A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 6, 2017

NOTICE IS HEREBY GIVEN THAT the City Commission of the City of Weslaco, Texas will hold a Regular Meeting in the Legislative Chamber of City Hall, located at 255 South Kansas Avenue, on Tuesday, June 6, 2017 at 5:30 PM for the purpose of discussing the following items:

NOTE: If during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the Weslaco City Commission will convene in such executive or closed session whether or not such item is posted as an executive session item at any time during the meeting when authorized by the provisions of the Texas Open Meetings Act.

I. CALL TO ORDER

A. Certification of Public Notice.

B. Invocation.

C. Pledge of Allegiance.

D. Mayoral recognition.

E. Roll Call.

II. PUBLIC COMMENTS

The Public Comments portion of the meeting promotes a fair and open process for the governance of the City. This portion of the meeting is not intended to be an extended discussion or a debate and is limited to three minutes for each presenter. Due to the Texas Open Meetings Act, the Mayor and City Commissioners do not reply; they listen. Matters under litigation are not to be addressed and comments regarding specific City employees and elected officials may be prohibited.

If you are discussing something not included on the agenda, the Commission cannot take any formal action until it is placed on an agenda and notice of the meeting is properly posted. Registration for Public Comments must be submitted to the City Secretary before the City Commission meeting is called to order. As the Mayor calls upon those who submitted a registration form with the City Secretary, please step to the podium and state your name and address before beginning your presentation.

III. 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 May 16, 2017 (Staffed by City Secretary's Office.) Attachment

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

1) Ordinance 2017-23 to rezone 1301 South Midway Road also being a 25.263 acre tract out of Farm Tract 643, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to M-1 Mobile Home District. (First reading held May 16, 2017; staffed by Planning and Code Enforcement Department.) Attachment

2) Ordinance 2017-25 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. (First reading held May 16, 2017; Staffed by the Finance Department.) Attachment

3) Ordinance 2017-26 rezoning 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, 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 held May 16, 2017; Staffed by Planning and Code Enforcement Department.) Attachment

C. Approval of the participation by the Mayor Joe V. Sànchez Public Library in the South Texas Literacy Coalition free book distribution program, to accept books at no charge, and to coordinate book distribution events. (Staffed by the Library Department.) Attachment

D. Approval of a renewal of a Professional Services Agreement for City Prosecutor with the Law Office of Justino "J.R." Garza and authorize the Mayor to execute any related documents. (Staffed by Municipal Court.) Attachment

E. Approval of Memorandum of Understanding with Hidalgo County Sheriff's Office and the City of Weslaco Fire/EMS Department for Clinical EMS operational training under the Higher Education Program. (Staffed by Fire Department.) Attachment

F. Approval of the Interlocal Cooperation Agreement with the Lower Rio Grande Valley Development Council for the FY2016 Mid Valley Consolidated Interoperable Communications Center Project and authorize the Mayor to execute any related documents. (Staffed by Fire Department.) Attachment

G. Approval of the request by the Boys and Girls Club of Weslaco Inc. to utilize the tennis courts and park pavilion #24 during the summer program at no cost. (Requested by Boys and Girls Club of Weslaco, Inc.) Attachment

H. Approval of a renewal of an Interlocal Cooperation Agreement with Hidalgo County (Precinct 1) to assist each other in mutual projects and authorize the Mayor to execute any related documents. (Staffed by Public Works Department.) Attachment

IV. APPOINTMENTS

A. Discussion and consideration to approve Resolutions 2017-45 and 2017-46 appointing two members to unexpired terms to the Weslaco Hotel Occupancy Tax Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (There was no action on this item March 21, 2017; Staffed by Finance Department.) Attachment

B. Discussion and consideration to accept the resignation of Jim Chapman and approve Resolution 2017-43 appointing one member to that unexpired term on the Weslaco 100 Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Museum.) Attachment

C. Discussion and consideration to approve Resolution 2017-47 appointing one member to an expired term on the Planning and Zoning Commission and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment

V. OLD BUSINESS

A. Discussion and consideration to select a respondent to Request For Qualifications No. 2016-17-14 Architectural Engineering Design Services for a new Fire Station and Combined Police/Central Fire Station. Possible action. (This item was tabled May 16, 2017; Staffed by Finance Department.)

VI. NEW BUSINESS

A. Discussion and consideration to accept the Trails Master Plan for the City of Weslaco as presented and approve top three priorities in the plan. Possible action. (Staffed by Parks and Recreation Department.) Attachment

B. Discussion and consideration to select a buyboard vendor to construct a Splash Pad at Isaac Rodriguez Park located at 1200 E. 6th Street. Possible action. (Staffed by Parks and Recreation Department.) Attachment

C. Discussion and consideration to approve Resolution 2017-44 authorizing designated individuals as signatories on certain legal financial documents with Plains Capital Bank to invest $240,000.00 of the Marion Booth Endowment funds into a 13 month CD at Plains Capital Bank and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.) Attachment

D. Discussion and consideration to approve Resolution 2017-48 revising the City's Fund Balance Policy to conform with GASB 54 requirements and authorize the Mayor to execute any related documents. Possible action (Staffed by Finance Department). Attachment

E. Discussion and consideration to approve Ordinance 2017-27 renaming a portion of West Hidalgo Street located to the North of Cavazos Park between South Palmas Street and South Cedro Street to be hereby known as Cavazos Street. First Reading of Ordinance 2017-27. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment

F. Discussion and consideration to approve Ordinance 2017-28 amending Ordinance 2008-38 for the rezone of 115 Adelita Street, Lot 13, Colonia de San Francisco from an R-1 One Family Dwelling District to an R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading of Ordinance 2017-28. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment

G. Discussion and consideration to approve a five (5) year agreement with Accela for a Mobile 311 City of Weslaco App with service request functionality and authorize the Mayor to execute any related documents. Possible action. (Staffed by IT Department.) Attachment

H. Discussion and consideration to amend the City of Weslaco Travel Policy. Possible action. (Staffed by Human Resources.) Attachment

I. Discussion and consideration to cancel or reschedule the regular meeting of the Weslaco City Commission on July 4, 2017. Possible action. (Staffed by City Secretary's Office.) Attachment

VII. REPORTS

A. Report by Weslaco Area Chamber of Commerce.

B. Report by Economic Development Corporation of Weslaco.

C. Report by Severn Trent.

D. Report by Parks and Recreation Department.

E. Report by Planning and Code Enforcement.

F. Report by Public Works.

G. Report by Airport on Hazard Zoning Ordinance.

VIII. EXECUTIVE SESSION

Texas Government Code, Section 551 Open Meetings:
§551.145. Closed Meeting Without Certified Agenda or Tape Recording; Offense; Penalty
(a) A member of a government body commits an offense if the member participates in a closed meeting of the governmental body knowing that a certified agenda of the closed meeting is not being kept or that a tape recording of the closed meeting is not being made.
(b) An offense under Subsection (a) is a Class C misdemeanor.
§551.146. Disclosure of Certified Agenda or Tape Recording of Closed Meeting; Offense; Penalty; Civil Liability
(a) An individual, corporation, or partnership that without lawful authority knowingly discloses to a member of the public the certified agenda or tape recording of a meeting that was lawfully closed to the public under this chapter:
(1) commits an offense; and
(2) is liable to a person injured or damaged by the disclosure for:
(A) actual damages, including damages for personal injury or damage, lost wages, defamation, or mental or other emotional distress;
(B) reasonable attorney fees and court costs; and
(C) at the discretion of the trier or fact, exemplary damages.
(b) An offense under Subsection (a)(1) is a Class B misdemeanor.
(c) It is a defense to prosecution under Subsection (a)(1) and an affirmative defense to a civil action under Subsection (a)(2) that:
(1) the defendant had good reason to believe the disclosure was lawful; or
(2) the disclosure was the result of a mistake of fact concerning the nature or content of the certified agenda or tape recording. (Added by Acts 1993, 73rd Leg., ch 268, § 1, eff. Sept. 1, 1993.)

NOTE: Any documentation related to the following items will be maintained as part of the certified agenda.

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.

B. Personnel - Discussion regarding the Notice of Appeal from Gilbert Luna as authorized by §551.074 of the Texas Government Code.

C. 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.

D. Pending Litigation - Consultation with City Attorney regarding Alejandro Romero as authorized by §551.071 of the Texas Government Code.

E. 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.

IX. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

X. ADJOURNMENT

I hereby certify this **Notice of a Regular Meeting of the Weslaco City Commission** was posted in accordance with the Open Meetings Act on the outside bulletin board at City Hall of the City of Weslaco, located at the 255 South Kansas Avenue entrance, visible and accessible to the general public during and after regular working hours. This notice was posted on this 2nd day of June 2017 at 5:15 p.m. and will remain so posted continuously for at least 72-hours preceding the scheduled time of this meeting in accordance with Chapter 551 of the Texas Government Code.

/s/ Elizabeth M. Walker, City Secretary

NOTE: If any accommodation for a disability is required, please notify the City Secretary's Office at (956) 968-3181, Ext. 3100 prior to the meeting date.

Regular Meetings of the Weslaco City Commission stream live online at http://www.weslacotx.gov/Agendas.html. Archived video of some meetings are also available.

Removed from Bulletin Board	Date:	Initials:

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-978

From:

Subject:
Certification of Public Notice.

Background:

Call to Order, includes the following:
A. Certification of Public Notice.
B. Invocation.
C. Pledge of Allegiance.
D. Mayoral recognition.
E. Roll Call.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Aida Vega	Created/Initiated
Elizabeth Walker	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
A. Mayor will Call to Order and certify Public Notice.
B. Chaplain Howard Bloomquist, Chaplain for Weslaco Police Dept will lead the invocation.
C. Mayor will lead Pledge of Allegiance; Mayor Pro-Tem may lead Texas Flag.
D. Mayoral recognition.
E. City Secretary will call roll.
Four or more Commissioners present constitute a Quorum; otherwise, no action may be taken.

Attachments, if any:
Pledge & Mission

Responsibilities upon Approval:

City of Weslaco

"The City on the Grow"

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

Mike R. Perez, City Manager

The Pledge of Allegiance to the Flag

"I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL."

The Pledge of Allegiance to the State Flag

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."
**The pledge was amended by House Bill 1034 during the 80th Legislature with the addition of "one state under God." The revised wording became effective on June 15, 2007.*

Preamble to the Constitution of the United States of America

We the people of the United States, in order to form a more perfect union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this Constitution for the United States of America.

STATEMENT OF VISION: AN INTERNATIONAL CENTER OF GROWTH

Friendly people with vision, courage and integrity

STATEMENT OF MISSION: COMMITMENT TO EXCELLENCE IN PUBLIC SERVICE

*Positive Attitude of Courtesy & Concern
*Doing it Right the First Time
*Sensitive to the citizens' needs
*Friendly Respect for All
*Service without Hassle

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-983

From:

Subject:
Approval of the Minutes of the Regular Meeting on May 16, 2017 (Staffed by City Secretary's Office.)

Background:
Record of commission action for the regular meeting of May 16, 2017.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Aida Vega	Created/Initiated
Elizabeth Walker	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Approval

Attachments, if any:
17-05-16 minutes

Responsibilities upon Approval:
Execute and retain

A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, MAY 16, 2017

On Tuesday, May 16, 2017, at 5:33 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
Mayor Pro Tem	Gerardo "Jerry" Tafolla
Commissioner	Leo Muñoz
Commissioner	Greg Kerr
Commissioner	Olga 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, Information Technology Director; Pete Garcia, Public Works Director; Chris Sanchez, Fire Marshal; Robert Lopez; Police Captain; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; David Arce, Parks and Recreation Director; Arnold Becho, Library Director; Andrew Munoz, Airport Director; Aida Vega, Deputy Secretary; 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, May 13, 2017.

B. Invocation.

Pastor Robin Wiley, First Baptist Church, led in the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral recognition.

None.

E. Roll Call.

Elizabeth Walker, City Secretary, called the roll, noting perfect attendance and a quorum present.

II. PUBLIC COMMENTS

Gloria Egli voiced her support of a Single Member District representation for the City.

III. PUBLIC HEARING

Mayor Pro-Tem Tafolla, seconded by Commissioner Noriega, moved to open concurrently the public hearing items A and B. The motion carried unanimously; Mayor Suarez was present and voting.

A. To solicit input on behalf of Garmed Investments to rezone 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District.

Gail Weigel Ortiz voiced her opposition to the rezone stating commercial use would be in the middle of a residential block.

B. To solicit input on behalf of Jacinta Hernandez for a Conditional Use Permit for a Wine & Beer Off-Premise Permit at 2504 N. Bridge Avenue, also being Lot 3, Mom & Pop Plaza Subdivision, Weslaco, Hidalgo County, Texas.

Mayor Pro-Tem Tafolla, seconded by Commissioner Muñoz, moved to close the public hearing. The motion carried unanimously; Mayor Suarez was present and voting.

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 May 2, 2017. (Staffed by City Secretary's Office.)

B. Approval of Resolution 2017-42 authorizing submission of a grant application in the amount of $2,000.00 by the Weslaco Police Department to Wal-Mart's Community Grant Program and authorize the Mayor to execute any related documents. (Staffed by the Weslaco Police Department.)

C. Approval of the renewal of the Cooperation Agreement with the County of Hidalgo to continue participation in the Hidalgo County Urban County program for the period of 2018 - 2020. (Staffed by Finance Department.)

D. Approval of the assignment by Joule Energy Services of Demand Response Contract to Lone Star Demand Response, for the duration of the original contract, three years effective June 1, 2016, and authorize the Mayor to execute any related documents. (Staffed by Finance Department.)

E. Approval of a Memorandum of Understanding (MOU) with the United States Customs and Border Patrol Protection, Office of Border Patrol, Rio Grande Valley Sector for Emergency Medical Services training at no cost to the City and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

F. Approval on renewal agreement with the Texas Department of State Health Services (DSHS), identified as contract number 531-18-0375-00001 to provide access to the Texas Electronic Registration Remote System for issuance of individual birth certificates effective September 1, 2017 – August 31, 2018 and authorize the Mayor to execute any related documents. (Staffed by the City Secretary's Office.)

G. Approval on request by Elks Lodge #2057 to close Gibson Park early for their 20th Annual McCaleb Charity Shrimp Boil on May 18th, 2017 to begin at 6 p.m. (Requested by Commissioners Lopez and Kerr on behalf of Paul McDaniel, Chairman Weslaco Elks Lodge #2057.)

Mayor Pro-Tem Tafolla, seconded by Commissioner Noriega, moved to approve consent agenda as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following is the resolution:

RESOLUTION 2017-42

WHEREAS, The City of Weslaco finds it in the best interest of the citizens of Weslaco, Texas, that Wal-Mart's Community Grant Program be operated for the 2017-2018; and

WHEREAS, The City of Weslaco agrees to provide applicable matching funds for the said project as required by Wal-Mart's grant application; and

WHEREAS, The City of Weslaco agrees that in the event of loss or misuse of Wal-Mart's Community Grant Program funds, The City of Weslaco assures that the funds will be returned to Wal-Mart in full.

WHEREAS, The City of Weslaco designates Sgt. Bernie Garza 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 Community Grant Program to Wal-Mart.

Passed and approved this 16th day of May, 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. OLD BUSINESS

A. Discussion and consideration after public hearing on behalf of RCI Development-Wisconsin, Ltd to approve Ordinance 2017-23 to rezone 1301 South Midway Road also being a 25.263-acre tract out of Farm Tract 643, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to M-1 Mobile Home District. First reading of Ordinance 2017-23. Possible action. (The item remained tabled on May 2, 2017; staffed by Planning and Code Enforcement Department. Item will require a 3/4 vote as item was denied by Planning & Zoning Commission.)

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

Mardoqueo Hinojosa, City Engineer/Director of Planning, stated eighteen (18) property owners were notified with no response received. Planning and Zoning Commission recommended denial with six against and one in favor of the rezone; staff recommends approval.

In response to Mayor Suarez and Mayor Pro-Tem Tafolla, once the property is platted and subdivided the Mobile Home Ordinance and Subdivision Ordinance will be enforced. The developer, Tim Gearheart, was present and assured this 118-lot mobile home subdivision will need to comply with streets and drainage as well as sidewalks and off-street parking. Additionally, this should add $6 million in taxable value and $47,000.00 in park fees to the City.

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

VI. NEW BUSINESS

A. Discussion and consideration after public hearing on behalf of Garmed Investments to approve Ordinance 2017-26 rezoning 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, 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 2017-26. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa stated twenty-eight property owners were notified with no objection received. The property to the north and south already are zoned commercial; both the comprehensive plan and future land use plan designate commercial activity. Planning and Zoning and staff recommend approval.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve Ordinance 2017-26 rezoning 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration after public hearing on behalf of Jacinta Hernandez to approve a Conditional Use Permit for a Wine & Beer Off-Premise Permit at 2504 N. Bridge Avenue, also being Lot 3, Mom & Pop Plaza Subdivision, Weslaco, Hidalgo County, Texas and authorize Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa stated twenty-seven property owners were notified and no response received. Planning and Zoning Commission and staff recommend approval as this is a change in ownership only.

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to approve a Conditional Use Permit for a Wine & Beer Off-Premise Permit at 2504 N. Bridge Avenue, also being Lot 3, Mom & Pop Plaza Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration to approve the Final Plat for JOW Subdivision, being a 28.33-acre tract of land out of Farm Tract 62, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located at 2615 E. Sugar Cane Drive and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Planning and Code Enforcement.)

Mardoqueo Hinojosa stated this was a two (2) lot subdivision within the City, serviced with a 6" waterline and 8" sewer line; it is located in Flood Zone X and previously has been rezoned for apartments (120 units). Planning and Zoning and staff recommend approval.

In response to Commissioner Pedraza, Sunny Phillips, representing the developer, agreed to dedicate additional right-of-way and purchase materials to widen and restripe the street and create a turning lane to International Boulevard to alleviate congestion in the area. The City Manager stated the City would provide the labor.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve the Final Plat for JOW Subdivision, being a 28.33-acre tract of land out of Farm Tract 62, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located at 2615 E. Sugar Cane Drive as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration to approve the Final Plat for Pablo Pena Jr. Subdivision, being a 2.12-acre tract of land out of Farm Tract 146, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located 200 feet North of Expressway 83 and Westgate Drive and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Planning and Code Enforcement.)

Mardoqueo Hinojosa stated the development is serviced with water through an 8" waterline and a 6" sewer line and located in Flood Zone X. The owner is requesting several variances: 0 lot line

setback for lot 1 and reduce rear setback from 25 feet to 15 feet for lots 2 and 3. Staff recommends compliance with ordinance; Planning and Zoning recommends approval with the variances.

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to approve the Final Plat for Pablo Pena Jr. Subdivision, being a 2.12-acre tract of land out of Farm Tract 146, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located 200 feet North of Expressway 83 and Westgate Drive with variances as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration to approve final payment for Artillery Construction, LLC in an amount not to exceed $33,573.20 for the 2nd Street Sidewalk Improvement Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa stated the City received a grant from the Hidalgo County Metropolitan Planning Organization (MPO) had a participation of 80% MPO funds and 20% city funds. The project cost was $171,548.35 for sidewalk installation on Second Street with some incurred overrun on driveways and ramps for ADA compliance. Staff recommends approval of the final payment.

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to approve final payment for Artillery Construction, LLC in an amount not to exceed $33,573.20 for the 2nd Street Sidewalk Improvement Project as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to approve interlocal agreements with the University of Texas - Rio Grande Valley for two summer internships and a graduate engineer in the Planning and Code Enforcement Department and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa stated two agreements are proposed, one for a graduate student and one for two summer intern positions through UT-RGV; the City has budgeted $47,000.00 and UTRGV will contribute $20,000.00 toward the graduate internship and $7,500.00 for the summer internships. The City Manager stated interns previously assisted with GIS mapping of the water and sewer lines. Staff recommends approval.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve interlocal agreements with the University of Texas - Rio Grande Valley for two summer internships and a graduate engineer in the Planning and Code Enforcement Department as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration to approve an amended Interlocal Cooperation Agreement between the County of Hidalgo and City for Phase I and II road improvements for Mile 6 West Road (Westgate Drive) between Mile 9 North Road and Mile 11 North Road and authorize the Mayor to execute any related documents. Possible action. (Staffed by the City Manager's Office.)

Mardoqueo Hinojosa stated an interlocal agreement was executed in 2013 for an equally split City-County participation. The agreement is amended to reflect dates when funds will be paid. The City Manager stated the County budget office requested the city's full cost participation of $2 million. However, he presented a five-year plan of annual installments that is reflected in the amended agreement and recommends approval.

Mayor Pro-Tem Tafolla, seconded by Commissioner Lopez, moved to approve the amended Interlocal Cooperation Agreement between the County of Hidalgo and City for Phase I and II road improvements for Mile 6 West Road (Westgate Drive) between Mile 9 North Road and Mile 11 North Road as presented. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration to select a respondent to Request For Qualifications No. 2016-17-14 Architectural Engineering Design Services for a new Fire Station and Combined Police/Central Fire Station. Possible action. (Staffed by Finance Department.)

Commissioner Muñoz abstained from discussion.

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to approve.

The City Manager recommended to table to allow final ranking of respondents to be completed.

Commissioner Kerr, seconded by Commissioner Noriega, moved to table the item. The motion carried; Commissioner Muñoz abstained; Mayor Suarez was present and voting.

I. Discussion and consideration to approve Ordinance 2017-25 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. First reading of Ordinance 2017-25. Possible action. (Staffed by the Finance Department.)

Mary Barrera, Finance Director, recommended approval stating this collates previous Commission action of revenues and expenditures, noting overruns for legal and public safety overtime.

Commissioner Kerr, seconded by Mayor Pro-Tem Tafolla, moved to approve Ordinance 2017-25 adopting a mid-year budget amendment as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration to accept, open, award and/or reject the sole bid received to Bid No.: 2016-17-24 Public Sale of Property located on the Northeast corner of Intersection of Dolores Huerta Avenue/Paseo Del Norte and Interstate 2 Weslaco, Texas and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.)

Mary Barrera presented the sole bid received to be unsealed by the Commission as has been the practice with a sole respondent. The City Manager recommended to accept and award sole bid only if $250,000.00 or greater. Mayor Suarez opened sole respondent announcing the amount bid was $250,001.00 from Art Ortega.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to accept and award the sole respondent bid of $250,001.00 from Art Ortega to Bid No.: 2016-17-24 Public Sale of Property located on the Northeast corner of Intersection of Dolores Huerta Avenue/Paseo Del Norte and

Interstate 2 Weslaco, Texas and authorize the Mayor to execute any related documents. The motion carried unanimously; Mayor Suarez was present and voting.

K. Discussion and consideration to accept and approve the Weslaco Mid Valley Airport's Hangar Compliance Program and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz, Airport Director, stated new FAA regulations will become effective July 4th and recommends the City implement a formal policy to ensure compliance. The Airport Advisory Board and staff recommend approval of the Weslaco Mid Valley Airport's Hangar Compliance Program that comply with FAA rules and regulations.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve the Weslaco Mid Valley Airport's Hangar Compliance Program as presented. The motion carried unanimously; Mayor Suarez was present and voting.

L. Discussion and consideration to adopt the Weslaco Mid Valley Airport Lease Agreement Rates and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz stated the current lease rate is flat $0.17 per square foot. The airport advisory committee and staff recommend the following: with a reversion clause - $0.22 per square foot; with a non-reversion clause - $0.27 per square foot; T-Hanger base monthly fee of $300.00 (utilities included); Hangars A and B base monthly fee of $750.00 (utilities included); and Daily Tie down fee of a $1.00 per day.

Commissioner Kerr, seconded by Commissioner Lopez, moved to adopt the Weslaco Mid Valley Airport Lease Agreement Rates as presented. The motion carried unanimously; Mayor Suarez was present and voting.

M. Discussion and consideration to accept and approve the Weslaco Mid Valley Airport's Lease Agreement Template and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz stated TxDoT, KSA Engineering and legal counsel reviewed the proposed lease agreement templates that address FAA compliance, airport rules and regulations and reversion and non-reversion clauses. The recommendation is to accept and approve the Weslaco Mid Valley Airport's Lease Agreement templates as presented.

Commissioner Kerr, seconded by Commissioner Lopez, moved to accept and approve the Weslaco Mid Valley Airport's Lease Agreement Template as presented. The motion carried unanimously; Mayor Suarez was present and voting.

N. Discussion and consideration to accept and approve changing the assigned Weslaco Mid Valley Airport's Identifier and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Mayor Pro-Tem Tafolla, seconded by Commissioner Lopez moved to approve.

Andrew Munoz stated the international flight database does not recognize the numerical identifier. The Airport Advisory Board and staff recommend to change the airport identifier to KRGV or KTXW.

Mayor Pro-Tem Tafolla, seconded by Commissioner Muñoz, moved amend the motion to select KTXW as the assigned Weslaco Mid Valley Airport's Identifier. The motion carried unanimously; Mayor Suarez was present and voting.

The original motion carried unanimously; Mayor Suarez was present and voting.

O. Discussion and consideration to approve the purchase of one new patrol vehicle through the Stonegarden grant program as budgeted and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)

Captain Robert Lopez stated previous Commission action in November approved acceptance of a grant that would fund $54,400.00 toward the purchase of a new patrol vehicle. Funds were now available to purchase a 2017 Dodge Charger Police Interceptor. Staff recommends approval.

Commissioner Kerr, seconded by Mayor Pro-Tem Tafolla, moved to approve the purchase of one new patrol vehicle through the Stonegarden grant program as budgeted. The motion carried unanimously; Mayor Suarez was present and voting.

P. Discussion and consideration to approve Resolution 2017-41 providing Insurance Coverage for Advisory Board Members and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager's Office.)

The City Manager stated board members are covered by insurance so long as they are acting in their official capacity. The resolution memorializes the coverage and staff recommends approval.

Commissioner Kerr, seconded by Mayor Pro Tem Tafolla, moved to approve Resolution 2017-41 providing Insurance Coverage for Advisory Board Members as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following is the resolution:

RESOLUTION NO. 2017-41

THE STATE OF TEXAS	§	A RESOLUTION PROVIDING INSURANCE
COUNTY OF HIDALGO	§	COVERAGE TO ALL CITY OF WESLACO
CITY OF WESLACO	§	ADVISORY BOARD MEMBERS

WHEREAS, the City of Weslaco has numerous advisory boards assisting the City in various endeavors and projects, including but not limited to the Weslaco Airport Advisory Board, the Ambulance Advisory Board and various other advisory boards; and

WHEREAS, these boards provide valuable services to the City and are not compensated in any way shape or form; and

WHEREAS, these advisory board members may sometimes face legal and monetary liabilities as a result of their service on these boards; and

WHEREAS, the City wishes to protect these citizens from possible liability resulting from their service on these advisory boards.

THEREFORE, BE IT RESOLVED that the City will provide liability insurance coverage for all citizens serving on any advisory board for the City only if the members are acting within their official capacity, this insurance coverage will cover any possible liability resulting from these citizens service on these advisory boards.

BE IT FURTHER RESOLVED that the City Manager will take all necessary action to include members of all City advisory boards on the City's insurance policy for any actions taken by advisory board members as a result of service on the advisory boards.

PASSED AND APPROVED this 16th day of May, 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

Q. Discussion and consideration to select an energy services company for performing contracting. Possible action. (Staffed by City Manager's Office.)

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to approve.

The City Manager reported the Commission committee and staff reviewed, evaluated, and ranked statements of qualifications. The highest ranked was Siemens and now requests authorization for the committee to negotiate a contract. Staff consulted with the State Energy Conservation Office (SECO) stating it would be advantageous for the City to negotiate and compare rates.

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to authorize the City Manager and Committee to negotiate with Siemens as presented. The motion carried unanimously; Mayor Suarez was present and voting.

R. Discussion and consideration to set the date and time for a Workshop of the City Commission to discuss Single Member Districts. Possible action. (Staffed by City Manager's Office.)

Commissioner Kerr, seconded by Mayor Pro-Tem Tafolla moved to approve.

The City Manager stated the item was to discuss the possibility of a date and time for a workshop concerning Single Member Districts. Mayor Suarez stated the workshop would solicit input from the public for data gathering of information.

In response to Commissioner Noriega, notice to the public would be advertised in the Mid Valley Town Crier and city website. In response to Commissioner Pedraza, discussions would include alternatives to include remain as-is or potentially convert two Single Members Districts to at-large offices. The City Attorney stated Single Member Districts are favored by the Courts and Justice Department by as they do not dilute minority representation; he added there is an expense to have an election to amend the charter.

Mayor Pro-Tem Tafolla and Commissioners Pedraza and Noriega voiced support for Single Member Districts, attributing to Districts the City's progress particularly in Northside infrastructure. Commissioner Kerr countered he did not see the harm in discussing it.

The City Manager recommended a workshop on June 1st at 6 p.m. and have rules to speak; he stated he would propose date, time and rules by email to the Commission.

Mayor Suarez called for a vote. The motion failed with the Mayor, Mayor Pro-Tem Tafolla, and Commissioners Noriega and Pedraza opposed (3-4).

S. Discussion and consideration to follow-up on previous discussions to synchronize the traffic lights on three major thoroughfares. Possible action. (Requested by Mayor Pro-Tem Tafolla and Commissioner Noriega.)

Mayor Pro-Tem Tafolla requested an update on three major thoroughfares as previously approved.

Mardoqueo Hinojosa stated Texas Boulevard from 6th Street to Ballard is a Texas Department of Transportation (TXDOT) project and their timeline for light synchronization is July/August.

The Metropolitan Planning Organization (MPO) is working on the design plan for light synchronization of Business 83 and no timeline yet is available; the City Manager stated the Mayor may inquire directly with the MPO for project status.

Westgate Drive traffic counts are being conducted by City staff, setting cables to get an average traffic count to program the traffic lights. The Mayor recommended obtaining estimates to contract for the counting and programming services now and in September and bring back to the Commission for consideration of further action.

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

VII. EXECUTIVE SESSION

At 7:09 p.m. Commissioner Kerr, seconded by Mayor Pro-Tem Tafolla, moved the regular meeting to convene in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

At 8:06 p.m. Mayor Suarez announced the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

VIII. 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.

B. Personnel - Evaluation and interview of Municipal Judges and possible selection of Municipal Judges for the City of Weslaco as authorized by §551.074 of the Texas Government Code.

Mayor Pro-Tem Tafolla, seconded by Commissioner Kerr, moved to authorize staff to advertise the position of Associate Judge and City Commission to interview after receipt of applications. The motion carried unanimously; Mayor Suarez was present and voting.

C. 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.

Mayor Pro-Tem Tafolla, seconded by Commissioner Noriega, moved to authorize the Mayor, City Manager and City Attorney to attend mediation as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

D. Legal Opinion - Consultation with City Attorney on legal opinion related to the contract with neighboring cities for the sale of water as authorized by §551.071 of the Texas Government Code.

There was no action on this item.

E. Real Property - Consultation with City Attorney on the purchase, sale, exchange, lease or value of real property located at the Southeast corner of East Pike Boulevard and Vo Tech Drive Weslaco, Hidalgo County, Texas as authorized by §551.072 of the Texas Local Government Code.

Commissioner Kerr abstained from discussion and vote.

Mayor Pro-Tem Tafolla, seconded by Commissioner Noriega, moved to authorize the Mayor and City Manager to begin negotiations for the purchase of property as discussed in executive session. The motion carried with Commissioner Kerr abstaining; Mayor Suarez was present and voting.

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.

Mayor Suarez abstained from discussion and vote and filed a conflict disclosure statement.

Commissioner Kerr, seconded by Mayor Pro-Tem Tafolla, moved to authorize the City Attorney to prepare a legal opinion on the purchase of property as discussed in executive session. The motion carried; Mayor Suarez abstained.

G. Contract Negotiations – Discussion with the City Manager and City Attorney relating to the City's rights, duties, privileges, and obligations in connection to the Collective

Bargaining Agreement with the Police Union (Weslaco Municipal Police Association) as authorized by §551.071 of the Texas Government Code.

Commissioner Kerr, seconded by Mayor Pro-Tem Tafolla, moved to appoint the Mayor, Mayor Pro-Tem Tafolla, Commissioners Noriega and Pedraza, and the City Manager to the negotiating team, posting notice as workshops and bring back to the City Commission negotiated agreement for commission approval. The motion carried unanimously; Mayor Suarez was present and voting.

IX. ADJOURNMENT

Commissioner Kerr, seconded by Mayor Pro Tem Tafolla, moved to adjourn at 8:09 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

_____
MAYOR, David Suarez

ATTEST:

_____
CITY SECRETARY, Elizabeth Walker

_____
MAYOR PRO-TEM, Gerardo "Jerry" Tafolla

_____
COMMISSIONER, Leo Muñoz

_____
COMMISSIONER, Greg Kerr

_____
COMMISSIONER, Olga Noriega

_____
COMMISSIONER, Letty Lopez

_____
COMMISSIONER, Josh Pedraza

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-940

From:
Mardoqueo Hinojosa

Subject:
Ordinance 2017-23 to rezone 1301 South Midway Road also being a 25.263 acre tract out of Farm Tract 643, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to M-1 Mobile Home District. (First reading held May 16, 2017; staffed by Planning and Code Enforcement Department.)

Background:
The applicant is requesting to rezone property from R-1 One Family Dwelling District to M-1 Mobile Home District. Eighteen (18) property owners within 200 feet of the applicant's property were notified by letter on March 24, 2017. The property is labeled in the Future Zoning Map as residential use. Applicant had requested item to be tabled, as he was unable to attend previous meetings.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature
Public Hearing
Ordinance - First Reading
Ordinance - Final Reading

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
Notice of the application and the public hearing for the Planning and Zoning Commission and the City Commission appeared in The Monitor on March 20, 2017.

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
Planning and Zoning Commission recommended denial on April 5, 2017 (6-1 vote).

Elizabeth Walker	Created/Initiated
Mardoqueo Hinojosa	Approved
Mike Perez	Final Approval

City Manager Comments:
Recommends approval.

Staff Recommendation:
Staff recommends approval.

Attachments, if any:
Aerial, 1301 S Midway , Ordinance 2017-23

Responsibilities upon Approval:
Staff will notify applicant.

Rezone Request
R-1 to M-1
Legend
Feature 1
Hackberry St
7th St
Midway Road
Milano Road
Mile 6 1/2 North Road
Midway Mobile Home Subdivision
Google earth
© 2016 Google
N
1000 ft

APPLICATION FOR REZONING

The Planning & Zoning Commission meets every 3rd Wednesday of each month at 5pm. Deadline to submit request is 30 days prior to the meeting.

The City Commission meet every 1st and 3rd Tuesday of each month at 5:30pm

FILE NO. REZ-00005

PROPOSED PROJECT

Legal Description of Property to be rezoned:

Lot 25.263 Acres out of Farm Tract 643 Block _____

Subdivision Name West Tract Subdivision

Street Address Southeast Corner of Midway Road and Mile 6 1/2 North Road

Existing Zoning Residential Existing Land Use Farm Land

Proposed Zoning Mobile Home Subdivision Dist. (M-1) Proposed Land Use Manufactured Mobile Homes

_____ $250.00 non-refundable filing fee
_____ Detailed dimensioned site plan/map must be submitted with this request
_____ Survey and metes and bounds if the legal description is a portion of a lot
_____ City and school tax receipts attached
_____ I have received a copy of "The Intent of Zoning Application Instructions"

APPLICANT

Name RCI Development-Wisconsin, Ltd Phone (956) 607-3502

Address P.O. Box 1110 Fax: _____

City Harlingen State TX Zip Code 78551 E-Mail: tgearhart56@aol.com

OWNER

Name Adobe Construction, LLC Phone _____

Address P.O. Box 3362 Fax: _____

City McAllen State TX Zip Code 78502 E-Mail: _____

I certify that I am the actual owner of the property described above and this application is being submitted with my consent (include corporate name if applicable); or I am authorized by the actual owner to submit this application and have attached written evidence of such authorization.

Signature _____ Date _____
Owner

Signature _____ Date 3/15/17
Applicant

Signature _____ Date _____
Authorized Agent

PLANNING DEPARTMENT

255 S. KANSAS AVE ■ WESLACO, TEXAS 78596-6285 ■ 956-447-3401 ■ (fax) 956-973-3128 ■ WWW.WESLACOTX.GOV

City of Weslaco TX
255 S KANSAS AVE
WESLACO, TX 78596
PLANNING AND ZONING DEPARTMENT

Invoice No.: **1327**
Invoice Date: **03/16/2017**

INVOICE

RECORD INFORMATION

Record ID: REZ17-00005
Record Type: Rezoning
Property Address: 0 MIDWAY RD, WESLACO, TX
Description of Work:
Applicant:
RCI DEVELOPMENT- WISCONSIN LTD
PO BOX 1110
HARLINGEN, TX 78551

FEE DETAIL

Fee Description	Quantity	Fee Amount
Processing Fee - 235.10	1	$5.00
Application Fee - 204.00	1	$300.00
		$305.00

CITY OF WESLACO
956-968-3181

REC#: 02237362 3/17/2017 10:55 AM
OPER: MDTam TERM: 006
REF#: 5048

TRAN: 235.1000 PROCESSING FEE
REZ 17-00005
RCI DEVELOPMENT
01 -400-3200
PROCESSING FEE-ONLI 5.00CR

TRAN: 204.0000 REZONING APPL FEE
REZ 17-00005
RCI DEVELOPMENT
01 -400-1027
REZONING APPLICATIO 300.00CR

TENDERED: 250.00 CHECK
55.00 CHECK
APPLIED: 305.00-

CHANGE: 0.00

QUINTANILLA, HEADLEY AND ASSOCIATES, INC.

Consulting Engineers ★ Land Surveyors
Alfonso Quintanilla, P.E., R.P.L.S. Eulalio Ramirez, P.E.
Engineering Firm Registration No. F-1513
Surveying Firm Registration No. 100411-00
Municipal & County Projects ★ Subdivisions ★ Surveys
124 E. Stubbs, Edinburg, Texas 78539
Phone 956/381-6480 Fax 956/381-0527
Email: office@qhaengineering.com
www.qhaengineering.com

METES AND BOUNDS

A 25.263 ACRE TRACT OF LAND BEING ALL OF FARM TRACT 643, WEST AND ADAMS TRACTS SUBDIVISION, HIDALGO COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 2, PAGES 34-37, MAP RECORDS, HIDALGO COUNTY, TEXAS, AND ACCORDING TO WARRANTY DEED RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 1877543, OFFICIAL RECORDS, HIDALGO COUNTY, TEXAS, SAVE AND EXCEPT THE CITY OF WESLACO TRACT BEING A 0.0367 OF AN ACRE OUT OF FARM TRACT 643, WEST AND ADAMS TRACTS SUBDIVISION, ACCORDING TO CORRECTION WARRANTY DEED RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 1972556, OFFICIAL RECORDS, HIDALGO COUNTY, TEXAS, REFERENCE TO WHICH IS HERE MADE FOR ALL PURPOSES AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS.

