

City Council

520 E Ocean Blvd.

Regular Meeting

Los Fresnos, TX 78566

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

~ Minutes ~

Tuesday, November 21, 2023

6:00 PM

City Hall

Agenda

- A. Call meeting to order

Mayor Flores called the meeting to order at 6:03 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.

David Gillespie spoke to the council about his concerns with the city budget and contacting council members. He the gave the council solutions to his concerns. Council member Gabriela Fernandez arrived at 6:06 p.m.

Presentation

Presentation and report on the 2023 Conjunto Festival.No Action

Rogelio Nunez with the Narciso Martinez Cultural Arts Center introduced himself to the council and gave a report on the recent Conjunto Festival. Mr. Nunez answered questions from the council. The council thanked Mr. Nunez for his report.

made a motion to approve Presentation and report on the 2023 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 on the consent agenda. There were none.

Consideration and ACTION to approve the minutes from regular meeting October 10, 2023.Adopted

Motion was made and seconded to approve the minutes from regular meeting on October 10, 2023.

Gabriela Fernandez made a motion to approve Consideration and ACTION to approve the minutes from regular meeting October 10, 2023., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of September 30, 2023.Adopted

Motion was made and seconded to approve the Quarterly Investment Portfolio Report ended as of September 30, 2023.

Gabriela Fernandez made a motion to approve Consideration and ACTION to approve the Quarterly Investment Portfolio Report ended as of September 30, 2023., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to approve the first reading of Ordinance 551 amending the Water Conservation Plan and Drought Contingency Plan Chapter 44-Utilities, Article II.-Water, Division 2, Water Conservation, repealing all ordinances and parts of ordinances in conflict therewith and providing for an effective date.Adopted

Motion was made and seconded to approve the first reading of Ordinance 551 amending the Water Conservation Plan and Drought Contingency Plan Chapter 44-Utilities, Article II.-Water, Division 2, Water Conservation, repealing all ordinances and parts of ordinances in conflict therewith and providing for an effective date.

Gabriela Fernandez made a motion to approve Consideration and ACTION to approve the first reading of Ordinance 551 amending the Water Conservation Plan and Drought Contingency Plan Chapter 44-Utilities, Article II.-Water, Division 2, Water Conservation, repealing all ordinances and parts of ordinances in conflict therewith and providing for an effective date., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to authorize the City Manager to dispose of surplus Items.Adopted

Motion was made and seconded to authorize the City Manager to dispose of the surplus items.

Gabriela Fernandez made a motion to approve Consideration and ACTION to authorize the City Manager to dispose of surplus Items., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to approve the preliminary plat of Valle Alto East Commercial Subdivision IV.Adopted

Motion was made and seconded to approve the preliminary plat of Valle Alto East Commercial Subdivision IV.

Gabriela Fernandez made a motion to approve Consideration and ACTION to approve the preliminary plat of Valle Alto East Commercial Subdivision IV., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to approve the preliminary plat of Dunnco II Los Fresnos Subdivision.Adopted

Motion was made and seconded to approve the preliminary plat of Dunnco II Los Fresnos Subdivision.

Gabriela Fernandez made a motion to approve Consideration and ACTION to approve the preliminary plat of Dunnco II Los Fresnos Subdivision., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to approve a Resolution voting for a person to serve on Cameron Appraisal District Board of Directors Position 9.Adopted

Motion was made and seconded to approve a Resolution voting for a person to serve on Cameron Appraisal District Board of Directors Position 9.

Gabriela Fernandez made a motion to approve Consideration and ACTION to approve a Resolution voting for a person to serve on Cameron Appraisal District Board of Directors Position 9., seconded by Alberto Escobedo the vote was [Unanimous].

Consideration and ACTION to excuse the absence of Robby Walsdorf from the August 21, 2023 Planning and Zoning meeting.Adopted

Motion was made and seconded to excuse the absence of Robby Walsdorf from August 21, 2023 Planning and Zoning meeting.

Gabriela Fernandez made a motion to approve Consideration and ACTION to excuse the absence of Robby Walsdorf from the August 21, 2023 Planning and Zoning meeting., seconded by Alberto Escobedo the vote was [Unanimous].

