

City Council

200 North Brazil

Los Fresnos, TX 78566

Regular Meeting

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

~ Minutes ~

Tuesday, September 9, 2014

7:00 PM

City Hall

Agenda

1. Call meeting to order **Adopted**
2. Invocation and Pledge of Allegiance
Mayor Narvaez gave the invocation and led the audience in the Pledge of Allegiance.

Presentation to the City for employer support of the Guard and Reserve. **No Action**

Mr. Milum read a letter to Council from the Texas Committee for Employer Support of the Guard and Reserve. The letter congratulated the City on being nominated for the 2014 Secretary of Defense Employer Support Freedom Award. Nomination for the award was submitted by one or more of our employees serving in the Guard or Reserve. Also, there is a certificate presented in recognition of exemplary support of Guard and Reserve employees.

made a motion to approve Presentation to the City for employer support of the Guard and Reserve., seconded by the vote was .

Consent Agenda

Approval or rejection on the Minutes from August 12, 2014 and August 28, 2014 meetings. **Adopted**

Councilmember Jones requested that item 5 be pulled from the consent agenda.

Councilmember Jones made a motion to approve the items 1-4 of the consent agenda, seconded by Mayor Narvaez and the vote for approval of 1-4 was unanimous.

Approval or rejection of Change Orders 1 and 2 for the CDBG Contract 713301.

Councilmember Jones asked if the changes had been put in writing and Mr. Milum stated no it was not put in writing. Mr. Milum explained that he had negotiated with G & T Paving on the flexible base for Ebony, Pecan and Magnolia Streets like on East Sixth Street but once the City took out East Sixth Street G & T Paving stated they did not feel they could give a discount on the flexible base. This is due to Ebony, Pecan and Magnolia Streets being dead-end streets and they have to go back and forth and cannot go straight through.

Councilmember Mendez made a motion to approve Change Orders 1 and 2 for the CDBG Contract 713301, seconded by Mayor Pro-tem Cruz and the vote for approval was unanimous.

Tom Jones made a motion to approve Approval or rejection on the Minutes from August 12, 2014 and August 28, 2014 meetings., seconded by Polo Narvaez the vote was [Unanimous].

Approval or rejection of a Proclamation declaring the week of October 5-11, 2014 as Firefighters Appreciation and Fire Prevention Week in the City of Los Fresnos.Adopted

Tom Jones made a motion to approve Approval or rejection of a Proclamation declaring the week of October 5-11, 2014 as Firefighters Appreciation and Fire Prevention Week in the City of Los Fresnos., seconded by Polo Narvaez the vote was [Unanimous].

Approval or rejection of City Secretary's Certification of Unopposed Candidates for November 4, 2014 City Election.Adopted

Tom Jones made a motion to approve Approval or rejection of City Secretary's Certification of Unopposed Candidates for November 4, 2014 City Election., seconded by Polo Narvaez the vote was [Unanimous].

Approval or rejection on the Order of Cancellation of Election for November 4, 2014.Adopted

Tom Jones made a motion to approve Approval or rejection on the Order of Cancellation of Election for November 4, 2014., seconded by Polo Narvaez the vote was [Unanimous].

Approval or rejection of Change Orders 1 and 2 for the CDBG Contract 713301.Adopted

Javier Mendez made a motion to approve Approval or rejection of Change Orders 1 and 2 for the CDBG Contract 713301., seconded by Yolanda H. Cruz the vote was [Unanimous].

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

There were no comments.

Public Hearings

Second public hearing to receive comments from the public on a proposal to increase total tax revenue from properties on the tax roll in the preceding tax year by 1.96 percent and announce the date for voting on the increase.No Action

Mayor Narvaez opened the public hearing at 7:17 p.m.

Mr. Milum stated that the proposed tax rate is \$0.715 per hundred valuation the same as it has been for the last seven years. The meeting to vote on the tax rate will be held on Thursday, September 25, 2014 at 7:00 p.m.

There were no comments from the public.

Mayor Narvaez closed the public hearing at 7:18 p.m.

made a motion to approve Second public hearing to receive comments from the public on a proposal to increase total tax revenue from properties on the tax roll in the preceding tax year by 1.96 percent and announce the date for voting on the increase., seconded by the vote was .

Second public hearing on the annexation of 3.50 acres, 9.960 acres and 10.00 acres of land located on the east side of the city limits on the south side of Hwy 100.No Action

Mayor Narvaez opened the public hearing at 7:18 p.m.

Mr. Milum stated that this is annexation of city property, Alamo Street Development property, and Los Fresnos Volunteer Fire Department property.

Mr. Gene Daniels from the Fire Department stated that the Fire Department would like for the property to be annexed.

Mayor Narvaez closed the public hearing at 7:20 p.m.

made a motion to approve Second public hearing on the annexation of 3.50 acres, 9.960 acres and 10.00 acres of land located on the east side of the city limits on the south side of Hwy 100., seconded by the vote was .

Action Items

Consideration and ACTION to approve the first reading of Ordinance 459 to annex territory to the City of Los Fresnos and extending the boundary limits of said City.Adopted

Councilmember Real stated he would not be participating in the discussion of this item and he would not be voting.

Mr. Milum stated this is the first reading of the ordinance to annex the 3.50 acres, 9.944 acres, and 10.00 acres located on the east side of the city limits on the south side of Hwy 100. The service plan is similar to the one we did for the areas annexed 2 years ago except since the annexation is voluntary the developers are responsible for extending water, sewer, streets, street lighting, drainage, etc.

Javier Mendez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 459 to annex territory to the City of Los Fresnos and extending the boundary limits of said City., seconded by Tom Jones the vote was [Unanimous].

Consideration and ACTION to approve a contract for fire hydrant maintenance.Adopted

Mr. Milum stated that bids were sent out to five companies and we only received two proposals back. East Texas Meter & Hydrant Services submitted the low bid.

Mr. Milum answered questions from the Council.

Swain Real made a motion to approve Consideration and ACTION to approve a contract for fire hydrant maintenance., seconded by Tom Jones the vote was [Unanimous].

Consideration and ACTION to approve the following Service Agreements for fiscal year 2014-2015. A. Los Fresnos Volunteer Fire Department B. Los Fresnos Ambulance Service C. Los Fresnos Boys & Girls Club D. Los Fresnos Chamber of CommerceAdopted

Mr. Milum stated he would like to pull the Chamber of Commerce agreement. They have a new Executive Director and he would like to make changes to the agreement.

Mr. Milum answered questions from the Council.

Tom Jones made a motion to approve Consideration and ACTION to approve the following Service Agreements for fiscal year 2014-2015. A. Los Fresnos Volunteer Fire Department B. Los Fresnos Ambulance Service C. Los Fresnos Boys & Girls Club D. Los Fresnos Chamber of Commerce, seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION to approve or reject nay or bids on the following for fiscal year 2014-2015. A. Chemicals B. Official Newspaper C. Pest Control D. Vehicle Washing, Vacuuming, etc.Adopted

Mr. Milum stated he would like to pull the Pest Control bid due to there was a problem with the bid.

Mr. Milum answered questions from the Council.

Javier Mendez made a motion to approve Consideration and ACTION to approve or reject nay or bids on the following for fiscal year 2014-2015. A. Chemicals B. Official Newspaper C. Pest Control D. Vehicle Washing, Vacuuming, etc., seconded by Gary Minton the vote was [Unanimous].

Consideration and ACTION on a Resolution designating an official newspaper for the City of Los Fresnos.Adopted

Mr. Milum stated that Los Fresnos News is our current official newspaper and the only proposal that was submitted this year.

Swain Real made a motion to approve Consideration and ACTION on a Resolution designating an official newspaper for the City of Los Fresnos., seconded by Gary Minton the vote was [Unanimous].

Consideration and ACTION to appoint a new member to the Los Fresnos Community Development Board.Adopted

Mr. Milum stated that the Council had a copy of one application in their packet. There was another application but it was not received until Friday. Mr. Robert Lopez, Jr. Lives in Rancho Viejo and Mr. Daniel Alvarez lives just outside city limits on Kretz Road.

Mr. Milum answered questions from the Council.

Mr. Daniel Alvarez was appointed to the Community Development Board.