BEGINNING AT A COTTON PICKER SPINDLE SET AT THE INTERSECTION OF THE CENTERLINES OF MIDWAY ROAD AND MILE 6 1/2 NORTH ROAD FOR THE NORTHWEST CORNER OF FARM TRACT 643 AND THE NORTHWEST CORNER OF THIS TRACT.

THENCE; N 88°47′59″ E, ALONG THE NORTH LINE OF FARM TRACT 643 AND THE CENTERLINE OF MILE 6 1/2 NORTH ROAD, A DISTANCE OF 1,108.31 FEET TO A COTTON PICKER SPINDLE FOUND FOR THE NORTHEAST CORNER OF FARM TRACT 643 AND THE NORTHEAST CORNER OF THIS TRACT.

THENCE; S 00°12′01″ E, ALONG THE EAST LINE OF FARM TRACT 643, PASSING A 1/2″ IRON ROD FOUND AT 20.00 FEET FOR THE SOUTH RIGHT OF WAY LINE OF MILE 6 1/2 NORTH ROAD, PASSING AT 30.00 FEET AT A 90° ANGLE TO THE RIGHT A 1/2″ IRON ROD FOUND AT 32.00 FEET FOR THE NORTHEAST CORNER OF THE SAVE AND EXCEPT CITY OF WESLACO TRACT, PASSING A 1/2″ IRON ROD WITH CAP STAMPED MELDEN & HUNT, INC. FOUND AT 975.00 FEET FOR THE NORTH LINE OF A DRAIN DITCH, A TOTAL DISTANCE OF 990.00 FEET TO A POINT FOR THE SOUTHEAST CORNER OF FARM TRACT 643 AND THE SOUTHEAST CORNER OF THIS TRACT.

THENCE; S 88°47′59″ W, ALONG THE SOUTH LINE OF FARM TRACT 643, PASSING A 1/2″ IRON ROD WITH CAP STAMPED MELDEN & HUNT, INC. FOUND AT 1,088.10 FEET FOR THE EAST RIGHT OF WAY LINE OF MIDWAY ROAD, A TOTAL DISTANCE OF 1,118.10 FEET TO A COTTON PICKER SPINDLE SET IN THE CENTERLINE OF MIDWAY ROAD FOR THE SOUTHWEST CORNER OF FARM TRACT 643 AND THE SOUTHWEST CORNER OF THIS TRACT.

THENCE; N 00°38′01″ W, ALONG THE WEST LINE OF FARM TRACT 643 AND THE CENTERLINE OF MIDWAY ROAD, A DISTANCE OF 990.05 FEET TO THE POINT OF BEGINNING AND CONTAINING 25.263 ACRES OF LAND MORE OR LESS.

BEARINGS ARE IN ACCORDANCE WITH MIDWAY COURT PHASE 3 SUBDIVISION, RECORDED IN INSTRUMENT NUMBER 2626587, MAP RECORDS, HIDALGO COUNTY, TEXAS.

THE PROPERTY DESCRIBED IN THIS METES AND BOUNDS MAY BE SUBJECT TO THE SUBDIVISION REGULATIONS OF THE COUNTY OF HIDALGO AND/OR ORDINANCES OR GOVERNMENTAL REGULATIONS OF THE CITY IN WHICH THE PROPERTY MAY BE LOCATED OR HOLDING EXTRA TERRITORIAL JURISDICTION.

I, ALFONSO QUINTANILLA, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, DO HEREBY CERTIFY THE ABOVE METES AND BOUNDS TO BE TRUE AND CORRECT, AND TO BE THE REPRESENTATION AND RESULT OF AN ACTUAL SURVEY DONE ON THE GROUND UNDER MY DIRECTION.

DATE PREPARED: MARCH 7, 2017

ALFONSO QUINTANILLA
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4856

STATE OF TEXAS
REGISTERED
ALFONSO QUINTANILLA
4856
PROFESSIONAL
LAND SURVEYOR

Affidavit

To: Mardoqueo Hinojosa
City Engineer
City of Weslaco
255 S. Kansas
Weslaco, Texas 78596

We, Adobe Construction, LLC a Texas Limited Liability Company owners of 25.300 Acres being all of Farm Tract 643, Block 177, West and Adams Tracts Subdivision , Hidalgo County, Texas, hereby authorize RCI Development-Wisconsin, LTD to submit a subdivision application and zone change application for approval to the City of Weslaco.

Adobe Construction, LLC, a Texas Limited Liability Company

State of Texas
County of Hidalgo

Before me, the undersigned authority, a notary public in and for the State of Texas, County of Hidalgo, on this day personally appeared Adobe Construction, LLC, a Texas Limited Liability Company known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and consideration therein expressed.

Given under my hand and seal of office, this the 10th day of March, 2017.

CLAUDETTE SUSANA CANTU
My Notary ID # 124816030
Expires February 6, 2020

Notary Public in and for the State of Texas, County of Hidalgo

CITY OF WESLACO LEGAL NOTICE THE WESLACO PLANNING AND

CITY OF WESLACO LEGAL NOTICE The Weslaco Planning and Zoning Commission will hold a public hearing on Wednesday, April 5, 2017 at 5:30 p.m. and the City Commission will also hold a public hearing on Tuesday, April 18, 2017 at 5:30 p.m. at the City Hall Legislative Chambers located at 255 South Kansas Avenue to consider the following requests: Si desea informaciÃ³n en espaÃ±ol, llame al departamento de PlaneaciÃ³n de la Ciudad de Weslaco, (956) 447-3401. Khalid Ali representing Valley Donna Food Mart Inc. is requesting to rezone 718 N. 6th Street also being Lots 14-17 and the West Â½ of Lot 18, Blk 4, Glendale Subdivision, Weslaco, Hidalgo County, Texas, from R-2 Duplex & Apartment District to B-1 Neighborhood Business District. RCI Development-Wisconsin, Ltd. is requesting to rezone of 1301 South Midway Road also being a 25.263 acre tract out of Farm Tract 643, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to M-1 Mobile Home District. Miguel & Sarah Marines is requesting a Conditional Use Permit to operate an Event Center at 501 S. Texas Blvd, also being Lots 43-44, Block 42, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas. The public is invited to attend and express support for or opposition to these applications. You may also file written support or opposition on or before April 5, 2017, for the Planning and Zoning Commission and on or before April 18, 2017, for City Commission. For additional information, contact the Planning Department at (956) 447-3401. /S/ MARDOQUEO HINOJOSA, P.E., CFM Planning Director/City Engineer

Click here to view the public notice as it appeared in print.

Appeared in: ***The Monitor*** on Monday, 03/20/2017

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City of Weslaco

"The City on the Grow"

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

Mike R. Perez, City Manager

PLANNING DEPARTMENT

March 24, 2017

Legal Notice

Dear Occupant:

The Weslaco Planning and Zoning Commission will hold a public hearing on Wednesday, April 5, 2017 at 5:30 p.m. and the City Commission will also hold a public hearing on Tuesday, April 18, 2017 at 5:30 p.m. at the City Hall Legislative Chambers located at 255 South Kansas Avenue to consider the following requests:

REZONE REQUEST:

RCI Development-Wisconsin, Ltd. is requesting to rezone of 1301 South Midway Road also being a 25.263 acre tract out of Farm Tract 643, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to M-1 Mobile Home District.

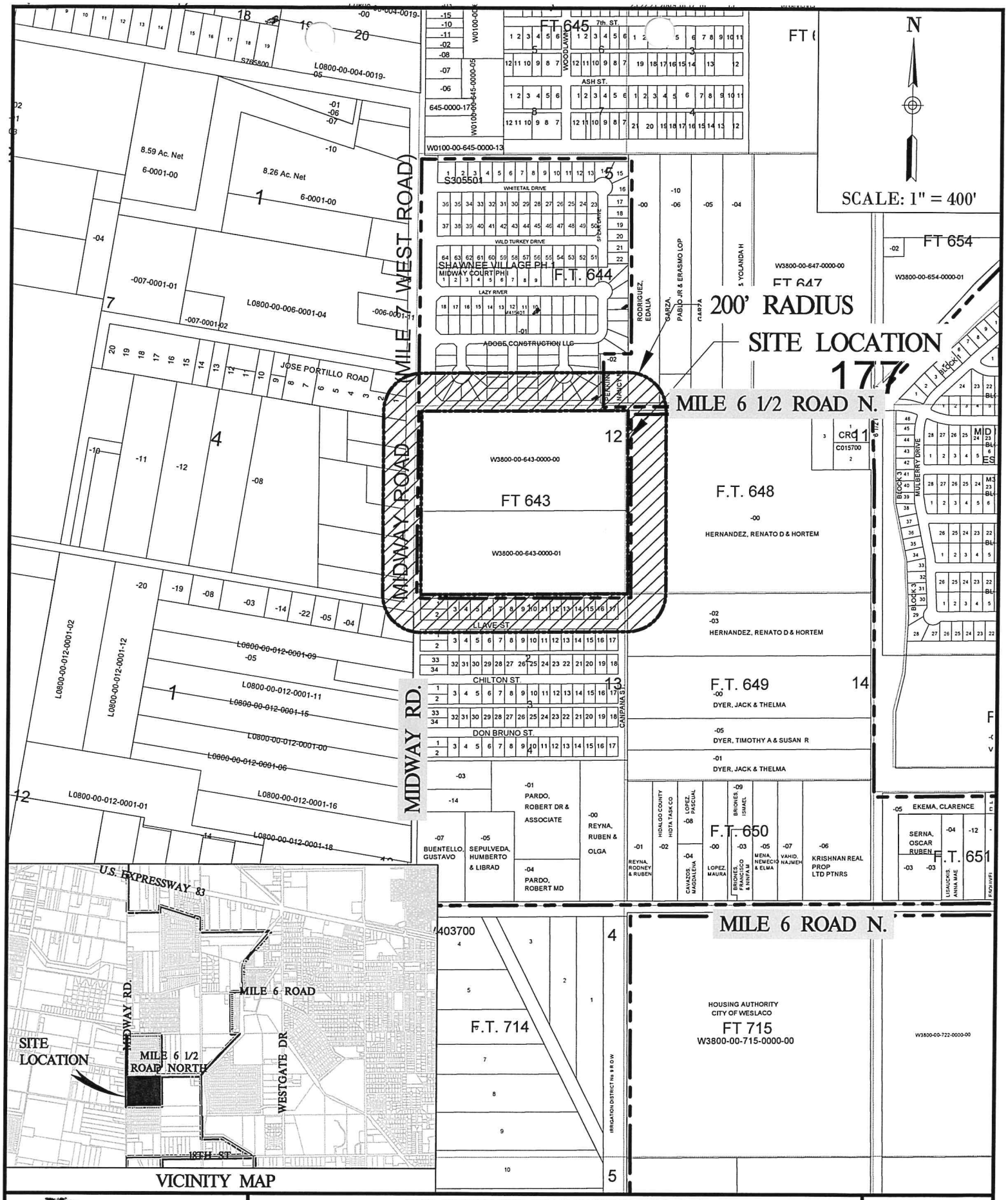
The public is hereby invited to attend and express their support or opposition to the request. You may also file a written notice supporting or protesting this action. For more information please call the Planning Department at (956) 447-3403.

Si desea información en español, por favor llame al departamento de Planeación de la ciudad de Weslaco, (956) 447-3403.

Sincerely,

Mardoqueo Hinojosa, P.E., CFM
Planning Director/City Engineer

MH/mh



City of Weslaco

RCI DEVELOPMENT-WISCONSIN, Ltd
1301 SOUTH MIDWAY ROAD
25.263 AC. TRACT OUT OF FARM TRACT 643, WEST TRACT SUBDIVISION
EXIST. ZONING: RESIDENTIAL
PROP. ZONING: MOBILE HOME SUBDIVISION DIST. (M-1)

CITY ON THE GROW
CITY OF WESLACO

City of Weslaco Code Enforcement Dept.

MAR 24, 2017

ORTIZ JUAN CARLOS 409 S 7TH ST DONNA TX 78537	M4154-03-000-0053-00 MIDWAY COURT PH 3 LOT 53 1210 CHICKADEE COURT	L: B:	22304 0
SAUCEDO OYUKI MIRANDA 2809 N 32 ST APT 3 MCALLEN TX 78501	M4154-03-000-0054-00 MIDWAY COURT PH 3 LOT 54 1214 CHICKADEE COURT	L: B:	18244 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0055-00 MIDWAY COURT PH 3 LOT 55 1218 CHICKADEE COURT	L: B:	16775 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0056-00 MIDWAY COURT PH 3 LOT 56 1217 CHICKADEE COURT	L: B:	16775 0
GOMEZ PABLOR JR & ANA G 607 BUENA VISTA DR APT 4D WESLACO TX 78596	M4154-03-000-0057-00 MIDWAY COURT PH 3 LOT 57 1213 CHICKADEE COURT	L: B:	27691 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0058-00 MIDWAY COURT PH 3 LOT 58 1209 CHICKADEE COURT	L: B:	15345 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0063-00 MIDWAY COURT PH 3 LOT 63 1210 WOLF TRAIL	L: B:	15631 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0064-00 MIDWAY COURT PH 3 LOT 64 1214 WOLF TRAIL	L: B:	15631 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0065-00 MIDWAY COURT PH 3 LOT 65 1218 WOLF TRAIL	L: B:	17399 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0066-00 MIDWAY COURT PH 3 LOT 66 1217 WOLF TRAIL	L: B:	17399 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0067-00 MIDWAY COURT PH 3 LOT 67 1213 WOLF TRAIL	L: B:	15631 0
WYOT ENTERPRISES LTD PO BOX 6321 MCALLEN TX 78502	M4154-03-000-0068-00 MIDWAY COURT PH 3 LOT 68 1209 WOLF TRAIL	L: B:	15631 0

City of Weslaco Code Enforcement Dept.

MAR 24, 2017

ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0073-00 MIDWAY COURT PH 3 LOT 73 1210 BEAR COURT	L: B:	15347 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0074-00 MIDWAY COURT PH 3 LOT 74 1214 BEAR COURT	L: B:	19382 0
QUINTERO SYLVIA 2409 E WALKER RD DONNA TX 78537	M4154-03-000-0075-00 MIDWAY COURT PH 3 LOT 75 1218 BEAR COURT	L: B:	23959 0
WYOT ENTERPRISES LTD PO BOX 6321 MCALLEN TX 78502	M4154-03-000-0076-00 MIDWAY COURT PH 3 LOT 76 1217 BEAR COURT	L: B:	23959 0
REGINO DAISY LIZBETH & RAUL D 3102 DON BRUNO ST WESLACO TX 78596	M4154-03-000-0077-00 MIDWAY COURT PH 3 LOT 77 1213 BEAR COURT	L: B:	45038 0
ADOBE CONSTRUCTION LLC PO BOX 3362 MCALLEN TX 78502	M4154-03-000-0078-00 MIDWAY COURT PH 3 LOT 78 1209 BEAR COURT	L: B:	23711 0

ORDINANCE NO. 2017-23

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 1301 SOUTH MIDWAY ROAD, ALSO BEING THE A 25.263 ACRE TRACT OF FARM TRACT 643, WEST TRACT SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, FROM R-1 ONE FAMILY DWELLING DISTRICT TO M-1 MOBILE HOME DISTRICT.

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

SECTION I: R-1 One Family Dwelling District to M-1 Mobile Home District being a 25.263 Acre Tract of Farm Tract 643, West Tract Subdivision, also being 1301 South Midway Road, 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 2nd day of May, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 6th day of June, 2017.

CITY OF WESLACO

_____
David Suarez, **MAYOR**

ATTEST:

_____
Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____
Juan E. Gonzalez, **CITY ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-924

From:

Subject:
Ordinance 2017-25 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. (First reading held May 16, 2017; Staffed by the Finance Department.)

Background:
A mid-year budget amendment is typically done to take into consideration previous City Commission actions that addressed emergency expenditures, a review of mid-year financials that indicates overages in line items that could not be anticipated during budget preparation, or to plan other unfunded items that will be necessary before the end of the current fiscal year. When possible, we have tried to identify sources of revenue that can be used to cover the increased expenditures, but most expenditures will need to be funded from fund balance. Despite using fund balance, a sufficient amount of reserves will remain in place to cover 25% (or 90 days) of operating reserves, which is in accordance with our Fund Balance policy.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Budget Amendment
Ordinance - First Reading

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Elizabeth Walker	Created/Initiated
Mary Barrera	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Staff recommends approval.

Attachments, if any:
Exhibit A - Budget Amendment, Ordinance 2017-25

Responsibilities upon Approval:

Account	Dept	Division	Description	Expenditure	Revenue	Approval
General						
01-400-2000	Revenue		LEOSE allocation for 2016-2017		4,568.31	CC 3/21/17
01-400-2000	Revenue		Grant 2968201		67,133.43	
01-400-2000	Revenue		TRAC-V award to FD EMS for training		10,057.60	
01-400-2000	Revenue		75% of roof replacement expenditure		6,600.37	
01-400-2000	Revenue		75% of FEMA est. street repairs		54174.53	
01-400-3200	Revenue		Online processing fee-Accela (new this year)		5,000.00	
01-400-5030	Revenue		Donation of $2,000 for benches		2,000.00	CC 11/1/2016
01-400-6050	Revenue		Natl Assoc of Co & City Health Officials-ck		13,000.00	
01-400-6050	Revenue		CERT donations deferred from 15-16		6,670.24	
01-500-2101	CC		Contract-Armando Martinez	15,000.00		CC 4/4/17
01-500-4010	CC		City Hall sign	31,300.00		CC 1/3/2017
01-509-2130	Legal		Attorney-special cases	200,000.00		
01-512-1080	Police		OVERTIME	150,000.00		
01-512-2044	Police		LEOSE allocation for 2016-2017	4,568.31		CC 3/21/17
01-516-1080	Fire		OVERTIME	175,000.00		
01-516-2628	Fire		Other maintenance	5,000.00		
01-516-2632	Fire		Repairs to apparatus	20,000.00		
01-516-2810	Fire		CERT program (from donations)	13,000.00		
01-516-2810	Fire		CERT donations deferred from 15-16	6,670.24		
01-518-2101	Em Mngt		FEMA-Roof Replacement-earned revenue	8,800.00		
01-518-2648	Em Mngt		FEMA-Street Repairs	79,966.00		
01-518-4010	Em Mngt		HSGP-Mass Care Field Shelter	67,133.43		
01-519-2043	EMS		TRAC-V award to FD EMS for training	10,057.60		
01-519-2120	EMS		Subscription-EMS Report Writing software	18,000.00		CM 10/21/16
01-519-2636	EMS		Parts for ambulance repair	5,000.00		
01-540-2380	Parks		Utilities for Boys and Girls Club building	18,000.00		
01-541-4010	Library		Donation of $2,000 for benches	2,000.00		CC 11/1/2016
02-500-2100	Parks	BGC	Final pmt-Alcocer	515.00		
02-500-3850	Parks	BGC	Add'l funding for Boys/Girls club equipment	25,000.00		CC 1/17/2017
02-500-4010	Parks	BGC	Final pmt-JCON	5,586.00		
				860,596.58	169,204.48	
			Impact on Fund Balance	**(691,392.10)**		

Account	Dept	Division	Description	Expenditure	Revenue	Approval
CIP Fund						
50-400-6700	Revenue		Lease proceeds from Frost Bank		779,159.13	
50-512-4010	Police		Lease purchase Dailey Wells Radios	779,159.13		
50-555-5010	Police		Debt svc-Police Radios lease	35,903.00		
				815,062.13	779,159.13	
			Impact on Fund Balance	**(35,903.00)**		
Water/Sewer Fund						
51-549-2100	Water	Trmt	Contractual-allocated too little	126,054.00		
51-549-2380	Water	Trmt	Utilities over budget	100,000.00		
51-550-1080	Water	Distr	OVERTIME	20,000.00		
58-400-3205	WW	Revenue	Grease trap collections		2,000.00	
58-551-2100	WW	Collctns	Contractual-allocated too much	(68,372.00)		
58-552-2100	WW	Trmt	Contractual-allocated too little	72,514.00		
58-552-2380	WW	Trmt	Utilities over budget	150,000.00		
				400,196.00	2,000.00	
			Impact on Fund Balance	**(398,196.00)**		

ORDINANCE 2017-25

AN ORDINANCE AMENDING ORDINANCE NUMBER 2016-31, APPROVING AND ADOPTING A BUDGET FOR THE CITY OF WESLACO, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017, FINDING NEED TO AMEND THE 2016-2017 MUNICIPAL BUDGET; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE, AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

WHEREAS, the City Commission of the City of Weslaco utilized diligent thought and attention to the preparation of the 2016-2017 budget; and

WHEREAS, unusual and unforeseen conditions have arisen during the fiscal year which have, or will require, the expenditure of additional funds constituting an emergency expenditure; and

WHEREAS, Section 102.009 of the Texas Local Government Code authorizes the City to amend its budget in such a manner as to provide for emergency expenditures as an amendment to the original budget in a case of grave public necessity to meet an unusual and unforeseen condition; and

WHEREAS, the City Commission finds the amendments in the line items identified in the attached Exhibit are reasonable, necessary, and for municipal purposes.

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

SECTION 1. FINDINGS. The City Commission finds the statements made in the preamble above are true.

SECTION 2. BUDGET LINE ITEMS. The City Commission approves the budget amendments in the attached Exhibit as such change is necessary to meet an unusual and unforeseen condition as the result of an emergency.

SECTION 3. BUDGET TOTAL. The City Commission further finds the amended budget line items identified in such Exhibit will not cause the total expenditures in the budget to exceed the total amount of estimated revenue.

SECTION 4. APPROVAL. The 2016-2017 Official Budget, adopted by Ordinance 2016-31, is hereby reallocated, revised, amended and approved as set forth in the attached Exhibit.

SECTION 5. AUTHORIZATION. The City Manager is authorized to undertake action to execute such transfers in accordance with state law, and file, or cause to be filed, a true and correct copy of this Ordinance, with the attached budget amendment, with the City Secretary.

SECTION 6. SEVERABILITY CLAUSE. It is the intent of the City Commission that each sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be deemed severable and, should any such sentence, paragraph, subdivision, clause, phrase or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to affect the validity of those provisions of the Ordinance left standing.

SECTION 7. EFFECTIVE DATE. This Ordinance shall take effect upon final reading.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 16th day of May, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 6th day of June, 2017.

CITY OF WESLACO

_____

David Suarez, **MAYOR**

ATTEST:

_____

Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____

Juan E. Gonzalez**, CITY ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-986

From:
Mardoqueo Hinojosa

Subject:
Ordinance 2017-26 rezoning 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, 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 held May 16, 2017; Staffed by Planning and Code Enforcement Department.)

Background:
Applicant is requesting to rezone property from R-1 One Family Dwelling District to B-1 Neighborhood Business District. Twenty-eight (28) property owners within 200 feet of applicant's property were notified by letter on April 21, 2017.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature
Ordinance - First Reading
Ordinance - Final Reading

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
Notice of the Public Hearing appeared in The Monitor on April 17, 2017.

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
Planning and Zoning Commission recommended approval on May 3, 2017.

Elizabeth Walker	Created/Initiated
Mardoqueo Hinojosa	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Staff recommends approval as it is in compliance with future zone map and adjacent properties are zoned accordingly.

Attachments, if any:
Rezone Application, Rezone Aerial, Ordinance 2017-26

Responsibilities upon Approval:
Staff will advise applicant.

APPLICATION FOR REZONING

The Planning & Zoning Commission meets every 1st Wednesday of each month at 5:30 pm.

The City Commission meets every 1st and 3rd Tuesday of each month at 5:30 pm

FILE NO. RZ17-00006

RECEIVED
MAR 22 2017
Planning & Code Enforcement Dept.

PROPOSED PROJECT

Legal Description of Property to be rezoned:

Lot 5 Block 39

Subdivision Name Original Townsite of Weslaco

Street Address 510 South Nebraska Avenue

Existing Zoning Residential Existing Land Use vacant

Proposed Zoning B-1 Proposed Land Use _____

x $300.00 non-refundable filing fee.
x Detailed dimensioned site plan/map must be submitted with this request.
_____ Survey and metes and bounds if the legal description is a portion of a lot.
x City and school tax receipts attached.
x I have received a copy of "The Intent of Zoning Application Instructions".

APPLICANT

Name Garmed Investments Phone 956-968-8900

Address 309 W Pike, Ste A Fax: 956-969-3012

City Weslaco State Tx Zip Code 78596 E-Mail: jlgmre@yahoo.com

OWNER

Name Same as Applicant Phone _____

Address _____ Fax: _____

City _____ State _____ Zip Code _____ E-Mail: _____

I certify that I am the actual owner of the property described above and this application is being submitted with my consent (include corporate name if applicable); or I am authorized by the actual owner to submit this application and have attached written evidence of such authorization.

Signature _____ Date 3-8-2017
Owner

Signature _____ Date _____
Applicant

Signature _____ Date _____
Authorized Agent

255 S. KANSAS AVE ■ WESLACO, TEXAS 78596-6285 ■ 956-447-3401 ■ (Fax) 956-973-3128 ■ WWW.WESLACOTX.GOV

RECEIVED
MAR 22 2017
Planning &
Code Enforcement Dept.

CITY OF WESLACO
956-968-3181

REC#: 02239142 3/22/2017 2:30 PM
OPER: KArev TERM: 036
REF#: 1041

TRAN: 235.1000 PROCESSING FEE
1398
3
01 -400-3200
PROCESSING FEE-ONLI 5.00CR

TRAN: 204.0000 REZONING APPL FEE
1398
01 -400-1027
REZONING APPLICATIO 300.00CR

TENDERED:	5.00	CASH
	300.00	CHECK
APPLIED:	305.00-	
CHANGE:	0.00	

CITY OF WESLACO LEGAL NOTICE THE WESLACO PLANNING AND

CITY OF WESLACO LEGAL NOTICE The Weslaco Planning and Zoning Commission will hold a public hearing on Wednesday, May 3, 2017 at 5:30 p.m. and the City Commission will also hold a public hearing on Tuesday, May 16, 2017 at 5:30 p.m. at the City Hall Legislative Chambers located at 255 South Kansas Avenue to consider the following requests: Si desea informaciÃ³n en espaÃ±ol, llame al departamento de PlaneaciÃ³n de la Ciudad de Weslaco, (956) 447-3401. Garmed Investments is requesting to rezone 510 South Nebraska also being Lot 5, Block 39, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District. Jacinta Hernandez is requesting a Conditional Use Permit for a Wine & Beer Off Premise Permit at 2504 North Bridge Ave, also being Lot 3, Mom & Pop Plaza Subdivision, Weslaco, Hidalgo County, Texas. The public is invited to attend and express support for or opposition to these applications. You may also file written support or opposition on or before May 3, 2017, for the Planning and Zoning Commission and on or before May 16, 2017, for City Commission. For additional information, contact the Planning Department at (956) 447-3401. /S/ mARDOQUEO HINOJOSA, P.E., CFM Planning Director/City Engineer

Click here to view the public notice as it appeared in print.

Appeared in: ***The Monitor*** on Monday, 04/17/2017

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City of Weslaco

"The City on the Grow"

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

Mike R. Perez, City Manager

PLANNING DEPARTMENT

April 21, 2017

Legal Notice

Dear Occupant:

The Weslaco Planning and Zoning Commission will hold a public hearing on Wednesday, May 3, 2017 at 5:30 p.m. and the City Commission will also hold a public hearing on Tuesday, May 16, 2017 at 5:30 p.m. at the City Hall Legislative Chambers located at 255 South Kansas Avenue to consider the following requests:

REZONE REQUEST:

Garmed Investments is requesting to rezone 510 South Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District.

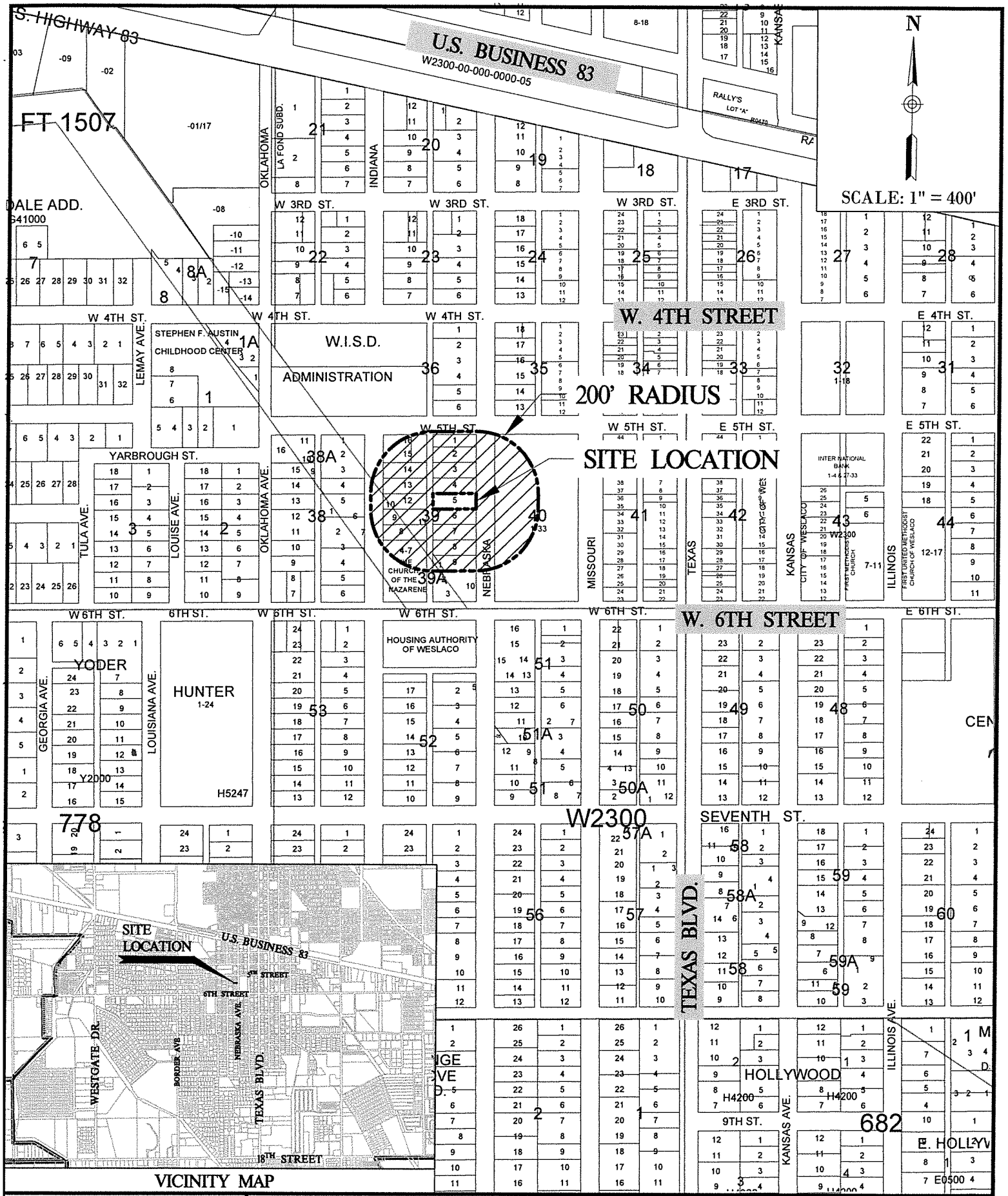
The public is hereby invited to attend and express their support or opposition to the request. You may also file a written notice supporting or protesting this action. For more information please call the Planning Department at (956) 447-3403.

Si desea información en español, por favor llame al departamento de Planeación de la ciudad de Weslaco, (956) 447-3403.

Sincerely,

Rebekah de la Fuente
Senior Planner

RD/mh



City of Weslaco

GARMED INVESTMENTS
510 SOUTH NEBRASKA AVENUE
LOT 5 BLOCK 39
ORIGINAL TOWNSITE OF WESLACO
EXIST. ZONING: RESIDENTIAL PROP. ZONING: B-1

CITY ON THE GROW
CITY OF WESLACO

City of Weslaco Code Enforcement Dept.

APR 21, 2017

GARCIA ROBERTO & VIOLA FAMILY LIMITED PARTNERSHIP PO BOX 1825 SAN BENITO TX 78586	W2300-00-039-0001-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 1 0	L: B:	18760 21548
GARCIA ROBERTO & VIOLA FAMILY LIMITED PARTNERSHIP PO BOX 1825 SAN BENITO TX 78586	W2300-00-039-0002-00 WESLACO ORIGINAL TOWNSITE BLK 39 LOT 2 0 W 6TH ST	L: B:	23450 19197
PADILLA GEORGE & GUIYERMA A 504 S NEBRASKA AVE WESLACO TX 78596	W2300-00-039-0003-00 WESLACO ORIGINAL TOWNSITE BLK 39 LOT 3 504	L: B:	23450 7903
FOX, ALMA M 508 S NEBRASKA AVE WESLACO TX 78596-6026	W2300-00-039-0004-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 4 508 S NEBRASKA	L: B:	23450 21360
PENA RICARDO JR & ANGELICA M 5904 CENIZA DR WESLACO TX 78599	W2300-00-039-0005-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 5 510 S NEBRASKA	L: B:	23450 0
PEREZ ESTEFANA 512 S NEBRASKA AVE WESLACO TX 78596	W2300-00-039-0006-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 6 512 S NEBRASKA	L: B:	23450 10707
WESLACO MID VALLEY CHURCH OF THE NAZARENE 603 S OHIO AVE WESLACO TX 78596	W2300-00-039-0006-05 WESLACO ORIGINAL TOWNSITE LOT 6 BLK 39A CANAL 517	L: B:	35000 200000
SAN MIGUEL FELIPA 514 S NEBRASKA AVE WESLACO TX 78596	W2300-00-039-0007-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 7 514 S NEBRASKA	L: B:	23450 13687
KIRBY MARIA ELENA 516 S NEBRASKA AVE WESLACO TX 78596	W2300-00-039-0008-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 8 516 S NEBRASKA	L: B:	23450 15056
LIMAS REYNALDO A & YVONNE PO BOX 1102 WESLACO TX 78599	W2300-00-039-0009-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 9 518 S NEBRASKA	L: B:	23450 0
LIMAS REYNALDO A & YVONNE PO BOX 1102 WESLACO TX 78599	W2300-00-039-0010-00 WESLACO ORIGINAL TOWNSITE LOT 10 BLK 39 & ALL OF LOTS 1 2 & 3 B 305 W 6TH ST	L: B:	46900 0
MID-VALLEY CHURCH OF THE NAZARENE 603 S OHIO AVE WESLACO TX 78596	W2300-00-039-0011-00 WESLACO ORIGINAL TOWNSITE S27.7' LOT 11 BLK 39 & LOT 7 BLK 39-A 515 S INDIANA AVE	L: B:	35000 0

CAVAZOS GERARDO & THELMA M PO BOX 8277 WESLACO TX 78599	W2300-00-039-0011-01 WESLACO ORIGINAL TOWNSITE S50'-N 100' LOT 11 BLK 39 & LOT 8 BLK 3 513 S INDIANA AVE	L: B:	23450 17723
BELCHER TIMOTHY & MYRA 813 W SUGAR CANE DR WESLACO TX 78599	W2300-00-039-0011-02 WESLACO ORIGINAL TOWNSITE N50' L OT 11 BLK 39 & LOT 9 BLK 39-A CA 511 INDIANA AVE	L: B:	23450 18252
LYLES ALMA MARIE 25522 GOLD YARROW SAN ANTONIO TX 78260	W2300-00-039-0012-00 WESLACO ORIGINAL TOWNSITE LOT 12 BLK 39 & LOT 10 BLK 39-A CANAL 509	L: B:	23450 16335
MAYS ALICE & JAMES 905 E PIERCE AVE HARLINGEN TX 78550	W2300-00-039-0013-00 WESLACO ORIGINAL TOWNSITE BLK 39 LT 13 507 S INDIANA AVE	L: B:	23450 11238
BENITEZ JUAN EDUARDO 400 S BICENTENNIAL BLVD MCALLEN TX 78501	W2300-00-039-0014-00 WESLACO ORIGINAL TOWNSITE BLK 39 LTS 14-W90'-15-16 313 W 5TH ST	L: B:	53600 26440
BENITEZ JUAN EDUARDO 400 S BICENTENNIAL BLVD MCALLEN TX 78501	W2300-00-039-0015-00 WESLACO ORIGINAL TOWNSITE BLK 39 LTS E50'-15-16 309 W 5TH ST	L: B:	16750 21486
TEXAS STATE BANK C/O DIANA SEALE 15 20TH ST S STE 501 BIRMINGHAM AL 35233	W2300-00-040-0001-00 WESLACO ORIGINAL TOWNSITE ALL LO TS 1 THRU 33 BLK 40 & 20 X 300 A 500 S MISSOURI AVE	L: B:	620075 1957509
TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0015-00 WESLACO ORIGINAL TOWNSITE BLK 40 LTS 15-16-17 0	L: B:	33750 0
TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0018-00 WESLACO ORIGINAL TOWNSITE BLK 40 LTS 18 THRU 22 0	L: B:	56250 7125
TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0023-00 WESLACO ORIGINAL TOWNSITE BLK 40 LTS 23-24 0	L: B:	37688 0
TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0025-00 WESLACO ORIGINAL TOWNSITE BLK 40 LT 25 0	L: B:	18844 3750
TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0026-00 WESLACO ORIGINAL TOWNSITE BLK 40 LT 26 0	L: B:	18844 3750

TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0027-00 WESLACO ORIGINAL TOWNSITE LOT 5 27-30 BLK 40 0	L: B:	75375 3750
TEXAS STATE BANK C/O DIANA SEALE 15 S 20TH ST STE 501 BIRMINGHAM AL 35233	W2300-00-040-0031-00 WESLACO ORIGINAL TOWNSITE BLK 40 LTS 31-32-33 0	L: B:	52763 0
CHURCH OF THE NAZARENE OF 603 S OHIO AVE WESLACO TX 78596	W2300-00-039-0004-05 WESLACO ORIGINAL TOWNSITE BLK 39 A CANAL LOTS 4 & 5 0	L: B:	36391 0
CHURCH OF THE NAZARENE OF 603 S OHIO AVE WESLACO TX 78596-6837	W2300-00-039-0000-00 WESLACO ORIGINAL TOWNSITE BLK 39 AN IRR TRIANGULAR TR OUT OF THE	L: B:	10509 0

Rezone Request

R-1 One-Family Dwelling District to
B-1 Neighborhood Business District

ORDINANCE NO. 2017-26

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 510 SOUTH NEBRASKA AVENUE, ALSO BEING LOT 5, BLOCK 39, WESLACO ORIGINAL TOWNSITE SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, 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 One Family Dwelling District to B-1 Neighborhood Business District being Lot 5, Block 39, Weslaco Original Townsite Subdivision, also being 510 South Nebraska Avenue, 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 16th day of May, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 6th day of June, 2017.

CITY OF WESLACO

_____
David Suarez, **MAYOR**

ATTEST:

_____
Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____
Juan E. Gonzalez, **CITY ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1000

From:
Arnold Becho

Subject:
Approval of the participation by the Mayor Joe V. Sànchez Public Library in the South Texas Literacy Coalition free book distribution program, to accept books at no charge, and to coordinate book distribution events. (Staffed by the Library Department.)

