



## **NOTICE OF COUNCIL MEETING**

**MAY 17, 2012**

Notice is hereby given that a Regular Council Meeting of the Town of Laguna Vista, Texas will be held **Thursday, the 17<sup>th</sup> day of May 2012, at 6:00 pm.**, in the City Hall Building at 122 Fernandez Street, Laguna Vista, Texas at which time the following items will be discussed:

Note: If, during the course of the meeting covered by this notice the Council should determine that a closed meeting or executive session is required for private consultation with the attorney for the authority with respect to matters where such attorney's duty to the Council clearly conflicts with the provisions of the Open Meetings Act, as authorized by Section 551.071, Government Code, then such closed meeting or executive session will be held by the Council at the date, hour, and place given in this notice, or soon after the commencement of the Regular Meeting covered by this notice. Should any final action, decision, or vote be required with regard to any matter discussed in such meeting, or executive session, then such final action, decision, or vote shall be made at the open meeting covered by this notice upon reconvening of this public meeting, but only as to the items appearing on this agenda for such action.

**1. Call to Order**

**2. Invocation and Pledge of Allegiance**

**3. Roll Call/Excused Absences**

**4. OPEN FORUM:** At this time, audience is allowed 5 minutes per person to address the Council on any topic. There is no discussion or formal action taken during this agenda item. A Speaker Request Form must be presented to the City Secretary prior to the meeting.

**5. CONSENT AGENDA ITEMS:** All matters listed under this item are considered to be routine by the Council and will be enacted for approval by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- a) **MINUTES** - Consideration and action to approve minutes from the April 10, 2012 Regular Council Meeting.
- b) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Hotel Occupancy Tax (HOT) account for \$ 300.
- c) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Laguna Vista Community Development Corporation (CDC) account for \$ 3,645.
- d) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Library Money Market Account for \$ 767.50.

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

- A. **HOME RULE CHARTER STATUS** – Discussion, consideration and possible action concerning the current status of Laguna Vista’s Home Rule Charter submission to the Department of Justice (DOJ), including: a citizens’ update on all open issues; a comprehensive explanation – from the Mayor, City Manager and/or Town Attorney – regarding any concerns indentified by the DOJ; a list of anticipated next steps by the Town; and the projected timetable for receiving final Charter approval (or lack thereof) from the DOJ. (City Manager and Town Attorney)
- B. **RESOLUTION NUMBER 2012-08** – To approve Resolution Number 2012-08 declaring May 2012 as Motorcycle Safety and Awareness Month. (City Secretary)
- C. **ETJ INTERLOCAL AGREEMENT** – Consideration and possible action on the Interlocal Agreement between the City of Port Isabel and the Town of Laguna Vista establishing the location of each municipality’s extraterritorial jurisdiction boundary. (City Manager)
- D. **EXECUTIVE SESSION** – There may be an executive session as authorized by the Open Meetings Act, Section 551.071 to consult with Town Attorney to seek advice on legal matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Government Code Section 551.001 et seq., specifically on the following matters:
  - 1) **Response to City of Brownsville regarding Resolution No. 2011-29**
  - 2) **Town Attorney’s opinion on Municipal Judge – Roberto Rodriguez – also serving as Reserve Police Officer & P&Z Member**
- F. **OPEN SESSION** – Consideration and potential action as a result of the Executive Session.
- G. **MUNICIPAL JUDGE** – Discussion, consideration and possible action concerning the potential conflict between the Town’s Municipal Judge also serving concurrently as a member of the Planning and Zoning Commission and as a reserve police officer in Los Fresnos, TX; and to determine if either or both of these positions represent a conflict that requires Council action. (Council Members Schnier and Garcia)
- E. **CITY MANAGER’S REPORT**
  - a) Memorial Day
  - b) Summer Feeding Program
  - c) Summer Reading Program

**7. ADJOURNMENT**

**CERTIFICATION**

**I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING OF THE COUNCIL OF THE TOWN OF LAGUNA VISTA IS TRUE AND CORRECT AND THAT I POSTED SAID NOTICE ON THE BULLETIN BOARD, A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE PUBLIC ON THE 11<sup>th</sup> DAY OF MAY 2012, AT 4:45 PM AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING, IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT (TEX. GOVT. CODE §551-041–551-050).**

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Alma Deckard, City Secretary