third, the board can make special **exceptions** in the ordinance itself. Variances and special exceptions are two distinctly different powers of the board in most jurisdictions and should not be confused. A **variance** is a relaxation of the strict provisions of the ordinance. The board might grant a variance when it would cause undue hardship for the owner of the land to strictly comply with the ordinance.

There are many exceptions and nuances of zoning and land use. One exception, otherwise known as a **conditional use**, is a specified use that is permitted in a designated zoning district but has to meet certain criteria or conditions for location and operation as outlined in the ordinance. These conditions provide controls to prevent the use from having an adverse effect on the surrounding residents. For example, a gas station with a car wash

would be a conditional use that involves control over placement of the building, the hours of operation, noise, and landscaping. The permit that would stipulate the conditions and specific controls that have been approved for the conditional use is a **conditional use permit**. These conditions would be monitored by the municipality during construction and after occupancy has been granted. The car wash conditional use permit may state the hours of operation and the setback distance from the abutting residential property.

A day care center is another good example of a special exception. Frequently, day care centers are permitted in residential zone districts if they meet a specific set of restrictions. In granting an application for the right to have a day care center in a residential zone district, the board usually is not granting a variance, which is based on hardship, but is granting a special exception or conditional use permit.

A **nonconforming use** is defined as a structure that complied with zoning ordinances at the time it was built but no longer conforms to regulations due to the adoption, revision, or amendment of a zoning ordinance. For example, a gas station was built in an area that is later zoned as residential. The gas station is a legal nonconforming use and may remain in operation; however, if the owner decides to tear down the gas station and build some other type of business on the same plot of land, he or she will not be able to obtain a permit.

A **special use permit** is another use within a specific zoning district permitted by exception in a zoning ordinance. This type of use is also known by other names (for example, special exception, exceptional use, conditional use, etc.). Unlike simple permitted uses, a special use permit has additional conditions tied to its approval. The construction of a church or hospital may require a special use permit. **Spot zoning,** or **micro zoning,** occurs when a small parcel of land is arbitrarily selected for a zoning classification that is unrelated to the surrounding uses and zoning districts and cannot be justified based on the health, safety, or general welfare of the community. For further information, there exist many comprehensive and easy-to-understand legal treatises in these areas. Further information can be attained from the municipal attorney or by consulting a treatise.

Covenants

A **covenant** is an agreement or promise between two or more people to either do something or to refrain from doing something. A covenant in which there is an agreement between parties to do something is called an **affirmative covenant**, while a covenant in which there is an agreement to refrain from doing something is called a **negative covenant**. Although a covenant can refer to any agreement, promise, or contract, the term currently refers primarily to promises or agreements relating to real estate. A tremendous number of different types of covenants exists. This chapter, however, will limit its discussion to **restrictive covenants.**

Restrictive covenants in the area of property law consist of a provision in the deed to the property in question that limits the use of the property and prohibits certain uses. Such limitation or restriction on the use of a property is called an **encumbrance** and the owner

Section 18. - Definitions.

For the purposes of this ordinance, certain terms or words used herein shall be interpreted as follows:

The word *person* includes a firm, association, organization, partnership, trust, company or corporation, as well as an individual.

The present tense includes the future tense, the singular number includes the plural, and the plural number includes the singular.

The word *shall* is mandatory, the word *may* is permissive.

The words *used* or *occupied* include the words intended, designed or arranged to be used or occupied.

The word *lot* includes the words *plot* or *parcel.*

Accessory use or structure—A use or structure on the same lot with, and of a nature customarily incidental and subordinate to, the principal use or structure.

Administrative official—Duly appointed agent of the city manager responsible for interpretation and enforcement of the zoning code, and building code.

Alley—A public space or thoroughfare for the placement of utilities which affords only secondary means of access to property abutting thereon.

Bed and Breakfast—A lodging establishment that offers overnight accommodation and provides breakfast.

Buildable area—The portion of a lot remaining after required yards have been provided.

Conex boxes (shipping container)—A steel reinforced reusable container primarily used for shipping cargo, not to be used as a dwelling except as provided herein.

Drive-in restaurant or refreshment stand—Any place or premises used for sale, dispensing or serving of food and refreshments, including those establishments where customers may serve themselves and may eat or drink the food, refreshments or beverages on the premises.

Dwelling, single-family—A detached residential dwelling unit, other than a mobile home, designed for and occupied by one family only.

Dwelling, two-family—A detached residential building containing two dwelling units. designed for occupancy by not more than two families.

Dwelling, multiple-family—A residential building designed for or occupied by three or more families, with the number of families in residence not exceeding the number of dwelling units provided.

Dwelling unit—One room, or rooms connected together, constituting a separate, independent housekeeping establishment for owner occupancy, or rental or lease on a weekly or monthly basis, and physically separated from any other rooms or dwelling units which may be in the same structure, and containing independent cooking and sleeping facilities.

Easement—A right held by the city or its franchised utility companies to be used for access, drainage, and/or for the placement of utilities such as water, sewer, telephone lines, electrical lines, or gas lines.

Family—One or more persons occupying a single dwelling unit, provided that unless all members are related by blood or marriage, no such family shall contain over five persons, but further provided, that domestic servants employed on the premises may be housed on the premises without being counted as a family or families.

Filling station—Buildings and premises where gasoline, oil, grease, batteries, tires and automobile accessories may be supplied and dispensed at retail, and where, in addition, the following services may be rendered and sales made, and no other:

(a) Sale and servicing of spark plugs, batteries and distributors and distributor parts.

(b) Tire servicing and repair, but not recapping or re-grooving.

(c) Replacement of mufflers, and tail pipes, water hose, fan belts, brake fluid, light bulbs, fuses, floor mats, seat covers, windshield wipers and wiper blades, grease retainers, wheel bearings, mirrors and the like.

(d) Radiator cleaning and flushing.

(e) Washing and polishing, and sale of automotive washing and polishing materials.

(f) Greasing and lubrication.

(g) Providing and repairing fuel pumps, oil pumps and lines.

(h) Minor servicing and repair of carburetors.

(i) Emergency wiring repairs.

(j) Adjusting and repairing brakes.

(k) Minor motor adjustments not involving removal of the head or crankcase or racing the motor.

(l) Sales of cold drinks, packaged foods, tobacco and similar convenience goods for filling station's customers, as accessory and incidental to principal operation.

(m) Provision of road maps and other informational material to customers; provisions of rest room facilities. Uses permissible at a filling station do not include major mechanical and body work, straightening of body parts, painting, welding, storage of automobiles not in operating condition, or other work involving noise, glare, fumes, smoke or other characteristics to an extent greater than normally found in filling stations. A filling station is not a repair garage, nor a body shop.

Home occupation—An occupation conducted in a dwelling unit, provided that:

(a) No person other than members of the family residing on the premises shall be engaged in the operation.

(b) The use of the dwelling unit for the home occupation shall be clearly incidental and subordinate to its use for residential purposes by its occupants, and not more than 25 percent of the floor area of the dwelling unit, which also includes the floor area of the accessory building.

(c) There shall be no change in the outside appearance of the building or premises, or other visible evidence of the conduct of such home occupation other than one sign, not exceeding one square foot in the area, non-illuminated, and mounted flat against the wall of the principal building or accessory building.

(d) Accessory use can be used if the business or occupation falls within the listed occupations such as a professional office, technology office, or telecommunicating business, or professional doctor or pharmacist. No repair garage, plumbing shop, or similar activity.

(e) There shall be no on-site store front retail or wholesale sales of goods in connection with such home occupation.

(f) No traffic shall be generated by such home occupation in greater volumes than would normally be expected in a residential neighborhood, and any need for parking generated by the conduct of such home occupation shall be met off the street and other than the required front yard.

(g) No equipment or process shall be used in such home occupation which creates noise, vibration, glare, fumes, odors or electrical interference detectable to the normal senses off the lot, if the occupation is conducted in a single family residence, or outside the dwelling unit if conducted in other than a single-family residence. In the

case of electrical interference, no equipment or process shall be used which creates visual or audible interference in any radio or television receivers off the premises.

(h) Additional personnel must be permitted by special conditions as by the planning and zoning commission. Maximum of three employees at one time (non-family members) and must comply with [subsection] (f).

(i) Occupant must reside and must be the primary business occupant of the residence, occupant must maintain the property as the main residence and not allow that the home occupation become the primary use of the property.

(j) The character of the home must remained intact and the neighborhood must not change in character, the preservation of a residential neighborhood must be a priority.

(k) Time limits can be set by the planning and zoning commission if employees other than family members are involved in the business or home occupation.

HUD code manufactured home—A structure constructed on or after June 15, 1976, according to the rules of the United States Department of Housing and Urban Development, transportable in one or more sections, which, in the traveling mode, is eight body feet or more in width or 40 body feet or more in length, or, when erected on site, is 320 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning and electrical systems. The term does not include a recreational vehicle as that term is defined by 24 CFR 3282.8(g).

Industrialized Housing/Modular—A residential structure that is:

(a) Designed for the occupancy of one or more families;

(b) Constructed in one or more modules or constructed using one or more modular components built at a location other than the permanent site; and

(c) Designed to be used as a permanent residential structure when the module or the modular component is transported to the permanent site and erected or installed on a permanent foundation system.

Loading space, off-street—Space logically and conveniently located for bulk pick-ups and deliveries, scaled to delivery vehicles expected to be used, and accessible to such vehicles when required off-street parking spaces are filled. Required off-street loading space is not to be included as off-street parking space in computation of required off street parking space.

Lot—For purposes of this ordinance, a lot is a parcel of land of at least sufficient size to meet minimum zoning requirements for use, coverage and area, and to provide such yards and other open spaces as are herein required. Such lot shall have frontage on an improved public street, or on an approved private street, and may consist of:

(a) A single lot of record;

(b) A portion of a lot of record;

(c) A combination of complete lots of record, of complete lots of record and portions of lots of record, or of portions of lots of record;

(d) A parcel of land described by metes and bounds, provided that in no case of division or combination shall any residual lot or parcel be created which does not meet the requirements of this ordinance.

Lot frontage—The front of a lot shall be construed to be the portion nearest the street. For the purposes of determining yard requirements on corner lots and through lots, all sides of a lot adjacent to streets shall be considered frontage, and yards shall be provided as indicated under Yards in this section.

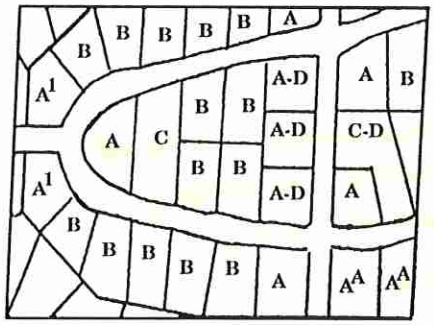
Lot measurements—

(a) Depth of a lot shall be considered to be the distance between the midpoints of straight lines connecting the foremost points of the side lot lines in front and the rearmost points of the side lot lines in the rear.

(b) Width of a lot shall be considered to be the distance between straight lines connecting front and rear lot lines at each side of the lot, measured across the rear of the required front yard; provided, however, that width between side lot lines at their foremost points (where they intersect with the street line) shall not be less than 80 percent of the required lot width except in the case of lots on the turning circle of cul-de-sacs, where the 80 percent requirement shall not apply.

Lot of record—A lot which is part of a subdivision recorded in the office of the county clerk, or a lot or parcel described by metes and bounds, the description of which has been so recorded.

Lot types—The diagram (Figure 1) which follows, illustrates terminology used in this ordinance with reference to corner lots, interior lots, reversed frontage lots and through lots:



In the diagram, A = corner lot, defined as a lot located at the intersection of two or more streets. A lot abutting on a curved street or streets shall be considered a corner lot if straight lines drawn from the foremost points of the side lot lines to the foremost point of the lot meet at an interior angle of less than 135 degrees. See lots marked A1 in the diagram.

B = interior lot, defined as a lot other than a corner lot with only one frontage on a street.

C = through lot, defined as a lot other than a corner lot with frontage on more than one street. Through lots abutting two streets may be referred to as double frontage lots.

D = reversed frontage lot, defined as a lot on which the frontage is at right angles or approximately right angles (interior angle less than 135 degrees) to the general pattern in the area. A reversed frontage lot may also be a corner lot (A-D in the diagram), an interior lot (B-D) or a through (C-D).

Manufactured housing—Refers to an HUD code manufactured home.

Mobile home—A structure that was constructed before June 15, 1976, transportable in one or more sections, which, in the traveling mode is eight body feet or more in width or 40 body feet or more in length, or when erected on site is 320 or more square feet, and which is built on a permanent chassis designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning and electrical systems.

Nonconforming use—A building, structure or use of land lawfully occupied at the time of the effective date of the chapter or amendments, thereto, which does not conform to the use regulations of the district in which it is situated following the effective date of the ordinance.

Open space—Area included in any side, rear, special or front yard or any unoccupied space on the Lot that is open and unobstructed to the sky except for the ordinary projections of cornices, eaves, porches and plant material.

Outdoor advertising business—Provision of outdoor displays or display space on a lease or rental basis only.

Section II. - "R-1"—One-family district.

A. In the R-1 district, no building or land shall be used and no building shall hereafter be erected or structurally altered, unless otherwise provided in this ordinance, except as described by the following:

Single-family residential (detached)

Local utility service

B. Uses permitted subject to conditional use permit. The following uses may be permitted, some subject to a conditional use permit as provided in Section 20:

Bed and breakfast, VRBO

Day care services

Educational facilities*

Home occupations subject to approval of home occupation application provisions***

Libraries, museums

Municipal buildings, other city installations

Park**

Religious assembly

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*School, public or private, having a curriculum equal to a public elementary, high school or institution of higher learning.

**Public parks, playgrounds, golf courses (except miniature), public and community buildings.

***Excluding retail sales and retail sale or service of food in any form.

C. Each site in the R-1 district shall be subject to the following site development regulations:

Feature	Regulations
Lot size	7,000 square feet minimum
Lot width	50 feet
Height	2½ stories or 35 feet
Front yard	25 ft*
Street side yard	12 feet 6 inches*
Interior side yard	5 feet*
Rear yard	25% of depth or not < 25 feet

Residential density	One per lot, not to include accessory structures
Minimum dwelling areas (Footprint of Home)	1000 Sq Ft
Maximum building coverage	40% primary structure
Maximum impervious coverage	49% all structures
Nonconforming uses	Section 4
Special yard regulations	Section VIII
Fences, walls and visibility	Section 6
Parking	1 Off street minimum
Temporary/accessory building	≤ 40% of required rear yard
Home occupations	Section 20

*No window sills, belt courses, cornices, and other architectural features will project within the setbacks stated above.

D. Modular home specifications:

(1) Modular homes must have a certified seal is set by the manufacturing housing standards classifying homes as "modular homes".

(2) All modular homes shall have the appearances and foundation structure of a site built home.

a. Masonite, hardy board, wood, brick or stucco types of siding shall be permissible. No type of crib walls for underpinning are allowed.

b. Under floor venting shall be installed as required in the 2012 International Residential Code.

c. Foundation footings shall comply with minimum of 12-inch width and 12-inch depth unless certain soil types require more footing depth or width.

d. All exterior wall shall be supported on a continuous solid concrete footing placed on undisturbed soil with a stem wall of concrete or grouted masonry block (8x8x16) containing vertical #3 or #4 rebar, every four feet on center.

e. There shall be an exterior masonry (block) stem wall filled with concrete at every vertical rebar riser with the appropriate concrete anchor system installed. All exterior stem wall blocking on the last coarse shall be filled with concrete to form a bond beam. Column footings, pier pads must be 24-inch width, 24- inch length and 12- inch depth with #4 rebar with a 12-inch center grid. Blocking for pier pads shall be at least an 8x8x16 inch concrete block mortared or grouted into place with vertical rebar extending from the pier pad into the block courses.

f. All modular homes after completion shall have backfill material placed around the perimeter to facilitate drainage of water away from the building with a minimum fall of six inches within ten feet.

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10A
Department: Animal Services
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: Approve

AGENDA ITEM

Approve the first reading of Ordinance 2024-09-02, an ordinance amending *Chapter 10 – Animals* to the Alpine Code of Ordinances; Amending *Sec. 10-8 City-Sponsored Clinics Authorized* to update who can authorize a city sponsored rabies vaccination-registration clinic; Amending *Sec. 10-10 Wildlife Feeding* to amend the definition and objective of wildlife feeding; Amending *Sec. 10-11 - Hunting* providing clarifying language that hunting is prohibited within the city limits of Alpine, except for the capture and control of nuisance animals by an authorized government official; Amending *Sec. 10-42 - Public Nuisances Designated* to provide clarifying language, provide additional circumstances that constitute an animal nuisance, and making section references to other relevant sections in the chapter; Removing *Sec. 10-45 - Standing Bulls, Stallions or Jacks at Stud* and relocating the section to a more appropriate portion of the code, and establishing *Sec. 10-95 - Standing Bulls, Stallions or Jacks at Stud* under *Division II – Permits*; Amending *Sec. 10-9. - Guide Dogs* by updating the title to more appropriate language, *10-9 Service Animals*, to better align with federal and state verbiage and requirements; Providing the establishment of up to a $500 penalty per occurrence for violations of the ordinance; And providing for the following: Findings of Fact, enactment, Repealer, Penalty, Savings, Severability, Proper Notice and Meeting, and Effective Date clauses. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

The Animal Advisory Board (AAB) met on July 9, 2024 to consider proposed amendments to *Chapter - 10 Animals* to the Alpine Code of Ordinances. The board reviewed the changes and voted to approve a recommendation to the City Council to update the Chapter.

SUPPORTING MATERIALS

1. Ordinance 2024-09-02 Animal Amendments

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023-2024: N/A
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk — Approved - 9/6/2024

Geoffrey R. Calderon, City Secretary
Megan Antrim, City Manager

Approved - 9/6/2024
Final Approval - 9/6/2024

STATE OF TEXAS COUNTY OF BREWSTER

CITY OF ALPINE

ORDINANCE 2024-09-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING CHAPTER 10 – ANIMALS TO THE ALPINE CODE OF ORDINANCES; AMENDING SEC. 10-8 CITY-SPONSORED CLINICS AUTHORIZED TO UPDATE WHO CAN AUTHORIZE A CITY SPONSORED RABIES VACCINATION-REGISTRATION CLINIC; AMENDING SEC. 10-10 WILDLIFE FEEDING TO AMEND THE DEFINITION AND OBJECTIVE OF WILDLIFE FEEDING; AMENDING SEC. 10-11 - HUNTING PROVIDING CLARIFYING LANGUAGE THAT HUNTING IS PROHIBITED WITHIN THE CITY LIMITS OF ALPINE, EXCEPT FOR THE CAPTURE AND CONTROL OF NUISANCE ANIMALS BY AN AUTHORIZED GOVERNMENT OFFICIAL; AMENDING SEC. 10-42 - PUBLIC NUISANCES DESIGNATED TO PROVIDE CLARIFYING LANGUAGE, PROVIDE ADDITIONAL CIRCUMSTANCES THAT CONSTITUTE AN ANIMAL NUISANCE, AND MAKING SECTION REFERENCES TO OTHER RELEVANT SECTIONS IN THE CHAPTER; REMOVING SEC. 10-45 - STANDING BULLS, STALLIONS OR JACKS AT STUD AND RELOCATING THE SECTION TO A MORE APPROPRIATE PORTION OF THE CODE, AND ESTABLISHING SEC. 10-95 - STANDING BULLS, STALLIONS OR JACKS AT STUD UNDER DIVISION II – PERMITS; AMENDING SEC. 10-9. - GUIDE DOGS BY UPDATING THE TITLE TO MORE APPROPRIATE LANGUAGE, 10-9 SERVICE ANIMALS, TO BETTER ALIGN WITH FEDERAL AND STATE VERBIAGE AND REQUIREMENTS; PROVIDING THE ESTABLISHMENT OF UP TO A $500 PENALTY PER OCCURRENCE FOR VIOLATIONS OF THE ORDINANCE; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, ENACTMENT, REPEALER, PENALTY, SAVINGS, SEVERABILITY, PROPER NOTICE AND MEETING, AND EFFECTIVE DATE CLAUSES.

WHEREAS, the City of Alpine, Texas, is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution, and Chapter 9 of the Texas Local Government Code; and

WHEREAS, the City Council of the City of Alpine ("City") adopted Ordinance No. 2008-11-01, Ordinance 2015-11-01, Ordinance 2021-02-02, Ordinance No. 2021-03-02, and Ordinance No. 2021-05-03 which implemented regulations relating to the keeping of animals and for animal control services in the City; and

WHEREAS, the Animal Advisory Board is composed of community members who advise the City Council on policy decisions that affect the health and safety of animals within the City; and

WHEREAS, the Animal Advisory Board has recommended amendments to the City Council that would implement and update the general definitions of the chapter and update processes, procedures, and timelines for the impoundment and destruction of animals impounded by the City; and

WHEREAS, the amendments recommended by the Animal Advisory Board will allow the Animal Services Department to provide a more effective and efficient service to the community and to ensure adequate animal welfare within the City; and

WHEREAS, Title 10, Chapters 821 through 829, et. seq. of the Texas Health and Safety Code, as amended ("Code") provide for the disposition and regulation of animals and authorizes the enforcement of these statutory regulations; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good

government, peace, or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, it is deemed by the City Council to be in the best interest of the City to amend the current animal ordinances as recommended by the Animal Advisory Board and that such amendments will serve to protect the health, safety, and welfare of the citizens of the City and are in the best interest of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ALPINE, TEXAS THAT:

SECTION I
FINDINGS OF FACT

The Alpine Code of Ordinances is hereby amended to reflect the changes hereto attached as Exhibit "A." The premises attached as Exhibit "A" are found to be true and correct legislative and factual findings of the City Council of the City of Alpine and are hereby approved and incorporated herein as findings of fact.