Background:
South Texas Literacy Coalition (STLC), a non-profit organization, funds the distribution of books for qualifying programs. The books go to community members and are distributed during literacy events. The audience focus is children. There is no fiscal obligation. The library seeks to remain a partner indefinitely, so long as there is never any fiscal responsibility. Past partnerships have been very positive.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:
NA

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
NA

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
None at this time.

Arnold Becho	Created/Initiated
Arnold Becho	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Staff recommends approval.

Attachments, if any:
South Texas Literacy Coalition Agreement, Memo - South Texas LIteracy Coalition Partnership

Responsibilities upon Approval:
The library will execute the agreement and return it to STLC. The library will then work with STLC to coordinate and document book dispersal events.

C O V E R S H E E T
South Texas Literacy Coalition
Book Distribution Proposal

Organization Name: _____

Address: _____

Primary Contact: _____

Phone: _____

Email: _____

We are in agreement with the terms and conditions outlined in the request for proposals from the STLC for the book distribution initiative.

Signature: _____

Name: _____

Title: _____

Today's Date: _____

Date of Proposed Event: _____
(***Must be at least 4-6 weeks from the date of the proposal***.)

Please send in pages 1 and 2 of the proposal request ONLY. Fax: 956-380-3902 or mail to 108 N. Jackson Rd., Suite 32, Edinburg, TX 78541

Please read the terms of agreement and requirements and keep for you files so that you can comply with the reporting summary request.

South Texas Literacy Coalition, 108 N. Jackson Road, Suite 32, Edinburg, TX 78541; (956) 292-0257 or (956) 279-1689; www.southtexaslitcoalition.org; stxliteracy@gmail.com.

Request for Proposal – South Texas Book Initiative
South Texas Literacy Coalition

From: _____ **Today's date:** _____
Agency/Organization

Type of event you are having (literacy festival, parent conference, in-service): _____

Title of the Event: _____

Date/Time of the event: _____
(***Must be at least 4-6 weeks from the date of the proposal.***)

Number of books requested; grade/reading level (K-5, Middle School, High School, or all):

Number of books	Grade/Reading Level

Other program request (are you also requesting a speaker? exhibitor?) from the STLC:

Introduction - Your organization's qualifications, including your organization's background, primary mission, and history.

Statement of Need (Demographic information for your area (geographic location, population, median income level, households), project goals and objectives, target population, project activities, staff responsible for your project)

Short summary of the type of impact the approval of this request can have on your program

Terms and Agreement

Summary

The South Texas Literacy Coalition, a non-profit organization dedicated to the coordination of literacy services, envisions South Texas as a community where every child and adult is a life-long learner skilled with the highest levels of literacy. The STLC is interested in funding the distribution of books for programs where the need is great, i.e. community-based organizations, faith-based organizations, schools, community centers, or grass-roots organizations who serve at-risk populations.

Program Impact

The Book Distribution Initiative is designed as a community outreach project to promote reading, family literacy, and educational achievement and can be utilized to enhance an organization's program outreach initiatives.

Eligibility

Collaborators/partners eligible for the program include non-profit organizations, community-based organizations, faith-based organizations, grass-roots organizations and schools.

Administrative Requirements

To ensure that each project follows the purpose stated in the proposal, funded organizations will be required to submit:

Before the event -

- An action plan narrative providing a description of the educational event or activity being planned to complement the book distribution

After the event – Form attached

- Documentation of the event and outreach efforts by providing information on the –
  - Number of attendees (children and adults)
  - Number of books distributed
  - Photos
  - Evaluation form for participants
  - Evaluation summary

NOTE: Under no circumstances will the books distributed through the STLC be sold or used in fundraising of any type.

Acquisition of Books

Depending on the type of activity/event, STLC staff will make every effort to prepare book requests on a timely basis. If the event is a family literacy festival or fair, STLC staff (schedules permitting) will attend the event, set up a book exhibit for distribution, and interact with participants.

On other occasions when the presence of STLC staff is not required, books can be picked up at the STLC office upon arrangement with the STLC staff – (956) 292-0257 or (956) 279-1689.

Using the STLC Book Distribution Initiative Evaluation Questionnaire

The South Texas Literacy Coalition encourages the use of this brief evaluation form at literacy events where our books are being distributed. The information gathered from these events provides rich and important qualitative information from parents about family reading habits.

The evaluation form is bilingual with only 10 questions to answer. After the event the collaborating agency can review the forms and summarize them for the event and include the summary in the Post-event Summary Report. Another option is to turn in the evaluation forms to the STLC for tabulating and summarization. In either case, a summary of the event will need to be included in the final report.

It is recommended that the forms be given out at the beginning at the event and then collected at the table where the books are being distributed. The evaluation form is the incentive to receive a free book! It is customary that at our book distribution events each person attending may select ONE book from the entire selection. We have found that this is important to clarify because when books are free some individuals want to take one book from each title. Obviously, we want the books to be available to as many participants, especially children and students, as possible and that is why we limit distribution to one book per person.

We need photos of the event to help document our outreach and partnerships throughout our service area for our sponsors and donors. Please make copies of the following publicity release form to use when taking photos of individual persons and always ask – "May I/We take your picture?" And "Please sign this release form allowing us to use this photo to show how successful our event was."

South Texas Literacy Coalition, 108 N. Jackson Road, Suite 32, Edinburg, TX 78541; (956) 292-0257 or (956) 279-1689; www.southtexaslitcoalition.org; stxliteracy@gmail.com.

Book Distribution Post-Event Summary Form

To be completed and returned to STLC Office by email or fax within 2 weeks of the event.

Name of organization: _____

Date of Event: _____**Location** _____

Number of attendees (children and adults): _____

Number of books distributed: _____

Number of books left-over for future distribution: _____

Did you use an evaluation form for the participants? _____**Yes** _____**No**

Evaluation Summary (from evaluations forms or staff evaluation):

Please attach/email photos of your event to stxliteracy@gmail.com.

Thank you for partnering with the STLC!

South Texas Literacy Coalition, 108 N. Jackson Road, Suite 32, Edinburg, TX 78541; (956) 292-0257 or (956) 279-1689; www.southtexaslitcoalition.org; stxliteracy@gmail.com.

South Texas Literacy Coalition
Book Distribution Initiative Evaluation Form

Place an "X" under the smiley face that best describes your answer.
Ponga una "X" *debajo* de *la carita más apropiada.*

		Excellent/ Excelente	Fair/ Más o menos bueno	Poor/ No me gustó
1.	How did you like the event? *¿Cómo le gustó este evento?*			
2.	Quality of information that you received. *¿Calidad de la información que recibió?*			
3.	Literacy activities?/ ¿Actividades de lectura?			
4.	Do you feel that you learned something? /*¿Piensa que aprendió algo?*			

5.	Do you have books or other reading materials at home? / ¿Tiene usted en su hogar libros, revistas, e otros materiales para leer?	**Yes**	**No**

6.	How many minutes per day do you spend reading to your child? /*¿Cuantos minutos por día pasa usted leyendo con sus hijos?*	___less than 10 minutes /menos de 10 minutos ___20 minutes/minutos ___30 minutes/minutos ___45-60 minutes/minutos ____more than 60 minutes/más de 60 minutos

7. Level of family income/*Nivel de ingresos de la familia:*

√	Income/*Ingresos*
	Less than $9,999/ Menos de $9,999
	$10,000 - $14,999
	$15,000 - $24,999
	$25,000 - $34,999
	$35,000 - $49,000
	$50,000 – and above ($50,000 o más)
	I prefer not to answer/Prefiero no responder

9. Would you and your family like to participate in other literacy and school success events? / ¿Le gustaría a usted y a su familia participar en otros eventos de lectura y éxito escolar? _____Yes/Si _____No

10. Comments or suggestions/*Comentarios o sugerencias*:

_____
_____
_____

South Texas Literacy Coalition, 108 N. Jackson Road, Suite 32, Edinburg, TX 78541; (956) 292-0257 or (956) 279-1689; www.southtexaslitcoalition.org; stxliteracy@gmail.com.

Photograph and Publicity Release Form

I, _____, give _____ and, the South Texas Literacy Coalition (STLC), permission to use my name, likeness, image, voice, and/or appearance as such may be embodied in any pictures, photos, video recordings, audiotapes, digital images, and the like, taken or made on behalf of _____ activities. I agree that the _____ *and STLC* have complete ownership of such pictures, etc., including the entire copyright, and may use them for educational promotion purposes consistent with the mission of these organizations. These uses include, but are not limited to illustrations, bulletins, exhibitions, videotapes, reprints, reproductions, publications, and any promotional or educational materials in any medium now known or later developed, including the Internet. I acknowledge that I will not receive any compensation, etc. for the use of such pictures, etc., and hereby release the _____*/ STLC* and its agents and assigns from any and all claims which arise out of or are in any way connected with such use.

I have read and understood this consent and release.

I give my consent to the _____*/STLC* to use my name and likeness to promote the _____ program, its fiscal agent, and/or their activities.

_____ _____
Signature date

_____ _____
Parent / legal guardian (if age 17) date

I do not give my consent to the _____*and STLC* to use my name and likeness to promote the _____ program, its fiscal agent, and/or their activities.

_____ _____
Signature date

_____ _____
Parent / legal guardian (if age 17) date

South Texas Literacy Coalition, 108 N. Jackson Road, Suite 32, Edinburg, TX 78541; (956) 292-0257 or (956) 279-1689; www.southtexaslitcoalition.org; stxliteracy@gmail.com.

City of Weslaco

"The City on the Grow"

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

Mike R. Perez, City Manager

May 11, 2017

To: Mike Perez, City Manager; David Suarez, Mayor; Gerardo Tafolla, Mayor Pro-Tem; Leo Muñoz, Commissioner; Gregory Kerr, Commissioner; Olga M. Noriega, Commissioner; Letty Lopez, Commissioner; Josh Pedraza, Commissioner
CC: Martin J. Mata
Fr: Arnoldo Becho, Library Director
Re: Request to participate in the South Texas Literacy Coalition free book distribution program.

South Texas Literacy Coalition (STLC), a non-profit organization, funds the distribution of books for qualifying programs. The books go to community members and are distributed during literacy events. The audience focus is children. The book distribution initiative is designed as a community outreach project to promote reading, family literacy, and educational achievement.

Planning and documentation is required of participating organizations but there is no fiscal obligation. The library seeks to remain a partner indefinitely, so long as there is never any fiscal responsibility. Past partnerships have been very positive.

Library staff strongly supports the request. Please feel free to contact me with any questions, I will be happy to provide additional information.

Thank you for the time,

Arnoldo Becho
Library Director, City of Weslaco
Phone: 956.973.3144
Email: abecho@weslacopl.us

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1005

From:

Subject:
Approval of a renewal of a Professional Services Agreement for City Prosecutor with the Law Office of Justino "J.R." Garza and authorize the Mayor to execute any related documents. (Staffed by Municipal Court.)

Background:
The contract with J.R. Garza for City Prosecutor services expires June 1, 2017; this proposed professional services agreement maintains the same terms, $5,000.00/month, for another two years.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature

If item previously considered, provide date and action by Commission:
N/A

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
N/A

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
N/A

Elizabeth Walker	Created/Initiated
Rosa Huerta	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Approve.

Attachments, if any:
Contract - City Prosecutor

Responsibilities upon Approval:
Facilitate mutual execution in duplicate.

CONTRACT FOR THE RETENTION OF
CITY PROSECUTOR FOR THE CITY OF WESLACO

STATE OF TEXAS §

§

COUNTY OF HIDALGO §

THIS CONTRACT is made and entered into by and between the **CITY OF WESLACO**, a home-ruled municipal corporation whose address is 255 South Kansas, Weslaco, Hidalgo County, Texas, acting therein by and through its Mayor, who is authorized to execute this Contract, by the Weslaco City Commission, hereinafter called **"THE CITY" and the Law Office of Justino "J.R." Garza, P.C.,** whose address is 2223 Primrose, McAllen, Hidalgo County, Texas 78504, an **PROSECUTOR** licensed to practice law in all courts within the State of Texas, hereinafter called **"PROSECUTOR".**

SECTION ONE
NATURE OF EMPLOYMENT

The CITY OF WESLACO hereby retains and- employs PROSECUTOR, to act, under the title of City Prosecutor to the CITY OF WESLACO and to render to prosecution services to the CITY OF WESLACO in the Weslaco Municipal Court. PROSECUTOR will attend all hearings to represent the CITY OF WESLACO as Prosecutor in Municipal Court and preparation for such hearings. Additionally, the City Prosecutor will be responsible for the preparation and prosecution of trials, both Jury Trials and Trials to the court only with the Judge sitting as Trier of Fact There will be at least two trial dates per month.

The PROSECUTOR'S role is to seek public justice, to screen out and ask for dismissal of cases where there is insufficient evidence or evidence was wrongfully gathered, and to seek convictions fairly and only of the guilty. In the broad view, the PROSECUTOR represents the public's interest in enforcing the criminal law strictly but fairly. The prosecutor also has a duty to maintain public respect for the system.

The PROSECUTOR is responsible for investigating and prosecuting all cases in municipal court. It is the PROSECUTOR who must present and prove the criminal charges filed in the State's name.

The PROSECUTOR shall also:

- Prepare and present the State's case to the court;
- Arrange for the appearance of the State's witnesses, including requests for subpoenas and attachments;
- File motions with the court that may be necessary to present cases fully and to see that justice is done;
- Request dismissal of cases under proper circumstances and cite the legal grounds for dismissal;
- Advise the police department in case preparation in case preparation, legal procedures and requirements, and other legal questions; and
- Discuss pending cases with defendants or, if represented by counsel, with their attorneys prior to the courtroom hearing.

SECTION TWO
COMPENSATION

In consideration of the services described hereinabove, THE CITY agrees to pay PROSECUTOR as follows:

A monthly retainer in the sum of Five Thousand NO/100Ths ($5,000.00) DOLLARS per month for services rendered. Said monthly retainer to be due and payable on the 1st of each and every month throughout the term of this contract. This sum shall constitute the total payment for all services and expenses involved in the administration of this contract

The term of this Contract shall begin on the 1st day of June, 2017, and ends on the 1st day of June, 2019. This Contract may be extended for an additional term or terms as the City may determine.

SECTION THREE
FILES

It is agreed and understood between THE CITY and PROSECUTOR that any and all files, records, reports, documents and other material delivered or transmitted to PROSECUTOR shall remain property of the City and shall be returned by PROSECUTOR to City at PROSECUTOR'S expense, at termination of this contract. All records, reports, documents, pleadings, exhibits or other material related to this Contract and/or obtained or prepared by

PROSECUTOR in connection with the performance of the services contracted for herein shall become property of the City and shall, upon request, be returned by PROSECUTOR to City, at PROSECUTOR'S expense, at termination **or** expiration of this Contract.

REPORTS

The PROSECUTOR shall submit reports and information to the Office of the City Manager when requested to and shall direct all questions, concerns, and problems concerning the administration of the Court to the City Manager.

SECTION FOUR
AGREEMENT

PROSECUTOR agrees to represent THE CITY to the best of his ability and resources. PROSECUTOR agrees to protect the interest of THE CITY in all cases and to devote the time and effort necessary to provide prudent and lawful advice. PROSECUTOR agrees to obtain the necessary training and education to help keep abreast new legislation, and/or laws affecting municipal court prosecutions.

SECTION FIVE
TERMINATION

Either party shall have the right to cancel this contract with or without cause, by giving the other party thirty (30) days written notice forwarded to their respective address by certified mail. City has the right to cancel this contract upon less than thirty (30) days due to budgetary reductions and changes in funding priorities of THE CITY.

NOTICE shall be sent Certified Mail, return receipt requested, to the following addresses:

If to City:	255 S. Kansas Avenue, Weslaco, Texas 78596
If to PROSECUTOR	2223 Primrose, McAllen, Texas 78504

ACCEPTANCE OF EMPLOYMENT

PROSECUTOR hereby accepts the employment and promises to render to the best of his ability the services described herein during the term of this contract.

This Contract is executed on behalf of THE CITY by the presiding officer of its governing body, who is authorized to execute this instrument by order heretofore approved and duly

recorded in its minutes.

WITNESS the signature of all parties hereto in duplicate originals this _____ day of _____, 2015, in Weslaco, Hidalgo County, Texas.

CITY OF WESLACO

_____
DAVID SUAREZ, **MAYOR**

ATTEST:

_____
ELIZABETH M. WALKER, **CITY SECRETARY**

APPROVED AS TO FORM:

_____
JUAN E. GONZALEZ, **CITY ATTORNEY**

LAW OFFICE OF JUSTINO "J.R." GARZA, P.C.

_____
JUSTINO "J.R." GARZA, **ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1006

From:

Subject:
Approval of Memorandum of Understanding with Hidalgo County Sheriff's Office and the City of Weslaco Fire/EMS Department for Clinical EMS operational training under the Higher Education Program. (Staffed by Fire Department.)

Background:
this will allow the sharing of education and training opportunities between the agencies.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Melissa Valdez	Created/Initiated
Antonio Lopez	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
staff recommends approval

Attachments, if any:
Affiliation Agreement HCSO-WFDEMS

Responsibilities upon Approval:

HIDALGO COUNTY SHERIFF'S OFFICE
EMERGENCY MEDICAL PROGRAM
AFFILIATION AGREEMENT FOR EMS PERSONNEL

THIS Agreement is made this ___day of _____2017, by and between the **COUNTY OF HIDALGO, TEXAS By and Through the HIDALGO COUNTY SHERIFF'S OFFICE EMERGENCY MEDICAL PROGRAM, a unit of local government in the State of Texas,** hereinafter referred to as ***"HCSO-EMP"*** and **CITY OF WESLACO FIRE DEPARTMENT EMS,** hereafter referred to as the ***"City"*.**

WHEREAS, the HCSO-EMP operates an Emergency Medical Technology Program; and

WHEREAS, HCSO-EMP desires to have personnel of its EMT Program participate in a clinical training program at City's facility; and

WHEREAS, City and HCSO-EMP recognize the need for well-trained and experienced EMS personnel and believe that the clinical training program will be of great benefit and service to City, HCSO-EMP and the citizens of Hidalgo County; and

WHEREAS, the clinical training program will provide EMS personnel a wide range of experience and training necessary to provide quality emergency medical care.

NOW, THEREFORE, the parties hereto agree as follows:

1. Joint Responsibilities.

(a) All parties will cooperate to provide EMS personnel with a proper learning opportunity.

(b) All parties will agree on the number of EMS personnel receiving their clinical training at the City, with consideration given to the number of EMS personnel, the opportunities for training and experience at City, and the quality of care afforded to City's patients.

(c) All parties will agree on a clinical schedule that shall include a list of students and where they will be scheduled for the rotation.

2. Responsibilities of the HCSO-EMP.

(a) The EMS personnel will abide by the policies of the City while using its facilities, which policies will be provided in writing to the HCSO-EMP and each participating member of the EMS staff.

(b) The HCSO-EMP will emphasize to the EMS personnel the importance of respecting the confidential nature of all information that may be made available to them with respect to patients and city records and agrees to abide by all required state and federal law regarding same.

(c) To the extent permitted under the Constitution and laws of the State of Texas, HCSO-EMP agrees to defend, indemnify and hold harmless City, its officers, agents, trustees , employees, and any other person, firm or corporation bound to defend or pay judgments against said party from and against any and all claims, demands, or causes of action including claims for attorney's fees and contribution or indemnity, which arise due to negligence on the part of its agents, servants, or employees, including, but not limited to EMS personnel, in the performance of any of its obligations under this Agreement.

(d) A copy of the professional liability insurance policy carried by the HCSO-EMP on its EMS personnel will be furnished to the City.

(e) HCSO-EMP's Director of EMT Program or designee will evaluate and counsel EMS personnel with regard to performance.

(f) The EMS Director or designee is responsible for direct supervision of the EMS personnel.

(g) EMS personnel will provide their own uniforms.

(h) The EMS Director or designee will assume responsibility for administrative functions related to EMS personnel attendance and evaluation.

(i) The HCSO-EMP will maintain on file for quick reference at its EMS offices, the following information:

–P.P.D. skin test for Tuberculosis done within the previous six (6) months or a chest x-ray (PA and Lat) and a complete TB questionnaire form prescribed by City, and

-Up-to-date immunizations for MMR (measles, mumps, rubella). (Hepatitis B and influenza are strongly recommended.)

–List of Names of students and immunizations.

(j) HCSO-EMP will inform its EMS personnel that they are not considered employees of the City and that they are not authorized to represent themselves as employees of City.

(k) The HCSO-EMP agrees to inform its EMS personnel that they are not subject to coverage by City's Workmen's Compensation Program.

(l) The EMS Director or designee will supply City, at least (30) thirty days in advance, with a schedule of the EMS personnel who wish to participate in the program and the times they will be present at the City.

(m) The EMS Director or designee will supply City with a list of skills for personnel at each level of certification prior to clinical rotation.

3. Responsibilities of the City.

(a) The City will, at its sole discretion, permit said EMS personnel to observe its routines and procedures in City's Emergency Medical Service under the direct supervision of City personnel, licensed or qualified employees of the City and self study program instructor who will spot check students.

(b) The City agrees to assist the program by providing through its supervisory personnel assistance with task sheets, attendance and evaluation sheets, at intervals to be agreed upon.

(c) The City will orient the EMS Director or designee and EMS personnel to City facilities and policies.

(d) The City will inform its professional staff of its participation in the program.

(e) The City will assume full responsibility for patient care.

(f) The City reserves the right, in its absolute discretion, to refuse its facilities and services to any EMS personnel who do not meet the professional standards proposed by the City.

(g) City agrees to defend, indemnify and hold harmless HCSO-EMP, its officers, agents, elected officials, employees and any other person, firm or corporation bound to defend or pay judgments against said party form and against any and all claims, demands or causes of action including claims of attorney's fees and contribution or indemnity which arise due to negligence on the part of its agents, servants, or employees in the performance of any of its obligations under this Agreement.

(h) City will designate a person or persons with whom all EMS personnel are to report upon arrival for and departure from the training program.

4. Miscellaneous.

4.1 This Agreement may be modified at any time upon the written requests of either party with the consent of the other party.

4.2 This Agreement is to remain in effect unless revisions are made, or as Changes are deemed necessary.

4.3 The interpretation and enforcement of this Agreement shall be governed by the laws of the State of Texas and this Agreement is performable in Hidalgo County, Texas.

4.4 Any notices required by this Agreement shall be deemed made on the day personally delivered in writing or mailed by certified mail, postage prepaid, to the other party at the address set forth below or to such other persons and address as either party may designate in writing:

If to HCSO-EMP:

Hidalgo County Sheriff's Office EMP
Attn: Chief J. Rivera
711 E. El Cibolo Road
Edinburg, Texas 78542

If to City:

City of Weslaco
Attn: Mayor
255 S. Kansas St.
Weslaco, Texas 78596

4.5 The invalidity or unenforceability of any provisions of this Agreement will not affect the validity or enforceability of any other provision.

4.6 The defined terms used herein are for convenience only and do not limit the contents of this Agreement.

4.7 All pronouns and all variations thereof shall be deemed to refer to the masculine, feminine or neuter, singular or plural, as the identity of the person or persons or entity may require.

4.8 The execution and performance of this Agreement by City and HCSO-EMP have been duly authorized by all necessary laws, resolutions or corporate action, and this Agreement constitutes the valid and enforceable obligations of HCSO-EMP and City in accordance with its terms.

EXECUTED as of the day and year first written above.

COUNTY OF HIDALGO, TEXAS By and through the HIDALGO COUNTY SHERIFF'S OFFICE:

By:_____
J. E. "Eddie" Guerra
Hidalgo County Sheriff

ATTEST: _____
Arturo Guajardo, Hidalgo County Clerk

CITY:
CITY OF WESLACO

By:_____
Signature

Name: _____

Title: _____

Approved by Hidalgo County Commissioners Court on _____, 2017.

Approved as to Form:
Office of Criminal District Attorney,
Ricardo Rodriguez, Jr.

By: _____
Josephine Ramirez-Solis
Assistant District Attorney

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1023

From:

Subject:
Approval of the Interlocal Cooperation Agreement with the Lower Rio Grande Valley Development Council for the FY2016 Mid Valley Consolidated Interoperable Communications Center Project and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

Background:
This is the equipment bought under a Homeland Security Grant. procurement was done by the LRGVDC. All equipment is installed and operational @ 1912 Joe Stephens Weslaco Communication Center.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Elizabeth Walker	Created/Initiated
Antonio Lopez	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
recommend approval

Attachments, if any:
Interlocal Agmt, Inventory&Tagging, Invoice, Pass Through Property Record

Responsibilities upon Approval:

INTERLOCAL COOPERATION AGREEMENT
BETWEEN LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL
AND CITY OF WESLACO, TX

(FY2016 Mid Valley Consolidated Interoperable Comms Center Project)
eGrants #: 3092201 Four (4) Dispatch Workstations

This Agreement made on this _____day of _____, 2017, by and between the **LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL** hereinafter referred to as "LRGVDC," and the **City of Weslaco,** hereinafter referred to as the "City of Weslaco," pursuant to the provisions of the Texas Interlocal Cooperation Act, as follows:

WITNESSETH:

WHEREAS, City of Weslaco is a form of county government in City of Weslaco, Texas;

WHEREAS, LRGVDC is a Regional Planning Agency formed under Texas Law;

WHEREAS, LRGVDC and City of Weslaco, each pursuant to its statutory and constitutional authority, are responsible for the safety of the citizens within their respective boundaries, and are desirous that the necessary equipment and services are available;

WHEREAS, LRGVDC applied for and received grants for the equipment from the FY2016 Homeland Security Grant Program (HSGP) through the State Homeland Security Program (SHSP)/Law Enforcement Terrorism Prevention Activities (LETPA), hereinafter referred to as the "FY 2016 SHSP/LEPTA;"

WHEREAS, the Equipment was purchased by the LRGVDC through the FY2016 SHSP/LETPA and delivered to the possession of the City of Weslaco;

WHEREAS, the Equipment will remain the property of the Federal Emergency Management Agency (FEMA) and in LRGVDC's and City of Weslaco inventory records until otherwise specified by the Office of the Governor's – Homeland Security Grant Division (OOG-HSGD) at which time the Grant will be closed;

WHEREAS, the Lower Rio Grande Valley Region has the desire to combine resources for the purpose of increasing the region's ability to respond to all emergencies and disasters, acts of terrorism, natural and man-made, through City of Weslaco;

WHEREAS, the LRGVDC desires to transfer certain equipment as described in Appendix "A" attached hereto to City of Weslaco as a permanent loan asset according to LRGVDC, state, and federal guidelines;

WHEREAS, the LRGVDC and City of Weslaco are authorized to enter into this Agreement pursuant to the Interlocal Cooperation Act, Texas Gov't. Code 791.001 et seq., which authorizes local governments to contract with each other to perform governmental functions and services under the terms of the Act.

NOW, THEREFORE, the LRGVDC and City of Weslaco, in consideration of the mutual covenants expressed hereinafter, agree as follows:

1. In order to fulfill the goals of LRGVDC regional efforts to emergency response, the parties agree that the equipment described in Appendix "A" attached hereto, will be made readily available, locally, region and state-wide for the purpose of responding to acts of terrorism, manmade and natural disasters if requested under mutual aid.

2. The parties understand that FEMA will retain ownership of the equipment listed in Appendix "A" for the life of the equipment and/or until otherwise specified by the OOG-HSGD, at which time City of Weslaco through the LRGVDC's permanent loan will obtain ownership of the equipment.

3. City of Weslaco agrees to meet eligibility status upon receiving grant funded equipment and must maintain eligibility status in accordance with the OOG-HSGD eligibility requirements and/or upon the transfer of such equipment to a jurisdiction(s), verify that the recipient meets and maintains the same eligibility status in accordance with the OOG-HSGD requirements.

4. City of Weslaco agrees to, at a minimum, provide the equivalent insurance coverage for all such equipment listed in Appendix "A" and/or upon the transfer of such equipment to a jurisdiction(s) secure and provide evidence to the LRGVDC of such coverage from the recipient jurisdiction(s).

5. City of Weslaco agrees to maintain and repair the equipment listed in Appendix "A" in good working condition for the life of the equipment and agrees to pay for any and all yearly maintenance agreements for equipment as applicable.

6. City of Weslaco agrees to maintain a cooperative working arrangement with the LRGVDC and local city governments in the region and assist in establishing a funding mechanism and contribute on a yearly basis to the regional interoperable communications fund for the purpose of offsetting future maintenance and upkeep costs associated with regional interoperable communication projects as approved by the LRGVDC Board of Directors.

7. City of Weslaco agrees to notify the LRGVDC in writing within ten (10) days if should equipment be transferred, lost, stolen, or otherwise rendered unusable.

8. City of Weslaco agrees to provide an annual accounting, upon request, of the equipment to the LRGVDC for the purposes of grant reporting.

9. City of Weslaco agrees, within 60 days of receiving equipment, to tag equipment with appropriate identification labels in accordance with its Asset Accountability Procedures and state equipment inventory and tagging requirements. (Reference: Information Bulletin No. 12-004.)

10. City of Weslaco agree to conform to its own applicable purchasing laws, regulations, policies and procedures with respect to any parts or supplies needed to maintain operability of equipment.

11. **Conflict with Applicable Law.** Nothing in this Agreement shall be construed so as to require the commission of any act contrary to law, and whenever there is any conflict between any provision of this Agreement and any present or future law, ordinance or administrative, executive or judicial regulation, order or decree, or amendment thereof, contrary to which the parties have no legal right to contract, the FY2016 Homeland Security terms and conditions prevail, but in such event the affected provision or provision of this Agreement shall be modified only to the extent to bring them within the legal requirements and only during the times such conflict exists.

12. **No Waiver.** No waiver by any party hereto of any breach of any provisions of the Agreement shall be deemed to be a waiver of any preceding or succeeding breach of the same or any other provision hereof.

13. **Entire Agreement.** This Agreement contains the entire contract between the parties hereto, and each party acknowledges that neither has made (either directly or through any agent or representative) any representation or agreement in connection with this Agreement not specifically set forth herein. This Agreement will not expire until the equipment end of life cycle, but may be modified or amended only by agreement in writing executed by LRGVDC and City of Weslaco, and not otherwise.

14. **TEXAS LAW TO APPLY.** THIS AGREEMENT SHALL BE CONSTRUED UNDER AND IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS, AND ALL OBLIGATIONS OF THE PARTIES CREATED HEREUNDER ARE PERFORMABLE WITHIN CAMERON, HIDALGO, WILLACY AND STARR COUNTY, TEXAS. THE PARTIES HEREBY CONSENT TO PERSONAL JURISDICTION IN CAMERON, HIDALGO, WILLACY AND STARR COUNTY, TEXAS.

15. **Governing Provisions.** City of Weslaco shall comply with all applicable laws and regulations. A non-exclusive list of regulations commonly applicable to Federal and State grants and equipment can be found in the 2 CFR 200 Uniform Administrative Requirements, Cost Principles and Audit Requirements.

16. **Indemnification**: Without waiving its sovereign immunity, and if and to the extent allowed by law, each party shall indemnify and hold harmless each other, its officers, officials, and employees from and against all claims and liabilities of any nature or kind, including costs and expenses for or on account of any claims, damages, losses, or expenses of any character whatsoever resulting in whole or in part from the negligent performance or omission of either party's employees or representatives connected with the activities described herein.

17. **Notice.** Except as may be otherwise specifically provided in this Agreement, all notices, demands, requests or communication required or permitted hereunder shall be in writing and shall either be (i) personally delivered against a written receipt, or (ii) sent by registered or certified mail, return receipt requested, postage prepaid and addressed to the parties at the addresses set forth below, or at such other addresses as may have been theretofore specified by written notice delivered in accordance herewith:

If to LRGVDC: Attention: Ron Garza
Deputy Executive Director
301 W. Railroad ST.
Weslaco, Texas 78596

If to City of Weslaco: Honorable David Suarez
Major, City of Weslaco
255 S. Kansas Ave.
City of Weslaco, TX 78596

Each notice, demand, request or communication, which shall be delivered or mailed in the manner described above, shall be deemed sufficiently given for all purposes at such time as it is personally delivered to the addressee or, if mailed, at such time as it is deposited in the United States mail.

18. **Additional Documents.** The parties hereto covenant and agree that they will execute such other and further instruments and documents as are or may become necessary or convenient to effectuate and carry out the terms of this Agreement.

19. **Successors.** This Agreement shall be binding upon and to the benefit of the parties hereto and their respective heirs, executors, administrators, legal representative, successors, and assigns where permitted by this Agreement.

20. **Assignments.** This Assignment shall not be assignable.

21. **Headings.** The headings and captions contained in this Agreement are solely for convenience reference and shall not be deemed to affect the meaning or interpretation of any provision of any paragraph hereof.

22. **Gender and Number.** All pronouns used in this Agreement shall include the other gender, whether used in the masculine, feminine or neuter gender, and singular shall include the plural whenever and as often as may be appropriate.

23. **Authority to Execute.** The execution and performance of this Agreement by LRGVDC and City of Weslaco have been duly authorized by all necessary laws, resolutions or corporate action, and this Agreement constitutes the valid and enforceable obligations of LRGVDC and City of Weslaco in accordance with its terms.

24. **Governmental Purpose.** Each party hereto is entering into this Agreement for the purpose of providing for governmental services or functions and will pay for such services out of current revenues available to the paying party as herein provided.

25. **Commitment of Current Revenues Only.** In the event that, during any term hereof, the governing body of any party does not appropriate sufficient funds to meet the obligations of such party under this Agreement, then any party may terminate this Agreement upon ninety (90) days' written notice to the other party. Each of the parties hereto agrees, however, to use its best efforts to secure funds necessary for the continued performance of this Agreement. The parties intend this provision to be a continuing right to terminate this Agreement at the expiration of each budget period of each party hereto pursuant to the provisions of Tex. Loc. Govt. Code Ann. §271.903.

WITNESS THE HANDS OF THE PARTIES effective as of the day and year first written above.

City of Weslaco, Texas	Lower Rio Grande Valley Development Council
_____	_____
Honorable David Suarez Mayor, City of Weslaco	Ron Garza Deputy Executive Director

State Homeland Security Program (SHSP

Grant Equipment

ATTACHMENT A

Prepared By: Manuel Cruz

Reviewed By:

Date:

LRGVDC Equipment Inventory Control Log

Grant Name	Discipline, Location Recipient Name	County	City Name	Description	Acquisition Date	Serial Number	Model Number	Amount Approved	Total Unit Cost	Source of Asset Vendor	Total	Control Number	% Federal Participation	Name of Title Holder	Disposition Date	Condition	Property Purpose
FY2016 LETPA	**I.E, Weslaco Public Facility Building, 1912 Joe Stephens Ave., Weslaco	Hidalgo	Weslaco	Dispatch Consoles and Radios	4/28/2017					Tri County Communications			100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	Console 104	4/28/2017	GZ5JDH2	OPTIPLEX XE2	N/A	$ 15,760.00	Tri County Communications	$ 63,040.00	2017-006	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	Console 103	4/28/2017	GZ5GDH2	OPTIPLEX XE2	N/A	$ 15,760.00	Tri County Communications	$ 63,040.00	2017-007	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	Console 105	4/28/2017	GZ1NDH2	OPTIPLEX XE2	N/A	$ 15,760.00	Tri County Communications	$ 63,040.00	2017-008	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	Console 106	4/28/2017	GZ6GDH2	OPTIPLEX XE2	N/A	$ 15,760.00	Tri County Communications	$ 63,040.00	2017-009	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	ZETRON Radio Gateway	4/28/2017	244631	901-9715	N/A	$ 3,055.50	Tri County Communications	$ 3,055.50	2017-010	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	ZETRON Radio Gateway	4/28/2017	244592	901-9690	N/A	$ 2,385.00	Tri County Communications	$ 9,540.00	2017-011	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	ZETRON Radio Gateway	4/28/2017	244638	901-9690	N/A	$ 2,385.00	Tri County Communications	$ 9,540.00	2017-012	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	ZETRON Radio Gateway	4/28/2017	244639	901-9690	N/A	$ 2,385.00	Tri County Communications	$ 9,540.00	2017-013	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	ZETRON Radio Gateway	4/28/2017	244642	901-9690	N/A	$ 2,385.00	Tri County Communications	$ 9,540.00	2017-014	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087207	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-015	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087451	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-016	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087452	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-017	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087405	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-018	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087276	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-19	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087404	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-020	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087403	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-021	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA	**	Hidalgo	Weslaco	M7300/M5300 Base Radio	4/28/2017	A4011E087401	MAMW-SDMXX	N/A	$ 3,862.25	Tri County Communications	$ 30,898.00	2017-022	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA		Hidalgo	Weslaco	Installation, programming, hardware, tower services, RF jumper, connectors, grounding, license and shipping.	4/28/2017	N/A	N/A	N/A	N/A	Tri County Communications	$ 19,370.50	N/A	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications
FY2016 LETPA		Hidalgo	Weslaco	Accessories, power and misc.	4/28/2017	N/A	N/A	N/A	N/A	Tri County Communications	$ 16,919.90	N/A	100	LRGVDC	N/A	NEW	Enhance Public Safety Communications

Total:			$ 142,823.90	

1421 E. PIKE BLVD.
WESLACO, TX 78596

TRI-COUNTY COMMUNICATIONS, LTD.

