

**BOARD OF COMMISSIONERS
REGULAR MEETING
MINUTES FOR MAY 14, 2013**

The Board of Commissioners of the City of Raymondville, Texas met in a Regular Session at Raymondville Rural Technology Center, 700 FM 3168, Raymondville, Texas, on Tuesday, May 14, 2013, 5:00 P.M., with the following officials and members present:

Orlando A. Correa, Mayor
Clifton Smith, Commissioner
Mary Gutierrez, Commissioner
Eziquiel Cavazos, Commissioner
Yolanda Alexandre, Commissioner
Eleazar Garcia, Jr., City Manager
William R. Wepfer, City Attorney
Delma C. Garza, Assistant City Secretary
Joel Soto, Public Works Director
Uvaldo Zamora, Chief of Police

Mayor Orlando A. Correa declared a quorum present and called this regular meeting to order.

PLEDGE OF ALLEGIANCE: Pledge of Allegiance was led by Mayor Correa.

INVOCATION: Invocation was given by Mayor Correa.

APPROVAL OF THE MINUTES FOR APRIL 23, 2013

Commissioner Alexandre moved to approve the minutes for April 23, 2013. Commissioner Cavazos seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Cavazos, Smith, Alexandre and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

AUDIENCE

Mark Brown, 957 E. Hidalgo, addressed the Board of Commissioners on some concerns he had on the drainage on his property.

MUNICIPAL JUDGE REPORT

Armin Martinez, Municipal Court Judge, presented to the Board of Commissioners the Municipal Court monthly report for April, 2013. Total collected for April, 2013 was \$12,652.30.

Commissioner Smith moved to approve the Municipal Court monthly report for April, 2013. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Alexandre, Gutierrez, Cavazos, Smith and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL OF REQUEST OWNER, TAFI LAND COMPANY, LLC FOR THE APPROVAL OF HERITAGE PLAZA PHASE II SUBDIVISION, DESCRIBED AS BEING A 1.578 ACRE TRACT OF LAND OUT OF LOTS 1,2,3,10,11 & 12, BLOCK 4, THOMPSON PARK ADDITION TO THE CITY OF RAYMONDVILLE, TEXAS AS RECORDED IN VOLUME 1, PAGE 22, OF THE WILLACY COUNTY PLAT RECORDS, WILLACY COUNTY, TEXAS AS APPROVED BY

THE PLANNING AND ZONING COMMISSION

Commissioner Cavazos moved to approve the request from owner TAFI Land Company, LLC for the approval of Heritage Plaza Phase II Subdivision, described as being a 1.578 acre tract of land out of lots 1,2,3,10,11 & 12, Block 4, Thompson Park addition to the City of Raymondville, Texas as recorded in Volume 1, Page 22, of the Willacy County Plat records, Willacy County, Texas as approved by the Planning and Zoning Commission. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Cavazos, Smith, Alexandre and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL OF RESOLUTION AUTHORIZING A MORATORIUM ON THE ISSUANCE OF PERMITS, PERMIT RENEWALS AND CERTIFICATES OF OCCUPANCY TO BE USED FOR THE MAINTENANCE OR OPERATION OF BUSINESSES DESIGNED TO OPERATE "EIGHT-LINERS," AND/OR SIMILAR TYPES OF GAMING DEVICES

Commissioner Cavazos moved to approve the resolution authorizing a moratorium on the issuance of permits, permit renewals and certificates of occupancy to be used for the maintenance or operation of business designed to operate "Eight-Liners," and/or similar types of gaming devices. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Cavazos, Gutierrez, Smith, Alexandre and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL OF RESOLUTION AUTHORIZING REVIEW OF TEXAS GAS SERVICE COMPANY'S ("TGS") COST OF SERVICE ADJUSTMENT (COSA) TARIFF; APPROVING OF A JOINT REVIEW OF TGS' APPLICATION ALONG WITH OTHER CITIES SERVED BY TGS; HIRING LEGAL AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; REQUIRING TGS TO REIMBURSE ALL REASONABLE COSTS ASSOCIATED WITH CITIES' EFFORTS IN THIS RATEMAKING EFFORT; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

