

**City of Alton City Commission
Regular Meeting 7:30 pm
July 8, 2014 Minutes**



Members Present

Mayor Salvador Vela
Mayor Pro Tem Arturo Galvan Jr
Commissioner Ricardo Garza
Commissioner Emilio Cantu Jr

Members Absent

Commissioner Richard Arevalo

City Staff Present

Jorge Arcaute
Baudelia Rojas
Jeff Underwood
Rudy Garza
Ricardo Gonzalez
Javier Garcia
Enrique Sotelo
Janie Gaytan
Steve Peña

I. CALL TO ORDER AND ANNOUNCE A QUORUM IS PRESENT:

With a quorum of the Alton City Commission present, Mayor Salvador Vela called the meeting to order at 7:37 pm.

II. PUBLIC COMMENT: None

III. CONSENT AGENDA:

Approve the minutes of the City Commission meeting of June 10, 2014.

Discussion and consideration to approve Ordinance 2014-05 approving a petition for voluntary annexation from Sharest, Ltd. For property legally described as a 10.00 acre tract of land, being the south 10.00 acres out of Lot 381 John H Shary Subdivision, Hidalgo County, Texas as recorded in Volume 1, Page 17 of Hidalgo County Map Records.

Discussion and consideration to approve Ordinance 2014-06 approving a change of zone request from Orchard Estates, LP from "AG" Agriculture District to "MF" Multi-Family residential district for property legally described as a 10.00 acre tract of land, being the south 10.00 acres out of Lot 381 John H Shary Subdivision, Hidalgo County, Texas as recorded in Volume 1, Page 17 of Hidalgo County Map Records.

Discussion and consideration of the Preliminary and Final plat approval for Paseo de Los

Rios Subdivision, legally described as 2.47 acres out of Lot 44-5, West Addition to Sharyland.

Motion to approve the consent agenda was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Ricardo Garza. Motion carried 4-0.

IV. NEW BUSINESS

1. Re-appointment of Municipal Court Judges.

Jorge Arcaute, City Manager recommended reappointing Judge Carlos Ortegon and Alternate Judge Patty O`Caña-Olivarez for an additional year. Motion to approve was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Emilio Cantu Jr. Motion carried 4-0.

2. Adoption of Ordinance 2014-03, authorizing issuance, sale and delivery of City of Alton, Texas Tax Increment Revenue and Limited Tax Certificates of Obligation, Series 2014; payable from the levy of a direct and continuing annual ad valorem tax within the limits prescribed by law and a pledge of the gross revenues of the City's Tax Increment, Reinvestment Zone Number One, City of Alton; prescribing the terms and form thereof; providing for the payment of the principal thereof and interest thereon; and making other provisions regarding such certificates and matters incident thereto; ratification of notice for this meeting as amended; authorizing an interlocal financing/use agreement; authorizing a second amendment to the interlocal agreement entered into on May 23, 2011 and amended on August 14, 2012, waiving second and third reading.

Motion to approve was moved by Commissioner Ricardo Garza and second by Mayor Pro Tem Arturo Galvan Jr. Motion carried 4-0.

3. Adoption of Ordinance 2014-04 authorizing the issuance of "City of Alton, Texas Combination Tax and Revenue Certificates of Obligation, Series 2014"; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the City and further securing said certificates by a lien on and pledge of the pledged revenues derived by the City from the operation of the city's water system; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates; authorizing the execution of a paying agent/registrar agreement and providing an effective date, waiving second and third reading.

Motion to approve was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Emilio Cantu Jr. Motion carried 4-0.

4. Adoption of Resolution 2014-14 authorizing an interlocal agreement financing/use agreement; and authorizing a second amendment to the interlocal agreement entered into on May 23, 2011 and amended on August 14, 2012.

Jorge Arcaute, City Manager stated agreement was a part of the certificates of obligation. Motion to approve was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Ricardo Garza. Motion carried 4-0.