PHONE (956) 447-8440
FAX (956) 447-0622

Bill To:
LOWER RGV DEVELOPMENT COUNCIL
301 W RAILROAD ST
WESLACO TX 78596

Ship To: Phone #: 956 682-3481
LOWER RGV DEVELOPMENT COUNCIL
301 W RAILROAD ST
WESLACO TX 78596

Invoice/Dt	Order#/Dt	Customer#	Customer P.O.	Terms	SalesPerson
322940	32294	1857	25029	DUE ON DELIVERY	DELIVERY BY TCI
04/28/17	04/28/17				HS

QUANTITY	U/M	ITEM/DESCRIPTION	DISC	UNIT PRICE	AMOUNT
		********** BUY BOARD CONTRACT PRICING 523-17/524-17 **********			
4	EA	905-0381 MAX PRO WORKSTATION BUNDLE Includes: Power Supply, Media Dock XS, Spkrs, 10 Channel Lic Serial Numbers: 234074 234074-1 234074-2 234074-3		15760.00	63,040.00
4	EA	950-0032 HEADSET, 6-WIRE W/PTT, NOISE CANCELLING		319.50	1,278.00
8	EA	802-0115 HEADSET TOP, NOISE CANCELLING		114.30	914.40
4	EA	950-1077 DUAL PRONG HEADSET JACKBOX OPTION; DUAL VOLUME CONTROL		379.50	1,518.00
4	EA	905-0330 DESKTOP MICROPHONE, SHURE WITH 6' CABLE		567.00	2,268.00
4	EA	950-9102 FOOTSWITCH, SINGLE W/10' CABLE		103.50	414.00
4	EA	709-0170-10 10FT SHIELDED CAT 5e CABLE FOR SPEAKERS		13.50	54.00
4	EA	901-9690 MAX CNB RADIO GATEWAY		2385.00	9,540.00

(Continued on Page 2)

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WESLACO TX 78596

Ship To: Phone #: 956 682-3481
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Invoice/Dt	Order#/Dt	Customer#	Customer P.O.	Terms	SalesPerson
322940	32294	1857	25029	DUE ON DELIVERY	DELIVERY BY TCI
04/28/17	04/28/17				HS

QUANTITY	U/M	ITEM/DESCRIPTION	DISC	UNIT PRICE	AMOUNT
		(Page 2)			
		HARDWARE			
		Serial Numbers:			
		244592			
		244638			
		244639			
		244642			
2	EA	436188		374.00	748.00
		RACK MOUNT SUPRESSOR,			
		14 OUTLETS			
1	EA	901-9715		3055.50	3,055.50
		MAX CENTRAL			
		Serial Numbers:			
		244631			
8	EA	930-0260		288.00	2,304.00
		HARRIS INTERFACE LICENSE			
		(M7300)			
8	EA	709-8003-20		117.00	936.00
		MAX RADIO GATEWAY TO HARRIS			
		M7300 CABLE (20FT)			
3	EA	950-0588		144.00	432.00
		DUAL UNIT RACK MOUNT OPTION			
1	EA	930-0221		2866.50	2,866.50
		BLOCK OF 10 RADIO CHANNEL			
		LICENSES			
4	EA	950-0923		62.35	249.40
		RADIO GATEWAY POWER			
		SUPPLY OPTION			
8	EA	MAMW-SDMXX		3862.250	30,898.00
		M7300 MOBILE, 700/800MHz			
		Serial Numbers:			
		A4011E087207			
		A4011E087276			

(Continued on Page 3)

1421 E. PIKE BLVD.
WESLACO, TX 78596

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Ship To: Phone #: 956 682-3481
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301 W RAILROAD ST
WESLACO TX 78596

Invoice/Dt	Order#/Dt	Customer#	Customer P.O.	Terms	SalesPerson
322940	32294	1857	25029	DUE ON DELIVERY	DELIVERY BY TCI
04/28/17	04/28/17				HS

QUANTITY	U/M	ITEM/DESCRIPTION	DISC	UNIT PRICE	AMOUNT
		(Page 3)			
		A4011E087401			
		A4011E087403			
		A4011E087404			
		A4011E087405			
		A4011E087451			
		A4011E087452			
1	EA	544497		3365.10	3,365.10
		100-1000 MHZ MULTI-BAND SHORT-HAUL COMBINER, 8 CH			
4	EA	49061		445.50	1,782.00
		36 AMP POWER SUPPLY			
1	EA	INST-MISC		13500.000	13,500.00
		INSTALLATION, PROGRAMMING, HARDWARE, TOWER SERVICES, RF JUMPERS, MISC CONNECTORS AND GROUNDING			
1	EA	930-0231		2961.00	2,961.00
		Z-NODE MANAGER			
1	EA	*FREIGHT		700.00	700.00
		SHIPPING CHARGES			
		Subtotal			142,823.90
		Total Due On 04/28/17			142,823.90

Received By:_____
Date Received: _____

Texas Department of Public Safety
Texas Homeland Security State Administrative Agency
Homeland Security Grant Program
Passed-Through Property Record

Sub-recipient: Lower Rio Grande Valley Development Council (LRGVDC)
Name of Organization

301 W. Railroad ST, Weslaco, TX 78596
Street/Mailing Address, City, County, Zip

Manuel Cruz, Director of Homeland Security and Criminal Justice
Printed Name and Title

Signature _____ Date _____

Project Participant: City of Weslaco
Name of Organization

255 S. Kansas Ave., Weslaco, Hidalgo, 78596
Street/Mailing Address, City, County, Zip

Antonio Lopez, Fire Chief and Emergency Management Coordinator
Printed Name and Title

Signature _____ Date _____

This is to certify that the property described below was acquired through the expenditure of grant funds awarded to the above named Homeland Security Grant Program Sub-recipient. The Project Participant receiving the property certifies that they have knowledge of the laws, rules and regulations of Texas Homeland Security grants. The Project Participant further certifies that they agree to be bound by all the contract covenants and exhibits to the Sub-recipient's Agreement and any modifications or amendments to that agreement as if they were written here. The Sub-recipient and Project Participant further certify that they are duly authorized and empowered by their governing body to enter into this agreement. The Sub-recipient further certifies that the Project Participant has complied with all Texas Homeland Security State Administrative Agency eligibility requirements.

Property being passed-through

Item description:	(4) Dispatch Workstations, Radios and Accessories
Item Control Number:	Refer to attachment A (Inventory&Invoice)
Serial Number/VIN:	Refer to attachment A
Model Number:	Multiple - Refer to attachment A
Acquisition Date:	04/28/2017
Unit Cost:	$142,823.90

This form is provided for the benefit of grant administration. TXDPS/THSSAA cannot advise Sub-recipients about the legality of any specific property that is passed-through. Sub-recipients should consult with their own legal counsel concerning compliance with all relevant laws, including state and local requirements.

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1022

From:

Subject:
Approval of the request by the Boys and Girls Club of Weslaco Inc. to utilize the tennis courts and park pavilion #24 during the summer program at no cost. (Requested by Boys and Girls Club of Weslaco, Inc.)

Background:
These 2 sites will be used during the day Monday - Friday for activities at the club.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Elizabeth Walker	Created/Initiated
David Arce	Approved
Mike Perez	Final Approval

City Manager Comments:
Approve.

Staff Recommendation:
Deferred to City Manager.

Attachments, if any:
Boys and Girls Club Request Letter, B&GC Insurance, B&GC EXHIBIT A

Responsibilities upon Approval:

THE BOYS & GIRLS CLUBS OF WESLACO INC

'Great Futures START HERE"

THE BOYS & GIRLS CLUB IS requesting to use the TENNIS COURT AND THE PAVILION during the MONTH OF JUNE AND JULY. Our SUMMER PROGRAM WILL START JUNE 5TH AND WILL END AUGUST 4TH our hours will be from 7:30 TO 5:30. We would like teach STEM and TENNIES CLASSES to our members FROM 9AM TO 4PM.

THANK YOU, MAYOR SUAREZ, AND COMMISSONORS FOR EVERYTHING YOU DO FOR OUR MEMBERS.

MARY LOPEZ
CEO

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 10/17/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Montalvo Insurance Agency
208 South Texas Blvd
PO Box 2
Weslaco TX 78599

CONTACT NAME:
PHONE (A/C, No, Ext): (956) 968-5521 FAX (A/C, No): (956) 969-9198
E-MAIL ADDRESS:

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Markel Insurance Company	
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED
Boys & Girls Club Weslaco, Inc.
300 N. Airport Suite B
Weslaco TX 78599

COVERAGES CERTIFICATE NUMBER: CL16101702019 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE X OCCUR GEN'L AGGREGATE LIMIT APPLIES PER X POLICY PRO-JECT LOC OTHER			3602CY404575-3	11/21/2016	11/21/2017	EACH OCCURRENCE	$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 100,000
							MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 1,000,000
							GENERAL AGGREGATE	$ 2,000,000
							PRODUCTS - COMP/OP AGG	$ 1,000,000
								$
	AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS X HIRED AUTOS SCHEDULED AUTOS X NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
							BODILY INJURY (Per person)	$
							BODILY INJURY (Per accident)	$
							PROPERTY DAMAGE (Per accident)	$
								$
	UMBRELLA LIAB OCCUR EXCESS LIAB CLAIMS-MADE DED RETENTION $						EACH OCCURRENCE	$
							AGGREGATE	$
								$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y / N N / A (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						PER STATUTE OTH-ER	
							E.L. EACH ACCIDENT	$
							E.L. DISEASE - EA EMPLOYEE	$
							E.L. DISEASE - POLICY LIMIT	$
A	Abuse & Molestation			3602CY404575-3	11/21/2016	11/21/2017	Each Person	1,000,000
							Aggregate	1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Certificate Holder is included as Additional Insured as grantor of franchise.

CERTIFICATE HOLDER

Boys & Girls Club of America
1275 Peachtree Street
Atlanta, GA 30309

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
Ron Montalvo

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HIDALGO COUNTY PRECINCT 1
JORGE PENA

email: jorge.pena@co.hidalgo.tx.us

LETTER OF TRANSMITTAL

TO:
City of Weslaco
ATTENTION:
David Suarez, Mayor

DATE: May 25, 2017

FROM: Jorge Pena
TITLE: Executive Assistant IV

REASON FOR TRANSMITTAL CHECKED BELOW:

[ ] As Requested	**[X] For Approval**	[ ] Copy of Letter
[ ] Returned for Corrections	[ ] Approved As Noted	[ ] Review and Comment
[ ] Agenda Item	**[X] Hand Delivered**	[ ] For your files

****

REMARKS: Request Signature – Interlocal Cooperation Agreement Between County of Hidalgo and City of Weslaco, Texas

CITY OF WESLACO
MAY 25 2017
CITY SECRETARY'S OFFICE

1902 Joe Stephens Ave. Suite 101 * Weslaco, TX 78596 * PH. (956) 968-8733* FAX (956) 973-7804
jorge.pena@co.hidalgo.tx.us

FILED
AT 4:00 O'CLOCK P M
MAY 23 2017
ARTURO GUAJARDO, JR. COUNTY CLERK
HIDALGO COUNTY, TEXAS
BY _____ DEPUTY

STATE OF TEXAS §
§
COUNTY OF HIDALGO §

INTERLOCAL COOPERATION AGREEMENT BETWEEN COUNTY OF HIDALGO AND CITY OF WESLACO, TEXAS

THIS Agreement is made on and entered into by and between **COUNTY OF HIDALGO, TEXAS,** by and through **COMMISSIONERS PRECINCT 1**, hereinafter referred to as ("County"), and **CITY OF WESLACO** hereinafter referred to as ("City"), pursuant to the provisions of the Texas Interlocal Cooperation Act "Act"), as follows:

I. WITNESSETH:

WHEREAS, the City is "local government" as defined by the Act, and a political subdivision of the State of Texas, within the boundary Hidalgo County; and

WHEREAS, County is a "local government" as defined by the Act, and a political subdivision of the State of Texas; and

WHEREAS, City and County desires to assist each other in multiple projects to be defined by mutual agreement in which both the City and the County would benefit from the outcome of the work (the "Work") by decreasing the cost of services and increasing the quality of life for both the citizens of the County and the City; and

WHEREAS, County and City believe that the constituents of each will benefit from the mutual use and development of the multiple projects to be defined by mutual agreement herein contemplated; and

WHEREAS, an interlocal agreement may be entered into by any local government which includes a political subdivision, and which is defined in Section 791.003(4) of the Local Government Code;

NOW, THEREFORE, and in consideration of premises and the mutual covenants and agreements expressed hereinafter, County and City agree as follows:

II. CONSIDERATIONS

A. Mutual Agreements:

1. County agrees to provide City the use of equipment and materials owned by County at the current prices to the County for such equipment and materials for the furtherance of the Work. Prior to City utilizing any County equipment or materials, City shall request and receive a statement of County's current hourly rates for use of equipment and materials. The current hourly rates for equipment of County as of the date of this Agreement are attached hereto as Exhibit A. County shall be solely responsible for determining the current rate for its equipment and City agrees to reimburse County for such costs within thirty (30) days of receipt of invoice from County. Any request for use by City of County equipment and materials shall be subject to the approval of Commissioner of Precinct 1 determining that such equipment and materials are not required by the Precinct 1 Commissioner for the times requested by the City.

2. County shall provide City with manpower at the current hourly rates for individuals required to complete the Work. Prior to City utilizing County manpower, City shall request and receive the current hourly rates of County individuals, required to complete the Work. Hourly rates shall include all benefits and other costs associated with the employment of each individual. County shall be solely responsible for determining the current rate for its employees and the City agrees to reimburse County such costs within thirty (30) days of receipt of invoice from County. Any request for use by City of County individuals shall be subject to the approval by the Commissioner of Precinct 1 determining that the County individuals so requested by the City are not required for projects of Precinct 1 at the time requested by City.

3. City agrees to allow County to use equipment and materials owned by City at the current prices to the City for such equipment and materials for the furtherance of the Work. City shall be solely responsible for determining the current rate for its equipment and County agrees to reimburse City for such costs within thirty (30) days of receipt of invoice from City. Any request for use by County of city equipment and materials shall be subject to the approval of the City Manager determining that such equipment and materials are not required by the City for the times requested by the County.

4. City shall provide County with manpower at the current hourly rates or individuals required to complete the Work. Prior to County utilizing City manpower, County shall request and receive the current hourly rates of City individuals required to complete the work. Hourly rates shall include all benefits

and other costs associated with the employment of each individual. City shall be solely responsible for determining the current rate of its employees and County agrees to reimburse City such costs within thirty (30) days of receipt of invoice from City. Any request for use by County of city individuals shall be subject to the approval by the City Manager determining that the City individuals so requested by the County are not required for projects of City at the time requested by County.

5. All other costs associated with the Work shall be the responsibility of the respective party requesting assistance from the other party in its entirety.

B. Term.

6. The term of this Agreement shall be for one (1) year and this Agreement shall automatically renew for three (3) additional one year terms upon the same terms and conditions described herein except that all prices for manpower, equipment and materials are subject to change at any time without notice to either party unless either party notifies the other in writing of such party's interest of nonrenewal of this Agreement. Either party may terminate this Agreement with or without cause upon thirty (30) days written notice to the other.

7. Upon a change in price for manpower for County employees, equipment or materials, the County shall notify the City within ten (10) working days for any ongoing Work and before beginning any new Work.

8. Upon a change in price for manpower for City employees, equipment or materials, the City shall notify the County within ten (10) working days for any ongoing Work and before beginning any new Work.

C. Liability Insurance

9. Each entity will carry sufficient liability insurance at the statutorily required limits, pursuant to the Texas Tort Claims Act.

III. INDEMNIFICATION

To the extent permitted under the Constitution and laws of the State of Texas, the City agrees to indemnify and hold harmless and defend County, its agents, employees and officers

from and against any claim, loss, damage, liability and expense, including reasonable attorney's fees, incurred or suffered by it, by reason of any and all claims, demands or causes of action asserted or that may be asserted, against any or all of the above named parties, whether alleging intentional or negligent acts or omissions, and whether seeking compensatory or punitive damages, and involving, arising out of, or in any manner related to this agreement.

IV. GOVERNING LAW

This Agreement will be construed under and in accordance with the laws of the State of Texas, and all obligations of the parties created by the Agreement as performable in Hidalgo County, Texas.

V. CONFLICTS WITH APPLICABLE LAW

Nothing in this Agreement shall be construed so as to require the commission of any act contrary to law, and whenever there is any conflict between any provision of their Agreement and any present or future law, ordinance, or administrative, executive or judicial regulation, order or decree, or amendment thereof, contrary to which the parties have no legal right to contract, the latter shall prevail, but in such event the affected provision or provisions of this Agreement shall be modified only to the extent necessary to bring them within the legal requirements and only during the time such conflict exists.

VI. NO WAIVER

No waiver by any party hereto of any breach of any provision of the Agreement will be deemed to be a waiver of any proceeding or succeeding breach of the same or any other provision hereof.

VII. NOTICE

Except as may be otherwise specifically provided in this Agreement, all notices, demands, request or communication required or permitted hereunder shall be in writing and shall either be (i) personally delivered against a written receipt, or (ii) sent by registered or certified mail, return receipt requested, postage prepaid and addressed to the parties at the addresses set forth below, or at such other addresses as may have been theretofore specified by written notice delivered in accordance herewith:

If To City:	**City of Weslaco** **Attention: Mayor David Suarez** **Address: 255 S. Kansas Ave.** **Weslaco, Texas 78596**
If to County:	**County of Hidalgo, Texas** **Attn: Ramon Garcia, County Judge** **302 W. University Dr.** **Edinburg, TX 78539**
With copy to:	**David L. Fuentes, Commissioner Precinct No. 1** **1902 Joe Stephens Avenue** **Weslaco, Texas 78596**

VIII. FIXTURES-SPECIAL CONDITION

Upon the completion of any project, as defined by mutual agreement, by either the City or the County, any movable equipment or appurtenances will be removed and taken by the County within a reasonable time. If the equipment and appurtenances are not movable, then in such event and by written mutual agreement, said equipment and appurtenances will become the sole property of the City.

IX. ENTIRE AGREEMENT

This contract contains the entire Agreement of the parties with respect to the matters covered by its terms. No other agreements, statement or promise made by any party or to any employee, officer or agent of any party, that is not contained in this Agreement, will be of no force or effect, unless the same be in writing, dated subsequent to the date hereof and duly executed by the parties hereto.

X. LEGAL CONSTRUCTION/SERVERABILITY

In case any one or more of the provisions contained in this Agreement will for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability will not affect any other provision thereof, and this Agreement will be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

XI. PRIOR AGREEMENTS

This Agreement supersedes and terminates all previous Interlocal Agreement between the parties hereto concerning the subject matter hereof, except for any Interlocal Agreement dated prior to this Agreement to the extent work is being performed under said Agreement at the time of executing this Agreement. Once ongoing work under any such previous Interlocal Agreement(s) is completed and payment is remitted such previous Interlocal agreement shall terminate at such time.

XII. ADDITIONAL DOCUMENTS

The Parties agree that they will use reasonable, good faith efforts to execute each such other and further instruments and documents as are or may become necessary or convenient to effectuate and carry out the terms of this Agreement.

XIII. SUCCESSORS

This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, executors, administrators, legal representatives, successors, and assigns where permitted by this Agreement.

XIV. HEADINGS

The headings and captions contained in this Agreement are solely for convenience reference and shall not be deemed to affect the meaning or interpretation of any provision of paragraph hereof.

XV. GENDER AND NUMBER

All pronouns used in this Agreement shall include the other gender, whether used in the masculine, feminine or neuter gender, and singular shall include the plural whenever and so often as may be appropriate.

XVI. NON-DISCRIMINATION

The Agreement and all related activities shall be conducted in a manner that does not discriminate against any person on a basis prohibited by applicable law or County and City policy, including without limitation race, color, national origin, religion, sex, age, veteran status, or disability.

XVII. AUTHORITY TO EXECUTE

All pronouns used in this Agreement shall include the other gender, whether used in the masculine, feminine or neuter gender, and singular shall include the plural whenever and so often as may be appropriate.

XVIII. GOVERNMENTAL PURPOSE

Each party hereto is entering into this agreement for the purpose of providing for governmental services or functions and will pay for such services out of current revenues available to the paying party as herein provided.

XIX. TEXAS LAW TO APPLY

This Agreement shall be construed under and in accordance with the laws of the State of Texas, and all obligation of the parties created hereunder are performable in Hidalgo County, Texas. The parties hereby consent to personal jurisdiction in Hidalgo County, Texas.

XX. COMMITMENT OF CURRENT REVENUES

In the event that, during any term hereof, the governing body of any party does not appropriate sufficient funds to meet the obligations of such party under this Agreement, then any party may terminate this Agreement upon ninety (90) days written notice to the other party. Each of the parties hereto agrees, however, to use its best efforts to secure funds necessary for the continued performance of this Agreement. The parties intend this provision to be a continuing right to terminate this Agreement at the expiration of each budget period of each party hereto pursuant to the provisions of the Texas Local Government Code.

THIS AGREEMENT is executed in duplicate originals, copies of which will be considered a true and correct original copy of this Agreement:

CITY OF WESLACO

BY: _____
David Suarez, Mayor

ATTEST:

BY: _____
Elizabeth Walker, City Secretary

COUNTY OF HIDALGO, TEXAS

BY: Ramon Garcia
Ramon Garcia Hidalgo, County Judge

ATTEST:

APPROVED BY
COMMISSIONERS' COURT
ON: 5/16/17

By: _____
Arturo Guajardo, Jr., Hidalgo County Clerk

COMMISSIONERS COURT
HIDALGO COUNTY, TEXAS

APPROVED AS TO FORM:
Hidalgo County Criminal District Attorney's Office
Ricardo Rodriguez, Jr.

By: _____
Victor M. Garza, Assistant District Attorney

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2016-376

From:
Mary Barrera

Subject:
Discussion and consideration to approve Resolutions 2017-45 and 2017-46 appointing two members to unexpired terms to the Weslaco Hotel Occupancy Tax Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (There was no action on this item March 21, 2017; Staffed by Finance Department.)

Background:
Resignations by Mr. Tijerina and Mr. Garza were accepted at the regular meeting of August 16, 2016 from the Weslaco Hotel Occupancy Tax Advisory Committee.
Two qualified applicants submitted interest, Omar Rodriguez and Roberto Palomares.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature
Resolution

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Elizabeth Walker	Created/Initiated
Mary Barrera	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Recommend appointment of two new members. If no applications on file at date of meeting, recommend no action until applications can be received.

Attachments, if any:
16 standard board docs, WHOTAC apps, Resolution 2017-45, Resolution 2017-46

Responsibilities upon Approval:

City of Weslaco Boards and Committees

Prepared by Office of the City Secretary; Updated August 2016

	Member Qualifications										Defined Duties							
	character	citizenship	residency	age	public officer	taxpayer/property owner	qualified voter	management experience	subject interest	no litigation	# members	# quorum	term length (st = staggered)	term limits	meeting schedule	deisgnated final authority	governing statutes	appointing authority
Adjustments & Appeals to Zoning Oridnance						X					5		2yr				Sec 150-19	CC
Adjustments & Appeals to Building Codes											7	4	4yr		reg interval	X	Art IX Sec 280-283	CC
Ambulance Advisory Board											7	4	2yr		min. 3 mths		Art I, Sec 14-1	CC
Animal Shelter Advisory Committee		X									5*				3/year		Ord 2012-02	CC
Civil Service Commission	X	X	>3yr	>25	>3yr						3	2	st3yr	3*	72hr notice		Ch 143	appt by CM, confirm by CC
Economic Development Corporation	X	X	X					X		X	7	4		2*	monthly		Bylaws, Art of Inc	7 at large; confirm by CC
Hotel Occupancy Tax Advisory Committee											7	3	3yr		2/year		Ord 2015-09	CC
Housing Authority Board					no						5		2yr	2			LGC Sec 392.033	appt by Mayor
Library Board											5		2yr				Art II Sec 78.21-28	CC
Parks & Recreation Advisory Board											7		3yr				Art IV Sec 98	CC
Planning & Zoning Commission		X	X			X	X				7		3yr				Art III Sec 2.98-103	CC
Public Facilities & Transportation Improvements Naming Committee		X	X								7		st3yr				Ord 2011-16	CC
Weslaco Health Facilities Development Corporation											3+		6 yrs				Art 1528j, Vernons TX Civil Statue	CC
Weslaco Mid-Valley Airport Committee											7		st3yr				Art II Sec 6-33	CC
Weslaco 100		X	X								16		3yrs				R2013-52	CC

Application for Service

City of Weslaco Boards and Committees

Name of Applicant:	**Telephone Number:**	
E-Mail Address:	**Alternate Phone Number (work/cell):**	
Home Address:		[ ] Inside City Limits [ ] Outside City Limits
City:	**State:**	**Zip Code:**
How many years have you lived at this residence?		**Do you own this house?** [ ] Yes or [ ] No

Preference for consideration, naming committees on which you desire to serve:

1.)

2.)

3.)

List of Civic Involvement and Business Experience:

Have you been bonded or eligible to obtain one? [ ] Yes or [ ] No	**Are you currently suing or being sued by the City of Weslaco or any of its entities?** [ ] Yes or [ ] No
Are you related to any member of the Commission? [ ] Yes or [ ] No	**If so, who and how?**
Have you previously served on a City board? [ ] Yes or [ ] No	**If so, which and when?**
Have you ever been elected to public office? [ ] Yes or [ ] No	**If so, which and when?**
Do you consent to release this info to the public? [ ] Yes or [ ] No	**Are you age 25 or older?** [ ] Yes or [ ] No
The statements I have made on this Application for Service are truthful and I am not disqualified to serve due to nepotism, City of Weslaco Charter or Ordinances or State of Texas laws.	**Timestamp of Receipt:**
Applicant's Signature:	

Optional Demographic Information: Self Identification
Gender:
Age:
Race:
Religion:
Citizenship:

RESOLUTION NO. 2014-62

STATE OF TEXAS	§	**RESOLUTION ESTABLISHING A SCREENING, APPOINTMENT, CONFIRMATION AND ATTENDANCE POLICY FOR SERVICE ON CITY OF WESLACO BOARDS, COMMISSIONS, AUTHORITIES AND COMMITTEES**
COUNTY OF HIDALGO	§	
CITY OF WESLACO	§	

WHEREAS, The City of Weslaco has Standing Committees, Boards, Authorities and Commissions (hereafter called "Boards") that assist and recommend to the Weslaco City Commission programs and projects that benefit the citizens of Weslaco; and

WHEREAS, The Weslaco City Commission (hereafter called "Commission") also periodically creates *Ad Hoc* Boards to assist the City of Weslaco in addressing unexpected issues, projects or concerns; and

WHEREAS, The Commission desires the best qualified individuals on these Boards to represent a diverse cross section of the citizens of Weslaco.

NOW THEREFORE BE IT RESOLVED THAT The Weslaco City Commission hereby adopts the following Policy for the screening, appointment and confirmation of individuals to serve on the various Boards.

A. Screening

Interested individuals shall submit to the City Secretary a Board application which will contain: 1) contact and demographic data; and 2) educational, professional, civic and other relevant credentials. This application will be kept on file until the end of the fiscal year in which it was submitted, ending on September 30.

Individuals shall confirm receipt the City's diversity, affirmative action, nepotism, ethics policies; the Board's mission, duties and responsibilities as established by Ordinance or other order; and other relevant documents. Individuals must agree to abide by Weslaco City Charter and applicable Ordinances, and state and federal laws.

B. Appointment

The City Manager may recommend the best qualified individuals to the City Commission. The Commission will attempt to appoint the best qualified individuals that will fairly represent the demographic characteristics of Weslaco.

To ensure greater public participation, individuals shall not serve concurrently on more than one Board, unless the Commission makes an exemption.

The Commission shall make fair and deliberative appointments that comply with the Weslaco City Charter and applicable Ordinances, and state and federal laws.

C. Confirmation

Prior to appointment by the Commission, individuals should confirm that they remain interested in serving on a particular Board by either: 1) attending the Commission meeting which has the item on the Commission's Agenda; or 2) submitting a written statement of interest to the Mayor.

D. Attendance

Three absences, not limited to consecutive, from any board or committee as appointed is established as just cause for removal and replacement by the Commission.

E. Qualification

Individuals that have pending litigation against the City of Weslaco or any of its entities shall not be eligible for an appointment to City of Weslaco Committees, Boards, Authorities and Commissions.

PASSED AND APPROVED on this 2nd day of December, 2014.

CITY OF WESLACO

David Suarez, **MAYOR**

ATTEST:

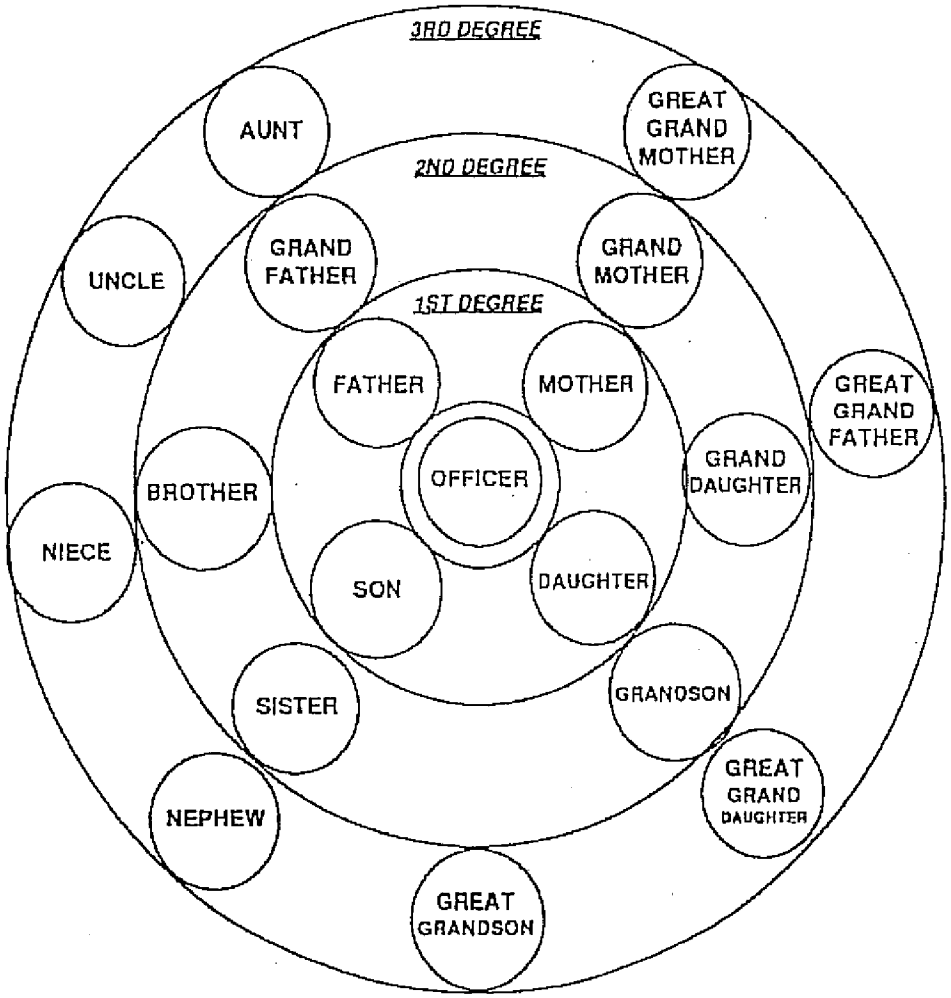
WCC 12/2/14

Rebekah de la Fuente, **INTERIM CITY SECRETARY**

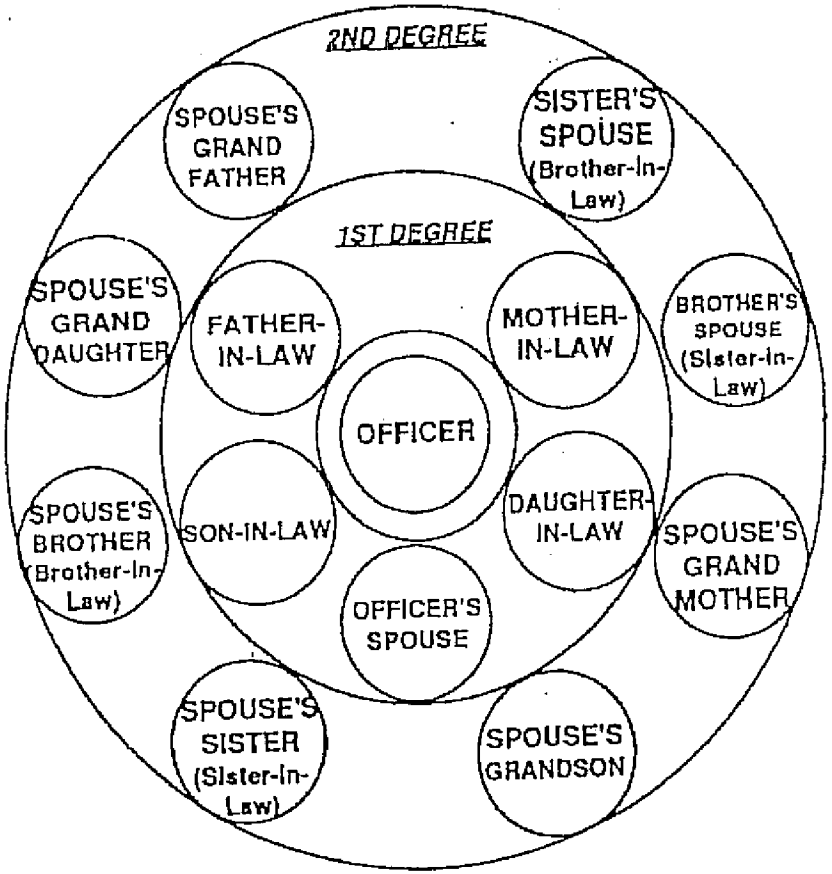
APPROVED AS TO FORM:

Frank Garza, **INTERIM CITY ATTORNEY**

TEXAS NEPOTISM 1992



Consanguinity Kinship Chart
(Blood)



Affinity Kinship Chart
(Marriage)

HOTEL OCCUPANCY TAX ADVISORY COMMITTEE

FIRST NAME	LAST NAME	TERM EXPIRES	
Rafael	Caballero Jr.	4/7/2018	
James	Simmons	4/7/2017	
Nancy	Sanchez	4/7/2017	
Joe	Garza	4/7/2018	resigned
Roy	Tijerina	4/7/2018	resigned
Sergio	Lozano	4/7/2017	
Ruben	Villanueva	4/7/2018	

as of 50217 mv

HOTEL OCCUPANCY TAX ADVISORY COMMITTEE APPLICANTS

FIRST NAME	LAST NAME	CONTACT #	PHYSICAL ADDRESS	APPLICATION DATE
Omar	Rodriguez	956.975.4226 or 956.878.1150	853 Quail Hollow	6/2/2017
Roberto	Palomares	678.576.6079 or 956.984.2941	120 Paisano Lane	6/2/2017

RESOLUTION NO. 2017-45

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE HOTEL OCCUPANCY TAX ADVISORY COMMITTEE

WHEREAS, the City of Weslaco has established the Hotel Occupancy Tax Advisory Committee pursuant to Ordinance 2015-09; and

WHEREAS, the term of one member on the Hotel Occupancy Tax Advisory Committee is for three (3) years; and

WHEREAS, The Hotel Occupancy Tax Advisory Committee's board members shall serve staggered terms without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT _____ is appointed to a term as a member of the Hotel Occupancy Tax Advisory Committee that will expire not later than the _____ day of _____, 20___.

PASSED AND APPROVED on this 6th day of June, 2017.

CITY OF WESLACO

_____
David Suarez, **MAYOR**

ATTEST:

_____
Elizabeth Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____
Juan E. Gonzalez **CITY ATTORNEY**

RESOLUTION NO. 2017-46

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE HOTEL OCCUPANCY TAX ADVISORY COMMITTEE

WHEREAS, the City of Weslaco has established the Hotel Occupancy Tax Advisory Committee pursuant to Ordinance 2015-09; and

WHEREAS, the term of one member on the Hotel Occupancy Tax Advisory Committee is for three (3) years; and

WHEREAS, The Hotel Occupancy Tax Advisory Committee's board members shall serve staggered terms without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT _____ is appointed to an unexpired term as a member of the Hotel Occupancy Tax Advisory Committee that will expire not later than the _____ day of _____, 20___.

PASSED AND APPROVED on this 6th day of June, 2017.

CITY OF WESLACO

_____
David Suarez, **MAYOR**

ATTEST:

_____
Elizabeth Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____
Juan E. Gonzalez**, CITY ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1004

From:

Subject:
Discussion and consideration to accept the resignation of Jim Chapman and approve Resolution 2017-43 appointing one member to that unexpired term on the Weslaco 100 Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Museum.)

Background:
Mr. Jim Chapman resigned from the Weslaco 100 Committee citing his duties as newly-appointed chairperson of the Recycling Task Force. As of the time of this posting, we have no applications of interest on file.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:
N/A

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
N/A

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
N/A

Elizabeth Walker	Created/Initiated
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Accept the resignation. Should applications be received, possibly appoint a replacement member.

Attachments, if any:
16 Board Appt., Resignation notice, 100 Committee Member roster, Resolution 2017-43

Responsibilities upon Approval:
Notify Mr. Chapman and potential appointee.

City of Weslaco Boards and Committees

Prepared by Office of the City Secretary; Updated August 2016

	Member Qualifications										Defined Duties							
	character	citizenship	residency	age	public officer	taxpayer/property owner	qualified voter	management experience	subject interest	no litigation	# members	# quorum	term length (st = staggered)	term limits	meeting schedule	deisgnated final authority	governing statutes	appointing authority
Adjustments & Appeals to Zoning Oridnance						X					5		2yr				Sec 150-19	CC
Adjustments & Appeals to Building Codes											7	4	4yr		reg interval	X	Art IX Sec 280-283	CC
Ambulance Advisory Board											7	4	2yr		min. 3 mths		Art I, Sec 14-1	CC
Animal Shelter Advisory Committee		X									5*				3/year		Ord 2012-02	CC
Civil Service Commission	X	X	>3yr	>25	>3yr						3	2	st3yr	3*	72hr notice		Ch 143	appt by CM, confirm by CC
Economic Development Corporation	X	X	X					X		X	7	4		2*	monthly		Bylaws, Art of Inc	7 at large; confirm by CC
Hotel Occupancy Tax Advisory Committee											7	3	3yr		2/year		Ord 2015-09	CC
Housing Authority Board					no						5		2yr	2			LGC Sec 392.033	appt by Mayor
Library Board											5		2yr				Art II Sec 78.21-28	CC
Parks & Recreation Advisory Board											7		3yr				Art IV Sec 98	CC
Planning & Zoning Commission		X	X			X	X				7		3yr				Art III Sec 2.98-103	CC
Public Facilities & Transportation Improvements Naming Committee		X	X								7		st3yr				Ord 2011-16	CC
Weslaco Health Facilities Development Corporation											3+		6 yrs				Art 1528j, Vernons TX Civil Statue	CC
Weslaco Mid-Valley Airport Committee											7		st3yr				Art II Sec 6-33	CC
Weslaco 100		X	X								16		3yrs				R2013-52	CC

Application for Service

City of Weslaco Boards and Committees

Name of Applicant:	**Telephone Number:**	
E-Mail Address:	**Alternate Phone Number (work/cell):**	
Home Address:		[ ] Inside City Limits [ ] Outside City Limits
City:	**State:**	**Zip Code:**
How many years have you lived at this residence?		**Do you own this house?** [ ] Yes or [ ] No

Preference for consideration, naming committees on which you desire to serve:

1.)

2.)

3.)

List of Civic Involvement and Business Experience:

Have you been bonded or eligible to obtain one? [ ] Yes or [ ] No	**Are you currently suing or being sued by the City of Weslaco or any of its entities?** [ ] Yes or [ ] No
Are you related to any member of the Commission? [ ] Yes or [ ] No	**If so, who and how?**
Have you previously served on a City board? [ ] Yes or [ ] No	**If so, which and when?**
Have you ever been elected to public office? [ ] Yes or [ ] No	**If so, which and when?**
Do you consent to release this info to the public? [ ] Yes or [ ] No	**Are you age 25 or older?** [ ] Yes or [ ] No
The statements I have made on this Application for Service are truthful and I am not disqualified to serve due to nepotism, City of Weslaco Charter or Ordinances or State of Texas laws.	**Timestamp of Receipt:**
Applicant's Signature:	

Optional Demographic Information: Self Identification
Gender:
Age:
Race:
Religion:
Citizenship:

RESOLUTION NO. 2014-62

STATE OF TEXAS	§	**RESOLUTION ESTABLISHING A SCREENING, APPOINTMENT, CONFIRMATION AND ATTENDANCE POLICY FOR SERVICE ON CITY OF WESLACO BOARDS, COMMISSIONS, AUTHORITIES AND COMMITTEES**
COUNTY OF HIDALGO	§	
CITY OF WESLACO	§	

WHEREAS, The City of Weslaco has Standing Committees, Boards, Authorities and Commissions (hereafter called "Boards") that assist and recommend to the Weslaco City Commission programs and projects that benefit the citizens of Weslaco; and

WHEREAS, The Weslaco City Commission (hereafter called "Commission") also periodically creates *Ad Hoc* Boards to assist the City of Weslaco in addressing unexpected issues, projects or concerns; and

WHEREAS, The Commission desires the best qualified individuals on these Boards to represent a diverse cross section of the citizens of Weslaco.

