

**MINUTES OF PROCEEDINGS
CITY COMMISSION
Tuesday, February 26, 2013**

Be it known that the City of La Feria City Commission met in regular session on **Tuesday, February 26, 2013, at 6:30 P.M.** in the City Commission Meeting Room, 115 E. Commercial Avenue, La Feria, Texas 78559. The purpose of said meeting was to consider and take action on those items of City Business as was duly posted by agenda in accordance with State Open Meetings Law. The following City Commission members were present at said meeting.

Ms. Lori Weaver	Mayor Pro Tem
Mr. John Edward Betancourt	City Commissioner
Mr. Victor Gonzalez, Jr.	City Commissioner
Ms. Angelica P. Baldivia	City Commissioner

Absent:	Mr. Steve Brewer	Mayor
	Mr. John Hernandez	City Commissioner

The following staff members were present.

Mr. Sunny K. Philip	City Manager
Mr. Richard S. Talbert	City Attorney
Ms. Maria Chavero	Finance Director
Ms. Irene Szedlmayer	Planning and Community Dev. Dir.
Ms. Paula Rodriguez	Capital Projects Coordinator
Ms. Olga Oberwetter	City Secretary

A copy of the signature roster of all others present is attached as a part of the minutes hereof.

At 6:37 P.M., Mayor Pro Tem Lori Weaver gave the invocation. After the invocation, Mayor Pro Tem Lori Weaver led everyone present in reciting the Pledge of Allegiance to the Flag of the United States of America. She then declared that a quorum of the City Commission was present and called the meeting to order.

CONSIDER AND TAKE ACTION TO APPROVE OR DENY RESOLUTION OF THE CITY OF LA FERIA AUTHORIZING THE INCLUSION OF WEEKEND VOTING TO BE HELD ON SATURDAY, MAY 4 AND SUNDAY, MAY 5, 2013 AND ESTABLISHING HOURS FOR SATURDAY, MAY 4 TO BE FROM 10:00 A.M. TO 2:00 P.M. AND SUNDAY, MAY 5, FROM 2:00 P.M. TO 6:00 P.M., AND DESIGNATING THAT THE EXTENDED HOURS (12-HOUR DAYS) BE HELD ON MONDAY, MAY 6 AND TUESDAY, MAY 7, 2013 FOR THE CITY GENERAL ELECTION 2013 AND ESTABLISHING HOURS FOR MONDAY, MAY 6 AND TUESDAY, MAY 7, TO BE FROM 8:00 A.M. TO 8:00 P.M.

City Manager Sunny K. Philip explained that the resolution is the City's effort to provide more and better opportunities for the voters to vote. Commissioner John Betancourt moved to read the resolution by caption only, in lieu of reading it in its entirety. Commissioner Angelica P. Baldivia seconded the motion, and the motion carried by

unanimous vote of the City Commissioners present. City Attorney Mr. Richard S. Talbert read the caption of Resolution 2013-05. After reading of the caption, Commissioner John Betancourt moved to approve Resolution 2013-05 authorizing the inclusion of weekend voting to be held on Saturday, May 4 and Sunday, May 5, 2013 and establishing hours for Saturday, May 4 to be from 10:00 A.M. to 2:00 P.M. and Sunday, May 5, from 2:00 P.M. to 6:00 P.M., and designating that the extended hours (12-hour days) be held on Monday, May 6 and Tuesday, May 7, 2013 for the City General Election 2013 and establishing hours for Monday, May 6 and Tuesday, May 7, to be from 8:00 A.M. to 8:00 P.M. Commissioner Angelica P. Baldivia seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

CONSIDER AND TAKE ACTION TO APPROVE OR DENY RESOLUTION OF THE CITY COMMISSION OF LA FERIA, CAMERON COUNTY, TEXAS, ORDERING A GENERAL ELECTION IN THE CITY OF LA FERIA ON SATURDAY, MAY 11, 2013 FOR THE PURPOSE OF ELECTING A MAYOR AND A CITY COMMISSIONER FOR POSITION NUMBER ONE, A CITY COMMISSIONER FOR POSITION NUMBER TWO ON THE CITY COMMISSION TO HOLD OFFICE FOR A PERIOD OF THREE YEARS, DESIGNATING POLLING PLACES, PROVIDING FOR DESIGNATION OF OFFICERS FOR SUCH ELECTION, ORDERING NOTICE OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION, AND PROVIDING FOR OTHER MATTERS RELATING TO THE GENERAL ELECTION

