

City Council

520 E Ocean Blvd.

Regular Meeting

Los Fresnos, TX 78566

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

~ Minutes ~

Tuesday, May 11, 2021

6:00 PM

City Hall

Agenda

- A. Call meeting to order

Mayor Flores called the meeting to order at 6:00 p.m.

- B. Invocation and Pledge of Allegiance

Mr. Milum gave the 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.

Manual Abrego was present and spoke to the council He explained a local family had made history in having three sisters as Valedictorian, 2013,2015,2021. He gave a brief history on the family and proposed a proclamation be made honoring the family and their accomplishments.

Public Hearing

Public Hearing on the annexation of A 12.145 Acre Tract of land out of Tract 45, Subdivision "F" of Paredes Tract Subdivision in Share 19, Espritu Santo Grant, Cameron County, Texas; said 12.145 Acre Tract also being out of a certain 747.1 Acre Tract of land described in deed recorded in Volume 22333, Page 291 of the Official Records of Cameron County, Texas located on the eastside of the city limits and on the Southside of Hwy 100.No Action

Public hearing opened at 6:06 p.m.

Mayor Flores asked if there was anyone present who wished to speak. There was none.

Mr. Milum explained the location of the proposed annexation request.

Public hearing closed at 6:08 p.m.

made a motion to approve Public Hearing on the annexation of A 12.145 Acre Tract of land out of Tract 45, Subdivision "F" of Paredes Tract Subdivision in Share 19, Espritu Santo Grant, Cameron County, Texas; said 12.145 Acre Tract also being out of a certain 747.1 Acre Tract of land described in deed recorded in Volume 22333, Page 291 of the Official Records of Cameron County, Texas located on the eastside of the city limits and on the Southside of Hwy 100., 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 if there were any questions, comments or concerns on the consent agenda.

There were none.

Consideration and ACTION to approve the minutes from April 13, 2021.Adopted

Motion was made and seconded to approve minutes from April 13, 2021.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the minutes from April 13, 2021., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of March 31, 2021.Adopted

Motion was made and seconded to approve the Quarterly Investment Portfolio Report ended as of March 31, 2021.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of March 31, 2021., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve the preliminary and final plats for Encino Crossing Subdivision.Adopted

Motion was made and seconded to approve the preliminary and final plats for Encino Crossing Subdivision.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the preliminary and final plats for Encino Crossing Subdivision., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve the second reading of Ordinance 519 to re-zone 4.13 acres, more or less, out of the south one-third of Survey 45 in Subdivision F, Share 19 of the Espiritu Santo Grant in the City of Los Fresnos, Texas from C-2 Highway Commercial District to R-1 Single Family District amending the official zoning map to reflect the new zoning; and providing an effective date for the implementation of this ordinance.Adopted

Motion was made and seconded to approve the second reading of Ordinance 519.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the second reading of Ordinance 519 to re-zone 4.13 acres, more or less, out of the south one-third of Survey 45 in Subdivision F, Share 19 of the Espiritu Santo Grant in the City of Los Fresnos, Texas from C-2 Highway Commercial District to R-1 Single Family District amending the official zoning map to reflect the new zoning; and providing an effective date for the implementation of this ordinance., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION an Ordinance 522 amending Chapter 48, Zoning, Division 4-Residential Districts, Section 48-103 M-H Manufactured Housing District, b. Uses Permitted. and adding Recreational Resort Cottages; to provide for changes and amendments and to prescribe penalties for the violation of its provisions as approved by the Planning & Zoning Commission.Adopted

Motion was made and seconded to consider and action Ordinance 522 on amending Chapter 48, Zoning, Division 4-Residential Districts.

