

**MINUTES OF PROCEEDINGS
CITY COMMISSION
Tuesday, February 9, 2016**

Be it known that the City of La Feria City Commission met in Regular Meeting on **Tuesday, February 9, 2016 at 6:30 PM** in the City Commission Meeting Room, 115 E. Commercial Avenue, La Feria, TX 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.

DETERMINE QUORUM PRESENT AND CALL MEETING TO ORDER - MAYOR

Attendee Name	Title	Status	Arrived
John Betancourt	Commissioner Position 1	Absent	
John Hernandez	Commissioner Position 2	Present	
Olga H. Maldonado	Commissioner Position 3	Present	
Julian Guevara Jr.	Commissioner Position 4	Present	
Esmeralda Lozano	Mayor Pro-Tem/Commissioner Position 5	Absent	
Victor Gonzalez Jr.	Mayor	Present	

STAFF MEMBERS PRESENT

The following Staff members were present at said meeting:

Mr. Sunny K. Philip, City Manager
 Mr. Richard S. Talbert, City Attorney
 Ms. Paula Rodriguez, Planning and Community Development Director
 Ms. Kin Mendoza, Finance Director
 Ms. Esmeralda Sanchez, City Secretary

PUBLIC COMMENTS

Mayor Gonzalez opened the public comments session. Ms. Delores Fuller of 1000 S. Chelo Drive, La Feria, Texas addressed the Commission regarding the following: La Feria News published an article about adding new police officers, but in reality they just replaced officers who left the force; she also stated that the restrooms at Tiny Town Park were dirty and people may be at risk of infection. Ms. Fuller further stated that grants for the parks are not free and that the City must keep up the facilities, specifically discussing the sinks at the Nature Park. Ms. Fuller stated she visits the parks regularly and states that they do not smell clean. Ms. Fuller stated she is going to continue to work to keep the people informed. Mayor Gonzalez asked her to call him the following day to discuss her concerns further.

Christina Dalum of 1101 Colt, La Feria also addressed the Commission. She shared concerns over the maltreatment of pets, indicating she has noticed neglect and wants to know what the City can do about enforcing residents take care of their animals. She would like to see people providing proper care and food for their pets. Ms. Dalum asked if there was an ordinance prohibiting residents

from restraining their animals 24 hours a day since animals can get aggressive. She asked the Commission to consider enacting an Ordinance if one does not exist to protect pets in the Community.

REVIEW AND TAKE ACTION TO APPROVE MINUTES OF PROCEEDINGS OF THE REGULAR MEETING OF THE CITY COMMISSION HELD ON TUESDAY, JANUARY 12, 2016

A motion was made, seconded, and passed as noted to table the minutes of the proceedings of the regular meeting of the City Commission held on Tuesday, January 12, 2016.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Olga H. Maldonado, Commissioner Position 3
SECONDER:	Julian Guevara Jr., Commissioner Position 4
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

REVIEW AND TAKE ACTION TO APPROVE MINUTES OF PROCEEDINGS OF THE REGULAR MEETING OF THE CITY COMMISSION HELD ON TUESDAY, JANUARY 26, 2016

A motion was made, seconded, and passed as noted to table the minutes of the proceedings of the regular meeting of the City Commission held on Tuesday, January 26, 2016.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Olga H. Maldonado, Commissioner Position 3
SECONDER:	Julian Guevara Jr., Commissioner Position 4
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

CONSIDER AND TAKE ACTION TO APPROVE THE FINAL PLAT OF THE TRES ROBLES SUBDIVISION

Mr. Philip informed the Commission that the Planning & Zoning Commission met on Monday, February 8, 2016 to review the final plat of the Tres Robles Subdivision and recommended approval of the final plat, as it meets requirements of the model subdivision rules. Dustin Moore, Engineer and Developer of the property was present at the City Commission meeting to answer questions during the discussion. Mayor Gonzalez inquired about the City's sidewalk ordinance asking if we can require such along the length of the property since all entrances will be accessible from Kansas City Road. During the discussion a decision was made to include a hand written note in the plat requiring sidewalks with the issuance of the building permit. Mr. Moore will include such note with language for the property buyer to install the sidewalk. A handwritten note will be enforceable. Following discussion, a motion was made, seconded, and approved as noted for the approval of the final plat of the Tres Robles Subdivision with the inclusion of a handwritten note for the sidewalks as discussed.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Hernandez, Commissioner Position 2
SECONDER:	Julian Guevara Jr., Commissioner Position 4
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

