

**MINUTES OF PROCEEDINGS  
CITY COMMISSION  
Tuesday, September 13, 2016**

Be it known that the City of La Feria City Commission met in Regular Meeting on **Tuesday, September 13, 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**

Mayor Maldonado declared a quorum was present and called the meeting to order at 6:35 PM.

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Olga H. Maldonado	Mayor	Present	
Julian Guevara Jr.	Commissioner	Present	
Esmeralda Lozano	Commissioner	Present	
Eric Hoff	Commissioner	Present	
Jesse Zuniga	Commissioner	Present	
Victor Gonzalez Jr.	Commissioner	Present	

**STAFF MEMBERS PRESENT**

The following Staff members were present at said meeting:

Ms. Esmeralda Sanchez, Interim City Manager/City Secretary  
 Mr. Alan Ozuna, Attorney DNRBHZ, PC  
 Ms. Paula Rodriguez, Planning and Community Development Director  
 Ms. Kin Mendoza, Finance Director  
 Ms. Tabitha Outlaw, Administrative Assistant

**PUBLIC COMMENTS**

Sylvia Towne of 405 W. Chelo Drive, La Feria, Texas spoke about concerns of pot holes and bad pavement on Chelo Drive. She stated that she is also concerned about the speed limit on Chelo Drive due to people walking and kids playing in the area. Mayor Maldonado said the issue will be addressed.

Yolanda Shoffeett of 421 E. Oleander, La Feria, Texas spoke concerning Petra Reyna, a Grant Consultant for the City of La Feria. She had concerns about a possible personal grant that Sunny K. Philip might have acquired with assistance from Petra Reyna. She inquired as to what grant consulting Petra Reyna does for the City of La Feria.

Ray Peñaloza of 13726 E. Business 83, La Feria, Texas spoke about concerns on White Ranch Road. He has concerns about the construction and lighting along Business 83 and White Ranch Road. Mayor Maldonado said the issue will be addressed.

**REVIEW AND TAKE ACTION TO APPROVE MINUTES OF PROCEEDINGS OF THE REGULAR MEETING OF THE CITY COMMISSION HELD ON TUESDAY, AUGUST 23, 2016.**

A copy of the minutes were provided to the Commission. A motion to approve the minutes was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Eric Hoff, Commissioner
<b>SECONDER:</b>	Jesse Zuniga, Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Hoff, Zuniga, Gonzalez Jr.

**REVIEW AND TAKE ACTION TO APPROVE MINUTES OF PROCEEDINGS OF THE SPECIAL MEETING OF THE CITY COMMISSION HELD ON TUESDAY, AUGUST 30, 2016.**

A copy of the minutes were provided to the Commission. A motion to approve the minutes with an amendment saying "There was no agent selected" was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Julian Guevara Jr., Commissioner
<b>SECONDER:</b>	Eric Hoff, Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Hoff, Zuniga, Gonzalez Jr.

**REVIEW AND TAKE ACTION TO APPROVE MINUTES OF PROCEEDINGS OF THE SPECIAL MEETING OF THE CITY COMMISSION HELD ON WEDNESDAY, SEPTEMBER 7, 2016.**

A copy of the minutes were provided to the Commission. A motion to approve the minutes was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Eric Hoff, Commissioner
<b>SECONDER:</b>	Victor Gonzalez Jr., Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Hoff, Zuniga, Gonzalez Jr.

**CONSIDER AND TAKE ACTION TO APPOINT ONE MEMBER OF THE CITY COMMISSION TO A VACANT POSITION ON THE LA FERIA ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS.**

Esmeralda Sanchez reviewed this item with the Commission. She noted that there are currently three vacancies on the La Feria Economic Development Corporation Board of Directors. The vacancy left by John Hernandez can be filled by a current City Commissioner. Commissioner

Gonzalez made a motion for Commissioner Guevara to fill the position. The motion was seconded and approved as noted.

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	Victor Gonzalez Jr., Commissioner
<b>SECONDER:</b>	Eric Hoff, Commissioner
<b>AYES:</b>	Lozano, Hoff, Zuniga, Gonzalez Jr.
<b>ABSTAIN:</b>	Guevara Jr.

**CONSIDERATION AND POSSIBLE ACTION TO APPROVE AGREED ORDER FOR RELEASE OF EXCESS FUNDS AND AUTHORIZE RELEASE OF LIEN IN CONNECTION WITH CAMERON COUNTY, CITY OF LA FERIA, ET AL V. KNOWN AND UNKNOWN HEIRS OF ELIONZO CANTU, JR., ET AL, 2012-DCL-1111-I, IN THE 445TH JUDICIAL DISTRICT COURT, CAMERON COUNTY, TEXAS.**

Esmeralda Sanchez reviewed this item with the Commission. Alan Ozuna, Attorney with DNRBHZ, discussed the item with the Commission and recommended the Commission approve the item. After further discussion a motion to approve this item was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Esmeralda Lozano, Commissioner
<b>SECONDER:</b>	Julian Guevara Jr., Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Hoff, Zuniga, Gonzalez Jr.

**CONSIDER AND TAKE ACTION TO DECLARE SURPLUS PROPERTY AND AUTHORIZE CITY MANAGER TO ARRANGE AUCTION FOR SALE OF SUCH PROPERTY.**

Esmeralda Sanchez reviewed this item with the Commission. There was a discussion concerning what items were in the surplus, the auction company that would be used and percentage the auction company would receive from the sale. The Commission recommended calling a few other auction companies before proceeding and they would like to see a cost and fees breakdown prior to the scheduling of the auction.

