

City Council

200 North Brazil

Regular Meeting

Los Fresnos, TX 78566

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

~ Minutes ~

Tuesday, April 11, 2017

6:30 PM

City Hall

Agenda

1. Call meeting to order
Mayor Narvaez called the meeting to order at 6:38 PM.
2. Invocation and Pledge of Allegiance
Mayor Narvaez gave the invocation and led the audience in the Pledge of Allegiance.

Presentation

Presentation by Los Fresnos Chamber of Commerce for January - March, 2017.No Action

Mr. Val Champion, Executive Director of the Los Fresnos Chamber of Commerce, was present and gave a report to the Council for the Chamber activities and finance report for the months of January through March, 2017.

Mr. Champion answered questions from the Council.

made a motion to approve Presentation by Los Fresnos Chamber of Commerce for January - March, 2017., seconded by the vote was .

Consent Agenda

Approval or rejection of Minutes from March 9, 2017 and March 14, 2017.Adopted

Motion was made and seconded to approve the Minutes from March 9, 2017 Special Meeting and March 14, 2017 Regular Meeting as presented.

Swain Real made a motion to approve Approval or rejection of Minutes from March 9, 2017 and March 14, 2017., seconded by Javier Mendez the vote was [Unanimous].

Approval or rejection of a Proclamation declaring May 15-21, 2017 as National Police Week in the City of Los Fresnos.Adopted

Motion was made and seconded to approve the Proclamation declaring May 15-21, 2017 as National Police Week.

Swain Real made a motion to approve Approval or rejection of a Proclamation declaring May 15-21, 2017 as National Police Week in the City of Los Fresnos., seconded by Javier Mendez the vote was [Unanimous].

Approval or rejection of a Proclamation declaring the week of May 21-27, 2017 as National Emergency Medical Services Week in the City of Los Fresnos.Adopted

Motion was made and seconded to approve the Proclamation declaring the week of May 21-27, 2017 as National Emergency Medical Services Week.

Swain Real made a motion to approve Approval or rejection of a Proclamation declaring the week of May 21-27, 2017 as National Emergency Medical Services Week in the City of Los Fresnos., seconded by Javier Mendez the vote was [Unanimous].

Consideration and ACTION to approve a Memorandum of Understanding between the City of Los Fresnos, City of Brownsville and the United States Department of the Interior, National Park Service.Adopted

Motion was made and seconded to approve a Memorandum of Understanding between the City of Los Fresnos, City of Brownsville and the United States Department of the Interior, National Park Service.

Swain Real made a motion to approve Consideration and ACTION to approve a Memorandum of Understanding between the City of Los Fresnos, City of Brownsville and the United States Department of the Interior, National Park Service., seconded by Javier Mendez the vote was [Unanimous].

Visitor Remarks - To speak you must sign in with City Secretary prior to meeting and you will have a limit of 3 minutes to speak.

There were no comments from the public.

Action Items

Consideration and ACTION to approve an Ordinance authorizing the issuance of "City of Los Fresnos, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2017"; providing for the payment of said Certificates by the levy of an ad valorem tax upon all taxable property within the City and further securing said Certificates by a lien on and pledge of the pledged revenues of the System; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates; authorizing the execution of a Paying Agent/Registrar Agreement, and a purchase and investment letter; complying with the requirements imposed by the letter of representations previously executed with the Depository Trust Company; authorizing the execution of any necessary engagement agreements with the City's Financial Advisors and/or Bond Counsel; and providing for an effective date.Adopted

Mr. Don Gonzales, City's Financial Advisor from Estrada Hinojosa, was present and explained to the Council that the purchaser of the bonds was BB&T at 2.85% for 15 years. Mr. Gonzales stated that the TIRZ Board had approved a Resolution to pay a portion of the debt. Mr. Gonzales explained the City's debt service schedule to the Council.

Mr. Gonzales answered questions from the Council.

Motion was made by Mayor Narvaez and seconded by Mayor Pro-tem Mendez that the City Council adopt an ordinance authorizing the issuance of "City of Los Fresnos, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2017".

Polo Narvaez made a motion to approve Consideration and ACTION to approve an Ordinance authorizing the issuance of "City of Los Fresnos, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2017"; providing for the payment of said Certificates by the levy of an ad valorem tax upon all taxable property within the City and further securing said Certificates by a lien on and pledge of the pledged revenues of the System; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates; authorizing the execution of a Paying Agent/Registrar Agreement, and a purchase and investment letter; complying with the requirements imposed by the letter of representations previously executed with the Depository Trust Company; authorizing the execution of any necessary engagement agreements with the City's Financial Advisors and/or Bond Counsel; and providing for an effective date., seconded by Javier Mendez the vote was [Unanimous].