PUBLIC HEARING TO RECEIVE INPUT FROM THE PUBLIC REGARDING A REQUEST BY THE LA FERIA INDUSTRIAL DEVELOPMENT CORPORATION FOR A SPECIFIC USE PERMIT FOR ALCOHOL SALES RELATED TO THE FIESTA DE LA FERIA CELEBRATION WHICH WILL BE HELD ON FEBRUARY 27, 2016

Mayor Gonzalez declared the public hearing open. Mr. Philip explained the history of the specific use permit for alcohol sales at the Fiesta de La Feria. The request made by the LFIDC is the same as in previous years for this event. No individual from the audience offered comments. There being no further discussion, Mayor Gonzalez declared the public hearing closed.

RESULT:	NO ACTION REQUIRED
----------------	---------------------------

CONSIDER AND TAKE ACTION TO APPROVE OR DENY A REQUEST BY THE LA FERIA INDUSTRIAL DEVELOPMENT CORPORATION FOR A SPECIFIC USE PERMIT FOR ALCOHOL SALES RELATED THE FIESTA DE LA FERIA CELEBRATION WHICH WILL BE HELD ON FEBRUARY 27, 2016 AND AUTHORIZING THE MAYOR TO EXECUTE THE ORDER GRANTING SPECIFIC USE PERMIT

Mr. Philip informed the Commission of a revision to the copy of the Specific Use Permit (SUP) provided in the agenda packet. Upon review by Mr. Talbert, an item was added to include language regarding the prohibition of concealed and open carry handguns pursuant to sections 30.06 and 30.07 of the Penal Code. A copy of the revised SUP was distributed to the Commission for review. Following review and discussion, a motion was made, seconded, and approved as noted to approve the LFIDC's request for a specific use permit for alcohol sales at the Fiesta de La Feria scheduled for February 27, 2016.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Hernandez, Commissioner Position 2
SECONDER:	Olga H. Maldonado, Commissioner Position 3
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

CONSIDER AND TAKE ACTION TO APPROVE A RESOLUTION AUTHORIZING THE TEXAS COALITION FOR AFFORDABLE POWER, INC (TCAP) TO NEGOTIATE AN ELECTRIC SUPPLY AGREEMENT FOR FIVE YEARS EFFECTIVE JANUARY 1, 2018, AUTHORIZING TCAP TO TO ACT AS AN AGENT ON BEHALF OF THE CITY TO ENTER INTO A CONTRACT FOR ELECTRICITY, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ELECTRIC SUPPLY AGREEMENT FOR DELIVERIES OF ELECTRICITY EFFECTIVE JANUARY 1, 2018 AND COMMITTING TO BUDGET FOR ENERGY PURCHASES IN 2018 THROUGH 2022 AND TO HONOR CITY'S COMMITMENTS TO PURCHASE POWER FOR ITS ELECTRICAL NEEDS IN 2018 THROUGH 2022 THROUGH TCAP

Mr. Philip discussed the approval of a similar resolution in a previous meeting. Since that meeting, Texas Coalition for Affordable Power (TCAP) later visited and explained that waiting until March 2016 was a better option that may bring greater savings. A copy of the resolution was provided for review. Mr. Talbert noted a change to Section 3 of page 3 adding Mayor Victor Gonzalez and City Secretary Esmeralda Sanchez also be authorized to sign the contract. Mr. Philip requests the City select Contract Option 1-fixed-price, full requirements at a price not to exceed 4.1 cents per kWh for the North and West zones or 4.25 cents per kWh for the South and Houston zones. Following discussion a motion and seconded to read the caption of Resolution 2016-07.

