

City Council

520 E Ocean Blvd.

Regular Meeting

Los Fresnos, TX 78566

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

~ Minutes ~

Tuesday, November 9, 2021

6:00 PM

City Hall

Agenda

- A. Call meeting to order

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

- B. Invocation and Pledge of Allegiance

Mark Milum gave the invocation and led the audience in the Pledge of Allegiance.

Public Hearing

Public hearing to receive comments from the residents concerning an appeal on the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 6 Block 117, Los Fresnos Original Townsite, zoned R-1 Single Family District.No Action

Public hearing was opened at 6:01 p.m.

Public hearing was closed at 6:02 p.m.

made a motion to approve Public hearing to receive comments from the residents concerning an appeal on the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 6 Block 117, Los Fresnos Original Townsite, zoned R-1 Single Family District., seconded by the vote was .

Public hearing to receive comments from the residents concerning an appeal on the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 5 & 6 Block 77, Los Fresnos Original Townsite, zoned R-1A Single Family District.No Action

Public hearing opened at 6:02 p.m.

A building contractor was present on behalf of the property owner and spoke in reference to the property asking that this be approved.

Public hearing was closed at 6:05 p.m.

made a motion to approve Public hearing to receive comments from the residents concerning an appeal on the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 5 & 6 Block 77, Los Fresnos Original Townsite, zoned R-1A Single Family District., seconded by the vote was .

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

Presentation and report on the 2021 Conjunto Festival.No Action

Rogelio Nunez with the Conjunto Festival gave the council brief report on the festival that was held at the Los Fresnos Memorial Park. He thanked the City for their support. made a motion to approve Presentation and report on the 2021 Conjunto Festival., 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 they had any questions, comments or concerns in regards to the consent agenda. There were none

Consideration and ACTION to approve the minutes from October 12, 2021.Adopted

Motion was made and seconded to approve the minutes from October 12, 2021. Polo Narvaez made a motion to approve Consideration and ACTION to approve the minutes from October 12, 2021., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of September 30, 2021.Adopted

Motion was made and seconded to approve the Quarterly Investment Portfolio Report ended as of September 30, 2021. Polo Narvaez made a motion to approve Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of September 30, 2021., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to approve the renewal of a Memorandum of Understanding between the Los Fresnos Police Department and the Los Fresnos Consolidated Independent School District Police Department.Adopted

Motion was made and seconded to approve the renewal of a Memorandum of Understanding between the Los Fresnos Police Department and the Los Fresnos Consolidated Independent School District Police Department. Polo Narvaez made a motion to approve Consideration and ACTION to approve the renewal of a Memorandum of Understanding between the Los Fresnos Police Department and the Los Fresnos Consolidated Independent School District Police Department., seconded by Andres Lopez the vote was [Unanimous].

Action Items**Consideration and ACTION to appeal the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at lot 6 block 117, Los Fresnos Original Townsite, zoned R-1 Single Family District.**Defeated

Mr. Milum and the council discussed the proposed appeal. Mr. Milum answered questions for the council.

Motion was made and seconded to approve the appeal of the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at lot 6 block 117, Los Fresnos Original Townsite, zoned R-1 Single Family District. Motion did not pass due to being a tie vote.

Ray Ortiz made a motion to approve Consideration and ACTION to appeal the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at lot 6 block 117, Los Fresnos Original Townsite, zoned R-1 Single Family District., seconded by Juan Munoz the vote was [3 to 3].

Consideration and ACTION to appeal the Planing and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 5 & 6 Block 77, Los Fresnos Original Townsite, zoned R-1A Single Family District.Defeated

Motion was made and seconded to approve the appeal of the Planning and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 5 & 6 Block 77, Los Fresnos Original Townsite, zoned R-1 Single Family District. Motion did not pass due to vote being tied.

Ray Ortiz made a motion to approve Consideration and ACTION to appeal the Planing and Zoning Commission's denial of a request for a conditional use permit to allow a duplex to locate at Lot 5 & 6 Block 77, Los Fresnos Original Townsite, zoned R-1A Single Family District., seconded by Juan Munoz the vote was [3 to 3].

Consideration and ACTION to approve a resolution by the City Council of the City of Los Fresnos requesting financial assistance from the Texas Water Development Board; authorizing the filing of an application for assistance; and making certain findings in connection therewith.Adopted

Mr. Milum explained to the council the resolution was to request financial assistance from the Texas Water Development Board. The funds would be used for a city wide drainage study and plan, Whipple Road Drainage, Valle Alto Drainage and Resaca Escondida Drainage.