SECTION II
INCLUSION IN THE CODE OF ORDINANCES

The provisions of this ordinance shall become and be made a part of the Code of Ordinances of Alpine, Texas. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word. The codifier of the City is empowered to make amendments to match the style of the existing code.

SECTION III
CUMULATIVE CLAUSE

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

SECTION IV
PENALTY CLAUSE

Any person, corporation, or entity who intentionally, knowingly, recklessly, or with criminal negligence violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed $500.00. Each day in which any violation occurs, or each occurrence of any violation, shall constitute a separate offense.

SECTION V
SAVINGS CLAUSE

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION VI
SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

SECTION VII
PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. A public hearing was held on October 1, 2024, where interested parties had the opportunity to make public comments on this ordinance prior to approval. Notice of the date and time of the hearing and notice of how to obtain copies of the proposed ordinance was published in the Alpine Avalanche, the official newspaper of the City of Alpine on September 26, 2024.

SECTION VII
EFFECTIVE DATE

This ordinance shall be effective upon passage and publication as required by State and Local law.

PASSED AND ADOPTED THIS 1st DAY OF OCTOBER 2024 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

INTRODUCTION AND FIRST READING

SEPTEMBER 17, 2024

SECOND AND FINAL READING

OCTOBER 1, 2024

APPROVED:

_____
Catherine Eaves, Mayor

ATTEST:

_____
Geoffrey R. Calderon, City Secretary

APPROVED AS TO FORM:

_____
City Attorney

EXHIBIT "A"

EDITOR'S NOTE:

Additions are Underlined. ~~Omissions appear in red Strikethrough Text~~.

The portion of text replaced by the trunkus symbol (***) indicates that the particular portion of the code replaced by the symbol remains unchanged from one section to the next.

Sec. 10-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Adequate shelter means a sturdy structure:

(1) That provides the dog protection from inclement weather; and

(2) With dimensions that allow the dog while in the shelter to stand erect, sit, turn around, and lie down in a normal position.

***

Humanely destroy means to cause the death of an animal by a method which:

(1) Rapidly produces unconsciousness and death without visible evidence of pain or distress; or

(2) Utilizes anesthesia produced by an agent which causes painless loss of consciousness and death following such loss of consciousness.

Hunting is the practice of seeking, pursuing, capturing or killing wildlife or feral animals.

Inclement weather includes rain, hail, sleet, snow, high winds, extreme low temperatures, or extreme high temperatures.

***

Run at large means free of physical restraint beyond an enclosed or fenced area; includes any animal that is not under the actual control of its owner.

Service Animals are defined as dogs that are individually trained to do work or perform tasks for people with disabilities. Examples of such work or tasks include guiding people who are blind, alerting people who are deaf, pulling a wheelchair, alerting, and protecting a person who is having a seizure, reminding a person with mental illness to take prescribed medications, calming a person with Post Traumatic Stress Disorder (PTSD) during an anxiety attack, or performing other duties. Dogs whose sole function is to provide comfort or emotional support do not qualify as service animals under the Americans with Disabilities Act.

Small livestock animal means swine, sheep, goats or any other domesticated or wild animal of smaller stature, except pet animals or fowl.

Stray means any animal running free with no physical restraint beyond the premises of the owner.

Swine means any member of the Suidae species.

Unaltered animal means an animal that has not been spayed or neutered.

Vaccination means the inoculation of an animal with a vaccine that is licensed by the United States Department of Agriculture, and which is administered by a veterinarian for the purpose of immunizing the animal against rabies.

Veterinarian means a veterinarian holding a current and valid license to practice veterinary medicine in the state.

Wild animal means any non-domestic animal.

Wildlife means any undomesticated animals living in the wild.

(Ord. No. 2008-11-01, § 1, 1-6-09; Ord. No. 2015-11-01, Exh. A, 6-21-16; Ord. No. 2021-03-02, § I(Exh. A), 3-16-21; Ord. No. 2021-05-03, § I(Exh. A), 7-20-21; Ord. No. 2022-02-01, § 1(Exh. A), 3-15-22); Ord. No. 2022-05-02, § I(Exh. A), 6-7-22; Ord. No. 2023-05-02, § I(Exh. A), 5-16-23)

Cross reference(s)—Definitions generally, § 1-2.

Sec. 10-8. City-sponsored clinics authorized.

The animal services supervisor, chief of police, or city manager is authorized to arrange for city sponsored rabies vaccination-registration clinics as deemed necessary.

(Ord. No. 2008-11-01, § 1, 1-6-09)

Sec. 10-9. ~~Guide dogs~~ Service Animals.

~~Any dog trained to guide any person with a total or partial disability shall be admitted to any public place or vehicle which the person with a total or partial disability has the lawful right to enter when accompanying the person with a total or partial disability and if currently vaccinated and registered.~~

~~(Ord. No. 2008-11-01, § 1, 1-6-09)~~

Under the Americans with Disabilities Act, State and local governments, businesses, and nonprofit organizations that serve the public generally must allow service animals to accompany people with disabilities in all areas of the facility where the public is allowed to go.

A service animal must be under the control of its handler. Under the ADA, service animals must be harnessed, leashed, or tethered, unless the individual's disability prevents using these devices or these devices interfere with the service animal's safe, effective performance of tasks.

When it is not obvious what service an animal provides, only limited inquiries are allowed. Staff may ask two questions: (1) is the dog a service animal required because of a disability, and (2) what work or task has the dog been trained to perform. Staff cannot ask about the person's disability, require medical documentation, require a special identification card or training documentation for the dog, or ask that the dog demonstrate its ability to perform the work or task

Sec. 10-10. Wildlife feeding.

~~Within the city limits the feeding of wildlife has resulted in overabundant and highly concentrated populations of wildlife throughout the city and within city parks; and specifically, the feeding of deer has been shown to increase the concentration of deer in these areas, thereby increasing the likelihood of collisions between vehicles and deer and increasing damage to residential and commercial vegetation and landscaping in the city.~~

~~The city and the state parks and wildlife department find that discouraging and prohibiting the artificial feeding of wildlife is in the best interest of the health, safety and welfare of the community and wildlife populations.~~

(1) *Feeding of wildlife prohibited.*

a. Except as provided below in subsections (2)a. and b. below, a person commits an offense if the person intentionally feeds wildlife by making food available for consumption on private or public property within the city limits.

b. A person shall be deemed to have purposely fed or caused wildlife to be fed if the person places food, as defined in this section, in any form, (not including live vegetation such as ornamental landscaping or flowers) on the ground, or within reach of wildlife.

c. A person who violates any provision of this section commits an offense.

(2) *Exceptions; affirmative defenses.*

a. This section does not apply to the placement of food into feeders kept at a minimum of five feet above the ground surface and intended for birds.

b. This section does not apply to an animal control officer, veterinarian, peace officer, city employee, federal or state wildlife official, who is acting pursuant to a lawfully

authorized program to treat, manage, capture, trap, hunt, or remove wildlife and who is acting within the scope of the person's authority.

c. It is an affirmative defense to prosecution under this section if a person places food, in good faith, for the purpose of feeding domestic livestock or domestic pets located on their property.

(3) *Enforcement.*

a. Animal control officers, park rangers, code compliance officers and police officers are hereby given full power and authority to enforce this section.

b. It is a violation to hinder, molest or interfere with anyone authorized or empowered to perform any duty under this section.

(4) *Penalties.*

a. A person who commits a violation of this section will first be given a warning and will be provided information on the negative impacts of wildlife feeding. A second offense will result in prosecution in municipal court. Any violation of this section is deemed a class C misdemeanor punishable by a fine of not less than $75.00 or more than $500.00. Each day any violation of any provision of this section shall continue shall constitute a separate offense.

b. Nothing in this section shall be construed as to limit any civil action the city may take to enforce the terms of this section.

(Ord. No. 2021-03-02, § I(Exh. A), 3-16-21)

Sec. 10-11 Hunting.

(a) ~~No person shall hunt, molest, harm, frighten, tease, shoot, or throw missiles at any animal, including domestic or wildlife within city limits.~~ Hunting of any kind is strictly prohibited within the city limits unless it is for the capture and or control of nuisance animals by an authorized government official.

(b) No person shall remove or have in ~~his~~ their possession the young ~~of any wildlife, or the~~ eggs, or nest ~~or young~~ of any ~~reptile or fowl~~ wildlife within city limits.

(Ord. No. 2021-03-02, § I(Exh. A), 3-16-21)

Sec. 10-41. Standards.

(a) Requirements for outside ~~dogs~~ animals—Confinement requirements for ~~dogs~~ animals kept outdoors. An owner of a ~~dog~~ animal commits an offense if the fenced yard, or other pen or structure, used as the primary living area for the ~~dog~~ animal to ~~regularly~~ eat, sleep, drink and eliminate is not:

(1) At least 150 square feet for each dog six months of age or older or as outlined for large and small livestock animals in sec. 10-44 and sec. 10-82;

(2) Designed, constructed, and composed of material sufficient to prevent the ~~dog's~~ animals escape; and

(3) Designed in a manner that provides the ~~dog~~ animal access to the inside of a dog house, coop, building, or shelter that meets all requirements of subsection (a)(4) of this section.

(4) A dog house or other building or shelter for ~~a dog~~ an animal must:

a. Have a weatherproof top, bottom and sides;

b. Have an opening on no more than one side that allows the ~~dog~~ animal to remain dry and provides adequate shade during daylight hours to prevent overheating and discomfort to the ~~dog~~ animal;

c. Have a floor that is level and dry;

d. Be free from cracks, depressions, and rough areas that might be conducive to insects, parasites, and other pests;

e. Be of adequate size to allow the ~~dog~~ animal to stand erect with the ~~dog's~~ animal's head up, to turn around easily, and to sit and lie down in a comfortable and normal position;

f. Have sufficient clean and dry bedding material or other means of protection from the weather that will allow the ~~dog~~ animal to retain body heat when the weather is colder than what ~~a dog of that breed~~ an animal of that breed or species and condition can tolerate;

g. Provide suitable means for the prompt ~~elimination~~ drainage of excess liquids that would cause the dog house, coop, building or shelter to flood;

h. Be structurally sound, maintained in good repair, and constructed with material that protects the ~~dog~~ animal from injury; and

i. Allows the ~~dog~~ animal in and out.

~~(b) No person having charge or custody of an animal shall place or confine an animal or allow an animal to be placed or confined or to remain in a motor vehicle or trailer under such conditions or for such period of time as may endanger the health or well-being of such animal due to heat, lack of food or water, or other such circumstances as may be reasonably expected to cause suffering, disability or death of such animal.~~

~~(c) Owners of animals shall keep such animals restrained at all times within the city. An animal shall be deemed restrained when it is confined on the premises of the owner within a secure fence or enclosure; confined by means of a collar or harness attached to a chain or similar device anchored securely to the owner's property so as to keep the animal on the premises, out of reach of the public right-of-way (sidewalks, alleys and streets), within a vehicle being driven or parked, or under the direct physical control of a competent person by means of a secure leash not over six feet in length or similar secure device.~~

~~(d) The owner shall keep the pen or enclosure in such a manner as not to give off odors offensive to persons residing in the vicinity, or to breed or attract flies, mosquitoes or other noxious insects, or in any manner to endanger the public health or safety, or create a public nuisance.~~

~~(e)~~

(b) The owner of any ~~large or small livestock~~ animal shall keep all pens, enclosures, coops, and shelter structures wherein such animals or fowl are kept in a clean and sanitary condition so as not to give off offensive odors ~~which are a source of discomfort to persons residing in the vicinity thereof~~ become a nuisance to persons residing in the vicinity of such pen, enclosure, coop, or shelter. The owner of any ~~large or small livestock~~ animal or fowl shall not allow offal, manure, feces, or and waste material of such animal to accumulate or remain in the pens, enclosures, coop, and shelter areas, ~~excluding~~ including pasture acreage, in any manner which is conducive to the breeding or attraction of flies, mosquitoes or other noxious insects or in any manner which endangers the public health or safety, or which creates an unhealthy environment, or becomes a nuissance. ~~The maintenance or permitting of the conditions in this section on any such lot or parcel of ground is hereby declared to be a public nuisance.~~ The owner of any ~~large or small livestock~~ animal or fowl shall in a sanitary manner remove or dispose of all offal, manure, feces, and waste material

accumulating from such animal or fowl as needed ~~to ensure sanitary conditions~~ and no less ~~frequently~~ than every 72 hours.

~~(f)~~ (c) Feed troughs shall be provided for the feeding of vegetables, meat, scraps or garbage, and such feeding shall be done only in containers or on an impervious platform.

~~(g)~~(d) Watering troughs or tanks shall be provided which shall be equipped with adequate facilities for draining the overflow so as to prevent the breeding of flies, mosquitoes or other insects.

~~(h)~~(e) No putrescible material shall be allowed to accumulate on the premises, and all such material used as feed which is unconsumed shall be removed daily and disposed of by burial or other means approved by the animal control officer.

(Ord. No. 2008-11-01, § 1, 1-6-09; Ord. No. 2015-11-01, Exh. B, 6-21-16; Ord. No. 2021-02-02, § I(Exh. A), 3-2-21; Ord. No. 2021-03-01, § I, 3-16-21)

Sec. 10-42. Public nuisances designated.

The following shall be considered a public nuisance and unlawful:

(1) The keeping of any animal which causes ~~continual noise or~~ frequent or long continued noise ~~means noise pollution~~, unwanted or excessive sound, ~~a nuisance that interferes with activities,~~ for example ~~owning an animal that causes frequent or long-continuing noise, by~~ barking, ~~or~~ howling, or crowing, which disturbs the comfort and repose of any person or persons, of ordinary sensibilities in the vicinity of such animal. Proof of such disturbance shall be provided to the Animal ~~Control~~ Services Officer for further investigation.

(2) ~~The keeping of any animal in such a manner as to endanger the public health or as to disturb neighbors by the accumulation of droppings and putrescible materials which cause foul and offensive odors.~~ The keeping of an animal in such a manner that gives off offensive odors due to the owner not keeping all pens, enclosures, coops and shelter structures wherein such animals or fowl in clean and sanitary conditions and which becomes a nuisance to persons residing in the vicinity of such pen, enclosure, coop or shelter. The owner of any animal or fowl allowing offal, manure, feces or waste material of such animal to accumulate or remain in the pens, enclosures, coop and shelter areas, including pasture acreage, in any manner which is conducive to the breeding or attraction of flies, mosquitoes or other noxious insects or in any manner which endangers the public health or safety, or which creates an unhealthy environment, or becomes a nuisance. The owner of any animal or fowl who does not, in a sanitary manner remove or dispose of all offal, manure, feces and waste material accumulating from such animal or fowl as needed and no less than every 72 hours.

(3) The keeping of any animal which deposits body wastes upon or destroys by chewing, scratching, digging or otherwise, property other than that of the owner of such animal. Proof of such destruction shall be provided to the ~~animal control officer~~ Animal Services Officer for further investigation.

~~(4) All animal pens, stables or enclosures in which any animal may be kept or confined, which from use have become offensive.~~

~~(5) Any animal not meeting the designated requirements for restraint.~~

~~(6)~~(4)For any person owning, possessing, harboring or having care, charge, control or custody of any dog not to remove any feces left by that dog on any sidewalk, gutter, street, public park or other public area. Dog waste shall be immediately removed by placing said matter in a sealable bag or container and thereafter disposing of it in a trash receptacle, sanitary disposal unit or

other closed or sealed refuse container. This subsection shall not apply to visually impaired persons who have the charge, control, or use of a guide dog.

(Ord. No. 2008-11-01, § 1, 1-6-09; Ord. No. 2015-11-01, Exh. B, 6-21-16; Ord. No. 2021-05-03, § I(Exh. A), 7-20-21)

Sec. 10-43 – 10-44. ~~Keeping swine.~~ Reserved.

~~No person shall keep within the city any hog, sow or pig excluding such animals being lawfully and justly registered as livestock exhibition animals and potbellied pigs without proper and valid permit. The owner of any exhibition swine must, upon request, provide the animal control officer with proper documentation from the sponsor organization showing the registration number, registration tattoos and other distinguishing marks used for identification purposes. This documentation must also contain the current address and name of the exhibitor, the exhibitor's signature and the validation chair's signature. The owner must at no time feed vegetation or garbage which shall produce noxious odors, flies, fly larvae or other nuisances caused by the failure to keep such premises in a sanitary condition. The owner must also remove all manure or droppings from the pen or enclosure so as to prevent the breeding of flies and the migration of fly larvae into the soil.~~

(Ord. No. 2008-11-01, § 1, 1-6-09)

~~Sec. 10-44. Restrictions on size and location of area for keeping horses and other large animals.~~

~~(a) Except for pasturage, it shall be unlawful to keep and maintain any mule, donkey, horse, mare, colt, bull, cow, calf, cattle or livestock at a distance closer than 50 feet from any building located on adjoining property that is used for human habitation.~~

~~(b) The minimum pen size in which any large animal is kept shall be the area set forth in table I.~~

~~TABLE I~~

~~Number of Large Animals~~	~~Minimum Enclosure Required (sq. ft.)~~
~~1~~	~~800~~
~~2~~	~~1,600~~
~~Each additional over 2~~	~~600~~

~~(Ord. No. 2008-11-01, § 1, 1-6-09)~~

~~Sec. 10-45. Standing bulls, stallions or jacks at stud.~~

~~It shall be unlawful for the owner or harborer of any bull, stallion or jack to permit or cause to be permitted the standing of any such bull, stallion or jack at stud within the city limits, unless the standing is in an enclosed structure.~~

~~(Ord. No. 2008-11-01, § 1, 1-6-09)~~

Sec. 10-59. Animals in vehicles.

a) A person commits an offense if he intentionally, knowingly, recklessly or with criminal negligence transports an animal in a motor vehicle, trailer or other conveyance in a cruel, inhumane or unsafe manner or fails to effectively and humanely restrain the animal so as to

prevent the animal from jumping from or being thrown from the vehicle, trailer or other conveyance during its normal operation.

b) No person having charge or custody of an animal shall place or confine an animal or allow an animal to be placed or confined or to remain in a motor vehicle or trailer under such conditions or for such period of time as may endanger the health or well-being of such animal due to heat, lack of food or water, or other such circumstances as may be reasonably expected to cause suffering, disability or death of such animal.

(Ord. No. 2008-11-01, § 1, 1-6-09; Ord. No. 2021-02-02, § I(Exh. A), 3-2-21; Ord. No. 2021-03-01, § I, 3-16-21)

~~**Sec. 10-82. Small livestock animal and fowl permit requirements (excluding dogs, cats and household pets).**~~

~~(a) It shall be unlawful for any person to keep or harbor small livestock animals or fowl, without a permit, in numbers equal to or greater than the minimum provided in table II. This section does not apply to the keeping of dogs, cats or other household pets.~~

~~Table II~~

~~Sheep and goats~~	~~400 square feet per animal~~
~~Ratites~~	~~400 square feet, (Ratites include per animal emu and ostrich)~~

~~(b) It shall be unlawful for any person to keep or harbor small livestock animals or fowl within pens, enclosures or shelters closer than 50 feet from a neighboring residence.~~

~~(c) Pasturage provided for the animals, in addition to enclosures meeting the requirements in subsection (b) of this section, may extend to the full extent of the animal owner's property.~~

~~(Ord. No. 2008-11-01, § 1, 1-6-09)~~

Sec. 10-82. Restrictions on size and location of area for keeping horses, other large animals, small livestock animals, and fowl (excluding dogs, cats, and household pets).

(a) Except for pasturage, it shall be unlawful to keep and maintain any mule, donkey, horse, mare, colt, bull, cow, calf, cattle, fowl or any small or large livestock at a distance closer than 50 feet from any building located on adjoining property that is used for human habitation.

(b) The minimum pen size in which any large or small animal is kept shall be the area set forth in table I.

TABLE I

Number of Large Animals	Minimum Enclosure Required (sq. ft.)
1	800 sq. ft. per animal
2	1,600 sq. ft. per animal
Each additional over 2	600 sq. ft. per additional animal
Number of Small Animals	Minimum Enclosure Required (sq. ft.)
Sheep, goats	400 sq. ft. per animal

Ratites	400 sq. ft., (Ratites include per animal emu and ostrich)
Livestock Exhibition Animals and Potbellied Pigs	400 sq. ft. per animal

Secs. 10-94. Keeping swine. ~~—10-115. Reserved.~~

No person shall keep within the city any hog, sow or pig excluding such animals being lawfully and justly registered as livestock exhibition animals and potbellied pigs without proper and valid permit. The owner of any exhibition swine must, upon request, provide the animal control officer with proper documentation from the sponsor organization showing the registration number, registration tattoos and other distinguishing marks used for identification purposes. This documentation must also contain the current address and name of the exhibitor, the exhibitor's signature and the validation chair's signature. The owner must at no time feed vegetation or garbage which shall produce noxious odors, flies, fly larvae or other nuisances caused by the failure to keep such premises in a sanitary condition as outlined in sec. 10-42(2).

