

STATE OF TEXAS §
COUNTY OF CAMERON §
TOWN OF LAGUNA VISTA §

MINUTES OF A REGULAR MEETING OF THE LAGUNA VISTA TOWN COUNCIL

DATE: January 9, 2018
TIME: 6:00 p.m.
PLACE: City Hall Building

MEMBERS PRESENT: Susie Houston, Mayor
Michael Carter, Mayor Pro Tem
Johvonne Howard, Councilmember Place 2
Frank Davalos, Jr., Councilmember Place 3
Rolando Gonzalez, Councilmember Place 4
Victor Worrell, Councilmember Place 5
Nadine Smith, Councilmember Place 6

Rolando Vela, City Manager
Ricardo Morado, City Attorney
Zack Tamayo, Fire Chief
Alma Deckard, City Secretary

MEMBERS ABSENT: All Present

ALSO PRESENT: Larry DeFrance, Citizen
Silke De Gobeo, Citizen
David Lohse, Citizen
Martha McClain, Citizen
Kathy Bardisbanian, Citizen
Lisa Harbin, Citizen

ORDER OF BUSINESS

- 1. Call to Order**
Mayor Houston called the meeting to order at 6:00 pm.
- 2. Invocation and Pledge of Allegiance** was led by Mayor Houston.
- 3. Roll Call/Excused Absences** – All Present

4. OPEN FORUM:

Richard Lane addressed the Council concerning the burning permit approved for the SPI Golf Club. He asked why Republic Services could not pick up the brush instead of having it burnt.

5. NEW BUSINESS: Discussion, consideration and possible action on each of the following items:

A. FY 2016-17 Audit – Presentation by Pattillo, Brown & Hill, LLP on the Fiscal Year 2016-17 audit. (City Manager)

Council Member Carter made a motion to approve the 2016-17 Fiscal Year audit report presented by Pattillo, Brown & Hill, LLP, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

B. MINUTES – Consideration and action to approve the minutes from the December 12, 2017 Regular Meeting. (City Secretary)

Council Member Davalos made a motion to approve the minutes from the December 12, 2017 Regular Meeting, Council Member Gonzalez seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell and Smith voted “aye” to approve, motion carried.

C. ORDINANCE NUMBER 2017-36 – Second Reading – To consider the second reading of Ordinance Number 2017-36 to create an overlay zone district and to adopt a wireless manual (Small Cell) Design Manual, providing for an effective date; providing for publication; providing for severability, and ordaining other provisions related to the subject matter thereof. (City Manager)

Council Member Worrell made a motion to approve the second reading of Ordinance Number 2017-36 to create an overlay zone district and to adopt a wireless manual (Small Cell) Design Manual, providing for an effective date; providing for publication; providing for severability, and ordaining other provisions related to the subject matter thereof, Council Member Smith seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

D. ORDINANCE NUMBER 2017-37 – Second Reading – To approve the second reading of Ordinance Number 2017-37 proposing an amendment to the Home Rule Charter. (City Attorney)

Council Member Worrell made a motion to approve the second reading of Ordinance Number 2017-37 proposing an amendment to the Home Rule Charter, with the following amendments to Section 3 of the proposed ordinance; Council Member Davalos seconded the motion.

#1 – Section 3, Subsection 1.09, adding “easterly projection of the” before the words “north” and “south”;

#2 – Section 3, Subsection 1.09, adding “and boat launch facility” and deleting “for recreational and social purposes” after the word “marina”; and

#3 – Section 3, Subsection 1.09, adding “with exceptions for law enforcement, first responders and approved scientific studies” at the end of the sentence.

Mayor Houston made a motion to amend the original motion to approve the second reading of Ordinance Number 2017-37 proposing an amendment to the Home Rule Charter, with the following amendments to the original motion made by Council Member Worrell; Council Member Worrell seconded the motion.

-keeping the words “for recreational purposes” in Section 3, Subsection 1.09, and accepting all other terms and proposal contained in the Original Motion.

Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell and Smith voted “aye” to approve, the amended motion carried.

E. RESOLUTION NUMBER CDC-2017-03 – Second Reading – To approve the second reading of Resolution Number CDC-2017-03 authorizing a proposed project of the Laguna Vista Community Development Corporation supporting and establishing a primary care family health clinic and providing for related matters. (Mayor Houston)

Council Member Davalos made a motion to approve the second reading of Resolution Number CDC-2071-03 authorizing a proposed project of the Laguna Vista Community Development Corporation supporting and establishing a primary care family health clinic and providing for related matters, Mayor Houston seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell and Smith voted “aye” to approve, motion carried.

F. ORDINANCE NUMBER 2018-01 – First Reading – To consider the first reading of Ordinance Number 2018-01, amending Ordinance Number 2008-31A to allow signage on Town-owned property. (City Manager)

No action was taken for the first reading of Ordinance Number 2018-01.

G. ORDINANCE NUMBER 2018-02 – First Reading – To consider the first reading of Ordinance Number 2018-02 of the flood damage prevention ordinance for the Town of Laguna Vista. (City Manager)

No action was taken for the first reading of Ordinance Number 2018-02.

H. HOT FUNDING AGREEMENT – Consideration and action to enter into a written agreement with the SPI Golf Club on HOT funding. (City Manager)

Council Member Smith made a motion to table the HOT funding agreement with the SPI Golf Club until the next Council meeting, Council Member Davalos seconded the motion. Mayor Houston, Council Members Howard, Davalos, Gonzalez, Worrell and Smith voted “aye” to approve. Council Member Carter abstained from voted. Motion carried.

I. RGV WALK OF FAME – To nominate a person for the Rio Grande Valley Walk of Fame. (City Manager)

Council Member Davalos made a motion to nominate Anna Backues for the Rio Grande Valley Walk of Fame, Council Member Smith seconded the motion. Mayor Houston, Council Members Carter, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve. Council Member Howard opposed motion. Motion carried.

- J. REQUEST FOR QUALIFICATIONS** – Consideration and action to issue a Request for Qualifications for architectural and engineering services for the design of the South Texas Ecosystem Center and the Master Plan of the proposed site in Laguna Vista, Texas, in cooperation with Cameron County. (City Manager)

Council Member Smith made a motion to approve to issue a Request for Qualifications for architectural and engineering services for the design of the South Texas Ecosystem Center and the Master Plan of the proposed site in Laguna Vista, Texas, in cooperation with Cameron County, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

- K. REQUEST FOR QUALIFICATIONS** – Consideration and action to allow Laguna Vista City Manager, or his designee, to serve as a scoring member of the County Standing Committee on the Request for Qualifications for the South Texas Ecotourism Center and Master Plan of the proposed site. (City Manager)

Council Member Davalos made a motion to allow the City Manager, or his designee, to serve as a scoring member of the County Standing Committee on the Request for Qualifications for the South Texas Ecotourism Center and Master Plan of the proposed site, Mayor Houston seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

- L. PERFORMANCE AGREEMENT** – Consideration and action to approve the performance agreement between the CDC and the UTRGV. (City Manager)

Council Member Howard made a motion to approve the performance agreement between the CDC and the UTRGV, Council Member Carter seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

- M. MARINA MANAGEMENT AGREEMENT** – Discussion of marina management agreement for the marina property. (City Attorney)

Council Member Worrell made a motion to schedule a workshop on January 30, 2018, at 6 pm, not to exceed 9 pm, to discuss the marina management agreement for the marina property, Council Member Gonzalez seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

- N. ADVISORY BOARD APPOINTMENTS** – Consideration and action to appoint residents to the following advisory boards: (City Manager)

1) CDC Board (1)

Mayor Houston made a motion to appoint Richard Hinojosa to the CDC Board . . . motion died for a lack of second.

Council Member Howard made a motion to appoint Rudy Garcia to the CDC Board . . . motion died for a lack of second.

