

City Council

200 North Brazil

Regular Meeting

Los Fresnos, TX 78566

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

~ Minutes ~

Tuesday, December 13, 2016

6:00 PM

City Hall

Agenda

Mayor Narvaez called the meeting to order at 6:01 PM.

1. Call meeting to order
2. Invocation and Pledge of Allegiance

Mayor Narvaez gave the invocation and led the audience in the Pledge of Allegiance.

Presentation

Presentation by University of Texas Health Science Center-San Antonio No Action

Ms. Amanda Dave from the University of Texas Health Science Center-San Antonio was present and she gave a report on the Community Health Program that the City participates in.

Ms. Dave stated she wanted to congratulate the City and Christine on the work they are doing in the Community Health Program. Los Fresnos is the only City that has increased in all indicated since the program started in 2013.

made a motion to approve Presentation by University of Texas Health Science Center-San Antonio, seconded by the vote was .

Consent Agenda

Approval or rejection of Minutes from November 15, 2016 and November 17, 2016 meetings. Adopted

Motion was made and seconded to approve the Minutes from November 15, 2016 and November 17, 2016 as presented.

Swain Real made a motion to approve Approval or rejection of Minutes from November 15, 2016 and November 17, 2016 meetings., seconded by Polo Narvaez the vote was [Unanimous].

Approval or rejection to acknowledge the financial report and cash investment report for the 4th quarter ending September 30, 2016. Adopted

Motion was made and seconded to approve the 4th quarter financial report and cash investment report as presented.

Swain Real made a motion to approve Approval or rejection to acknowledge the financial report and cash investment report for the 4th quarter ending September 30, 2016., seconded by Polo Narvaez the vote was [Unanimous].

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

There were no comments from the public.

Action Items

Consideration and ACTION on approval of a service agreement with Los Fresnos Rodeo Committee.Adopted

Mr. Mike Todd, Chairman of the Rodeo Committee, was present and he handed out copies of program for the 2016 Rodeo and sponsorship packages for 2017. He stated that the City had been a platinum sponsor last year plus the concert sponsor and had sponsored social media promotion. He stated that there had been over 20,000 in attendance last year. This year that have bought a portable building for a office, replaced the stadium benches from wood to aluminum and built a new cowboy restroom.

Motion was made and seconded to approve the service agreement with the Los Fresnos Rodeo Committee for \$12,000.

Javier Mendez made a motion to approve Consideration and ACTION on approval of a service agreement with Los Fresnos Rodeo Committee., seconded by Swain Real the vote was [Unanimous].

Consideration and ACTION on approval of a service agreement with Cameron County Fair & Livestock Show.Adopted

Ms. Valerie Arredondo, President of the Cameron County Fair & Livestock Show was present. She stated that they are building a 100 x 100 barn to house the cattle. All the proceeds from the bake sale go back to the students. They gave out \$5,500 in scholarships. She thanked the Council for their continued support.

Motion was made by Councilmember Munoz to approve \$4,500 to the Cameron County Fair & Livestock Show. Motion died due to a lack of a second.

Motion was made and seconded to approve a service agreement with the Cameron County Fair & Livestock Show in the amount of \$5,000.

Yolanda H. Cruz made a motion to approve Consideration and ACTION on approval of a service agreement with Cameron County Fair & Livestock Show., seconded by Bibi Garza the vote was [Unanimous].

Consideration and ACTION to approve the purchasing of a recording system for the Los Fresnos Police Department.Adopted

Mr. Milum explained that the recording system the Police Department previously had was called NICE System through Motorola. The recording system recorded all phone calls including 911 and all radio traffic. It was purchased in 2005 and the system does not work at this time.

There are two system available, Motorola and Vista.Com. The Motorola system costs \$98,095. The Vista.Com system costs \$40,995 plus \$5,220 to assure in the future we have adequate numbers of lines/radios to record (it increases from 16 to 24). We will not be able to add it at a later time without starting over with a complete new system so we feel it is best to get it now. The annual maintenance agreement and 24 hour support is \$6,240 per year. This is a good system as well and in fact is more user friendly and has some better options than the Motorola System.

Mr. Milum and Chief Harris answered questions from the Council.

Motion was made and seconded to approve Vista.Com recording system in the amount of \$52,435.

Javier Mendez made a motion to approve Consideration and ACTION to approve the purchasing of a recording system for the Los Fresnos Police Department., seconded by Yolanda H. Cruz the vote was [Unanimous].

Cosideratio ad ACTION to approve the Development Agreements on proposed property to be annexed.Adopted

Mr. Milum explained that there are two Development Agreements for Pederson property.

Development Agreement 1 is the property the Council discussed during the last meeting that is owned by Mr. Pederson. It is where he stores his equipment for his construction company. His office and shop are in the City.

Development Agreement 2 is the property west of Evergreen Street, south of Whipple Road and around the apartments. It is currently agriculture land more than 10 acres so by law we have to offer a development agreement to the owners. Mr. Pederson is not asking for this property to be put in a development agreement. The land is agriculture land and the tax amount is very low.

