

MERCEDES CITY COMMISSION
REGULAR MEETING
JULY 2, 2013 - 6:00 P.M.
DEVELOPMENT CORPORATION OF MERCEDES, INC. BUILDING

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|-------------------------|------------------------|---------------|
| MEMBERS PRESENT: | Henry Hinojosa | Mayor |
| | Jose M. Gomez | Commissioner |
| | James Howard Wade, Jr. | Commissioner |
| | Dianna G. Tovar | Commissioner |
| | Rodolfo Z. Rodriguez | Commissioner |
| | Ricardo Garcia | City Manager |
| | Juan Molina | City Attorney |

MEMBERS ABSENT: none

Staff: Michelle Leftwich, Amanda Morales, Marisol Vidales, Jesse Villarreal, and Olga Maldonado

1.) CALL MEETING TO ORDER.

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

2.) ESTABLISH QUORUM.

A Quorum of the Commission was present.

3.) INVOCATION.

Commissioner Tovar made the invocation.

4.) PLEDGE OF ALLEGIANCE.

Commissioner Wade led the pledge of allegiance.

5.) OPEN FORUM-

There were no comments made during Open Forum.

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

A.) APPROVAL OF MINUTES FOR CITY COMMISSION MEETING (S) HELD JUNE 18, 2013. B.) SECOND AND FINAL READING OF ORDINANCE NO. 2013-09 AMENDING BUDGET FOR FISCAL YEAR 2012-2013. C) SECOND AND FINAL READING OF ORDINANCE NO. 2013-10 DECLARING THE CITY'S INTENT TO ANNEX THREE PARCELS OF LAND, BEING APPROXIMATELY 1,470 ACRES OF LAND IN HIDALGO COUNTY, TEXAS AND DESCRIBED AS FOLLOWS: PARCEL 1 IS BOUNDED BY THE CURRENT CITY LIMITS OF MERCEDES ON THE EAST GENERALLY ALONG MILE 2 1/2 WEST ALONG THE LEVEE TO THE SOUTH, MILE 2 3/4 TO THE EAST AND MILE 6 NORTH ON THE NORTH INCLUDING ADAMS FARM TRACTS 1015, 1094, 127, 1093, 1016, 1017, 1090, 1092, 129, 1150, 1004, 1091, 1005 INCLUDING ALL OR PART OF LOTS 3, 4, 5, 6, 7, 10, 11, 12, 13, 14 AND 15 OF BLOCK 112, CAMPACUAS SUBDIVISION; PARCEL 2 IS BOUNDED BY THE CURRENT CITY LIMITS OF MERCEDES ON THE EAST GENERALLY ALONG MILE 2 1/2 WEST TO MILE 6 NORTH ON THE SOUTH, GENERALLY MILE 3 ON THE WEST, TO MILE 8 NORTH ON THE NORTH INCLUDING ADAMS FARM TRACTS 1036, 1035, 1034, DELLINGER SUBDIVISION, LOTS 1 AND 3 OF ROYAL SUBDIVISION, ADAMS FARM TRACT 1099, 1025, 1024 AND 1023 INCLUDING ALL OR PART OF LOTS 3, 6, AND 11 OF BLOCK 114, CAMPACUAS SUBDIVISION AND ALL OR PART OF LOTS, 6, 11 AND 14 OF BLOCK 113, CAMPACUAS SUBDIVISION; AND PARCEL 3 IS BOUNDED GENERALLY BY MILE 1 3/4 WEST AND THE CURRENT CITY LIMITS OF MERCEDES ON THE EAST, MILE 7 3/4 NORTH ON THE SOUTH, MILE 2 1/2 WEST FOR A MILE, THEN MILE 2 WEST FOR A QUARTER MILE THEN ALONG MILE 9 NORTH TO MILE 2 3/4 WEST AND NORTH TO MILE 10 NORTH INCLUDING ALL OR PARTS OF LOTS 1 AND 2 OF BLOCK 114, CAMPACUAS SUBDIVISION, ALL OR PART OF LOTS 15, 16, 10, 9, 7 AND 8 OF BLOCK 115, CAMPACUAS SUBDIVISION, ALL OR PARTS OF LOTS 4, 5 AND 12 OF BLOCK 102, CAMPACUAS SUBDIVISION, ALL OF LOT 13 OF BLOCK 101,

