

The Board of Commissioners for the City of Alamo, Texas met for the second regular meeting on Tuesday, September 18, 2018 at 7:00 pm at the City of Alamo Municipal Building.

COMMISSION PRESENT:

Diana Martinez, Mayor
Pete Morales, Mayor Pro-Tem
Trino Medina, Commissioner
Robert De La Garza, Commissioner
Pilar Garza, Commissioner

COMMISSION ABSENT:

STAFF PRESENT:

Luciano Ozuna, Jr., City Manager
Cris Palacios, City Attorney
Dalia Zuniga, Planner I
Bobby Salinas, C.P. & D. Director
Melisa Gonzales, Special Projects Director
Ronnie Cruz, City Engineer
Julio Villarreal, Public Works Director
Roy Contreras, Fire Chief
Alicia Cano, Human Resources

Yvette Mendoza, Finance Director
Baudelio Castillo, Police Chief
Michael Torres, IT
Arnold Robles, Parks Director
Lori Solis, Library Director
Rafael Tapia, AEDC Director

I. CALL MEETING TO ORDER

Mayor Diana Martinez called the second regular meeting held on Tuesday, September 18, 2018 to order at 7:00 pm at the City of Alamo Municipal Building. Mayor Diana Martinez led in the Pledge of Allegiance and Melisa Gonzalez said invocation.

C. Presentation and Announcements.

Melisa Gonzalez invited Mayor & Commissioners to the employee's insurance open enrollment on Thursday, September 20.

Commissioner Trino Medina announced the Education Gala on Thursday, Sept. 20 to raise funds for PSJA scholarships.

Mayor Pro-Tem Pete Morales announced the Chamber's network night also on Thursday at Hess Air on Alamo Road and invited everyone to the 2018 Stomp Out Epilepsy Walk & Run at Central Park on Saturday 8 am.

D. Consideration and action to approve minutes from Tuesday, August 21, 2018. (Tabled item)

Mayor Diana Martinez stated minutes were not included in the packet. Commissioner Trino Medina motioned and Mayor Diana Martinez seconded to table the item again. Motion carried.

E. Consideration and action to approve the minutes for first regular meeting of Tuesday, September 4, 2018.

Mayor Diana Martinez stated as with previous item, the minutes were not included in the packet. Commissioner Pilar Garza motioned and Commissioner Trino Medina seconded to table the item. Motion carried.

Y. EXECUTIVE SESSION:

At this time, Mayor Diana Martinez moved to enter into executive session at 7:05 pm.

The City Commission will convene in Executive Session, in accordance with Texas Open Meetings Act, Vernon's Texas Statutes and Codes Annotated, Government Code, Chapter 551, Subchapter D, Exceptions to requirement that meetings be open. The City Commission reserves the right to go into executive session on any item listed whether or not such item is posted as an Executive Session item at any time during the meeting when authorized by the provisions of the Open Meetings Act, to-wit:

1. Pursuant to Texas Government Code, 551.071 Consultation with Attorney; Closed Meeting, discuss legal issues regarding pending litigation pertaining to Cause No. C-4524-17-A, Celia Garcia v. City of Alamo in the 92nd Judicial District Court of Hidalgo County, Texas.

OPEN SESSION

The City Commission will convene in Open Session to take necessary action, if any, in accordance with Texas Government Code, Chapter 551, Open Meetings, Subchapter E, Procedures Relating to Closed Meeting, 551.102, Requirement to Vote or Take Final Action in Open Meeting.

No action was taken in executive session. City Attorney, Rick Palacios, recommended City Commission approve for TML Counsel to proceed as recommended in executive session. Mayor Diana Martinez motioned and Commissioner Mayor Pro-Tem Pete Morales seconded to allow TML Counsel to proceed as discussed in executive session. Motion carried.

- F. City of Alamo Public Hearing to solicit the input and participation of all its residents in the preparation of an application for an outdoor Recreational Grant from the Texas Parks & Wildlife Department Program the Texas Recreation Program of the Texas Parks & Wildlife Department.**

Mayor Diana Martinez announced this item was a public hearing.

City Manager, Luciano Ozuna, Jr., informed Mayor & Commissioners this was a public hearing regarding the city's submittal of an application to Texas Parks & Wildlife Department for a city/school park at Santos Livas Elementary. This was being done in conjunction with the PSJA School District. The city and school district are working together to construct a retention pond within the school's playground area.

