



**AGENDA OF A REGULAR MEETING OF THE
CITY COMMISSION OF RIO GRANDE CITY, TEXAS
WEDNESDAY, SEPTEMBER 13, 2023 6:00 P.M.**

COMMISSION CHAMBERS, CITY HALL

5332 E. U.S. HIGHWAY 83, SUITE A, RIO GRANDE CITY, TEXAS

At any time during the course of this meeting, the City Commission may retire to Executive Session under Texas Government Code 551.071 to confer with its legal counsel on any subject matter on this agenda in which the duty of the attorney to the City Commission under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 51 of the Texas Government Code. Further, at any time during the course of this meeting, the City Commission may retire to deliberate on any subject slated for discussion at this meeting, as may be permitted under one or more exceptions to the Texas Open Meetings Act set forth in Title 5, Subtitle A, Chapter 551, Subchapter D of the Texas Government Code.

1. GENERAL:

- A. Call to order, invocation, and Pledge of Allegiance
- B. Roll call and finding of Quorum
- C. Public Forum (*Agenda related items only*)
- D. Departmental Reports.

2. CONSENT AGENDA:

All matters listed under Consent Agenda are considered routine by the Commission and will be enacted by one motion. There will be no separate discussion of these items; however, if discussion is desired, that item(s) will be removed from the Consent Agenda and will be considered separately.

- A. Approval of minutes from previous meetings:
 - a) City Commission Special Meeting held on Wednesday, August 23, 2023.
 - b) Historic Preservation Commission meeting held on Thursday, August 31, 2023.
- B. Approval of Departmental Travel Requests.

3. PUBLIC HEARING:

- A. Public Hearing regarding the proposed City of Rio Grande City ad valorem tax rate of \$.527868 per \$100 valuation. *See agenda items 6(C) & 6(D), below.*

END OF PUBLIC HEARING

- B. PUBLIC HEARING to solicit input from the public regarding the City of Rio Grande City proposed budget for FISCAL YEAR 2023-2024.

END OF PUBLIC HEARING

4. PRESENTATION: *[The City Commission will not vote or take any formal action on items discussed under the "Presentation" portion of the agenda.]*

- A. Presentation of the cost proposal from Capex Consulting Group to conduct a water and wastewater rate study and a long-term financial plan.

5. RESOLUTIONS:

- A. Discussion, consideration, and possible action to approve Resolution No. 2023-11a; an amendment to Resolution No. 2023-11 of the City of Rio Grande City Commission adopted on August 9, 2023, authorizing and approving the Rio Grande City Economic Development Corporation's projects to expend funds in accordance with an economic development agreement by and between the RGCEDC and the City of Rio Grande City Public Safety Subdivision Infrastructure, the City Of Rio Grande City parcel development of the public safety building, and the parcel development of Fordyce under Tex. Govt. Code Chapter 505 to promote and develop new or expanded business enterprises as provided by Tex. Govt. Code Subchapter C Sec. 501.101.

