

**MINUTES OF PROCEEDINGS
REGULAR CITY COMMISSION
Tuesday, October 25, 2016**

Be it known that the City of La Feria City Commission met in Regular Session on **Tuesday, October 25, 2016, at 6:00 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.

DETERMINE QUORUM PRESENT AND CALL MEETING TO ORDER – MAYOR

Mayor Olga H. Maldonado declared a quorum present and called the meeting to order.

Attendee Name	Title	Status	Arrived
Olga H. Maldonado	Mayor	Present	
Jesse Zuniga	Commissioner	Present	
Eric Hoff	Commissioner	Present	
Julian Guevara, Jr.	Commissioner	Present	
Esmeralda Lozano	Mayor Pro-Tem/Commissioner	Present	
Victor Gonzalez, Jr.	Commissioner	Absent	

The following staff members were present at said meeting:

Mr. Jaime S. Sandoval, City Manager
Mr. Alan Azuna, Attorney DNRBHZ, PC
Ms. Paula Rodriguez, Interim City Secretary/Planning Director
Mr. Alfonso Gonzalez, City Engineer, SWG Engineering
Tabitha M. Outlaw, Administrative Assistant

PUBLIC COMMENTS

Mayor Maldonado read a concern dropped off from Laurie Mascorro of 108 Angelita Dr., La Feria who could not be in attendance. Ms. Mascorro has concerns about the waste management process in La Feria. She is concerned about the dumping and disposal of trash and the appearance in La feria.

Gloria Santillan Casa of 12707 Arroyo Lane, La Feria spoke concerning policies and procedures for reserving city facilities for meetings and events. Ms. Casa spoke concerning an event in which the La Feria Chamber had scheduled an event at a City facility and the City canceled that event. She mentioned that she had noticed that this issue was to be addressed on the agenda and was content that the ability to have events in the future at City facilities would be made possible.

REVIEW AND TAKE ACTION TO APPROVE MINUTES OF PROCEEDINGS OF THE REGULAR MEETING OF THE CITY COMMISSION HELD ON TUESDAY, OCTOBER 11, 2016.

A copy of the minutes was provide to the Commission for review. A motion to accept the minutes was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
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MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Julian Guevara, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

CONSIDER AND TAKE ACTION TO APPROVE OR DENY A RESOLUTION OF THE CITY OF LA FERIA DESIGNATING DEPOSITORY SIGNATORIES FOR BBVA COMPASS BANK.

A copy of Resolution 2016-23 was provided to the Commission for review. A motion to Read the Caption of Resolution 2016-23 was made, seconded and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Julian Guevara, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

Attorney Alan Azuna Read the Caption of Resolution 2016-23. A motion to accept Resolution 2016-23 was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Eric Hoff, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

CONSIDER TO TAKE ACTION TO ISSUE A VETERANS DAY PROCLAMATION TO HONOR AND RECOGNIZE VETERANS FOR THEIR MILITARY SERVICE AND THEIR VOLUNTEER SERVICE.

Juan Cedillo from RGV Retired and Senior Volunteer Program gave a brief presentation to the Commission. He thanked the City of La Feria for the Proclamation. Mayor Pro-Tem Lozano read the Proclamation. A motion to accept the proclamation was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Eric Hoff, Commissioner
SECONDER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

CONSIDERATION AND POSSIBLE ACTION REGARDING POLICIES AND PROCEDURES FOR RESERVATIONS AND AUTHORIZED USE OF CITY OWNED BUILDINGS FOR MEETINGS/EVENTS.

Mr. Sandoval stated he recommended tabling this items to a future meeting. Policy and Procedure clarification is being worked on at this time. A motion to table this item was made, seconded, and approved as noted.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Eric Hoff, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE OR CANCEL SCHEDULED EVENTS AT CITY-OWNED BUILDINGS DURING FY 2017.

Mr. Sandoval stated he recommended tabling this items to a future meeting. A draft document is being worked on at this time. A motion to table this item was made, seconded, and approved as noted.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Julian Guevara, Jr., Commissioner
SECONDER:	Eric Hoff, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION 2016-24, AUTHORIZING THE CITY MANAGER, JAIME S. SANDOVAL TO BE THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TDHCS HOM PROGRAM.

A copy of Resolution 2016-24 was provided to the Commission for review. A motion to read the caption of Resolution 2016-24 was mad, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Julian Guevara, Jr., Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

Attorney Alan Azuna read the caption of Resolution 2016-24. A motion to accept Resolution 2016-24 was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Julian Guevara, Jr., Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga
ABSENT:	Victor Gonzalez, Jr., Commissioner

CONSIDER AND TAKE ACTION TO APPROVE OF DENY AND ORDINANCE OF THE CITY OF LA FERIA TEMPORARILY CLOSING CERTAIN AND SPECIFIED STREETS WITHIN THE LIMITS OF THE CITY OF LA FERIA AND MODIFYING TRAFFIC PATTERNS ON CERTAIN STREETS FOR THE PURPOSE OF ENSURING THE SAFETY AND GENERAL WELFARE OF THE PUBLIC DURING THE ANNUAL "LIGHTING OF THE TREE" CELEBRATION TO BE HELD ON THURSDAY, NOVEMBER 17, 2016.