Consideration and ACTION to approve a Memorandum of Understanding between the City of Los Fresnos Police Department and the United States Marshals Service Violent Offender Task Force.Adopted

Mr. Milum explained that this will allow the Police Department to partner with the Marshals Service on cases we have that need specialized assistance as it might be needed. Also, we can have an officer participate in activities in the Marshals Office to gain experience in different areas if we wanted to do that at some point in the future. Most cities have this agreement in place.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the Memorandum of Understanding between the City of Los Fresnos Police Department and the United States Marshals Service Violent Offender Task Force.

Polo Narvaez made a motion to approve Consideration and ACTION to approve a Memorandum of Understanding between the City of Los Fresnos Police Department and the United States Marshals Service Violent Offender Task Force., seconded by Juan Munoz the vote was [Unanimous].

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

Mr. Milum explained that San Juan has become the leading department for the Regional Response Team for emergency situations throughout the Valley. We generally refer to them as the SWAT team. They have a good coverage from Hidalgo County but not much in the the lower Cameron County so there has been a push for us to join in on this team. South Padre Island, Port Isabel and Laguna Vista have already joined. We will provide 2 of our officers for the team. San Juan provides the training and in fact we have utilized their training already. The goal is to have a team located in this area with officers for the departments here for faster response. Since it is a regional concept it is funded by grant funding. This is a great opportunity for this area and show partnerships not only in the immediate area but across the Valley.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the Memorandum of Understanding between the City of Los Fresnos Police Department and City of San Juan Police Department for Law Enforcement Emergency Regional Response Team.

Juan Munoz made a motion to approve Consideration and ACTION to approve a Memorandum of Understanding between the City of Los Fresnos Police Department and City of San Juan Police Department for Law Enforcement Emergency Regional Response Team., seconded by Polo Narvaez the vote was [Unanimous].

Discussion, consideration and ACTION on funding a bus route from Los Fresnos to Port Isabel.No Action

Mr. Milum explained that he had discussed with Valley Metro in expanding service from Los Fresnos through Laguna Vista to Port Isable and South Padre Island. They are looking at discontinuing a service connection from Brownsville to Port Isabel since there is another service doing that. If they do discontinue that service they will convert the service to Los Fresnos to make the connection through Laguna Vista to Port Isable and South Padre Island. They will know more information in the summer time months. Mr. Milum stated the is recommending we wait until Valley Metro makes a final deciison before we proceed.

Mr. Milum answered questions from the Council.

No action was taken.

made a motion to approve Discussion, consideration and ACTION on funding a bus route from Los Fresnos to Port Isabel., seconded by the vote was .

Approval or rejection of a Joint Resolution between the City of Los Fresnos and Los Fresnos Consolidated Independent School District opposing Senate Bills 2112, 2113 and the

involuntary consolidation of Los Fresnos Consolidated Independent School District with other Cameron County Independent School Districts.Adopted

Mr. Milum explained that the Council has heard that Senator Lucio had proposed a couple of bills concerning consolidating or studying the consolidation of all school district in Cameron County as 1 district. He has since said he will not move forward with these but will look to study this in the future. The School has asked the City to oppose this and join them along with all the other districts and cities in Cameron County. We feel Los Fresnos Schools are the best and are better run locally by Los Fresnos people. There have been similar studies on this issue in the past and it shows there is no cost savings unless the school district is 1,000 or less in student population. Los Fresnos has almost 11,000 students.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve a Joint Resolution between the City of Los Fresnos and Los Fresnos Consolidated Independent School District opposing Senate Bills 2112, 2113 and the involuntary consolidation of Los Fresnos Consolidated Independent School District with other Cameron County Independent School Districts.

Swain Real made a motion to approve Approval or rejection of a Joint Resolution between the City of Los Fresnos and Los Fresnos Consolidated Independent School District opposing Senate Bills 2112, 2113 and the involuntary consolidation of Los Fresnos Consolidated Independent School District with other Cameron County Independent School Districts., seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION on pay rates for water and wastewater personnel.Adopted

Mr. Milum explained that as we continue to upgrade our water and wastewater services, we want to properly fund compensation for employees with certifications required by TCEQ. We have had a difficult time finding an individual, for the Water Plant Manager position, that have the training and willing to leave their present job. Mr. Salazar and Mr. Milum have worked on a pay plan that they feel will assist the City. The rates would be as follows:

Distribution or Colleciton Licenses - \$13.00 to \$16.00 per hour

Water License - \$15.00 to \$18.00 per hour

Wastewater Licenses - \$15.00 to \$18.00 per hour

Double (Water & Wastewater) Licenses - \$17.00 to \$20.00 per hour

Currently Carlos Salazar has a Class B Water and Wastewater License

Honoranto Manrique, Jr. has a Class C Water and Wastewater License

Agustin Lopez and Raul Garcia will be testing for Class C Water License in a few months.

