

City Council

520 E Ocean Blvd.

Regular Meeting

Los Fresnos, TX 78566

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

~ Minutes ~

Tuesday, March 8, 2022

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

Mark Milum gave invocation and led the audience in 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.

There were none.

Presentation

Discussion on current and future drainage with Cameron County Drainage District #1.No

Action

Scott Fry introduced himself to the board. He gave brief history on Cameron County Drainage District #1 and how they are funded. His presentation included a drainage map of Los Fresnos, details on flood prevention efforts made by the district, elevations and challenges for Los Fresnos. Presented a map of Los Fresnos showing mitigation projects by the city.

Council member Gabriela Fernandez arrived at 6:12 p.m.

He answered questions for the council and discussed the drainage issues around the city.

made a motion to approve Discussion on current and future drainage with Cameron County Drainage District #1., seconded by the vote was .

Public Hearing

Public Hearing on the disannexation of a 116.43-acre tract of land located near the west side of the city limits and on the north side of Hwy 100.No Action

Public Hearing opened at 6:40 PM.

There were no comments.

Public Hearing closed at 6:41 PM.

made a motion to approve Public Hearing on the disannexation of a 116.43-acre tract of land located near the west side of the city limits and on the north side of Hwy 100., seconded by the vote was .

Public Hearing on the annexation of a 61.68-acre tract of land located near the west side of the city limits and on the north side of Hwy 100.No Action

Public Hearing opened at 6:41 PM.

There were no comments.

Public Hearing closed at 6:42 PM.

made a motion to approve Public Hearing on the annexation of a 61.68-acre tract of land located near the west side of the city limits and on the north side of Hwy 100., seconded by the vote was .

Public hearing to receive comments from the citizens concerning a request to close, vacate, and abandon an alley located at 701 E Ocean Blvd between approximately 0.223 acres of land, more or less, out of Block 173, Fresno Land and Irrigation Company Subdivision and 0.375 acres of land, more or less, out of Block 173, Fresno Land and Irrigation Company SubdivisionNo Action

Public Hearing opened at 6:42 PM.

There were no comments.

Public Hearing closed at 6:43 PM.

made a motion to approve Public hearing to receive comments from the citizens concerning a request to close, vacate, and abandon an alley located at 701 E Ocean Blvd between approximately 0.223 acres of land, more or less, out of Block 173, Fresno Land and Irrigation Company Subdivision and 0.375 acres of land, more or less, out of Block 173, Fresno Land and Irrigation Company Subdivision, seconded by the vote was .

Public Hearing to disseminate information concerning the Stormwater Program and receive input from the public.No Action

Public Hearing opened at 6:42 PM.

Mr. Milum explained information that was given to the council in reference to the Stormwater Program and what the city does to disseminate the information to the public.

There were no comments.

Public Hearing closed at 6:44 PM.

made a motion to approve Public Hearing to disseminate information concerning the Stormwater Program and receive input from the public., seconded by the vote was .

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 there was any questions or comments on the consent agenda. He asked if there were any items the council would like to pull for further discussion.

Council member Juan Munoz requested action item 3 be pulled. Council member Andres Lopez agreed.

Consideration and ACTION to approve the minutes from February 8, 2022.Adopted

Motion was made and seconded to approve the minutes from February 8, 2022.

Andres Lopez made a motion to approve Consideration and ACTION to approve the minutes from February 8, 2022., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to update the Employee Policy concerning COVID-19.Adopted

Motion was made and seconded to update the Employee Policy concerning COVID-19

Andres Lopez made a motion to approve Consideration and ACTION to update the Employee Policy concerning COVID-19., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve a Paid Leave Policy for Law Enforcement.Adopted

Council member Munoz commented he didn't feel only the Law Enforcement employees should be covered and if all employees would be included he would be happy to approve it.

Mr. Milum explained the policy follows the state laws which covers police, fire and EMS. If the council wishes to include other employees they could.