Polo Narvaez made a motion to approve Consideration and ACTION an Ordinance 522 amending Chapter 48, Zoning, Division 4-Residential Districts, Section 48-103 M-H Manufactured Housing District, b. Uses Permitted. and adding Recreational Resort Cottages; to provide for changes and amendments and to prescribe penalties for the violation of its provisions as approved by the Planning & Zoning Commission., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve Ordinance 520 of the City of Los Fresnos, Cameron County, Texas amending Chapter 8, Building and Construction, Article II. Construction Regulations Section 8-21 to update the adopted various International Codes and other building codes relating to inspection activities and enforcement of building provisions as provided in said codes, and adding mechanical contractor to subsection (g), and repealing all ordinances and parts of ordinances in conflict therewith.Adopted

Motion was made and seconded to approve Ordinance 520 of the City of Los Fresnos, Cameron County, Texas amending Chapter 8 Building and Construction, Article II.

Polo Narvaez made a motion to approve Consideration and ACTION to approve Ordinance 520 of the City of Los Fresnos, Cameron County, Texas amending Chapter 8, Building and Construction, Article II. Construction Regulations Section 8-21 to update the adopted various International Codes and other building codes relating to inspection activities and enforcement of building provisions as provided in said codes, and adding mechanical contractor to subsection (g), and repealing all ordinances and parts of ordinances in conflict therewith., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to accept a Petition Requesting Annexation by Land Owner for a 116.43-acre tract located on the west side of the City of Los Fresnos and set at date and time for a public hearing.Adopted

Motion was made and seconded to accept a Petition Requesting Annexation by Land Owner for a 116.43-acre tract located on the west side of the City of Los Fresnos and set a date and time for public hearing.

Polo Narvaez made a motion to approve Consideration and ACTION to accept a Petition Requesting Annexation by Land Owner for a 116.43-acre tract located on the west side of the City of Los Fresnos and set at date and time for a public hearing., seconded by Andres Lopez the vote was [Unanimous].

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

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

Consideration and ACTION to excuse the absences of Larry Stambaugh, Gil Gomez and Gordon Cappon from the March 15, 2021 Planning & Zoning meeting.Adopted

Motion was made and seconded to excuse the absences of Larry Stambaugh, Gil Gomez and Gordon Cappon from March 15, 2021 Planning & Zoning meeting.

Polo Narvaez made a motion to approve Consideration and ACTION to excuse the absences of Larry Stambaugh, Gil Gomez and Gordon Cappon from the March 15, 2021 Planning & Zoning meeting., seconded by Andres Lopez the vote was [Unanimous].

Action Items

Consideration and ACTION to approve a service agreement for the 2021 Cowboy Cook Off.Adopted

Jerry Bruce and George Gomez with the Los Fresnos Rodeo Committee were present and spoke to the council about the event.

Motion was made and seconded to approve a service agreement for the funding of the 2021 Cowboy Cook Off in the amount of \$1,500.

James Herrera made a motion to approve Consideration and ACTION to approve a service agreement for the 2021 Cowboy Cook Off., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve payment in lieu of land for park dedication for the Encino Crossing Subdivision.Adopted

Mr. Milum explained the location of the proposed subdivision. He gave the council a brief background on how the park dedication payment is handled.

Motion was made and seconded to approve payment in lieu of land for park dedication for the Encino Crossing Subdivision.

Polo Narvaez made a motion to approve Consideration and ACTION to approve payment in lieu of land for park dedication for the Encino Crossing Subdivision., seconded by Alejandro Flores the vote was [Unanimous].

Consideration and ACTION to approve the first reading of Ordinance 521 to annex territory to the City of Los Fresnos and extending the boundary limits of said City.Adopted

Council member Juan Munoz asked for clarification the location of the property. Mr. Milum explained.

Motion was made and seconded to approve first reading of Ordinance 521.

Juan Munoz made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 521 to annex territory to the City of Los Fresnos and extending the boundary limits of said City., seconded by Andres Lopez the vote was [Unanimous].

Discussion on possible uses of funding from the American Rescue Plan.No Action

Mr. Milum explained to the council how the American Rescue Plan works. He described a few ideas to the board that would meet the general guidelines for the funding. No action needed to be taken but he wanted the council to have time to think of possible ideas for use of the funding.

Council Member Juan Munoz asked if the funds could be used to waive cut off few for customers who were unable to pay their water bills due to COVID-19. Mr. Milum said then the final guidelines and regulations are released he would check.