Secs. 10-95. Standing bulls, stallions or jacks at stud.

It shall be unlawful for the owner or harborer of any bull, stallion or jack to permit or cause to be permitted the standing of any such bull, stallion or jack at stud within the city limits, unless the standing is in an enclosed structure.

Secs. 10-96—10-115. Reserved.

Sec. 10-116. Restraint of animals and birds.

Every person owning or having charge, care, custody or control of any domestic animal or bird shall keep such animal or bird under his control by means of physical restraint as follows:

(1) Confined on the premises of the owner within a fence or enclosure.

(2) Fastened or picketed by a lead, rope or chain so as to keep the animal on the premises.

(3) Under the control of a person by a leash.

(4) On or within a vehicle being driven or parked.

(5) The living area for each animal being kept confined or restrained shall have adequate drainage such that the animal shall be free to walk or lie down without coming in contact with standing water.

(6) If any animal is restrained by a chain, leash, wire cable or similar restraint, such restraint shall be designed and placed to prevent choking or strangulation or entanglement with other objects. Such restraint shall not be less than ten feet in length.

(7) If any animal is kept in an enclosure, the enclosure shall be constructed of material, and in a manner to minimize the risk of injury to the animal, and shall encompass sufficient usable space to keep the animal in good condition.

Any domestic animal or bird in violation of this section may be seized and impounded by the animal control officer.

Owners of animals shall keep such animals restrained at all times within the city. An animal shall be deemed restrained when it is confined on the premises of the owner within a secure fence or enclosure; confined by means of a collar or harness attached to a chain or similar device anchored securely to the owner's property so as to keep the animal on the premises, out of reach of the public right-of-way

(sidewalks, alleys and streets), within a vehicle being driven or parked, or under the direct physical control of a competent person by means of a secure leash not over six feet in length or similar secure device.

(Ord. No. 2008-11-01, § 1, 1-6-09)

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10B
Department: Environmental Services
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: Approve

AGENDA ITEM

Approve the first reading of Ordinance 2024-09-03, an ordinance amending *Chapter 82 – Solid Waste*; Providing for updated definitions throughout the chapter; Providing clarification that disposing of ash or other byproduct of burning is considered illegal dumping; Providing clarification that bulky items placed next to collection containers is considered illegal dumping; Establishing responsibilities of residential and commercial sanitation accounts; Providing clarification that rates and fees are established by the approved contract with the waste hauler contractor; Providing for updated requirements concerning disposal of dead animals, disposal of construction and demolition wastes, and bulky waste disposal; Providing clarification regarding offenses, penalties, and fines for violations of the chapter; Establishing *Division 3- Scrap Tires* that provides criteria and guidelines for the proper disposal and storage, transportation, collection, and processing of tires; Providing the establishment of up to a $4,000 penalty per occurrence for violations of the ordinance; And providing for the following: Findings of Fact, Enactment, Repealer, Penalty, Savings, Severability, Proper Notice and Meeting, and Effective Date clauses.

EXECUTIVE SUMMARY

The Environmental Services Department proposed amendments to *Chapter 82 – Solid Waste*. The amendments were based on discussions with the Environmental Services Coordinator/Code Enforcement Officer, Building Services Department, City Administration, and the Bojorquez Law Firm. The clarifications and proposed amendments better align with the current practices of the City and will provide a more thorough enforcement mechanism for cases sent to the Municipal Court.

SUPPORTING MATERIALS

1. Ordinance 2024-09-03 Chapter 82 - Solid Waste Amendments

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024

Geoffrey R. Calderon, City Secretary
Megan Antrim, City Manager

Approved - 9/6/2024
Final Approval - 9/8/2024

STATE OF TEXAS COUNTY OF BREWSTER

CITY OF ALPINE

ORDINANCE 2024-09-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING CHAPTER 82 – SOLID WASTE; PROVIDING FOR UPDATED DEFINITIONS THROUGHOUT THE CHAPTER; PROVIDING CLARIFICATION THAT DISPOSING OF ASH OR OTHER BYPRODUCT OF BURNING IS CONSIDERED ILLEGAL DUMPING; PROVIDING CLARIFICATION THAT BULKY ITEMS PLACED NEXT TO COLLECTION CONTAINERS IS CONSIDERED ILLEGAL DUMPING; ESTABLISHING RESPONSIBILITIES OF RESIDENTIAL AND COMMERCIAL SANITATION ACCOUNTS; PROVIDING CLARIFICATION THAT RATES AND FEES ARE ESTABLISHED BY THE APPROVED CONTRACT WITH THE WASTE HAULER CONTRACTOR; PROVIDING FOR UPDATED REQUIREMENTS CONCERNING DISPOSAL OF DEAD ANIMALS, DISPOSAL OF CONSTRUCTION AND DEMOLITION WASTES, AND BULKY WASTE DISPOSAL; PROVIDING CLARIFICATION REGARDING OFFENSES, PENALTIES, AND FINES FOR VIOLATIONS OF THE CHAPTER; ESTABLISHING DIVISION 3- SCRAP TIRES THAT PROVIDES FOR CRITERIA AND GUIDELINES FOR THE PROPER DISPOSAL AND STORAGE, TRANSPORTATION, COLLECTION, PROCESSING OF TIRES;PROVIDING THE ESTABLISHMENT OF UP TO A $4,000 PENALTY PER OCCURRENCE FOR VIOLATIONS OF THE ORDINANCE; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, ENACTMENT, REPEALER, PENALTY, SAVINGS, SEVERABILITY, PROPER NOTICE AND MEETING, AND EFFECTIVE DATE CLAUSES.

WHEREAS, the City of Alpine, Texas, is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution, and Chapter 9 of the Texas Local Government Code; and

WHEREAS, the City Council of the City of Alpine ("City") adopted Ordinance No. 2010-10-05, which implemented enhanced regulations relating to the proper management, collection, and disposal of solid waste in the corporate city limits of Alpine; and

WHEREAS, the Environmental Services Department is charged with overseeing the proper and efficient environmental endeavors of the city; and

WHEREAS, the Environmental Services Department has recommended updates to Chapter 82 – Solid Waste that will provide enhanced benefits to protect the health and safety of Alpine residents; and

WHEREAS, Chapter 363 of the Health and Safety Code authorizes municipalities to adopt rules for regulating solid waste collection, handling, transportation, storage, processing, and disposal of solid waste; and

WHEREAS, Chapter 364 of the Texas Health and Safety Code authorizes municipalities to contract with certain other public entities or private contractors to furnish solid waste collection, transportation, handling, storage, or disposal services; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace, or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, it is deemed by the City Council to be in the best interest of the citizens of Alpine to amend the current solid waste ordinances as recommended by Environmental Services Department and finds that such amendments will serve to protect the health, safety, and welfare of the citizens of the City and are in the best interest of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ALPINE, TEXAS THAT:

SECTION I
FINDINGS OF FACT

The Alpine Code of Ordinances is hereby amended to reflect the changes hereto attached as Exhibit "A." The premises attached as Exhibit "A" are found to be true and correct legislative and factual findings of the City Council of the City of Alpine and are hereby approved and incorporated herein as findings of fact.

SECTION II
INCLUSION IN THE CODE OF ORDINANCES

The provisions of this ordinance shall become and be made a part of the Code of Ordinances of Alpine, Texas. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word. The codifier of the City is empowered to make amendments to match the style of the existing code.

SECTION III
CUMULATIVE CLAUSE

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

SECTION IV
PENALTY CLAUSE

Any person, corporation, or entity who intentionally, knowingly, recklessly, or with criminal negligence violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed $4,000.00. Each day in which any violation occurs, or each occurrence of any violation, shall constitute a separate offense.

SECTION V
SAVINGS CLAUSE

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION VI
SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

SECTION VII
PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. A public hearing was held on October 1, 2024, where interested parties had the opportunity to make public comments on this ordinance prior to approval. Notice of the date and time of the hearing and notice of how to obtain copies of the proposed ordinance was published in the Alpine Avalanche, the official newspaper of the City of Alpine on September 26, 2024.

SECTION VII
EFFECTIVE DATE

This ordinance shall be effective upon passage and publication as required by State and Local law.

PASSED AND ADOPTED THIS 1st DAY OF OCTOBER 2024 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

INTRODUCTION AND FIRST READING

SEPTEMBER 17, 2024

SECOND AND FINAL READING

OCTOBER 1, 2024

APPROVED:

_____
Catherine Eaves, Mayor

ATTEST:

_____
Geoffrey R. Calderon, City Secretary

APPROVED AS TO FORM:

_____
City Attorney

EXHIBIT "A"

EDITOR'S NOTE:

Additions are Underlined. ~~Omissions appear in red Strikethrough Text~~.

The portion of text replaced by the trunkus symbol (***) indicates that the particular portion of the code replaced by the symbol remains unchanged from one section to the next.

Chapter 82 SOLID WASTE

ARTICLE I. IN GENERAL

Sec. 82-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal waste means those materials collected from stables, kennels, chicken coops, pet waste containers and veterinary establishments.

Ash means the remains of something destroyed. Ash is the residue and includes any air pollution flue dusts from combustion or incineration of material including solid wastes. Ash is the by-product that is produced during the combustion of municipal solid waste.

Bulky wastes mean large refuse items such as appliances, furniture, auto parts, trees and branches, stumps and large crates.

By-product means an incidental or secondary product made in the manufacture or synthesis of something else.

Collector means anyone authorized by the city to collect and remove garbage.

Construction and demolition wastes means the remains of the construction, remodeling, repair and demolition operations on houses, commercial buildings, pavements and other structures. Such wastes include a variety of rejected material such as excavated earth, stones, concrete, bricks, plaster, roofing, sheathing, lumber, insulation, as well as rubble from the installation or demolition of plumbing, heating and electrical systems.

Commercial dumpsters mean large trash receptacles that are for trash collection (normal business-related refuse) use of businesses, and commercial account holders inside City limits. Excluded are any construction and demolition debris or other items that could be harmful or cause problems with waste stream.

Designated Municipal Solid Waste Dumpsters are dumpsters authorized by the Environmental Services Department for sanitation permit use.

Garbage means all waste from the preparation, cooking and dispensing of food, and from the handling, storage, preparation and sale of food, including market refuse or waste from the handling, storage and sale of produce and meats. For the purpose of landfills, the term "garbage" means all table garbage, paper, rubbish, trash, refuse, pruning's, glass, tin, grass clippings, brush, ashes, leaves and other debris of like nature. There shall be no distinction between wet and dry garbage. Dead animals shall not be included in the term "garbage." The difference between garbage and trash is garbage can include food items.

Household waste means waste that is composed of rubbish, garbage, and originates in a private home or apartment.

Human waste(s) mean contained and uncontained wastes and materials collected as the result of bodily functions.

Illegal dumping means the disposal or allowing disposal of litter or other solid waste at a place that is not approved solid waste site, including places on or within 300 feet of a public highway, next to or inside city residential or commercial dumpsters, a right-of-way, public or private property, or into inland or coastal water of the state. Illegal dumping is the improper disposal of trash generated at one location and disposed of at another location without legal permission. This includes dumping yard waste, appliances, tires, construction and demolition, and other garbage including bulky items in alleys, inside or by dumpsters, vacant lots and open desert locations.

Litter means:

(A) decayable waste from a public or private establishment, residence, or restaurant, including animal and vegetable waste material from a market or storage facility handling or storing produce or other food products, or the handling, preparation, cooking, or consumption of food, but not including sewage, body wastes, or industrial by-products; or

(B) non decayable solid waste, except ashes, that consists of:

(i) combustible waste material, including paper, rags, cartons, wood, excelsior, furniture, rubber, plastics, yard trimmings, leaves, or similar materials;

(ii) noncombustible waste material, including glass, crockery, tin or aluminum cans, metal furniture, and similar materials that do not burn at ordinary incinerator temperatures of 1800 degrees Fahrenheit or less; and

(iii) discarded or worn-out manufactured materials and machinery, including motor vehicles and parts of motor vehicles, tires, aircraft, farm implements, building or construction materials, appliances, and scrap metal.

Littering means See *Illegal Dumping*. Littering and illegal dumping are both considered improper waste disposal, but they differ in the amount and type of waste involved: Littering is the act of dropping small amounts of waste, such as paper, food wrappers, or cans, on the ground or leaving them for others to dispose of. Illegal dumping is the act of disposing of large amounts of waste, such as tires, appliances, or construction materials, in an unauthorized location.

Landfill means the area provided by the city under Texas Commission for Environmental Quality Arid Exemption Permit No. 2197 for a Type I landfill in which garbage and other debris shall be accumulated or disposed of. The area shall include such area known as the landfill access road bounded on two sides by a fence.

Medical refuse means refuse from residences, hospitals, doctors' offices, clinics and nursing homes, such as facial tissue, bandages, pathological wastes and other contaminated material.

Municipal solid waste or municipal-type solid waste means household, commercial/retail, or institutional waste. Household waste includes material discarded by residential dwellings, hotels, motels, and other similar permanent or temporary housing. Commercial/retail waste includes material discarded by stores, offices, restaurants, warehouses, nonmanufacturing activities at industrial facilities, and other similar establishments or facilities. Institutional waste includes materials discarded by schools, by hospitals (nonmedical), by nonmanufacturing activities at prisons and government facilities, and other similar establishments or facilities. Household, commercial/retail, and institutional waste does include yard waste and refuse-derived fuel. Household, commercial/retail, and institutional waste does not include used oil; sewage sludge; wood pallets; construction, renovation, and demolition wastes (which include railroad ties and telephone poles); clean wood; industrial process or manufacturing wastes; medical waste; or motor vehicles (including motor vehicle parts or vehicle fluff).

Nonresident means persons who do not permanently reside within the corporate limits of the city.

Premises means business houses, boardinghouses, offices, theaters, hotels, motels, restaurants, cafes, eating houses, hospitals, tourist courts, churches, trailer parks, schools, private residences, vacant lots, grocery stores, butcher shops, restaurants, drugstores, hotels and other places within the city where garbage or rubbish accumulates.

Residential dumpster means trash receptacles for trash collection of single-family homes, apartments, duplexes, triplexes, and other dwellings. Residential properties are usually smaller and located in residential areas. Residential dumpsters are for household waste only.

Recycling center means the area provided by the city and overseen by city employee(s) to receive recyclable materials being diverted from the landfill. The collected recyclables may be sold by the city or by the contracted waste hauler to help fund recycling activities.

Recyclables means any of a number of materials that can be diverted from the landfill to be reused or repurposed, such as glass, aluminum, tin, scrap metal, plastics #1 and #2, paper, corrugated cardboard, magazines, newsprint, used motor oil, and others.

Refuse means – See *Garbage, Household waste*, *Litter*, *Trash, Rubbish*, and other forms of waste.

Rubbish means combustible and noncombustible solid waste material from households, institutions and commercial concerns. Combustible rubbish consists of paper, rags, cartons, boxes, wood, excelsior, bedding, rubber, leather, grass, leaves, yard trimmings and plastics. Noncombustible rubbish consists of metals, tin cans, metal foils, dirt, stones, bricks, glass, bottles and ceramics. Whenever the term "rubbish" is used alone, it shall mean a combination of such wastes.

Sanitation Permit means a permit for outside city limits residents to utilize *Designated Municipal Solid Waste Dumpsters* for disposal of household waste.

Tourist means a nonresident of Brewster, Jeff Davis and Presidio Counties, who is in the city for the purpose of pleasure, amusement or educational purposes or civic meetings.

Trash means - See *Garbage, Household waste*, *Litter*, *Trash, Rubbish*, and other forms of waste.

Used Cooking Oil (UCO): Also known as "yellow grease," means waste fat, oil or grease (FOG) from the food cooking or production process which is contained for transport/recycling/disposal.

Used Cooking Oil (UCO) Generator means a business that uses oil for the purpose of food cooking or production and produces UCO for recycling/disposal.

Waste hauler (contracted waste hauler, waste hauler contractor) means a business or organization that the city contracts for waste management services.

Waste stream means the flow of waste from its source, such as a home, business, or manufacturing plant, to its final disposal.

Yard waste means grass, grass clippings, bushes, shrubs, and clippings from bushes and shrubs. They come from residential, commercial/retail, institutional, or industrial sources as part of maintaining yards or other private or public lands. Yard waste does not include two items:

(A) Construction, renovation, and demolition wastes that are exempt from the definition of "Municipal solid waste" in this section.

(B) Clean wood that is exempt from the definition of "Municipal solid waste" in this section.

(Ord. No. 2010-10-05, 1-11-11)

Cross reference(s)—Definitions generally, § 1-2.

Sec. 82-2. Burning prohibited; exceptions.

No person may burn garbage, trash, weeds, grass, brush, tree limbs, building wastes, old lumber or similar materials within the city limits or within 5,000 feet of the city limits. Disposal of these byproducts in residential or commercial dumpsters is considered illegal dumping. Exception: the Alpine Animal Shelter in Alpine may operate a crematorium.

(Ord. No. 2010-10-05, 1-11-11)

Cross reference(s)—Fire prevention and protection, ch. 46.

Sec. 82-3. Disposal of bulky wastes, wrecked autos, heavy machinery, etc.

(a) Inoperable vehicles and inoperable heavy machinery may be stored within the city, provided the area is fenced in such a manner as not to be unsightly and not detrimental to the value of adjoining property. Owners of such vehicles may sign a "vehicle transfer" to the city for junking, pickup, and proper disposal, free of charge.

(b) Bulky wastes shall not be placed in or next too any collection containers (residential or commercial dumpsters). This is considered illegal dumping. Such materials may be disposed of at the city landfill by the person in control, taken to specified areas on specified days, or by special pickups, as outlined in section 82-47. Trash/sanitation permit holder my bring bulk items to the Hal Flanders Recycling Center during business hours.

(c) Salvaging is allowed at the landfill, but only with the permission of the operator.

(Ord. No. 2010-10-05, 1-11-11)

Cross reference(s)—Traffic and vehicles, ch. 94.

Sec. 82-4. Appeals.

Appeals to and from the city council under this chapter may be made in accordance with the Administrative Procedure Act (V.T.C.A., Government Code ch. 2001).

(Ord. No. 2010-10-05, 1-11-11)

Secs. 82-5—82-35. Reserved.

ARTICLE II. COLLECTION AND DISPOSAL

DIVISION 1. GENERALLY

Sec. 82-36. Separation for collection.

It shall be the duty of every person owning, controlling, managing, operating, leasing, renting or occupying any premises where garbage or refuse accumulates, to place all garbage, animal wastes, human wastes and medical refuse in suitable plastic bags, and tie or secure, bags properly, to prevent leakage, noxious odors and access to contents by flies and vermin. Persons are encouraged to separate recyclables from trash and take those recyclable materials to the Hal Flanders Recycling Center on Cemetery Road.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-37. Containers to be provided by the contracted waste hauler.

The contracted waste hauler will provide and maintain collection containers for all residents and businesses within the city limits.

(a) *Permit for collection required.* No person except the duly authorized agents and employees of the city shall empty garbage cans or trash receptacles or convey or transport garbage or trash on the streets, alleys and public thoroughfares of the city without a written permit granted and issued by the city manager, unless otherwise so authorized by this chapter.

(b) *Authority to contract for collection and disposal services.* The city, acting by and through the ~~mayor~~ City Council, is hereby authorized and empowered to enter into a contract with any person for the collection and disposal of garbage and trash within the city. Such contract to become effective only upon approval of the city council.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-38. Tampering with garbage containers.

Tampering with garbage containers, in any way, and scattering of the contents after being placed in the garbage containers, the breakage of contained garbage in plastic bags or other materials, or scattering of the contents along the alleys and streets of the city or vacant lots or the premises of another within the city, is prohibited, and shall be punished as a class C misdemeanor. See Sec. 82-87. Penalties for Illegal Dumping and Littering.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-39. Responsibility of commercial and residential accounts.

(a) *Commercial accounts.* Commercial dumpsters are not for public use, the individual account holder is responsible for ensuring they are not misused. The City may offer educational resource options and will offer a lock bar (set by contract) and dumpster relocation to prevent illegal dumping in or around the container. If illegal dumping occurs inside of the container, the account holder will be responsible to set up a dumpster cleanup with the waste hauler contractor before the dumpster is serviced. Account holder will be responsible for any illegal dumping around the container. If abatement/clean-up does not occur Code Enforcement will send a citation 15 days after the first notice of request for clean-up. Sec. 82-56.

(b) *Residential accounts.* Residential dumpsters are shared between two (2) or more households. Residents are allotted one (1) cubic yard per week (monthly cost set by contract). Residents may only dispose of household waste in dumpsters. This excludes furniture, electronics, tires, burnt trash, tree limbs, yard waste (these items may be drop off at the Hal Flanders Recycling Center) earthen material and construction and demolition (needs to be taken to the landfill). It is considered illegal dumping if these items are placed in city residential or commercial dumpsters.