Mr. Milum answered questions for the council and discussed the policy.

Motion was made and seconded to approve a Paid Leave Policy for Law Enforcement.

Luis Gonzalez made a motion to approve Consideration and ACTION to approve a Paid Leave Policy for Law Enforcement., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve Resolution 2-2022 for the submission of a grant application for Operation Stonegarden for the City of Los Fresnos to the Office of the Governor.Adopted

Motion was made and seconded to approve Resolution 2-2022 for the submission of a grant application for Operation Stonegarden for the City of Los Fresnos to the office of the Governor.

Andres Lopez made a motion to approve Consideration and ACTION to approve Resolution 2-2022 for the submission of a grant application for Operation Stonegarden for the City of Los Fresnos to the Office of the Governor., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve action taken by Los Fresnos Community Development Corporation to fund street improvements.Adopted

Motion was made and seconded to approve action taken by Los Fresnos Community Development Corporation to fund street improvements.

Andres Lopez made a motion to approve Consideration and ACTION to approve action taken by Los Fresnos Community Development Corporation to fund street improvements., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve a Proclamation declaring April 10-16, 2022 as National Public Safety Telecommunicator's Week in the City of Los Fresnos.Adopted

Motion was made and seconded to approve a Proclamation declaring April 10-16, 2022 as National Public Safety Telecommunicator's Week in the City of Los Fresnos.

Andres Lopez made a motion to approve Consideration and ACTION to approve a Proclamation declaring April 10-16, 2022 as National Public Safety Telecommunicator's Week in the City of Los Fresnos., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve the Preliminary Plat of The Orchards Subdivision Phase 1.Adopted

Motion was made and seconded to approve the Preliminary Plat of The Orchards Subdivision Phase 1.

Andres Lopez made a motion to approve Consideration and ACTION to approve the Preliminary Plat of The Orchards Subdivision Phase 1., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve payment in lieu of land for park dedication for the Orchards Phase I Subdivision.Adopted

Motion was made and seconded to approve payment in lieu of land for park dedication for the Orchards Phase 1 Subdivision.

Andres Lopez made a motion to approve Consideration and ACTION to approve payment in lieu of land for park dedication for the Orchards Phase I Subdivision., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve the preliminary plat for The Woods Subdivision Phase 1.Adopted

Motion was made and seconded to approve the preliminary plat for The Woods Subdivision Phase 1.

Andres Lopez made a motion to approve Consideration and ACTION to approve the preliminary plat for The Woods Subdivision Phase 1., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve the final plat for Feather Ridge Phase III.Adopted

Motion was made and seconded to approve the final plat for Feather Ridge Phase III.

Andres Lopez made a motion to approve Consideration and ACTION to approve the final plat for Feather Ridge Phase III., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve the final plat for Feather Ridge Phase IV. Adopted

Motion was made and seconded to approve the final plat for Feather Ridge Phase IV.

Andres Lopez made a motion to approve Consideration and ACTION to approve the final plat for Feather Ridge Phase IV., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve Change Order 2 for the Water Treatment Plant Expansion Project. Adopted

Motion was made and seconded to approve Change Order 2 for the Water Treatment Plant Expansion Project.

Andres Lopez made a motion to approve Consideration and ACTION to approve Change Order 2 for the Water Treatment Plant Expansion Project., seconded by Luis Gonzalez the vote was [Unanimous].

Action Items

Consideration and ACTION to approve the first reading of Ordinance 533 to disannex territory of to the City of Los Fresnos and reducing the boundary limits of said City. Adopted

Mr. Milum explained the property was annexed in error because a portion was in Indian Lakes ETJ and this would fix the error.

Mr. Milum answered questions for the council.

Motion was made and seconded to approve the first reading of Ordinance 533 to disannex territory of to the City of Los Fresnos and reducing the boundary limits of said City.