City Manager Sunny K. Philip explained that this resolution is required for ordering the City General Election and that it has the same language as previous election resolutions other than this calls for the election of the Mayor and Commissioner Position 1 and Commissioner Position 2, as well as the date changes. Commissioner John Betancourt moved to read the resolution by caption only, in lieu of reading it in its entirety. Commissioner Angelica P. Baldivia seconded the motion, and the motion carried by unanimous vote of the City Commissioners present. City Attorney Mr. Richard S. Talbert read the caption of Resolution 2013-06. After reading of the caption, Commissioner John Betancourt moved to approve Resolution 2013-06 ordering a General Election in the City of La Feria on Saturday, May 11, 2013 for the purpose of electing a Mayor and a City Commissioner for position number one, a City Commissioner for position number two on the City Commission to hold office for a period of three years, designating polling places, providing for designation of officers for such election, ordering notice of election to be given as prescribed by law in connection with such election, and providing for other matters relating to the General Election. Angelica P. Baldivia seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

REVIEW AND APPROVE THE FINAL PLAT FOR THE FIRE STATION SUB-STATION

City Manager Sunny K. Philip explained that the plat was presented at a previous City Commission meeting, but the land was not in the City's name at that time. It has since been donated to the City by Steve Bauer and the property is in the City's name. Commissioner Angelica P. Baldivia moved to approve the final plat for the fire station Substation. Commissioner Victor Gonzalez, Jr. seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

PUBLIC HEARING ON THE REQUEST BY DESIDERIO MARTINEZ FOR A SPECIFIC USE PERMIT (SUP) TO ALLOW THE LATE-HOURS (UNTIL 2 A.M.) SALE OF ALCOHOLIC BEVERAGES AT JIMMY'S SPORTS BAR, 312W. FIRST STREET, LA FERIA. THE LEGAL DESCRIPTION OF THE PROPERTY IS THE WEST 11' OF LOT 4 AND ALL OF LOTS 5 AND 6, BLOCK G, POTTER WATSON SUBDIVISION, CAMERON COUNTY, TX.

Planning and Community Development Director Ms. Irene Szedlmayer explained that the City Commission had approved a late hours SUP in 2010 for this location, but it was never used. City Manager Sunny K. Philip said that if the bar is open during regular hours only, the staff can approve the request, but if it is for late hours, it needs to come before the City Commission for approval. Mayor Pro Tem Lori Weaver declared the public hearing open at 6:51 P.M. Mr. Desi Martinez was present for the public hearing and requested that the City Commission consider his request for late hours for the entire week. Staff recommendation was to allow late hours on Friday and Saturday only. There was no one else present to speak for or against this request, so Mayor Pro Tem Lori Weaver declared the public hearing closed at 6:57 P.M.

CONSIDERATION AND POSSIBLE ACTION TO APPROVE OR DENY THE REQUEST BY DESIDERIO MARTINEZ FOR A SPECIFIC USE PERMIT (SUP) TO ALLOW THE LATE-HOURS (UNTIL 2 A.M.) SALE OF ALCOHOLIC BEVERAGES AT JIMMY'S SPORTS BAR, 312 W. FIRST STREET, LA FERIA. THE LEGAL DESCRIPTION OF THE PROPERTY IS THE WEST 11' OF LOT 4 AND ALL OF LOTS 5 AND 6, BLOCK G, POTTER WATSON SUBDIVISION, CAMERON COUNTY, TX.

Commissioner Angelica P. Baldivia said that she would like to request that this item be tabled for a later date. She said that she also liked the idea of staff's recommendation of granting the Friday and Saturday late hours, with the addition of the other days of the week at a later date if everything went well with the Friday and Saturday late hours. More discussion followed concerning the granting of late hours to R & R Tavern for the entire week and also the impact of the late hours on the surrounding residences. Comparison of the neighborhoods and parking were discussed. After discussion, Commissioner Victor Gonzalez, Jr. moved to approve the request by Desiderio Martinez for a Specific Use Permit (SUP) to allow the late hours (until 2 a.m.) sale of alcoholic beverages at Jimmy's Sports Bar, 312 W. First Street, La Feria; legal description of the property is the west 11' of Lot 4 and all of Lots 5 and 6, Block G. Potter Watson Subdivision, Cameron County, TX. Commissioner John Betancourt seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

MONTHLY FINANCIAL REPORTS FOR THE MONTH OF JANUARY 2013

- **REVENUE AND EXPENDITURE REPORT**
- **PERFORMANCE INDICATORS**
- **INVESTMENT REPORT**
- **TAX COLLECTION REPORT**

The financial reports for the month of January 2013 were filed for audit.