(c) For emergencies of disposal of large quantities of rotten meat residents must contact the City of Alpine or waste hauler contractor for proper disposal options.

(d) Used Cooking Oil (UCO) Generators shall set up an account with a Used Cooking Oil (UCO) Hauler for proper recycling or disposal of yellow grease. UCO Generator is the primary party responsible for maintaining the container exterior, and immediate area surrounding the container, in clean condition that does not produce a polluting discharge or contaminate stormwater runoff. UCO Generator will clean-up spills as they occur during their operations, including small drips that occur during UCO transfer to their assigned container. Spill clean-up procedures will not result in the discharge of grease, wash water, chemical cleaners or other pollutants. All washing byproducts must be captured and properly disposed of.

(e) *Property owner's responsibility.* Property owners are responsible for cleaning or clearing obstructions in the right of way. Obstructions include trash, overgrown private trees, plants, shrubs, grass, or any other blight that extends four feet around the property to the roadway, street, half way to the alley and/or right of way.

Sec. 82-40. Frequency of service.

(a) *Residential.* Dumpsters shall be serviced weekly.

(b) *Business.* Commercial dumpsters will be serviced weekly unless the business owner makes other arrangements with the city.

(c) *Manner of collection; duty of owner or occupant to maintain supervision for receptacles.* The collection and removal of garbage, trash and refuse shall be carried on in a systematic and efficient manner, keeping the entire city in a clean and sanitary condition. Every owner, occupant, tenant or lessee of a house, building or premises used for residential, industrial or commercial purposes is required to maintain constant supervision and surveillance over the garbage and trash cans and receptacles servicing his premises, and if the garbage and trash cans and receptacles should not be emptied and the contents removed by a duly authorized agent or employee of the city for a period of five days, he must notify the city of this fact within five days. No community or public trash can or receptacle (those provided by the city or by the community, civic or similar groups) shall be used by any person for the purpose of depositing therein personal, business or industrial trash, rubbish, junk or garbage from home or business use. The community or public trash cans and receptacles are for the deposit of litter or trash from streets and other public places only.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-41. Contracts authorized.

The waste hauler may contract for the disposal of garbage and trash for ~~the university, or any~~ residences or businesses, ~~within or without the city~~ outside of the city limits.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-42. Reserved. ~~Back-door service authorized for additional charge.~~

~~The contracted waste hauler may provide back-door garbage and trash collection service, if requested by the resident, at twice the regular rate.~~

~~(Ord. No. 2010-10-05, 1-11-11)~~

Sec. 82-43. Disposal of garden waste.

Weeds, grass, brush, tree limbs and other organic waste will be collected during a designated bulk pick up schedule by the contracted solid waste hauler. Such materials must be placed by the curb of the property owners' lot only during collection week. Leaves and grass clippings must be placed in paper sacks. Brush and tree limbs must be tied together in bundles with string or twine (no wire) and no more than four feet long. Individual branches in the bundle must be less than four inches in diameter. Brush and tree limbs may also be taken to the ~~city yard~~ Hal Flanders Recycling Center on Cemetery Road on specified days to be chipped into mulch, which is available free to the public.

All garbage, trash and refuse that is mixed with water or other liquids shall be thoroughly drained before being put in garbage and trash cans and receptacles for collection.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-44. Disposal of dead animals.

(a) ~~Dead animals and fowl shall not be placed in any collection container. Dead animals and fowl may be disposed of at the designated landfill disposal site, or may be disposed of by the animal control officer, after notification is given of the presence of dead animals or fowl. The presence of any dead animal or fowl, upon any premises, or in the street or alley adjacent to any premises, must be promptly reported to the animal control officer. All animal matter that is subject to decomposition shall be well wrapped in paper or other combustible material before being deposited in such can or receptacle~~. It shall be unlawful for any person to put or place any dead animal in any city residential or commercial dumpsters or other receptacle used for the placement of garbage, rubbish and solid waste. Dead animals and fowl shall not be placed in any collection container. Dead animals and fowl may be disposed of at the designated landfill disposal site, or may be disposed of by the animal control officer, after notification is given of the presence of dead animals or fowl. For emergencies of disposal of large quantities of rotten meat resident have to contact the City of Alpine or sanitation contractor for proper disposal options.

(b) The presence of any dead animal or fowl, upon any premises, or in the street or alley adjacent to any premises, must be promptly reported to the animal control officer.

(c) All animal and vegetable matter, such as waste material and refuse from kitchens, residences, grocery stores, butcher shops, restaurants, cafes, drugstores, hotels that is subject to decomposition shall be well double bagged in plastic or other combustible material before being deposited in such can or receptacle.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-45. Disposal of construction and demolition wastes.

(a) It is unlawful to place wastes resulting from construction and demolition activity in the residential or commercial collection containers, and shall be disposed of directly by the contractor, or by the person in control of the premises wherein such debris is accumulated. This is considered illegal dumping. Contractors are required to have a roll-off container onsite for all construction debris, or shall be inspected for holding valid landfill receipts. All such wastes shall be removed promptly and shall not be stored in any location where it may be blown, or otherwise dispersed, beyond the construction or demolition site. Wastes may be disposed of at the city landfill. Rock, dirt, concrete, brick, tile, plaster, waste, scrap building materials, or other trash resulting from construction or major remodeling; resulting from a general cleanup of vacant or improved property just prior to its occupancy; or resulting from sizable amounts of trees, brush and debris, cleared from the property in preparation for construction, will not be removed by the city as regular service. The owner will have such debris removed at his expense. All contractors shall obtain a container for disposal of building debris. Proof of such contract shall be a requirement for obtaining a building permit. Any materials including, but not limited to, rocks, large metal bolts, castings or machining, which the collector determines to be damaging to his trash and garbage collection equipment, may be excluded from collection by the collector.

(b) *Wastes from tree trimming operations (residential or commercial).* It shall be the duty of any person employing, engaging or otherwise paying a contractor, student, professional tree trimmer, or any other person to trim and

prune his trees or shrubs, to have the trimmings and debris removed at the owner's expense and be properly disposed at the landfill. It is considered illegal dumping if these items are placed in or beside city residential or commercial dumpsters. The city will not remove trimmings and debris created by such persons as regular service.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-46. Waste service mandatory.

~~All residences and businesses within the city limits will be charged a waste disposal fee separately or on their water/wastewater bill.~~

All residences and businesses within the city limits shall have the services of the City contracted waste hauler and will accordingly be charged a waste disposal fee as a separate bill or as a fee included on their waste/wastewater bill with the City.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-47. Bulky waste disposal.

The contracted waste hauler will provide special pickup of bulky waste ~~four times per year during a designated week~~ as set by the approved waste hauler contract. Items to be collected must originate from the resident's household and be placed at the curb of the resident's property. A maximum of five items or 3 cubic yards per household per collection will be taken. Residents must call the contracted waste hauler to schedule pickup during the designated week. Refrigerators, freezers, and air conditioners must have an attached certificate stating the Freon has been removed by a licensed technician. Bulky items may also be disposed of by city residents at the city landfill or Hal Flanders Recycling Center during business hours.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-48. Sanitation Fees and Charges. ~~Establishment of charges.~~

Sanitation fees and charges are set by the approved contract with the waste hauler contractor.

~~The city council adopts the following monthly sanitation rates:~~

~~*Sanitation rates*~~

~~Residential rates (city limits)$26.63~~

~~Residential rates (outside city limits)39.95~~

~~*Commercial rates*~~

~~1.5 CY one pick-up per week53.56~~

~~3 CY one pick-up per week64.56~~

~~4 CY one pick-up per week72.56~~

~~1.5 CY two pick-ups per week101.34~~

~~3 CY two pick-ups per week122.34~~

~~4 CY two pick-ups per week137.34~~

~~1.5 CY three pick-ups per week149.51~~

~~3 CY three pick-ups per week180.51~~

~~4 CY three pick-ups per week202.51~~

~~1.5 CY four pick-ups per week197.68~~

~~3 CY four pick-ups per week238.68~~

~~4 CY four pick-ups per week266.68~~

~~1.5 CY five pick-ups per week245.84~~

~~3 CY five pick-ups per week296.84~~

~~4 CY five pick-ups per week331.84~~

~~1.5 CY six pick-ups per week294.01~~

~~3 CY six pick-ups per week354.01~~

~~4 CY six pick-ups per week396.01~~

~~*Carts*~~

~~1 carts one-time pick-up per week31.56~~

~~2 carts one-time pick-up per week46.56~~

~~3 carts one-time pick-up per week59.56~~

~~*Cardboard recycling containers*~~

~~1.5 CY one-time pick-up per week42.00~~

~~3 CY one-time pick-up per week54.00~~

~~4 CY one-time pick-up per week62.00~~

~~1.5 CY two-time pick-up per week80.00~~

~~3 CY two-time pick-up per week101.00~~

~~4 CY two-time pick-up per week116.00~~

~~Sanitation permits26.63~~

Service and rates

Residential rates. Any house, building or premises within the incorporated limits of the city used for residential purposes shall have its garbage, trash and refuse collected and removed by the duly authorized agents or employees of the city at a charge, as set by contract, plus applicable sales tax.

Industrial/commercial rates. Any house, building or premises within the incorporated limits of the city used for industrial and/or commercial business purposes shall have its garbage, trash and refuse collected and removed by the collector at a monthly charge ~~to be negotiated between the collector and the customer~~ set by contract, such charge to be determined by the number of times each week that collection and removal of garbage, trash and refuse collected and removed.

Billing procedures; failure to pay charges. The monetary charges for residential service of collection and removal of garbage, trash and refuse shall be enclosed with the monthly water bill sent to each house, building or premises located within the incorporated limits of the city, and shall be payable monthly upon bills being rendered by the ~~water works~~ utilities department of the city, and shall be paid to the ~~water works~~ utilities department of the city. The charges provided in this chapter shall become delinquent ten days after the bill is rendered and as printed on the face of the bill. The bill, as rendered, shall be the net amount of the bill; provided, however, that if such bill is not paid before the delinquency and is paid after the bill becomes delinquent ~~a penalty of ten percent shall be added thereto and shall become a part of the bill , which penalty shall be printed on the bill~~. The City Council may by resolution set penalty fees for delinquent payment. Penalties shall be printed on the bill. All bills shall be considered rendered when sent to the consumer by the ~~water works~~ utilities department of the city, and the failure to receive any such bill by any consumer shall in no manner relieve such consumer of the duty and necessity of paying for the service furnished under the terms specified in this section.

Failure to pay charge. Every owner, occupant, tenant or lessee of a house, building or premises within the city used for residential, industrial or commercial purposes to whom a bill for collection and removal of garbage, trash and

refuse has been rendered who shall fail or refuse to pay the charge in such bill, shall be subject to a discontinuation of utility service furnished such owner, occupant, tenant or lessee by the city. The city is privileged to continue such discontinuation until such fees have been paid in full, or satisfactory arrangements therefore have been made with the city's ~~water~~ utility department.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-49. Reserved.

Sec. 82-50. Services outside city.

For solid waste service outside the city limits, a person or business must contract with an approved solid waste hauler or purchase a sanitation permit from the city to be able to use a dumpster within the city limits.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-51. Reserved.

Sec. 82-52. Nonresident fees.

The provisions of this section shall not apply to an individual who uses the city dumpsters and who is a tourist. Nonresidents must obtain their own disposal contract with a local trash collection company, or purchase a sanitation permit from the city to be able to use a dumpster within the city limits.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-53. Unlawful use of landfill or dumpsters.

It shall be unlawful for any person, corporation or firm to use the city landfill or dumpsters without paying the fees as provided in this article.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-54. Roll-off service.

The city shall require roll-off containers within the city limits, under the following conditions:

(1) Roll-off container service shall be utilized for construction and demolition activities.

(2) All material collected in the roll-off containers within the city shall be disposed of at the city landfill, unless the tonnage is such that it cannot be accepted. The permit holder shall notify the contracted solid waste hauler prior to disposal, to determine the acceptance of the roll-off material into the landfill.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-55. Reserved.

Sec. 82-56. Littering on public or private property.

It shall be unlawful for any person to throw, place or deposit, or cause to be thrown, placed or deposited, or to improperly use of city residential or commercial dumpsters, suffer or permit his servant or any other person in his family to throw or deposit in any street, alley, gutter, ditch, lot or other place in this city, the carcass of any dead animal or fowl or any meat, fish, hides, skins, bones, offal, manure, fruit, vegetables, litter, debris, melon rinds, fruit

peelings, slop, trash, ash, or other unsound or offensive matter or matter liable to become offensive or injurious to the health of those who reside in the vicinity or owned or controlled by him, or to throw, place or deposit, or cause to be thrown, place or deposit in any street, alley, gutter, ditch or other public place, or upon any lot or other premises not owned or controlled by him, tires, bottles, cans, loose paper, rags, scraps of leather, shavings, dishwater, chips, debris, litter, ash, or trash. This is unlawful and is considered illegal dumping. See Sec. 82-87. Penalties for Illegal Dumping and Littering.

~~Any individual group of individuals, business, or corporation who illegally disposes of litter, solid waste, tires, hazardous materials, bulky wastes, or other such prohibited materials can be charged with the following offenses and penalties:~~

~~(1) *Class C misdemeanor:* 5lbs/5gals or less: Fine up to $500.00~~

~~(2) *Class B misdemeanor:* 6lbs—499lbs/6gals—99c.f.: Fine up to $2,000.00 and/or not more than 180 days in county jail.~~

~~(3) *Class A misdemeanor:* 500—999lbs./100c.f.—199c.f.: Fine up to $4,000.00 and/or not more than one year in county jail.~~

~~(4) *State jail felony:* Over 1,000 lbs./200c.f., any amount of waste in a closed drum or barrel: Fine up to $10,000.00 and/or 180 days to two years in a state jail.~~

(Ord. No. 2010-10-05, 1-11-11)

Secs. 82-57—82-75. Reserved.

DIVISION 2. LANDFILL

Sec. 82-76. Disposal to be at landfill.

Garbage and trash collected from containers will be disposed of by the contracted waste hauler by use of sanitary landfill complying with requirements of the Texas Commission on Environmental Quality.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-77. Use of landfill.

(a) The landfill will be operated by maintaining an adequate pile of loose dirt at the edge of the fill, ready for immediate coverage of disposal, so paper will not blow across the landscape.

(b) There will be no burning at the landfill.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-78. Removal of municipal solid waste from the city landfill.

(a) It shall be unlawful for any person, firm or corporation to scavenge or remove from the city sanitary landfill, municipal solid waste, garbage, refuse, trash, rubbish, scraps or any other material deposited in the city sanitary landfill.

(b) The following activities are exempt from this section:

(1) The removal of any material deposited in the landfill by the city, or its agents, which is done in the ordinary course of operating the city sanitary landfill; and

(2) Any material which is removed for recycling or repurposing.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-79. Right of refusal.

The city, through its city manager or the contracted solid waste hauler, shall have the right to refuse the admittance of solid waste into the landfill for disposal to maintain the 20 ton per day Texas Commission for Environmental Quality Arid Exemption Permit No. 2197 limit.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-80. Authorized wastes.

The use of the landfill shall be restricted to the disposal of only those wastes that are authorized under Texas Commission for Environmental Quality Arid Exemption Permit No. 2197, as well as all other wastes governed by state and federal municipal solid waste regulations. Tires shall not be accepted or disposed of in the landfill. Tires maybe dropped off at the Hal Flanders Recycling Center for a fee.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-81. Waste acceptance rate.

Solid waste is to be accepted at the landfill site at a rate not to exceed 20 tons per day based on a seven-day a week average in accordance with the provisions of the Texas Commission for Environmental Quality Arid Exemption Permit No. 2197.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-82. Hours of operation.

The landfill shall be open for public use on Monday through Friday of each week, from the hours of 8:00 a.m. to 5:00 p.m. and Saturdays from 8:00 a.m. to 3:00 p.m. The landfill shall be closed on Sunday and all major holidays. The waste hauler contractor shall notify the City Manager if operational hours change.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-83. Entry and disposal procedures.

(a) *Entry.* Entrance to the landfill will be through the gate located off Highway 90 East. During normal operating hours, entrance will be limited only to authorized personnel who are hauling waste, recycling personnel and approved visitors. Entry to the active portion of the site will be restricted to designated personnel, approved waste haulers and properly identified persons or visitors whose entry is authorized by site management. Visitors may be allowed on the active area only when accompanied by a site representative.

(b) *Duty to stop at gate attendant building.* All vehicles entering the landfill site shall first stop at the landfill gate attendant's building for identification, processing and disposal directions. The gate attendant will direct haulers to designated disposal areas.

(c) *Duty to dispose at designated disposal areas.* All vehicles shall dispose of their wastes only in those areas designated for the types of wastes to be disposed, and as directed by the gate attendant or working site operator.

(d) *Recycling area at landfill.* Vehicles hauling cardboard, scrap metal, or other recyclables must first stop at the gate attendant and be directed to the appropriate area for those materials.

(e) *Covered loads.* All vehicles entering the landfill for the purpose of waste disposal or recycling must have their loads covered with a tarp, or otherwise protected or contained in a suitable manner, to prevent spillage of wastes and windblown material. Failure to cover loads ~~will~~ may result in an additional charge.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-84. Landfill Fees.

(a) Sanitation fees and charges are set by the approved contract with the waste hauler contractor.

~~All persons utilizing the sanitary landfill to dispose of allowed wastes shall pay the following charges for use of the landfill:~~

~~(1)~~	~~0 to 700 pounds, per load~~	~~$18.15~~
	~~701 to 1,500 pounds, per load~~	~~34.49~~
	~~1,501 to 1,750 pounds, per load~~	~~39.93~~
	~~1,751 to 2,000 pounds, per load~~	~~45.98~~
	~~2,000 pounds and over, per ton~~	~~50.00~~
~~Non-compacted trash~~		
	~~Roll-off OT, dump truck, and other, per cubic yard~~	~~12.50~~
	~~per ton~~	~~48.40~~
	~~Commercial out of town trucks~~	~~60.00~~
~~(2)~~	~~Dead animals:~~	
	~~Small animals—dogs, cats, etc., each~~	~~12.10~~
	~~Large animals—cows, deer, horses, each~~	~~36.30~~
~~(3)~~	~~Failure to tarp load~~	~~18.15 each~~
	~~Scale fee~~	~~12.00~~
	~~Freon recovery fee~~	~~60.00~~
	~~After hours charge~~	~~60.00~~

(b) The landfill gate/building attendant will weigh all loads brought into the landfill and shall keep records of all load weights.

~~(c) When weighing equipment is not in operating condition, there will be a $12.10 charge per agreed cubic yard for all estimated weights over 500 pounds.~~

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-85. Fee exemptions.

Landfill fees shall not apply to individuals who are taking ~~recycling materials~~ scrap metal to the recycling yard, provided only recycling materials are involved in the loads. Mixed loads of recycling materials and wastes will be charged landfill fees. Recycling materials shall consist of ~~the following: Scrap metal, steel and aluminum cans, cardboard, newspaper, magazines, plastics #1 and #2, used appliances~~ scrap metal only.

(Ord. No. 2010-10-05, 1-11-11)

Sec. 82-86. Reserved. ~~Fee collection and disposition.~~

~~The following procedures shall be utilized for the collection and disposition of all fees collected at the landfill:~~

~~(1) The landfill gate building attendant shall collect all applicable landfill fees and issue receipts for all landfill use fees. The fees, with all corresponding receipts, shall be brought to city hall in a locked box at the end of each working day by the landfill gate attendant for processing, with the exception of weekends and holidays in which the fees will be taken to the police department for storage and processing at city hall on the next working day.~~

~~(2) The cashier shall count the fees and match the fees against the receipts. An amount adequate to provide change for fee transactions shall be left in the box and picked up the following morning by the gate building attendant. The cashier shall post the receipts, prepare the daily cash report and deposit the funds the following working day.~~

~~(Code 1978, § 12-42; Ord. No. 2010-10-05, 1-11-11)~~

Sec. 82-87. Penalties for Sanitation, Illegal Dumping and Littering Violations.

Any person, firm or corporation who shall violate any of the provisions of ~~this division~~ divisions one (1), two (2) and three (3) of Chapter 82 SOLID WASTE, or who shall fail to comply with ~~this division~~ these divisions, or with any of the requirements thereof, shall for each and every violation for noncompliance, be deemed guilty of a class "C" misdemeanor, and shall be fined not more than ~~$500~~ $4,000.00 for each such violation. ~~Illegal dumping carries its own set of penalties as defined in section 82-56 of this chapter.~~ Each day a violation occurs shall be a separate violation. A culpable mental state is not required for a violation of this chapter, and need not be proved.

Any individual group of individuals, business, or corporation who illegally disposes of litter, solid waste, tires, hazardous materials, bulky wastes, or other such prohibited materials can be charged with the following offenses and penalties:

(1) Class C misdemeanor: 5lbs/5gals or less: Fine up to $500.00

(2) Class B misdemeanor: 6lbs—499lbs/6gals—99c.f.: Fine up to $2,000.00 and/or not more than 180 days in county jail.

(3) Class A misdemeanor: 500—999lbs./100c.f.—199c.f.: Fine up to $4,000.00 and/or not more than one year in county jail.