Mayor Pro-Tem Pete Morales thanked City Manager, Luciano Ozuna, Jr., for the idea and for reaching out to the school district on the joint project.

There were no comments from the public.

- G. Consideration and action on a resolution of the City of Alamo, Texas designating the Mayor as being responsible for action for and on behalf of the city in dealing with the Texas Parks and Wildlife Department for the purpose of participating in the Texas Recreation and Parks account Program, certifying that the city's matching share is readily available; and dedicating the proposed site for permanent public park and recreational uses.**

Mayor Pro-Tem Pete Morales motioned and Commissioner Robert De La Garza seconded to approve a resolution of the City of Alamo, Texas designating the Mayor as being responsible for action for and on behalf of the city in dealing with the Texas Parks and Wildlife Department for the purpose of participating in the Texas Recreation and Parks account Program, certifying that the city's matching share is readily available; and dedicating the proposed site for permanent public park and recreational uses. Motion carried.

- H. Public Hearing regarding 2018-2019 City Budgets for the General Fund, Water and Sewer Fund and Hotel / Motel Tax Fund.**

Mayor Diana Martinez announced this was a public hearing on the 2018-2019 City Budgets for the General Fund, Water and Sewer Fund and Hotel / Motel Tax Fund. Luciano Ozuna, Jr., City Manager, stated this also included the Debt Service Fund. Mr. Ozuna mentioned the following amounts for the budgets presented:

	<i>Gen. Fund</i>	<i>Water/Sewer</i>	<i>Debt Service</i>	<i>Hotel Tax</i>
<i>Revenues</i>	<i>9,828,315</i>	<i>4,146,488</i>	<i>1,305,345</i>	<i>129,600</i>
<i>Expenditures</i>	<i>10,511,460</i>	<i>4,431,176</i>	<i>1,163,163</i>	<i>58,000</i>
<i>Rev. over(under) Exp.</i>	<i>(683,145)</i>	<i>(284,688)</i>	<i>(142,182)</i>	<i>71,600</i>

There were no public comments.

I. Consideration and action on an ordinance to adopt the City of Alamo Fiscal Year 2018-2019 City Budget for the General Fund, Debt Service Fund, Water and Sewer Fund and Hotel/Motel Tax fund.

Mayor Pro-Tem Pete Morales motioned and Commissioner Trino Medina seconded to approve the 2018-2019 City Budgets for the General Fund, Water and Sewer Fund, Debt Service Fund and Hotel / Motel Tax Fund. Motion carried. For the record, Mayor Diana Martinez stated she wanted minutes to reflect that she approved the salaries for the Police Department but not on the other services.

J. Consideration and action on an ordinance to approve the 2018-2019 tax rate for the City of Alamo.

City Manager, Luciano Ozuna, Jr., stated the rate for the 2018 tax year has been discussed and considered by the Commission in two separate meetings. The proposed tax rate is as follows:

<i>General Fund</i>	<i>.4924</i>
<i>Debt Service Fund</i>	<i>.0893</i>
<i>Total Rate</i>	<i>.5817</i>

Commissioner Trino Medina motioned and Mayor-Pro-Tem Pete Morales seconded to approve the 2018-2019 tax rate for the City of Alamo as stated. Motion carried. Mayor Diana Martinez and Commissioner Pilar Garza voted against.

K. Public Hearing regarding a substantial Budget and Program amendment to the City of Alamo's Urban County Program funding for Fiscal Years 29 and 30 (2016 and 2017) utilizing the City's original work plans.

Mayor Diana Martinez announced this was a public hearing. For the public's purpose, CDP Director, Bobby Salinas, stated excess funds from Urban County years 2016 and 2017 were going to be utilized for other city projects being that the projects the funds were intended for had already been completed. These included the High View and Regency Water line improvements. The excess funds will be utilized to improve the asphalt in both High View and Regency Acres. The city will be doing the work and Urban County will provide the asphalt. The city will also be working on the waterlines for Oakwood, Johnson Trailer Subdivision and 15th Street. This in order to improve fire protection in the area.

L. Consideration and action to approve a substantial Budget and program amendment to the City of Alamo's Urban County Program funding for Fiscal Years 29 and 30 (2016 and 2017 utilizing the City's original and amended work plans.