Action Items

Discussion, Consideration, and Action Required under Texas Govt. Code 2254, for the City to provide a Written Statement and Finding of the City's Need for Specialized Contingent Fee Legal Services for Delinquent Tax Collection Services and Delinquent Municipal Court Fees and Fines Collection Services.Adopted

Mr. Milum explained the action item was a state law requirement and asked the council if they had any specific questions. There were none.

Motion was made and seconded to approve for the City to provide a Written Statement and Finding of the City's Need for Specialized Contingent Fee Legal Services for Delinquent Tax Collection Services and Delinquent Municipal Court Fees and Fines Collection Services.

Alberto Escobedo made a motion to approve Discussion, Consideration, and Action Required under Texas Govt. Code 2254, for the City to provide a Written Statement and Finding of the City's Need for Specialized Contingent Fee Legal Services for Delinquent Tax Collection Services and Delinquent Municipal Court Fees and Fines Collection Services., seconded by Gabriela Fernandez the vote was [Unanimous].

Discussion, Consideration and Possible Action to Award a Contract for Delinquent Tax Collection Services and a Contract for Delinquent Municipal Court Fees and Fines Collection Services to Linebarger Goggan Blair & Sampson, LLP.Adopted

Mr. Milum explained a request for proposals was published and sent out to different firms. Linebarger was the only proposal received. Mr. Milum advised the council member from Linebarger were present to answer any questions they had.

Monica Solis and Jeffrey Garcia, introduced themselves to the council and answered their questions.

Motion was made and seconded to award a Contract for Delinquent Tax Collection Services and Contract for Delinquent Municipal Court Fees and Fines Collection Services to Linebarger Goggan Blair & Sampson, LLP.

Gabriela Fernandez made a motion to approve Discussion, Consideration and Possible Action to Award a Contract for Delinquent Tax Collection Services and a Contract for Delinquent Municipal Court Fees and Fines Collection Services to Linebarger Goggan Blair & Sampson, LLP., seconded by Alejandro Flores the vote was [Unanimous].

Discussion and possible ACTION to choose an individual for 2023 Citizen of the Year Program.No Action

Mr. Milum explained to the council there would be no action taken but they could discuss possible candidates for the program, in the December meeting a citizen would be selected and recognized in the January meeting.

The council discussed possible candidates Barbara Rodriguez and Manuel Abrego. They agreed to gather names to present at the next meeting.

No action was taken.

made a motion to approve Discussion and possible ACTION to choose an individual for 2023 Citizen of the Year Program., seconded by the vote was .

Consideration and ACTION to allow the Los Fresnos Little League to name the baseball fields located at the Los Fresnos Community Park.Adopted

Mr. Milum explained the Los Fresnos Little League suggested the baseball fields be officially named to avoid confusion. The league suggested hosting a contest and presenting the names to the council for approval. Mr. Milum recommended approval.

The council discussed the idea.

Motion was made and seconded to allow the Los Fresnos Little League to name the baseball fields located at the Los Fresnos Community Park.

Gabriela Fernandez made a motion to approve Consideration and ACTION to allow the Los Fresnos Little League to name the baseball fields located at the Los Fresnos Community Park., seconded by Alberto Escobedo the vote was [3 to 2].

Consideration and ACTION to appoint a new member to the Community Development Corporation, Place 6, for an unexpired term.Adopted

Mr. Milum recommended appointing the new member for the unexpired term that ends in February 2024 and also the next term until 2026. Mr. Milum explained there were three applications submitted. Applicant Claudia Villareal introduced herself to the council.

Motion was made and seconded to appoint Claudia Villarreal to the Community Development Corporation, Place 6, until February 2026.

Alejandro Flores made a motion to approve Consideration and ACTION to appoint a new member to the Community Development Corporation, Place 6, for an unexpired term., seconded by Gabriela Fernandez the vote was [3 to 2].

Consideration and ACTION to appoint a new member to the Community Development Corporation, Place 5, for an unexpired term.Adopted

Mr. Milum recommended appointing the new member for the unexpired term that ends in February 2024 and also the next term until 2026. Mr. Milum explained there were three applications submitted. Applicants for the board David Gillespie and Gordon Cappon introduced themselves to the council and answered questions from the council.

Motion was made and seconded to appoint Gordon Cappon to the Community Development Corporation, Place 5, until February 2026.

