

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

MINUTES OF A REGULAR MEETING OF THE LAGUNA VISTA TOWN COUNCIL

DATE: January 14, 2014
TIME: 6:00 p.m.
PLACE: City Hall Building

MEMBERS PRESENT: Susie Houston, Mayor
Leti Keplinger, Mayor Pro-Tem
Michael Carter, Councilmember Place 1
Steve Muschenheim, Councilmember Place 2
Paul Villas, Councilmember Place 3
Rita Garcia, Councilmember Place 5
Richard Hinojosa, Councilmember Place 6

Rolando Vela, City Manager
Ricardo Morado, Town Attorney
Robert McGinnis, Police Chief
Alma Deckard, City Secretary

MEMBERS ABSENT: All Present

ALSO PRESENT: Frank Davalos, Citizen
Celeste Morris, Citizen
Beverly Patterson, Citizen
Bernie Camacho, Citizen
Sherry Camacho, Citizen
Richard Lane, Citizen
Herb Houston, Citizen
Wanda Rice, Citizen
Bob Rice, Citizen
Martha McClain, 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 Mother Beverly Patterson from St. Andrews Episcopal Church.

3. Roll Call/Excused Absences

4. OPEN FORUM:

Celeste Morris addressed the Council expressing thanks for the road improvements at Broadway. However she mentioned that there are already cracks in the street. She stated that the Fire Department needs help with the fish fry for next month. She suggested that the Council inform the citizens of the status of the litigation.

Richard Lane addressed the Council, stating that the last special meeting, last week, he stated that the Charter did not require citizens' vote. However he was wrong, it does require citizens' vote. Interesting though, no one corrected me.

5. **RECOGNITION** - To recognize the Saunders Circle property owners' Christmas home decorations.

Mayor Houston recognized and gave out certificates to the property owners from Saunders Circle, for their Christmas decorations. Some of the citizens from Saunders Circle include, Patrick Hall, Laurie Noah, Eddie & Nedra Perez, John & Rona Hamlinck and David Carpenter.

6. **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 the minutes from the December 10, 2013 Regular Meeting.
- b) **GRANT APPLICATION** - To approve the submittal of a grant application to the Texas Forest Services for \$10,044.00 for fire department equipment. (Chief McGinnis)
- c) **GRANT APPLICATION** - To approve the submittal of a grant application to the Texas Forest Services for \$2,800.00 for volunteer firemen training. (Chief McGinnis)

Council Member Garcia made a motion to approve the agenda consent items as follows; (a) approval of the minutes from the December 10, 2013 Regular Meeting, (b) approval for the Fire Department to submit a grant application to the Texas Forest Services for \$10,044.00 for fire equipment, (c) approval for the Fire Department to submit a grant application to the Texas Forest Services for \$2,800.00 for volunteer firemen training, Council Member Keplinger seconded the motion. All voted "aye" to approve, motion carried.

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

- A. **AUDIT PRESENTATION** - Presentation by Patillo, Brown & Hill, LLP on the 2012-13 fiscal year audit.

Council Member Carter made a motion to approve the 2012-13 audit report from Patillo, Brown & Hill, LLP as presented, Council Member Garcia seconded the motion. All voted "aye" to approve, motion carried.

- B. HOLIDAY CHRISTMAS HOME DECORATING CONTEST** - To recognize the winners of the Holiday Christmas Home Decorating Contest. (City Manager)

Mayor Houston presented a certificate of appreciation to Bernie and Sherry Camacho from 52 Whooping Crane for winning first place in the Holiday Christmas Home Decorating Contest.

Joey & Rosalva Rivera from 202 Ebony Lane won second place and John & Rona Hamlinck from 440 Saunders won third place.

- C. ADVISORY BOARD APPOINTMENTS** - Consideration and action to appoint residents to the following advisory boards: (City Manager)
- i. Board of Adjustments

Council Member Villas made a motion to appoint Terry Volz to the Board of Adjustments for a one year term (Jan 2014 - 15), Mayor Houston seconded the motion. All voted "aye" to approve, motion carried.

Council Member Carter made a motion to appoint John Sipp to the Board of Adjustments for a one year term (Jan 2014-15), Council Member Muschenheim seconded the motion. All voted "aye" to approve, motion carried.

Council Member Villas made a motion to appoint Robert Rice to the Board of Adjustments for a one year term (Jan 2014-15), Council Member Carter seconded the motion. All voted "aye" to approve, motion carried.

- ii. Parks Board

Mayor Houston made a motion to appoint Bud Sherman to the Parks & Recreation Board for a two year term (Jan 2014-16), Council Member Muschenheim seconded the motion. All voted "aye" to approve, motion carried.

Council Member Keplinger made a motion to appoint Kirsten Sipple to the Parks and Recreation Board for a two year term (Jan 2014-16), Council Member Carter seconded the motion. All voted "aye" to approve, motion carried.

Council Member Hinojosa made a motion to appoint Rona Hamlinck to the Parks and Recreation Board for a two year term (Jan 2014-16), Council Member Muschenheim seconded the motion. All voted "aye" to approve, motion carried.