Mr. Pederson is only requesting that the Council approved Development Agreement 1.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve Development Agreement 1 for Mr. Pederson's property located behind his offices.

Polo Narvaez made a motion to approve Consideration and ACTION to approve the Development Agreements on proposed property to be annexed., seconded by Javier Mendez the vote was [Unanimous].

Consideration and ACTION on the second and final reading of Ordinance 477 annexing territory into the City of Los Fresnos and extending the boundary limits to include territory; granting to all inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions and regulations of said City and adopting a service plan.Adopted

Mr. Milum stated that the only difference is the owners of a couple of areas have requested to voluntarily annex their property. The importance of voluntarily annexation is the area will not count as part of the state requirement that we cannot annex more than 10% of our existing area in any given year or no more than 30% over a 3 year period.

Mr. Milum answered questions from the Council.

Motion was made and second to approve the second and final reading of Ordinance 477 annexing territory into the City of Los Fresnos.

Polo Narvaez made a motion to approve Consideration and ACTION on the second and final reading of Ordinance 477 annexing territory into the City of Los Fresnos and extending the boundary limits to include territory; granting to all inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions and regulations of said City and adopting a service plan., seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION on the second and final reading of Ordinance 478 zoning the newly annexed property; amending the official zoning map to reflect the new zones.Adopted

Mr. Milum stated that there had been no other comments concerning the zoning since the last council meeting. All zoning will remain as originally recommended.

Mr. Milum answered questions from the Council.

Motion was made and seconded to approve the second and final reading of Ordinance 478 zoning the newly annexed area.

Swain Real made a motion to approve Consideration and ACTION on the second and final reading of Ordinance 478 zoning the newly annexed property; amending the official zoning map to reflect the new zones., seconded by Bibi Garza the vote was [Unanimous].

Consideration and ACTION to approve a Resolution authorizing the submission of a Texas Community Development Block Grant application to the Texas Department of Agriculture for the Community Development Fund; and authorizing the Mayor to act as the City's Executive Officer and authorized representative in all matters pertaining to the City's participation in the Texas Community Development Program.Adopted

Mr. Milum explained that this is for the next round of CDBG funding. Water and Sewer projects have the highest points, then drainage, streets, and parks and other. The parks have been improved, a proposed street project has been recommended to be funded through TIRZ funds, currently working with TWDB on engineering for needs with water and wastewater so that leaves drainage. There is a need for drainage improvements in three areas of the City and they are: (1) the east end on Ash Street, Ebony Street, and Pecan Street: (2) East Sixth Street from Ebano Street to the drainage ditch; and (3) there is an open ditch on the east side of Olmo Street from West Eighth Street to the drainage ditch behind West Tenth Street.

The CDBG funding is \$275,000. Using old figures he estimated the construction cost would be at least \$271,500. When you include the grant administration for \$23,500 and the engineering for \$35,000 the total is \$330,000. The difference of \$55,000 that City funds will need to be budgeted for in about 2 years from now. Adding \$55,000 of City funds will also give us the maximum points and give us a better opportunity to be funded among the first.

Motion was made and seconded to approve the CDBG funds for drainage improvements and for the City to fund \$55,000.

Swain Real made a motion to approve Consideration and ACTION to approve a Resolution authorizing the submission of a Texas Community Development Block Grant application to the Texas Department of Agriculture for the Community Development Fund; and authorizing the Mayor to act as the City's Executive Officer and authorized representative in all matters pertaining to the City's participation in the Texas Community Development Program., seconded by Javier Mendez the vote was [Unanimous].

Discussion, consideration and ACTION on participating with developer by contributing to development in exchange for Park land.Defeated

Mr. Milum explained that the property owner wants to develop his property and have the city participate. The property owner would like for the City to install the streets and utilities in exchange for about 9 acres they will donate to us for parks to be used for football, soccer or similar park type activities. The water is furnished by East Rio Hondo

Water Supply and the sewer will be furnished by Olmito Water Supply. The cost the City would have to pay versus the amount we should get is not favorable to the City.

The property owner wanted Mr. Milum to present this to the Council.

Mr. Milum answered questions from the Council.

Motion was made and seconded to deny and not to participate with the developer.

Javier Mendez made a motion to approve Discussion, consideration and ACTION on participating with developer by contributing to development in exchange for Park land., seconded by Juan Munoz the vote was [Unanimous].

Discussion, consideration and ACTION on sponsorship and attendance at RGV Day at Capitol and legislative issues.Adopted

Mr. Milum stated that Valley Cities are planning to go to Austin for RGV Day at the Capitol on February 7. There is a group going up the morning of the 7th staying at the Sheraton that night and driving home on the 8th. If any of the Council is interested in going you can do so. I will need to know if any of you want to attend.

Small Cities are considering getting together to be a Gold Sponsor for \$2,500 with each City contributing \$250. If there is not enough Cities we and we could get 5 Cities and be a Silver Sponsor with each City contributing \$300. Mr. Milum requested that the Council authorize him to handle the sponsorship for \$250 or \$300 depending on which one works out.

