

MERCEDES CITY COMMISSION  
REGULAR MEETING  
MAY 3, 2016 -6:00 P.M.  
MERCEDES CITY HALL - COMMISSION CHAMBERS

MEMBERS PRESENT: Henry Hinojosa Mayor  
Ruben Guajardo Mayor Pro-Tem  
Jose M. Gomez Commissioner  
Armando Lopez Commissioner  
James Howard Wade, Jr. Commissioner  
Juan Molina City Attorney  
Ricardo Garcia City Manager

MEMBERS ABSENT: none

Staff: Amanda Morales, Hernan Gonzalez, Jaime Sandoval, Frank Rios, Marisol Vidales, Olga Maldonado and Arturo Garcia.

**1.) CALL MEETING TO ORDER.**

Mayor Hinojosa called the meeting to order at 6:00 p.m.

**2.) ESTABLISH QUORUM.**

A quorum of the commission was present.

**3.) INVOCATION.**

Juan de los Santos led the invocation.

**4.) PLEDGE OF ALLEGIANCE.**

Commissioner Lopez led the pledge of allegiance.

**5.) OPEN FORUM.**

Petra Vidales spoke about a State of the City pamphlet sent out with water bills and several construction projects going on in the city.

Esmer Guerrero spoke about the State of The City pamphlets sent out with water bills.

Leonel Benavidez spoke about city spending on projects.

**6.) CONSENT AGENDA (ORDINANCE NO. 98-21):**

**A.) APPROVAL OF MINUTES FOR CITY COMMISSION MEETING (S) HELD APRIL 19, 2016.**

**B.) SECOND AND FINAL READING OF ORDINANCE NO. 2016-05 -BUDGET AMENDMENTS FOR FISCAL YEAR 2015-2016. C.) REQUEST BY LA MERCED HOMES FOR USE OF CIVIC CENTER FROM JULY 11 TO AUGUST 19, 2016 FOR SUMMER FOOD PROGRAM.**

Commissioner Lopez noted a correction to the Minutes for the meeting held April 19, 2016 on items 6A and 10.

Mayor Pro-Tem Guajardo made a motion to approve all items under consent agenda with the corrections noted by Commissioner Lopez. The motion was seconded by Commissioner Lopez and passed unanimously.

**7.) PUBLIC HEARING REGARDING A RE-ZONING FROM "A-SINGLE FAMILY RESIDENCE" TO A "B BUSINESS" FOR A DRIVE THRU STORE. THE PROPERTY IS LOCATED AT 10826 MILE 2 WEST, MORE PARTICULARLY DESCRIBED AS THE CAMPACUAS, N. L 10'-S330'-W990' LOT 4 BLK 102 2.50 AC GR 2.42 AC NET, MERCEDES HIDALGO COUNTY, TEXAS. THE PERSON MAKING THE REQUEST IS CYNDI MARTINEZ.**

Mayor Hinojosa opened the public hearing at 6:11 p.m. Assistant City Manager Jaime Sandoval explained to the Commission that the rezoning request had been considered by the Planning and Zoning Commission and was denied by that board. Diana Reyes lives across the street from the property in question and spoke against the rezoning. There were no other comments from the audience and Mayor Hinojosa closed the public hearing at 6:15 p.m.

**-FIRST READING OF ORDINANCE NO. 2016-06 -REZONING FROM "A-SINGLE FAMILY RESIDENCE" TO "B-BUSINESS" FOR A DRIVE THRU STORE, THE PROPERTY LOCATED AT 10826 MILE 2 WEST, MORE PARTICULARLY DESCRIBED AS THE CAMPACUAS, N. L 10'-S330'-W990' LOT 4 BLK 102 2.50 AC GR 2.42 AC NET, MERCEDES HIDALGO COUNTY, TEXAS.**

Commissioner Wade made a motion to deny the request for rezoning of the property located at 10826 Mile 2 West, more particularly described as the Campacuas, N. L 10'-S330'-W990' lot 4 blk 102 2.50 AC GR 2.42 AC NET, Mercedes Hidalgo County, Texas from "A- single Family Residence" to "B- Business" for a drive thru store. The motion was seconded by Commissioner Lopez and passed unanimously.