(4)State jail felony: Over 1,000 lbs./200c.f., any amount of waste in a closed drum or barrel: Fine up to $10,000.00 and/or 180 days to two years in a state jail.

(5) Illegal dumping carries its own set of penalties as defined below in this section. Illegal dumping offenses and penalties are classified as Class C misdemeanor with the following details:

(a) 6lbs—499lbs/6gals—99c.f.: Fine up to $2,000.00

(b) 500—999lbs./100c.f.—199c.f.: Fine up to $4,000.00

i. a fine or penalty for the violation of a rule, ordinance, or police regulation that governs fire safety, zoning, or public health and ***sanitation,*** other than the dumping of refuse, may not exceed $2,000; and

ii. a fine or penalty for the violation of a rule, ordinance, or police regulation that governs the ***dumping of refuse*** may not exceed $4,000.

DIVISION 3. SCRAP TIRES

Sec. 82-88. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Dump shall mean to throw, discard, place, deposit, discharge, bury. or dispose

Code Enforcement Officer/Environmental Services Coordinator shall mean the person designated as representative for The City of Alpine and/or authorized representative(s) who are empowered tom enforce the provisions of this Chapter.

Manifest shall mean a form or document used for identifying the quantity and the origin, routing, and destination of tires during transportation from the point of generation, through any intermediate points, to an end user, processor or disposer.

Mobile Tire Repair Road Service Unit shall mean and include any motorized vehicle occupied, used or maintained for the purpose of providing tire repair road services that include selling, offering or exposing for sale, keeping with the intention to sell, generating, repairing, processing, storing, utilizing and disposing of any and all types of tires.

Person shall mean any and all persons, natural or artificial, including any individual, corporation, firm or association.

Tire shall mean a continuous solid or pneumatic rubber covering encircling the wheel of a bicycle, motorcycle, automobile, truck, trailer, tractor or other vehicle.

Tire Recycling Facility shall mean any facility, mandated and licensed which recycles or properly disposes tires.

Scrap/Used/Waste Tire shall mean a tire that is no longer suitable for its original intended purpose because of wear, damage, or defect. It also includes any tire that is destined for a tire disposer or re-processor (i.e., re-capper).

Waste Tire Hauler shall mean any person engaged in the business of picking up or transporting waste tires for the purpose of removal to a tire recycling facility, waste tire disposer, processor, end user, or disposal facility.

Waste Tire Disposer shall mean any person who is approved to receive waste tires from waste tire generators or waste tire haulers for the purpose of waste tire processing, shredding or otherwise facilitating recycling or resource recovery techniques for waste tires.

Waste Tire Generator shall mean any person that generates waste tires. Generators may include, but are not limited to: retail tire dealers, retreaders, tire shops, waste tire disposers not approved by the federal or state, automotive dealers, maintenance shops, garages, service stations, any tire business.

Sec. 82-89. Purpose and Intent.

It is declared to be the purpose and intent of the city to protect the public planning, safety, and welfare of its citizens, prevent the spread of disease and creation of nuisances, and to protect and enhance the quality of its environment. The purpose of this Chapter is to institute and maintain a comprehensive city-wide program for tire disposal which will assure that the storage, transportation, collection, processing and disposal of tires does not adversely affect the planning, safety, and well-being of the public and does not degrade the quality of the environment.

Sec. 82-90. Reserved.

Sec. 82-91. Residential Property.

Property owners or persons in control of property within the corporate city limits of Alpine and its extraterritorial jurisdiction shall not cause or let cause, suffer the accumulation of scrap, waste tires within their private property or right-of-way. The City of Alpine will not pick up used or waste tires from private property or right-of way.

(1) Accumulation. No residential zoned property will be allowed to store more than five (5) scrap, waste tires on or around property which they own or occupy. In case of a tire dump, the property owner, contractor, developer, builder or other person responsible for the property shall cause the property to be cleaned and to come into full compliance with this ordinance. City of Alpine shall not be responsible for any cost of cleanup or remediation.

(2) Right-of-way. Scrap, used tires are not to be placed on street right-of-way. Residential properties that cause or let cause the accumulation of used tires on a street right-of-way shall be solely responsible for the pick-up and delivery of such used tires to a tire recycling facility at their own cost.

(3) Enforcement. The City of Alpine Code Enforcement Division, Police Department, and Environmental Services Department shall be responsible for enforcement of this section.

(4) Disposal of Tires. Each tire delivered to the Hal Flanders Recycling Center Tire Station shall be assessed a fee for dispoal. Tire disposal fees are set by City Council by annual resolution.

(5) Violation and Penalties. Any resident violating or failing to comply with any provision of this Section shall be guilty of a misdemeanor, subject to a minimum civil penalty of $50.00 and a maximum civil penalty up to $2,000 for each offence as determined by the City's Municipal Court. Each day of continued violation(s) shall constitute a separate offense. The expenses incurred by the City of Alpine for cleanup, enforcement of violations and penalties shall be chargeable to the violator, including, but not limited to: court costs, filing fees, special investigations, mutual aid assistance from other agencies and other costs necessary for the reasonable enforcement of this ordinance. Remedies will be as follows:

(a) In the event that any person violates any provision of this Section, the City or other appropriate authority may, in addition to other remedies, institute an action for injunction, cleanup or stop work orders, mandamus, irreversible damage fines, lien on property or other appropriate action or proceeding to prevent such unlawful acts or to correct or abate any such violation. In addition, the City may report cases to Texas Commission on Environmental Quality (TCEQ) for non-compliance.

(b) Upon finding evidence of violation, a Notice of Violation may be issued at the discretion of the enforcing officer(s) in lieu of a citation. In the absence of corrective action or in the event that a second violation occurs, the evidence constituting the Notice of Violation may be submitted as evidence for consideration as a first offense before a Court with competent jurisdiction; and

(c) If a person is found guilty of a violation of the provisions of this Section, the Court and/or the City may cause written notice to be given, or incorporate into the Court Order to the violator instructing that person to properly address any provision still remaining in violation of this Section for which said violator is convicted.

Sec. 82-92. Reserved.

Sec. 82-93. Tire Business Permit.

All tire businesses located within the City limits and its extraterritorial jurisdiction, engaging in the resale of tires or the generation of waste tires shall be issued a permit annually by the City for a non-refundable fee. Permit fees are set my City Council by annual resolution. A tire business with multiple locations shall purchase a permit for each business location. The City Manager's designated representative will conduct random inspections of such tire business for the sake of monitoring compliance with this requirement.

(A) Application. Every person, firm or corporation obligated to comply with the permit requirement set forth herein shall make written application to the City. The application shall be made on a form obtained from the City of Alpine, Code Enforcement/Environmental Services Departments, setting forth, among other things the following:

(1) Name, physical address, telephone and facsimile number (if applicable), of the applicant;

(2) Tax identification number or taxpayer identification number;

(3) Proof of current county business license, issued to the applicant at the proposed business address;

(4) Name, mailing address, telephone and facsimile number of the owner of the tire business (if different from the applicant);

(5) Estimated number of tires that will be stored on site;

(6) The current physical address of the site;

(7) A statement setting forth and describing the available space for properly accommodating and protecting all tires with a site plan showing the storage area and buildings;

(8) Proof of insurance required as by state law; and

(9) Such other and further information as the City Manager's designated representative may require.

(B) Annual Fees.

(1) All permit fees are due annually by October 1st, of each calendar year. These annual fees shall be paid in advance of the issuance of such permit.

(2) A current valid permit may be revoked by the Environmental Services Department.

(3) Fees are set by the City Council by annual resolution.

(C) Issuance. The city shall issue a permit to a tire business which submits the required and completed application, pays the fee as required in this section, and has demonstrated compliance with all applicable city ordinances. The city will request copies of the five-part tire manifest forms used during the transfer of tires from the point of generation to their end-use or final destination (for example; a tire storage site, scrap tire facility, permitted landfill, or land reclamation project using tires). The manifest is a five-part form whose format and content is prescribed by the TCEQ. Each tire business registered in accordance with the provisions of this section shall immediately post such permit in a prominent manner, or cause such permit to be posted in conspicuous place within the premises where such tire business in thereby authorized to be established, maintained or operated. Any permit issued hereunder shall not be sold, assigned, mortgaged or otherwise transferred, by doing so, permit shall be revoked and will be considered null and void and person or company will not be allowed to apply for re-issue of permit till after a term of one (1) year from date of citation. Permits shall expire upon termination of the existence of the tire business or revocation of such business' permit.

(D) Effective Period. The permit shall be effective beginning on October first of the current year until the next ensuing thirtieth day of September, on and after which date it shall be null and void.

Sec. 82-94. Reserved.

Sec. 82-95. Tire Hauler/Transporter State Registration

All tire haulers/transporters that collect and transport used or scrap tires or tire pieces for storage, processing, recycling, or energy recovery, not affiliated with a tire business that is properly permitted as required herein, must register with the TCEQ.

Sec. 82-96. Exemptions from Registration.

(A) The following exemptions apply from the transporter registration requirement:
- (1) A person or business entity is a generator hauling their own tires between their own business locations or to an authorized facility.
- (2) Vehicles owned and operated by a municipality, county, or other government entity or agency and haul to an authorized facility or to a facility used by a local or other government entity or agency.
- (3) Collection and transport used or defective tires being shipped back to the manufacturer or manufacturer's representative for adjustment (generators must retain written records of the shipments for three years indicating the shipment date, destination, and the number of tires in each shipment).
- (4) Registered on-site sewage facility installer transporting tires for construction of an on-site sewage disposal system.
- (5) Vehicles engaged in municipal solid waste collection or commercial route collection, in which incidental loads of used or scrap tires or tire pieces are transported to a landfill, transfer station, or other collection point for proper handling.

(6) Collection and transport of tires for retreading and recapping that will be returned to the customer.
(7) Transporting tires that do not originate in or end up in Texas.

Sec. 82-97. Reserved.

Sec. 82-98. Denial of Permit or Renewal; Suspension or Revocation of Permit.

In addition to the penalties set forth in Sec. 82-103 Violations and Penalties the City may refuse to issue or renew a tire business or may suspend or revoke such permit if;

(A) The applicant or permit holder refuses to allow entry into the tire business by the authorized representative(s) of the City or otherwise willfully obstructs the inspection of the tire business; or

(B) There are repeated or a serious violation(s) of any City Ordinance by the tire business or tire hauler; or

(C) The tire business or tire hauler fails to comply with any provisions of Sec. 82-92. and/or any other applicable city ordinance(s); or

(D) The tire business or tire hauler fails to comply with any applicable state or federal law, rule or regulation; or

(E) The tire business knowingly authorizes a tire hauler who is not property permitted as required in Section 82-92 to transport tires on behalf of such business.

Sec. 82-99. Reserved.

Sec. 82-100. Destruction of Tires.

Any tire that is no longer suitable for its original intended purpose or deemed unfit for resale by a tire business shall be rendered unusable and shall be properly disposed of at an authorized tire disposal or recycling facility. Each tire business shall have six (6) months from the effective date of this ordinance to comply with this provision. Failure to comply with this requirement shall be grounds for revocation of the permit holder's permit in accordance with Section Sec. 82-104.

Sec. 82-101. Storage of Tires.

Tire Business shall properly store tires at each facility in accordance with local, state and federal law. To eliminate potential nuisances of litter, insect breeding, fire hazards, and other planning and safety risks, each tire business shall at all times during storage:

(A) Store tires in covered or enclosed areas, or under an impermeable cover, in accordance with applicable planning and safety laws, included but not limited to the City's current Fire Code or Property Maintenance Code, to prevent the accumulation of water;

(B) Secure tires at each facility to prevent easy access or theft. Lock chain or store inside a building or other securable structure;

(E) Accumulate tires in piles in accordance with the City's current Fire Code;

(D) Isolate tires from other stored materials that may create hazardous products if there is a fire, including, but not limited to, paints, fuels, electricity, lead acid batteries, fuel tanks, solvent barrels, and pesticide container(s) and such; and

(F) Store no more than 10 tires per 250 square feet outside storage.

Sec. 82-102. Disposal of Tires.

The following regulations will apply to the disposal of tires in the corporate city limits of Alpine:

(A) It shall be unlawful for any person or tire business to cause, suffer or allow the dumping of tires at any place in the City including, without limitation, in or on any public highway, road, street, alley, or thoroughfare, including any portion of the right of way thereof, any public or private property in the City or any waters in the State as defined by the State of Texas.

(B) It shall be unlawful for any person in a residential zone to accumulate more than five (5) scrap tires on or around property which they own or occupy.

(C) A retail tire dealer may hold up to 250 scrap tires in storage as recommended by Texas Commission on Environmental Quality (TECQ).

(D) It shall be unlawful for any person or tire business to cause, suffer, or allow the disposal of whole tires in a landfill.

(E) Tires shall be properly disposed of in accordance with this Chapter by the delivery and manifesting of tires to an authorized tire disposal or tire recycling facility designated by the City. Tire Businesses contracting with a tire hauler(s) for the proper disposal of tires generated by such business shall require such hauler(s) utilize a transmittal manifest documenting the pick-up and delivery of the tires to an authorized tire disposal or tire recycling facility.

Sec. 82-103. Disposal Records/Transmittal Manifest.

(A) Tire Businesses shall keep disposal records in the form of a transmittal manifest, as prescribed by the City, at each business location for a minimum of three (3) years and make such records readily available upon request at reasonable hours for inspection by representatives of the City. The manifest must be maintained and signed off in triplicate and clearly state the following information:

(1) Name, address, telephone number, permit, number and authorized signature for the tire hauler;

(2) Name, address, telephone number, and authorized signature of the tire business who is contracting for the removal of the tires along with the permit number for such business;

(3) Date of removal/transport and the number of tires being transported;

(4) Name, address, and telephone number of the location where the tires are to be delivered; and

(5) Upon delivery, the name and signature of the person accepting the tires, including the date of acceptance.

(B) The manifest required by this section shall at all times accompany tires while in transit. Any tire business directly delivering waste or used tires generated at its business location to a tire disposal or tire recycling facility shall also utilize the transmittal manifest and make such manifest available for production or inspection by representatives of the City, upon request. The original manifest shall be maintained by the tire business evidencing all information and signatures required herein, notwithstanding the use of a tire hauler or direct delivery by the tire business. A tire hauler contracted to deliver tires to a recycling facility or disposal facility shall maintain a duplicate copy of the manifest reflecting the delivery of such tires for proper disposal. The tire recycling or tire disposal facility shall sign the manifest upon acceptance of the tires and also maintain a copy of the manifest for the facility's records.

Sec. 82-104. Administration/Enforcement.

(A) Administration and Enforcement of this Chapter shall be the responsibility of the Code Enforcement, Environmental Services Department, Police Department, or The City Manager's designated representative, is hereby authorized to enter any property regulated by this ordinance, at reasonable or necessary times in order to properly inspect for violations.

(B) The Environmental Services Department and Code Enforcement Department is hereby authorized to promulgate all such rules and regulations considered necessary and proper to effectuate the implementation and enforcement of this Ordinance.

(C) The Police Department is hereby authorized to stop and investigate any and all trucks, trailers or persons engaged in scrap tire selling, hauling, moving transporting, or delivering and subject to the regulation requirements of this ordinance in order to verify compliance with this ordinance.

(D) Should a violation or attempted violation of this Chapter occur, the City Attorney and other city personnel may take any action to enforce this Chapter to prevent and summarily abate the action, remove or seize any goods and other objects used to violate this Chapter. These actions may also include but not be limited to allowing for municipal resources and personnel to: abate any premises or property, closure, remove any person or thing, court action, suspend, cancel, or void any license or permit issued by the city, and any and all other relief as may be necessary.

Sec. 82-105. Violations and Penalties.

Any tire business or tire hauler violating or failing to comply with any provision of this Chapter shall be guilty of a misdemeanor, subject to a criminal penalty of up to two thousand ($2,000) dollars for each violation per day as determined by the City's Municipal Court subject to the following:

(A) The improper storage of one or more tires shall constitute a separate offense per tire and be punishable by a minimum fine of fifty ($50.00) dollars for each improperly stored tire on the location of the tire business. Each day of continued violation of this subsection constitutes a separate offense.

(B) The transport of one or more tires without the required permit shall constitute a separate offense per tire and be punishable by a minimum fine of fifty ($50.00) dollars for each tire being transported in violation of this Article. Each day of continued violation of this subsection constitutes a separate offense.

(C) The improper dumping of a tire shall constitute a separate offense per tire and be punishable by a minimum fine of one hundred ($500.00) dollars for each tire found improperly dumped that is related back to a specific tire business. Each day of continued violation of this subsection constitutes a separate offense.

(D) Any violation of this Chapter shall be a Class C misdemeanor. A violator shall also be subject to the maximum penalties allowed by law for failing to appear in Court when charged with an offense as described herein. If conduct constituting an offense under this Chapter also constitutes an offense under another law, the person may be prosecuted under all applicable laws.

See Sec. 82-87. Penalties for Illegal Dumping and Littering.

Sec. 82-106. Injunctive Relief.

In addition to, and cumulative of, all other penalties herein provided, the City shall have the right to seek injunctive relief, for any violation(s) of this Chapter.

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10C
Department: Administration
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Megan Antrim, City Manager
Staff Recommendation: Approve

AGENDA ITEM

Approve the second and final reading of Ordinance 2024-09-05, an ordinance approving the Fiscal Year 2024-2025 proposed tax rate of $0.439205 per $100 of assessed valuation for the fiscal year October 1, 2024 through September 30, 2025 for use and support of the Municipal Government of the City of Alpine, Texas. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

- Public Hearings: September 10, 2024 and September 17, 2024
- Proposed Tax Rate - $0.439205
    - Maintenance & Operating - $0.429007
    - Interest and Sinking - $0.010198
- 2024 Taxable Values - $513,615,432 (2023 Taxable Values $494,156,816)
    - $11,371,624 under protest
- No New Revenue Rate - $0.422705
- Voter Approval Rate - $0.498208
- De Minimis Rate - $0.499822
- Interest & Sinking Rate - $0.010198

SUPPORTING MATERIALS

1. 2024-09-05 Tax Rate Ordinance

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/8/2024

STATE OF TEXAS

CITY OF ALPINE

COUNTY OF BREWSTER

ORDINANCE 2024-09-05

AN ORDINANCE APPROVING THE FISCAL YEAR 2024-2025 PROPOSED TAX RATE OF $0.439205 PER $100 OF ASSESSED VALUATION FOR THE FISCAL YEAR OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025 FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF ALPINE, TEXAS.

WHEREAS, a budget was presented to the City Council for the Fiscal Year 2024-2025 for the support of the municipal government of Alpine, Texas; and

WHEREAS, where a public hearing was ordered by the City Council and published notice of said hearing was caused to be given by the City Council; and

WHEREAS, said notice was published in the Alpine Avalanche and the public hearing was held to discuss tax revenues according to said notices.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS:

SECTION 1. That there is hereby levied and there shall be collected for the use and support of the municipal government of the City of Alpine, Texas, and to provide an Interest and Sinking fund for the 2024/2025 Fiscal Year, upon all property, real, personal, and mixed, within the corporate limits of said City subject to taxation, a rate of $0.439205 on each $100 valuation of property, said tax being so levied and apportioned to the specific purposes here set forth:

1. For the maintenance and support of general government (General Fund), $0.429007 on each $100 valuation of property; and

2. For the interest and sinking fund, $0.010198 on each $100 valuation of property.

SECTION 2. This tax rate will raise more taxes for maintenance and operations than last year's tax rate.

SECTION 3. The tax rate for Maintenance & Operations will effectively increase by less than 1% and will increase taxes for Maintenance & Operations on a $100,000 home at approximately $2.63.

SECTION 4. That taxes levied under this ordinance shall be due October 1, 2024, and if not paid on or before January 31, 2025, shall immediately become delinquent.

SECTION 5. All taxes shall become a lien upon the property against which assessed, and the city tax collector of the City of Alpine, Texas is hereby authorized and empowered to enforce

the collection of such taxes according to the Constitution and laws of the State of Texas and ordinances of the City of Alpine, Texas and shall, by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be apportioned to the general fund of the City of Alpine, Texas. All delinquent taxes shall bear interest from the date of delinquency at the rate prescribed by state law.

SECTION 6. That this ordinance shall take effect and be in force from the date after its publication.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS ON THE 17TH DAY OF SEPTEMBER 2024.

INTRODUCTION & FIRST READING	**SECOND & FINAL READING**
SEPTEMBER 10, 2024	SEPTEMBER 17, 2024

APPROVED:	**ATTEST:**
_____	_____
Catherine Eaves, Mayor	Geoffrey R. Calderon, City Secretary

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10D
Department: Administration
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Megan Antrim, City Manager
Staff Recommendation: Approve

AGENDA ITEM

Approve the first and final reading of Ordinance 2024-09-06, an ordinance amending the City of Alpine Fiscal Year 2023-2024 Budget; Providing Repealing and Severability Clauses; A Texas Open Meetings Act Clause; and Providing an Effective Date. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

It has become necessary to modify the adopted budget to reflect appropriate revenue and expenditures for various departments. As outlined in the City Charter Section 5.06 Budget Amendments After Adoption (D) At any time during the fiscal year, the Manager may transfer part or all of any unencumbered appropriation balance among programs within a department, office, or agency, up to a limit set by the City Council. The Manager may make a written request to the Council to transfer balances in excess of said limit with Council Approval. No funds may be transferred to increase a salary appropriation without the approval of the Council. Upon written request by the Manager, the Council may by ordinance transfer part or all of any unencumbered appropriation balance from one department, office, or agency to another.

