



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 2, 2020**

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 2, 2020 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.

The Public may comment on anything on the agenda, however if you comment on 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.

Telephonic conferencing capabilities will be utilized to allow member of the public to participate remotely via Toll Free Dial In Number: 1-888-788-0099; Meeting ID: 842 2061 2755.

Members of the public who wish to participate in Public Comment on an agenda item must send their name, address and phone number via email to nacantu@weslacotx.gov by 12:00 pm on June 02, 2020. A staff member will contact you with instructions via phone call to address your public comment.

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:

- 1.) February 04, 2020;
- 2.) May 05, 2020; and
- 3.) May 19, 2020. (Staffed by City Secretary Department.)

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

- 1) 1) Approve Ordinance 2020-11 to rezone 2732 E. Business 83. Also being 2.394 out of farm tract 710, Block 136, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to B-2 Secondary and highway business district and authorize the Mayor to execute any related documents. (First reading held May 19, 2020; staffed by Planning and Code Enforcement Department.)
- 2) 1) Approve Ordinance 2020-12 to rezone 920 Dolores Huerta. Also being .70 acres out of farm tract 31, West Tract Subdivision, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to B-1 Neighborhood business district and authorize the Mayor to execute any related documents. (First reading held May 19, 2020; staffed by Planning and Code Enforcement Department.)

C. Approval to terminate a Weslaco Mid Valley Airport Ground Lease Agreement with Tenant Robert Gardner for Hanger W14 and approval of a Weslaco Mid Valley Ground Lease Agreement with Tenant John Shane Cameron for Hangar W14 and authorize the Mayor to execute any related documents. (Staffed by Airport.) Attachment

D. Approval to terminate a Weslaco Mid Valley Airport Ground Lease Agreement with Tenant Clifford Robert Gardner, Jr. for Hanger W16 and approval of a Weslaco Mid Valley Ground Lease Agreement with Tenant Royce Kelly Norman for Hangar W16 and authorize the Mayor to execute any related documents. (Staffed by Airport.) Attachment

E. Approval of Grant Resolution 2020-21 and authorize for the application to the Criminal Justice Division Coronavirus Emergency Supplemental Funding (CESF) Program Grant 4143201 in an amount not to exceed \$600,000.00 with NO MATCH REQUIRED and NO REOCCURRING FEES and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment

F. Approval to replace end of life of Self Contained Breathing Apparatus (SCBA) equipment, item was budgeted under 2019-2020 budget and authorize the Mayor to execute any related documents. (Staffed by Fire Department.) Attachment

- G. Authorize Staff to submit an application to the SAFER Program Grant requesting two positions in an amount not to exceed \$290,754.00 with NO MATCH REQUIRED and NO REOCCURRING FEES and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)
- H. Authorize staff to solicit proposals from qualified insurance carriers for Group Health Insurance and authorize the Mayor to execute any related documents. (Staffed by Human Resources Department.)
- I. Authorize staff to solicit proposals from qualified insurance carriers for Supplemental Insurance including 125 Cafeteria plan (short/long term disability, vision, and cancer, accident, hospital indemnity, critical illness, with inclusion of flexible spending account, dental & basic life & AD&D) for the City of Weslaco employees at no cost to the City and authorize the Mayor to execute any related documents. (Staffed by Human Resources Department.)
- J. Authorize staff to solicit proposals from qualified insurance carriers for Basic Life and AD&D and authorize the Mayor to execute any related documents. (Staffed by Human Resources Department.)
- K. Authorize staff to solicit proposals for an Employee Assistance Program and authorize the Mayor to execute any related documents. (Staffed by Human Resources Department.) Attachment
- L. Approval of the Lease Agreements with the Weslaco Youth Football League to host the Summer and Fall Youth Flag Football Season at Harlon Block Sports Complex open area and Isaac Rodriguez Park authorize the Mayor to execute any related documents. (Staffed by Parks Department.) Attachment

IV. APPOINTMENTS

- A. Discussion and consideration to approve Resolution 2020-22 appointing one member to an expired term on the Weslaco Mid Valley Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport.) Attachment