Luis Gonzalez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 533 to disannex territory of to the City of Los Fresnos and reducing the boundary limits of said City., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve the first reading of Ordinance 534 to annex territory of to the City of Los Fresnos and extending the boundary limits of said City. Adopted

Motion was made and seconded to approve the first reading of Ordinance 534 to annex territory of to the City of Los Fresnos and extending the boundary limits of said City.

Luis Gonzalez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 534 to annex territory of to the City of Los Fresnos and extending the boundary limits of said City., seconded by Alejandro Flores the vote was [Unanimous].

Consideration and ACTION to approve Ordinance 535 to close, vacate, and abandon an alley located at 701 E Ocean Blvd between approximately 0.223 acres of land, more or less, out of Block 173, Fresnos Land and Irrigation Company Subdivision and 0.375 acres of land, more or less, out of Block 173, Fresnos Land and Irrigation Company Subdivision Adopted

Mr. Milum explained to the council where the alley was located and answered questions for the council.

Motion was made and seconded to approve Ordinance 535 to close, vacate, and abandon an alley located at 701 E Ocean Blvd between approximately 0.223 acres of land, more or less, out of Block 173, Fresnos Land and Irrigation Company Subdivision and 0.375 acres of land, more or less, out of Block 173, Fresnos Land and Irrigation Company Subdivision.

Luis Gonzalez made a motion to approve Consideration and ACTION to approve Ordinance 535 to close, vacate, and abandon an alley located at 701 E Ocean Blvd between approximately 0.223 acres of land, more or less, out of Block 173, Fresnos Land and Irrigation Company Subdivision and 0.375 acres of land, more or less, out of Block 173, Fresnos Land and Irrigation Company Subdivision, seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to provide special funding for Los Fresnos Ambulance Service. Adopted

Council member Juan Munoz commented that the city supports a lot of people and some entities. His question was when was it enough, there had to be a stop at some point.

Council Member Andres Lopez commented a soon as COVID was over. Health was something the city could not back out on and the ambulance service does their job any little bit the city could help with he knows it will be put to good use.

EMS Director Gene Daniels presented the council with information on the EMS services.

Council member Gabriela Fernandez commented she really appreciates the ambulance service and all they do. She also agreed with Council member Lopez's comment.

Motion was made and seconded to provide special funding in the amount of \$150,000 for Los Fresnos Ambulance Service to be paid out of General Fund, Fund Balance.

Gabriela Fernandez made a motion to approve Consideration and ACTION to provide special funding for Los Fresnos Ambulance Service., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to approve funding for 2021 Street Improvements. Adopted

Mr. Milum explained in the packet was a list of streets and cost estimate provided by Hanson Professional Services. The fund balance after funding the Los Fresnos Ambulance serve would be at \$1,243,778 and the proposed street repairs was \$698,108.63. He did not want the council to approve the amount, he just wanted to

explain where the money would be coming from. Bids would still need to be requested and later come back to the council for final approval.

Mr. Milum advised the council the CDC board approved to fund street repairs along businesses in the city.

Motion was made and seconded to approve funding for 2021 Street Improvements.

Andres Lopez made a motion to approve Consideration and ACTION to approve funding for 2021 Street Improvements., seconded by Gabriela Fernandez the vote was [Unanimous].

Discussion and possible ACTION to determine actions to take on Escalante Road.Adopted

Mr. Milum explained he was authorized by the council to research the Harvey Escalante Private Road. He explained to the council the survey that was done and where the property lines were where the road currently runs.

He gave the council options to resolve the issues and answered questions from the council.

Motion was made and seconded to leave the street as is and re-address at a later time.

Alejandro Flores made a motion to approve Discussion and possible ACTION to determine actions to take on Escalante Road., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to re-appoint William Lubben to the Community Development Corporation Place 6 or appoint a new member.Adopted

Council member Luis Gonzalez advised the council that he took Mr. Milums advised and met Mr. Lubben. He stated Mr. Lubben was very passionate about the environment and is active in several committees with the parks.