Below is a summary of each amendment:

1. AISD Daycare Contributions - Council approved $25,000 to AISD for the operations of a daycare facility in Alpine. This recognizes the revenue and expense in both the General Fund and the Insurance Fund.
2. Recognizes increased overtime and unemployment expenses within the Police Department. (Reducing the original budgeted amount for salaries.)
3. Recognizes increased expenses (computers and software) and appropriate correct funds for social security, insurance, retirement, and unemployment in the Administration department. Council approved the purchase of CivicClerk to assist the City Secretary. The funds are being allocated from salaries to cover the additional expenses.
4. Recognizes contract labor expense within the Building Services Department.
5. Recognizes HR Intern salary within the Human Resource Department.
6. Recognizes contract labor (LSL - approved by City Council) within the Finance Department.
7. Recognizes increased expenses within the Animal Control Budget from another department (Building Maintenance) increasing the overall department budget by $22,587.

8. Recognizes increased expenses within the Streets Department. Includes contract labor, insurance, and unemployment.
9. Recognizes increased overtime and unemployment expenses within the water department.
10. Recognizes increased salaries, overtime, insurance, retirement, unemployment within the Wastewater Department.
11. Recognizes Solid Waste Advisory Grant Revenue and Expenses within the Environmental Services Department.
12. Recognizes additional Routine Airport Maintenance Program Revenue and Expenses within the Airport Fund.
13. Recognizes increased overtime and unemployment within the HOT fund.
14. Recognizes increased revenue collected through Interest and Sinking Tax and bank interest.

SUPPORTING MATERIALS

1. 2024-09-06- ORDINANCE 2023-2024 BUDGET AMENDMENT
2. Exhibit "A" - Budget Amendments 9-17-2024

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/9/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/9/2024
Megan Antrim, City Manager	Final Approval - 9/9/2024

STATE OF TEXAS CITY OF ALPINE

COUNTY OF BREWSTER

ORDINANCE 2024-09-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING THE CITY OF ALPINE FY 2023-2024 BUDGET; PROVIDING REPEALING AND SEVERABILITY CLAUSES; A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Alpine has cause in its legislative pursuit to modify budgets, systems, processes, and fees that enhance the City's mission of providing quality service to the citizens of Alpine; and

WHEREAS, the City Council of the City of Alpine has determined that the FY 2023-2024 budget should be amended to reflect updated revenues and expenses; and

WHEREAS, it is deemed by the City Council of the City of Alpine to be in the public interest to amend the FY 2023-2024 budget to include updated Revenues and Expenditures as outlined in Exhibit "A".

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS THAT:

SECTION I
FINDINGS OF FACT

All of the premises attached in the form hereto described as Exhibit "A" is hereby found to be true and accurate representations of the changes approved by the City of Alpine City Council related to the FY 2023-2024 Budget.

SECTION II
CUMULATIVE CLAUSE

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

SECTION III
SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

SECTION IV
PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION V
EFFECTIVE DATE

This ordinance shall be effective upon passage and publication as required by State and Local law.

PASSED, APPROVED, AND ADOPTED THIS 17th DAY OF SEPTEMBER 2024 BY A MAJORITY VOTE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

FIRST AND FINAL READING

SEPTEMBER 17, 2024

ATTEST:

_____
Catherine Eaves, Mayor

_____
Geoffrey R. Calderon, City Secretary

APPROVED AS TO FORM:

_____
City Attorney

"Exhibit A" FY 2023-2024 Budget Amendments

1 Recognize funds for Alpine ISD Daycare contribution transferring from TML Insurance to General Fund (REVENUE & EXPEN

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-620-2103	AISD Daycare	$0	$0	$25,000	$25,000
01-523-9920	Misc Income/Fees	$2,500	$0	$25,000	$27,500
02-599-9110	Insurance - transfer Out	$0	$0	$25,000	$25,000

2 Recognize Increased Expenses in Police Department - Overtime and Unemployment

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-631-0101	Salaries	$ 850,147.00	$ -	$ (37,448.00)	$ 812,699.00
01-631-0103	Overtime	$ 52,602.00	$ -	$ 37,398.00	$ 90,000.00
01-631-0204	Unemployment	$ 1,890.00	$ -	$ 50.00	$ 1,940.00

3 Recognize Increased Expenses in Administration Department - Social Security, Insurance, Retirement, Unemployment

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-623-0101	Salaries	$ 341,846.00	$ 341,846.00	$ (7,500.00)	$ 334,346.00
01-623-0201	Social Security	$ 8,513.00	$ 8,513.00	$ 15,900.00	$ 24,413.00
01-623-0202	Insurance	$ 41,970.00	$ 41,970.00	$ 5,550.00	$ 47,520.00
01-623-0203	Retirement	$ 2,338.00	$ 2,338.00	$ 4,500.00	$ 6,838.00
01-623-0204	Unemployment	$ 450.00	$ 450.00	$ 250.00	$ 700.00
01-623-9800	CIP - Computers/IT	$ 10,000.00	$ 3,200.00	$ (3,200.00)	$ -
01-623-9700	Software/ Employee Review	$ 150,000.00	$ 150,000.00	$ (15,500.00)	$ 134,500.00

4 Recognize Expenses - Building Services - Contract Labor

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-635-0101	Salaries	$ 154,055.00	$ 154,055.00	$ (1,900.00)	$ 152,155.00
01-635-0105	Contract Labor	$ -	$ -	$ 1,900.00	$ 1,900.00

5 Recognize Increase in Salaries - Human Resource (Department had an intern over the summer)

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-636-0101	Salaries	$ 36,755.00	$ 36,755.00	$ 250.00	$ 37,005.00
01-636-0103	Overtime	$ 1,101.00	$ 1,101.00	$ (250.00)	$ 851.00

6 Recognize Expenses - Finance - Contract Labor

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-637-0101	Salaries	$ 286,765.00	$ 286,765.00	$ (70,000.00)	$ 216,765.00
01-637-0103	Contract Labor	$ -	$ -	$ 70,000.00	$ 70,000.00

7 Recognize Increased Expenses - Animal Control

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
	City Hall	$ 10,000.00	$ 10,000.00	$ (3,793.00)	$ 6,207.00
	Police Department	$ 3,000.00	$ 3,000.00	$ (3,000.00)	$ -
	Animal Shelter	$ 20,000.00	$ 20,000.00	$ (15,794.00)	$ 4,206.00
	Insurance	$ 41,970.00	$ 41,970.00	$ 3,325.00	$ 45,295.00
	Unemployement	$ 450.00	$ 450.00	$ 290.00	$ 740.00
	Field Supplies	$ 2,500.00	$ 2,500.00	$ 1,000.00	$ 3,500.00
	Electricity	$ 3,500.00	$ 3,500.00	$ 1,500.00	$ 5,000.00
	Liability/ Auto Coverage	$ 2,942.00	$ 2,942.00	$ 257.00	$ 3,199.00
	Janitoral Supplies	$ 6,000.00	$ 6,000.00	$ 700.00	$ 6,700.00
	Telephone	$ 4,500.00	$ 4,500.00	$ 515.00	$ 5,015.00
	Animal Care	$ 29,500.00	$ 29,500.00	$ 5,000.00	$ 34,500.00
	Spay and Neuter Program	$ 20,000.00	$ 20,000.00	$ 10,000.00	$ 30,000.00

8 Recognize Increased Expenses - Street Department

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
01-644-0101	Salaries	$ 463,517.00	$ 463,517.00	$ (11,465.00)	$ 452,052.00
01-644-0105	Contract Labor	$ -	$ -	$ 7,668.00	$ 7,668.00
01-644-0202	Insurance	$ 67,152.00	$ 67,152.00	$ 3,577.00	$ 70,729.00
01-644-0204	Unemployment	$ 990.00	$ 990.00	$ 220.00	$ 1,210.00

9 Recognize Increased Expenses - Water Department

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
04-653-0101	Salaries	$ 480,989.00	$ 480,989.00	$ (15,645.00)	$ 465,344.00
04-653-0103	Overtime	$ 24,881.00	$ 24,881.00	$ 15,200.00	$ 40,081.00
04-653-0204	Unemployment	$ 1,170.00	$ 1,170.00	$ 445.00	$ 1,615.00

10 Recognize Increased Expenses - Wastewater (Sewer) Department

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
04-654-0101	Salaries	$ 193,362.00	$ 193,362.00	$ 12,000.00	$ 205,362.00
04-654-0103	Overtime	$ 10,478.00	$ 10,478.00	$ 4,500.00	$ 14,978.00
04-654-0202	Insurance	$ 33,576.00	$ 33,576.00	$ 6,750.00	$ 40,326.00
04-654-0203	Retirement	$ 4,270.00	$ 4,270.00	$ 500.00	$ 4,770.00
04-654-0204	Unemployment	$ 270.00	$ 270.00	$ 90.00	$ 360.00
04-654-0705	Collection System Maintenance	$ 75,000.00	$ 75,000.00	$ (23,840.00)	$ 51,160.00

11 Recognize Solid Waste Advisory Grant Revenue and Expenses

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
04-555-8001	GRANT/REIMBURSEMENTS	$ -	$ 6,994.50	$ 6,994.50	$ 6,994.50
04-655-8001	GRANTS	$ -	$ 6,994.50	$ 6,994.50	$ 6,994.50

12 Recognize RAMP Grant Revenue and Expenses

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
05-527-5100	TXDOT RAMP Grant	$ 10,000.00	$ 10,000.00	$ 45,000.00	$ 55,000.00
05-627-0704	Facility Maintenance	$ 15,000.00	$ 15,000.00	$ 45,000.00	$ 60,000.00

13 Recognize Increased Expenses - Tourism/Hot Fund

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
06-656-0103	Overtime	$ 1,460.00	$ 1,460.00	$ 3,975.00	$ 5,435.00
06-656-0204	Unemployment	$ 180.00	$ 180.00	$ 25.00	$ 205.00
06-656-0202	Insurance	$ 8,394.00	$ 8,394.00	$ (4,000.00)	$ 4,394.00

14 Recognize Increased Revenue Collected through Interest and Sinking Tax and Bank Interest

Line - Item	Description	Original Budget	Amended Budget	Proposed Amendment Increase/Decrease	Amended Budget
75-534-0420	Delinquent I&S	$ -	$ -	$ 3,975.00	$ 3,975.00
75-534-0502	Penalty & Interest	$ -	$ -	$ 3,050.00	$ 3,050.00
75-534-7001	I&S Bank Interest	$ -	$ -	$ 5,525.00	$ 5,525.00

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10E
Department: Parks & Recreation
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Geoffrey R. Calderon, City Secretary
Staff Recommendation: Approve

AGENDA ITEM

Approve Resolution 2024-09-15, a resolution approving a recommendation for Parks and Recreation facilities fees as recommended by the Parks and Recreation Board. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

The Parks and Recreation Board (PRB) met on August 14, 2024, to discuss updates to rental facilities fees and procedures. The proposed changes for the Kokernot Park Pavilion included removing the previously established time-slots set last year (9:00 A.M. - 3:00 P.M. & 4:00 P.M. - 9:00 P.M.). In lieu of having the two time-slots, the PRB recommended having one rental slot per day for a total of $30 with a $30 refundable deposit. Additionally, the PRB recommended the following changes to the Civic Center rental process & fees: 1) Removing the half-day option completely, 2) Charging a base price of $550 (including one day access prior to the event to decorate and setup, and 3) the implementation of an updated charge of $50 per day for additional days of access to decorate and setup.

SUPPORTING MATERIALS

1. 2024-09-15 Parks and Recreation Fees
2. Proposed Kokernot Park Pavilion Agreement 2024
3. Proposed Civic Center Agreement 2024

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023-2024: N/A
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/8/2024

THE STATE OF TEXAS

COUNTY OF BREWSTER

CITY OF ALPINE

RESOLUTION 2024-09-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS APPROVING THE RECOMMENDED PARKS AND RECREATION FACILITIES FEES FROM THE PARKS AND RECREATION BOARD.

WHEREAS, the City Council of the City of Alpine seeks to offer venues event places for the residents of Alpine to use and enjoy; and

WHEREAS, the City Council has cause in pursuit of their legislative duties to promote the participation of citizens and to receive formal input from them on a variety of issues; and

WHEREAS, the Parks and Recreation Board was established by the City Council to make recommendations on Parks and Recreation matters of the City; and

WHEREAS, the Parks and Recreation Board has recommended updated fees and regulations for rental of parks and recreation facilities owned and operated by the City of Alpine; and

WHEREAS, the City Council deems it to be in the best interest of the City to accept the recommendation from the Parks and Recreation Board and update the fees.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS THAT:

SECTION 1. The official recommendation of the Parks and Recreation Board is hereto attached as "Exhibit A."

SECTION 2. The City Council hereby approves "Exhibit A" and approves of the fee structure recommended by the Parks and Recreation Board.

SECTION 3. This resolution takes effect on the 1st day of October in the year 2024.

PASSED AND APPROVED THIS THE 17TH DAY OF SEPTEMBER 2024 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

APPROVED:

_____

Catherine Eaves, Mayor

ATTEST:

_____

Geoffrey R. Calderon, City Secretary

EXHIBIT "A"

KOKERNOT PARK PAVILION

CURRENT RATES

- $40 (9:00 A.M. – 3:00 P.M.)
- $40 (4:00 P.M. – 9:00 P.M.)
- $75 to rent the entire day
- $25 Deposit

RECOMMENDED FACILITY RATES
FOR KOKERNOT PARK PAVILION RENTAL

UPDATED STANDARD RATES

- $30 / day (No half day option)
- $30 Deposit

UPDATED RULES

- Deposit is refundable if no trash is left. If trash is left, the deposit will be forfeited.

CIVIC CENTER

RECOMMENDED FACILITY RATES
FOR THE ALPINE CIVIC CENTER

CURRENT RATES

RATES & FEES	Commercial General Public	Non-Profit Organization	Government Agencies
Full Day Rental (8 Hours)	$500.00	$100.00	$100.00
Half Day Rental (4 Hours, M-F)	$250.00	$50.00	$50.00
Half Day Rental (4 Hours, S/S)	$500.00	$100.00	$100.00
Deposit	$200.00	$200.00	$200.00
Security	$60.00/hr. for 2 officers	$60.00/hr. for 2 officers	$60.00/hr. for 2 officers

UPDATED STANDARD RATES

RATES & FEES	Commercial General Public	Non-Profit Organization	Government Agencies
Full Day Rental (8 Hours)	$550.00	$100.00	$100.00
Additional fee for days prior to event	$50.00	$50.00	$50.00
Deposit	$200.00	$200.00	$200.00
Security	$60.00/hr. for 2 officers	$60.00/hr. for 2 officers	$60.00/hr. for 2 officers

KOKERNOT PAVILION

1500 N. Fighting Buck St
Alpine, Texas 79830

RESERVATION FORM

LESSEE INFORMATION			
Event Date(s)	Event Start Time A.M / P.M	Event End Time A.M / P.M	Total hours
First Name	Last Name		Primary Telephone Number
Mailing Address			Email Address
Emergency Contact Person *(First Name, Last Name)*			Emergency Telephone Number

RATES & FEES	Commercial General Public
Full Day Rental (9:00 a.m. to 9:00 p.m.)	$30.00
Deposit (Refundable)	$30.00

RULES & REGULATIONS

1. Payment of the full rental fees & rental facility deposit is due at the time of application by cash, check, or money order. **The facility will not be reserved until full payment is made.**
2. Deposits are 100% refundable provided conditions are met and no trash is left behind.
3. Kokernot Pavilion must be left as it was found.
4. No barbeque/grilling under canopy is allowed.
5. All decorations must be removed.
6. All trash, paper, cans, etc. from floors, tables, and parking lot that was causes by the event must be picked up.
7. Any damage to Kokernot Pavilion will be charged to lessee.
8. Absolutely no alcohol is allowed. If any alcohol is discovered, lessee will be cited by the authorities.
9. Cancellations must be 10 days before event in order for refund.
10. City policy is no exceptions to the reservation fees and deposit.

I, hereby agree to and shall relieve, hold harmless and indemnify the City of Alpine, Texas from any and all claims or damages from any person or persons whatsoever as a result to the use of the facilities aforesaid, agree to pay for the use of the Pavilion at the Kokernot Park and acknowledge and agree to the above rules & regulations.

_____

Lessee Printed Name Lessee Signature Date

FOR OFFICE USE ONLY – VERIFIED BY

_____

Staff Printed Name Staff Signature Date

CIVIC CENTER

100 N. 13TH ST
Alpine, Texas 79830
(432) 837-3301 x 1

FACILITY INFORMATION

RATES & FEES	Commercial General Public	Non-Profit Organization	Government Agencies
Full Day Rental (8 Hours)	$550.00	$100.00	$100.00
Additional fee for days prior to event	$50.00	$50.00	$50.00
Deposit	$200.00	$200.00	$200.00
Security *Required if alcohol is served*	$60.00/hr. for 2 officers	$60.00/hr. for 2 officers	$60.00/hr. for 2 officers

AMENITIES	Quantity	Description
Plastic tables		2 ½' x 8' rectangle
		5' round
Chairs		Stainless steel
Wi-Fi	Open	Civic Center
Ice machine		
Maximum Occupancy	507	

DEPOSIT AND FEES

Payment of the full rental fees & rental facility deposit **is due at the time of application** by cash, check, or money order. The facility will not be reserved until full payment is made.

Facility Rental Damage and Cleaning Deposit: **$200.00**
Damage deposits are 100% refundable provided the following conditions are met:

- The room(s) and facility (including outside area) are left properly cleaned and in an orderly manner per the Facility Cleaning Procedures.
- Use of the facility **does not** exceed the scheduled time.
- All equipment is accounted for and undamaged.
- Damage to the area or its contents has not occurred.
- All rules and procedures governing alcohol and smoking are met.
- All doors and windows are closed and locked. All AC/ heaters are turned off.
- All lights turned off & are to remain turned off at the end of every night.
- All rules and procedures governing City of Alpine facility use are met.

Cost for damages	Cost	Description

Plastic tables	$150.00	Rectangle each
	$225.00	Round each
Chairs	$75.00	Each
Lost key	$100.00	Each
Late return key	$75.00	Per day
Unlocked door	$75.00	Per day
Lights left on overnight	$50.00	Per day/night
A/Cs or heater not turned off	$50.00	Per day
Alcohol penalty charge	$200.00	

If the above conditions are not met to the satisfaction of City Staff, an appropriate fee will be deducted from the damage deposit. If the cost of cleaning and/or repair of the facility exceeds the amount of the damage deposit, the rental group will be billed for those additional costs. If the renter or organization fails to satisfy all outstanding payments, they will be barred from renting the Civic Center until all outstanding charges are paid. Deposits will be refunded via check within 30 days post event.

CANCELLATION POLICY

All reservation cancellations must be made in writing. Cancellations made 10 or more working days prior to the event will result in a full refund of the fees paid. Deposits are not refundable with less than 10 day written notice.

TERMINATION POLICY

All relative City of Alpine Codes and Ordinances will be in effect and enforced at all City of Alpine facilities. There are regulations governing sound and noise levels, pets, animals, parking, vehicle access, weapon possession, etc. These codes can be viewed online at www.cityofalpine.com. The City of Alpine reserves the right to terminate your event if City Staff, in good faith, perceive that you or your guests pose a risk to the safety of the persons or property on the premises or that you or your guests are violating local, state or federal laws. Upon verbal notice from City Staff or the Alpine Police Department that your event is being terminated, you and your guests must leave the premises immediately, and you will not receive a refund of your rental fee. You will be responsible for the prompt removal of any personal items brought to your event.

ALCOHOL POLICY

Absolutely no alcohol is allowed in the Civic Center without the explicit authorization from the City. Security must be provided by the Alpine Police Dept., at all times that alcohol is served or consumed. Failure to abide by this rule will result in an alcohol penalty charge and the renter will be barred from renting the Civic Center going forward.

APPLICATION

The City of Alpine encourages the use of the Civic Center if use is of a lawful purpose, and does not interfere with the City of Alpine's conduct of programs or the primary purpose for which the buildings and grounds are intended. Community use of facilities is subject to the terms of City of Alpine ordinances, resolutions, this agreement, and the current schedule of user fees. Permission to use a facility may be denied based on the belief that the activity proposed is not in the City of Alpine's best interest, or the level of previously scheduled use. No person shall be denied access of the facility based on race, creed, sex, sexual orientation, origin, or other lawfully protected class.