**8.) DISCUSSION AND POSSIBLE ACTION REGARDING MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF MERCEDES AND AMERICAN RED CROSS. #2016/05/03A.**

City Manager Ricardo Garcia explained that the Memorandum of Understanding would allow the American Red Cross to man the Safe Dome shelter in during an emergency. City staff will be trained to man the Dome in support of the Red Cross staff if needed. Commissioner Wade made a motion to approve the Memorandum of Understanding between City of Mercedes and American Red Cross #2016/05/03A. The motion was seconded by Commissioner Lopez and passed unanimously.

Mayor Hinojosa called the meeting into Executive Session at 6:20 p.m.

**9.) EXECUTIVE SESSION:**

**-DISCUSSION REGARDING DUTIES AND RESPONSIBILITIES OF THE CITY MANAGER. -TEXAS GOVERNMENT CODE, SECTION 551.074 -PERSONNEL.**

**-DISCUSSION REGARDING PERSONNEL. -TEXAS GOVERNMENT CODE, SECTION 551.074 - PERSONNEL.**

**-DISCUSSION REGARDING THE POSSIBLE SALE OF A 17.279 TRACT OF LAND AND BEING A PORTION OF LOTS 5 AND 6 BIXBY SUBDIVISION. - SECTION 551.072, TEXAS GOVERNMENT CODES ANNOTATED - REAL ESTATE.**

There was no action taken during Executive Session.

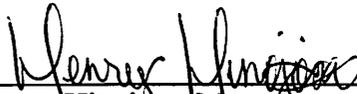
Mayor Hinojosa called the meeting back to order at 7:38 p.m.

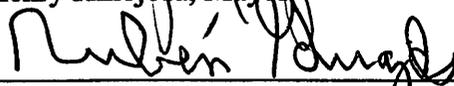
**10.) DISCUSSION AND POSSIBLE ACTION REGARDING ITEM(S) DISCUSSED IN EXECUTIVE SESSION.**

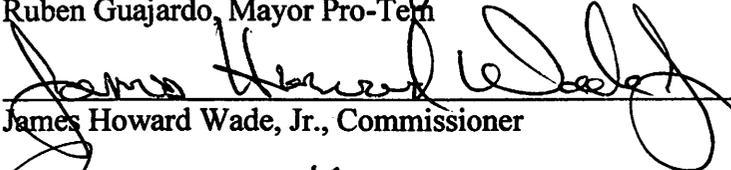
Mayor Hinojosa made a motion to proceed as discussed in Executive Session regarding the sale of a 17.279 tract of land and being a portion of Lots 5 and 6 Bixby subdivision. The motion was seconded by Mayor Pro-Tem Guajardo and passed with Mayor Hinojosa, Mayor Pro-Tem Guajardo, Commissioner Lopez, and Commissioner Wade voting in favor and Commissioner Gomez against it.

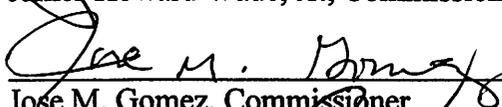
**11.) ADJOURN.**

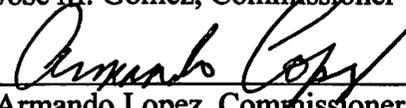
There being no further business to discuss, Mayor Hinojosa made a motion to adjourn the meeting. The motion was seconded by Commissioner Lopez and passed unanimously.

  
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Henry Hinojosa, Mayor

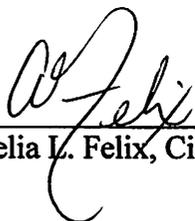
  
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Ruben Guajardo, Mayor Pro-Tem

  
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James Howard Wade, Jr., Commissioner

  
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Jose M. Gomez, Commissioner

  
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Armando Lopez, Commissioner



  
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Arcelia L. Felix, City Secretary