



**MINUTES OF A REGULAR MEETING OF
THE WESLACO CITY COMMISSION
JULY 21, 2020**

On Tuesday, July 21, 2020, at 5:32 p.m. the City Commission of the City of Weslaco, Texas convened in a Regular Meeting via videoconference with the following member's present:

PRESENT:	Mayor	David Suarez
	Commissioner	Greg Kerr
	Commissioner	Josh Pedraza
	Commissioner	Leo Muñoz
	Commissioner	Adrian Farias
	Commissioner	J.P. Rodriguez

ABSENT:	Mayor Pro Tem	Letty Lopez
	City Manager	Mike R. Perez
	City Secretary	Norma A. Cantu
	City Attorney	Juan E. Gonzalez

Also present: Andrew Munoz, Assistant City Manager/Aviation Director, Martin Vela, Information Technology Director; Rebekah De La Fuente, Planning Director; Pete Garcia, Public Works Director, Joe Pedraza, Asst. Planning Code Enforcement Director, Fire Dept, Joel Rivera, Police Chief, Albert Aldana, City Engineer, Pete Garcia. Public Works Director, and Aida Vega, Deputy City Secretary.

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, July 17, 2020.

B. Invocation.

Commissioner Rodriguez led the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral Recognition.

None

E. Roll Call.

Norma A. Cantu, City Secretary, called the roll, noting absence of Mayor Pro Tem Lopez and Commissioner Greg Kerr at the time of roll call a quorum present.

II. PUBLIC COMMENTS

Norma A. Cantu, City Secretary, stated two registered; proceeded and announced the callers with no response.

III. CONSENT AGENDA

The following items are 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.) July 07, 2020; (Staffed by City Secretary Department.)

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

1) Approve Ordinance 2020-15 adopting a midyear budget amendment and authorize the Mayor to execute any related documents. (First reading held July 7, 2020; staffed by Finance Department.)

2) Approve Ordinance 2020-17 a budget amendment in the amount not to exceed \$233,206.00 and authorize the Mayor to execute any related documents. (First reading held July 7, 2020; staffed by Public Works Department.)

3) Approve Ordinance 2020-18 for dis-annexation request from the property owner of 5000 S. Border Avenue also being the West 22.0 acres of Farm Tract 799 excluding the W3.68 acres for improvements 18.32 acres gross, West Tract Subdivision, Weslaco, Hidalgo County, Texas and authorize the Mayor to execute any related documents. (First reading held July 7, 2020; staffed by Planning and Code Enforcement Department.)

C. Authorization to purchase Faro Laser Scanner (with tripod and training) for an amount not to exceed \$70,000 with no reoccurring costs and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

D. Approval to terminate a Mid Valley Airport Ground Lease Agreement with Tenant Clifford Robert Gardner, Jr. for Hangar W-26 and approval of a Mid Valley Airport Ground Lease Agreement with Tenant Johnathan Job Latham Enterprises, LLC., for Hangar W-26, and authorize the Mayor to execute any related documents. (Staffed by Airport Department.)

E. Approve AARP Foundation Senior Company Service Employment Program Host Agency Agreement Renewal and authorize the Mayor to execute any related documents. (Staffed by Human Resources Department.)

Commissioner Muñoz seconded by Commissioner Rodriguez moved to approve consent agenda A, B, D, and E withholding item C as presented. The motion carried unanimously; Mayor Suarez was present and voting.

The following for the record is the ordinance(s).

ORDINANCE 2020-15

AN ORDINANCE AMENDING ORDINANCE NUMBER 2019-39, APPROVING AND ADOPTING A BUDGET FOR THE CITY OF WESLACO, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020, FINDING NEED TO AMEND THE 2019-2020 MUNICIPAL BUDGET; TO WIT; GENERAL FUND, \$443,276 LESS; WATER/WASTEWATER COMBINED, \$514,610 LESS; AND SOLID WASTE FUND BY \$52,846 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 2019-2020 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 2019-2020 Official Budget, adopted by Ordinance 2019-39, 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 7th day of July 2020.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 21st day of July 2020.

ORDINANCE 2020-17

AN ORDINANCE AMENDING ORDINANCE NUMBER 2019-39, APPROVING AND ADOPTING A BUDGET FOR THE CITY OF WESLACO, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020, FINDING NEED TO AMEND THE 2019-2020 MUNICIPAL BUDGET; TO WIT; \$233,206 IN THE GENERAL FUND, 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 2019-2020 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 2019-2020 Official Budget, adopted by Ordinance 2019-39, is hereby reallocated, revised, amended and approved in the amount not to exceed \$233,206.00 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 7th day of July 2020.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 21st day of July 2020.

ORDINANCE NO. 2020-18

AN ORDINANCE AMENDING ORDINANCE NO. 2014-02 TO PROVIDE FOR THE DISANNEXATION OF CERTAIN UNIMPROVED AREA FROM THE TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF WESLACO, HIDALGO COUNTY, TEXAS, AND ORDAIN 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: Section 1 of the Ordinance No. 2014-02 is hereby amended to delete a tract of land from Section 2 of the following territory being annexed by Ordinance No. 2014-02:

A TRACT OF LAND CONTAINING 21.53 AC SITUATED IN THE CITY OF WESLACO IN THE COUNTY OF HIDALGO, TEXAS, BEING ALL OR PART OF FARM TRACT 799, WEST TRACT SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 2, PAGES 34-37, ACCORDING TO THE PLAT RECORDED AT THE HIDALGO COUNTY MAP RECORDS.