Council Member Howard made a motion to appoint Richard Hinojosa to the CDC Board, Mayor Houston seconded the motion. Mayor Houston, Council Members

Howard, and Worrell voted “aye” to approve. Council Members Carter, Davalos, Gonzalez, and Smith voted “nay,” motion failed.

Council Member Gonzalez made a motion to appoint Eddie Galvan to the CDC Board, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

2) Ethics Board (4)

Council Member Davalos made a motion to appoint Rafael Salazar to the Ethics Board, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Council Member Howard made a motion to appoint Rudy Garcia to the Ethics Board, Mayor Houston seconded the motion. Mayor Houston, Council Member Howard voted “aye” to approve. Council Members Carter, Davalos, Gonzalez, Worrell, and Smith voted “nay.” Motion failed.

Council Member Davalos made a motion to appoint Eddie Galvan to the Ethics board, Council Member Gonzalez seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

3) Planning and Zoning Commission (5)

Council Member Worrell made a motion to appoint Terry Volz to the Planning & Zoning Commission, Council Member Smith seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Council Member Davalos made a motion to appoint Arden Curts to the Planning & Zoning Commission, Council Member Carter seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Council Member Davalos made a motion to appoint Gary Olle to the Planning & Zoning Commission, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Council Member Davalos made a motion to appoint Marc Davis to the Planning & Zoning Commission, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Council Member Howard made a motion to appoint Roger Salinas to the Planning & Zoning Commission, Council Member Carter seconded the motion. Mayor

Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

4) Ad Hoc Charter Committee (1)

No appointment was made for the Ad Hoc Charter Committee.

5) Library Board (3)

Mayor Houston made a motion to appoint David Christopher to the Library Board, Council Member Davalos seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

6) Parks Board (1)

Council Member Worrell made a motion to appoint Nicole Ekstrom to the Parks Board, Council Member Smith seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

7) Board of Adjustments (4)

Council Member Davalos made a motion to appoint Humberto Hinojosa to the Board of Adjustments, Council Member Worrell seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Council Member Davalos made a motion to appoint Terry Volz to the Board of Adjustments, Council Member Smith seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Mayor Houston made a motion to appoint Arden Curts to the Board of Adjustments, Council Member Carter seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

O. CITY MANAGER’S REPORT

i. The First Annual Du It By The Bay Duathlon

Rolando Vela stated that the Du It By the Bay Duathlon will be held Sunday, January 28, 2018 at 8 am.

ii. Bootcamp with the Local Heroes

Rolando Vela stated that some police officers and firefighters will be holding a boot camp at the fire station on Wednesday, January 11, 2018 at 6 pm.

P. EXECUTIVE SESSION - There will be an Executive Session in accordance with the Open Meetings Act, as authorized by the Texas Government Code, pursuant to Section §551.074 to deliberate the evaluation of a Public Officer or Employee, namely the City Manager – Rolando Vela; Section §551.071, consultation with City Attorney regarding legal issues pertaining to the marina lease; and Section 551.072 to discuss and deliberate the potential purchase of real property.

Council Member Carter made a motion to go into executive session at 8:12 pm, in accordance with the Open Meetings Act, as authorized by the Texas Government Code, pursuant to Section §551.074 to deliberate the evaluation of a Public Officer or Employee, namely the City Manager – Rolando Vela; Section §551.071, consultation with City Attorney regarding legal issues pertaining to the marina lease, and Section §551.072 to discuss and deliberate the potential purchase of real property, Council Member Howard seconded the motion. Mayor Houston, Council Members Carter, Howard, Davalos, Gonzalez, Worrell, and Smith voted “aye” to approve, motion carried.

Town Council came out of executive session at 8:45 pm.

**Q. OPEN SESSION – Action, if any, on the items discussed in Executive Session.
No action was taken as a result of executive session.**

7. ADJOURNMENT

Council Member Smith made a motion to adjourn meeting at 8:47 pm, Council Member Davalos seconded the motion.

Susie Houston, Mayor

Attest:

Alma Deckard, City Secretary