Mr. Milum answered questions for the board and discussed the funding.

made a motion to approve Discussion on possible uses of funding from the American Rescue Plan., seconded by the vote was .

Consideration and action to move the regular council meetings to the second Tuesday of the month at 12:00 pm or move the regular council meetings to the second Saturday of the month at 12:00 pm.Adopted as Amended

Mr. Milum explained Council Member Juan Munoz requested the item be placed on the agenda.

Mr. Munoz explained to the council why he requested the item and how it was difficult for him to attend the meeting at the scheduled times.

The council discussed the request made by Mr. Munoz. Each member explained how the times suggested were inconvenient for them and requested the meeting date and time not be changed.

Motion was made and seconded not to move the regular council meetings and leave as scheduled.

Polo Narvaez made a motion to approve Consideration and action to move the regular council meetings to the second Tuesday of the month at 12:00 pm or move the regular council meetings to the second Saturday of the month at 12:00 pm., seconded by Alejandro Flores the vote was [4 to 2].

Consideration and ACTION to approve proposed Charter Amendments.Adopted

Mr. Milum read out each proposed amendment to the council. He explained each amendment and why the committee had suggested the changes. He walked the council through the amendment and election process.

Mr. Milum and the council discussed the amendments. Council Member Polo Narvaez expressed his concern on having Council Member James Herrera on the City Charter committee. He wanted it to be on the record that Council Member Herrera voted for the amendments while serving on the Charter Committee and he did not feel that was appropriate.

Motion was made and seconded to approve proposed Charter Amendments

Andres Lopez made a motion to approve Consideration and ACTION to approve proposed Charter Amendments., seconded by James Herrera the vote was [Unanimous].

Acknowledgement of City Manager's Report

City Manager Report A. Wastewater Update B. Water Update C. Nature Park D. Hike & Bike Trails E. Henderson Road Project F. Drainage Update G. Whipple Road H. CDBG 9th Street Lift Station Relocation I. Teacher Appreciation Month J. COVID-19 K. TxDot Highway 100 Project L. Water ConservationAdopted

Mr. Milum explained TXDOT only took two of the recommended options for the traffic plan during the construction on Highway 100, he gave the council a brief summary of what was discussed with TXDOT and what the city was doing to help with traffic control. He reported possible Stage 2 of the water conservation plan activation due to low water levels at the Amistad and Falcon reservoir.

Mayor Flores explained to the council the staff and himself had visited a few schools and invited the council to attend as well.

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

Andres Lopez made a motion to approve City Manager Report A. Wastewater Update B. Water Update C. Nature Park D. Hike & Bike Trails E. Henderson Road Project F. Drainage Update G. Whipple Road H. CDBG 9th Street Lift Station Relocation I. Teacher Appreciation Month J. COVID-19 K. TxDot Highway 100 Project L. Water Conservation, seconded by Polo Narvaez the vote was [Unanimous].

Acknowledgement of Department Head Reports

Mr. Milum stated he usually did not comment unless the board had questions but he wanted to elaborate on the Sales Tax report.

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

Mr. Milum reported for the Month of April the city received 17.3% more than last year and 18.67% up for the year.

Motion was made and seconded to acknowledge Financial Report.

Polo Narvaez made a motion to approve Financial Report 1. Monthly 2. Year to Date 3. Sales Tax, seconded by Andres Lopez 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 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 5. Waste Water Treatment Plant Discharge Monitoring Report, seconded by Andres Lopez the vote was [Unanimous].

Police Department 1. Arrests 2. Incidents 3. Accidents**Adopted**

Motion was made and seconded to acknowledge Police Department Report.

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

Municipal Court 1. Monthly Report**Adopted**

Motion was made and seconded to acknowledge Municipal Court Report.

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

Library Report 1. Monthly Report**Adopted**

Motion was made and seconded to acknowledge Library Report.

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

Fire Marshal's Report 1. Monthly Report**Adopted**

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

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

EMS Report 1. Quarterly report**Adopted**

Motion was made and seconded to acknowledge EMS - 2nd Quarter Report .

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

I. Adjournment

Mayor Flores adjourned the meeting at 7:34 p.m.

Presiding Officer of the Council

Recorder