

City Council

520 E Ocean Blvd.

Regular Meeting

Los Fresnos, TX 78566

<http://citylf.cloudaccess.net/en/>

~ Minutes ~

Tuesday, February 21, 2023

6:00 PM

City Hall

Agenda

- A. Call meeting to order

The meeting was called to order at 6:00 PM by Mayor Alejandro Flores.

- B. Invocation and Pledge of Allegiance

Mr. Milum gave the invocation and led the audience on the Pledge of Allegiance.

Visitors remarks-To speak you must sign in with the City Secretary prior to the meeting you have a limit of 5 minutes to speak.

Manuel Abrego voiced his concern on the political signs in town and why the Citizen of the Year Geronimo Sheldon was not given a ticket for the rodeo. Eduardo Lugo introduced himself and explained his interest in becoming a part of the Los Fresnos Community Development Corporation.

Consent Agenda (All matters listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the City Council. The item may subsequently be removed from the Consent Agenda to be considered separately.)

Mayor Flores asked the council if they had any questions on the consent agenda.

Consideration and ACTION to approve the minutes from January 10, 2023 meeting.Adopted

Motion was made and seconded to approve the minutes from January 10, 2023 meeting.

Juan Munoz made a motion to approve Consideration and ACTION to approve the minutes from January 10, 2023 meeting., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of December 31, 2022.Adopted

Motion was made and seconded to approve the Quarterly Investment Portfolio Report ended as of December 31, 2022.

Juan Munoz made a motion to approve Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of December 31, 2022., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to excuse the absence of William Lubben from the December 12, 2022 Community Development Corporation Special Meeting.Adopted

Motion was made and seconded to excuse the absence of William Lubben from the December 12, 2022 Community Development Corporation Special Meeting.

Juan Munoz made a motion to approve Consideration and ACTION to excuse the absence of William Lubben from the December 12, 2022 Community Development Corporation Special Meeting., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to excuse the absence of Pedro Maldonado from the Community Development Corporation December 12, 2022 Special Meeting and the January 9, 2023 Regular Meeting.Adopted

Motion was made and seconded to excuse the absence of Pedro Maldonado from the Community Development Corporation December 12, 2022 Special Meeting and the January 9, 2023 Regular Meeting.

Juan Munoz made a motion to approve Consideration and ACTION to excuse the absence of Pedro Maldonado from the Community Development Corporation December 12, 2022 Special Meeting and the January 9, 2023 Regular Meeting., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to excuse the absence of Juan Sierra from the December 19, 2022 Planning and Zoning meeting.Adopted

Motion was made and seconded to excuse the absence of Juan Sierra from the December 19, 2022 Planning and Zoning meeting.

Juan Munoz made a motion to approve Consideration and ACTION to excuse the absence of Juan Sierra from the December 19, 2022 Planning and Zoning meeting., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to excuse the absence of Larry Stambaugh from the December 19, 2022 Planning and Zoning meeting.Adopted

Motion was made and seconded to excuse the absence of Larry Stambaugh from the December 19, 2022 Planning and Zoning meeting.

Juan Munoz made a motion to approve Consideration and ACTION to excuse the absence of Larry Stambaugh from the December 19, 2022 Planning and Zoning meeting., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to excuse the absence of Chairman Robby Walsdorf from the December 19, 2022 Planning and Zoning meeting.Adopted

Motion was made and seconded to excuse the absence of Chairman Robby Walsdorf from the December 19, 2022 Planning and Zoning meeting.

Juan Munoz made a motion to approve Consideration and ACTION to excuse the absence of Chairman Robby Walsdorf from the December 19, 2022 Planning and Zoning meeting., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve the renewal of a Memorandum of Understanding between the Los Fresnos Police Department and the Los Fresnos Consolidated Independent School District Police Department.Adopted

Motion was made and seconded to approve the renewal of a Memorandum of Understanding between the Los Fresnos Police Department and the Los Fresnos Consolidated Independent School District Police Department.

Juan Munoz made a motion to approve Consideration and ACTION to approve the renewal of a Memorandum of Understanding between the Los Fresnos Police Department and the Los Fresnos Consolidated Independent School District Police Department., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve a Memorandum of Understanding with San Juan Police Department and Los Fresnos Police Department to establish operating procedures for the Law Enforcement Emergency Regional Response Team.Adopted

Motion was made and seconded to approve a Memorandum of Understanding with San Juan Police Department and Los Fresnos Police Department to establish operating procedures for the Law Enforcement Emergency Regional Response Team.