Commissioner Trino Medina motioned and Mayor Diana Martinez seconded to approve a substantial Budget and program amendment to the City of Alamo's Urban County Program funding for Fiscal Years 29 and 30 (2016 and 2017 utilizing the City's original and amended work plans. Motion carried.

M. Consideration and action to appoint the members to the Executive Board of the Crime Stoppers Program.

Commissioner Trino Medina motioned and Mayor Pro-Tem Pete Morales seconded to appoint the following to the Executive Board of the Crime Stoppers Program:

<i>Janie Solis</i>	<i>Albert Rodriguez</i>
<i>Omar Guerra</i>	<i>San Juanita Gonzalez</i>
<i>Roy Gomez</i>	<i>William Ryan</i>

Motion carried.

N. Consideration and action to vote on the TML Multistate Intergovernmental Employee Benefits Pool of Region 12.

City Manager, Luciano Ozuna, Jr., stated Ms. Wendi J. Delgado was the only one candidate on the ballot. Commissioner Robert De La Garza motioned and Mayor Diana Martinez seconded to cast the city's vote for Ms. Wendi J. Delgado. Motion carried.

O. Consideration and action regarding the contract with Palm Valley Animal Center for animal services.

City Manager, Luciano Ozuna, Jr., stated the proposed contract called for an increase of about 60% to approximately \$170,000 a year. Mr. Ozuna went on to bring the Commission up to date on several meetings held between the Lower RGV Development Council with other cities and the negotiations on Alamo's contract with new management of Palm Valley Animal Center. He stated the negotiated contract amount had been reduced to about \$124,256 a year. A revised contract will be submitted to the city for approval. At the recommendation of legal Counsel, Commissioner Trino Medina motioned and Commissioner Robert De La Garza seconded to table the item. Motion carried.

P. Consideration and action on an alternative program to dispose of live animals.

No action taken.

Q. Consideration and action regarding the purchase of firearms and the trade-in of used ones by the Alamo Police Department.

City Manager, Luciano Ozuna, Jr., stated he had received this Police Department invoice in the amount of \$11,157.35 but did not feel he was authorized to approve payment unless it was first approved by the Commission. This because there had been no purchase order or purchase requisition issued. Mayor Diana Martinez asked why it was being brought now if the invoice was dated May 23, 2018 to which Mr. Ozuna responded he had received it just last week. Chief, Baudelio Castillo, stated he had brought this up to City Manager during the first two or three weeks after he became Chief. He stated he did not need any quotes because GT Distributors, Inc. had a board number and also had sole source letters. He made the decision to make the purchase on his own due to officer safety and stated the purchase was going to be paid with forfeiture funds. At this time, Commissioner Trino Medina motioned and Commissioner Pilar Garza seconded to approve the purchase of firearms and the trade-in of used ones by the Alamo Police Department.

For the record, Mayor Diana Martinez asked Mr. Ozuna if he had received the invoice in May to which he said he did not know of the purchase until the invoice was submitted to him last week. Mr. Ozuna replied he had not been aware of the purchase simply because the procurement process had not been followed. Mr. Ozuna informed Chief Castillo that even though purchases are made through buy board or are sole source, the city's purchase order process needs to be followed. Commissioner Robert De La Garza commented the problem with this issue was not that the purchase was made but the way that it was made, circumventing the city's purchasing procedures. Legal Counsel commented buying through buy board allows to go outside the procurement process but that the city's purchasing process or policies still need to be followed. For the record, legal counsel stated to note Chief Baudelio Castillo understood the process now. Commissioner Trino Medina motioned and Commissioner Robert De La Garza seconded to approve the purchase of firearms and the trade-in of used ones by the Alamo Police Department. Mayor Diana Martinez voted against. Motion carried.

R. Consideration and action regarding a contract with Cruz-Hogan Consultants Engineers to design the Water & Sewer lines improvements on 15th Street, Oakwood Street and Sunset Vista Crockett Ave.

Mayor Diana Martinez motioned and Commissioner Robert De La Garza seconded to approve a contract with Cruz-Hogan Consultants Engineers to design the Water & Sewer lines improvements on 15th Street, Oakwood Street and Sunset Vista Crockett Ave. Motion carried.