NOW THEREFORE BE IT RESOLVED THAT The Weslaco City Commission hereby adopts the following Policy for the screening, appointment and confirmation of individuals to serve on the various Boards.

A. Screening

Interested individuals shall submit to the City Secretary a Board application which will contain: 1) contact and demographic data; and 2) educational, professional, civic and other relevant credentials. This application will be kept on file until the end of the fiscal year in which it was submitted, ending on September 30.

Individuals shall confirm receipt the City's diversity, affirmative action, nepotism, ethics policies; the Board's mission, duties and responsibilities as established by Ordinance or other order; and other relevant documents. Individuals must agree to abide by Weslaco City Charter and applicable Ordinances, and state and federal laws.

B. Appointment

The City Manager may recommend the best qualified individuals to the City Commission. The Commission will attempt to appoint the best qualified individuals that will fairly represent the demographic characteristics of Weslaco.

To ensure greater public participation, individuals shall not serve concurrently on more than one Board, unless the Commission makes an exemption.

The Commission shall make fair and deliberative appointments that comply with the Weslaco City Charter and applicable Ordinances, and state and federal laws.

C. Confirmation

Prior to appointment by the Commission, individuals should confirm that they remain interested in serving on a particular Board by either: 1) attending the Commission meeting which has the item on the Commission's Agenda; or 2) submitting a written statement of interest to the Mayor.

D. Attendance

Three absences, not limited to consecutive, from any board or committee as appointed is established as just cause for removal and replacement by the Commission.

E. Qualification

Individuals that have pending litigation against the City of Weslaco or any of its entities shall not be eligible for an appointment to City of Weslaco Committees, Boards, Authorities and Commissions.

PASSED AND APPROVED on this 2nd day of December, 2014.

CITY OF WESLACO

David Suarez, **MAYOR**

ATTEST:

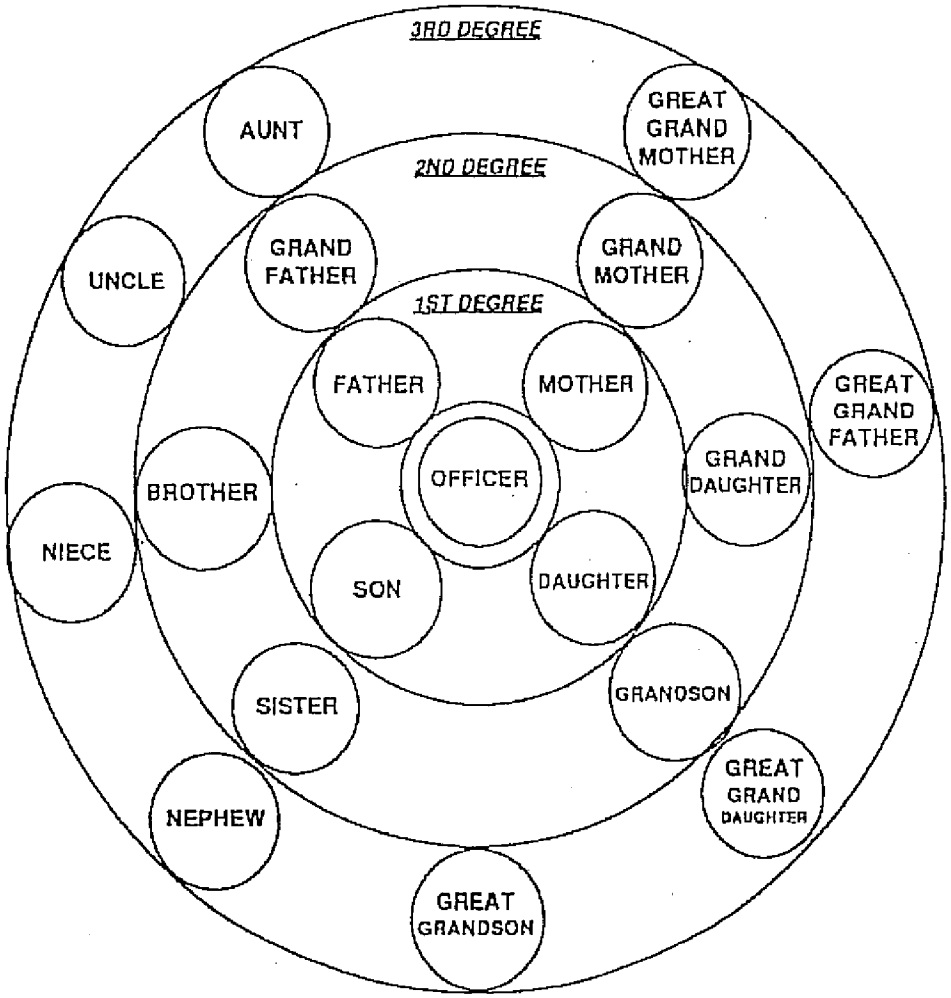
WCC 12/2/14

Rebekah de la Fuente, **INTERIM CITY SECRETARY**

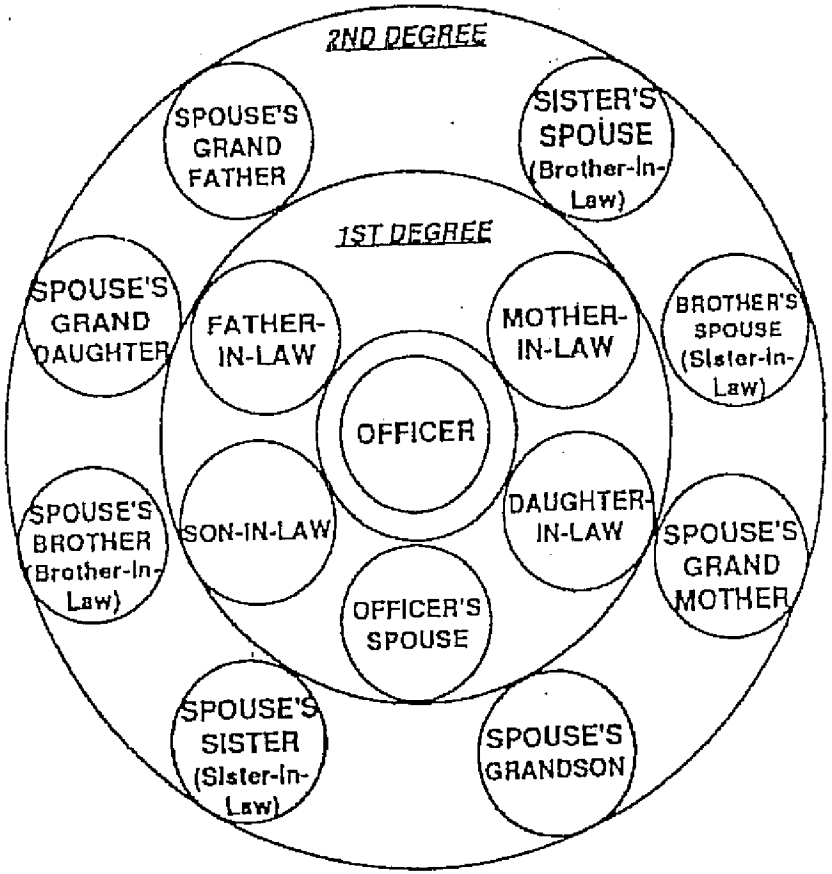
APPROVED AS TO FORM:

Frank Garza, **INTERIM CITY ATTORNEY**

TEXAS NEPOTISM 1992



Consanguinity Kinship Chart
(Blood)



Affinity Kinship Chart
(Marriage)

Adelaida Vega

From: Veronica Barrera <veronicalbarrera@yahoo.com>
Sent: Tuesday, May 16, 2017 11:46 AM
To: Elizabeth M. Walker; Molly Vallejo
Subject: Fwd: Resignation

Hello ladies,

We have another resignation. Mr. Jim Chapman.

Thank you,

Veronica Barrera

Begin forwarded message:

> **From:** Jim Chapman <jchapmanrgv@gmail.com>
> **Date:** May 10, 2017 at 2:36:53 PM CDT
> **To:** "VeronicaLbarrera@yahoo.com" <veronicalbarrera@yahoo.com>
> **Subject: Resignation**
>
> It is with regret that I submit my resignation from the Weslaco Centennial Committee. Yesterday I was named the Chairman of Weslaco's Recycling Committee, and I expect that position will be quite demanding of my available time. The WCC is filled with good people, and the fact that there is friction at times simply means there are a lot of people who care a great deal about planning the best possible Centennial.
> When the time comes for planning tours/events at Frontera Audubon and the Valley Nature Center as part of the Centennial I will be most happy to help.
> Sincerely,
> Jim Chapman

WESLACO 100 COMMITTEE

Date Appointed	FIRST NAME	LAST NAME
2/14/2017	Linda	Williams
4/19/2016	Veronica L.	Barrera
4/19/2016	Jim	Chapman
4/04/2017	Debbie	Rektorik
4/19/2016	Mary	Martin
2/14/2017	Richard	Lehman
4/19/2016	Sandra	Reyna
3/08/2017	Laurie	Cardenas
2/14/2017	Mary	Mattar
2/14/2017	JuneBug	Cummins
4/19/2016	Loretta	Barbee
4/19/2016	Mark	Williams
4/19/2016	Leonor C.	Medina
4/19/2016	Mark	McCaleb
4/19/2016	Marta	Kang, Ph.D.
4/18/2017	Joel	Nava

As of 42117 mv

RESOLUTION NO. 2017 - 43

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 _____ is appointed to serve on the Weslaco 100 Committee and the term will begin on _____, 20___, and will expire on _____, 20___.

PASSED AND APPROVED on this 6th day of June, 2017.

CITY OF WESLACO

_____

David Suarez, **MAYOR**

ATTEST:

_____

Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____

Juan E. Gonzalez, **CITY ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1025

From:

Subject:
Discussion and consideration to approve Resolution 2017-47 appointing one member to an expired term on the Planning and Zoning Commission and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Background:
Mr. Summers desires to continue to serve on the Planning and Zoning Commission. Find letter attached.
This may require a Commission exception as he concurrently serves on the Airport Advisory Committee.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Elizabeth Walker	Created/Initiated
Mardoqueo Hinojosa	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Approval.

Attachments, if any:
16 Board Appt., P&Z member roster, Resolution 2017-47, Request

Responsibilities upon Approval:

City of Weslaco Boards and Committees

Prepared by Office of the City Secretary; Updated August 2016

	Member Qualifications										Defined Duties							
	character	citizenship	residency	age	public officer	taxpayer/property owner	qualified voter	management experience	subject interest	no litigation	# members	# quorum	term length (st = staggered)	term limits	meeting schedule	deisgnated final authority	governing statutes	appointing authority
Adjustments & Appeals to Zoning Oridnance						X					5		2yr				Sec 150-19	CC
Adjustments & Appeals to Building Codes											7	4	4yr		reg interval	X	Art IX Sec 280-283	CC
Ambulance Advisory Board											7	4	2yr		min. 3 mths		Art I, Sec 14-1	CC
Animal Shelter Advisory Committee		X									5*				3/year		Ord 2012-02	CC
Civil Service Commission	X	X	>3yr	>25	>3yr						3	2	st3yr	3*	72hr notice		Ch 143	appt by CM, confirm by CC
Economic Development Corporation	X	X	X					X		X	7	4		2*	monthly		Bylaws, Art of Inc	7 at large; confirm by CC
Hotel Occupancy Tax Advisory Committee											7	3	3yr		2/year		Ord 2015-09	CC
Housing Authority Board					no						5		2yr	2			LGC Sec 392.033	appt by Mayor
Library Board											5		2yr				Art II Sec 78.21-28	CC
Parks & Recreation Advisory Board											7		3yr				Art IV Sec 98	CC
Planning & Zoning Commission		X	X			X	X				7		3yr				Art III Sec 2.98-103	CC
Public Facilities & Transportation Improvements Naming Committee		X	X								7		st3yr				Ord 2011-16	CC
Weslaco Health Facilities Development Corporation											3+		6 yrs				Art 1528j, Vernons TX Civil Statue	CC
Weslaco Mid-Valley Airport Committee											7		st3yr				Art II Sec 6-33	CC
Weslaco 100		X	X								16		3yrs				R2013-52	CC

Application for Service

City of Weslaco Boards and Committees

Name of Applicant:	**Telephone Number:**	
E-Mail Address:	**Alternate Phone Number (work/cell):**	
Home Address:		[ ] Inside City Limits [ ] Outside City Limits
City:	**State:**	**Zip Code:**
How many years have you lived at this residence?		**Do you own this house?** [ ] Yes or [ ] No

Preference for consideration, naming committees on which you desire to serve:

1.)

2.)

3.)

List of Civic Involvement and Business Experience:

Have you been bonded or eligible to obtain one? [ ] Yes or [ ] No	**Are you currently suing or being sued by the City of Weslaco or any of its entities?** [ ] Yes or [ ] No
Are you related to any member of the Commission? [ ] Yes or [ ] No	**If so, who and how?**
Have you previously served on a City board? [ ] Yes or [ ] No	**If so, which and when?**
Have you ever been elected to public office? [ ] Yes or [ ] No	**If so, which and when?**
Do you consent to release this info to the public? [ ] Yes or [ ] No	**Are you age 25 or older?** [ ] Yes or [ ] No
The statements I have made on this Application for Service are truthful and I am not disqualified to serve due to nepotism, City of Weslaco Charter or Ordinances or State of Texas laws.	**Timestamp of Receipt:**
Applicant's Signature:	

Optional Demographic Information: Self Identification
Gender:
Age:
Race:
Religion:
Citizenship:

RESOLUTION NO. 2014-62

STATE OF TEXAS	§	**RESOLUTION ESTABLISHING A SCREENING, APPOINTMENT, CONFIRMATION AND ATTENDANCE POLICY FOR SERVICE ON CITY OF WESLACO BOARDS, COMMISSIONS, AUTHORITIES AND COMMITTEES**
COUNTY OF HIDALGO	§	
CITY OF WESLACO	§	

WHEREAS, The City of Weslaco has Standing Committees, Boards, Authorities and Commissions (hereafter called "Boards") that assist and recommend to the Weslaco City Commission programs and projects that benefit the citizens of Weslaco; and

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NOW THEREFORE BE IT RESOLVED THAT The Weslaco City Commission hereby adopts the following Policy for the screening, appointment and confirmation of individuals to serve on the various Boards.

A. Screening

Interested individuals shall submit to the City Secretary a Board application which will contain: 1) contact and demographic data; and 2) educational, professional, civic and other relevant credentials. This application will be kept on file until the end of the fiscal year in which it was submitted, ending on September 30.

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The Commission shall make fair and deliberative appointments that comply with the Weslaco City Charter and applicable Ordinances, and state and federal laws.

C. Confirmation

Prior to appointment by the Commission, individuals should confirm that they remain interested in serving on a particular Board by either: 1) attending the Commission meeting which has the item on the Commission's Agenda; or 2) submitting a written statement of interest to the Mayor.

D. Attendance

Three absences, not limited to consecutive, from any board or committee as appointed is established as just cause for removal and replacement by the Commission.

E. Qualification

Individuals that have pending litigation against the City of Weslaco or any of its entities shall not be eligible for an appointment to City of Weslaco Committees, Boards, Authorities and Commissions.

PASSED AND APPROVED on this 2nd day of December, 2014.

CITY OF WESLACO

David Suarez, **MAYOR**

ATTEST:

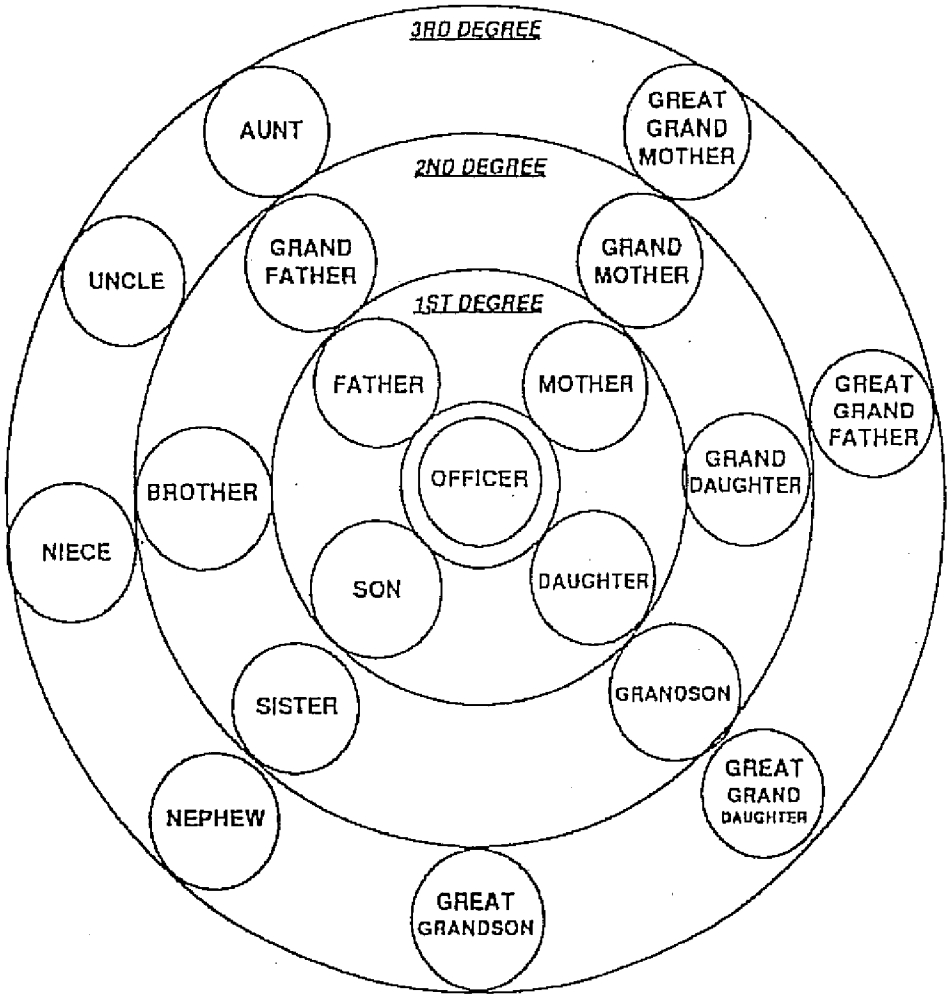
WCC 12/2/14

Rebekah de la Fuente, **INTERIM CITY SECRETARY**

APPROVED AS TO FORM:

Frank Garza, **INTERIM CITY ATTORNEY**

TEXAS NEPOTISM 1992



Consanguinity Kinship Chart
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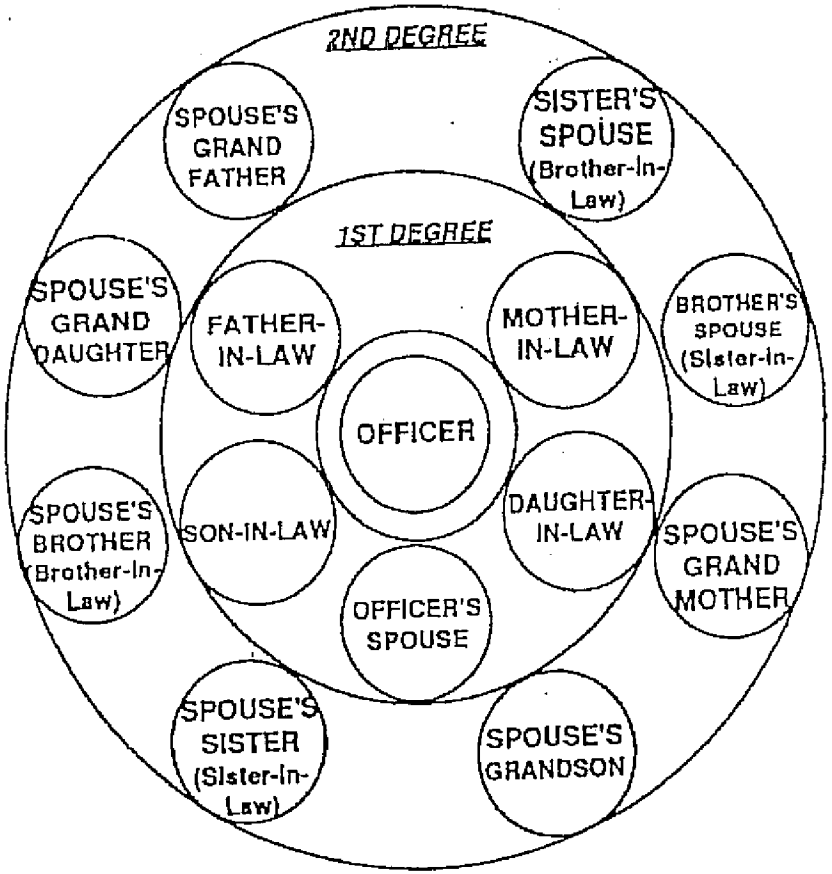

Affinity Kinship Chart
(Marriage)

PLANNING & ZONING COMMISSION

TERM START	TERM EXPIRES	FIRST NAME	LAST NAME
12/3/2014	12/3/2017	Juan Jose	Trevino
4/2/1996	4/2/2020	David	Hernandez
12/2/2008	12/17/2017	Lonnie	Berry
4/19/2016	12/3/2017	*Jim	Forward
12/3/2014	12/3/2017	Clemente	Mena
7/5/2011	7/07/2017	Randy	Summers
11/18/1997	12/17/2017	Charles	Warren

*serving unexpired term of Lazaro Cardenas

Revised 42417 mv

RESOLUTION NO. 2017-47

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE PLANNING AND ZONING COMMISSION BOARD.

WHEREAS, the City of Weslaco created and established the Planning and Zoning Commission Board pursuant to Subsection 2-36 of Ordinance No. 291, as codified in the City of Weslaco Code of Ordinances.

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

WHEREAS, the Planning and Zoning Commission 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 _____ is appointed to serve on the Planning and Zoning Commission Board and your term will expire on ____day of _____, 201___.

PASSED AND APPROVED on this 6th day of June, 2017.

CITY OF WESLACO

_____
David Suarez, **MAYOR**

ATTEST:

_____
Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____
Juan E. Gonzalez, **CITY ATTORNEY**

Mardoqueo Hinojosa

From: Randy Summers <rsummers@davisequity.com>
Sent: Friday, June 02, 2017 8:40 AM
To: Mardoqueo Hinojosa
Subject: Planning and Zoning Commission

Good Morning Mardoqueo,

I understand my term as a Planning and Zoning Commissioner is expiring. I serve at the will of the Mayor and City Commission. I would be honored to continue to serve the citizens of Weslaco for another term as a Planning and Zoning commissioner if the City Commission would consider reappointment.
Thank you,

Randy Summers

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-952

From:

Subject:
Discussion and consideration to select a respondent to Request For Qualifications No. 2016-17-14 Architectural Engineering Design Services for a new Fire Station and Combined Police/Central Fire Station. Possible action. (This item was tabled May 16, 2017; Staffed by Finance Department.)

Background:
Solicitation of Request for Qualifications for the Architectural Engineering Design Services for new Fire Station and Combined Police/Central Fire Station was tabled on 1/3/2017 and approved on 1/17/2017.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
Solicitation of RFQ No. 2016-17-14 was published in the Monitor Newspaper on 1/23/2017 and 1/30/2017. Solicitation was also presented in the City of Weslaco website during the active duration of RFQ. A pre-submittal conference was held on 2/8/2017. On 2/22/2017 at 3:00pm eight responses were opened publicly.

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
City staff review committee met on 4/5/2017 and a scoring matrix was presented to evaluators. On 4/12/2017, a scoring matrix was finalized, revealing the shortlist of candidates.

Elizabeth Walker	Created/Initiated
Mary Barrera	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
To select the most advantageous firm for the Architectural Engineering Design Services for new Fire Station and Combined Police/Central Fire Station.

Attachments, if any:

Responsibilities upon Approval:
Option to interview top three respondents and/or authorize Mayor and City Manager to negotiate a contract with most advantageous respondent.

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-998

From:
David Arce

Subject:
Discussion and consideration to accept the Trails Master Plan for the City of Weslaco as presented and approve top three priorities in the plan. Possible action. (Staffed by Parks and Recreation Department.)

Background:

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
TRAILS WORKSHOPS HELD :
5-1-17 - 4 ATTENDEES
3/8/17 - 5
2/22/17 - 5
2/1/17 - 19

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
On the Parks Board Meeting Agenda twice and didn't have quorum, on May 3 and May 31, but the ones that showed up agreed with the plan as presented.

David Arce	Created/Initiated
David Arce	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Approval

Attachments, if any:
TRAILS MASTER PLAN

Responsibilities upon Approval:

2017

Weslaco Trail Master Plan

Prepared by PR&S LLC

Acknowledgements

The following individuals are being recognized for their significant contributions to the preparation of the 2017 Weslaco Trails Master Plan.

Mayor and City Commission:

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Munoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

City Staff:

Mike R. Perez, City Manager
David Arce, Parks and Recreation Director
Mardoquero Hinojosa, Planning Director/City Engineer
Jose J. Pena, Information Technology Director
Kayla Arevalo, Parks and Recreation Department

Parks and Recreation Advisory Board:

Ismael Quiroz, President
Oscar Caballero, Vice President
Rick Rodriquez
Lupe Garcia
Johnny Cavazos
Joe Vidales
Julian Flores

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Major Loop Trails
Major Nature Trails
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Appendix A **Some Trail Design Guidelines**

Appendix B **Funding Opportunities**

Appendix C **Traim Maintenance Guidelines**

Weslaco Trail System Survey

1 EXECUTIVE SUMMARY

Weslaco is at a turning point in its history. With more than 35,000 residents, it is the focal point of the Mid Rio Grande Valley with the potential of 150,000 people using the park facilities. The City is home to a campus of the South Texas College and a HEB distributorship center. The City lies along the Interstate 2 corridor between Harlingen and McAllen. Even with all the growth Weslaco faces challenges, such as improving mobility choices and promoting health and wellness.

Planning today is necessary to meet the community's needs of tomorrow. Hike and bike amenities are especially important part of this planning effort. The trails are critical if Weslaco wants to offer transportation choices, improved safety, enhance community health and wellness, and improve economic competitiveness. The City can overcome the traditional shortfalls related to hike and bike trails by developing an integrated safe, and convenient multi-modal transportation system.

Great trail systems are associated with great cities. Linking communities with trails and greenways is becoming a critical component of the urban fabric, particularly as the population becomes denser. Trails help to create sustainable and healthy communities through improved air quality, economic development, property values, and personal health, as well as enhanced recreational opportunities.

A tend toward pedestrian and bicycle-friendly communities is evident in real estate development throughout the United States. According to a poll by the National Homebuilders Association, 88% of the new homebuyers surveyed preferred to live in neighborhoods and communities that offer access to outdoor resources and safe places to walk and ride bicycles.

Weslaco has made a strong commitment to developing a Hike and Bike Master Plan:

- **affordable personal mobility**
- **carbon-free transportation, and**
- **healthy, active lifestyles for Weslaco residents.**

The primary goal of this Master Plan is to create and integrated seamless transportation and recreation framework to facilitate hiking and biking as viable transportation alternative throughout Weslaco. The Plan defines an important connection between public health and the diminishing access to outdoor landscapes and provides action-oriented guidance for the development of an interconnected system of greenways, on-road bicycle amenities, sidewalks and trails.

2 INTRODUCTION

A. *VISION*

The Weslaco Hike and Bike Trails Master Plan makes recommendations for a community-wide network of multipurpose trails and pathways. The network is envisioned as a continuous set of developed trails, footpaths, bridges, and sidewalk segments that connect neighborhoods, parks, significant natural features and business districts. Routes are to be developed in consultation with neighborhood associations and businesses to provide the facilities that are safe and convenient for users and neighbors.

What does a Community-Wide Trail Network Mean?

1. Trails identified as a top community amenity in surveys.
2. Trails key asset to the community.
3. Positive contribution for public health and fitness.
4. Elements will include access, quality community growth, strengthening property values, and widening transportation options.
5. Quality of life as the community grows.

B. *GOALS*

A citywide trails network can improve quality of life for residents by giving them easier access to healthy outdoor recreation, linking people with destinations and favored natural attractions, and shaping community growth in positive ways. The Park Board, group, City officials, and staff developed goals for this plan.

Goal 1: Connect the people of Weslaco via a citywide trail system that ties neighborhoods to one another and to natural areas for recreation.

Goal 2: Focus on trail development on north and south areas divided by Interstate 2 and connections to existing trails.

Goal 3: Preserve easements and rights-of-way to maintain views and future trail opportunities.

Goal 4: Create spurs that improve access from residents' directly to the trails without needing to drive.

Goal 5: Extend City trails to connect them with trails developed by neighboring communities to provide seamless trail system in the Mid Rio Grande Valley.

C. *PROCESS*

The present plan covers only proposed trails. The City has had substantial public input regarding hike and bike trails in the development of the Parks, Recreation and Open Space Master Plan completed in 2016.

The City developed a steering committee comprised of city staff, key stakeholders and active citizens. A meeting was held with the Park Board to inform them of the development of the Trails Master Plan.

Fall 2016 – Winter 2017 was dedicated to field research, the analysis of data, analysis of existing plans and an online survey for the community.
Spring 2017 the draft hike and bike network was developed based on fieldwork, input from the public and Steering Committee. A final plan was prepared and presented to the City Commission in May 2017.

3 CLASSIFICATION OF TRAILS

It is well documented that an active community is a healthy community. The declining health of America's population is alarming. Study after study affirms that sedentary lifestyles and prolonged periods of inactivity are major deterrents to healthy, leading to a rise in cardiovascular disease, hypertension, diabetes, osteoporosis and some cancers. Land use and transportation are quickly becoming areas of focus as communities strive to become more walkable, bike able, and accessible. Weslaco has a high percentage of the community with diabetes and heart disease. Inclusion of trails and promoting walking will assist in reducing this alarming trend.

A. MAJOR LINEAR TRAILS

Typically connect multiple parks, greenbelts, schools, neighborhoods, employment centers, entertainment districts and transit centers. In addition to the obvious recreational benefit, major linear trails are essential in promoting alternative modes of transportation and improving air quality. The bike lane along 6th Street is an example of a major linear trail and can be used for individuals to get to school, church and shopping.

6th St. Bike lane

B. *MAJOR LOOP TRAILS*

Located wholly within metropolitan, regional and community parks. These trails provide multiple recreation and exercise opportunities while linking major amenities within the park. The trails in Harlon Block and City Park are examples of this type of trail. These trails provide exercise equipment and connectivity to other areas of the parks.

Harlon Block Trail and Exercise Station

C. *MAJOR NATURE TRAILS*

Trails are natural surface located in a major greenbelt park. These trails provide opportunities for environmental education and contemplative seclusion in a natural setting. Valley Nature Center and Frontera Audubon are excellent examples of nature trails.

D. *NEIGHBORHOOD TRAILS*

These trails are considered more of a neighborhood amenity rather than a regional attraction. Trails are typically located with community and neighborhood parks. A trail that is less than one mile in length is classified as a neighborhood trail. The trails at Harlon Block and City Park are great neighborhood parks. The new trail proposed at Rodriguez Park creates three park trails in different parts of the community allowing for easy access by residents.

Airport Park Trails

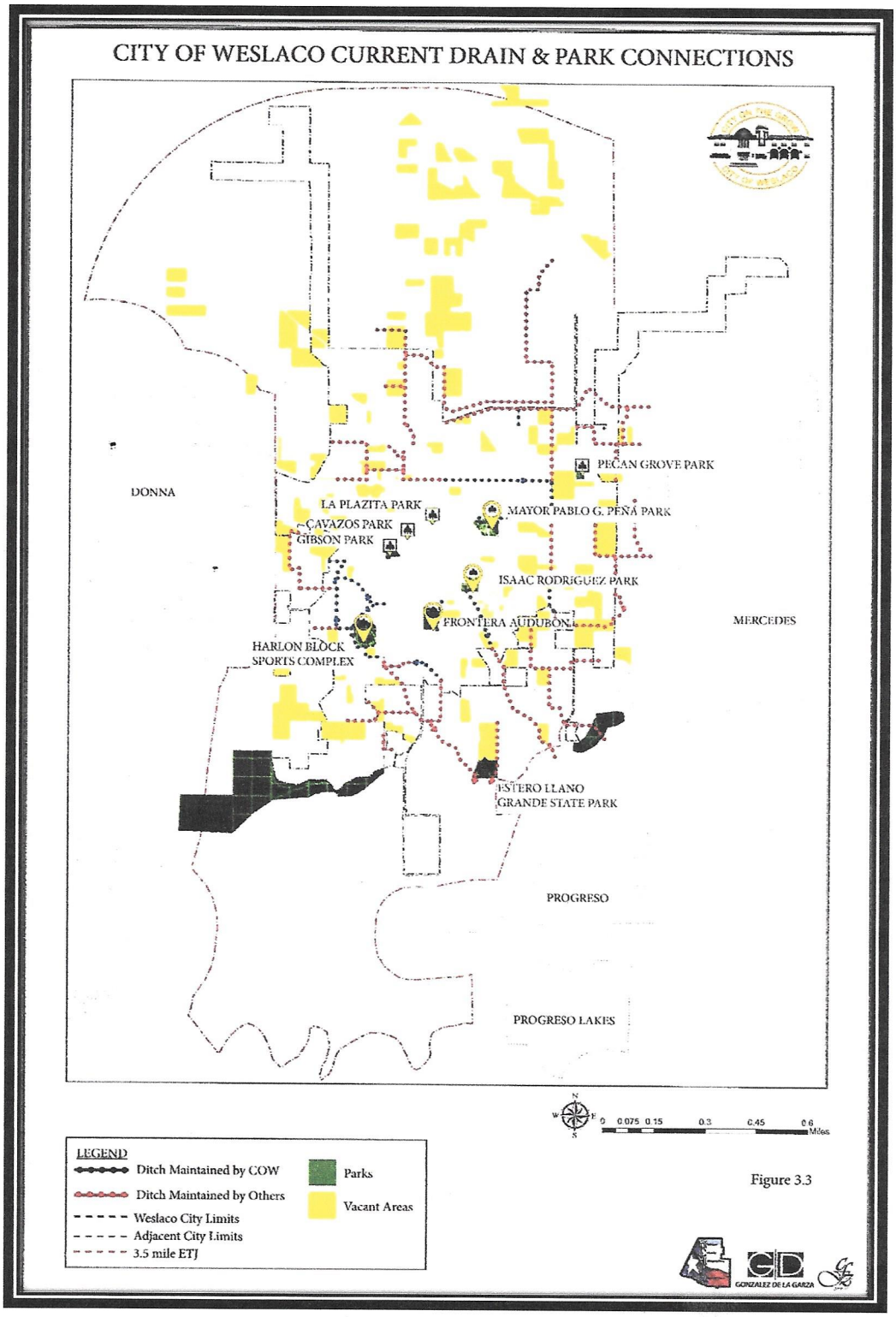
E. *TRAIL RIGHT-OF-WAY*

Trails can occupy a variety of right-of-way. Some are located wholly within the owned ROW however, this is not always possible with an extensive trail system. Acquiring ROW should be a positive process as trails contribute to the community quality of life.

Many existing and proposed trail corridors contain ROW that is utilized through a lease or license instrument. Utility and railroad corridors are the most common types of ROW that are not owned by the City. Developing working relationships with these groups is positive for the community. Weslaco has numerous drainage and irrigation canals where ROW could be used for trail development.

4 EXISTING TRAIL NETWORKS

Most of Weslaco's trails network lies south of Interstate 2, located in City parks (see map 1). Existing trails do not connect parks and natural areas. Developing trails to connect the city parks utilizing designations on the roadways began in 2016 and will continue.



1.1 Cavazos Park

Inner city .39 acre park with playground, park benches, and picnic areas.

1.2 City Park (Mayor G. Pena City Park)

Community park with athletic fields, picnic areas, and a one mile trail. The trail could connect to a larger trail system into the neighborhoods to provide walking area for children. There are two schools adjacent to the park.

1.3 Gibson Park

Park is the home to the Valley Nature Center with trails throughout the area. Additional features include playground and picnic areas. The Valley Nature Center could be connected to the Frontera Audubon Center through a series of street trails.

1.4 Rodriquez Park

Located adjacent to the Knapp Medical Complex. The park is scheduled to be upgraded in 2017 to include a skatepark, trail systems. The park is connected to the first city street bicycle trail. The bicycle trail can be expanded to connect more parks and schools.

1.5 Plazita Park

A 1.8 acre park that provides neighborhood access for family events.

1.6 Harlon Block Sports Complex

Largest of the city's park with 88 acres serves as the sports complex for the City. There is an interior mile asphalt trail that connects to 18th street which is one of the connectors for the street bicycle trails. When the bicycle street trails are completed residents will be able to travel to Rodriguez Park allowing resident who work at the Knapp Medical Center an alternate for transportation.

1.7 Pecan Grove Park

The only park located north of Interstate 2 is owned by the neighborhood association but used by all residents. The park only has a playground.

5 IMPLEMENTATION

Due to the extensive nature of the trail network, it will be difficult to rely solely on one source of funding for implementation. The primary source of city funding is through a General Fund budget allocation or municipal program bonds. In addition to city funds, federal, state and local government grants become available through Texas Parks and Wildlife, National Recreation and Park Association, Texas Department of Transportation, Hidalgo County Municipal Planning Organization (MPO), and local foundations.

Grant programs typically have specific scoring criteria. To ensure the highest probability for acquiring grant funding, it will be important to suggest projects that would rank the highest based on the scoring criteria. Generally, trails that provide transportation enhancement benefits with long linear trails connecting schools, park, employment centers, and transit centers score better than a loop or nature trail.

Trail partnerships will become increasingly important to successfully implement the Weslaco Trail Plan. The City has already begun this process in developing the steering committee, working with the MPO and other cities. The ability to acquire private funding becomes more attainable when an active and organized advocacy groups exists.

The steering committee has recommended three "first" projects that coincide with grant funding. Additional projects noted by the committee to be developed in the future as funding becomes available include:

- Complete the street bike trail from 6th street north along Airport connecting the IDEA Public School and then south along Bridge to the new police station.
- Trails along Business 83 from Donna to Mercedes.
- Trail along 1015, north to south.
- Complete the trails connecting all the drainage and irrigation canals within the community.
- Establish a partnership with neighboring cities for trail development. Developing trail systems that go from community to another creates alternate transportation opportunities, as well as long range training for marathon runners and bicyclist.