Juan Munoz made a motion to approve Consideration and ACTION to approve a Memorandum of Understanding with San Juan Police Department and Los Fresnos Police Department to establish operating procedures for the Law Enforcement Emergency Regional Response Team., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve Resolution 3-2023 authorizing execution of an amended Advance Funding Agreement (AFA) with the Texas Department of Transportation for a Transportation Alternative Set-Aside (TASA) project.Adopted

Motion was made and seconded to approve Resolution 3-2023 authorizing execution of an amended Advance Funding agreement (AFA) with the Texas Department of Transportation for a Transportation Alternative Set-Aside (TASA) project.

Juan Munoz made a motion to approve Consideration and ACTION to approve Resolution 3-2023 authorizing execution of an amended Advance Funding Agreement (AFA) with the Texas Department of Transportation for a Transportation Alternative Set-Aside (TASA) project., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve an amended Interlocal Cooperation Agreement with Cameron County Regional Mobility Authority (CCRMA), to include the funding required for the cost of the Pedestrian Pole Design work at the intersection of FM 1847 & FM 2480 and Construction Engineering for the construction of the sidewalk project.Adopted

Motion was made and seconded to approve an amended Interlocal Cooperation Agreement with Cameron County Regional Mobility Authority (CCRMA), to include the

funding required for the cost of the Pedestrian Pole Design work at the intersection of FM 1847 & FM 2480 and Construction Engineering for the construction of the sidewalk project.

Juan Munoz made a motion to approve Consideration and ACTION to approve an amended Interlocal Cooperation Agreement with Cameron County Regional Mobility Authority (CCRMA), to include the funding required for the cost of the Pedestrian Pole Design work at the intersection of FM 1847 & FM 2480 and Construction Engineering for the construction of the sidewalk project., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve the Community Development Corporations action to purchase Christmas Decorations.Adopted

Motion was made and seconded to approve the Community Development Corporations action to purchase Christmas Decorations.

Juan Munoz made a motion to approve Consideration and ACTION to approve the Community Development Corporations action to purchase Christmas Decorations., seconded by Terry Vinson the vote was [Unanimous].

Action Items

Consideration and ACTION to approve or reject all bids received for the 2021 Street Improvement Project.Tabled

Mayor Flores asked Mr. Milum if he would like to comment. Mr. Milum explained he had no other comments other than what he wrote in the agenda but he advised the council Paolina Vega, with Hanson Professional Services was present for additional explanation if needed and Mr. John Pederson with Pederson Construction might want to comment.

Mr. Pederson introduced himself. He explained an addition discrepancy that had occurred when his company submitted the bid for the 2021 Street Improvements. He answered questions from the council.

Ms. Vega explained what the discrepancy in the bid error was and gave options on how to proceed.

City Attorney Enrique Juarez advised the council due to the possible litigation of the discrepancy the item should be discussed in closed session.

Upon returning from closed session a motion was made and seconded to table all bids received for the 2021 Street Improvement Project.

Alejandro Flores made a motion to approve Consideration and ACTION to approve or reject all bids received for the 2021 Street Improvement Project., seconded by Jose C. Macias the vote was [Unanimous].

Closed Session

Closed Session in accordance to Section 551.071, the Texas Open Meetings Act
Consultation with Attorney - to deliberate pending or contemplated litigation.No Action

The meeting was recessed at 6:25 p.m.

made a motion to approve Closed Session in accordance to Section 551.071, the Texas Open Meetings Act Consultation with Attorney - to deliberate pending or contemplated litigation., seconded by the vote was .

Open Session – Deliberation and possible action regarding the following:

Open Session in accordance to Section 551.071, the Texas Open Meetings Act. Deliberation and possible ACTION regarding consultation with Attorney on pending or contemplated litigation.No Action

The meeting was opened at 7:07 p.m.

No action was taken.

made a motion to approve Open Session in accordance to Section 551.071, the Texas Open Meetings Act. Deliberation and possible ACTION regarding consultation with Attorney on pending or contemplated litigation., seconded by the vote was .

Consideration and ACTION to approve an updated quote to purchase two patrol units for the Police Department.Adopted

Mr. Milum explained the order was placed in 2021 for 2022 models but due to backlog and COVID the purchase was not completed. The production of 2022 models has been canceled and 2023 models are now available but the price increased.

Mr. Milum answered questions from the council.

Motion was made and seconded to approve an updated quote to purchase two patrol units for the Police Department.

Jose C. Macias made a motion to approve Consideration and ACTION to approve an updated quote to purchase two patrol units for the Police Department., seconded by Terry Vinson the vote was [Unanimous].

