A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, FEBRUARY 14, 2017

On Tuesday, February 14, 2017, at 5:35 PM the City Commission of the City of Weslaco, Texas convened in a Regular Meeting at City Hall in the Legislative Chamber, located at 255 South Kansas Avenue with the following members present:

Mayor	David Suarez
Commissioner	Leo Muñoz
Commissioner	Greg Kerr
Commissioner	Olga M. Noriega
Commissioner	Letty Lopez
Commissioner	Josh Pedraza
City Manager	Mike R. Perez
City Secretary	Elizabeth Walker
City Attorney	Juan E. Gonzalez

Also present: Mary Barrera, Finance Director; Veronica Ramirez, Human Resources Director; Jose Pena, IT Director; Pete Garcia, Public Works Director; Tony Lopez, Fire Chief; Stephen Mayer, Police Chief; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; David Arce, Parks and Recreation Director; Arnold Becho, Library Director; and other staff members and citizens.

I. CALL TO ORDER

A. Certification of Public Notice.

Mayor David Suarez called the meeting to order and certified the public notice of the meeting as properly posted Friday, February 10, 2017.

B. Invocation.

Pastor Robin Wiley, First United Methodist Church, led the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral recognition.

There were none.

F. Roll Call.

Elizabeth Walker, City Secretary, called the roll, noting the absence of Mayor Pro-Tem Gerardo

"Jerry" Tafolla.

II. PUBLIC COMMENTS

Ronald Veltkamy, On-site Manager for World Renew Disaster Response Services, introduced the organization and services provided by volunteers to areas affected by disaster; over 100 volunteers have been in the Rio Grande Valley working on 10 homes.

III. REPORT

A. Presentation by County Commissioner David Fuentes regarding Hidalgo County Precinct 1.

County Commissioner Fuentes introduced staff members and their roles; his office has implemented electronic work orders with 287 generated in Weslaco; he is personally committed to continued partnerships for ongoing road projects as well as drainage maintenance with the City as well as with the school district.

IV. CONSENT AGENDA

The following items are of a routine or administrative nature. The City Commission has been furnished with background and support material on each item, and/or it had been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote. Possible action.

A. Approval of the Minutes of the Regular Meeting on January 17, 2017. (Staffed by City Secretary's Office.)

B. Approval on second and final reading of the following:

1) Ordinance 2017-02 rezoning 131 S. Pleasantview Dr., also being Lot 1, Rev. M. Perez Dream Acres Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District and authorize the Mayor to execute any related documents. (First reading of Ordinance 2017-02 held January 17, 2017; Staffed by Planning and Code Enforcement Department.)

2) Ordinance 2017-03 rezoning 1411 N. Westgate Dr., also being 0.9426 acre tract of land out of Farm Tract 146, Blk 179, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-2 Secondary and Highway Business District and authorize the Mayor to execute any related documents. (First reading of Ordinance 2017-03 held January 17, 2017; Staffed by Planning and Code Enforcement.)

3) Ordinance 2017-05, amending Ordinance 2016-26, codified as Article V Section 134-259 Designation of Truck Routes to include Bridge Avenue from Business Highway 83 to

Witmer Street. (First reading of Ordinance 2017-05 held January 17, 2017; Staffed by Planning and Code Enforcement Department.)

C. Authorization of the purchase of a McLaughlin Sewer Jetter/Hydro Vacuum Excavator Combo Unit with Strong Arm from Vermeer Texas-Louisiana, Buyboard State Vendor No. 515-16, in the amount not to exceed $83,459.00, and authorize the Mayor to execute any related documents. (Staffed by Public Works Department.)

D. Approval of Resolution 2017-01 authorizing the Finance Director to open additional accounts in TexPool Prime for investment and for interest and sinking funds, and authorize the Mayor to execute any related documents. (Staffed by Finance Department.)

E. Approval of the request by Mid Valley Events to utilize Harlon Block Park Sports Complex on April 15, 2017 from 6 a.m. – 12 p.m. for the second annual Egg Dash 5K, and authorize the Mayor to execute any related documents as may be required. (Requested by Mid Valley Events.)

F. Approval of the renewal of the lease agreement with Mid Valley Youth Soccer League for use of Pablo G. Pena City Park soccer fields and authorize the Mayor to execute any related documents. (Requested by Mid Valley Youth Soccer League.)