6. ORDINANCES:

- A. First reading and approval of Ordinance No. 2023-13; an amendment to Ordinances Nos. 2002-5, 2003-1, 2004-14, and 2005-23 revising section 16-207(a)(1) of Chapter 16 – Utilities, of the Code of Municipal Ordinances of the City of Rio Grande City by adopting a revised schedule for water related rates to be effective October 1, 2023; providing an effective date; and providing for publication.
- B. Second reading of Ordinance No. 2023-10, an ordinance amending and restating the City's personnel policies, specifically sections 1 (City Statement), 2 (recruitment and selection), 3 (job descriptions), 4 (salaries), 5 (overtime), 6 (employee benefits), 10.08 (technology use policy), 10.09 (dress code) and 13 (Drug Free Workplace Policy). Changes to sections 5 and 6 are made to track applicable language in Local Government Code chapters 142 and 143, as they relate to police officers and fire personnel; and to comply with HB 471, 567, 1486, 1661, 2468, and 3335. Changes to 10.08 and 10.09 are in response to HB 1893 and 567. Changes to section 13 concern the classification of City staff that are subject to drug testing, as well as testing procedures. The ordinance, furthermore, provides for an effective date of September 1, 2023.
- C. Second reading and approval of Ordinance No. 2023-11a; An Ordinance of Rio Grande City, Texas, levying Ad Valorem Taxes for *Maintenance and Operations* of the City of Rio Grande City, Texas for the 2023-2024 Fiscal Year in conformity with the charter provisions and ordinances of the city and the property tax code of the State of Texas; providing for apportioning each levy and specific purposes; providing when taxes shall become due and when same shall become delinquent if not paid; providing for a repealer; providing for publication; and ordaining other provisions related to the subject matter hereof.
- D. Second reading and approval of Ordinance No. 2023-11b; An Ordinance of Rio Grande City, Texas, levying Ad Valorem Taxes for *Debt Service* of the Municipal Government of the City of Rio Grande City, Texas for the 2023-2024 Fiscal Year in conformity with the charter provisions and ordinances of the city and the property tax code of The State of Texas; providing for apportioning each levy and specific purposes; providing when taxes shall become due and when same shall become delinquent if not paid; providing for a repealer; providing for publication; and ordaining other provisions related to the subject matter hereof.
- E. Second reading and approval of Ordinance No 2023-12, an ordinance of the City of Rio Grande City, Texas, adopting the 2023-2024 City of Rio Grande City municipal budget for October 1, 2023 to September 30, 2024; providing an effective date; providing for publication; providing a severability clause; and ordaining other provisions of the subject matter thereof.
- F. Second reading for Ordinance No. 2023-06 adopting right-of-way and easement regulations for the management, construction, excavation and placement of underground electric utilities; establishing fees; and providing for penalties for ordinance violations.
- G. Second reading for Ordinance No. 2023-07 an ordinance amending and restating the city's code of ordinance, Chapter 13 (subdivisions). Sections 13-101 through 13-109 are amended and restated to track the language in Subch. A of Ch. 212 of the local government code, including amendments made to the subchapter under HB 3699, and to increase fees relating to the plat approval process. HB 3699 provides further mandates regarding the plat approval process and provides for the delegation of plat approvals to one or more officers or employees of the city. The ordinance, furthermore, provides for severability, as well as an effective date of September 1, 2023.

7. ITEMS FOR CONSIDERATION AND APPROVAL:

- A. Discussion, consideration, and possible action regarding surplus (and auction) of City property (non-realty).
- B. Discussion, consideration, and possible action regarding the purchase of the MCC 5500 dispatch position computer, MCC5500 Console Audio Box and other peripheral items from Daily-Wells Communications needed by the Police Department and Fire Department.
- C. Discussion, consideration, and possible action to approve the allocation of ARPA Funds in the amount of \$4,650.00 for the concrete slab foundation used in the connectivity project for the Parks & Recreations Department.

8. CONTRACTS AND AGREEMENTS:

- A. Discussion, consideration, and possible action regarding the approval of expenditures and contracts valued less than \$50,000 but more than \$5,000 that comply with or are exempt from section 252.0215 of the Local Government Code.

9. PLANNING:

- A. Discussion and possible action on Final approval of the Vista del Norte Phase II Subdivision.

10. EXECUTIVE SESSION, CHAPTER 551, TEXAS GOVERNMENT CODE SECTION 551.071 (Consultation with Attorney), SECTION 551.072 (Real Estate) AND SECTION 551.074 (Personnel Matters):

- A. Consultation with the City Attorney related to various personnel matters (Tex. Gov't Code Section 551.071 and 551.074).
- B. Consultation with the City Attorney related to various legal matters (Tex. Gov't Code Section 551.071).
- C. Consultation with City Attorney related to acquisition or sale of real property (Tex. Gov't Code Section 551.072).

11. RECONVENE INTO REGULAR SESSION and CONSIDERATION OF ACTION ON MATTERS DISCUSSED DURING EXECUTIVE SESSION, INCLUDING THE FOLLOWING:

- A. Discussion, consideration, and possible action regarding personnel matters.
- B. Discussion, consideration, and possible action regarding several legal and real estate matters.
- C. Discussion, consideration, and possible action regarding acquisition or sale of real property.

12. ADJOURNMENT.

CERTIFICATION

This is to certify that I, Angela M. Solis posted this Notice in the bulletin board cabinet located on the wall adjacent to the front door entrance of City Hall, visible and accessible to the public during and after regular working hours. This Notice was posted on the 8th day of September 2023 on or before 5:00 pm and will remain so posted for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.


Angela M. Solis
City Secretary