Mr. Milum went over some of the legislative issues that the cities had discussed at their meeting.

Mr. Milum answered questions from the Council.

Motion was made and second to authorize the City Manager to contribute \$250 or \$300 depending on which one works out and to authorize City Manager to attend the RGV Day at the Capitol on February 7 along with any Council member that wants to attend.

Polo Narvaez made a motion to approve Discussion, consideration and ACTION on sponsorship and attendance at RGV Day at Capitol and legislative issues., seconded by Yolanda H. Cruz the vote was [Unanimous].

Consideration and ACTION on selection of a Mayor Pro-tem for a one year term.Adopted

Motion was made and seconded to have Javier Mendez continue as Mayor Pro-tem for a one year term.

Polo Narvaez made a motion to approve Consideration and ACTION on selection of a Mayor Pro-tem for a one year term., seconded by Bibi Garza the vote was [Unanimous].

Acknowledement of City Manager's Report

A. Wastewater Plant Upgrade B. Water Plant Issues C. Water & Wastewater Engineering Study D. Nature Park E. Hike & Bike Trails F. Mones-Castro Park G. TxDot Sidewalk Project H. CDBG 2017-2018 I. Welcome Sign J. Hazardous Mitigation L. TxDot workAdopted

Mr. Milum reported on the following.

A. Wastewater Plant Upgrade - Met with TWDB to go over the proposed work to be done with the information Hansen Engineering provided. TWDB said they will give us a quick response in the next few days. Our goal is to begin advertising for the chlorine contact basin and the sludge drying beds in January so we can award a contract and begin work no later than April. 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 in the summer or early fall.

B. Water Plant Issues - We are waiting for the company that will be removing the sludge and they will start after the Christmas holidays. The filters have been repaired under warranty thanks to the hard work by Carlos and his staff as well as Hansen Engineering. They have begun work of upgrades on all the TCEQ suggestions that we can do in house. Guzman & Munoz Engineering is working on the more expensive and 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. They are also looking to see if there is a less expensive way to install a bypass now that will help tremendously. We met with TWDB to go over all the issues.

C. Water & Wastewater Engineering Study - Guzman & Munoz Engineering continues to work on design, surveying, easements 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. City staff is trying to get all the right of entry for possible easements.

D. Nature Park - The parking lot construction is complete. They just have a few minor details to finish. The restroom construction is moving along good. The foundation is poured and the walls will be complete by the end of the week so the roof and finishing can begin next week. The trails work has begun but has been slowed by the rain. F

E. Hike & Bike Trails - We are waiting for Halff Associates to give us the area that is needed for the easement. They are now saying we will have to pay more but after a talk with them they will do it with no charge but if we have to do any more then they will charge. He is extremely disappointed in this firm. They were expensive to begin with and they try to add more at every turn. The property owners are eager to work this out. I will recommend that we do not consider them for another job with the City. In over 12 years dealing with different engineering companies I have never had problems like this with any of them. Once the easement is done we can finalize plans and begin construction.

F. Montes-Castro Park - The Master Plan has been approved. The bids and specifications are being developed. Once they are done we will be able to go out for bids and then start construction.

G. TxDot Sidewalk Projects - The sidewalks on Arroyo Boulevard from Ocean Boulevard to Alvarez Court on both sides of the road and on Ocean Boulevard from Church's Chicken to Tapia's Cafe were supposed to be bid out in November. We have tried to contact them to determine the status but no luck yet.

H. CDBG 2015-2016 Grant - Once the contracts get signed and approved by TDA we will begin the process to get the street work designed by Naismith Engineering for East Sixth Street from Pita Street to Coma Street and East Ninth Street from Arroyo Boulevard to Coma Street.

I. CDBG 2017-2018 - A resolution was approved on this agenda. Once this is done we will prepare the application with the assistance of Hansen Engineering and GrantWorks.

J. Welcome Sign - We are waiting for the owner of the property to sign the easement form. Once that is done construction will begin.

K. Hazardous Mitigation Plan - H2O Partners are finalizing some changes required by FEMA. Once this is complete the plan will be brought to each city for approval. That will occur in the first quarter of the year.

L. TxDot Light at Walmart - TxDot has begun design on the light to be installed at Ocean Boulevard and Evergreen Street. They have not indicated what the schedule will be yet.

Mr. Milum answered questions from the Council.

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

Polo Narvaez made a motion to approve A. Wastewater Plant Upgrade B. Water Plant Issues C. Water & Wastewater Engineering Study D. Nature Park E. Hike & Bike Trails F. Mones-Castro Park G. TxDot Sidewalk Project H. CDBG 2017-2018 I. Welcome Sign J. Hazardous Mitigation L. TxDot work, seconded by Javier Mendez the vote was [Unanimous].

Acknowledgement of Department Head Reports

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

Motion was made and seconded to acknowledge the financial report.

Polo Narvaez made a motion to approve Financial Report 1.. Monthly 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. Recycling 4. Building PermitsAdopted

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. Recycling 4. Building Permits, 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 7:52 PM.

Presiding Officer of the Council

Recorder