G. Approval of Resolution 2017-11 authorizing to apply to the Justice Assistance Grant (JAG) Program to purchase an evidence collection vehicle and hire a new police officer to supplement the Crime Scene Investigator/Identification officer with no local match required. (Staffed by Weslaco Police Department.)

H. Authorization to apply for funding under Juvenile Justice Grant Program with no local match required. (Staffed by Weslaco Police Department.)

I. Authorization to approve Resolution 2017-08 applying and accepting the Hidalgo 2016 Stonegarden Grant through eGrants for border security initiatives in the amount of $80,000.00 with no local match required and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

J. Approval of the renewal the two of a three year Microsoft Enterprise Agreement previously approved by City Commission on January 19, 2016 for Microsoft products, including server, desktop software and email services, with the addition of 12 licenses requested to meet staff requirements in an amount not to exceed $74,659.51 and authorize the Mayor to execute any related documents. (Staffed by Information Technology Department.)

Commissioner Kerr, seconded by Commissioner Noriega, moved to approve consent items A, B, C, D, G, H and I as presented withholding items E, F and J for discussion. The motion carried unanimously; Mayor Suarez was present and voting.

E. Approval of the request by Mid Valley Events to utilize Harlon Block Park Sports Complex on April 15, 2017 from 6 a.m. – 12 p.m. for the second annual Egg Dash 5K, and authorize the Mayor to execute any related documents as may be required. (Requested by Mid Valley Events.)

Commissioner Kerr abstained from vote and discussion.

David Arce, Parks Director, stated the event was held last year; staff recommends approval.

Commissioner Muñoz, seconded by Commissioner Noriega, moved to approve as presented. The motion carried; Commissioner Kerr abstained; Mayor Suarez was present and voting.

F. Approval of the renewal of the lease agreement with Mid Valley Youth Soccer League for use of Pablo G. Pena City Park soccer fields and authorize the Mayor to execute any related documents. (Requested by Mid Valley Youth Soccer League.)

In response to Commissioner Noriega, staff stated the financial reports and insurance coverage were submitted. City Manager and staff recommend approval.

Commissioner Muñoz, seconded by Commissioner Kerr, moved to approve as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Approval of the renewal the two of a three year Microsoft Enterprise Agreement previously approved by City Commission on January 19, 2016 for Microsoft products, including server, desktop software and email services, with the addition of 12 licenses requested to meet staff requirements in an amount not to exceed $74,659.51 and authorize the Mayor to execute any related documents. (Staffed by Information Technology Department.)

Jose Pena, IT Director, stated this was the second year of a three-year agreement with Microsoft previously approved. In response to Commissioner Muñoz, currently there are 250 licenses the additional 12 licenses are needed to accommodate police and fire requests personnel for email accounts for better internal communications. The City Manager assured selection process was done previously and the cost is prorated for the remainder of the agreement.

Commissioner Kerr, seconded by Commissioner Noriega, moved to approve as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following are the ordinances:

ORDINANCE NO. 2017-02

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 131 S. PLEASANTVIEW DR., ALSO BEING THE LOT 1, REV. M. PEREZ DREAM ACRES SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, FROM R-1 ONE FAMILY DWELLING DISTRICT TO B-1 NEIGHBORHOOD BUSINESS DISTRICT.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS

SECTION I: R-1 Single Family Dwelling District to B-1 Neighborhood Business District being Lot 1, Rev. M. Perez Dream Acres Subdivision, also being 131 S. Pleasantview Dr., Weslaco, Hidalgo County, Texas.

SECTION II: That this ordinance shall become effective upon its passage.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 17th day of January, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 14th day of February, 2017.

ORDINANCE NO. 2017-03

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 1411 N. WESTGATE ALSO BEING THE 0.9426 ACRE TRACT OF LAND OUT OF FARM TRACT 146, BLK 179, WEST AND ADAMS TRACT SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, FROM R-1 ONE FAMILY DWELLING DISTRICT TO B-2 SECONDARY AND HIGHWAY BUSINESS DISTRICT.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS:

SECTION I: R-1 Single Family Dwelling District to B-2 Secondary and Highway Business District being 0.9426 acre tract of land out of Farm Tract 146, Blk 179, West and Adams Tract Subdivision, also being 1411 N. Westgate Dr., Weslaco, Hidalgo County, Texas.

SECTION II: That this ordinance shall become effective upon its passage.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 17th day of January, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 14th day of February, 2017.