A motion to approve this item was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Esmeralda Lozano, Commissioner
<b>SECONDER:</b>	Eric Hoff, Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Hoff, Zuniga, Gonzalez Jr.

**CONSIDER AND TAKE ACTION TO APPROVE INTERLOCAL AGREEMENT BETWEEN CITY OF LA FERIA AND TROPICAL TEXAS BEHAVIORAL HEALTH.**

Alan Ozuna, Attorney with DNRHBZ addressed the Commission regarding this item. Due to a possible conflict of interest he is recommending the Commission Table this item, but the representative for Tropical Texas could still make his presentation to the Commission. There

was a presentation regarding this item and a discussion with Cesar Diaz, Chief of Police. After further discussion a motion to table this item was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>TABLED [UNANIMOUS]</b>	<b>Next: 10/11/2016 6:30 PM</b>
<b>MOVER:</b>	Eric Hoff, Commissioner	
<b>SECONDER:</b>	Victor Gonzalez Jr., Commissioner	
<b>AYES:</b>	Guevara Jr., Lozano, Hoff, Zuniga, Gonzalez Jr.	

**CLOSED EXECUTIVE SESSION FOR ATTORNEY CONSULTATION PURSUANT TO SECTION 551.071, TEXAS GOV'T CODE, TO RECEIVE LEGAL ADVICE AND COUNSEL REGARDING THE CITY COMMISSIONS RIGHTS, DUTIES, PRIVILEGES, AND OBLIGATIONS IN CONNECTION WITH THE HIRING PROCESS FOR A CITY CHARTER APPOINTED CITY MANAGER AND RELATED LEGAL ISSUES.**

Mayor Maldonado read items 12, 13, and 14 to be addressed concurrently.

Mayor Maldonado declared the meeting in Executive Session at 7:25 PM.  
Mayor Maldonado declared the meeting back in Open Session at 9:00 PM.

There was no action taken as a result of this item.

<b>RESULT:</b>	<b>NO ACTION REQUIRED</b>
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**CLOSED EXECUTIVE SESSION PURSUANT TO SECTION 551.074, TEXAS GOV'T CODE, TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, AND EVALUATION OF A PUBLIC OFFICER, NAMELY, TO CONSIDER APPLICANTS FOR THE POSITION OF A CITY CHARTER APPOINTED CITY MANAGER BY THE CITY COMMISSION.**

Mayor Maldonado read items 12, 13, and 14 to be addressed concurrently.

Mayor Maldonado declared the meeting in Executive Session at 7:25 PM.  
Mayor Maldonado declared the meeting back in Open Session at 9:00 PM.

There was no action taken as a result of this item.

**RESULT: NO ACTION REQUIRED**

**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.**

Mayor Maldonado read items 12, 13, and 14 to be addressed concurrently.

Mayor Maldonado declared the meeting in Executive Session at 7:25 PM.  
Mayor Maldonado declared the meeting back in Open Session at 9:00 PM.

There was no action taken as a result of this item.

**RESULT: NO ACTION REQUIRED**

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

There was no action required as a result of Executive Session.

**RESULT: NO ACTION REQUIRED**

**REPORTS BY STAFF AND DISCUSSION WITH CITY COMMISSION.**

- Drainage Improvement Projects
- Water/Wastewater Improvement Projects
- NFL Flag Football
- Technology and Success Center/OLLU Grand Opening

Esmeralda Sanchez reviewed the following items with the Commission:

The City is working through the grievance process with La Feria Irrigation District (LFID). Alana Ozuna has been provided information on the grievance from LFID. The LFID is requesting a workshop on September 20th. The Commission will be notified when the workshop is scheduled.

On Parker Road there is a sewer line and an open man hole that is being addressed as an emergency. Sigler, Winston, Greenwood (SWG) is contacting Texas Water Development Board (TWDB) to acquire emergency funds.

The NFL Flag Football, the season will be starting soon and Tabitha is working with Alfonso on the program. More information will be provided at a later date.



The Technology and Success Center will be having a Grand Opening on September 30, 2016 at 10:00 AM. There will be a meeting prior to this for the San Antonio Officials and the City Commission. The EDA will be attending on the 30th and OLLU will be working on the Press Release. There will be a blessing by the Bishop that morning.

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

A motion to Excuse Commissioner Hoff's early departure was made, seconded, and approved as noted.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Esmeralda Lozano, Commissioner
<b>SECONDER:</b>	Julian Guevara Jr., Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Zuniga, Gonzalez Jr.
<b>EXCUSED:</b>	Hoff

**ACTION FOR ADJOURNMENT**

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

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Esmeralda Lozano, Commissioner
<b>SECONDER:</b>	Jesse Zuniga, Commissioner
<b>AYES:</b>	Guevara Jr., Lozano, Zuniga, Gonzalez Jr.
<b>ABSENT:</b>	Hoff

**ADJOURNMENT**

Mayor Maldonado declared the meeting adjourned at 9:14 PM.


**APPROVED:**

  
Olga H. Maldonado, Mayor

**ATTEST:**

  
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City Secretary

These minutes were prepared and filed with the City of La Feria at 10:25 A.M. on Monday, September 26, 2016, as official record.

  
Tabitha M. Outlaw, Administrative Assistant