V. NEW BUSINESS

- A. Discussion and consideration on a request for funding assistance from Dice Productions for Weslaco Movies at the Park in the amount of \$1,861.38 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department) Attachment
- B. Discussion and consideration on Ordinance 2020-13 amending Ordinance 2020-02 to postpone Special Election of May 2, 2020 and move to General Election on November 03, 2020 and authorize the Mayor to execute any related documents. First reading of Ordinance 2020-13. Possible action. (Staffed by City Secretary Department.) Attachment
- C. Discussion and consideration to award lowest bid to Stewart and Stevenson at a cost not to exceed \$20,054.85 for the refurbishment and repair of generator located at North Waste Water Treatment Plant and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment
- D. Discussion and consideration to accept financing acquisition proposal from BCI Capital, Inc. for the Brush program - Capital Equipment utilizing capital lease proceeds in the amount of \$570,485 and amending the budget by approving Ordinance 2020-14 in same amount and authorize the Mayor to execute any related documents. First reading of Ordinance 2020-14. Possible action. (Staffed by Finance Department.) Attachment
- E. Discussion and consideration to maintain the drain ditch located on Mira Vista 2 Subdivision outside of city limits for approximately 600 LF and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment
- F. Discussion and consideration of an Interlocal Agreement between Hidalgo County Precinct No. 1 and the City of Weslaco to pave the proposed walking trail located at the Northside Sports Park Complex and authorize the Mayor to executive any related documents. Possible action. (Staffed by Engineering Department.) Attachment
- G. Discussion and consideration of an Interlocal Agreement with the City of Mercedes to reconstruct and pave Mile 2 1/2 West Rd between I.H.-2 Eastbound Frontage Rd and US Business 83 and authorize Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment
- H. Discussion and consideration of an Interlocal Agreement between City of Weslaco and Hidalgo County Precinct #1 on the proposed paving of Mile 5 North from Border Ave to the western city limit and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment

- I. Discussion and consideration to terminate a Weslaco Mid Valley Airport Ground Lease Agreement with Tenant Jeremy Reily for Hanger B, E27 and approval of a Weslaco Mid Valley Ground Lease Agreement with Tenant Royce Kelly Norman for Hangar B, E27 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport.) Attachment
- J. Discussion and consideration on the purchase of a Data Backup Appliance to protect city's data for an amount of \$46,888.95 approved for FY 2019-2020 Capital Outlay expenditures through Insight Pubic Sector with Texas DIR Contract # DIR-TSO-3763 and authorize the Mayor to execute any related documents. Possible action. (Staff by I.T. Department.) Attachment
- K. Discussion and consideration to authorize solicitation for Request for Proposal (RFP) from prospective vendors to provide lease of copiers services for city departments and authorize the Mayor to execute any related documents. Possible action. (Staffed by I.T. Department.) Attachment

VI. 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 of 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 section §551.074 of the Texas Government Code.
- B. Personnel - Discussion on performance of Interim City Secretary Norma A. Cantu as authorized by section §551.074 of the Texas Government Code.

- C. 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 Fire Union (IAFF-WFFA Local 3207) as authorized by section §551.071 of the Texas Government Code.
- D. Real Property - Discussion with City Attorney on the purchase of real property located at the corner of Witmer Street and South Bridge Avenue as authorized by section §551.072 of the Texas Local Government Code.
- E. Real Property - Discussion of possible purchase of property located at 501 S. Kansas Avenue as authorized by §551.072 of the Texas Government Code.
- F. Real Property - Discussion of property regarding Texas Department of Transportation - Potential Sale of State Owned Property - SWC of IH 2 & Airport Blvd., Weslaco, Texas as authorized by section §551.072 of the Texas Government Code.
- G. Real Property - Discussion of property regarding Texas Department of Transportation - Potential Sale of State Owned Property - NEC of IH 2 & Airport Blvd., Weslaco, Texas as authorized by section §551.072 of the Texas Government Code.
- H. Economic Development Corporation - Discussion of funding of Weslaco EDC Economic Recovery Plan as authorized by §551.087 of the Texas Government Code.
- I. Legal Consultation - Consultation with City Attorney regarding Felix Sanchez as authorized by §551.071 of the Texas Government Code.
- J. Legal Consultation - Consultation with City Attorney regarding Steven Sosa as authorized by §551.071 of the Texas Government Code.
- K. Economic Development – Consultation with City Attorney regarding Economic Development incentive programs related to Project Ahmed as authorized by §551.087 of the Texas Government Code.

VII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

VIII. 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 29th day of May,

2020 at 5:00 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/ Norma A. Cantu, Interim City Secretary

NOTE: If any accommodation for a disability is required, please notify the City Secretary Department at (956) 968-3181, Ext. 1001 prior to the meeting date.

Regular Meetings of the Weslaco City Commission stream live online at <http://www.weslacotx.gov/open-government/open-meetings>. Archived video of some meetings are also available.

Removed from Bulletin Board

Date:

Initials: