

City Council

200 North Brazil

Los Fresnos, TX 78566

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Regular Meeting

~ Minutes ~

Tuesday, September 12, 2017

6:00 PM

City Hall

Agenda

1. Call meeting to order
Mayor Narvaez called the meeting to order 6:00 PM.
2. Invocation and Pledge of Allegiance
Mayor Narvaez gave the invocation and led the audience in the Pledge of Allegiance.

Consent Agenda

Approval or rejection of Minutes from August 1, 2017, August 8, 2017 and August 24, 2017 meetings.Adopted

Motion was made and seconded to approve the Minutes from August 1, 2017, August 8, 2017 and August 24, 2017 meetings as presented.

Polo Narvaez made a motion to approve Approval or rejection of Minutes from August 1, 2017, August 8, 2017 and August 24, 2017 meetings., seconded by Javier Mendez the vote was [5 to 1].

Approval or rejection to approve bid received for fire hydrant annual maintenance.Adopted

Motion was made and seconded to approve the bid received for fire hydrant annual maintenance.

Polo Narvaez made a motion to approve Approval or rejection to approve bid received for fire hydrant annual maintenance., seconded by Javier Mendez the vote was [5 to 1].

Consideration and ACTION to approve the purchasing of a police patrol vehicle.Adopted

Motion was made and seconded to approve the purchase of a new police patrol vehicle.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the purchasing of a police patrol vehicle., seconded by Javier Mendez the vote was [5 to 1].

Approval or rejection to approve the bids received for the following: A. Chemicals B. Lot Mowing C. Official Newspaper D. Pest Control E. Vehicle Washing and VacuumingAdopted

Motion was made and seconded to approve the bids received for the following:

- A. Chemicals
- B. Lot Mowing

- C. Official Newspaper
- D. Pest Control
- E. Vehicle Washing and Vacuuming

Polo Narvaez made a motion to approve Approval or rejection to approve the bids received for the following: A. Chemicals B. Lot Mowing C. Official Newspaper D. Pest Control E. Vehicle Washing and Vacuuming, seconded by Javier Mendez the vote was [5 to 1].

Approval or rejection to approve a Resolution designating the official newspaper for fiscal year 2017/2018. Adopted

Motion was made and seconded to approve the Resolution designating Los Fresnos News as the official newspaper for fiscal year 2017/2018.

Polo Narvaez made a motion to approve Approval or rejection to approve a Resolution designating the official newspaper for fiscal year 2017/2018., seconded by Javier Mendez the vote was [5 to 1].

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

Mr. Manuel Abrego commented on the Boys & Girls Club. Mr. Abrego stated that the Boys & Girls Club should report on the finances monthly to City if the City is going to enter into an agreement with them and give them money.

Mr. Ralph Campos stated the drainage ditch that runs by Ash, Ebony, Pecan, Magnolia, Pine and Huisache Streets has trees growing down in the ditch and the Drainage District does not clean them out. They just cut the top and leave the trees.

Public Hearing

Public Hearing to receive comments from the public on the proposed budget for fiscal year 2017/2018.No Action

Mayor Narvaez opened the public hearing at 6:07 PM.

Mr. Milum stated that there had not been any changes made since the meeting on August 24, 2017 except for the amount being paid to the Boys & Girls Club which the Council requested. The changes were to purchase a police vehicle in the current budget, to match employee retirement 2 to 1, changes at the pool, and the East Rio Hondo settlement in the 2017-2018 budget.

Mayor Narvaez closed the public hearing at 6:12 PM.

made a motion to approve Public Hearing to receive comments from the public on the proposed budget for fiscal year 2017/2018., seconded by the vote was .

Action Items

Consideration and ACTION on a resolution to nominate a person for Position 9 on the Cameron Appraisal District Board of Directors.Adopted

Motion was made and seconded to nominate Ricardo Morado for the Position 9 on the Cameron Appraisal District Board of Directors.

Javier Mendez made a motion to approve Consideration and ACTION on a resolution to nominate a person for Position 9 on the Cameron Appraisal District Board of Directors., seconded by Polo Narvaez the vote was [Unanimous].

Consideration and ACTION to approve service agreements for fiscal year 2017/2018 for the following: A. Los Fresnos Chamber of Commerce B. Los Fresnos Ambulance Service C. Los Fresnos Volunteer Fire Department D. Los Fresnos Boys & Girls ClubAdopted

Mr. Milum explained that the agreements for the Chamber, EMS and Fire Departments are the same as they were last year and what was discussed during the budget meetings. The Boys & Girls Club agreement is the amount that was discussed during the budget meetings.

Motion was made and seconded to approve the service agreements for fiscal year 2017/2018 for the following:

- A. Los Fresnos Chamber of Commerce
- B. Los Fresnos Ambulance Service
- C. Los Fresnos Volunteer Fire Department
- D. Los Fresnos Boys & Girls Club

Swain Real made a motion to approve Consideration and ACTION to approve service agreements for fiscal year 2017/2018 for the following: A. Los Fresnos Chamber of Commerce B. Los Fresnos Ambulance Service C. Los Fresnos Volunteer Fire Department D. Los Fresnos Boys & Girls Club, seconded by Javier Mendez the vote was [5 to 1].

Consideration and ACTION to approve the first reading of Ordinance 486 for regulating the physical use, occupancy and maintenance of city rights-of-way by wireless network providers.Adopted

Mr. Milum explained that this is a requirement to meet the new state law that allows network nodes to be placed in city rights-of-way. We already have a company wanting to put these up.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the first reading of Ordinance 486 for regulating the physical use, occupancy and maintenance of city rights-of-way by wireless network providers.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 486 for regulating the physical use, occupancy and maintenance of city rights-of-way by wireless network providers., seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION to approve the first reading of Ordinance 487 approving a design manual for installation of network nodes and node support poles; and approving a pole attachment agreement regulating the installation of network nodes on city service poles and utility poles due to SB 1004.Adopted

Mr. Milum stated that this is a requirement to meet the new state law. This ordinance is approving the design manual for installation of the network nodes and pole attachment agreement.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the first reading of Ordinance 487 approving a design manual for installation of network nodes and node support poles; and approving a pole attachment agreement regulating the installation of network nodes on city service poles and utility poles.

Swain Real made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 487 approving a design manual for installation of network nodes and node support poles; and approving a pole attachment agreement regulating the installation of network nodes on city service poles and utility poles due to SB 1004., seconded by Polo Narvaez the vote was [Unanimous].

Consideration and ACTION to approve Fee Schedule.Adopted

Mr. Milum explained that the fee schedule changes is for the garbage dumpsters showing the increase as discussed during the budget workshop meetings. It also has the fees for the network nodes and related items. These are set by state law. All other fees remain the same.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the fee schedule as presented.

Swain Real made a motion to approve Consideration and ACTION to approve Fee Schedule., seconded by Javier Mendez the vote was [Unanimous].

Consideration and ACTION to appoint a person to the Los Fresnos Housing Authority.Adopted

Mr. Milum stated that due to the death of David Winstead a new member is needed. His term expires October 2017 so a person will need to be appointed for August and September and then the regular 2 year term until October 2019.

Mr. Manual Abrego was present and stated he would volunteer for the position.

Motion was made and seconded to appoint Mr. Manuel Abrego to serve the unexpired term of August and September and then serve for the 2 year term.

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

Consideration and ACTION to ratify the property tax increase as reflected in the 2017/2018 budget.Adopted

Mr. Milum explained that since we will receive more revenue due to additional property valuation each Council Person must vote separately to acknowledge that there is an increase in revenue.

The record vote was Mayor Polo Narvaez	yes
Council Member Youlanda H. Cruz	yes
Council Member Swain Real	yes
Mayor Pro-tem Javier Mendez	yes
Council Member Bibi Garza	yes
Council Member Juan Munoz	yes

Polo Narvaez made a motion to approve Consideration and ACTION to ratify the property tax increase as reflected in the 2017/2018 budget., seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION to approve the first reading of Ordinance 484 adopting the budgets for fiscal year 2017/2018.Adopted

Mr. Milum stated that this will adopt the budget as we have discussed and reviewed over the last several meetings.

Motion was made and seconded to approve the first reading of Ordinance 484 adopting the budgets for fiscal year 2017/2018.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 484 adopting the budgets for fiscal year 2017/2018., seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION to approve the first reading of Ordinance 485 approving the 2017 tax roll and levying municipal ad valorem taxes for the use, benefit and support of the City and directing the assessment and collection thereof.Adopted

Mr. Milum stated this sets the property tax rate at \$0.715 per \$100 valuation like we have discussed which is the same rate we have had for the last 10 years. The maintenance and operation tax rate will be \$0.620491 and the debt tax rate will be \$0.094509.

Motion was made and seconded to approve the first reading of Ordinance 485 approving the 2017 tax roll and levying municipal ad valorem taxes for the use, benefit and support of the City and directing the assessment and collection thereof.

Javier Mendez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 485 approving the 2017 tax roll and levying municipal ad valorem taxes for the use, benefit and support of the City and directing the assessment and collection thereof., seconded by Polo Narvaez the vote was [Unanimous].

Acknowledgement of City Manager's Report

A. Wastewater Plant Update B. Water Plant Update 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. CDBG 2015-2016 Grant K. Memorial ParkAdopted

Mr. Milum reported on the following:

A. Wastewater Plant Update - We are working to get bid documents ready to begin advertising for the chlorine contact basin and the sludge drying beds as soon as TWDB approves. Hopefully we can bid soon so we can start construction on that portion. 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 on that.

B. Water Plant Update - 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.

C. Water & Wastewater Engineering Study - Guzman & Munoz Engineering continues to work on design, surveying, easement 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.

D. Whipple Road Wastewater Extension - Naismith-Hanson Engineering is working to get the bid specifications ready for us to advertise, bid, award contract and begin construction.

E. Nature Park - Naismith-Hanson Engineering has the Master Plan complete. Now they will begin working on the specific details so we can convert that to a bid package.

F. Hike & Bike Trails - Halff Associates is working on the final design, the timeline and a construction estimate. We received final approval from Cameron County Drainage District #1 and have an agreement signed and in place by their Board. I will be meeting with Bayview Irrigation District #11 and TxDot to get final approval from them. We also were awarded \$200,000 trails grant through TPW so we will have \$700,000 to work with. However, this will cause a delay since additional environmental clearance will have to be done according to TPW regulations.

G. Montes-Castro Park - The contractor is ready to begin in the next few weeks. Products and materials are being ordered.

H. TxDot Sidewalk Projects - The sidewalk project is almost complete except 2 locations that need final approval from TxDot. Once the approval is given the work will be completed including a repair of a sidewalk for a business that was damaged during the work. We are trying to get a timeline from TxDot. They keep saying soon.

I. Welcome Sign - Work continues. It is looking good and should be done in another month or so.

J. CDBG 2015-2016 Grant - This is to repave East Sixth and East Ninth Streets, a total of 3 blocks. Construction is progressing and looking real good.

K. Memorial Park - The exercise equipment bases have been installed. We are waiting on the concrete contractor to give us a time they can do the concrete work. Once that is done the rest of the equipment can be installed and be ready for use.

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

Polo Narvaez made a motion to approve A. Wastewater Plant Update B. Water Plant Update 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. CDBG 2015-2016 Grant K. Memorial Park, seconded by Swain Real the vote was [Unanimous].

Acknowledgement of Department Head Reports

Finance Report 1. Monthly Report 2. Year-to-DateAdopted

Motion was made and seconded to acknowledge the finance report.

Polo Narvaez made a motion to approve Finance Report 1. Monthly Report 2. Year-to-Date, 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 Marshal's Report 1. Monthly ReportAdopted

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

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

9. Adjournment

Mayor Narvaez adjourned the meeting at 6:45 PM.

Presiding Officer of the Council

Recorder