EXECUTIVE (CLOSED) SESSION PURSUANT TO THE PROVISIONS OF THE OPEN MEETINGS LAW CHAPTER 551, GOVERNMENT CODE, IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.072

TO DISCUSS PROPOSED PURCHASE/SALE/ DONATION OF REAL ESTATE BY THE LA FERIA INDUSTRIAL DEVELOPMENT CORPORATION/CITY OF LA FERIA; AND SECTION 551.087 TO DISCUSS ECONOMIC DEVELOPMENT NEGOTIATIONS

Commissioner John Betancourt moved to table this item since there was no business to discuss in executive session. Commissioner Angelica P. Baldivia seconded the motion and the motion carried by unanimous vote of the City Commissioners present.

CONSIDER AND TAKE ACTION DEEMED NECESSARY AS THE RESULT OF EXECUTIVE (CLOSED) SESSION DELIBERATIONS

Commissioner John Betancourt moved to table this item since no executive session was held. Commissioner Angelica P. Baldivia seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

REPORTS BY STAFF AND DISCUSSION WITH CITY COMMISSION

- Update on Drainage Project
- Water and Wastewater Systems Improvements Project
- Progress of Library Expansion Project
- Progress of City Hall Expansion Project
- Progress of Fire Station Expansion Project
- Status of Dome Construction Project
- Generator Purchase Project
- Sidewalk Improvement Project
- Neighborhood Revitalization Planning Program
- Progress of the proposed Sunrise Terrace Subdivision Project
- Progress of the Sunflower Estates Multifamily Housing Development Project
- Proposed Housing Infill Development Program
- Methodist Healthcare Ministries Invitation

City Manager Sunny K. Philip reported on the following.

- City Manager Sunny K. Philip said there was nothing new to report on the projects.

The Commission commended staff on a great job on the Fiesta de La Feria.

CONSIDER AND TAKE POSSIBLE ACTION ON ATTENDANCE STATUS OF MAYOR AND/OR COMMISSIONERS

Commissioner Victor Gonzalez, Jr. moved to excuse Mayor Steve Brewer's and Commissioner John Hernandez's absence from this meeting. Commissioner Angelica P. Baldivia seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

PUBLIC COMMENTS

Mayor Pro Tem Lori Weaver declared the public comments session open. There was no one present to speak before the Commission, so Mayor Pro Tem Weaver declared the public comment session closed.


ACTION FOR ADJOURNMENT

There being no further business to conduct, Commissioner Angelica P. Baldivia moved to adjourn the meeting. Commissioner John Betancourt seconded the motion, and the motion carried by unanimous vote of the City Commissioners present.

ADJOURNMENT

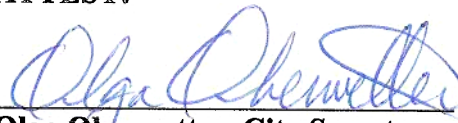
Mayor Pro Tem Lori Weaver adjourned the meeting at 7:07 P.M.

APPROVED:



Lori Weaver, Mayor Pro Tem

ATTEST:



Olga Oberwetter, City Secretary

These minutes were prepared and filed with the City of La Feria at 5:40 P.M. on March 7, 2013, as official record.



Olga Oberwetter, City Secretary



CITY COMMISSION REGULAR MEETING
AT THE
CITY COMMISSION MEETING ROOM
TUESDAY, FEBRUARY 26, 2013, AT 6:30 PM

WELCOME
PLEASE SIGN IN

	<u>NAME</u>	<u>MAILING ADDRESS</u>	<u>HOME/WORK PHONE NO.</u>
1	Jennifer Elias	508 Kiesth Lane Lafayette TX	956 245-0300
2	Dew Martinez	PO Box 577 Progresso TX 77579	956-689-6690
3	Gabriel Gonzalez	146 Genevieve Ave	207-6170
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