S. Consideration and action on a resolution regarding the creation of a Census 20-20 complete count committee.

Melisa Gonzalez, Special Projects Director, informed Commission she and Bobby had been attending the meetings with Judge Ramon Garcia regarding the upcoming Census. Judge Garcia was requesting all cities to create their own complete count committees. This resolution would allow for the creation of that committee for the City of Alamo. Ms. Gonzalez stated Alamo will be partnering with the tri-cities and the school district to make sure there is an accurate count. Ms. Gonzalez asked that Commission submit their recommendations to her. At this time, Commissioner Trino Medina provided the following recommendations: Mari Borrego, Father Rene Angel, Gloria Espinoza, Diana Cazarez, Hector Montalvo, Norma Cardona and Odilia De La Garza. Mayor Diana Martinez motioned and Commissioner Trino Medina seconded to approve a resolution regarding the creation of a Census 20-20 complete count committee. Motion carried.

T. Consideration and action to submit a letter of intent to the Valley Baptist Foundation for funding to replace the Air Conditioning units.

Melisa Gonzalez, Special Projects Director, informed Commission Valley Baptist Legacy Foundation did capital improvement projects. The first part of the application is to submit a letter of intent stating the city wants to move forward with the project. If they think the city's project is good, they will ask the city to submit a full application. The city is requesting about \$97,000 to replace seven a/c units at the Alamo Youth Center Gym. City Manager, Luciano Ozuna, Jr., stated Mr. Robles had said the school district had installed two 10-ton ac units at their gyms. Ms. Gonzalez stated in order to meet the deadline, for now the letter of intent will indicate funds would be utilized to replace the seven units. The scope would be changed if needed, when the full application is submitted. Mayor Diana Martinez motioned and Mayor Pro-Tem Pete Morales seconded to submit a letter of intent to the Valley Baptist Foundation for funding to replace the air Conditioning units at Alamo Youth Center Gym. Motion carried.

U. Consideration and action to appoint a member to the Planning and Zoning Commission.

Mayor Pro-Tem Pete Morales motioned and Commissioner Trino Medina seconded to appoint Nelly Medina to the Planning and Zoning Commission. Motion carried.

V. Consideration and action to employ a consulting engineer to assist in obtaining TXDOT and MPO projects for the City of Alamo.

City Manager, Luciano Ozuna, Jr., stated Commissioner Trino Medina had requested this item on the agenda. This was for consulting services to assist the city in obtaining funding for off-system roads. Commissioner Trino Medina stated this individual could assist not only in obtaining funds from the MPO for roads but also for infrastructure. This individual would assist in working to bring new projects to the city. Mayor Diana Martinez asked if city engineer could do this for the city to which Commissioner Trino Medina replied he could certainly assist. Mayor Pro-Tem Pete Morales stated this could be a good program for the city to try for a year. If the city sees a return on the investment, that means it was a good investment. Mr. Ozuna stated this was a 12-month contract at \$1,200 a month. Mayor Pro-Tem Pete Morales motioned and Commissioner Trino Medina seconded to employ Building Transportation Infrastructure Inc. d/b/a BTI, Inc. to assist in obtaining TXDOT and MPO projects for the City of Alamo. Mayor Diana Martinez and Commissioner Pilar Garza voted against. Motion carried.

W. Presentation of AEDC monthly report.

Rafael Tapia, AEDC Executive Director, presented the August monthly report.

X. Consideration and action to approve the FY 2018-2019 Alamo Economic Development Corporation Budget.

Rafael Tapia, AEDC Executive Director, presented the following proposed budget for the Corporation:

Total Revenues	\$ 852,987.00
Total Expenditures	\$ 292,273.00
Transfers Out	<u>\$ 523,306.00</u>
Total Operating Expenditures	\$ 815,579.00

Revenues over(under) expenditures: \$ 37,408.00

Mayor Pro-Tem Pete Morales commended Mr. Tapia and AEDC Board for supporting the VIDA Program. Commissioner Robert De La Garza motioned and Commissioner Trino Medina seconded to approve the FY 2018-2019 Alamo Economic Development Corporation Budget. Motion carried.

Z. CITIZEN PARTICIPATION: Five minutes per person with no response from the City Commission

None.

AA. Presentation of Departmental Reports.

No comments on departmental reports.

II. ADJOURNMENT

There being no further business, Mayor Diana Martinez adjourned the meeting.


Diana Martinez, Mayor

ATTEST:


Luciano Ozuna, Jr. City Manager