Polo Narvaez made a motion to approve Consideration and ACTION to appoint a new member to the Los Fresnos Community Development Board., seconded by Tom Jones the vote was [Unanimous].

Consideration and ACTION to appoint two new members to the Planning & Zoning Commission.Tabled

Tom Jones made a motion to approve Consideration and ACTION to appoint two new members to the Planning & Zoning Commission., seconded by Gary Minton the vote was [Unanimous].

Consideration and ACTION to appoint a new member to the Housing Authority.Tabled

Polo Narvaez made a motion to approve Consideration and ACTION to appoint a new member to the Housing Authority., seconded by Yolanda H. Cruz the vote was [Unanimous].

Update by City Manager

A. Wastewater Plant Expansion B. Raw Water Line Upgrade, Filter Replacement, Sludge Removal System C. Development Projects - Paseo Point Apartments, Walmart D. Community Park Parking E. Los Fresnos Nature Park F. Hazardous Mitigation Plan G. Category 7 Projects submitted to MPONo Action

A. Wastewater Plant Expansion - We are still waiting on approval from TCEQ. Then TWDB will be able to give us final approval to start the bidding process.

B. Raw Water Line Upgrade - USDA has approved the contract for construction. The Notice to Proceed date is September 8 with the end of construction November 8. Filter Replacement - Work is occurring at the contractors shop. Construction is scheduled to be

complete December 6. Sludge Removal System - Quite a bit of work has been done on site. Construction is scheduled to be complete October 6.

C. Development Projects - Paseo Point Apartments is scheduled to be complete by the end of the year. WalMart says they will open on March 19.

D. Community Park Parking - The work is complete and the parking lot is open. However the asphalt did not meet the thickness requirements so we are working with the County to determine the solution. The parking area on Nogal Street and Third Street is in the approval process.

E. Los Fresnos Nature Park - We are working to get a closing date as the property owner has agreed to the purchase. He would like us to have a plaque or something with his name on it indicating appreciation. I figured we could develop a small area with nice plants for a sign and maybe a large boulder with a sign on it with his name.

F. Hazardous Mitigation Plan - I was notified that the grant has been approved on the state level and is sent to the federal level for approval. They say it will be at least 30 to 60 days. We have not heard any more information.

G. Category Projects Submitted to MPO - We submitted Whipple Road, Los Fresnos Loop, Hike & Bike Trails and Henderson Road. The technical committee has completed the review and ranking of all the projects. We will not be getting any construction funds. We will be recommended to be awarded funds for engineering for Whipple Road and funds for about half of the engineering for the Los Fresnos Loop. The Policy committee will make the final decision on September 9.

made a motion to approve A. Wastewater Plant Expansion B. Raw Water Line Upgrade, Filter Replacement, Sludge Removal System C. Development Projects - Paseo Point Apartments, Walmart D. Community Park Parking E. Los Fresnos Nature Park F. Hazardous Mitigation Plan G. Category 7 Projects submitted to MPO, seconded by the vote was .

Department Reports

August Finance ReportNo Action

Mr. Milum answered questions from the Council.

made a motion to approve August Finance Report, seconded by the vote was .

August Public Works ReportNo Action

Mr. Milum answered questions from the Council.

made a motion to approve August Public Works Report, seconded by the vote was .

August Police Department ReportNo Action

Mr. Milum answered questions from the Council.

made a motion to approve August Police Department Report, seconded by the vote was .

August Municipal Court ReportNo Action

Mr. Milum answered questions from the Council.

made a motion to approve August Municipal Court Report, seconded by the vote was .

August Library ReportNo Action

Mr. Milum answered questions from the Council.

made a motion to approve August Library Report, seconded by the vote was .

August Fire Marshall's ReportNo Action

Mr. Milum answered questions from the Council.

made a motion to approve August Fire Marshall's Report, seconded by the vote was .

Workshop

Budget Workshop for Fiscal Year 2014-2015No Action

Mr. Milum explained the Utility Fund budget and answered questions from the Council.

made a motion to approve Budget Workshop for Fiscal Year 2014-2015, seconded by the vote was .

Adjournment

The meeting was closed at 8:49 PM

Presiding Officer of the Council

Recorder