Commissioner Cavazos moved to approval of resolution authorizing review of Texas Gas Service Company's ("TGS") cost of service adjustment (COSA) Tariff; approving of a joint review of TGS' application along with other cities served by TGS; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; requiring TGS to reimburse all reasonable costs associated with cities' efforts in this rate making effort; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Smith, Alexandre, Cavazos, and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING REQUEST BY CWCCP MULTI-SERVICE AGENCY FOR THE USE AND WAIVING OF PARK PAVILION FEES FOR THEIR MAY 16, 2013, SPRING FESTIVAL HEALTH FAIR

Commissioner Cavazos moved to approve the request by CWCCP multi-service agency for the use and waiving of park pavilion fees for their May 16, 2013, Spring Festival Health Fair. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Cavazos, Smith, Alexandre and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL OF RESOLUTION APPROVING THE AGREEMENT BETWEEN THE CITY OF RAYMONDVILLE AND THE STATE OF TEXAS, FOR THE MAINTENANCE, CONTROL, SUPERVISION AND REGULATION OF CERTAIN STATE HIGHWAYS AND/OR PORTIONS OF STATE HIGHWAYS IN THE CITY OF RAYMONDVILLE AND PROVIDING FOR THE EXECUTION OF SAID AGREEMENT; AND DECLARING AN EMERGENCY

Commissioner Alexandre moved to approve the resolution approving the agreement between the City of Raymondville and the State of Texas, for the maintenance, control, supervision and regulation of certain state highways and/or portions of state highways in the City of Raymondville and providing for the execution of said agreement; and declaring an emergency. Commissioner Cavazos seconded the motion which carried by the following vote:

AYES: Commissioner Gutierrez, Cavazos, Alexandre, Smith and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING PRESENTATION BY DEBBIE PALACIOS, RETIREMENT SPECIALIST FOR NATIONWIDE FINANCIAL, ON 457 DEFERRED COMPENSATION PLANS

Commissioner Alexandre moved to approve the presentation by Debbie Palacios, retirement specialist for Nationwide Financial, on 457 deferred compensation plans. Ms. Palacios was advised to contact Diana Chavez at City Hall. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Cavazos, Alexandre, Smith and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING REQUEST FOR STREET LIGHT AT THE 900 BLOCK OF EAST WOOD AS RECOMMENDED BY THE RAYMONDVILLE POLICE DEPARTMENT

Commissioner Smith moved to approve the request for a street light at the 900 Block of East Wood as recommended by the Raymondville Police Department. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Smith, Alexandre, Gutierrez, Cavazos and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL CITY EMPLOYEES "FAMILY DAY," AT THE CITY'S MUNICIPAL SWIMMING POOL

Commissioner Cavazos moved to approve the city employees "Family Day," at the City's Municipal Swimming Pool on June 14, 2013. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Cavazos, Smith, Alexandre, Gutierrez, and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL OF THE FOLLOWING ITEMS FOR THE UPCOMING SWIMMING POOL SEASON:

- A) *Hiring of lifeguards*
- B) *Officials opening date of 6-15-13*
- C) *Pool party rental rates*

Commissioner Alexandre moved to approve the above items for the upcoming swimming pool season. Pool party rental rates are staying the same as last year two hour rental \$75.00 three hour rental \$100.00. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Smith, Alexandre, Cavazos, and Mayor Correa
NAYS: None
ABSTAINED: None
ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING APPROVAL OF JULY 4TH CELEBRATION ACTIVITIES AND SCHEDULE OF EVENTS

Commissioner Cavazos moved to approve the July 4th celebration activities and schedule of events. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Alexandre, Gutierrez, Smith, Cavazos, and Mayor Correa
NAYS: None
ABSTAINED: None
ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING ACCEPTANCE OF RESIGNATIONS FROM POLICE OFFICERS, MARLENA RODRIGUEZ AND ABEL RAMIREZ

Commissioner Alexandre moved to approve the acceptance of resignations from police officers, Marlana Rodriguez and Abel Ramirez. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Smith, Alexandre, Cavazos, Gutierrez and Mayor Correa
NAYS: None
ABSTAINED: None
ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING AUTHORIZATION TO TRANSFER RESERVE POLICE OFFICER, GUSTAVO GUERRA, TO PERMANENT POLICE OFFICER POSITION