Consideration and ACTION to approve an Interlocal Agreement with Cameron County Regional Mobility Authority to allow CCRMA to develop Preliminary Engineering and Environmental documents as well as Plans, Specifications, and Estimates, and complete any project development activities required to develop the project to a Ready-to-Let Status for construction of Los Fresnos Hike and Bike Trail Projects.Adopted

Mr. Milum explained the portion's of the Hike & Bike trail that had been completed and how the agreement with CCRMA would assist in completing the Hike & Bike Trail.

Motion was made and seconded to approve an Interlocal Agreement with Cameron County Regional Mobility Authority to allow CCRMA to develop Preliminary Engineering and Environmental documents as well as Plans, Specifications, and Estimates, and complete any project development activities required to develop the

project to a Ready-to-Let Status for construction of Los Fresnos Hike and Bike Trail Projects.

Jose C. Macias made a motion to approve Consideration and ACTION to approve an Interlocal Agreement with Cameron County Regional Mobility Authority to allow CCRMA to develop Preliminary Engineering and Environmental documents as well as Plans, Specifications, and Estimates, and complete any project development activities required to develop the project to a Ready-to-Let Status for construction of Los Fresnos Hike and Bike Trail Projects., seconded by Luis Gonzalez the vote was [Unanimous].

Acknowledgement of City Manager's Report

City Manager Report A. Waste Water Collection System & Upgrade B. Water Treatment Plant Expansion C. Hike & Bike Trails D. Drainage E. Whipple Road F. COVID-19 G. TxDot Highway 100 H. East 10th & East 5th Street Sewer I. Projects Discussed But Not Funded J. Street Repairs Adopted

Mayor Flores asked the board if they had any questions.

Council member Macias asked for more information on the flooding that occurs near the hotel in town. Mr. Milum explained how the drainage works during rain.

Motion was made and seconded to acknowledge the City Manager's Report.

Juan Munoz made a motion to approve City Manager Report A. Waste Water Collection System & Upgrade B. Water Treatment Plant Expansion C. Hike & Bike Trails D. Drainage E. Whipple Road F. COVID-19 G. TxDot Highway 100 H. East 10th & East 5th Street Sewer I. Projects Discussed But Not Funded J. Street Repairs, seconded by Alejandro Flores the vote was [Unanimous].

Acknowledgement of Department Head Reports

Financial Report 1. Monthly 2. Year to Date 3. Sales Tax Adopted

Council member Juan Munoz stated there was a check in the amount of \$10,000 to haul dirt. He asked if it was to repair the shooting range.

Mr. Milum explained when the drainage ditch was widen in town the city paid the vendor listed to haul the dirt to the shooting range to help keep up the berm at the shooting range instead of disposing of the dirt.

Motion was made and seconded to acknowledge the Financial report.

Jose C. Macias made a motion to approve Financial Report 1. Monthly 2. Year to Date 3. Sales Tax, seconded by Luis Gonzalez the vote was [Unanimous].

Public Works Report 1. Water and Wastewater Activity 2. Calls for Service 3. Building Permits 4. Recycling 5. Waste Water Treatment Plant Discharge Monitoring Report Adopted

Motion was made and seconded to acknowledge the Public Works report.

Jose C. Macias made a motion to approve Public Works Report 1. Water and Wastewater Activity 2. Calls for Service 3. Building Permits 4. Recycling 5. Waste Water Treatment Plant Discharge Monitoring Report, seconded by Luis Gonzalez the vote was [Unanimous].

Police Department 1. Calls-By Type 2. Calls-By Date & Time 3. Incidents-By Violation 4. Arrests-By Type 5. Accidents-By Streets & Intersection 6. MagistratesAdopted

Motion was made and seconded to acknowledge the Police Department report.

Jose C. Macias made a motion to approve Police Department 1. Calls-By Type 2. Calls-By Date & Time 3. Incidents-By Violation 4. Arrests-By Type 5. Accidents-By Streets & Intersection 6. Magistrates, seconded by Luis Gonzalez the vote was [Unanimous].

Municipal Court 1. City Monthly Report-DecemberAdopted

Motion was made and seconded to acknowledge the Municipal Court report.

Jose C. Macias made a motion to approve Municipal Court 1. City Monthly Report-December, seconded by Luis Gonzalez the vote was [Unanimous].

Library Report 1. Monthly ReportAdopted

Motion was made and seconded to acknowledge the Library report.

Jose C. Macias made a motion to approve Library Report 1. Monthly Report, seconded by Luis Gonzalez the vote was [Unanimous].

Fire Marshal's Report 1. Monthly ReportAdopted

Motion was made and seconded to acknowledge the Fire Marshal's report.

Jose C. Macias made a motion to approve Fire Marshal's Report 1. Monthly Report, seconded by Luis Gonzalez the vote was [Unanimous].

H. Adjournment

The meeting was closed at 7:18 PM.

Presiding Officer of the Council

Recorder