New Employee has a Class C Wastewater License

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the pay rates for water and wastewater personnel.

Polo Narvaez made a motion to approve Consideration and ACTION on pay rates for water and wastewater personnel., seconded by Javier Mendez the vote was [Unanimous].

Discussion and ACTION on plans for new City Hall.Adopted

Mr. Milum stated that at the last meeting it was mentioned that maybe we could put in an office for the Chamber of Commerce and the Community Development Corporation. Mr. Milum stated he had increased the size to put in the offices.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the concept of the new city hall and to move forward with plans.

Polo Narvaez made a motion to approve Discussion and ACTION on plans for new City Hall., seconded by Juan Munoz the vote was [Unanimous].

Acknowledgement of City Manager Report

A. Wastewater Plant Expansion B. Water Plant Issues C. Water & Wastewater Engineering Study D. Whipple Road Wastewater Extension E. Nature Park F. Hike & Bike Trails G. Montes-Castro Park H. TxDot Sidewalk Projects I. Welcome Sign J. Hazardous Mitigation Plan K. TxDot Light at Walmart L. Walmart 380 Agreement M. CDBG 2015-2016 Grant N. Community Park O. Memorial ParkAdopted

Mr. Milum reported on the following:

A. Wastewater Plant Upgrade - We are working to get bid documents ready to begin advertising for the chlorine contact basin and the sludge drying beds. Hopefully we can award a contract in May or June. The headworks portion will need to be designed first taking about 120 days and then approval by TWDB. Once that is done we can advertise and begin construction in the late summer or early fall.

B. Water Plant Issues - Guzman & Munoz Engineering is working on the detailed items that need to be done by a contractor to include as part of the study he is doing so we can hopefully get funding through TWDB. They are also looking to see if there is a less expensive way to install a bypass now that will help tremendously. No new progress.

C. Water & Wastewater Engineering Study - Guzman & Munoz Engineering continues to work on design, surveying, easements or property required for east and west Highway 100 as well as north on FM 1575. They are also studying all the existing water and wastewater lines in the city to determine which need to be replaced for various reasons. City staff is trying to get all the right of entry for possible easements.

D. Whipple Road Wastewater Extension - Naismith-Hanson Engineering is working on that project and will hopefully have some preliminary plans to review soon. We are having difficulty getting the right of entry with the folks in the big house on the corner of Arroyo Boulevard and Whipple Road.

E. Nature Park - Naismith-Hanson Engineering is working to finalize the Master Plan so we can proceed. We are getting prices on lighting for the parking area.

F. Hike & Bike Trails - We have sent the easement off to the owners of the property that we need. We still have not heard from them. Once we have the easement signed they can continue the final design.

G. Montes-Castro Park - The Master Plan has been approved by the Park Advisory Board. The bids and specifications are being developed. Once they are done we will be able to go out for bids and then start construction. Naismith-Hanson Engineering feels we will have bids ready for your approval in June.

H. TxDot Sidewalk Projects - The contractor for the sidewalks on Arroyo Boulevard from Ocean Boulevard to Alvarez Court on both sides of the road and on Ocean Boulevard from Church's Chicken to Tapia's Cafe has begun construction. Work is moving quickly and the Arroyo Boulevard portion should be done in 2 weeks. It is possible we won't quite make it all the way to Tapia's Cafe with the sidewalk. Since the bar ditch is so steep in that area, it will require a concrete border so they are looking to see how much length they need to cut off to install the border and stay within the same budget.

I. Welcome Sign - The pre-construction meeting was held this morning. Work will begin soon. Date of completion is June 23.

J. Hazardous Mitigation Plan - FEMA is now wanting some more revisions. No one knows why they are requiring so many changes from the way they wanted things before. The only known reason is due to a complete new staff at FEMA.

K. TxDot Light at Walmart - They will begin to install the light in the middle to the end of May.

L. Walmart 380 Agreement - It appears we will have it completely funded by September or October 2017. When the Agreement was made Walmart was funding the traffic light and now TxDot has agreed to put up the light so we will get to take that amount off the agreement.

M. CDBG 2015-2016 Grant - The design for the street work has begun by Naismith-Hanson Engineering for East Sixth Street from Pita Street to Coma Street and East Ninth Street from Arroyo Boulevard to Coma Street. This will take a few months before we can get the specs finalized for bids.