6 RECOMMENDATIONS

The first five (5) of the eight (8) recommendations provided here directly address the five (5) goals outlined in section 2 of this plan; these two parts of the plan should be read together. As each route is finally developed, it will involve particular legal and contractual circumstances that are beyond the scope of this master plan, the proposed routes are indicated broadly, to identify which points can most usefully be connected and to show desirable routing for more refined investigation by City staff.

Recommendation 1: Create a comprehensive citywide trail and path network

A trail network designed to allow trails to connect all City-owned properties, dramatically improving the range of local destinations accessible on foot or by bike.

All segments of the trails network do not have to be equal. Continuously connected trails, fully developed hike/bike trails, sidewalks, low impact footpaths, and trails along canals should all be considered as potential trail segments.

Recommendation 2: Develop trails north of Interstate 2 to balance the existing south trail loops.

Trails developed north of Interstate 2 allow the City to work with the drainage and canal districts as well as the school district. There are large tracts that have not been developed to provide right-of-way access.

Recommendation 3: Add spur trails to serve city parks, underserved neighborhoods, and parks operated by other organizations.

City park properties needing trail connections are Harlon Block Sports Complex, Gibson Park, Rodriguez Park and City Park. The parks can serve as trail heads for individuals driving to the parks for exercise.

Subdivisions typically include some sections of roadway with sidewalks that can serve as connectors to trail segments. Spur trails should tie to such points.

Recommendation 4: Assess all rights-of-way in the city for their potential for future park development.

A railroad right-of-way running east and west through the city may offer significant trail development options, or at least options for an undeveloped footpath, and various other categories of easements also warrant investigation.

A special local characteristic created by land subdivisions is street right-of-ways dead-ending at canals. Some of these may have potential for trail development or spur trails.

Recommendation 5: Develop appropriate design standards for trail development and maintenance protocols for preservation and enhancement of natural resources.

Trail design is an increasing specialized field, responding to issues of security, safe trail use, ease of maintenance, and noninterference with wildlife. Utilization of accepted design standards are needed to be used by park staff and developers for fully developed hike/bike trails.

Recommendation 6: Begin planning an ambitious follow-up phased trail development program.

Opening trail parameters to include planning for special custom trail segments can add a series of new dimensions to the city's network. Options include:

- Lighted trail segments for use at night
- Consideration of potential for formal greenway designation
- Trail development for those utilizing wheel-chairs or the disabled
- Special trail offerings for youth, equestrians and off road vehicles.

Recommendation 7: Focus on trails segments serving the most residents.

The suggested priority sequence for trail development is based on the objective of delivering easy trail access to the greatest number of residents in the shortest time frame.

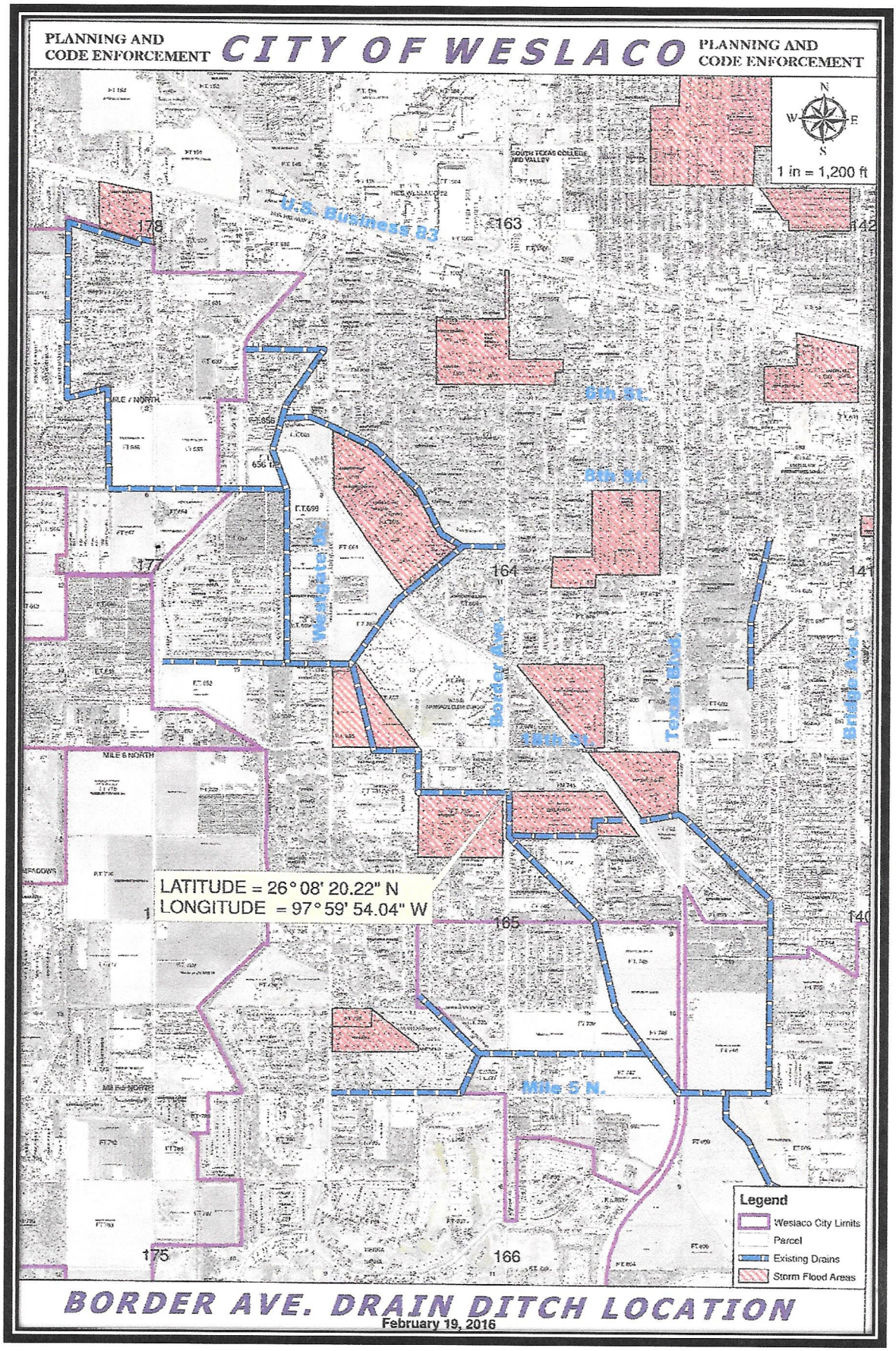
Trails should be developed connecting the high residential areas and then expand outward with spurs and connectors.

Recommendation 8: Priority for original trail development:
The steering committee looked at the potential for grant partnerships for trail development. Over the next year, 2017 to 2018, there are two grant funding opportunities with Texas Parks and Wildlife Department and Texas Department of Transportation. The projects noted would score high for those granting agencies.

The City currently supports park development through the annual budget and could continue with the street bike designations to develop a trail between the Valley Nature Center and Frontera Audubon.

a. **Trail between Valley Nature Center and Frontera Audubon (City funding)**

b. **Trail tying the city owned drainage canals on the south of Interstate 2 to park site, schools, and neighborhoods. (TPWD funding, can be complete through phasing projects). Blue lines represent drainage areas that the City of Weslaco owns.**


PLANNING AND CODE ENFORCEMENT
CITY OF WESLACO
PLANNING AND CODE ENFORCEMENT
N
W
E
S
1 in = 1,200 ft
U.S. Business 83
8th St.
8th St.
Westgate Rd.
Border Ave.
Texas Blvd.
Bridge Ave.
18th St.
Mile 5 N.
LATITUDE = 26° 08' 20.22" N
LONGITUDE = 97° 59' 54.04" W
Legend
Weslaco City Limits
Parcel
Existing Drains
Storm Flood Areas
BORDER AVE. DRAIN DITCH LOCATION
February 19, 2016

c. Trail along canal between Alamo and Mercedes (TxDot funding)

The three projects are recommended as they correspond to grant programs available in 2017 and 2018. The diversity of the projects will meet the needs of a variety of community users. No specific layouts are identified through the master plan process. As each project is developed, the layout will be determined by the Engineering Department. Funding for the projects will be provided in part through the two grant opportunities.

The focus group listed these three projects as those impacting the greatest number of residents and providing diversified trails in the community. Weslaco, being in the middle of the Rio Grande Valley should serve as the example to other communities on trail development.

7 SUMMARY

Weslaco has the opportunity to begin development of bike lanes on existing streets while applying for several grants that will provide funding for trail development. These grants should be applied for on a regular basis to allow for continuous trail development. Current trails at the parks are used continually. New trails allow for greater use by the residents while creating alternative transportation, reducing negative impacts from vehicles.

Appendix A. Some Trail Design Guidelines

These guidelines are based on accepted national standards for trail facilities. For more in-depth information and design development standards, a useful source is Charles A. Fink and Robert Searns, *Trails for the Twenty-first Century.*

Pedestrian environment: When an individual decides to walk their decision depends on the quality of experience. Pedestrian facilities should be designed to include the following: wide enough for 2 adults to walk side by side; protection from traffic; trees for shade; and quality landscaping. The Valley has become known for the varied number of birds, landscaping should include planting to attract birds.

Soft surface materials: Crumbled granite compliments with the natural environment and is preferred by runners and mountain bicyclist. Granite can be compacted to meet ADA requirements supporting bicycling and handicapped accessibility.

Natural surface trails: Trails or footpaths that make sure of dirt, rock, or soil may vary machined worked surfaces to those worn only by use. This type of trail is appropriate for environmental sensitive areas such as irrigation and drainage canals.

Lighting: Lighting is required if trails are to be used by participants in the evening. For the hot temperatures in the Valley early morning and evening are the only times participants can use the trails. Lighting should be determined on a case by case basis.

Trash Containers: Trash containers along all trails should be accessible to both trail users and maintenance personnel. Trash containers should be placed at each entranceway and bench seating area.

Benches: Seating along the trails allows users to rest. Benches should be located at primary and secondary entrances to the trail and at regular intervals, set back three (3) feet from the trail.

Signage: Signs should provide information about the trail such as identification of routes and mileage, directional and informative. Signage should be discussed with police and fire to provide markers they would need in an emergency. Regulatory and interpretive signs should be placed at major entry points, and warning signs may be needed for various hazards.

Parking: Adequate parking at trail heads is needed for those traveling to the trail site. Most of the trails in the Valley are developed so individuals can walk or bike to the location.

Roadway Intersections: Crossings should be logical and at existing locations. Signage notifying motorist that there is a pedestrian crossing should be visible from a distance.

Appendix B: Funding Opportunities

Texas Parks and Wildlife Department: Texas Parks and Wildlife Department administers several funding opportunities for parks and recreation facility development and trails. The grants have a match requirement of 20 to 50 percent depending on the category. A Master Plan is required for eligible grant sponsors and must be submitted 60 days prior to the grant cycle.

Grant Type	Award Limit
Outdoor Recreation	$ 500,000
Small Community	$ 75,000
Urban Outdoor Recreation	$1,000,000
Indoor Recreation	$1,000,000
CO-OP	$ 50,000
Recreation Trail	$ 200,000
Motorized Trail	$ 400,000
Boating Access	$ 500,000

TxDot and Federal Transportation Funding: Federal funds allocated for transportation enhancements are administered by the Texas Department of Transportation. Projects must conform to federal safety and construction procurement guidelines, and the required local match is 20 percent. This grant process may not be done yearly as it depends on federal funding allocations.

Foundations: There are several foundations in the Valley that provide funding for parks and recreation opportunities. Each funder has different requirement and grant periods. Checking in with the local foundations to determine the support for the project is necessary prior to submitting an application. Funds from a foundation may be used as grant match.

Local Business: Major businesses in the Valley support parks and recreation endeavors by funding facilities may times requiring their name to be associated with the facility.

Appendix C. Trail Maintenance Guidelines

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Success and safety depend on effective trail maintenance. This includes trail resurfacing, vegetation pruning, facility upkeep, sign replacement, mowing, and litter removal. A successful maintenance program also requires continuity and predictability. The guidelines that follow are drawn from *Building a Legacy* (2009).

Safety and Public Profile

- Good maintenance deters vandalism and littering.
- A high standard of maintenance is an effective advertisement promoting the trail as a local and regional recreational resource.
- Good maintenance helps preserve positive public relations with the adjacent land owners.
- Consistent maintenance makes enforcement of regulations on the trail more efficient.
- A proactive maintenance policy helps improve safety along the trail.
- Litter receptacles should be placed at access points such as trailheads.
- Illegal dumping should be controlled by vehicle barriers.

Surface and Longevity

- Routine maintenance prolongs the life of the trail.
- Checks for erosion along the trail should be made during the wet season and after flooding.
- Where drainage problems exist, drainage structures need to be kept clear of debris to maintain flow.
- Trail surfaces should be kept free of debris such as branches.

Vegetation

- Where understory trailside vegetation is natural, desirable, and part of the habitat required for wildlife, it should not be cleared.
- In areas of wildlife emphasis, mowing should be judicious to preserve sheltering vegetation.
- Trail segments vary in how much restraint of vegetation is needed: a wide open feeling is desirable on some but not all trails.
- More enclosed conditions are appropriate in wooded settings.
- Vegetation control should be accomplished by mechanical means rather than herbicides.
- Bi-annual mowing along trails protects the trail investment; suggested times are fall and spring.
- Understory vegetation should be cut before reaching 36 inches.
- Vertical clearance of 8 feet should be maintained.
- Written policies are needed to educate users about the important of wildlife shelter.

WESLACO TRAIL SYSTEM SURVEY

A. Do you currently use the trails in Weslaco? Yes _____ No _____
   1. Trails in the Park? Yes _____ No _____
   2. Trails along the Streets? Yes _____ No _____
   3. Canals Yes _____ No _____

B. Do you think Weslaco should develop Trails? Yes _____ No _____
   1. Just in Parks? Yes _____ No _____
   2. North of the Expressway? Yes _____ No _____
   3. Between Parks and Schools? Yes _____ No _____
   4. Along streets? Yes _____ No _____
   5. Where else _____

C. Should trails have connections to other cities? Yes _____ No _____

D. What should trails be composed of?
   1. Concrete Yes _____ No _____
   2. Asphalt Yes _____ No _____
   3. Decomposed Granite Yes _____ No _____
   4. Dirt Yes _____ No _____

E. If Weslaco had a trail system would you use it? Yes _____ No _____
   1. Would you use it for walking, jogging, etc? Yes _____ No _____
   2. Would you use the trail for bicycling? Yes _____ No _____
   3. Would you use it for ATV's? Yes _____ No _____
   4. Would you use it for equestrian? Yes _____ No _____
   5. Would you use it for mountain bikes? Yes _____ No _____

F. Who should pay for the trails development?
   1. Taxpayers Yes _____ No _____
   2. Grants Yes _____ No _____
   3. Combine funding through the County Yes _____ No _____

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-971

From:
David Arce

Subject:
Discussion and consideration to select a buyboard vendor to construct a Splash Pad at Isaac Rodriguez Park located at 1200 E. 6th Street. Possible action. (Staffed by Parks and Recreation Department.)

Background:
After selecting the vendor, we will complete design of the total project to include sidewalks, benches, canopies, restrooms, and fencing.

Contemporary Design:

https://www.youtube.com/watch?v=3jMATqmC1SU&feature=youtu.be

Baseball Theme:

https://www.youtube.com/watch?v=RcOJNM1H50s&feature=youtu.be

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
As to what was presented at the Parks Board Meeting on May 31, 2017, the 3 members suggested the contemporary design from Park Place Recreation.

Contemporary Design:

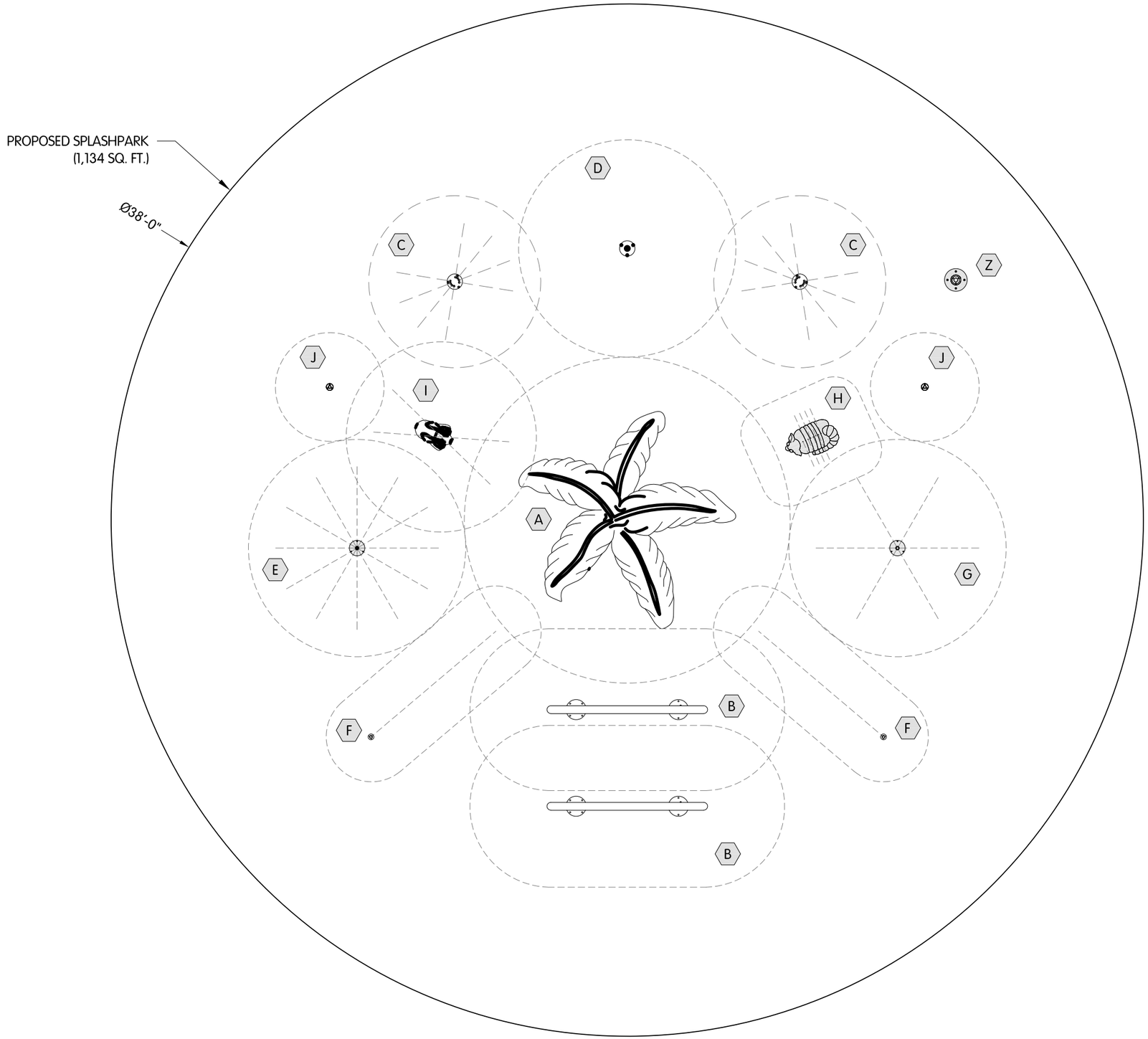
https://www.youtube.com/watch?v=3jMATqmC1SU&feature=youtu.be

Baseball Theme:

https://www.youtube.com/watch?v=RcOJNM1H50s&feature=youtu.be

David Arce	Created/Initiated
David Arce	Approved

Mary Barrera Mardoqueo Hinojosa Mike Perez	Approved Approved Final Approval
City Manager Comments:	
Staff Recommendation: Approval	
Attachments, if any: Kraftsman 1, Kraftsman 2, PARK PLACE - BASEBALL , PARK PLACE - CONTEMPORARY	
Responsibilities upon Approval:	



FEATURE SCHEDULE			
⬡	DESCRIPTION	QTY	GPM
A	FF2007 TROPICAL PALM AQUA SPRAYER 8'L - 8'W - 13'H 20 GPM @ 15 PSI	1	20
B	W238-1 SINGLE WATER RINGS 5'-1" HIGH 10 GPM @ 10 PSI	2	20
C	W218 BUG BUGGLE 4' HIGH - 7' THROW 16 GPM @ 3 PSI	2	32
D	W043 DANDELION DOME 2' HIGH - 6' SPREAD 5 GPM @ 3 PSI	1	5
E	W057 WATER SPROUT 2' HIGH - 6' SPREAD 4 GPM @ 1 PSI	1	4
F	W086C DIRECTIONAL EYEBALL JET 6' HIGH - 6' THROW 3 GPM @ 4 PSI	2	6
G	W036 BABY LONG LEGS 4' HIGH 18 GPM @ 3 PSI	1	18
H	FF3049 ALLEN ARMADILLO AQUA SPOUT 24"L - 14"W - 16"H 5 GPM @ 3 PSI	1	5
I	FF3053 JIMMY JACK RABBIT AQUA SPOUT 18"L - 12"W - 24"H 10 GPM @ 4 PSI	1	10
J	W242 SPRITZZZER 4' HIGH 3 GPM @ 4 PSI	2	6
Z	W009-W TOUCH & GO WIRELESS ACTIVATOR	1	0
NOT SHOWN	860-6PNV DRAIN BY SIOUX CHIEF (LOCATIONS BY INSTALLER)	TBD	0
MAXIMUM TOTAL FLOW RATE 126 GPM			
TOTAL SPLASHPARK AREA 1,134 SQ. FT.			

NOTES:

1. 5'-0" OVERSPRAY BUFFER INCLUDED AT EDGE OF SPLASH DECK.
2. AVERAGE FLOW RATE DURING OPERATION VARIES BASED ON SPRAY FEATURE SEQUENCING. FLOW RATE FOR TYPICAL SEQUENCING CYCLES AVERAGES 60% OF MAXIMUM TOTAL FLOW RATE.
3. CONCRETE IS RECOMMENDED TO NOT EXCEED A 2% SLOPE TO ALLOW FOR ADACOMPLIANCE. THE DROP IS RECOMMENDED TO BE AT LEAST 2" FOR PROPER DRAINAGE.

PRELIMINARY DESIGN
NOT FOR CONSTRUCTION

Note: Drawing should not be scaled unless in its original 11" x 17" printed format

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800.451.4869

SCALE
1/4" = 1'

SALES REP
Ramon Garza

Rodriguez Park SplashPark
Weslaco, Texas

SHEET NO.	OPTION	REVISION	DATE	DESIGNER	VIEW	PROJECT NO.
PD100	1	0	05-24-16	MZB	Concept Plan	18310

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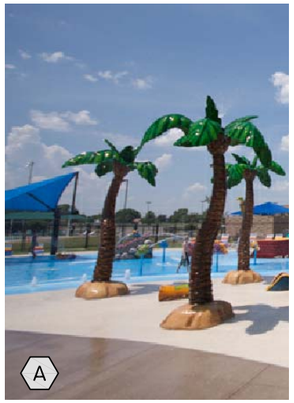

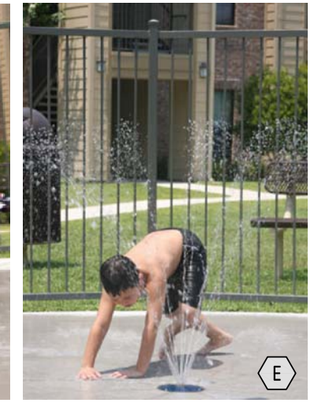

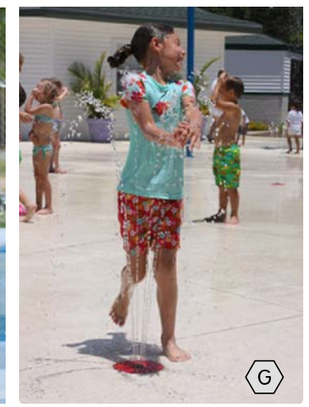

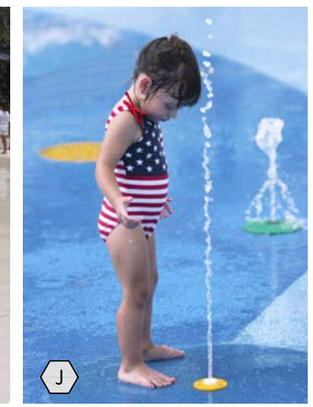

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Z	W009-W TOUCH & GO WIRELESS ACTIVATOR	1	0
NOT SHOWN	860-6PNV DRAIN BY SIOUX CHIEF (LOCATIONS BY INSTALLER)	TBD	0

PRELIMINARY DESIGN
NOT FOR CONSTRUCTION

Note: Drawing should not be scaled unless in its original 11" x 17" printed format

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SCALE
N.T.S.

SALES REP
Ramon Garza

Rodriguez Park SplashPark
Weslaco, Texas

VIEW: Feature List

PROJECT NO. 18310

DESIGNER: MZB

DATE: 05-24-16

REVISION: 0

OPTION: 1

SHEET NO. PD101

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Kraftsman
COMMERCIAL PLAYGROUNDS & WATER PARKS
19535 Haude Road
Spring TX 77388
Phone: 281-353-9599
Fax: 281-353-2265

Quote #Q54079

Date:	8/3/2016
Project:	18310
By:	Ramon Garza

Sold To:
Weslaco, City of
David Arce
Rodriguez Park SplashPark
255 S Kansas Ave
Weslaco TX 78596
Phone: 956-447-3407
Fax:
Terms: Net 30 days

Ship To:
Weslaco, City of
David Arce
Rodriguez Park SplashPark
TX
Main Phone: 956-447-3407
Mobile Phone:

Qty	Product	Description	Size	Weight	Color	Unit Price	Ext. Price
		Prelimniary SplashPark Proposal					
		Based on design drawing #PD100.1.0 dated 5/24/16 for project 18310					
1	FF2007	Fun Forms™ Tropical Palm Aqua Sprayer by Water Odyssey	20 GPM @ 15 PSI	8'x8'x 13'	21252	21,252.00	21,252.00
1	W238-2	Water Ring, two rings, by Water Odyssey	20	y		16,208.00	16,208.00
2	W218	Bug Buggle water feature, by Water Odyssey		y		1,844.00	3,688.00
1	W043	Dandelion Dome™. By: Water Odyssey.	5	y		1,490.00	1,490.00
1	W057	Water Sprout™. By: Water Odyssey.	4	y		1,880.00	1,880.00
2	W086C	Directional Eyeball Jet, water conserving by Water Odyssey		y	N/A	691.00	1,382.00
1	W036	Baby Long Legs™. By: Water Odyssey.	18	y		1,464.00	1,464.00
1	FF3049	Fun Forms™ Allen Armadillo Aqua Spout by Water Odyssey	5 GPM @ 3 PSI	24" x14" x16"		5,422.00	5,422.00
1	FF3053	Fun Forms™ Aqua Spout, Jimmy Jack Rabbit, by Water Odyssey	10 GPM @ 4 PSI	18" x12" 24"		2,822.00	2,822.00
2	W242	Spritzzzer™ steppers series, by Water Odyssey	3	n		1,180.00	2,360.00
1	W009-W	Wireless Touch & Go™ Vibration Bollard. By: Water Odyssey.		y		3,500.00	3,500.00
		Approximate total flow rate of GPM 126					

Kraftsman
COMMERCIAL PLAYGROUNDS & WATER PARKS
19535 Haude Road
Spring TX 77388
Phone: 281-353-9599
Fax: 281-353-2265

Quote #Q54079

Date:	8/3/2016
Project:	18310
By:	Ramon Garza

1	WMF-10P	Water distribution Manifold, Flanged 4" Stainless Steel Manifold for Wall Mount Installation w/pressure gauge, drain valve, water hammer arrestor, (2) Full Flanged 4"S inlet connections; (10) discharge assemblies each w/(1) true union ball valve and (1) 24VAC glass filled plastic solenoid valve. NOTE: Water pressure to the manifold must not exceed 50 psi. The installer must ensure this requirement is met. By				15,739.00	15,739.00
1	DSC-0-16-W	Dynamic Sequence Controller, with 32 wireless inputs and 16 outputs mounted in a NEMA4X housing. By: Water Odyssey.				8,300.00	8,300.00
1	DISCBB	Discount on BuyBoard Purchase, BuyBoard Contract #423-13			85507	-25,652.00	-25,652.00
1	60H72W24D-ALUM	Custom Aluminum above ground enclosure for manifold, valves, controller, and Pressure Regulator. Does not include concrete foundation or drain pit for feature drain valves (by others). Enclosure is constructed of .125" thick 5052-H32 Aluminum with a Mill Finish, with lockable door and ventilation louvers. Capable of containing 10 valve manifold & pressure regulator, by Kraftsman	60Hx72Wx24D		Mill Finish	3,950.00	3,950.00
1	PRV2	2" Cast Bronze Pressure Reducing Valve, 25 - 75 psi, to 160 GPM, female iron pipe threaded ends	2"	30	Bronze	3,325.00	3,325.00
60	CONC5RB	Concrete Pad, 5" thick concrete pad with, rebar reinforced, broom finish, for Aluminum Cabinet				10.25	615.00
4	860-6PNV	Floor Drain, Fat Max, 9" dia. top, solid nickel top grate, 6" Sch 40 outlet, PVC body, Vandal proof screws, by Sioux Chief			nickel	475.00	1,900.00
1134	SPLASHDECK	Spray Play Pad, 5" thick concrete pad with slope to drains, rebar reinforced, light broom finished to help prevent the possibility of slippage (no coloring or top coat), By: Kraftsman	1 sqft			11.25	12,757.50
1	INSURANCE-AI	Name customer as additional insured on General Liability Policy and processing of coverage.				1,200.00	1,200.00
1	CONSTDOCS	Construction documentation, plans & submittals.				6,000.00	6,000.00

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Quote #Q54079

Date:	8/3/2016
Project:	18310
By:	Ramon Garza

1	BOND1	Performance & Payment Surety Bond, and processing of the bond documentation.	4,456.00	4,456.00

Subtotal:	$94,058.50
Shipping & Handling:	$3,081.34
Equipment Subtotal:	$97,139.84
Tax:	$0.00
Install:	$51,407.05
Total:	$148,546.89

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Quote #Q54079

Date:	8/3/2016
Project:	18310
By:	Ramon Garza

Special Terms and Conditions

Subject: **Buy Board** **Date:** **2/23/2016**

Proposal is submitted with applicable discounts per Buy Board program to reflect established discounts.

Subject: **Bonding** **Date:** **2/23/2016**

Performance and payment bonds are included. Maintenance bonds are not included, and are available upon request at additional cost for the bonds and processing.

Subject: **Building Permits** **Date:** **2/23/2016**

- Building permits are not included or provided. (Unless Plans and permitting are included in the quote)
- Engineer stamped plans are not included. (Unless stamps are included in the quote)
- Submittals and reviews for State of Texas ADA compliance and inspections are not included.

Additional charges will apply if these services are provided and / or required for completion of the project.

Subject: **Locating for Underground Utilities** **Date:** **2/23/2016**

- Kraftsman will call and arrange for utility locating with the public utilities stake out providers. All Public Utilities, including Phone, Electrical, Gas, Cable, and Fiber Optics are to be staked prior to installation. Kraftsman will arrange with Public Utility Stake Out providers for a date that this is to be completed prior to Kraftsman arriving on site.
- Customer is to locate, mark, and provide information for all privately owned utilities that are not marked by the Public Utility providers, for all utility service lines below grade that are privately owned. These will include any and all of the following: electrical, water lines, gas lines, irrigation lines, sewer and storm lines, cable service lines, fiber optic or other IT lines, which are privately owned by the property owner.
- Kraftsman is not responsible for any underground utilities which are not marked or located by the owner or public utilities stake out providers. Damages to underground utilities for electrical, water, irrigation, and other listed above will not be repaired by Kraftsman and will be the owner's expense and responsibility.

Subject: **Items Not Included** **Date:** **2/23/2016**

- Finish landscaping, sodding or seeding of disturbed areas. All disturbed areas to be leveled and raked out.
- Concrete lead walks or adjoining observation concrete deck areas.
- Site usage signage for use instructions, rules, safety, or emergency notifications as needed or required.
- Temporary security fence during construction.
- Storm Water Pollution Controls for project site.
- Safety wash station for chemical use area in filtration equipment enclosure if required.

Subject: **Insurance Terms** **Date:** **2/23/2016**

Kraftsman will name customer as Additional Insured, and will supply a certificate of insurance verifying the limits of coverage. See terms page for details and charges for adding special coverage's if required.

Subject: **Sales Tax** **Date:** **2/23/2016**

Sales tax is not included in prices quoted. Customer is to supply Sales Tax Exemption or Sales Tax Resale certificate at time of acceptance of proposal, or sales tax will be added to final contract and invoicing for the project.

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Quote #Q54079

Date:	8/3/2016
Project:	18310
By:	Ramon Garza

Subject: **Utilities** **Date:** **2/23/2016**

Customer is to plan, permit, and provide installation of utilities as follows (Kraftsman has not included costs for required improvements to utilities to support the SplashPark):
• Electrical service, panel, and connection of electrical service to Dynamic Sequence Controller.
o Service is to be 120V, Single Phase, 20 amp GFCI protected outlet with in use weatherproof cover.
o Kraftsman will complete all low voltage connections between control systems and valve manifolds.
• Electrical Bonding of all features and reinforcing steel per code requirements.
• City water meter with approved backflow preventer and water line connection to equipment area. A 2" water line is to be provided (the minimum water supply to system is to be 125 GPM, with a minimum of 35 PSI).
• Proper drain line to within 5' of edge of SplashDeck. Minimum of 8" size is to be provided.
o Kraftsman will connect drain boxes and extend 5' outside of SplashDeck.
Utility leads and required facility improvements are to be completed and ready for connection of new improvements prior to Kraftsman coming on site for construction of the SplashPark improvements.

Subject: **Installation** **Date:** **2/23/2016**

Installation quoted includes:
Installation of SplashPark feature foundations, setting features, water supply piping to features from manifold (manifold is to be located within 50' of SplashDeck), connections between activators and controller, drain lines to edge of pad, per standard Kraftsman construction techniques.
Installation price does not include concrete pad or surfacing.

Subject: **Start Up & System Training** **Date:** **2/23/2016**

Service includes one day of technical support personnel on site to assist with balancing of features, system start up, and 4 hours of staff operations training.

Subject: **Project Completion** **Date:** **2/23/2016**

Allow 4 to 8 weeks for preparation of plans, drawings, and submittals after acceptance of proposal.
Shipping date of equipment from factory will be approximately 6 to 10 weeks after approval of submittal documentation, provided that the following has been completed and approved by the customer:
• Project product submittals reviewed, approved and returned.
• Completed Color selection sheet (signed and dated)
• Physical project address
• All contact names and phone numbers
• Exemption certificate
• Deposit per contract
Allow adequate time for processing and procuring construction permits if required.
Allow approximately 10 to 16 weeks for project completion upon equipment delivery from manufacturer, issuance of building permits if required, weather permitting.

Subject: **Shipping Charges** **Date:** **2/23/2016**

Unless noted otherwise on quote, all shipping and handling charges are firm for duration of 90 days on quote.

Subject: **Ship to Address** **Date:** **2/23/2016**

Is the location of the actual project. Please check "ship to" address on this quote for accuracy. If "ship to" address is incorrect, please contact your sales representative with correct "ship to" address.

Subject: **Color Selections** **Date:** **2/23/2016**

Colors will be selected from the manufacturer's standard colors.

Shipping & Handling:

Kraftsman
COMMERCIAL PLAYGROUNDS &
WATER PARKS
19535 Haude Road
Spring TX 77388
Phone: 281-353-9599
Fax: 281-353-2265

Quote #Q54079

Date:	8/3/2016
Project:	18310
By:	Ramon Garza

General Terms and Conditions

Sold To: Weslaco, City of

Ship To: Rodriguez Park SplashPark

Terms: Net 30 days

CONDITIONS OF SALE

1. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the contract.
2. No returns of merchandise will be accepted unless previously authorized in writing by Kraftsman. All returns are subject to restocking fee of 25% plus freight charges incurred for return to original shipment origination.
3. Title for all equipment is reserved by Kraftsman Commercial Playgrounds and Water Parks until payment in full is received. The right to enter the property and repossess said equipment is hereby granted to Kraftsman Commercial Playgrounds and Water Parks if payment is not rendered in accordance with the terms above. All payments made prior to repossession under this contract shall be forfeited to Kraftsman Commercial Playgrounds and Water Parks as cost incurred to recover the equipment. Repossession of product does not waive any damages or costs due as awarded by the court.
4. All collections or litigation concerning this contract shall be governed by the laws of the State of Texas, with venue in Harris County.
5. Kraftsman warranties the merchandise on this proposal to be up to the manufacturers published standards as to material and workmanship. See catalogs or attached drawings for specific layouts, warranties, and specifications .
6. Kraftsman reserves the right to review contract for final acceptance by management and to make corrections of clerical errors.
7. A service charge of 1.5% per month will be assessed on all past due amounts.
8. Payments to Kraftsman by credit card will incur a processing fee of 4% for Visa and MasterCard, and 6% for American Express.
9. Installation services include all labor, equipment required to complete the job, and insurance coverage's as required by law. Extra installation charges will incur for abnormal sub surfaces, ie. rock, landfill, etc. Price quoted includes Kraftsman's standard insurance coverages of $2 million in General Liability & Completed operations, $1 million in Automobile Liability, $1 million per occurrence/$2 aggregate in Workman's Compensation. Any charges by Kraftsman's insurance carrier or agents for adding General Contractor or Owner as additional insured, waivers of subrogation, or changes to standard coverage shall be added to contract charges. No performance bond or labor and material payment bonds shall be provided by Kraftsman, unless listed as individual line item in proposal.
10. Kraftsman Commercial Playgrounds and Water Parks is not liable for damages to underground utilities, and irrigations systems during installation. It is the customers responsibility to locate all underground utilities.
11. Building permits required by local or state authorities & municipalities are not included and are the responsibility of the owner of the property, unless specifically included as a line item in the proposal. If you want Kraftsman to handle required permitting please contact our office and we will provide a quote if not included as a line item within this proposal.
12. This proposal may be withdrawn by Kraftsman if not accepted within thirty (30) days.

Respectfully Submitted: _____ *Date:* August 3, 2016

Ramon Garza

Acceptance of Proposal:

The prices, specification and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above. If contract is placed with an attorney for suit or collection through probate, bankruptcy or other legal proceedings, customer agrees to pay all expenses and reasonable attorney fees incurred. Any verbal instructions, agreements, or promises are not valid unless written as part of this contract.

Authorized Signature: _____ *PO#:*

Printed Name & Title : _____ *Date of Acceptance:* _____

Authorized Signature: _____

Printed Name & Title : _____

WE STRONGLY RECOMMEND A RESILIENT FALL SURFACE BE INSTALLED UNDER ALL PLAY & FITNESS EQUIPMENT

Thank You! We Appreciate Your Business!

PARK PLACE
RECREATION DESIGNS INC.

Park Place Recreation Designs, Inc.