ORDINANCE 2017-05

AN ORDINANCE AMENDING ORDINANCE NUMBER 2016-26, THE CITY OF WESLACO TRUCK ROUTES ORDINANCE; CODIFIED AS ARTICLE V SECTION 134-259 DESIGNATION OF TRUCK ROUTES OF THE WESLACO CODE OF ORDINANCES, ADOPTING NEW REGULATIONS; AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO TEXAS THAT:

SECTION I.

Ordinance 1984-43 passed and approved on November 16, 1984 as “Truck Routes Ordinance” and Codified as Article V of the Weslaco Code of Ordinances is hereby amended.

SECTION II.

After second and final reading of this Ordinance the Designation of Truck Routes section will be amended to include Bridge Avenue from Business Highway 83 to Witmer Street to be adopted and codified as Article V of the Weslaco Code of Ordinances and said Chapter shall read as follows:

ARTICLE V TRUCK ROUTES

SECTION 134-259 Designation of Routes

30. Bridge Avenue from Business Highway 83 to Witmer Street

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this this 17th day of January, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 14th day of February, 2017.

CITY OF WESLACO
/s/David Suarez, **MAYOR**

ATTEST:
/s/Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, **CITY ATTORNEY**

For the record, the following are the resolutions.

RESOLUTION 2017-11

WHEREAS, The City of Weslaco finds it in the best interest of the citizens of Weslaco, Hidalgo County, Texas, that the DJ17 Grant Justice Assistance Program be operated for the fiscal year October 1, 2017 through September 31, 2018; and

WHEREAS, The City of Weslaco agrees to provide required matching funds for the said project as required by the Edward Byrne Memorial Justice Assistance Grant (JAG) Program and the Omnibus Crime Control and Safe Streets Act of 1968 grant application; and

WHEREAS, The City of Weslaco agrees that in the event of loss or misuse of the Office of the Governor funds, The City of Weslaco assures that the funds will be returned to the Office of the Governor in full.

WHEREAS, The City of Weslaco designates Mayor David Suarez as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that The City of Weslaco approves submission of the grant application for the DJ17 Grant Justice Assistance Program to the Office of the Governor.

Grant Number: 3263901

Passed and Approved this 14th day of February, 2017.

RESOLUTION NO.2017-08

WHEREAS, The City of Weslaco finds it in the best interest of the citizens of Weslaco, Hidalgo County, Texas that the HIDALGO-2016 OPERATION STONEGARDEN be operated for the fiscal year January 1, 2017 through August 31, 2018; and

WHEREAS, The City of Weslaco agrees to provide matching funds for the said project as required by the Homeland Security Grant Program grant application; and

WHEREAS, The City of Weslaco agrees that in the event of loss or misuse of the Office of the Governor funds, City of Weslaco assures that the funds will be returned to the Office of the Governor in full.

WHEREAS, The City of Weslaco designates Mayor David Suarez as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that The City of Weslaco approves submission of the grant application for the HIDALGO-2016 OPERATION STONEGARDEN to the Office of the Governor.

Grant Number: 3173402

Passed and Approved this 14th day of February, 2017.

CITY OF WESLACO
/s/David Suarez, **MAYOR**

ATTEST:
/s/Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, **CITY ATTORNEY**

V. APPOINTMENTS

A. Discussion and consideration to accept four resignations from the Weslaco 100 Committee and approve Resolutions 2017-02, 2017-03, 2017-04, and 2017-10 appointing members to those unexpired terms and authorize the Mayor to execute any related documents. Possible action. (Staffed by Museum.)

Commissioner Kerr, seconded by Commissioner Muñoz, moved to accept the four resignations from Joe Garza, Yvonne Ortegon, Carlota Garcia-Reigner and Irma Garcia and approve Resolutions 2017-02 appointing Richard Lehman, 2017-03 appointing Mary Mattar, 2017-03 appointing Linda Williams and 2017-10 appointing JuneBug Cummings. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following are the Resolutions:

RESOLUTION NO. 2017 - 02

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO 100 COMMITTEE TO PREPARE WESLACO'S CENTENNIAL CELEBRATION AND STRATEGIC PLAN

WHEREAS, The City of Weslaco, Texas, founded 1919, will celebrate its centennial in 2019, and anticipates programs and activities befitting the occasion; and

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions, make recommendations, and encourage participation toward the planning and facilitating of such programs and activities; and

WHEREAS, after public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, the Committee shall concurrently consider issues for the strategic growth of the City over the next 100 years, including planning/sustainable development, governance, health, transportation, education, economic development, public safety, parks, information technology, and housing; and

WHEREAS, there shall be sixteen (16) members in the Weslaco 100 Committee who shall be appointed by the Weslaco City Commission and shall be resident citizens of the City of Weslaco. The term for each Committee member shall be for three (3) years and may be eligible for reappointment;

WHEREAS, The Weslaco 100 Committee members shall serve without compensation

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Richard Lehman is appointed to serve on the Weslaco 100 Committee and the term will begin on February 15, 2017, and will expire on April 19, 2019.

PASSED AND APPROVED on this 14th day of February, 2017.

RESOLUTION NO. 2017 - 03

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO 100 COMMITTEE TO PREPARE WESLACO'S CENTENNIAL CELEBRATION AND STRATEGIC PLAN

WHEREAS, The City of Weslaco, Texas, founded 1919, will celebrate its centennial in 2019, and anticipates programs and activities befitting the occasion; and

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions, make recommendations, and encourage participation toward the planning and facilitating of such programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider issues for the strategic growth of the City over the next 100 years, including planning/sustainable development, governance, health, transportation, education, economic development, public safety, parks, information technology, and housing; and

WHEREAS, there shall be sixteen (16) members in the Weslaco 100 Committee who shall be appointed by the Weslaco City Commission and shall be resident citizens of the City of Weslaco. The term for each Committee member shall be for three (3) years and may be eligible for reappointment;

WHEREAS, The Weslaco 100 Committee members shall serve without compensation

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Mary Mattar is appointed to serve on the Weslaco 100 Committee and the term will begin on February 15, 2017, and will expire on April 19, 2019.

PASSED AND APPROVED on this 14th day of February, 2017.

RESOLUTION NO. 2017 - 04

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO 100 COMMITTEE TO PREPARE WESLACO'S CENTENNIAL CELEBRATION AND STRATEGIC PLAN

WHEREAS, The City of Weslaco, Texas, founded 1919, will celebrate its centennial in 2019, and anticipates programs and activities befitting the occasion; and

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions, make recommendations, and encourage participation toward the planning and facilitating of such programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider issues for the strategic growth of the City over the next 100 years, including planning/sustainable development, governance, health, transportation, education, economic development, public safety, parks, information technology, and housing; and

WHEREAS, there shall be sixteen (16) members in the Weslaco 100 Committee who shall be appointed by the Weslaco City Commission and shall be resident citizens of the City of Weslaco. The term for each Committee member shall be for three (3) years and may be eligible for reappointment;

WHEREAS, The Weslaco 100 Committee members shall serve without compensation

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Linda Cummings is appointed to serve on the Weslaco 100 Committee and the term will begin on February 15, 2017, and will expire on April 19, 2019.

PASSED AND APPROVED on this 14th day of February, 2017.

RESOLUTION NO. 2017 - 10

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO 100 COMMITTEE TO PREPARE WESLACO'S CENTENNIAL CELEBRATION AND STRATEGIC PLAN

WHEREAS, The City of Weslaco, Texas, founded 1919, will celebrate its centennial in 2019, and anticipates programs and activities befitting the occasion; and

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions, make recommendations, and encourage participation toward the planning and facilitating of such programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider issues for the strategic growth of the City over the next 100 years, including planning/sustainable development, governance, health, transportation, education, economic development, public safety, parks, information technology, and housing; and

WHEREAS, there shall be sixteen (16) members in the Weslaco 100 Committee who shall be appointed by the Weslaco City Commission and shall be resident citizens of the City of Weslaco. The term for each Committee member shall be for three (3) years and may be eligible for reappointment;

WHEREAS, The Weslaco 100 Committee members shall serve without compensation

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT JuneBug Cummings is appointed to serve on the Weslaco 100 Committee and the term will begin on February 15, 2017, and will expire on April 19, 2019.

PASSED AND APPROVED on this 14th day of February, 2017.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Elizabeth M. Walker, CITY SECRETARY

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, CITY ATTORNEY

B. Discussion and consideration to approve Resolutions 2017-05, 2017-06 and 2017-07 appointing three board members to the Library Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.)

Commissioner Muñoz, seconded by Commissioner Noriega, moved to approve Resolutions 2017-5, 2017-06 and 2017-07 reappointing Idolina Garcia, George Lopez and Christine Warren, respectively, to the Library Board as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following are the resolutions:

RESOLUTION NO. 2017-05

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE LIBRARY BOARD.