CAMPACUAS SUBDIVISION, ALL OR PART OF LOTS 6, 11, 14, 15 AND 16 OF BLOCK 116, CAMPACUAS SUBDIVISION BASED ON ITS AUTHORITY IN ACCORDANCE WITH SECTIONS 43.051 AND 43.052(H)(1) OF THE TEXAS LOCAL GOVERNMENT CODE; DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO GIVE WRITTEN NOTICE OF THE CITY'S INTENT TO ANNEX THE AREAS DESCRIBED ABOVE TO (I) EACH PROPERTY OWNER IN THE AREAS PROPOSED FOR ANNEXATION; (II) EACH PUBLIC ENTITY OR PRIVATE ENTITY THAT PROVIDES SERVICES IN THE AREAS PROPOSED FOR ANNEXATION; AND (III) EACH RAILROAD COMPANY THAT SERVES THE CITY AND IS ON THE CITY'S TAX ROLL IF THE COMPANY'S RIGHT(S)-OF-WAY ARE IN THE AREAS PROPOSED FOR ANNEXATION; SCHEDULING TWO PUBLIC HEARINGS; PROVIDING FOR NOTICE OF SUCH PUBLIC HEARINGS; DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO PREPARE A SERVICE PLAN THAT PROVIDES FOR THE EXTENSION OF FULL MUNICIPAL SERVICES TO THE AREA WHICH THE CITY DESIRES TO ANNEX; FURTHER DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT ALL NECESSARY LETTERS AND OTHER DOCUMENTS INVOLVING THE PROPOSED ANNEXATION OF THE AREA DESCRIBED ABOVE TO THE U.S DEPARTMENT OF JUSTICE FOR PRE-CLEARANCE; FINDING THE ORDINANCE TO HAVE BEEN CONSIDERED PURSUANT TO THE LAWS GOVERNING OPEN MEETINGS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

D.) APPROVAL OF REQUEST FOR USE OF CIVIC CENTER ON JULY 6, 2013 BY 7 ON 7

TIGERS. E.) APPROVAL OF REQUEST FOR USE OF CIVIC CENTER ON JULY 13, 2013

BYPOP WARNER CHEER CAMP. F.) APPROVAL OF REQUEST FOR USE OF CIVIC CENTER FOR FOOTBALL PRACTICE BY POP WARNER FROM AUGUST TO DECEMBER.

Commissioner Rodriguez made a motion to approve items A through E under consent agenda. The motion was seconded by Commissioner Wade and passed unanimously.

7.) DISCUSSION AND POSSIBLE ACTION AUTHORIZING GOING OUT FOR BIDS FOR STREET AND DRAINAGE IMPROVEMENTS.

The total estimated cost of the street and drainage improvements is \$2,369,366. Commissioner Rodriguez made a motion to approve going out for bids for street and drainage improvements. The motion was seconded by Commissioner Tovar and passed unanimously.

8.) DISCUSSION AND POSSIBLE ACTION AUTHORIZING THE USE OF FUND BALANCE FOR STREET AND DRAINAGE IMPROVEMENTS.

Commissioner Rodriguez made a motion to authorize the use of fund balance for street and drainage improvements. The motion was seconded by Commissioner Tovar and passed unanimously.

Mayor Hinojosa called the meeting into Executive Session at 6:19 PM.

9.) EXECUTIVE SESSION:

-DISCUSSION REGARDING RAD PROJECT - ECONOMIC DEVELOPMENT. - SECTION 551.087, TEXAS GOVERNMENT CODES ANNOTATED ECONOMIC DEVELOPMENT.

-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 RIOTEX PROJECT- ECONOMIC DEVELOPMENT. - SECTION 551.087, TEXAS GOVERNMENT CODES ANNOTATED ECONOMIC DEVELOPMENT.

There was no action taken during executive session. Mayor Hinojosa called the meeting back to order at 7:37 PM.

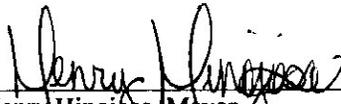
10.) DISCUSSION AND POSSIBLE ACTION REGARDING ITEM(S) DISCUSSED IN EXECUTIVE SESSION.

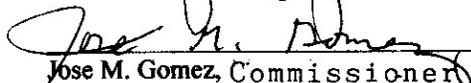
Commissioner Tovar made a motion to proceed as discussed in executive session. The motion

was seconded by Commissioner Rodriguez and passed unanimously.

11.) ADJOURN.

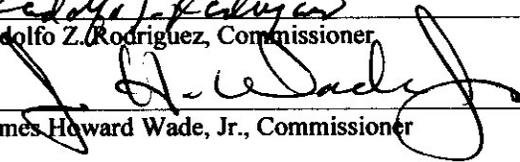
Commissioner Rodriguez made a motion to adjourn the meeting at 7:39 PM. The motion was seconded by Commissioner Wade and passed unanimously.


Henry Hinojosa, Mayor


Jose M. Gomez, Commissioner

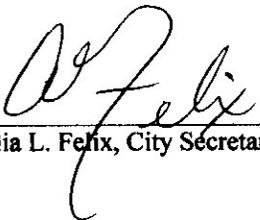
Dianna G. Tovar, Commissioner


Rodolfo Z. Rodriguez, Commissioner


James Howard Wade, Jr., Commissioner



ATTEST:


Arcelia L. Felix, City Secretary