OFFICE
P.O. Box 18186
San Antonio, TX 78218

PHONE
800-626-0238
210-821-5878

FAX
210-832-0115

EMAIL
fun@miracleparkplace.com

WEB
www.miracleparkplace.com
www.the-art-of-play.com

BuyBoard Cooperative Purchasing

Approved BuyBoard Vendor
Contract #512-16
Park Place Recreation Designs

Date: May 23, 2017

Customer: City of Weslaco
Parks and Recreation Department

Project: Isaac Rodriguez Park
Splash Pad Proposal

Baseball Theme Splash Pad

ITEM DESCRIPTION	QTY	UNIT PRICE	TOTAL PRICE
RainDrop Products Water Spray Features per attached renderings: Tumbling Baseballs, Big Leak Ball Bat, Spraying Baseball, Down Spout, Baseball Water Fun Cannon, Circle Time, (2) Tall Toolip Spray, (2) Pop Jet, (2) Cluster Jet, and (5) Popkorn Jet	1	$ 58,985.00	$ 58,985.00
BuyBoard Discount (BuyBoard Contract #512-16)			(2,850.00)
RainDrop Products Control System Components: Baseball Push Button Activator, iSplash Controller with self monitoring and reporting technology, Distribution Manifold, Drain Grates	1	17,583.00	17,583.00
Installation/construction: includes concrete splash pad with broom finish, stain applied to splash pad (no stain on "apron" sidewalk), plumbing and electric work, concrete sidewalk/apron around perimeter of pad, topsoil at perimeter, concrete mechanical enclosure with hatch lid for access, +/- 100 linear feet of drain line to daylight at lagoon (lagoon provided by others)			87,600.00
Freight			4,280.00
		Subtotal	$ 165,598.00
	Tax	0%	$ 0.00
		GRAND TOTAL	$ 165,598.00

Exclusions, these items to be provided by city (if needed):
Incoming water/electrical supply lines to mechanical room, Backflow prevention device on incoming supply, fencing, landscaping, additional sidewalks or flatwork, building permit, sealed engineered drawings, lagoon for drain water collection

*Pricing is for materials/delivery only. Installation is not included unless priced above.
*If not priced above and if required, the following items and associated costs/fees will be the responsibility of the customer:
Sealed Drawings, Building Permits, Payment/Performance Bonds, TDLR Registration/Review/Inspections.
*Prices are valid for 30 days after which they are subject to change. Any work not specifically mentioned in this proposal as being included shall be considered excluded The customer will be responsible for any taxes owed.

Authorized By:_____
Printed Name Signature Date

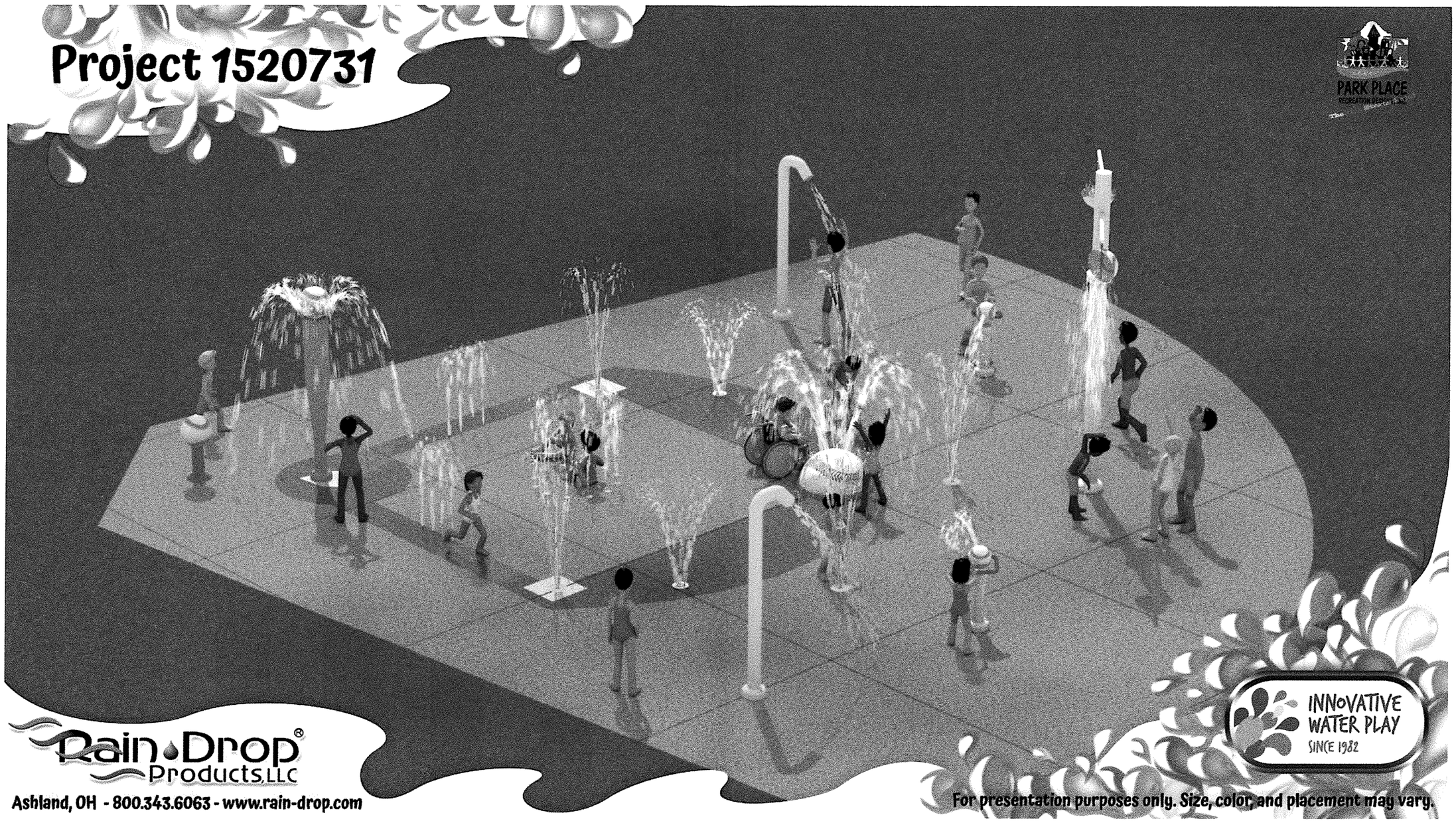
City of Weslaco Parks and Recreation

Issac Rodriguez Park

Baseball Theme Splash Pad Design

Miracle In Texas

Project 1520731



Rain Drop® Products, LLC

Ashland, OH - 800.343.6063 - www.rain-drop.com

For presentation purposes only. Size, color, and placement may vary.

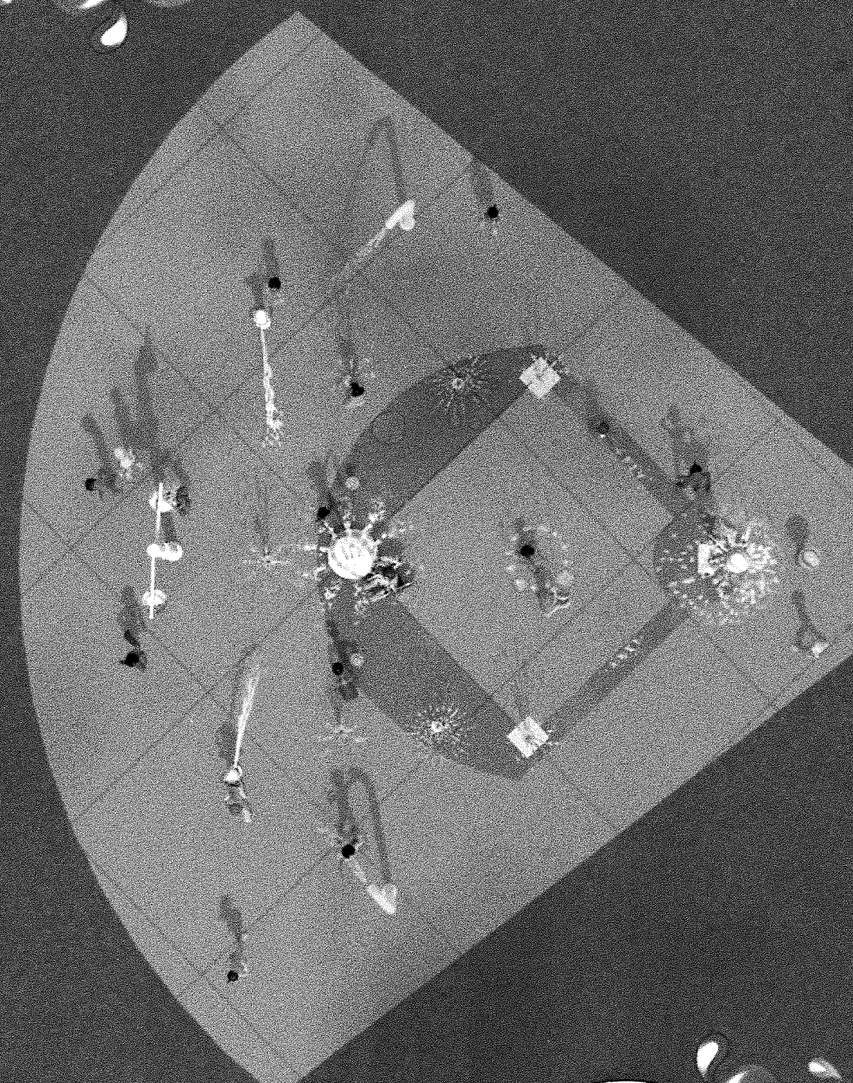
City of Weslaco Parks and Recreation

Issac Rodriguez Park

Baseball Theme Splash Pad Design

Miracle In Texas

Project 1520731



PARK PLACE RECREATION DESIGN, INC.

INNOVATIVE WATER PLAY SINCE 1982

Rain Drop® Products, LLC

Ashland, OH - 800.343.6063 - www.rain-drop.com

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PARK PLACE
RECREATION DESIGNS, INC.

Park Place Recreation Designs, Inc.

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San Antonio, TX 78218

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BuyBoard Cooperative Purchasing

Approved BuyBoard Vendor
Contract #512-16
Park Place Recreation Designs

Date: May 23, 2017

Customer: City of Weslaco
Parks and Recreation Department

Project: Isaac Rodriguez Park
Splash Pad Proposal

Contemporary Splash Pad

ITEM DESCRIPTION	QTY	UNIT PRICE	TOTAL PRICE
RainDrop Products Water Spray Features per attached renderings: Tumble Buckets, Cross Bar Jet, Sprinkling Dahlia, Baby Scorpion, Aqua Hoop, Tunnel Arch, Mini Shower Tunnel, Mini Foam Geyser, Slant Finger Jet, (2) Tiny Toolip Spray, (2) Peacock Jet, (3) Cluster Jet, (4) Popkorn Jet	1	$ 54,969.00	$ 54,969.00
BuyBoard Discount (BuyBoard Contract #512-16)			(2,749.00)
RainDrop Products Control System Components: Push Button Activator, iSplash Controller with self monitoring and reporting technology, Distribution Manifold, Drain Grates	1	17,325.00	17,325.00
Installation/construction: includes concrete splash pad with broom finish, stain applied to splash pad (no stain on "apron" sidewalk), plumbing and electric work, concrete sidewalk/apron around perimeter of pad, topsoil at perimeter, concrete mechanical enclosure with hatch lid for access, +/- 100 linear feet of drain line to daylight at lagoon (lagoon provided by others)			81,900.00
Freight			3,895.00
		Subtotal	$ 155,340.00
	Tax	0%	$ 0.00
		GRAND TOTAL	$ 155,340.00

Exclusions, these items to be provided by city (if needed):
Incoming water/electrical supply lines to mechanical room, Backflow prevention device on incoming supply, fencing, landscaping, additional sidewalks or flatwork, building permit, sealed engineered drawings, lagoon for drain water collection

*Pricing is for materials/delivery only. Installation is not included unless priced above.
*If not priced above and if required, the following items and associated costs/fees will be the responsibility of the customer:
Sealed Drawings, Building Permits, Payment/Performance Bonds, TDLR Registration/Review/Inspections.
*Prices are valid for 30 days after which they are subject to change. Any work not specifically mentioned in this proposal as being included shall be considered excluded The customer will be responsible for any taxes owed.

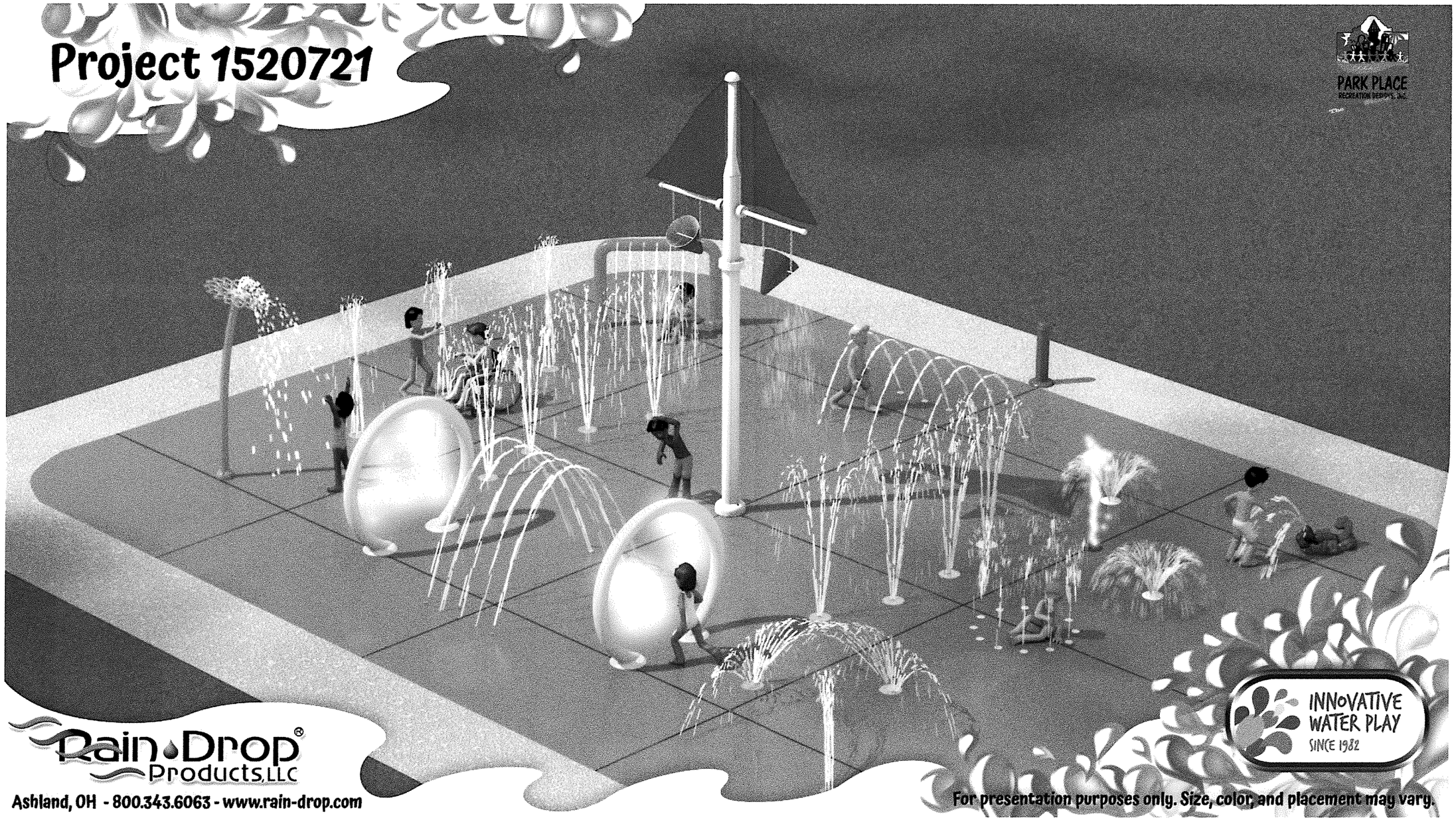
Authorized By:_____
Printed Name Signature Date

City of Weslaco Parks and Recreation

Isaac Rodriguez Park

Contemporary Splash Pad Design

Miracle In Texas



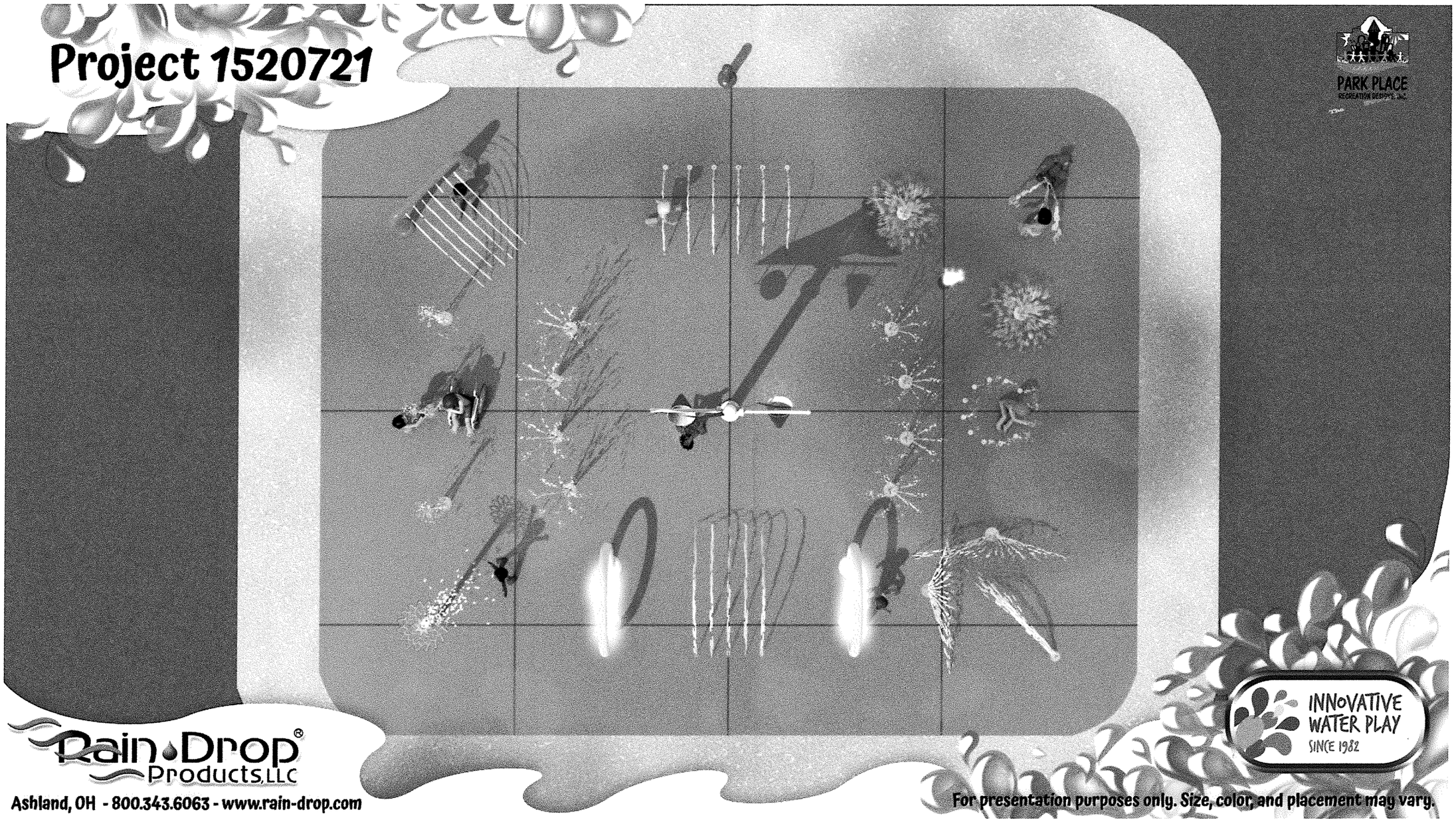
City of Weslaco Parks and Recreation

Isaac Rodriguez Park

Contemporary Theme Splash Pad Design

Miracle In Texas

Project 1520721



Rain Drop® Products, LLC

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Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1003

From:
Martin Mata

Subject:
Discussion and consideration to approve Resolution 2017-44 authorizing designated individuals as signatories on certain legal financial documents with Plains Capital Bank to invest $240,000.00 of the Marion Booth Endowment funds into a 13 month CD at Plains Capital Bank and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.)

Background:
About 10 years ago Marion Booth bequeathed to the Library Board approximately $481,000. The Weslaco Municipal Code was amended around that time to allow for this and Chapter 78 Section 28 reads "The Library Board can accept and receive donations, with the permission of the City Commission, for the use and benefit of the city's public library system." Since acceptance of these funds the Board and City Administration have worked to be good stewards of the funds. This action is recommended by the Library Board and City Administration to improve the return on investment of the Booth Funds.

The designated individuals proposed to conduct business will be the City Manager, Finance Director and Assistant Finance Director. They would like authorization to open the CD, close the CD, call the bank and be provided information, etc.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:
N/A

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
N/A

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
The Library Board approved the above investment procedure.

Martin Mata	Created/Initiated
Arnold Becho	Approved
Mary Barrera	Approved
Sonia Flores	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
The Weslaco Public Library Board approved the recommendation on Monday, May 15, 2017. Staff recommends approval as well.

Attachments, if any:

Memo - Request to authorize the Finance Director to invest in the Marion Booth Funds, Resolution 2017-44
Responsibilities upon Approval: The Library Director will work with the Finance Director to move all funds accordingly.

City of Weslaco

"The City on the Grow"

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

Mike R. Perez, City Manager

May 19, 2017

To: Mike Perez, City Manager; David Suarez, Mayor; Gerardo Tafolla, Mayor Pro-Tem; Leo Muñoz, Commissioner; Gregory Kerr, Commissioner; Olga M. Noriega, Commissioner; Letty Lopez, Commissioner; Josh Pedraza, Commissioner
CC: Arnoldo Becho
Fr: Martin J. Mata, Assistant Library Director
Re: Request to authorize the Finance Director to invest in the Marion Booth Funds.

About 10 years ago, Marion Booth bequeathed to the Library Board approximately $481,000. The Weslaco Municipal Code was amended around that time to allow for this, and Chapter 78 Section 28 reads "The Library Board can accept and receive donations, with the permission of the City Commission, for the use and benefit of the city's public library system."

Since the acceptance of these funds, the Board and City Administration has worked to be good stewards of the funds. This action is recommended and guided by the Library Board and City Administration to improve the return on investment of the Booth Funds.

The Library would like to authorize the City Finance Director to invest the Marion Booth Foundation funds into a secure CD investment at a local bank with an investment of $240,000 that will mature within 13 months at 1.26% interest rate.

Library staff strongly supports the request. Please feel free to contact me if you need any further information.

Thank you for the time,

Martin J. Mata
Assistant Library Director, City of Weslaco
Phone: (956) 968-4533
Email: mjmata@weslacopl.us
Web: www.weslacopl.us

RESOLUTION NO. 2017-44

STATE OF TEXAS	**§**	**RESOLUTION AUTHORIZING MEMBERS OF STAFF**
COUNTY OF HIDALGO	**§**	**AS SIGNATORIES ON CERTAIN LEGAL FINANCIAL**
CITY OF WESLACO	**§**	**DOCUMENTS FOR THE CITY OF WESLACO**

1. I, **Elizabeth M. Walker**, certify that I am the **City Secretary** of The City of Weslaco, organized under the laws of **Texas**, Federal Employer ID Number **74-6002544**, engaged in Municipal business under the name of the **City of Weslaco**, and that the following is a correct copy of the resolution adopted at a meeting of the City Commission duly and properly called and held on **June 6, 2017**. This resolution appears in the minutes of this meeting and has not been rescinded or modified.

2. Be it Resolved that,

   (a) Plains Capital Bank is designated as a depository for the funds of the City of Weslaco.

   (b) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by this Financial Institution.

   (c) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City of Weslaco with this financial institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.

   (d) Any of the persons named below, so long as they act in a representative capacity as agents of the City of Weslaco, are authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated below, from time to time with this financial institution, concerning funds deposited in this financial institution, moneys borrowed from this financial institution or any other business transacted by and between the City of Weslaco and this financial institution subject to any restrictions stated below.

   (e) Any and all prior resolutions adopted by the City Commission of the City of Weslaco and certified to this Financial Institution as governing the operations of the City of Weslaco's account(s), are in full force and effect, unless supplemented or modified by this authorization.

   (f) The City of Weslaco agrees to the terms and conditions of any account agreement, properly opened by any authorized representative(s) of the City of Weslaco, and authorizes the financial institution named above, at anytime, to charge the City of Weslaco for all checks, drafts, or other orders, for the payment of money, that are properly drawn on this financial institution, and contain the required number of signatures for this purpose.

3. The officials designated below are authorized to conduct business as indicated:

	Name and Title	Signature
(A)	Mike R. Perez, City Manager	_____
(B)	Maria Barrera, Finance Director	_____
(C)	Sonia Flores, Assistant Finance Director	_____

Indicate A, B, and C

A – C	(1)	Exercise all of the powers listed (2) through (9)
A –C	(2)	Open any deposit or checking account(s) in the name of the City of Weslaco
A – C	(3)	Endorse checks and orders for the payment of money and withdraw funds on deposit with this financial institution. Number of authorized signatures required for this purpose 2. Number of authorized signatures required for payroll purpose 1.
A – C	(4)	Open any certificate of deposit account and withdraw or transfer funds from the certificate of deposit on deposit with this financial institution. Number of authorized signatures required for this purpose 2.
A – C	(5)	Transfer funds from operations account to the payroll account, investment account or paying agent approved by City Commission by telefax or other electronic means. Number of authorized signatures required for this purpose 1.
A – C	(6)	Borrow money on behalf and in the name of the City of Weslaco executes and delivers promissory notes or other evidences of indebtedness. Number of authorized signatures required for this purpose 2.
A – C	(7)	Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the City of Weslaco as security for sums borrowed and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment. Number of authorized signatures required for this purpose 1.
A – C	(8)	Enter into written lease for the purpose of renting and maintaining a Safe Deposit Box in this financial institution. Number of authorized signatures required to gain access and to terminate the lease 1.
A – C,	(9)	Authorized to make inquiries as to status, account balance pertaining to the City of Weslaco.

4. I further certify that the City Commission of the City of Weslaco has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the foregoing resolutions and to confer the power granted to the persons named who have full power and lawful authority to exercise the same.

In Witness, Whereof, I have hereunto subscribed my name and affixed the seal of this Corporation on June 6, 2017.

CITY OF WESLACO

_____

David Suarez, MAYOR

ATTEST:

_____

Elizabeth M. Walker, CITY SECRETARY

APPROVED AS TO FORM:

_____

Juan E. Gonzalez, CITY ATTORNEY

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1016

From:

Subject:
Discussion and consideration to approve Resolution 2017-48 revising the City's Fund Balance Policy to conform with GASB 54 requirements and authorize the Mayor to execute any related documents. Possible action (Staffed by Finance Department).

Background:
City's current Fund Balance policy was adopted in October 2014. However, it does not conform to all of the requirements of Statement No. 54, of the Governmental Accounting Standards Board. The proposed policy defines the requirements of GASB 54 and the minimum target balances in the governmental funds.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Resolution

If item previously considered, provide date and action by Commission:

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**

Mary Barrera	Created/Initiated
Mary Barrera	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Approve updated Fund Balance policy.

Attachments, if any:
Fund Balance Policy, Resolution 2017-48

Responsibilities upon Approval:

CITY OF WESLACO, TEXAS
COMPREHENSIVE FUND BALANCE POLICY

1. Purpose

The City of Weslaco ("City) believes that sound financial management principles require that sufficient funds be retained by the City to provide a stable financial base at all times. The purpose of this policy is to establish a key element of the financial stability of the City by setting guidelines and parameters for fund balance of the governmental funds of the City of Weslaco. Unassigned fund balance is an important measure of economic stability. It is essential that the City maintain adequate levels of unassigned fund balance to mitigate financial risk that can occur from unforeseen revenue fluctuations, unanticipated expenditures, and similar circumstances. Advantages of a fund balance policy are as follows:

- Enhances the quality of decisions by imposing order and discipline
- Promotes consistency and continuity in decision making
- Demonstrates a commitment to long term financial planning objectives

2. Definitions

Fund Equity – A fund's equity is generally the difference between its assets and its liabilities.

Fund Balance – An accounting distinction is made between the portions of fund equity that are spendable and nonspendable. These are broken up into five categories:

1. Nonspendable Fund Balance – includes amounts that are not in spendable form (such as prepaid items or inventory) or are legally or contractually required to be maintained intact.

2. Restricted Fund Balance – includes amounts that can be spent only for the specific purposes stipulated by external resource providers either constitutionally or through enabling legislation (such as State and Federal Grants).

3. Committed Fund Balance – includes amounts that can be used only for the specific purposes determined by a formal action of the government's highest level of decision making authority (City Commission). Commitments may be changed or lifted only by the City Commission taking the same formal action that imposed the constraint originally.

4. Assigned Fund Balance – comprises amounts intended to be used by the government for specific purposes. Intent can be expressed by the City Commission or by their designated official or body to which they delegate the authority. In governmental funds other than the general fund, assigned fund balance represents the amount that is not restricted or committed. This indicates that the resources in other governmental funds are, at a minimum, intended to be used for the purpose of that fund.

5. Unassigned Fund Balance – is the residual classification of the general fund and includes all amounts not contained in other classifications. Unassigned amounts are technically available for any purpose.

3. Policy Statement

Committed Fund Balance

The City Commission is the City's highest level of decision making authority and the formal action that is required to be taken to establish, modify, or rescind a fund balance commitment is an ordinance or resolution approved by the Commission. The ordinance or resolution must either be approved or rescinded, as applicable, prior to the last day of the fiscal year for which the commitment is made. The amount subject to the constraint may be determined in the subsequent period.

Assigned Fund Balance

The City Commission has authorized the City Manager or Finance Director as the officials authorized to assign fund balance to a specific purpose as approved by this fund balance policy.

Unassigned Fund Balance

The unassigned fund balance for the General Fund of the City of Weslaco will be maintained at a level sufficient to provide the required resources to meet operating cost needs, to allow for unforeseen needs of an emergency nature, and to permit orderly adjustment to changes resulting from fluctuation of revenue sources.

4. Order of Expenditure of Funds

When multiple categories of fund balance are available for expenditure, the City will start with the most restricted category and spend those funds first before moving down to the next category with available funds.

5. Funding Levels

The City establishes the following funding levels concerning fund balances in the various funds used by the City of Weslaco:

- The annual budget shall be presented to Commission, with each fund reflecting **minimum** ending funds balances as follows:

General Fund	25% of the next years budgeted expenditures or 90 days of working capital
Debt Service Fund	An amount not to exceed two (2) months of next year's budget for principal and interest

- Fund balances, which exceed the minimum levels established for each of the funds, may be appropriated for non-recurring capital projects or programs. The Commission recognizes that any such funds should be appropriated for non-recurring expenditures as they represent prior year surpluses that may or may not materialize in subsequent fiscal years.

- The City of Weslaco will exercise diligence in avoiding the appropriation of fund balance for recurring operating expenditures. In the event fund balance is appropriated for recurring operating expenditures to meet the needs of the community, the budget document shall include an explanation of the circumstances requiring the appropriation and the methods to be used to fund this operating expenditure in the future.

6. Monitoring and Reporting

The City Manager and the Finance Director shall annually prepare a report documenting the status of the fund balances with this policy and present to the Commission in conjunction with the presentation of the Comprehensive Annual Financial Report and in conjunction with the development of the annual budget.

7. Replenishment

Should the fund balances fall below the targeted level, the Commission must approve and adopt a plan to restore the balance to the targeted level within two (2) years. If restoration cannot be accomplished within such period without severe hardship, then the Commission will establish a different but reasonable time period.

RESOLUTION NO. 2017-48

RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS APPROVING THE ADOPTION OF GASB 54 STANDARDS AND APPLICATIONS; AND APPROVING A FUND BALANCE POLICY FOR THE CITY

WHEREAS, the Governmental Accounting Standards Board (GASB), has issued its Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions, with the intent of improving financial reporting by providing fund balance categories that will be more easily understood; and

WHEREAS, the City Commission of the City of Weslaco has considered a "Comprehensive Fund Balance Policy" (Attachment A), which outlines the policy and procedures enacted to accurately categorize and report fund balance in the General Fund; and

WHEREAS, the policy entitled, "Comprehensive Fund Balance Policy," provides that the City Commission may commit General Fund balance for specific purposes by taking formal action and these committed amounts cannot be used for any other purpose unless the City Commission removes or changes the specific use through the same formal action taken to establish the commitment; and

WHEREAS, this policy delegates to the City Manager and Finance Director the authority to assign unrestricted fund balance amounts where the City's intent is for those amounts to be used for specific purposes. This delegation of authority is for the sole purpose of reporting these amounts in the annual financial statements.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Weslaco, Texas approves the attached Fund Balance Policy for compliance with Governmental Accounting Standards Board Statement No. 54, Fund Balance Reporting and Governmental Fund Type definitions.

APPROVED AND ADOPTED by the City Commission of the City of Weslaco, Texas at a regular meeting held on the 6th day of June, 2017.

CITY OF WESLACO

_____

David Suarez, MAYOR

ATTEST:

_____

Elizabeth Walker, CITY SECRETARY

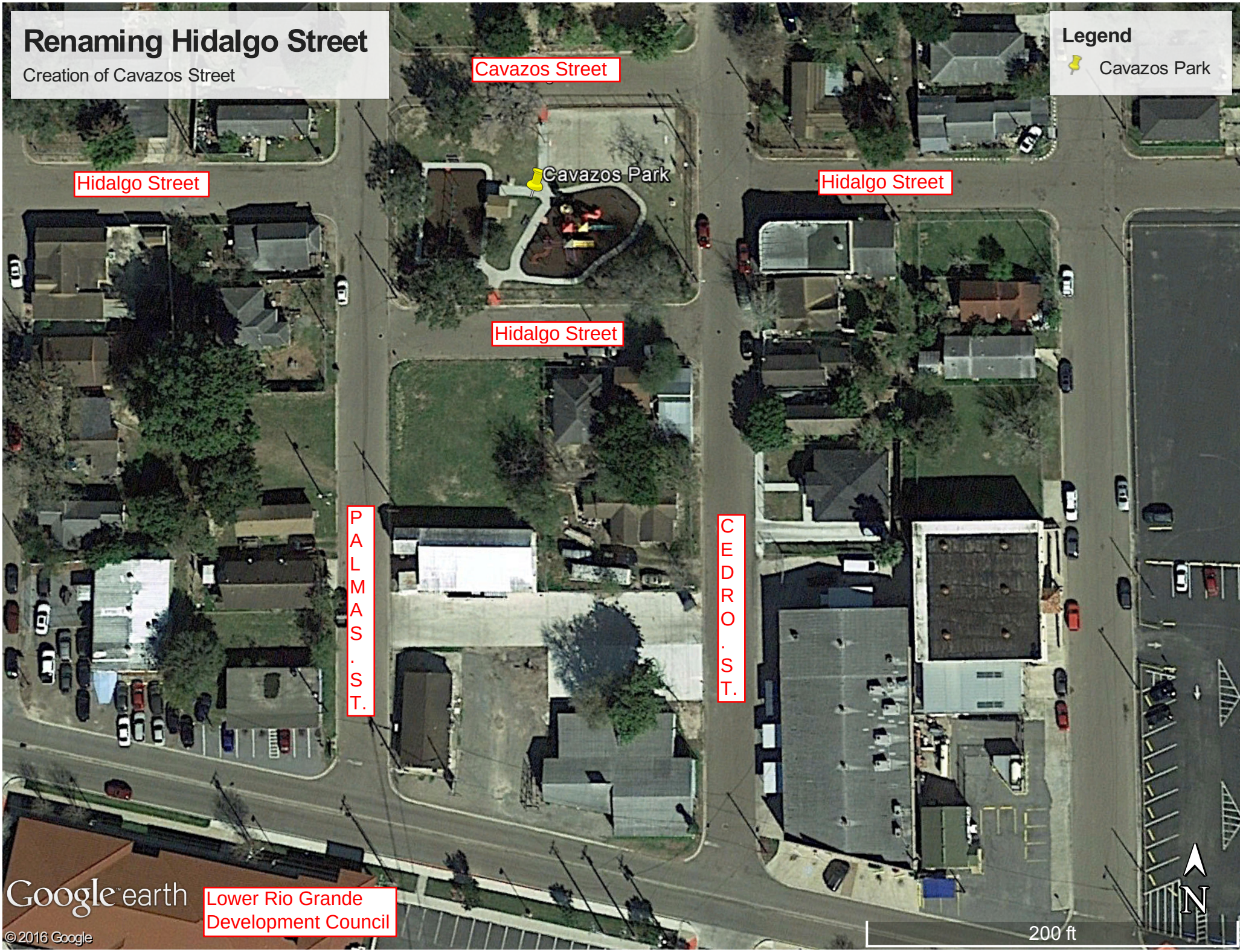
APPROVED AS TO FORM:

_____

Juan E. Gonzalez, CITY ATTORNEY

Renaming Hidalgo Street

Creation of Cavazos Street



ORDINANCE 2017-27

AN ORDINANCE TO RENAME A PORTION OF WEST HIDALGO STREET LOCATED TO THE NORTH OF CAVAZOS PARK BETWEEN SOUTH PALMAS STREET AND SOUTH CEDRO STREET HEREBY KNOWN AS CAVAZOS STREET, WESLACO, HIDALGO COUNTY, TEXAS; AND ORDAINING OTHER MATTER WITH RESPECT TO THE SUBJECT MATTER HEREOF.

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

SECTION I. To rename a portion of West Hidalgo Street located to the North of Cavazos Park between South Palmas Street and South Cedro Street hereby known as Cavazos Street, 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 6th day of June, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this ____ day of June, 2017

CITY OF WESLACO

_____

David Suarez, **MAYOR**

ATTEST:

_____

Elizabeth M. Walker, **CITY SECRETARY**

APPROVED AS TO FORM:

_____

Juan E. Gonzalez**, CITY ATTORNEY**

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2017-1018

From:
Mardoqueo Hinojosa

Subject:
Discussion and consideration to approve Ordinance 2017-28 amending Ordinance 2008-38 for the rezone of 115 Adelita Street, Lot 13, Colonia de San Francisco from an R-1 One Family Dwelling District to an R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading of Ordinance 2017-28. Possible action. (Staffed by Planning and Code Enforcement Department.)

Background:
In 2008, Ordinance 2008-38 was adopted to rezone Lot 15 from an R-1 One Family Dwelling District to an R-2 Duplex and Apartment District. The application and intent was to rezone Lot 13, as shown on the attached 2008 application. Ordinance 2017-28 will correct ordinance.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:
Mayor's Signature
Ordinance - First Reading
Ordinance - Final Reading

If item previously considered, provide date and action by Commission:
City Commission for Second Reading on November 18, 2008

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
Planning & Zoning Commission approved at the October 15, 2008 meeting.