Alejandro Flores made a motion to approve Consideration and ACTION to appoint a new member to the Community Development Corporation, Place 5, for an unexpired term., seconded by Juan Munoz the vote was [Unanimous].

Acknowledgement of City Manager's Report**City Manager Report A. Waste Water Collection System & Upgrade B. Water Treatment Plant Expansion C. Street Project D. Drainage E. Whipple Road F. COVID-19 G. TxDot Highway 100 H. East 10th & East 5th Street Sewer I. Projects Discussed But Not Funded J. Veteran's Memorial**Adopted

Mayor Flores asked the council if they had any questions on the City Managers Report and asked Mr. Milum if there was anything on the report he would like to elaborate on. He gave an update on street repairs, drainage, TXDOT HWY 100 projects and answered questions from the council.

Motion was made and seconded to acknowledge the City Managers Report.

Gabriela Fernandez made a motion to approve City Manager Report A. Waste Water Collection System & Upgrade B. Water Treatment Plant Expansion C. Street Project D. Drainage E. Whipple Road F. COVID-19 G. TxDot Highway 100 H. East 10th & East 5th Street Sewer I. Projects Discussed But Not Funded J. Veteran's Memorial, seconded by Alberto Escobedo the vote was [Unanimous].

Acknowledgement of Department Head Reports

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

Motion was made and seconded to acknowledge the Financial Report.

Juan Munoz made a motion to approve Financial Report 1. Monthly 2. Year to Date 3. Sales Tax, seconded by Gabriela Fernandez 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

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

Juan Munoz 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 Gabriela Fernandez the vote was [Unanimous].

Police Department October 2023 1. Calls-By Type 2. Calls-By Date & Time 3. Incidents-By Violation 4. Arrests-By Type 5. Accidents-By Streets & Intersection September 2023 1. Magistrates 2. Index Crimes by ZoneAdopted

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

Juan Munoz made a motion to approve Police Department October 2023 1. Calls-By Type 2. Calls-By Date & Time 3. Incidents-By Violation 4. Arrests-By Type 5. Accidents-By Streets & Intersection September 2023 1. Magistrates 2. Index Crimes by Zone, seconded by Gabriela Fernandez the vote was [Unanimous].

Municipal Court 1. City Monthly Report-SEPTEMBER 2. Linebarger Monthly Report-SEPTEMBERAdopted

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

Juan Munoz made a motion to approve Municipal Court 1. City Monthly Report-SEPTEMBER 2. Linebarger Monthly Report-SEPTEMBER, seconded by Gabriela Fernandez the vote was [Unanimous].

Library Report 1. Monthly ReportAdopted

Motion was made and seconded to acknowledge the Library Report.

Juan Munoz made a motion to approve Library Report 1. Monthly Report, seconded by Gabriela Fernandez the vote was [Unanimous].

Fire Marshal's Report 1. Monthly ReportAdopted

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

Juan Munoz made a motion to approve Fire Marshal's Report 1. Monthly Report, seconded by Gabriela Fernandez the vote was [Unanimous].

Closed Session

Closed Session - Deliberation pursuant to Sections 551.087, Title 5 of the Texas Government code, the Texas Open Meetings Act regarding the following: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision.No Action

Mayor Flores recessed the meeting for closed session at 6:57 p.m.

made a motion to approve Closed Session - Deliberation pursuant to Sections 551.087, Title 5 of the Texas Government code, the Texas Open Meetings Act regarding the following: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision., seconded by the vote was .

Open Session – Deliberation and possible action regarding the following:

Open Session - Deliberation and possible action regarding the following: Sections 551.087, Title 5 of the Texas Government code, the Texas Open Meetings Act regarding the following: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision.Adopted

Mayor Flores resumed the meeting at 8:01 p.m.

Motion was made and seconded to allow City Manager, Mark Milum to present the items and amounts of participation the city is willing to commit to.

Alejandro Flores made a motion to approve Open Session - Deliberation and possible action regarding the following: Sections 551.087, Title 5 of the Texas Government code, the Texas Open Meetings Act regarding the following: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision., seconded by Alberto Escobedo the vote was [Unanimous].

K. Adjournment

Mayor Flores adjourned the meeting at 8:02 p.m.

Presiding Officer of the Council

Recorder