READ THE CAPTION OF RESOLUTION 2016-07

The motion to read the caption of Resolution 2016-07 passed as noted authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply for five years effective January 1, 2018, authorizing TCAP to act as an agent on behalf of the City to enter into a contract for electricity, authorizing the City Manager to execute an electric supply agreement for deliveries of electricity effective January 1, 2018 and committing to budget for energy purchases in 2018 through 2022 and to honor the City's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP.

Mr. Talbert then proceeded to read the caption of Resolution 2016-07.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Hernandez, Commissioner Position 2
SECONDER:	Julian Guevara Jr., Commissioner Position 4
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

APPROVAL OF RESOLUTION 2016-07

A motion was made, seconded, and passed as noted for the approval of Resolution 2016-07 with the revision as discussed for Section 3 of page 3 of the resolution.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Hernandez, Commissioner Position 2
SECONDER:	Olga H. Maldonado, Commissioner Position 3
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

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/LEASE/SALE/DONATION OF REAL ESTATE BY THE LA FERIA INDUSTRIAL DEVELOPMENT CORPORATION/THE LA FERIA ECONOMIC DEVELOPMENT CORPORATION/CITY OF LA FERIA; SECTION 551.087 TO DISCUSS ECONOMIC DEVELOPMENT NEGOTIATIONS; SECTION 551.074 TO DISCUSS PERSONNEL; SECTION 551.074 TO DISCUSS THE DUTIES AND RESPONSIBILITIES OF THE CITY MANAGER

There being no items to discuss in Executive Session, Mayor Gonzalez declared that no action was required.

RESULT:	NO ACTION REQUIRED
----------------	---------------------------

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

There being no Executive Session, there was not action to be taken. Mayor Gonzalez declared no action required.

RESULT:	NO ACTION REQUIRED
----------------	---------------------------

REPORTS BY STAFF AND DISCUSSION WITH CITY COMMISSION

- Drainage Improvement Projects
- Water and Wastewater Systems Improvements Project
- Status of Safe Rooms (Domes) Construction Project
- Fire Station Expansion & Substation
- Technology & Success Center
- 2016 Fiesta de La Feria

Mr. Philip reported on the projects identified as follows: The drainage improvement projects are moving along. A memo was distributed regarding a tour of the project sites scheduled for February 20 from 9am to noon. Texas Division of Emergency Management provides HMGP funding for some of the drainage projects. Staff contacted the City regarding additional funds available to further assist the City for the Levee Crossing and Rabb Road projects. Funds are only available for construction costs. The Water and Wastewater Systems Improvements Project are also moving forward. The tour of these project sites is scheduled for Saturday, February 13th from 9 am to noon. The safe rooms are still under construction and will require an extension from the state. The Fire Station expansion and substation is moving along, although there was an issue with the original foundation it has since been removed and the new foundation has passed inspection. The

Technology and Success Center is expected to be complete by June 30th as expected. Planning for the Fiesta de La Feria continues, there are no major changes, people are enthused about the music line-up.

Commissioner Hernandez inquired about the fire department's truck with the flat tires parked in the driveway. Mr. Philip informed the Commission that the tires self inflate when the truck is turned on.

Mayor Gonzalez then declared no action was required as a result of the reports.

RESULT:	NO ACTION REQUIRED
----------------	---------------------------

ACTION FOR ADJOURNMENT

A motion was made, seconded, and passed as noted to adjourn the meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Olga H. Maldonado, Commissioner Position 3
SECONDER:	Julian Guevara Jr., Commissioner Position 4
AYES:	Hernandez, Maldonado, Guevara Jr.
ABSENT:	Betancourt, Lozano

ADJOURNMENT

Mayor Gonzalez adjourned the meeting at 7:02 PM.

APPROVED:


Victor Gonzalez, Jr., Mayor

ATTEST:


Esmeralda R. Sánchez, City Secretary

These minutes were prepared and filed with the City of La Feria at 3:00 PM on April 12, 2016, as official record.


Esmeralda R. Sánchez, City Secretary