Motion was made and seconded to approve a resolution by the City Council of the City of Los Fresnos requesting financial assistance from the Texas Water Development Board; authorizing the filing of an application for assistance; and making certain findings in connection therewith.

Andres Lopez made a motion to approve Consideration and ACTION to approve a resolution by the City Council of the City of Los Fresnos requesting financial assistance from the Texas Water Development Board; authorizing the filing of an application for assistance; and making certain findings in connection therewith., seconded by James Herrera the vote was [Unanimous].

Consideration and ACTION to approve the write off of bad debt for lot mowing invoices for the 2020-2021 fiscal year.Adopted

Mr. Milum explained to the council how the lot mowing invoices are issued to the property owners by the city and answered questions from the council.

Motion was made and seconded to approve the write off of bad debt for lot mowing invoices for the 2020-2021 fiscal year.

Juan Munoz made a motion to approve Consideration and ACTION to approve the write off of bad debt for lot mowing invoices for the 2020-2021 fiscal year., seconded by Andres Lopez the vote was [Unanimous].

Consideration and ACTION to re-appoint or appoint a member or members to the Los Fresnos Housing Authority.Adopted

Mayor Flores explained to the board that a member from the Los Fresnos Housing Authority decided not to continue to serve and an application from Robin Garrett to volunteer to serve was received.

Motion was made and seconded to appoint a Robin V. Garrett to the Los Fresnos Housing Authority.

Juan Munoz made a motion to approve Consideration and ACTION to re-appoint or appoint a member or members to the Los Fresnos Housing Authority., seconded by Ray Ortiz the vote was [Unanimous].

Acknowledgement of City Manager's Report

City Manager Report A. Wastewater Update B. Water Update C. Hike & Bike Trails D. Henderson Road Project E. Drainage Update F. Whipple Road G. COVID-19 H. TxDot Highway 100 Project I. Pallet Company J. Stanford Road & FM 1575 Drainage & SewerAdopted

Mayor Flores asked if there were any questions on the City Managers report. Council member Polo Narvaez asked Mr. Milum for an update on the Henderson Road Resaca Crossing Project. Mayor Flores asked for an update on the sewer for 10th Street, the drainage on the intersection of FM 1575 and Stanford Road and an update on the Hike and Bike Trail.

Mr. Milum answered the questions from the council.

Andres Lopez made a motion to approve City Manager Report A. Wastewater Update B. Water Update C. Hike & Bike Trails D. Henderson Road Project E. Drainage Update F. Whipple

Road G. COVID-19 H. TxDot Highway 100 Project I. Pallet Company J. Stanford Road & FM 1575 Drainage & Sewer, seconded by James Herrera the vote was [Unanimous].

Acknowledgement of Department Head Reports

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

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

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 Polo Narvaez the vote was [Unanimous].

Police Department 1. Arrests 2. Incidents 3. AccidentsAdopted

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

Municipal Court 1. Monthly ReportAdopted

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

Library Report 1. Monthly ReportAdopted

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

Fire Marshal's Report 1. Monthly ReportAdopted

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

Closed Session

Closed Session -Deliberation pursuant to Section 551.072, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding: The purchase, exchange, lease, or value of real property.No Action

Mayor Flores recessed the meeting at 6:49 p.m.

made a motion to approve Closed Session -Deliberation pursuant to Section 551.072, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding: The purchase, exchange, lease, or value of real property., seconded by the vote was .

Open Session – Deliberation and possible action regarding the following:

Open Session -Deliberation pursuant to Section 551.072, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding: The purchase, exchange, lease, or value of real property.Adopted

Mayor Flores opened the meeting at 6:59 p.m.

Motion was made and seconded to authorize the City Manager to proceed with purchasing the properties on Whipple Road discussed in the closed session.

Alejandro Flores made a motion to approve Open Session -Deliberation pursuant to Section 551.072, Title 5 of the Texas Government Code, the Texas Open Meetings Act regarding: The purchase, exchange, lease, or value of real property., seconded by James Herrera the vote was [Unanimous].

L. Adjournment

The meeting was closed at 7:00 PM.

Presiding Officer of the Council

Recorder