Rebekah De La Fuente	Created/Initiated
Mardoqueo Hinojosa	Approved
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
Staff recommends approval

Attachments, if any:
Application and Supplements, Ordinance 2017-28

Responsibilities upon Approval:
Staff will notify current property owner and correct the existing land use map.

CITY OF WESLACO

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COMMISSION MEETING DATE: NOVEMBER 4, 2008

AGENDA ITEM: Discussion and consideration of the to change the zoning district at 115 Adelita Street, Weslaco, Texas, also being Lot 15, Colonia de San Francisco, from "R-1 Single Family Dwelling" to "R-2 Duplex and Apartment District".

OCT 21 2008
CITY SECRETARY'S OFFICE

DATE SUBMITTED: October 17, 2008

REQUESTED BY: Roberto Sifuentes

NATURE OF REQUEST: (Summary) Attachments: __X__Yes _____ No

The petitioner is requesting to rezone the property to R-2 Duplex and Apartment District". The property to the south and west are zoned "R-2". All the other surrounding properties are zoned "R-1". This subdivision already has 9 lots that are zoned "R-2" and have apartments.

POLICY AFFECTED: Notice of the application and the public hearing before the Planning and Zoning Commission and the City Commission appeared in The Monitor on September 29, 2008. Thirteen (13) property owners within 200' of the applicant's property were notified by letter on October 1, 2008.

ALTERNATE OPTION: The City could deny the request.

ROUTING:

NAME/TITLE	INITIALS	DATE
a) Adrian Torres, Senior Planner	AT	17 Oct 08
b) Anthony Covacevich, City Manager		

ADVISORY BOARD RECOMMENDATION: On October 15, 2008, the Planning and Zoning Commission voted to recommend approval of the zoning change.

STAFF RECOMMENDED: Staff recommends approval.

ORDINANCE NO. 2008-38

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF LOT 15, COLONIA DE SAN FRANCISCO, LOCATED AT 115 ADELITA STREET, FROM "R-1" ONE FAMILY DWELLING DISTRICT TO "R-2" DUPLEX AND APARTMENT DISTRICT ZONING.

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

SECTION I: Rezone of Lot 15, Colonia de San Francisco, located at 115 Adelita Street, from "R-1" One Family Dwelling District to "R-2" Duplex and Apartment District Zoning.

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

PASSED and APPROVED on first reading at a regular meeting of the Weslaco City Commission on this _____ day of November, 2008.

PASSED and APPROVED on second and final reading at a regular meeting of the Weslaco City Commission on this _____ day of November, 2008.

CITY OF WESLACO

_____

Buddy de la Rosa, **MAYOR**

ATTEST:

_____

Amanda C. Elizondo, **CITY SECRETARY**

APPROVED AS TO FORM:

_____

Ramon Vela, **CITY ATTORNEY**

City of Weslaco

"The City on the Grow"

BUDDY DE LA ROSA, Mayor
JOHN F. CUELLAR, Mayor Pro-Tem, District 2
SOYLA R. GONZALEZ, Commissioner, District 1
RENE RODRIGUEZ, Commissioner, District 3
ADRIAN GONZALEZ, Commissioner, District 4
LUPE V. RIVERA, Commissioner, District 5
PATRICK B. KENNEDY, Commissioner, District 6

ANTHONY COVACEVICH, City Manager

AUG 28 2008

APPLICATION FOR REZONING

FILE NO. 2008-13

PROPOSED PROJECT

Legal Description of Property to be rezoned:

Lot 13 Block N.A.

Subdivision Name San Francisco

Street Address 115 W. Adelita

Existing Zoning Single Family Existing Land Use

Propose Zoning Muki Family Existing Land Use

✓ $250.00 non-refundable filing fee
___ Detailed dimensioned site plan/map must be submitted with this request
___ Survey and metes and bounds if the legal description is a portion of a lot
___ City and school tax receipts attached
✓ I have received a copy of "CUP Application Instructions"

APPLICANT

Name Ricardo Robles Phone 956-373-5140

Address 411 S. 12th St.

City McAllen State Tx. Zip Code 78501

OWNER

Name Roberto Sifuentes Phone 472-3247

Address

City Weslaco State Texas Zip Code 78596

I certify that I am the actual owner of the property described above and this application is being submitted with my consent (include corporate name if applicable); or I am authorized by the actual owner to submit this application and have attached written evidence of such authorization

Signature [signature] Date 08/28/08

Owner ___ Authorized Agent ✓

PLANNING DEPARTMENT

255 S. KANSAS AVE ■ WESLACO, TEXAS 78596-6285 ■ 956-447-3101 ■

STAFF USE ONLY

Accepted By AT Payment Received By AT Date Paid 8/28/08

Notice of Public Hearing Sent to Property Owners within 200' of Proposed Site — Date Oct 1, 2008

P & Z Notice of Public Hearing Published in Newspaper — Date Sept 29, 2008

City Commission Notice of Public Hearing Published — Date Sept 29, 2008

Presented to P & Z Commission — Date Oct 15, 2008
Approved _____ Disapproved _____ Tabled _____

Presented to City Commission — Date Nov. 4, 2008
Approved _____ Disapproved _____ Tabled _____

Ordinance No._____

CITY OF WESLACO
956-968-3181

REC#: 01214541 8/28/2008 2:56 PM
OPER: MaryG TERM: 016
REF#: 589

TRAN: 204.0000 REZONING APPL FEE
Have a great day!
REZONING APPLICATIO 250.00CR

TENDERED: 250.00 CHECK
APPLIED: 250.00-

CHANGE: 0.00

PLANNING DEPARTMENT
255 S. KANSAS AVE ■ WESLACO, TEXAS 78596-6285 ■ 956-447-3401 ■ fax) 956-973-3129 ■ WWW.WESLACOTX.COM

CITY OF WESLACO
LEGAL NOTICE

The Weslaco Planning and Zoning Commission will hold a public hearing October 15, 2008, at 5:00 p.m. and the City Commission will also hold a public hearing November 4, 2008, at 5:00 p.m. at the City Hall Legislative Chambers located at 255 South Kansas Avenue to consider the following requests:

Si desea información en español, llame al departamento de planificación de la Ciudad de Weslaco, (956) 447-3401.

REZONING REQUEST:

115 W. Adelita, Weslaco, Texas, also being Lot 13, Colonia De San Francisco, from "R-1 Single Family Dwelling District" to "R-2 Duplex and Apartment District". Requested by Roberto Sifuentes, Jr. (Possible Action).

1411 W. 18th St., Weslaco, Texas, also being Lot N 212.07'-W 205.40 - 1.00 acre/.88 net Farm Tract 732, West Tract Subdivision, from "R-1 Single Family Dwelling District" to "B-1 Neighborhood Business District". Requested by Angeles D. Vasquez. (Possible Action).

The public is invited to attend and express support for or opposition to these applications. You may also file written support or opposition on or before October 15, 2008, for the Planning and Zoning Commission and on or before November 4, 2008, for City Commission. For additional information, call the Planning Department at (956) 447-3401.

/S/ ANTHONY COVACEVICH
Interim Planning & Code Enforcement Director

City of Weslaco

"The City on the Grow"

BUDDY DE LA ROSA, Mayor
JOHN F. CUELLAR, Mayor Pro-Tem, District 2
SOYLA R. GONZALEZ, Commissioner, District 1
RENE RODRIGUEZ, Commissioner, District 3
ADRIAN GONZALEZ, Commissioner, District 4
LUPE V. RIVERA, Commissioner, District 5
PATRICK B. KENNEDY, Commissioner, District 6

ANTHONY COVACEVICH, City Manager

PLANNING DEPARTMENT

October 1, 2008

Legal Notice

Dear Property Owner:

The Weslaco Planning and Zoning Commission will hold a public hearing October 15, 2008, at 5:00 p.m. and the City Commission will also hold a public hearing November 4, 2008, at 5:00 p.m. at the City Hall Legislative Chambers located at 255 South Kansas Avenue to consider the following request:

REZONING REQUEST:

Lot 13, Colonia De San Francisco, located at 115 Adelita Street, Weslaco, Hidalgo County, Texas. The request being from "R-1 Single Family Dwelling" to "R-2 Duplex and Apartment District". Requested by Roberto Sifuentes. (Possible Action).

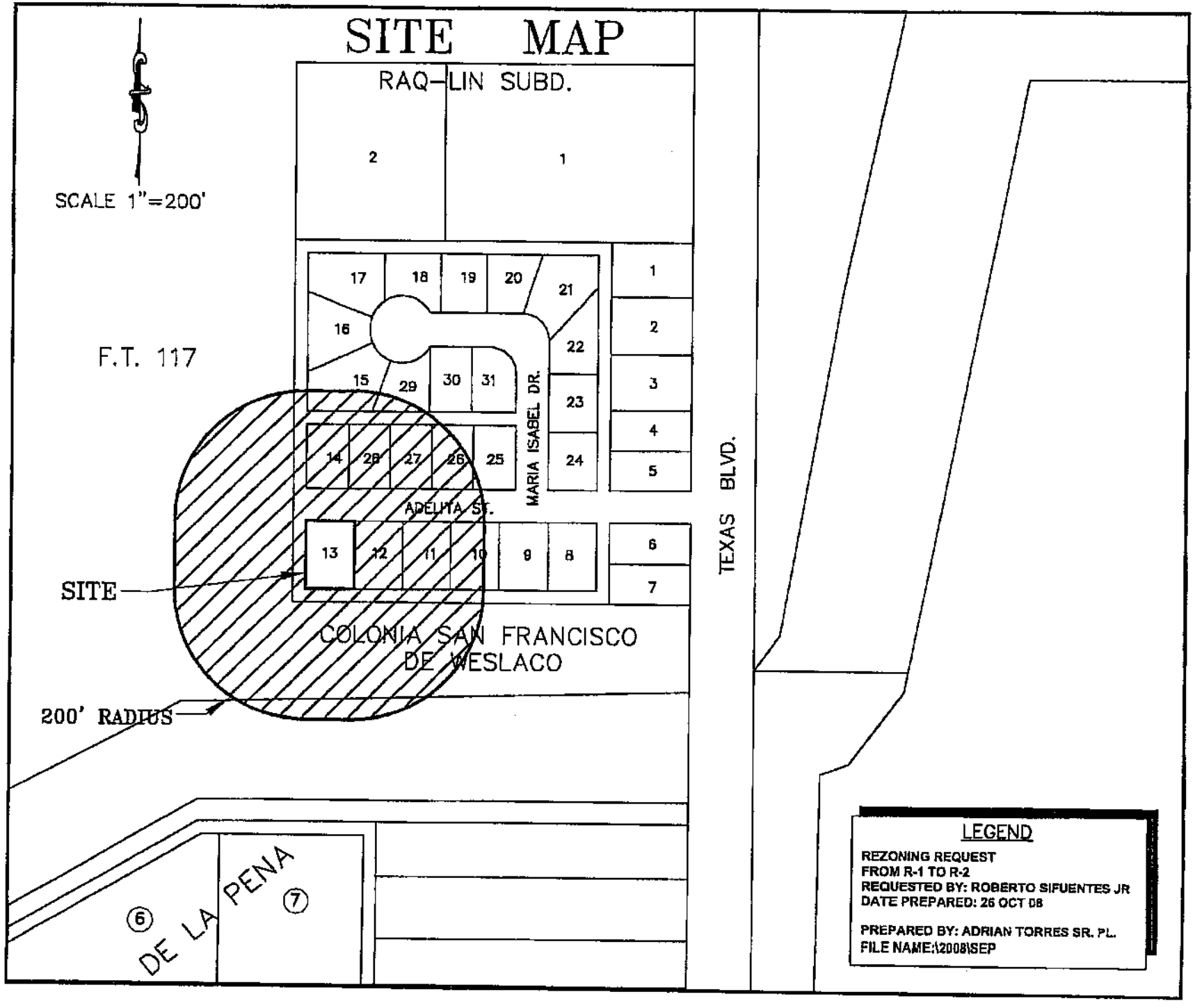
The public is invited to attend and express support for or opposition to this request. You may also file written support or opposition on or before October 15, 2008, for the Planning and Zoning Commission and on or before November 4, 2008, for the City Commission. For additional information, call the Planning Department at (956) 447-3401.

Si desea informacion en español, llame al departamento de planificacion de la Ciudad de Weslaco, (956) 447-3401.

Sincerely,

Adrian Torres
Senior Planner

255 S. KANSAS AVE ■ WESLACO, TEXAS 78596-6285 ■ 956-968-3181 ■ WWW.WESLACOTX.GOV


SITE MAP
RAQ-LIN SUBD.
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SCALE 1"=200'
F.T. 117
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MARIA ISABEL DR.
ADELITA ST.
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3
4
5
6
7
TEXAS BLVD.
SITE
COLONIA SAN FRANCISCO
DE WESLACO
200' RADIUS
DE LA PENA
6
7
LEGEND
REZONING REQUEST
FROM R-1 TO R-2
REQUESTED BY: ROBERTO SIFUENTES JR
DATE PREPARED: 26 OCT 08
PREPARED BY: ADRIAN TORRES SR. PL.
FILE NAME:\2008\SEP

MEDICAL CENTER PROPERTIES PO BOX 132 RIO GRANDE CITY TX 78582-0132	S0650-00-000-0010-00 SAN FRANCISCO LT 10 0	L: 16043 B: 0
GONZALEZ, C L & MARY H 824 S TEXAS BLVD WESLACO TX 78596-7054	S0650-00-000-0011-00 SAN FRANCISCO LT 11 111 ADELITA ST	L: 16043 B: 152103
CRUZ, ENRIQUE 1102 EDNA ST WESLACO TX 78596-3815	S0650-00-000-0012-00 SAN FRANCISCO LT 12 113 ADELITA ST	L: 16043 B: 0
SIFUENTES, ROBERTO, JR 521 E 5TH ST WESLACO TX 78596-6231	S0650-00-000-0013-00 SAN FRANCISCO LT 13 0	L: 16043 B: 0
PENA, BENIGNO 4793 W EXPRESSWAY 83 HARLINGEN TX 78552-3606	S0650-00-000-0014-00 SAN FRANCISCO LOT 14 116 ADELITA ST	L: 13306 B: 31688
ELIZONDO, JESSICA & MARIA 6407 SOL BRILLA LN LOT 86 PHARR TX 78577-8835	S0650-00-000-0015-00 SAN FRANCISCO LT 15 1914 MARIA ISABEL DR	L: 14553 B: 96096
FALCON, EMILIO 10511 S GREEN BAY AVE CHICAGO IL 60617-6238	S0650-00-000-0025-00 SAN FRANCISCO LT 25 0	L: 13306 B: 0
VASQUEZ, RITA L 1108 JOYCE ST WESLACO TX 78596-3808	S0650-00-000-0026-00 SAN FRANCISCO LT 26 110 ADELITA ST	L: 13306 B: 0
GARCIA, NELDA 112 ADELITA WESLACO TX 78596-4418	S0650-00-000-0027-00 SAN FRANCISCO LT 27 112 W ADELITA ST	L: 13306 B: 94179
GARCIA, NELDA 112 ADELITA WESLACO TX 78596-4418	S0650-00-000-0028-00 SAN FRANCISCO LT 28 0	L: 13306 B: 0
RODRIGUEZ, RENE 500 E LOS TORRITOS ST WESLACO TX 78596-5340	S0650-00-000-0029-00 SAN FRANCISCO LT 29 0	L: 14553 B: 0
WILSON, STEVE R & ELSA A 301 W STEVE DR WESLACO TX 78596-4437	W3800-00-117-0000-04 WEST TRACT E1.64AC-SE 10AC FT 11 7 COUNTRYSIDE M/H PARK 1.64AC 118 W STEVE DR	L: 134159 B: 25036

City of Weslaco Code Enforcement Dept.

OCT 1, 2008

WILSON, J O	W3800-00-117-0000-10	L:	559900
121 W SUGAR CANE DR WESLACO TX 78596-4426	WEST TRACT E10.18AC-W22.82AC FT 117 10.18AC 0	B:	0

CITY OF WESLACO

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COMMISSION MEETING DATE: November 4, 2008

1. AGENDA ITEM: Bid Opening Results opened on October 21, 2008 for the purchase of 2 New Law Enforcement Motorcycles.

2. SUBMITTED BY: Gloria Sepulveda, Purchasing Director

3. REQUESTED BY: J.D. Martinez, Police Department

4. DATE SUBMITTED: October 21, 2008

5. Nature of Request: (Brief Overview) Attachments: X Yes ____ No

Discussion and consideration to award the only bid received from R.G.V. Harley Davidson from McAllen, TX for the purchase of 2 New 2009 Law Enforcement Motorcycles.

6. Policy Affected: N/A

7. Budgeted: X Yes ____ No ____ N/A Fund Source: Forfeiture Fund

Budgeted Amount: $ ____ Bid Amount: $31,320.90

Over/Under Budget: ____

8. Alternate Option: ____

9. ROUTING:

NAME/TITLE	INITIALS	DATE	CONCURRENCE
a.) J.D. Martinez, Police Chief		10/21/08	
b.) Gloria Sepulveda, Purchasing Director		10/21/08	

10. STAFF RECOMMENDED: X YES ____ NO

11. ADVISORY BOARD: ____ Approved ____ Disapproved ____ None

City of Weslaco

Two (2) New 2009 Law Enforcement Motorcycles
Bid Opening Date: October 21, 2008 @ 3:00 P.M.
Bid No: 2008-09-02
Tabulation

R.G.V. Harley-Davidson
Mario Cavazos
1201 S. Bentsen Rd.
McAllen, TX 78501
Phone: 956-687-4646
Fax: 956-687-4684

Description	*Make/Model*	*Unit Price*	*Qty*	*Total Price*
Two New 2008 Law Enforcement Motorcycles	H-D FLHTP	$15,660.45	2	$31,320.90

Grand Total: $ 31,320.90

City of Weslaco

Two (2) New 2009 Law Enforcement Motorcycles

1. Alamo BMW
   Mrs. Susan O'neal
   3111 Broadway St.,
   San Antonio, TX 78209
   Phone: 210-828-5511
   Fax: 210-828-3330

2. Rio Grande Valley Harley Davidson
   Mr. Meme Puga
   1201 S. Bentsen Road
   McAllen, TX 78501
   Phone: 956-687-4646
   Fax: 956-687-4684

3. Road Runner Harley Davidson
   Mr. Kenny Cantu
   3515 W. Expressway 83
   San Benito, TX 78596
   Phone: 956-399-4244
   Fax: 956-399-8181

4. McAllen Sports
   Mr. John Tunberg
   3608 N. McColl Rd.
   McAllen, TX 78501
   Phone: 956-686-1565
   Fax: 956-631-5030

5. Brownsville Sports Center Inc.
   Mr. Tom James
   345 Paredes Line Rd.
   Brownsville, TX 78521-2249
   Phone: 956-546-3055
   Fax: 956-546-3546

6. Alamo City Harley-Davidson
   11005 N I-35
   San Antonio, TX 78233
   Phone: (210) 646-0499
   Fax: (210) 646-0676
   Toll Free:800-397-7875

7. Cowboy Harley-Davidson
   Mr. David Bigley
   10917 S. IH-35
   Austin, TX 78747
   Phone: 512-448-4294
   Fax: 512-280-0132

Invitation to bid faxed out on 10/7/08 by TM.

ORDINANCE 2017-28

AN ORDINANCE AMENDING ORDINANCE NUMBER 2008-38, TO AMEND THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 115 W ADELITA STREET, ALSO BEING LOT 13, COLONIA DE SAN FRANCISCO SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS R-1 ONE FAMILY DWELLING DISTRICT TO R-2 DUPLEX AND APARTMENTS DISTRICT; 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 2008-38 was passed and approved on November 18, 2008 as the rezone of Lot 15, Colonia de San Francisco Subdivision, Weslaco, Hidalgo County, Texas R-1 One Family Dwelling District To R-2 Duplex and Apartments District.

SECTION II.

After second and final reading of this Ordinance the amended Zoning ordinance will be R-1 One Family Dwelling District to R-2 Duplex and Apartment District being Lot 13, Colonia de San Francisco Subdivision, also being 115 West Adelita Street, Weslaco, Hidalgo County, Texas.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this this 6th day of June, 2017.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this ____ day of _____, 2017.

CITY OF WESLACO

_____

David Suarez, **MAYOR**

ATTEST:

_____

Elizabeth Walker**, CITY SECRETARY**

APPROVED AS TO FORM:

_____

Juan E. Gonzalez, **CITY ATTORNEY**

City of Weslaco

"The City on the Grow"

David Suarez, Mayor
Gerardo "Jerry" Tafolla, Mayor Pro-Tem, District 4
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Olga M. Noriega, Commissioner, District 3
Letty Lopez, Commissioner, District 5
Josh Pedraza, Commissioner, District 6

Mike R. Perez, City Manager

INTERNAL MEMO
HUMAN RESOURCES DEPARTMENT

DATE: **May 31, 2017**

TO: **Mayor and City Commission**

CC: **Mike Perez, City Manager**

FROM: **Veronica Ramirez, MBA, Human Resources Director**

Subject: **Amend Travel Policy**

Requesting to amend the "Travel Policy" meal allowance as follows:

	Current	Proposed
Breakfast	15.00	20.00
Lunch	15.00	20.00
Dinner	20.00	30.00
Out-of-state	$15/$20/$30	$20/$20/$40

Staff recommends approval.

City of Weslaco

Official Travel Policy & Procedures

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PURPOSE

This policy has been established in order to protect the interest of the City of Weslaco, and ensure standard uniform policies for proper, efficient, and cost-effective procedures related to the expenditure of funds for the City related travel.

This policy supersedes any conflicting policies and procedures established by the City of Weslaco.

The purpose of this policy is to standardize the provision of the City related travel by the City Commission, Appointed Board Members, and City employees. This policy is intended to establish guidelines to control travel expenditure.

Policy Statement

In an effort to ensure and safeguard a practical and economical City travel process, all travel must be authorized and within the City's allocated travel budgets. Any person authorized to travel on behalf of the City is expected to make reasonable and economical choices in regards to the selection of transportation, boarding accommodations, and meal choices. City of Weslaco itinerants, who travel on behalf of the City, are expected to spend funds pragmatically and plan accordingly, in an effort to keep costs within allocated (travel) budgets. City related travel will be remunerated by the City if and when expenses are pragmatic, appropriately documented, and within the procedures outlined in this policy.

It is the intent of the City to provide reasonable accommodation so that the itinerant has neither gain nor loss monetarily as a result of City related travel.

Non-Compliance

Failure to comply with all of the provisions stated in this policy may result in disciplinary action up to and including termination.

APPLICABILTY

This policy is binding and directly applies to the ***City Commission, Appointed Board Members, City of Weslaco employees,*** and ***any/all other individuals*** approved by the City Manager who are required to travel on City business.

Department heads shall be the approval authority for all subordinates in their department. The City Manager shall be the authorizing authority for all travel. Exceptions or exemptions to this policy shall be submitted to the City Manager in writing for his approval.

Temporary city employees, interns, volunteers, and individuals hired or placed through third party temporary employee services do not qualify for reimbursement under this policy unless specifically authorized by the City Manager.

Spouse, Family Member, and/or Guests

When an itinerant on City business takes a spouse, family member, or guest on an official trip, the itinerant will be personally and fully responsible for the expenses of all unsanctioned persons on the trip. Itinerants will be reimbursed only for the expenses incurred as if traveling alone.

Itinerants must also abide and be cognizant of the following guidelines for spouse, family member, and guest travel.

1. Travel expenses for the itinerant's spouse, family members, and/or guest are not reimbursable.
2. Spouse, family members, and/or guests may accompany an itinerant at the itinerant's personal expense.
3. Spouse, family members, and/or guests are forbidden from traveling in a City owned vehicle.
4. The City is not responsible for the property loss, damage, or personal harm, incurred by the spouse, family member, or guest accompanying an itinerant on the City business.

Notice

All persons bound by this travel policy are expected to comply with its procedures in the interest of administrative uniformity and in regard for the expenditure of public funds.

This travel policy and procedure replaces and supersedes any and all other policies and procedures previously established by the City and/or by the City Department that are in conflict.

The City of Weslaco reserves the right to modify, amend, revise, repeal, rescind, or suspend the travel policy, any provisions thereof, with or without reason, and with or without any prior notice. Nothing herein shall be construed or considered to give rise to any rights under this policy, either as an entitlement or as an incident of employment.

In the event of an accident, anyone traveling on approved City related business shall immediately notify their direct supervisor, or as soon as possible depending on the circumstances.

PROCEDURE

RESPONSIBILITIES

A. Individual City of Weslaco Employees
    1. Are expected to make a concerted effort in conservatively planning their expenditures while traveling on City business.

2. Obtain prior authorization for travel from their designated approval authority (Department Head)
3. Submit fully completed **Travel Request Expense Form** as per the provisions entailed in this travel policy. Every effort must be made to ensure that all of the proper supporting documentation, including receipts and explanations are submitted as required.
4. Are expected to responsibly safeguard travel advances and funds.
5. Are expected upon return from travel, to submit within ten (10) working days, the **travel form** with proper documentation attached, to the Finance Department.

B. Department Heads

1. Are expected to plan travel in advance, and make every resolute effort to anticipate travel expenses so that expenditures may be accurately budgeted for.
2. Are expected to review all travel requests, which includes, a determination as to whether the travel in question is essential and beneficial to the City of Weslaco.
3. Are expected to **ensure** that the **selection and acquisition of related arrangements** (transportation, lodging, advances, etc.) **are consisted with the provisions listed in this policy.**
4. Are expected to ensure that their staffs are up-to-date on the travel policy and that its conditions are in compliance.
5. Are expected to be responsible for the accuracy and timely submission of travel reports.

C. City Manager

1. Is expected to act as the authorizing authority for all City business related travel in accordance with the provisions of this policy.
2. Shall act as the approving and authorizing authority for the City Department Heads in accordance with the provisions of this policy.
3. Travel authorizations for the City Manager shall be approved by the Mayor or Mayor Pro-Tem.

D. Finance Department

1. Shall on a monthly basis report to the City Manager's Office any travel reconciliation/receipts that have not been submitted to the Finance Department within the time period prescribed by this policy.

E. City Commission & Appointed City Board Members

1. Shall make appropriate and economical City business related travel arrangements through the City Manager's Office Secretary. In the absence of the City Manager's Office Secretary, arrangements shall be prepared by the Office of the City Secretary.

PROCEDURE

1. Department heads must pre-approve the request for travel to initiate the travel process. Reimbursement will be on an actual cost basis and shall be supported by ticket stubs, original receipts, airline ticket vouchers, etc. **Petty cash shall not be used to reimburse any cost associated with travel.** No reservations will be made that are not cancelable without the travel being approved first.
2. Prior to any official travel or the making of reservations, the itinerant must complete a **Travel Request Form** and **Expense Reimbursement Form.** The form will be completed in accordance with the instructions set forth in this policy. The travel request will include a brief explanation on the purpose of the trip and a total of all anticipated expenses. It shall also include any pertinent information such as conference programs, schedules, leaflets, etc.
3. Upon approval of the complete travel form by the appropriate authority, the travel request shall be submitted to the Purchasing Department for approval.
4. The forms will then be sent to the Finance Department for processing no later than ten (10) days prior to the date of travel. Travel requests submitted less than ten (10) days prior to travel to the Finance Department shall be considered "Exception or Exemption" to policy. A written explanation justifying the exception shall be submitted to the City Manager for approval.
5. After reviewing the travel request for accuracy and verifying that the funds are available, the authorizing authority shall sign the request and forward all documents and attachments to the Purchasing Department for approval.
6. Upon approval of the Purchasing Department, the documents shall be sent to the Finance Department for processing.
7. Upon final review and approval of the travel request package, the Finance Department will process the checks for advance payment of all travel expenses.

Step 1
Prior to making reservation:

- Employmee/Itinerant completes **Travel Request Form & Expense Reimbursement Form**

- Travel Request Form must include

1. Brief explanation for the purpose of trip
2. Total of the anticipated expense
3. Conference information, program, leaflets, etc...

Step 2
Approval by Appropriate Authority (Department Head)

Step 3
Approval by the Purchasing Department

Step 4
Approval by the Finance Department

- Forms must be sent to the Finance Department for processing **no later than <u>10 working days</u> prior to the date of travel.**

Note: *Travel requests submitted to the Finance Department less than 10 working days prior to travel shall be considered "an exception or exemption" to policy. A written explanation will be compulsory and shall be submitted to the City Manager for approval.*

Step 5
Approval by the Authorizing Authority
(City Manager & Mayor)

Step 6
Second Approval by the Purchasing Department

Step 7
Second Approval by the Finance Department

- Upon final review and approval of the travel request package, the Finance Department will process the checks for advance payment of all travel expenses.

PROVISIONS

Travel Advances

Travel advances are necessary in order to pay for transportation, lodging, registration, and personal costs anticipated by the itinerant. The approved official **travel request form** will provide adequate justification for advance payment by the Finance Department. It is therefore, important for the Department Head to ensure that all travel requests are completed fully and accurately before submission.

Checks for advance payment of commercial transportation, tuition, registration, lodging, and reservations will be made payable to the company or organization providing service.

Per Diem checks and other reimbursable expenses will be made payable to the individual itinerant. Checks made payable to the service will be sent to the provider prior to the date of the seminar or training session. Hand carried payments with the exception of hotel reservation payments shall be kept to a minimum.

Transportation

Commercial Airline Travel

Itinerants traveling by commercial aircraft will purchase tickets billed directly to the city. Unless otherwise approved by the City Manager, itinerant authorized to travel by air will purchase coach class fares. Airlines tickets will be purchased no later than fifteen (15) days in advance in order to take advantage of any discounts.

Changes to airline reservations may be made if the change will result in overall savings to the City for the authorized trip. Itinerant shall return non-refundable tickets to the Finance Department for possible use in the future.

Taxicabs and Rental Cars

The use of taxicabs shall be generally preferred over rental vehicles. Taxicabs, courtesy shuttle service, buses, or other hotel limousine service should be utilized when available. In the event a rental car is used, a brief written statement should be submitted stating why the use of a rental car was necessary and more beneficial to the city. Specific approval for the rental car must be indicated on the **Travel Request Expense Report.**

City Owned Vehicles

Itinerants issued a city owned shall use this vehicle for all business travel by a commercial airline is not reasonable or prudent. Other itinerants not at the Department Head level shall use the City owned pool vehicles when available. All itinerants using City owned vehicles will be provide with either a City fuel credit or reasonable cash travel advance. All City owned will be fueled to full at the city facility prior to departure and shall be refueled to full upon return to the City. No itinerant authorized to travel on city business using a City owned vehicle shall receive mileage.

Private Autos

When an itinerant uses his/her vehicle in the official conduct of City business or required travel, the City of Weslaco will reimburse mileage at the current rate per mile allowed by the Internal Revenue Service. An itinerant who receives a car allowance must subtract 100 miles from the total miles traveled for each reimbursable occurrence, itinerants using their personal vehicle are not authorized use of the City owned fuel card unless approved by the City Manager. Mileage for travel outside of Weslaco and the related reimbursement amount, will be based on the departure from the work place (Weslaco) and return to the work place, and will be calculated using the **Texas Mileage Guide** found on the comptrollers' website (www.window.state.tx.us). In no case should the mileage reimbursement exceed the cost of traveling by air (including airfare, airport parking, mileage to the airport, taxi/shuttle, etc.)

Lodging

Lodging should be at the conference hotel when possible. If the conference hotel is booked, a comparably priced hotel in the vicinity should be selected. If a rate higher than the rate of the conference hotel is used, an explanation documenting the reason for using a higher rate shall be included on the **Travel Request Expense Report.**

Lodging receipts with a detailed listing of charges must be submitted with the **Travel Request Expense Report.**

Meals & Incidentals

Meals included with the cost of a conference, school, seminar, etc. are not reimbursable to the employee regardless whether the itinerant eats them or not.

Per Diem for breakfast will only be given for trips out of the valley.

The following schedule will be used to determine meal reimbursement or allowances **for all itinerants.**

Meal	Departure Time	Arrival Time	In State Travel Amount Allocated	Out of State Travel Amount Allocated
Breakfast	Prior to 7:00 AM	8:00 AM or later	$20.00	$25.00
Lunch	Prior to 11:00 AM	1:30 PM or later	$20.00	$25.00
Dinner	Prior to 5:00 PM	7:00 PM or later	$30.00	$40.00

The departure time and return time to place of employment (Weslaco) will determine reimbursement for meals.

Telephone Calls

Business related telecommunication charges will be reimbursed, including but not limited to:

- Call to notify office of room and phone number.
- Call to relay information about schedule changes on the return trip.
- Return business phone calls.

Employees with a cellular phone allowance should use those phones to minimize costs when practical.

Reimbursement for personal phone calls will be allowed for the following:

- Safe arrival call (maximum of $5.00).
- Calls in response to an emergency at home.

Non-Reimbursable Expenses

The following list of Non-Reimbursable expenses is for informational purposes and should not be representative, nor constructed, as the final list of authority on Non-Reimbursable expenses.

- Alcoholic beverages
- Spouse, family member, and/or guest
- Airline club membership dues, frequent flier tickets
- Spa or exercise charges
- Loss or theft of cash advance money or airline tickets
- Loss or theft of personal funds or property
- Dry cleaning and/or laundry
- Over-the-counter medication/prescription
- Childcare services
- Hotel/motel safety deposit box
- No show charges for aircraft, hotel, motel, or car service due to negligence
- Food or drinks in excess of daily meal allowance
- Entertainment
- Valet services
- Car washes
- Clothing and toiletry items
- Fines for traffic violations and/or parking tickets
- Lost or stolen tickets, unless the itinerant exercised reasonable care to safeguard the ticket
- Lodging fees related to television and videos
- Auto repairs
- Barbers and hairdressers
- Pet care
- Reading materials including magazines, newspapers, and books
- Lost baggage
- Vacation expenses related to personal days before, during, or after a business trip

Overtime Compensation

The authorizing authority shall minimize travel on an overtime basis by hourly employees. Departure from and return to the work place for a seminar, conference or school should be scheduled if possible to allow the employee to travel during their normal work hours. Non- exempt employees will be paid for hours worked above and beyond their regular work schedule only if they are actually in training or physically driving a vehicle. The employee will be paid for an eight hour day while attending training, seminars, and conferences. Exempt employees will travel at times that are most convenient for the City and to insure adequate time for arrival at the schedule event.

IRS REGULATIONS

Notwithstanding the City's administrative procedures for travel advances, IRS regulations may result in the City having to classify travel advances as ordinary income to the itinerant, and will be including on the W-2, if:

- The expenses were not incurred for valid business purposes; and
- The itinerant did not adequately account for these expenses and return any excess allowance within ten (10) working days from return of the trip. To meet the "reasonable period of time" test, expenses must be incurred within ten (10) days of the receipt for a cash advance, and the traveler must adequately account for his/her expenses within ten (10) working days from return of the trip, and return any excess advance within ten (10) working days from return of the trip.

RECONCILIATION

Within ten (10) working days upon return from travel, a final approval (by authorizing authority) travel form with documentation attached shall be submitted to the Finance Department in a timely manner, may result in a deduction from the itinerant's paycheck in the amount of the travel expenses for which there is no substantiating documentation. Expenditures made for official travel with personal funds may be reimbursed provided that it was for approved travel and in compliance with this travel policy. Final travel forms are supported as follows:

- Airline Ticket Receipt
- Hotel bill
- Receipts for taxi, shuttles, or rental car
- Original fuel receipts
- Other required expenditures supported with original receipts. Lost or misplaced documentation shall be no excuse and will result in the itinerant paying for the expense from their own pocket.
- Department Head memorandum supporting all unauthorized changes to approved preliminary travel form.

The final travel form with all supporting documentation must be approved by the Department Head and the City Manager.

Unused Travel Funds

Unused travel advances are due to the City and must be submitted with the **Final Travel Request Form**. By requesting a travel advance and signing the Travel Request Form, the itinerant authorizes the City to deduct an amount not to exceed the entire amount of the travel advance from their paycheck or take other appropriate action if the **Final Travel Request Form** is not completed and submitted to the Finance Department within ten (10) working days of returning from the trip.

Failure to attend a scheduled conference or training session without approval of the Department Head will result in disciplinary action.

If reimbursement is due to the itinerant, the Finance Department will issue a check in the name of the itinerant.

EXCEPTIONS TO TRAVEL POLICY

Exceptions to this policy may be made by the City Manager at his sole discretion.

CONSEQUENCES FOR VIOLATION OF TRAVEL POLICY

Failure to follow this policy may result in disciplinary action up to including termination.

Standardized Agenda Request Form

Date of Meeting: June 6, 2017	**Agenda Item No.** (to be assigned by CSO)**:** 2016-651

From:

Subject:
Discussion and consideration to cancel or reschedule the regular meeting of the Weslaco City Commission on July 4, 2017. Possible action. (Staffed by City Secretary's Office.)

Background:
Part I (Charter): Art V., Sec. 12. - Meetings of the commission.
Thereafter the commissioners shall meet at such time as may be prescribed by ordinance or resolution, but they shall meet at least once each month.

Part II: Art. 2, Sec. 2-4. - Rules and procedures for meetings and agendas.The city commission of the City of Weslaco shall meet on the first and third Tuesday of the month and shall, upon establishing a quorum, conduct the business of the city as may be legally posted in accordance to the Texas Open Meetings Act. The city commission shall meet at the Weslaco City Hall located at 255 S. Kansas at 5:30 p.m. or at any other time and place as may be legally posted.

Funding Source (budget code, if applicable)**:**

Amount:	Term of Impact:	Identified in Current Budget:

Additional Action Prompted:

If item previously considered, provide date and action by Commission:
N/A

If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:
N/A

Advisory Review, if any (name of board/committee, date of action, recommendation)**:**
N/A

Elizabeth Walker	Created/Initiated
Mike Perez	Final Approval

City Manager Comments:

Staff Recommendation:
As the Commission intends to convene the second meeting of the month, it is lawful to cancel the first. Second Reading of any scheduled ordinances will be postponed until July 18, 2017.

Attachments, if any:

Responsibilities upon Approval:
N/A

May 2017 TOURISM MARKETING REPORT
FOR THE CITY OF WESLACO

MAY ADVERTISING

- City Promotions:
  - ✓ Assisting Mid-Valley Airport with promoting the June 9 Ribbon-cutting & June 10 Fly-In event . Recruiting commercial vendors, recruiting food vendors, producing 250 visitor packages, promoting local attendance - $500, digital advertising targeting TX pilots – 10,000 impressions / $460, Facebook advertising, and social media push
- General Advertising:
  - ✓ Renewed *Think Weslaco* App - $8,125
- Texas Domestic:
  - ✓ Ongoing billboard advertising on I-2 / Expressway 83 (both directions)

VISITOR CENTER

- Compared to previous month: Use of the conference and meeting facilities remains strong. Total BVEC traffic was 44% higher than the previous month.
- Compared to same month previous year: Primary elections in May 2016 brought a larger number of visitors to the BVEC. Not counting voters during those elections, just comparing visitors, along with conference and meeting facilities usage, BVEC traffic was 95% higher than May 2016.

VISITATION –April 2017

Visitors	**In State/Out of State**	**Visitor Center Events & Meetings**	**Attendance**
May	32/6	15 events/meetings	858