Motion was made and seconded to re-appoint William Lubben to the Communnity Development Corporation Place 6.

Juan Munoz made a motion to approve Consideration and ACTION to re-appoint William Lubben to the Community Development Corporation Place 6 or appoint a new member., seconded by Luis Gonzalez the vote was [Unanimous].

Consideration and ACTION to appoint a new member to the Planning & Zoning Commission Place 4.No Action

There were no applications submitted. The item would be in the next meeting.

made a motion to approve Consideration and ACTION to appoint a new member to the Planning & Zoning Commission Place 4., seconded by the vote was .

Consideration and ACTION to appoint a new member to the Los Fresnos Housing Authority Place 1.Adopted

Motion was made and seconded to appoint Cesar Garcia to the Los Fresnos Housing Authority Place 1.

Juan Munoz made a motion to approve Consideration and ACTION to appoint a new member to the Los Fresnos Housing Authority Place 1., seconded by Andres Lopez the vote was [Unanimous].

Acknowledgement of City Manager's Report

City Manager Report A. WWTP Headworks B. WW Collection System & Upgrade C. WTP Expansion D. Hike & Bike Trails E. Henderson Road Resaca Crossings F. Drainage G. Whipple Road H. COVID-19 I. TxDot Highway 100 J. Stanford Road & FM 1575 Drainage K. East 10th & East 5th Street Sewer L. Projects Discussed But Not Funded M. Street Repairs N. Escalante RoadAdopted

Mr. Milum commented on the Waste Water Collection System Upgrade that is taking sewer to residents on the west of Hwy 100. The city received permission from TWDB to resubmit for bids to extend the sewer service to the newly annexed area only and leave the repairs to the Cuates lift station as an alternate. Hike and Bike Trail has been completed up to Hwy 100. He gave an update on the funding for the drainage improvement projects around the city explaining \$843,704 was eligible for loan forgiveness and \$860,000 will be at a zero percent interest loan.

Mr. Milum answered questions for the council.

Luis Gonzalez made a motion to approve City Manager Report A. WWTP Headworks B. WW Collection System & Upgrade C. WTP Expansion D. Hike & Bike Trails E. Henderson Road Resaca Crossings F. Drainage G. Whipple Road H. COVID-19 I. TxDot Highway 100 J. Stanford Road & FM 1575 Drainage K. East 10th & East 5th Street Sewer L. Projects Discussed But Not Funded M. Street Repairs N. Escalante Road, seconded by Andres Lopez the vote was [Unanimous].

Acknowledgement of Department Head Reports

Financial Report 1. Monthly 2. Year to Date 3. Sales TaxAdopted

Motion was made and seconded to acknowledge the Financial Report.

Andres Lopez made a motion to approve Financial Report 1. Monthly 2. Year to Date 3. Sales Tax, seconded by Gabriela Fernandez 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 ReportAdopted

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

Andres Lopez 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 Gabriela Fernandez 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 & IntersectionAdopted

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

Andres Lopez 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, seconded by Gabriela Fernandez the vote was [Unanimous].

Municipal Court 1. Monthly ReportAdopted

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

Andres Lopez made a motion to approve Municipal Court 1. Monthly Report, seconded by Gabriela Fernandez the vote was [Unanimous].

Library Report 1. Monthly ReportAdopted

Motion was made and seconded to acknowledge the Library Report.

Andres Lopez made a motion to approve Library Report 1. Monthly Report, seconded by Gabriela Fernandez the vote was [Unanimous].

Fire Marshal's Report 1. Monthly ReportAdopted

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

Andres Lopez made a motion to approve Fire Marshal's Report 1. Monthly Report, seconded by Gabriela Fernandez the vote was [Unanimous].

J. Adjournment

The meeting was closed at 7:33 PM.

Presiding Officer of the Council

Recorder