Commissioner Alexandre moved to approve authorization to transfer reserve police officer, Gustavo Guerra, to permanent police officer position. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Smith, Gutierrez, Alexandre, Cavazos, and Mayor Correa
NAYS: None
ABSTAINED: None
ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING AUTHORIZATION TO HIRE/ADVERTISE FOR PERMANENT POLICE OFFICER POSITION

Commissioner Smith moved to approve the authorization to hire/advertise for permanent police officer position. Commissioner Gutierrez seconded the motion which carried by the following vote:

AYES: Commissioners Alexandre, Gutierrez, Smith, Cavazos, and Mayor Correa
NAYS: None
ABSTAINED: None
ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING AUTHORIZATION TO HIRE TEMPORARY PARKS DEPARTMENT EMPLOYEE

Commissioner Alexandre moved to approve the authorization to hire temporary parks department employee. Commissioner Cavazos seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Smith, Alexandre, Cavazos, and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

DISCUSSION AND ACTION REGARDING PROMOTING TEMPORARY PARKS DEPARTMENT EMPLOYEE, JAVIER GARZA TO PERMANENT POSITION AND ADJUSTMENT OF PAY

Commissioner Alexandre moved to approve to promoting temporary parks department employee, Javier Garza to permanent position and adjustment of pay. Commissioner Smith seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Smith, Alexandre, Cavazos, and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

APPROVAL OF TRAVEL AND TRAINING FOR CITY OF RAYMONDVILLE EMPLOYEES

1. Chief Zamora-mandatory meeting-San Antonio, Texas-July 15th -19th, 2013

DISCUSSION AND ACTION REGARDING APPROVAL OF TAX ASSESSOR'S/COLLECTOR'S REPORT FOR APRIL, 2013

Eleazar Garcia, Jr., City Manager/Secretary, presented to the Board of Commissioners, for approval, the Tax Assessor/Collector's monthly report for April, 2013.

Commissioner Cavazos moved to approve the monthly Tax Assessor/Collector's report as presented. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Gutierrez, Cavazos, Smith, Alexandre and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

APPROVAL OF CITY BILLS

Commissioner Cavazos approved and authorize payment of the City's bills as presented. Commissioner Alexandre seconded the motion which carried by the following vote:

AYES: Commissioners Alexandre, Smith, Cavazos, Gutierrez and Mayor Correa

NAYS: None

ABSTAINED: None

ABSENT FOR VOTE: None

REPORTS

Eleazar Garcia, Jr., City Manager/Secretary, presented to the Board of Commissioners the Financial Report for April, 2013. Mr. Garcia presented the Animal Control Division Monthly Activity Report for the month of April, 2013. Mr. Garcia mentioned that block #32 would open at the cemetery.

RAYMONDVILLE POLICE DEPARTMENT REPORTS

Uvaldo Zamora, Chief of Police, reported to the Board of Commissioners that the ACO vehicle was involved in an accident and it caused a lot of damages to the vehicle. Chief Zamora also reported that Officer Mendez and Officer Ledesma made a burglary arrest.

PUBLIC WORKS DEPARTMENT
REPORTS

Joel Soto, Public Works Director, reported to the Board of Commissioners that the city crew has been working on a water break on 15th street, weedy lots, cleaning curbs and doing patch work.

Andy Chavez, Public Works Supervisor, reported to the Board of Commissioners that the City will be having a Trash Bash on May 18th and May 19th for all city residents that can provide a City of Raymondville water bill. Mr. Chavez made a presentation of old structure homes and commercial buildings that have been rehabilitated.

RAYMONDVILLE FIRE CHIEF OSCAR GUTIERREZ
REPORTS

Oscar Gutierrez, Fire Chief, reported to the Board of Commissioners that 12 firemen would be attending the Annual Municipal Fire School in College Station, Texas on July 21-26, 2013.

ADJOURN

There being no further business before the Board of Commissioners of the City of Raymondville, Mayor Orlando A. Correa declared this regular meeting adjourned.

Orlando A. Correa, Mayor

ATTEST:

Eleazar Garcia, Jr.
City Manager/Secretary