

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

MINUTES OF A REGULAR MEETING OF THE LAGUNA VISTA TOWN COUNCIL

DATE: January 8, 2013
TIME: 6:00 p.m.
PLACE: City Hall Building

MEMBERS PRESENT: Susie Houston, Mayor
Michael Carter, Mayor Pro-Tem
Steve Muschenheim, Councilmember Place 2
Paul Villas, Councilmember Place 3
Leti Keplinger, Councilmember Place 4
Rita Garcia, Councilmember Place 5
Richard Hinojosa, Councilmember Place 6

Rolando Vela, City Manager
Robert McGinnis, Police Chief
Alma Deckard, City Secretary

MEMBERS ABSENT: None

ALSO PRESENT: Celeste Morris, Citizen
Bud Sherman, Citizen
Donna Sherman, Citizen
Martha McClain, Citizen
Bill Balogh, Citizen

ORDER OF BUSINESS

- 1. Call to Order**
Mayor Houston called the meeting to order at 6:00 pm.
- 2. Pledge and Invocation** was lead by Council Member Villas.
- 3. Roll Call – all present**
- 4. OPEN FORUM:**

Celeste Morris commended the Council for keeping the citizens informed of city business. She stated that she would like additional information concerning TxDOT plans for FM 510 and Holly Beach area.

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 December 11, 2012 Regular Council Meeting.
- b) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Investment (Reserve) Money Market Account for \$11,568.48.
- c) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Certificates of Obligation account for \$69,087.43.
- d) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Community Development Corporation (CDC) account for \$35.00.
- e) **CURRENT OBLIGATIONS** – Consideration and action to approve the current obligations from the Library Money Market Account for \$496.55.

Council Member Carter stated that the minutes from the December 11, 2012 meeting state that the Christ Harbor Church item was table for today's meeting. However, he did not see the item on the agenda.

Rolando Vela explained that the town attorney is still researching the matter, and would not be available for today's meeting.

Council Member Muschenheim made a motion to approve the consent agenda items as follows: (a) approval of the minutes from the Town Council meeting on December 11, 2012, (b) approval of the current obligations from the Investment (reserve) Money Market account for \$11,568.48, (c) approval of the current obligations from the Certificates of Obligation account for \$69,087.43, (d) approval of the current obligations from the Community Development Corporation (CDC) account for \$35.00, (e) approval of the current obligations from the Library Money Market account for \$496.55, Council Member Hinojosa seconded the motion. All voted "aye" to approve, motion carried.

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

- A. **L.M.W.D. INTERLOCAL AGREEMENT** – Discussion, consideration and potential action on the interlocal agreement between the Laguna Madre Water District and the Town of Laguna Vista with regard to the waiver of tap fees. (City Manager)

Council Member Muschenheim made a motion to approve the Interlocal Agreement between the Town and the Laguna Madre Water District, with regard to the waiver

of tap fees, Mayor Houston seconded the motion. Council Member Garcia abstained from voting. All others voted “aye” to approve, motion carried.

B. BOARD OF ADJUSTMENTS APPOINTMENT(S) – Consideration and potential action to appoint resident(s) to the Board of Adjustments. (City Manager)
Council Member Hinojosa made a motion to appoint William Balogh to the alternate position on the Board of Adjustments for a two year term (January 2013-2015), Council Member Villas seconded the motion. All voted “aye” to approve, motion carried.

C. RESOLUTION NUMBER 2013-01 – Consideration and potential action to approve Resolution Number 2013-01, opposing SOS Liquids’ efforts to discharge commercial liquid waste into the Arroyo Colorado. (City Manager)
Council Member Hinojosa made a motion to table Resolution Number 2013-01 opposing SOS Liquids’ efforts to discharge commercial liquid waste into the Arroyo Colorado, Council Member Garcia seconded the motion. All voted “aye” to approve, motion carried.