WHEREAS, the City of Weslaco has established the Library Board pursuant to Section 17-17 of the Weslaco Municipal Code Book; and

WHEREAS, the terms of the members of this board are for two years; and

WHEREAS, the Library Board members shall serve without compensation and unlimited terms; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Idolina Garcia is appointed to serve a two-year term on the Library Board and the term will expire on March 5, 2019.

PASSED AND APPROVED on this 14th day of February 2017.

RESOLUTION NO. 2017-06

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE LIBRARY BOARD.

WHEREAS, the City of Weslaco has established the Library Board pursuant to Section 17-17 of the Weslaco Municipal Code Book; and

WHEREAS, the terms of the members of this board are for two years; and

WHEREAS, the Library Board members shall serve without compensation and unlimited terms; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT George Lopez is appointed to serve a two-year term on the Library Board and the term will expire on March 5, 2019.

PASSED AND APPROVED on this 14th day of February 2017.

RESOLUTION NO. 2017-07

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE LIBRARY BOARD.

WHEREAS, the City of Weslaco has established the Library Board pursuant to Section 17-17 of the Weslaco Municipal Code Book; and

WHEREAS, the terms of the members of this board are for two years; and

WHEREAS, the Library Board members shall serve without compensation and unlimited terms; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Christine Warren is appointed to serve a two-year term on the Library Board and the term will expire on March 5, 2019.

PASSED AND APPROVED on this 14th day of February 2017.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Elizabeth M. Walker, CITY SECRETARY

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, CITY ATTORNEY

VI. OLD BUSINESS

A. Discussion and consideration to adopt Ordinance 2017-04 to reduce a detention pond easement line by 66 feet on Lot 2, Bonita Homes Subdivision. First reading of Ordinance 2017-04. Possible action. (This item was tabled on January 17, 2017; Staffed by Planning and Code Enforcement Department.)

Commissioner Kerr, seconded by Commissioner Lopez, moved to remove the item from the table. The motion carried unanimously; Mayor Suarez was present and voting

Mardoqueo Hinojosa, City Engineer/Planning Director, stated the Owner proposes to remove the mechanical feature of using pumps and proposes to create more detention by relying on gravity flows. Staff recommends approval subject to a survey that will confirm discharge into the City's system.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve Ordinance 2017-04 as presented subject to a survey that will confirm discharge into the City's system. The motion carried unanimously; Mayor Suarez was present and voting

VII. NEW BUSINESS

A. Discussion and consideration to approve Resolution 2017-09 approving the submission of the final proposed annual work plan for the City of Weslaco under the Hidalgo County Urban County, for year 30 (2017), accepting the allocation of approximately $279,535.00 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.)

Mike Perez, City Manager, reviewed the program expenditures as follows: administration $2,500.00, Amigos Del Valle $5,000.00, and remaining funds allocated to water and sewer replacements South of Business 83 and East of Texas Boulevard, eligible low-to-moderate income tracts, and recommends approval.

Commissioner Kerr, seconded by Commissioner Muñoz, moved to approve Resolution 2017-09 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following is the resolution.

RESOLUTION NO. 2017-09

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS ADOPTING THE 2017 WORK PLAN AND BUDGET FOR YEAR THIRTY (30) URBAN COUNTY PROGRAM

WHEREAS, the City of Weslaco is participating in the Urban County Program; and

WHEREAS, the City of Weslaco conducted a Public Hearing on Tuesday, October 4, 2016 at 6:00 P.M. at the Weslaco City Hall to solicit public input on community needs in compliance with CDBG requirements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO TEXAS THAT:

The Urban County work plan and budget for Year Thirty (30) 2017 is hereby adopted as follows:

Year 30

PROGRAM ACTIVITY	BUDGET
General Administration	$ 2,510.00
Water/Sewer Improvements	272,025.00
Senior Services - Amigos del Valle	5,000.00
TOTAL	**$279,535.00**

PASSED, APPROVED AND ADOPTED THIS THE 14TH DAY OF FEBRUARY, 2017.

