

City of Peñitas
Regular Called Meeting
WEDNESDAY
December 6, 2023
6:00 p.m.

A Regular Called Meeting of the City of Peñitas, Texas will be held at the Peñitas Public Library Building located at 1111 S. Main St.

**THE CITY OF PEÑITAS CITY COUNCIL MEETINGS ARE AVAILABLE TO ALL PERSONS REGARDLESS OF DISABILITY.
 IF YOU REQUIRE SPECIAL ASSISTANCE, PLEASE CONTACT THE CITY SECRETARY AT
 (956)581-3345 AT LEAST 48 HOURS IN ADVANCE OF THE MEETING. THANK YOU.**

Notice is hereby given in accordance with S.B. 270 Chapter 277, Page Acts of the 61st Legislature of the State of Texas, 1969 that the following matters will be considered by the City Council of the City of Peñitas, Texas at said meeting. The Commissioners of the City of Peñitas reserve the right to adjourn into Executive (Closed) Session at any time during the course of the meeting to discuss any of the items listed on the agenda as authorized by the Texas Open Meetings Act. No final action will be taken in Executive Session.

Agenda

- 1. Open Meeting & Determination of Quorum**
- 2. Pledge of Allegiance/Invocation**
- 3. Certification of Posting**
- 4. Public Comments**
- 5. Monthly Reports – November 2023**
 - A. City Manager
 - B. Department Reports
- 6. Approval of Minutes for the meeting(s) held in November 2023**
- 7. Discussion, consideration, and possible action on the following items:**
 - A. Discussion, consideration, and possible action regarding approval of Variance request by Rodolfo Barrera to place an older model mobile home at Los Ejidos de Reynosa Lot 334 (.30 AC GR 0.279 AC, Property ID: 222739).
 - B. Discussion, consideration, and possible action regarding approval of Bylaws for the Friends of the Peñitas Public Library Committee.
 - C. Discussion, consideration and possible action to authorize city manager and attorney to award and negotiate contract based on recommendation provided by Freese and Nichols for Liberty Boulevard Utility Adjustments Project.
 - D. Discussion, consideration, and possible action to approve draft interlocal agreement with Agua Special Utility District related to water package plant within the incorporated limits of Penitas and authorization for city manager and attorney to negotiate same.
 - E. Discussion, consideration, and possible action to amend Ordinance 2020-03, regulating the weight load of vehicles traveling on city streets and public highways. The second reading is to be held on this 6th day of December 2023 and waiving the third reading for adoption of Ordinance 2023-30.
 - F. Discussion, consideration, and possible action to amend Animal Ordinance 2019-03 to require written permission from the Chief of Police for specific situations. The first reading is to be held on this 6th day of December 2023 and waiving the second and third reading for adoption of Ordinance 2023-31.
 - G. Discussion, consideration, and possible action regarding approval of Resolution 2023-30 for disposal of stale citations issued in 2013 and 2014 from The City of Peñitas Municipal Court database.
 - H. Discussion, consideration, and possible action regarding Resolution: 2023-31 regarding the adoption of the official City of Peñitas holiday schedule for the 2024 calendar year.
- 8. Executive Session Pursuant to Texas Gov. Code Section 551.001**
 - A. Personnel Matters: Discussion regarding employment, evaluation, reassignment, duties, discipline, or dismissals of employees.
 - B. Discussion regarding adoption of Ordinance 2023-32, declaring a public nuisance for an owner to maintain or permit existence of any unsafe building in the city.
 - C. Presentation by St. Ives Realty.

- D. Update on Project Longhorn.
- E. Presentation by Perdue Brandon Fielder Collins & Mott LLP of the Collection Report October 1, 2022 – September 30, 2023.

9. Return to Open Session

The City Council upon returning to open session may take any action it deems appropriate on the following items:

- A. Personnel Matters: Discussion, consideration, and possible action regarding employment, evaluation, reassignment, duties, discipline, or dismissals of employees.
- B. Discussion, consideration, and possible action regarding adoption of Ordinance 2023-32, declaring a public nuisance for an owner to maintain or permit existence of any unsafe building in the city.
- C. Presentation by St. Ives Realty.
- D. Update on Project Longhorn.
- E. Presentation by Perdue Brandon Fielder Collins & Mott LLP of the Collection Report October 1, 2022 – September 30, 2023.

10. Adjournment

*Note: If during the course of the meeting, the City Council should determine that a closed or executive session is required, then such closed or executive session is authorized by Article 6252-17 Revised Civil Statute of Texas, Section 2(e), 2(g). Notice of the closed or executive session will be given after the commencement of the meeting covered by this notice. Should any final action, final decision, or final vote be required in the opinion of the Commission regarding any item during the meeting then such final action, final decision, or final vote shall be made during the open meeting covered by this notice upon reconvening of the public meeting.

Posted on this 3rd day of December 2023 at 5:00 p.m. at the Peñitas City Hall.

All agendas are also posted at www.cityofpenitas.com.

“CERTIFICATION ON POSTING”

I, JENNIFER JANNEY QUINTERO, CERTIFY THAT I POSTED A TRUE AND CORRECT COPY OF THE FOREGOING NOTICE OF THIS AGENDA AT A PLACE ACCESSIBLE TO THE PUBLIC AT LEAST 72 HOURS PRIOR TO THE MEETING.

Notice of Meeting of the
City of Peñitas

Notice is hereby given that the City Council will hold a meeting at the Penitas Public Library, 1111 S. Main Street, Penitas, Texas. The subjects to be discussed are listed on the agenda, which is attached to and made part of this notice.

If during the course of the meeting covered by this Notice, the City Council should determine that a closed or executive meeting or session of the Council is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Council at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Council may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

551.071 Consultation with Attorney.

551.072 Deliberation regarding real property.

551.073 Deliberation regarding prospective gifts.

551.074 Personnel Matters. 551.076 Deliberation regarding security devices or security audits.

551.087 Deliberation regarding economic development negotiation.

Should any final action, final decision, or final vote be required in the opinion of the City Council with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the City Council upon notice thereof; as the Council shall determine.



JENNIFER JANNEY QUINTERO CITY SECRETARY