SPONSOR INFORMATION	***Complete at least one (A or B) listed below***	
A. Individual Sponsor		
First Name	Last Name	Primary Telephone Number
Mailing Address		Email Address
Emergency Contact Person *(First Name, Last Name)*		Emergency Telephone Number
B. Organization, Business Entity, or Non-Profit		
Organizational Type: ☐ Organization ☐ Business Entity ☐ Non-Profit ☐ Other _____		
Organization Name		Tax ID Number (Non-profit only)
Contact First Name	Contact Last Name	Primary Telephone Number
Mailing Address		Email Address
Emergency Contact Person *(First Name, Last Name)*		Emergency Telephone Number
Deposit Refund will be issued to organization unless otherwise noted:		

EVENT INFORMATION		
Nature & Purpose of Activity		Primary Telephone Number
Event Date(s)	Event Start Time A.M / P.M	Event End Time A.M / P.M
Will Alcohol Be Served? ☐ YES ☐ NO	Serving Start Time A.M / P.M	Serving End Time A.M / P.M

CIVIC CENTER RENTAL RATES & FEES WORKSHEET

	COST	QTY DAYS	SUBTOTAL
RENTAL FEES			
Full Day Rental Commercial General Public	$550.00		$
Full Day Rental Non-Profit Organization	$100.00		$
Full Day Rental Government Agency	$100.00		$
SECURITY FEES			
$60.00/hr for 2 Officers: *Security is required if alcohol is being served and/ or consumed.* _____am/pm to _____am/pm = _____hrs	$60.00/hr		$
DEPOSIT & CLEANING FEES			
Facility rental damage and cleaning fee	$200.00		$
TOTAL DUE			**$**

_____

Sponsor Printed Name Sponsor Signature Date

FOR OFFICE USE ONLY – VERIFIED BY

_____

Staff Printed Name Staff Signature Date

RULES & REGULATIONS

1. The individual who fills out the agreement must call to let the City know if someone else will be picking up the Civic Center key.
2. DJ booth is to be locked at all times, only the keyholder is allowed in the booth.
3. Do not put any personal belongings or items in the closet near the handicapped restrooms.
4. No sawdust, powder or anything on the dance floor that would make the floor "easier to dance on" will be permitted.
5. No staples are allowed. Do not hang decorations from the ceiling. Tape or such that is used needs to be taken off completely and all decorations need to be removed from the building.
6. No items/ decorations which utilize a fire source i.e. candles, torches, fireworks, etc. will be permitted.
7. AC should **not** be below **72º**. Turn on AC 2-3 hours before event to cool down Civic Center. Maximum heat should not exceed **76 º**.
8. No smoking is allowed inside the Civic Center.
9. Vendors must not hook up RVs to any City building outlet without explicit written authorization. This applies to both electrical & water/ wastewater.
10. No parking is allowed on Holland St. in front of the payment drop box. No parking is allowed in front of city offices or in paved office parking lot during normal business hours.
11. The Civic Center must be left as it was found.
12. Clean up includes sweeping & wiping down tables and chairs before putting them away.
13. Tables must be put away in storage room and chairs must be stacked properly against the wall. Do not drag chairs across the floor, use the dolly that is provided or carry them.
14. Remove all trash, paper, cans, etc. from restroom floors, commodes, sinks, tables, outside of building and parking lot. Trash needs to be emptied in outside dumpsters.
15. Clean up has to be done as soon as the event is over or early the next day.
16. Clean, rinse and dry metal ice bins (bar area): Empty buckets into sink, rinse and replace under the bins.
17. When closing the building make sure all doors are locked, air conditioning /heater is off, and all lights are turned off.
18. If there is damage to the Civic Center, something is left turned on, or doors are left unlocked, the cost will be deducted from the deposit.
    NOTE: If damages are more than the deposit, lessee will be invoiced for the remaining amount in addition to the deposit.
19. Keys must be returned the following business day, or a penalty will be charged PER DAY.
20. The event must be ended by 2 a.m., so please begin clearing out guests at 1:30 a.m.
21. For emergencies dial 911. For issues that are urgent but not an emergency, please call the Alpine Police Dept. non- emergency line at 432-837-3986.

I have read and understand all of the following rules, I understand that a penalty charge will be assessed from the deposit for each rule that is not followed or broken.

_____

Sponsor Printed Name Sponsor Signature Date

AGREEMENT

The person or organization entering into a rental agreement with the City of Alpine for the use of the Civic Center certifies that the information given in this application is current. The undersigned further states that he/she has the authority to make this application for the applicant and agrees that the applicant will observe all rules and regulations. The applicant further agrees to reimburse the City of Alpine for any damages arising from the applicant's use of said facility. Any accident involving injury to participants or damages to the facility or its contents occurring during the use of the City of Alpine facilities or equipment will be reported to the City of Alpine immediately. The applicant agrees that the City of Alpine and its agents or employees will not be liable for any damage to person or property by reason of negligent acts of applicant, its agents, employees, invitees, or subcontractors. Applicant agrees to protect, indemnify for legal costs and other expenses, and hold harmless the City of Alpine and its officers, employees, directors and agents from claims, liabilities, or suits, arising out of injury to person or property from negligent acts of applicant, directly or indirectly attributable to user's activities and/or use of premises except for sole negligence of the City of Alpine.

I have read and agree to the terms above.

_____

Sponsor Printed Name Sponsor Signature Date

FACILITY PROCEDURE CHECKLIST

- ☐ All sinks, counters, mirrors, appliances, tables, chairs, doors, walls etc. are clean
- ☐ Stained concrete floor is clean
- ☐ All garbage cans are empty and lined with garbage liners
- ☐ Tables/chairs are clean and correctly aligned in their respective areas
- ☐ No personal items have been left behind
- ☐ AC/Heater & Lights are off
- ☐ All doors are locked

Please note any discrepancies and exact locations below and return to City Hall with your key:

_____
_____
_____
_____
_____
_____

SPONSOR

_____

Sponsor Printed Name | Sponsor Signature | Date/Time

FOR OFFICE USE ONLY

CITY STAFF COMMENTS

_____
_____
_____
_____
_____

_____

Staff Printed Name | Staff Signature | Date

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10F
Department: Office of the City Secretary
Sponsor: Geoffrey R. Calderon, City Secretary
Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: Approve

AGENDA ITEM

Approve Order 2024-09-01, an order approving an election services contract with Brewster County for the Joint November 5, 2024 Special Charter Election. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

The City has requested to enter into a Joint Election Services Agreement with Brewster County. Entering into a joint election services contract betters serves the voters so that the voter can cast their ballot for Federal, State, County, and Municipal measures.

SUPPORTING MATERIALS

1. Order 2024-09-01 Joint Election Services Contract
2. 2024 Joint Election Services Contract

BUDGET CONSIDERATIONS

Expenditure Required:	To be determined based on City's portion of cost
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/8/2024

STATE OF TEXAS

CITY OF ALPINE

COUNTY OF BREWSTER

ORDER 2024-09-01

APPROVAL OF AN JOINT ELECTION SERVICES CONTRACT BETWEEN THE CITY AND BREWSTER COUNTY FOR THE NOVEMBER 5, 2024 SPECIAL ELECTION.

WHEREAS, the City of Alpine ("the City") has called a special election to be held for the purpose of submitting proposed amendments to the Alpine City Charter to be held on November 5, 2024; and

WHEREAS, Subchapter D of Chapter 31 of Title 3 of the Texas Election Code authorizes a County Election Officer to contract with the governing body of a political subdivision situated in the County to provide election services; and

WHEREAS, Brewster County has agreed to enter into an agreement to provide election services to the City; and

WHEREAS, contracting with Brewster County provides a more efficient service to voters during a November election so that the qualified voters of the City may cast their votes on one ballot for all Federal, State, County, and Municipal measures; and

WHEREAS, the City desires to contract with Brewster County to obtain the services required to conduct a joint election.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF ALPINE TEXAS THAT:

The City Council of the City of Alpine, Texas hereby authorizes the City to enter into an Joint Election Services Contract with Brewster County for the November 5, 2024 Election.

PASSED, APPROVED, AND ADOPTED BY A MAJORITY VOTE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS ON SEPTEMBER 17, 2024.

APPROVED: ATTEST:

_____ _____

Catherine Eaves, Mayor Geoffrey R. Calderon, City Secretary

JOINT ELECTION SERVICES CONTRACT
("Election Services Contract")

ELECTION SERVICES

AGREEMENT BETWEEN

THE BREWSTER COUNTY ELECTIONS ADMINISTRATOR
("Contracting Election Officer")

AND

CITY OF ALPINE, TEXAS
("Participating Political Subdivision")

FOR THE CONDUCT OF A JOINT

ELECTION TO BE HELD ON

TUESDAY, NOVEMBER 5, 2024

TO BE ADMINISTERED BY THE BREWSTER COUNTY ELECTIONS ADMINISTRATOR

1. **ADMINISTRATION AND STATUTORY AUTHORITY**

   a. Lora Nussbaum is the duly appointed County Elections Administrator ("Elections Administrator") of Brewster County, Texas, and the Department Head of the Brewster County Elections Department. As such, Lora Nussbaum is the Election Administrator of Brewster County, Texas and is authorized by Subchapter D of Chapter 31 of Title 3 of the Texas Election Code to enter into this Election Services Contract with the contracting authority of the Participating Political Subdivision.

   b. The contracting authority of the Participating Political Subdivision is hereby participating in the Joint Election to be held in Brewster County, Texas on Tuesday, November 5, 2024. The Participating Political Subdivision is hereby contracting with the Elections Administrator of Brewster County, Texas, and all other joining jurisdictions to perform the election services set forth in this Election Services Contract under Subchapter D of Chapter 31 of Title 3 of the Texas Election Code.

2. **DUTIES AND SERVICES OF THE CONTRACTING ELECTION OFFICER**

   a. The Contracting Election Officer shall be responsible for performing the following duties and shall furnish the following services and equipment:

      i. The Contracting Election Officer will prepare and publish the required Notice of Election and post the required election orders, ordinances, and resolutions to the Brewster County Elections Department website.

      ii. The Contracting Election Officer shall arrange for appointment, notification (including writ of election), training and compensation of all presiding judges, alternate judges, the judge of the Central Count Station, and judge of the Early Voting Ballot Board.

      iii. The Contracting Election Officer shall be responsible for notification of each Election Day and Early Voting presiding judge and alternate judge of his/her appointment.

      iv. The Contracting Election Officer will determine the number of clerks to work in the Central Count Station and the number of clerks to work on the Ballot Board.

      v. The Contracting Election Officer shall compensate each election judge and worker and shall invoice the Participating Political Subdivision their portion of labor charges, divided between all entities participating in the joint election.

   b. The Contracting Election Officer shall procure, prepare, and distribute voting machines, election kits, and election supplies.

      i. The Contracting Election Officer shall secure election kits, which include the legal documentation required to hold an election and all supplies.

      ii. The Contracting Election Officer shall secure the tables, chairs, and legal documentation required to run the Central Count Station.

      iii. The Contracting Election Officer shall provide all lists of registered voters required for use on Election Day and for the Early Voting period required by law.

      iv. The Contracting Election Officer shall procure and arrange for the distribution as needed of all election equipment and supplies required to hold an election.

         1. The voting equipment used in this election is ES&S Express Vote & DS200 Ballot Scanners.

         2. Supplies include paper ballot cards, Early Voting and Election Day supply

kits, provisional ballot kits, security seals, pens, tape, markers, etc.

c. The Contracting Election Officer, Lora Nussbaum, shall be appointed the Early Voting Clerk.

   i. The Contracting Election Officer shall supervise and conduct Early Voting by mail and in person and shall secure personnel to serve as Deputy Early Voting Clerk(s).

   ii. The Contracting Election Officer shall select the Early Voting polling locations and arrange for the use of each.

   iii. Early Voting by personal appearance for the Participating Political Subdivision shall be conducted during the Early Voting dates and times and at the locations listed in Exhibit "A" attached and incorporated by reference into this Election Services Contract.

   iv. All applications for an Early Voting mail ballot shall be received and processed by the Brewster County Elections Administration Office located at 203 N. 7th Street, Alpine, Texas, 79830.

      1. Applications for mail ballots erroneously mailed to the Participating Political Subdivision shall immediately be faxed to the Contracting Officer for timely processing. The original application shall then be forwarded to the Contracting Election Officer for proper retention.

      2. All Federal Post Card Applications (FPCA) will be sent a mail ballot. No postage is required.

   v. All Early Voting ballots (those cast by mail and those cast by personal appearance) shall be prepared for counting by the Early Voting Ballot Board in accordance with Section 87.000 of the Texas Election Code. The Contracting Election Officer shall appoint the presiding judge of this Board.

d. The Contracting Election Officer shall select the Election Day polling locations and arrange for the use of each.

   i. The Election Day polling locations are listed in Exhibit "B," attached and incorporated by reference into this Election Services Contract.

e. The Contracting Election Officer shall be responsible for establishing and operating the Central Count Station to receive and tabulate the voted ballots in accordance with Section

127.001 of the Election Code and of this agreement. The Central Count Station Manager shall be Lora Nussbaum. The Central Count Station Judge and the Tabulation Supervisor shall be appointed by the Contracting Election Officer.

   i. The Tabulation Supervisor shall prepare, test and run the County's tabulation system in accordance with statutory requirements and county policies, under the auspices of the Contracting Election Officer.

   ii. The Public Logic and Accuracy Test and Hash Validation of the electronic voting system shall be conducted in accordance with Texas Election Code. The Contracting Election Officer will post the required Notice of Logic and Accuracy Testing and Hash Validation.

   iii. Election night reports will be available to the Participating Political Subdivision at the Central Counting Station on election night. Provisional ballots will be tabulated after election night in accordance with State law.

   iv. The Contracting Election Officer shall prepare the unofficial canvass report after all

precincts have been counted, and will provide canvassing documents to the Participating Political Subdivision as soon as possible after all returns have been tallied.

v. The Contracting Election Officer shall be appointed as the custodian of the voted ballots and shall retain all election materials for a period of 22 months.

1. Pending no litigation and as prescribed by law, the voted ballots shall be shredded 22 months after the election.

f. The Contracting Election Officer shall conduct a partial manual count as prescribed by Section 127.201 of the Texas Election Code and submit a written report to the Participating Political Subdivision in a timely manner. If applicable, a written report shall be submitted to the Secretary of State as required by Section 127.201 of the aforementioned code.

3. **DUTIES AND SERVICES OF THE PARTICIPATING POLITICAL SUBDIVISION**

a. The Participating Political Subdivision shall assume the following duties:

i. The Participating Political Subdivision will prepare, adopt, and publish all legally required election orders, resolutions, and other documents required by, or of, their governing bodies. The Participating Political Subdivision are required to send Brewster County Elections Department a copy of any election order or resolution related to this Joint Election within three business days of publishing, adopting or ordering it.

ii. The Participating Political Subdivision shall procure and provide the Contracting Election Officer with the ballot layout and Spanish translation in an electronic format.

1. The ballot language for the Special Election for the Participating Political Subdivision is hereto attached as Exhibit "C."

2. The Participating Political Subdivision shall approve the ballot proofs format within 24 hours of receiving the ballot proof and prior to the final printing.

3. The charges incurred during a manual recount, if any, will be assessed as outlined in Sec. 212 of the Texas Election Code.

b. The Participating Political Subdivision shall pay its portion of the cost of conducting said election, pursuant to the Texas Election Code, Section 31.100, within 30 days from the date of final billing. Additionally, all payments in excess of the final cost to perform the election will be refunded to the Participating Political Subdivision.

4. **COST OF SERVICES.**

a. The Participating Political Subdivision shall assume the responsibility of remitting their portion of cost of all employee services required for the conduct of the election.

5. **GENERAL PROVISIONS**

a. Nothing contained in this Election Services Contract shall authorize or permit a change in the officer with whom, or the place at which any document or record relating to the Participating Political Subdivision's November 5, 2024 Joint Election are to be filed, or the place at which any function is to be carried out, or any nontransferable functions specified under Section 31.096 of the Texas Election Code.

b. Upon request, the Contracting Election Officer will provide copies of all invoices and other charges received in the process of running said election for the Participating Political Subdivision.

c. The Contracting Officer shall file copies of this contract with the County Treasurer and the County Auditor of Brewster County, Texas, as required by Section 31.099 of the Texas Election Code.

WITNESS BY MY HAND THIS _____ DAY OF _____, 2024.

_____
Greg Henington, Brewster County Judge

WITNESS BY MY HAND THIS _____ DAY OF _____, 2024.

_____
Lora Nussbaum, Brewster County Elections Administrator

WITNESS BY MY HAND THIS _____ DAY OF _____, 2024.

_____
Catherine Eaves, Mayor

WITNESS BY MY HAND THIS _____ DAY OF _____, 2024.

_____
Geoffrey R. Calderon, City Secretary

Exhibit A *(Anexo A)* **Brewster County** *(Condado de Brewster)*

November 5, 2024 Joint General and Special Election - Early Voting Locations, Dates and Hours
(5 de noviembre de 2024 Elección general y especial conjunta - Lugares de Votación Temprana, Fechas y Horas)

Important Note: Eligible Brewster County registered voters (with an effective date of registration on or before November 5, 2024) may vote at any Early Voting location.
(*Nota importante: Los votantes registrados elegibles del Condado de Brewster (con una fecha efectiva de registro en o antes del 4 de noviembre de 2024 pueden votar en cualquier lugar de votación anticipada.)*

Sunday *(Domingo)*	**Monday** *(Lunes)*	**Tuesday** *(Martes)*	**Wednesday** *(Miércoles)*	**Thursday** *(Jueves)*	**Friday** *(Viernes)*	**Saturday** *(Sábado)*
October 20 No Voting *(20 de octubre) (Sin votar)*	**October 21 Early Voting** *(21 de octubre) (Votación adelantada)* **8 am – 5 pm**	**October 22 Early Voting** *(22 de octubre) (Votación adelantada)* **8 am – 5 pm**	**October 23 Early Voting** *(23 de octubre) (Votación adelantada)* **8 am – 5 pm**	**October 24 Early Voting** *(24 de octubre) (Votación adelantada)* **8 am – 5 pm**	**October 25 Early Voting** *(25 de octubre) (Votación adelantada)* **8 am – 5 pm**	**October 26 Early Voting** *(26 de octubre) (Votación adelantada)* **7 am – 7 pm**
October 27 Early Voting *(27 de octubre) (Votación adelantada)* **1 pm –7p m**	**October 28 Early Voting** *(28 de octubre) (Votación adelantada)* **7 am – 7 pm**	**October 29 Early Voting** *(29 de octubre) (Votación adelantada)* **7 am – 7 pm**	**October 30 Early Voting** *(30 de octubre) (Votación adelantada)* **7 am – 7 pm**	**October 31 Early Voting** *(31 de octubre) (Votación adelantada)* **7 am – 7 pm**	**November 1 Early Voting** *(1 de noviembre) (Votación adelantada)* **7 am – 7 pm**	

Polling Location *(Lugar de Votación)*	**Room Name** *(Nombre de la habitación)*	**Address** *(Dirección)*	**City** *(Ciudad)*	**Zip Code** *(Código postal)*
Brewster County Elections (Main Early Voting Location)	Val Clark Beard Office Complex	203 N. 7th Street	Alpine, TX	79830

***Polling locations are subject to change. For the most current list of locations, please visit the Elections webpage at** https://www.brewstercounty.gov/page/elections.information
*(*Los lugares de votación están sujetos a cambios. Para obtener la lista más actualizada de ubicaciones, visite la página web de Elecciones en* https://www.brewstercounty.gov/page/elections.information*)*

Applications for ballot by mail may be mailed and must be received no later than the close of business on October 25, 2024, to: *(Las solicitudes de boleta por correo pueden enviarse por correo y deben recibirse a más tardar el 25 de octubre de 2024 para:)*

Lora Nussbaum, Early Voting Clerk
107 W. Ave E #3
Alpine, Texas 79830
432-837-6230
https://www.brewstercounty.gov/page/elections.administrator

Applications for ballot by mail may also be faxed or emailed and must be received no later than the close of business on October 25, 2024. For an application for ballot by mail submitted by telephonic facsimile machine or electronic transmission to be effective, the hard copy of the application must also be submitted by mail and be received by the early voting clerk not later than the fourth business day after the transmission by telephonic facsimile machine or electronic transmission is received. (Texas Election Code 84.007)

(Las solicitudes de boleta por correo también pueden enviarse por fax o correo electrónico y deben recibirse antes del cierre de operaciones el 23 de abril de 2024. Para que una solicitud de boleta por correo enviada por máquina de fax o transmisión electrónica sea efectiva, la copia impresa de la solicitud también debe presentarse por correo y ser recibida por el secretario de votación anticipada a más tardar el cuarto día hábil posterior a la recepción de la transmisión por fax o máquina electrónica de fax. (Código Electoral de Texas 84.007).)