N. Community Park - Some minor work is being done on the playground equipment to make it safer. They will also be placing a new carpet type pad on the safe fall zoned around the playground equipment. We are getting bids on lighting of the entire area.

O. Memorial Park - We are still waiting on specifications on the pad for the exercise equipment. Once we have that it will be installed. We are also getting bids on lighting in the playground, basketball and sand volleyball area as well as along the track.

Mr. Milum answered questions from the Council.

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

Polo Narvaez made a motion to approve A. Wastewater Plant Expansion B. Water Plant Issues C. Water & Wastewater Engineering Study D. Whipple Road Wastewater Extension E. Nature Park F. Hike & Bike Trails G. Montes-Castro Park H. TxDot Sidewalk Projects I. Welcome Sign J. Hazardous Mitigation Plan K. TxDot Light at Walmart L. Walmart 380 Agreement M. CDBG 2015-2016 Grant N. Community Park O. Memorial Park, seconded by Javier Mendez the vote was [Unanimous].

Acknowledgement of Department Head Reports

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

Motion was made and seconded to acknowledge the Finance Report.

Polo Narvaez made a motion to approve Financial Report 1. Monthly 2. Year-to-Date 3. Sales Tax Report, seconded by Javier Mendez the vote was [Unanimous].

Public Works Report 1. Water and Wastewater Activity 2. Calls for Service 3. Building Permits 4. RecyclingAdopted

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

Polo Narvaez made a motion to approve Public Works Report 1. Water and Wastewater Activity 2. Calls for Service 3. Building Permits 4. Recycling, seconded by Javier Mendez the vote was [Unanimous].

Police Department Report 1. Arrests 2. Incidents 3. AccidentsAdopted

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

Polo Narvaez made a motion to approve Police Department Report 1. Arrests 2. Incidents 3. Accidents, seconded by Javier Mendez the vote was [Unanimous].

Municipal Court Report 1. Monthly ReportAdopted

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

Polo Narvaez made a motion to approve Municipal Court Report 1. Monthly Report, seconded by Javier Mendez the vote was [Unanimous].

Library Report 1. Monthly ReportAdopted

Motion was made and seconded to acknowledge the Library Report.

Polo Narvaez made a motion to approve Library Report 1. Monthly Report, seconded by Javier Mendez the vote was [Unanimous].

Fire Marshall Report 1. Monthly ReportAdopted

Motion was made and seconded to acknowledge the Fire Marshals Report.

Polo Narvaez made a motion to approve Fire Marshall Report 1. Monthly Report, seconded by Javier Mendez the vote was [Unanimous].

EMS Report 1. Quarterly ReportAdopted

Motion was made and seconded to acknowledge the EMS Quarter Report.

Polo Narvaez made a motion to approve EMS Report 1. Quarterly Report, seconded by Javier Mendez the vote was [Unanimous].

Closed Session – Deliberation pursuant to Section 551.072, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding the following:

Closed Session - To deliberate pursuant to Sections 551.071 and 551.074, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding: A. 551.071 - Consultation with City Attorney on litigation - East Rio Hondo Water Supply Corporation vs City of Los Fresnos. B. 551.074 - To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager, Chief of Police, Public Works Director, Librarian, Finance Director or City Secretary.No Action

Mayor Narvaez recessed the meeting at 8:01 PM.

made a motion to approve Closed Session - To deliberate pursuant to Sections 551.071 and 551.074, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding: A. 551.071 - Consultation with City Attorney on litigation - East Rio Hondo Water Supply Corporation vs City of Los Fresnos. B. 551.074 - To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager, Chief of Police, Public Works Director, Librarian, Finance Director or City Secretary., seconded by the vote was .

Open Session – Deliberation and possible action regarding the following:

Open Session - Deliberation and possible action regarding the following: A. 551.071 - Consultation with City Attorney on litigation - East Rio Hondo Water Supply Corporation vs City of Los Fresnos. B. 550.074 - Deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager, Chief of Police, Public Works Director, Librarian, Finance Director or City Secretary.No Action

Mayor Narvaez called the meeting back to order at 8:40 PM.

No action was taken.

made a motion to approve Open Session - Deliberation and possible action regarding the following: A. 551.071 -Consultation with City Attorney on litigation - East Rio Hondo Water Supply Corporation vs City of Los Fresnos. B. 550.074 - Deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager, Chief of Police, Public Works Director, Librarian, Finance Director or City Secretary., seconded by the vote was .

11. Adjournment

Mayor Narvaez adjourned the meeting at 8:41 PM.

Presiding Officer of the Council

Recorder