CITY OF WESLACO
/s/David Suarez, Mayor

ATTEST:

/s/Elizabeth Walker, CITY SECRETARY

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, CITY ATTORNEY

B. Discussion and consideration to approve the Master License Agreement with Mobilitie LLC for the use of public Rights-of-Way and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mike Perez, City Manager, stated this was a new company that would be placing new poles and antennas. The City would receive 5% of the gross revenues. Mardoqueo Hinojosa stated 6 poles would be installed and recommends approval.

Commissioner Kerr, seconded by Commissioner Muñoz, moved to approve the Master License Agreement with Mobilitie LLC for the use of public Rights-of-Way as presented. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration to approve a variance request on behalf of Dolores Ramiro Reyes to allow an accessory use building to be utilized in a residential lot without a main building being constructed. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mike Perez stated a metal building was located on the back of the property and the owner wishes to use the structure for storage. Staff recommends approval subject to no residential use and no business activity will be permitted. In the event of any non-compliance, owner acknowledges electricity services will be disconnected.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve a variance request to Dolores Ramiro Reyes to allow an accessory use building to be utilized in a residential lot without a main building being constructed subject to no use as a residence or business otherwise electricity will be disconnected to the building. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration to approve the Final Plat of Villa Verde Estates Subdivision, being a 20.00-acre tract of land out of Farm Tract 739, West Tract Subdivision, Weslaco, Hidalgo County, Texas located along the east right-of-way of South Border Avenue and about 650 feet north of Mile 5 North Road. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mike Perez, City Manager, stated the property was eligible for tax credits for apartment development and had been rezoned previously. Planning and Zoning and staff recommend approval of the final plat.

Commissioner Muñoz, seconded by Commissioner Noriega, moved to approve the Final Plat of Villa Verde Estates Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration to approve Change Order No. 1 from M.J.A. Construction LLC for a decrease in the amount of $6,500.00 for the old City Shop Demolition Project. Possible action. (Staffed by Airport Department.)

Mike Perez stated the project was the demolition of the former city shop; the change order would decrease the work to leave intact the concrete foundation. The lease/sale of property will be presented in executive session for further discussion. Staff recommends approval of the change order.

Commissioner Muñoz, seconded by Commissioner Noriega, moved to approve Change Order No. 1 from M.J.A. Construction LLC for a decrease in the amount of $6,500.00 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. EXECUTIVE SESSION

At 6:13 p.m. Mayor Suarez announced the regular meeting to convene in executive session. At 6:32 p.m. Mayor Suarez announced the City Commission had completed its executive session and reconvened the regular meeting as open to the public.

IX. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

A. Personnel - Discussion regarding the goals, objectives, and evaluation of the City Manager for the City of Weslaco as authorized by §551.074 of the Texas Government Code.

There was no action on this item.

B. Pending Litigation - Consultation with City Attorney regarding *City of Weslaco v. Briones Consulting and Engineering* as authorized by §551.071 of the Texas Government Code.

There was no action on this item.

C. Real Property - Consultation with City Attorney on the sale, exchange, lease or value of real property located at Bridge Avenue and Expressway 83 as authorized by §551.072 of the Texas Local Government Code.

Commissioner Kerr abstained from discussion and vote and filed a conflicts disclosure statement.

Commissioner Noriega, seconded by Commissioner Muñoz, moved to authorize staff to get an appraisal of subject property and report back to the City Commission. The motion carried; Commissioner Kerr abstained; Mayor Suarez was present and voting.

D. Economic Development - Discussion regarding Project "Rolling On" as authorized by §551.087 of the Texas Government Code.

Commissioner Kerr, seconded by Commissioner Noriega, moved to authorize the City Attorney to prepare a lease agreement for Project Rolling On as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

E. Economic Development - Discussion regarding Project Smile as authorized by §551.087 of the Texas Government Code.

There was no action on this item.

F. Economic Development – Consultation with City Attorney regarding Economic Development opportunities and incentive programs related to Project Chicken Hatch "B" as authorized by §551.087 of The Texas Government Code.

There was no action on this item.

X. ADJOURNMENT

Commissioner Kerr, seconded by Commissioner Muñoz, moved to adjourn at 6:35 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

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MAYOR, David Suarez

ATTEST:

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CITY SECRETARY, Elizabeth Walker

ABSENT
MAYOR PRO-TEM, Gerardo "Jerry" Tafolla

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COMMISSIONER, Leo Muñoz

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COMMISSIONER, Greg Kerr

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COMMISSIONER, Olga Noriega

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COMMISSIONER, Letty Lopez

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COMMISSIONER, Josh Pedraza