5. **Adoption of Resolution 2014-15, authorizing the gifting of certain personal property consisting of old and surplus vehicles to Colón, Querétaro, Mexico Alton’s Sister City; authorizing Honorable Salvador Vela, Mayor to execute any and all necessary documents to effectuate the conveyance of the vehicles and providing for a severability clause.**

Motion to approve was moved by Commissioner Ricardo Garza and second by Mayor Pro Tem Arturo Galvan Jr. Motion carried 4-0.

6. **Adoption of Resolution 2014-16 authorizing the sale of real property to Lone Star National Bank, subject to certain contractual provisions; authorizing the Mayor to execute any and all necessary documents to effectuate the sale; and providing for a severability clause.**

Jorge Arcaute, City Manager stated resolution was to authorize the sale of real property to Lone Star National Bank. Staff recommends approval. Motion to approve was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Emilio Cantu Jr. Motion carried 4-0.

7. **Discussion and consideration of the acceptance of the revised construction schedule as submitted by DKIII Hornback Construction Company for the Alton Fire Station.** Item moved to executive session at 7:45 pm.

8. **Discussion and consideration of the approval of an Interlocal Agreement with Texas A&M University Kingsville for Representative Appointment to the Regional Task Force.**

Motion to approve was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Emilio Cantu Jr. Motion carried 4-0.

9. **Adoption of Ordinance 2014-07, an ordinance of the City Council of the City of Alton, Texas, (“City”) approving a negotiated resolution between the City and Texas Gas Service (“TGS” or “The Company”) regarding the Company’s May 1, 2014 cost Of Service Adjustment (“COSA”) filing; granting the Company’s request for a good cause waiver of language in Section C.5 of the COSA clause; declaring existing rates to be unreasonable; approving attached tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; providing for the recovery of the City’s and TGS’ reasonable and necessary rate case expenses; adopting a savings clause; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; repealing any prior ordinances inconsistent with this ordinance and requiring delivery of this**

ordinance to the company's and the City's legal counsel; waiving second and third reading.

Jorge Arcaute, City Manager stated ordinance was an agreement to settle cost of service adjustment. Staff recommends approval. Motion to approve was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Ricardo Garza. Motion carried 4-0.

VI. EXECUTIVE SESSION: Pursuant to Government Code Section 551.071 & 551.072

Motion to enter into executive session at 7:45 pm was moved by Mayor Pro Tem Arturo Galvan and second by Commissioner Ricardo Garza. Motion carried 4-0.

- a) Pending and/or potential litigation:
 - i) DKIII Hornback Construction Company
 - ii) Cause No. T-857-08-E City of Alton. et al vs. Daniel Vallejo
- b) Real Estate

VII. RETURN TO OPEN SESSION FOR POSSIBLE ACTION:

Motion to enter into open session at 7:55 pm was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Ricardo Garza. Motion carried 4-0.

- a) Pending and/or potential litigation:
 - i) DKIII Hornback Construction Company
 - ii) Cause No. T-857-08-E City of Alton. et al vs. Daniel Vallejo

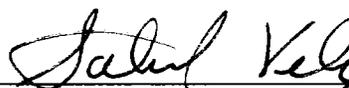
Motion to approve to approve revised schedule submitted by DKIII Hornback Construction Company with completion date of November 4, 2014 was moved by Commissioner Ricardo Garza and second by Mayor Pro Tem Arturo Galvan Jr. Motion carried 4-0.

VIII. CITY MANAGER'S REPORT:

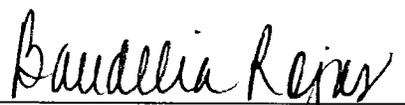
IX. ADJOURNMENT:

Motion to adjourn the meeting at 8:02 pm was moved by Mayor Pro Tem Arturo Galvan Jr and second by Commissioner Emilio Cantu Jr. Motion carried 4-0.

CITY OF ALTON


Salvador Vela, Mayor

ATTEST:


Baudelia Rojas, TRMC/CPM
City Secretary