Fax *(Fax)* **– 432-837-4430**
Email *(Correo electrónico)* **– election.admin@co.brewster.tx.us**

Exhibit B *(Anexo B)* **Brewster County** *(Condado de Brewster)*

Election Day Polling Locations for the November 5, 2024 Joint General and Special Election – 7 am - 7 pm*
(Centros de votación del día de las elecciones para las Elección generale y especial conjunta del 5 de noviembre de 2024 – 7 am – 7pm)*

Important Note: Eligible Brewster County registered voters (with an effective date of registration on or before November 5, 2024) may only vote at their registered Precinct Election Day location.
(*Nota importante: Los votantes registrados elegibles del Condado de Collin (con una fecha efectiva de registro en o antes del 5 de noviembre de 2024 puede votar en cualquier lugar el día de las elecciones.)*

Polling Location *(Lugar de Votación)*	**Precinct** *(Distrito)*	**Address** *(Dirección)*	**City** *(Ciudad)*	**City Wards** *(Distritos del Ciudad)*
Assembly of God	Precinct 1	1802 N Hwy 118, Alpine, TX 79830	Alpine	1, 3, 4, 5
Judge Val Beard Office Complex	Precinct 2	203 N 7th, Alpine, TX 79830	Alpine	1, 2, 4, 5
Alpine Civic Center	Precinct 4	801 W. Holland Ave, Alpine, TX 79830	Alpine	1, 2, 3, 4
Food Pantry of Alpine	Precinct 8	933 East Gallego Ave, Alpine, TX 79830	Alpine	1, 2, 4, 5

***Polling locations are subject to change. For the most current list of locations, please visit the Elections webpage at www.brewstercounty.gov.**
*(*Los lugares de votación están sujetos a cambios. Para obtener la lista más actualizada de ubicaciones, visite la página web de Elecciones en* **www.brewstercounty.gov.**)*

Applications for ballot by mail may be mailed and must be received no later than the close of business on October 25, 2024, to: *(Las solicitudes de boleta por correo pueden enviarse por correo y deben recibirse a más tardar el 23 de abril de 2024 para:)*

Lora Nussbaum, Early Voting Clerk
107 W. Ave E #3
Alpine, Texas 79830
432-837-6230
https://www.brewstercounty.gov/page/elections.administrator

Applications for ballot by mail may also be faxed or emailed and must be received no later than the close of business on October 25, 2024. For an application for ballot by mail submitted by telephonic facsimile machine or electronic transmission to be effective, the hard copy of the application must also be submitted by mail and be received by the early voting clerk not later than the fourth business day after the transmission by telephonic facsimile machine or electronic transmission is received. (Texas Election Code 84.007)
(Las solicitudes de boleta por correo también pueden enviarse por fax o correo electrónico y deben recibirse antes del cierre de operaciones el 25 de octubre de 2024. Para que una solicitud de boleta por correo enviada por máquina de fax o transmisión electrónica sea efectiva, la copia impresa de la solicitud también debe presentarse por correo y ser recibida por el secretario de votación anticipada a más tardar el cuarto día hábil posterior a la recepción de la transmisión por fax o máquina electrónica de fax. (Código Electoral de Texas 84.007).)

Fax *(Fax)* **– 432-837-4430**
Email *(Correo electrónico)* **– election.admin@co.brewster.tx.us**

OFFICIAL BALLOT

CITY OF ALPINE - PROPOSITION A

SHALL ARTICLE II POWERS OF THE CITY, SECTION 2.01 GENERAL POWERS, OF THE CITY OF ALPINE, TEXAS CITY CHARTER BE AMENDED TO ADD (D) THE COUNCIL IS REQUIRED TO REVIEW THE CITY CHARTER AS NEEDED BUT AT LEAST EVERY 5 YEARS TO KEEP IT IN COMPLIANCE WITH ALL STATE AND FEDERAL LAWS AND TO VERIFY THAT THE CHARTER STILL MEETS THE NEEDS OF THE RESIDENTS OF ALPINE?

(CIUDAD DE ALPINE - PROPOSICIÓN A)

(¿DEBEN ENMENDARSE EL ARTÍCULO II PODERES DE LA CIUDAD, SECCIÓN 2.01 PODERES GENERALES DE LA CIUDAD DE ALPINE, ESTATUTOS DE LA CIUDAD DE TEXAS PARA AGREGAR (D) EL CONSEJO DEBE REVISAR LOS ESTATUTOS DE LA CIUDAD SEGÚN ES NECESARIO, PERO AL MENOS CADA 5 AÑOS PARA MANTENERLOS EN CUMPLIMIENTO DE TODAS LAS LEYES ESTATALES Y FEDERALES Y VERIFICAR QUE LA CARTA AÚN SATISFACE LAS NECESIDADES DE LOS RESIDENTES DE ALPINE?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION B

SHALL ARTICLE II POWERS OF THE CITY, SECTION 2.03 ALTERATION AND EXTENSION OF BOUNDARIES, OF THE ALPINE, TEXAS CITY CHARTER BE AMENDED TO DISALLOW INVOLUNTARY ANNEXATION BY REMOVING SECTION (B) BY ACTION OF THE CITY COUNCIL, WITH OR WITHOUT THE CONSENT OF THE INHABITANTS OR OWNERS OF THE TERRITORY TO BE ANNEXED?

(CIUDAD DE ALPINE - PROPOSICIÓN B)

(¿DEBEN ENMENDARSE EL ARTÍCULO II PODERES DE LA CIUDAD, SECCIÓN 2.03 ALTERACIÓN Y EXTENSIÓN DE LÍMITES, DE LA ESTATUTA DE LA CIUDAD DE ALPINE, TEXAS PARA NO PERMITIR LA ANEXIÓN INVOLUNTARIA ELIMINANDO LA SECCIÓN (B) POR ACCIÓN DEL CONSEJO MUNICIPAL, CON O SIN EL CONSENTIMIENTO DE LOS HABITANTES O PROPIETARIOS DEL TERRITORIO A ANEXARSE?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION C

SHALL ARTICLE II POWERS OF THE CITY, SECTION 2.04 ANNEXATION PROCEDURES, OF THE ALPINE, TEXAS CITY CHARTER BE AMENDED TO REMOVE, WHETHER BY ACTION OF THE CITY COUNCIL OR BY PETITION AND THEREFORE MAKE CLEAR THAT ALL ACTION OF THE CITY COUNCIL MUST BE STRICTLY COMPLIANT WITH STATE LAW?

(CIUDAD DE ALPINE - PROPOSICIÓN C)

(¿DEBEN ENMENDARSE EL ARTÍCULO II PODERES DE LA CIUDAD, SECCIÓN 2.04 PROCEDIMIENTOS DE ANEXIÓN, DE LA ESTATUTA DE LA CIUDAD DE ALPINE, TEXAS PARA ELIMINAR, YA SEA POR ACCIÓN DEL CONSEJO MUNICIPAL O POR PETICIÓN Y POR LO TANTO DEJAR CLARO QUE TODA ACCIÓN DEL CONSEJO MUNICIPAL DEBE SER ESTRICTAMENTE CUMPLIMIENTO CON LEY DEL ESTADO?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION D

SHALL ARTICLE III THE CITY COUNCIL, SECTION 3.01 NUMBER, SELECTION AND TERMS OF OFFICE, SUBSECTION (B), OF THE ALPINE, TEXAS CITY CHARTER BE AMENDED TO CHANGE THE WORDS DISTRICTS TO THE WORDS WARDS?

(CIUDAD DE ALPINE - PROPOSICIÓN D)

(¿SE DEBE ENMENDAR EL ARTÍCULO III DEL CONSEJO MUNICIPAL, SECCIÓN 3.01 NÚMERO, SELECCIÓN Y TÉRMINOS DE FUNCIONAMIENTO, SUBSECCIÓN (B), DE LA ESTATUTA DE LA CIUDAD DE ALPINE, TEXAS PARA CAMBIAR LAS PALABRAS DISTRITOS POR LAS PALABRAS BARRIOS?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION E

SHALL ARTICLE III THE CITY COUNCIL, SECTION 3.01 NUMBER, SELECTION AND TERMS OF OFFICE, SUBSECTION (D) OF THE ALPINE, TEXAS CITY CHARTER BE AMENDED TO STATE THE FOLLOWING (D) THE MAYOR AND COUNCILMEMBERS WILL BE ELECTED FOR 3-YEAR TERMS WITH TWO TERM LIMITS SEQUENTIALLY BEGINNING WITH THE 2025 ELECTION FOR WARDS 1 AND 3, 2026 ELECTION FOR WARDS 5 AND THE MAYOR, 2027 FOR WARDS 2, 4. AFTER TWO TERMS SERVED A COUNCILMEMBER OR MAYOR MUST SIT OUT FOR AT LEAST ONE YEAR BEFORE BECOMING ELIGIBLE TO SERVE ON COUNCIL AGAIN?

(CIUDAD DE ALPINE - PROPOSICIÓN E

(¿DEBE EL ARTÍCULO III EL CONSEJO MUNICIPAL, SECCIÓN 3.01 NÚMERO, SELECCIÓN Y TÉRMINOS DEL CARGO, SUBSECCIÓN (D) DE LA ESTATUTA DE LA CIUDAD DE ALPINE, TEXAS PARA ESTABLECER LO SIGUIENTE (D) EL ALCALDE Y LOS MIEMBROS DEL CONCEJO SERÁN ELECTOS POR TÉRMINOS DE 3 AÑOS CON LÍMITES DE DOS MANDATOS SECUENCIALMENTE COMENZANDO CON LA ELECCIÓN DE 2025 PARA LOS DISTRITOS 1 Y 3, LA ELECCIÓN DE 2026 PARA LOS DISTRITOS 5 Y EL ALCALDE, 2027 PARA LOS DISTRITOS 2, 4. DESPUÉS DE DOS MÉDICOS SERVIDOS, UN CONSEJERO O ALCALDE DEBE AUSENTE DURANTE AL MENOS UN AÑO ANTES DE SER ELEGIBLE PARA SERVIR EN EL CONSEJO OTRA VEZ?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION F

SHALL ARTICLE III THE CITY COUNCIL, SECTION 3.03 MAYOR AND MAYOR PRO TEM SUBSECTION (C) OF THE ALPINE, TEXAS CITY CHARTER BE AMENDED TO STATE THE MAYOR AND THE MAYOR PRO TEM WHEN ACTING IN PLACE OF THE MAYOR AND PRESIDING OVER THE COUNCIL, SHALL VOTE ON COUNCIL MEETING ITEMS ONLY IN THE CASE OF A TIE. NEITHER WILL HAVE THE POWER OF VETO?

(CIUDAD DE ALPINE - PROPOSICIÓN F)

(ARTÍCULO III EL CONSEJO MUNICIPAL, SECCIÓN 3.03 ALCALDE Y ALCALDE PRO TEM, SUBSECCIÓN (C) DE LOS ESTATUTOS DE LA CIUDAD DE ALPINE, TEXAS, SE ENMENDARÁ PARA ESTABLECER AL ALCALDE Y AL ALCALDE PRO TEM, CUANDO ACTÚE EN LUGAR DEL ALCALDE Y MIENTRAS PRESIDE EL CONSEJO, EN AUSENCIA DEL ALCALDE, VOTARÁ SOBRE LOS ARTÍCULOS DE LA REUNIÓN DEL CONSEJO SÓLO EN CASO DE EMPATE. ¿TAMPOCO TENDRÁ PODER DE VETO?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION G

SHALL ARTICLE III THE CITY COUNCIL SECTION 3.06 VACANCIES, OF THE ALPINE, TEXAS CITY CHARTER SECTION (A) IF A SINGLE VACANCY OCCURS, WITH A YEAR OR LESS REMAINING ON THE TERM COUNCIL SHALL APPOINT A SUCCESSOR TO SERVE UNTIL THE NEXT REGULAR CITY ELECTION. IF MORE THAN A YEAR REMAINS ON THE TERM, THEN AN ELECTION WILL BE HELD. THOSE WISHING TO BE APPOINTED MUST FILL OUT THE CANDIDACY APPLICATION USED DURING REGULAR CITY ELECTION FILING PERIODS AND THEY MUST BE PUT ON THE NEXT REGULAR CITY COUNCIL AGENDA IN WHICH THE PAPERWORK MEETS THE CITY SECRETARY'S PACKET FILING DEADLINE AS A DISCUSSION ITEM. DURING THE FOLLOWING REGULAR CITY COUNCIL MEETING, COUNCIL WILL MAKE THE APPOINTMENT AS AN ACTION ITEM WHICH MAY NOT OCCUR BEFORE PUBLIC COMMENTS?

(CIUDAD DE ALPINE - PROPOSICIÓN G)

(ARTÍCULO III EL CONSEJO MUNICIPAL SECCIÓN 3.06 VACANTES DE LA ESTATUTA DE LA CIUDAD DE ALPINE, TEXAS SECCIÓN (A) SI OCURRE UNA ÚNICA VACANTE, CON UN AÑO O MENOS RESTANDO EN EL PLAZO EL CONSEJO NOMBRARÁ UN SUCESOR PARA SERVIR HASTA LA PRÓXIMA ELECCIÓN REGULAR DE LA CIUDAD. SI QUEDA MÁS DE UN AÑO EN EL PLAZO, ENTONCES SE REALIZARÁ UNA ELECCIÓN. AQUELLOS QUE DESEAN SER NOMBRADOS DEBEN LLENAR LA SOLICITUD DE CANDIDATURA UTILIZADA DURANTE LOS PERIODOS REGULARES DE PRESENTACIÓN DE LAS ELECCIONES DE LA CIUDAD Y DEBEN SER INCLUIDAS EN LA PRÓXIMA AGENDA REGULAR DEL CONSEJO MUNICIPAL EN LA QUE LA DOCUMENTACIÓN CUMPLE CON LA FECHA LÍMITE DE PRESENTACIÓN DEL PAQUETE DEL SECRETARIO DE LA CIUDAD COMO UN ARTÍCULO DE DISCUSIÓN. DURANTE LA SIGUIENTE REUNIÓN ORDINARIA DEL CONSEJO MUNICIPAL, ¿EL CONSEJO HARÁ EL NOMBRAMIENTO COMO UN ARTÍCULO DE ACCIÓN QUE NO PUEDE OCURRIR ANTES DE LOS COMENTARIOS DEL PÚBLICO?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION H

SHALL ARTICLE IV CITY ADMINISTRATION SECTION 4.04 CITY ATTORNEY OF THE ALPINE, TEXAS CITY CHARTER SECTION (A) BE AMENDED TO ADD THAT CITY COUNCIL MAY APPOINT A LAW FIRM AND ITS LAWYERS TO COLLECTIVELY SERVE AS THE CITY ATTORNEY AND DEPUTY CITY ATTORNEYS. THE CITY ATTORNEY AND DEPUTY CITY ATTORNEYS SHALL SERVE AT THE WILL OF AND BE ENTITLED TO COMPENSATION AS ESTABLISHED BY THE COUNCIL?

(CIUDAD DE ALPINE - PROPOSICIÓN H)

(¿DEBE ENMENDARSE EL ARTÍCULO IV ADMINISTRACIÓN MUNICIPAL SECCIÓN 4.04 ABOGADO MUNICIPAL DE LA SECCIÓN (A) DE LOS ESTATUTOS DE LA CIUDAD DE ALPINE, TEXAS PARA AGREGAR QUE EL CONCEJO MUNICIPAL PUEDE NOMBRAR UNA FIRMA DE ABOGADOS Y SUS ABOGADOS PARA SERVIR COLECTIVAMENTE COMO ABOGADO MUNICIPAL Y ABOGADOS ADJUNTOS DE LA MUNICIPALIDAD. EL ABOGADO MUNICIPAL Y LOS ABOGADOS ADJUNTOS DE LA MUNICIPALIDAD DEBEN SERVIR A VOLUNTAD Y TENER DERECHO A UNA COMPENSACIÓN SEGÚN LO ESTABLEZCA EL CONSEJO?)

YES *(SI)* _____
NO *(NO)* _____

CITY OF ALPINE - PROPOSITION I

SHALL ARTICLE IV CITY ADMINISTRATION SECTION 4.05 MUNICIPAL COURT OF THE ALPINE, TEXAS CITY CHARTER SECTION (C) BE AMENDED TO REMOVE THE TWO-YEAR TERM LIMIT AND STATE THAT THE JUDGE OF THE MUNICIPAL COURT SHALL BE NOMINATED BY THE MAYOR AND APPROVED BY THE CITY COUNCIL FOR A TERM TO RUN CONCURRENTLY WITH THE TERM OF OFFICE OF THE MAYOR. COMPENSATION SHALL BE SET BY THE COUNCIL AND MAY NOT BE REDUCED DURING THE TERM OF OFFICE FOR WHICH THE JUDGE WAS APPOINTED?

(CIUDAD DE ALPINE - PROPOSICIÓN I)

(¿DEBE EL ARTÍCULO IV ADMINISTRACIÓN DE LA CIUDAD SECCIÓN 4.05 TRIBUNAL MUNICIPAL DE ALPINE, SECCIÓN (C) DE LOS ESTATUTOS DE LA CIUDAD DE TEXAS PARA ESTABLECER QUE EL JUEZ DEL TRIBUNAL MUNICIPAL DEBERÁ SER NOMBRADO POR EL ALCALDE Y APROBADO POR EL CONSEJO MUNICIPAL POR UN TÉRMINO QUE SERÁ CONCURRENTE CON EL MANDATO DEL ALCALDE. LA COMPENSACIÓN SERÁ FIJADA POR EL CONSEJO Y NO PODRÁ REDUCIRSE DURANTE EL PERÍODO PARA EL QUE FUE NOMBRADO EL JUEZ?)

YES *(SI)* _____
NO *(NO)* _____

CITY COUNCIL AGENDA ITEM REPORT
September 17, 2024
Agenda Item No. 10G
Department: City Council
Sponsor: Megan Antrim, City Manager
Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: Approve

AGENDA ITEM

Approve the City of Alpine Ballot for the Texas Municipal League (TML) Region 4 Director Election. (M. Antrim, City Manager)

EXECUTIVE SUMMARY

This item is being facilitated to case the City of Alpine's ballot for the Texas Municipal League's (TML) Region 4 Director position. Once cast, the City Secretary will forward the ballot to TML.

SUPPORTING MATERIALS

1. Ballot 2024 Region 4

BUDGET CONSIDERATIONS

Expenditure Required:	N/A
Savings Anticipation:	N/A
Current Budget FY2023-2024:	N/A
Additional Funding:	N/A

APPROVERS

Alex Tackett, Records Clerk	Approved - 9/6/2024
Geoffrey R. Calderon, City Secretary	Approved - 9/6/2024
Megan Antrim, City Manager	Final Approval - 9/8/2024

OFFICIAL BALLOT

Texas Municipal League (TML) Region 4 Director Election

This is the official ballot for the election of the Region 4 director of the TML Board of Directors. You received this ballot because you are the city's primary contact person with TML. Each TML member city is entitled to one vote, which vote must be cast by a majority vote of the city's governing body. Please record your city's choice by placing an "X" in the square beside the candidate's name or writing in the name of an eligible person in the space provided. You can only vote for one candidate.

The officials listed on this ballot have been nominated to serve a two-year term on the TML Board of Directors. A brief biography for each candidate is included after the ballot.

Ballots must reach the TML office by 5:00 p.m. Central Time on October 3, 2024. Ballots received after this date cannot be counted. **The ballot must be properly signed and mailed to: Rachael Pitts, Texas Municipal League, 1821 Rutherford Lane, Suite 400, Austin, TX 78754, or scanned and emailed to rpitts@tml.org. If the ballot is not signed, it will not be counted.**

Region 4 Director (select one)

☐ **John L. Davis, Mayor, Balmorhea**

☐ **Jack Ladd, Councilmember, Midland (Incumbent)**

Certificate

I certify that the vote cast above has been cast in accordance with the will of the majority of the governing body of the city named below.

Witness my hand, this _____ day of _____, 2024.

_____ _____

Signature of Authorized Official Title

_____ _____

Printed Name of Authorized Official Printed Name of City

Region 4 Director Candidate Biographies

John L. Davis, Mayor, Balmorhea

John L. Davis is the mayor of the City of Balmorhea and a small business owner with over 15 years of experience in municipal government and law enforcement, strategy, and analytics. He has worked with different organizations and has a proven track record for teamwork with growth and customer engagement. He is passionate about innovation, creativity, and data-driven insights, and is dedicated to networking and helping communities and organizations achieve their goals. Davis plays a crucial role in local government, acting as the chief executive officer of the City and working with business owners within the oil and gas industry. His key roles include leadership and decision-making, public interaction, administrative oversight, budget management, media and public relations, and appointments. He provides information, assistance, and support across a wide range of topics.

Davis is an ordained minister and holds an associate's degree in criminal justice and a certificate as a master peace officer. He is an occupational safety and health trainer, construction safety and health trainer, forklift trainer, and an MEWP/aerial lift supervisor/trainer. Davis is the TML Small Cities Advisory Council chair, a TML Policy Summit delegate, and a Permian Basin Regional Planning Commission Board of Directors member. Davis has a passion for working with people and networking with different organizations. He loves to spend time with family and friends, baking and fishing when not conducting city business or hauling heavy equipment.

Jack Ladd, Councilmember, Midland (Incumbent)

Jack Ladd manages the Morales Law Office's Midland location. He is a fourth-generation Midlander and current city councilmember for District 3. Jack is an Eagle Scout, and a graduate of Midland High School, The University of Texas at Austin, and Texas Tech University, where he earned an MBA and JD simultaneously. Jack has run successful Republican campaigns for the United States House of Representatives and Texas House. He is a practicing attorney and former legislative staffer for United States Senator Kay Bailey Hutchison and State Representative Tryon Lewis. He is married to Elana Ladd. Jack is licensed to practice in both Texas and New Mexico.