Council Member Carter made a motion to appoint Robert Rice to the Parks and Recreation Board for a two year term (Jan 2014-16), Council Member Muschenheim seconded the motion. All voted "aye" to approve, motion carried.

- iii. Planning and Zoning Commission

Council Member Carter made a motion to appoint Wanda Rice to the Planning and Zoning Commission for a two year term (Jan 2014-16), Council Member Muschenheim seconded the motion. All voted "aye" to approve, motion carried.

Mayor Houston made a motion to appoint Norris Fletcher to the Planning and Zoning Commission for a two year term (Jan 2014-16), Council Member Carter seconded the motion. All voted "aye" to approve, motion carried.

Council Member Carter made a motion to appoint Frank Davalos to the Planning and Zoning Commission for a two year term (Jan 2014-16), Council Member Garcia seconded the motion. All voted "aye" to approve, motion carried.

iv. Ethics Board - NO APPOINTMENTS.

D. FIRST QUARTER FINANCIAL PERFORMANCE REPORT - Presentation on the First Quarter Financial Performance Report (Oct 2013-Dec 2013). (City Manager)

Rolando Vela informed the Council that 82% of the property taxes has been collected for the year. Franchise fees are at 32% collection. Sales Tax is at 28.09% collection for the year. We have been awarded a Health Grant for \$19,858, which had been received.

The Interest & Sinking Account has \$126,261 collection for the year. The Hotel Occupancy Tax (HOT) Account has \$59,456 collection.

E. ORDINANCE NUMBER 2014-01 - First Reading - To approve Ordinance Number 2014-01 adopting the 2013-14 Fiscal Year budget amendment. (City Manager)

Council Member Keplinger made a motion to approve the first reading of Ordinance Number 2014-01, adopting the 2013-14 fiscal year budget amendment, Council Member Garcia seconded the motion. All voted "aye" to approve, motion carried.

F. RESOLUTION NUMBER 2014-02 - To approve Resolution Number 2014-02 adopting the Investment Policy for the Town. (City Manager)

Council Member Carter made a motion to approve Resolution Number 2014-02 adopting the Investment Policy for the Town, Council Member Villas seconded the motion. All voted "aye" to approve, motion carried.

G. SEALED BIDS - To award the sealed bids for the following vehicles: (Chief McGinnis)

- i. 2010 Chevrolet Impala
- ii. 2008 Chevrolet Impala
- iii. 1989 Ford F700 Diesel Box Truck

Council Member Garcia made a motion to award the sealed bids Cantu's Auto for the 2010 Chevrolet Impala for a bid of \$900.00; and the 2008 Chevrolet Impala for a bid of \$800.00; and to reject the bid of \$300.00, for the 1989 Ford F700 Diesel Box Truck, Mayor Houston seconded the motion. All voted "aye" to approve, motion carried.

H. HAZARD MITIGATION ACTION PLAN - Approval of the Memorandum of Agreement (MOA) and Letter of Intent to Participate in the Council of Cities, Cameron County, Texas on the development of a hazard mitigation action plan for Laguna Vista. (City Manager)
Council Member Villas made a motion to approve the Memorandum of Agreement (MOA) and the Letter of Intent to participate in the Council of Cities, Cameron County, Texas on the development of a hazard mitigation action plan for Laguna Vista, and to approve any associated expenses required, Council Member Keplinger seconded the motion. All voted "aye" to approve, motion carried.

I. 2011 CERTIFICATES OF OBLIGATION - Update of the status of the 2011 Certificates of Obligation. (City Manager)
Rolando Vela reviewed the expenditures of the park improvements and indicated a balance of approximately \$72,000. in the account.

J. CITY MANAGER'S REPORT
i. Calendar of Events
Rolando Vela announced the following events that are tentatively scheduled;
Music By the Bay Event - March 22, 2014
Easter Egg Hunt - April 19, 2014
Memorial Day Ceremony - May 26, 2014

K. EXECUTIVE SESSION

There will be an Executive Session in accordance with the Open Meetings Act, as authorized by the Texas Government Code, Section §551.071; consultation with Town Attorney to seek advice in legal matters.

✚ Duane A. Rasmussen v. City of Laguna Vista
✚ Extra-Territorial Jurisdiction potential litigation

Pursuant to Texas Government Code §551.074 to deliberate the Evaluation of a Public Officer or Employee

✚ City Manager - Rolando Vela

Council Member Villas made a motion to go into executive session at 6:13 pm, as authorized by the Texas Government Code, Section §551.071; consultation with Town Attorney to seek advice in legal matters - Duane A. Rasmussen v. City of Laguna Vista, and Extra-Territorial Jurisdiction potential litigation; and Pursuant to Texas Government Code §551.074 to deliberate the Evaluation of a Public Officer or Employee - City Manager - Rolando Vela, Council Member Hinojosa seconded the motion. All voted "aye" to approve, motion carried.

Council came out of executive session at 6:53 pm.

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

8. ADJOURNMENT

Council Member Garcia made a motion to adjourn meeting at 7:35 pm, Council Member Muschenheim seconded the motion. All voted “aye” to approve, motion carried.

Attest:

Susie Houston, Mayor

Alma Deckard, City Secretary