A copy of Ordinance 2016-11 was provided to the Commission for review. Ms. Rodriguez explained that an Ordinance is required by TXDOT to apply for closing Main Street. A motion to read the caption of Ordinance 2016-11 was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Eric Hoff, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

Attorney Alan Azuna read the caption of Ordinance 2016-11. A motion to accept Ordinance 2016-11 was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Esmeralda Lozano, Mayor Pro-Tem/Commissioner
SECONDER:	Jesse Zuniga, Commissioner
AYES:	Guevara, Jr., Hoff, Lozano, Zuniga

PUBLIC HEARING TO RECEIVE INPUT ON THE REQUEST, PURSUANT TO LA FERIA CODE OF ORDINANCES, SECTION 4.04.005 (c) BY ELMER CAPUCHINES dba THE LA FERIA HANGOUT BAR LLC, FOR A SPECIFIC USE PERMIT TO

ALLOW THE LATE HOURS SALE OF ALCOHOLIC BEVERAGES (UNTIL 2:00 A.M.) SEVEN DAYS A WEEK AT 105 S. MAIN STREET, LA FERIA, TX.

Ms. Rodriguez reviewed the purpose of the public hearing with the Commission. The Commission asked for clarification on who the owners of Los Amigos and The Hangout Bar were, as well as, what the time frame was in our current ordinance versus what was being requested. The Public hearing was declared open at 7:08 PM. Ms. Gloria Casas spoke in favor of the new business, with the exception of concern for patrons walking to their cars and the lack of close proximity to parking areas. There were no other comments from the public. The public hearing was closed at 7:10 PM.

CONSIDER AND TAKE ACCTION TO APPROVE OR DENY THE REQUEST FOR A SPECIFIC USE PERMIT FOR ELMER CAPUCHINES, dba THE LA FERIA HANGOUT BAR, LLC LOCATED AT 105 S. MAIN STREET, LOA FERIA, TX TO ALLOW THE LATE HOURS DALE OF ALCOHOLIC BEVERAGES UNTIL 2:00 A.M. SEVEN DAYS A WEEK AND AUTHORIZE TH MAYOR TO EXECUE THE SPECIFIC USE PERMIT ORDER.

Mayor Pro-Tem Lozano expressed concern for the hours between Los Amigos Closing and The Hangout Bar remaining open and the fact of the kitchen being closed that there would be 4 (four) hours with only drinking and no food. After discussion, a motion to accept the request for a SUP was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Julian Guevara, Jr., Commissioner
SECONDER:	Jesse Zuniga, Commissioner
AYES:	Guevara, Jr., Hoff, Zuniga
AGAINST:	Lozano

EXECUTIVE SESSION – THE COMMISSION WILL ENTER INTO CLOSED, EXECUTIVE SESSIONS TO DISCUSS THE FOLLOWING:

- A) REAL ESTATE MATTERS PURSUANT TO TEXAS GOVERNMENT CODE § 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;
- B) BUSINESS PROSPECTS PURSUANT TO SECTION 551.087 TO DISCUSS ECONOMIC DEVELOPMENT NEGOTIATIONS;
- C) PERSONNEL MATTERS PURSUANT TO SECTION 551.074 TO DISCUSS THE DUTIES AND RESPONSIBILITIES OF THE CITY MANAGER.
- D) ATTORNEY CONSULTATION PURSUANT TO CODE § 551.071(1) TO DISCUSS PENDING LITIGATION FILED BY FORMER EMPLOYEE FRANCISCO TAMEZ AGAINST THE CITY OF LA FERIA.

Mayor Olga H. Maldonado declared the meeting in Executive (closed) session at 7:12 P.M.
Mayor Olga H. Maldonado declared the meeting back in open session at 8:39 P.M.

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

RESULT:	NO ACTION REQUIRED
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CONSIDER AND TAKE ACTION ON ATTENDANCE STATUS OF MAYOR AND / OR COMMISSIONERS.

A motion to excuse Commissioner Gonzalez, Jr. was made, seconded, and approved as noted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jesse Zuniga Commissioner
SECONDER:	Eric Hoff, Commissioner
AYES:	Guevara Jr., Hoff, Lozano, Zuniga

ACTION FOR ADJOURNMENT

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Eric Hoff, Commissioner
SECONDER:	Julian Guevara, Jr., Commissioner
AYES:	Guevara Jr., Hoff, Lozano, Zuniga

ADJOURNMENT

Mayor Olga H. Maldonado declared the meeting adjourned at 8:40 P.M.

APPROVED:



 Olga H. Maldonado, Mayor

ATTEST:



 Paula Rodriguez, Interim City Secretary

These minutes were prepared and filed with the City of La Feria at 3:00 P.M. on November 4, 2016 as official record.



 Tabitha M. Outlaw, Administrative Assistant