D. RESOLUTION NUMBER 2013-02 – Consideration and potential action to approve Resolution Number 2013-02, electing not to require the remittance of a Public, Education, Government (PEG) Fee by holders of a State issued Certificate of Franchise Authority. (City Manager)
Council Member Garcia made a motion to approve Resolution Number 2013-02 electing not to require the remittance of a Public, Education, Government (PEG) Fee by holders of a State issued Certificate of Franchise Authority, Council Member Keplinger seconded the motion. All voted “aye” to approve, motion carried.

E. ORDINANCE NUMBER 2013-03 – First Reading - Consideration and potential action to approve the first reading of Ordinance Number 2013-03 repealing Ordinance 2009-16 and establishing new rules and regulations pertaining to Town parks. (City Manager)
Council Mayor Houston made a motion to approve the first reading of Ordinance Number 2013-03 repealing Ordinance 2009-16 and establishing new rules and regulations pertaining to Town parks, Council Member Carter seconded the motion. All voted “aye” to approve, motion carried.

F. ORDINANCE NUMBER 2013-04 – First Reading – Consideration and potential action to approve the first reading of Ordinance Number 2013-04, establishing the rules and regulations for the Veterans Memorial Park. (City Manager)
Council Member Muschenheim made a motion to approve the first reading of Ordinance Number 2013-04 establishing the rules and regulations for the Veterans Memorial Park, Mayor Houston seconded the motion. All voted “aye” to approve, motion carried.

G. PUBLIC COMMENT FORM – Consideration and potential action to approve the public comment form used for speaking at Town board meetings. (City Manager)

Mayor Houston made a motion to approve the public comment form used for speaking at Town board meetings, with the correction to change the 3rd bullet, to the sentence from the top paragraph, Council Member Garcia seconded the motion. All voted “aye” to approve, motion carried.

H. BOARD AND COMMISSION HANDBOOK – Consideration and potential action on the revisions and splitting the Board and Commission Handbook into two separate books. (City Manager)

a) Advisory Board Handbook

Council Member Muschenheim made a motion to approve the Advisory Board Handbook as presented, Council Member Keplinger seconded the motion. All voted “aye” to approve, motion carried.

b) Governance Policy and Rules of Conduct

Council Member Muschenheim made a motion to approve the Governance Policy and Rules of Conduct as presented, Council Member Villas seconded the motion. All voted “aye” to approve, motion carried.

I. 2011 CERTIFICATES OF OBLIGATION – Update on the 2011 Certificates of Obligation projects. (City Manager)

Rolando Vela reviewed the park project status. There is a balance of available funds of \$192,750.10. The fire hydrant project is still pending, but the funds have been set aside.

Council Member Hinojosa expressed concern as to why the parks are now three months past due in completion. Rolando Vela stated that there have been several change orders, the weather has been an issue. Also, the holidays interfered with the schedule of the construction.

Council Member Muschenheim asked that the City Manager provide a schedule of the construction projections.

J. FINANCIAL REPORT – 1ST QUARTER: October 2012 – December 2012. (City Manager)
Rolando Vela reported to the Council that the revenue collection is at 67% of the budget. The expenditures are at 26% of the budget. He explained that employees were given \$100 gift cards in December and he will be reimbursing the city for the gift cards.

K. CITY MANAGER’S REPORT

a) Palo Blanco Street Improvement Project

Rolando Vela stated that the engineer is waiting for the environmental clearance to go out for bids for the Palo Blanco street improvements. The improvements will be from Cenizo to Broadway Blvd. Cenizo is a short cross street on Palo Blanco.

b) Advisory Boards and Commissions

Rolando Vela informed the Council that we have vacancies in the Board of Adjustments, the Planning & Zoning Commission, the CDC, the Parks Board and the Board of Ethics has five vacancies, with one application on file. We will re-advertise in the PI Press requesting citizens to apply for these positions.

8. ADJOURNMENT

Council Member Muschenheim made a motion to adjourn meeting at 7:05 pm, Council Member Garcia seconded the motion. All voted “aye” to approve, motion carried.

Susie Houston, Mayor

Attest:

Alma Deckard, City Secretary