SECTION II: This Ordinance becomes effective on the Second and Final Reading

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 7th day of July, 2020.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 21st day of July 2020.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Norma A. Cantu, CITY SECRETARY

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

C. Authorization to purchase Faro Laser Scanner (with tripod and training) for an amount not to exceed \$70,000 with no reoccurring costs and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

Joel Rivera, Police Chief, stated he’s seeking to purchase Faro Laser Scanner with tripod and training not to exceed \$70,000 to capture 50% faster all the evidence at crash and crime scenes. This would accurately document everything needed to analyze the event and create compelling courtroom presentations. As part of the grant, it was stipulated this asset would be shared with neighboring agencies.

Commissioner Muñoz seconded by Commissioner Pedraza moved to approve purchase of Faro Laser Scanner as presented. The motion was carried unanimously; Mayor was present and voting.

Commissioner Kerr in attendance.

IV. APPOINTMENTS

A. Discussion and consideration on Resolution 2020-25 to appoint Parks and Recreation Board two members and sanctioning of terms to expire August 1st of each year in compliance with Ordinance 83-15 Section 98-86 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks and Recreation Department.) Attachment

Omar Rodriguez, Parks & Recreation Director stated Alejandro Livas and Lupe Garcia expressed their interest in continuing to serve.

In response to the Commission; the City Manager went over the terms served stating both members are eligible for re-appointment and stated there are applicants on file as listed to include Caleb Joseph Cavazos. Omar Rodriguez stated meetings have not been held due to lack of quorums; no attendance information available at this time; staff emails and calls members. Commissioner Pedraza and Kerr voiced concerns of attendance.

Commissioner Kerr, seconded by Commissioner Farias moved to approve Resolution 2020-25 re-appointing Alejandro Livas and appoint Caleb Joseph Cavazos, to the Parks & Recreation Board as presented. The motion carried unanimously; Mayor was present and voting.

The following for the record is the resolution.

RESOLUTION NO. 2020-25

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBER(S) TO THE PARKS & RECREATION BOARD AND SANCTIONING TERMS TO EXPIRE AUGUST FIRST OF EACH YEAR

WHEREAS, the City of Weslaco established the Parks & Recreation Board pursuant to the Weslaco Municipal Code of Ordinance codified as Part II Chapter 98 – Parks and Recreation; and

WHEREAS, The Parks and Recreation board shall be an advisory board and make recommendations to the city commission. The city commission shall have final approval of all goals and objectives that will be implemented within the parks and playgrounds of the city; and

WHEREAS, Article IV, Section 98-86 Parks and Recreation Board states members shall be appointed for terms of three years; provided that where the appointment is to fill a vacancy of an existing member prior to the expiration of his term, such appointment shall be for the remainder of the term of the predecessor. Upon the expiration of each term of each of these seven members, a like number of those whose terms shall expire shall be appointed to serve for a term of three years from August 1st of each year until their successors are appointed and shall qualify.

WHEREAS, the Parks & Recreation Board members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS that the following members are appointed with terms to expire on the first (1st) day of August 2023 and sanctioning terms for unexpired terms to expire on the first (1st) day of August of each year in compliance with Ordinance 83-15, Section 98-86 for the Parks & Recreation Board.

NAME

TERM EXPIRES

Alejandro Livas	08/01/2023
Caleb Joseph Cavazos	08/01/2023
Ismael Quiroz	08/01/2021
Oscar Caballero	08/01/2022
Johnny Cavazos	08/01/2022
Nina Torkelson	08/01/2022
Enrique “Ricky” Rodriguez	08/01/2022

PASSED AND APPROVED on this 21st day of July 2020.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Norma A. Cantu, CITY SECRETARY

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

Mayor Suarez changed the order of the day for public comments. There was no objection.

Edward Mejia, voiced concerns regarding COVID-19; more commission action needed to mitigate the rising numbers and more orders should be issued to include shelter in place.

V. OLD BUSINESS

A. Discussion and consideration on purchasing equipment, vehicles and approving proposed improvements to city facilities relating to COVID-19 (CARES Act.) prioritized as follows and authorize the Mayor to execute any related documents. Possible action. (These items were tabled July 7, 2020; staffed by City Manager.) Attachment

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

POLICE

Unmarked SUV w/ emergency lighting and universal storage unit box (1) \$52,458

Chief Rivera recommended approval stating the vendor had submitted a quote in the amount of \$44,916.

Commissioner Pedraza seconded by Commissioner Rodriguez moved to approve. The motion carried unanimously. Mayor Suarez was present and voting.

AIRPORT

Building skin-to store PPE delivered by State (1) \$500,000

The City Manager requested the item be withdrawn from consideration.

Withdrawn from consideration. No action.

BUILDING MAINTENANCE

Commissioner Farias abstained from vote and discussion.

Ion Generator for HVAC System for disinfection of duct system:

1. Weslaco PD	\$9,215.83 (*)
2. Weslaco Public Library	\$8,294.25 (*)
3. Weslaco Auditorium	\$2,764.75
4. Porter Doss	\$1,843.17
5. Station 1 North	\$1,843.17 (*)
6. Station 2 Downtown	\$2,464.42 (*)
7. Station 3 18th Street	\$1,843.17 (*)
8. Fire Admin Office	\$1,843.17 (*)
9. Fire Marshall Office	\$921.58 (*)
10. Weslaco City Hall	\$4,870.33 (*)
11. Old City Hall	\$921.58
12. Weslaco PD Substation	\$1,843.17
13. Service Center & Old Park Ofc	\$4,307.58
14. Tower Theatre	\$1,843.17
15. Weslaco Nature Center	\$6,451.08
16. Weslaco Public Works	\$5,850.42 (*)
17. Weslaco Airport/CBP Bldg	\$3,686.33 (*)
Total Price	\$60,807.17 (*\$40,832.67)

The City Manager recommended approval of those items noted with the asterisk for a total amount of \$40,832.67 and noted a budget amendment maybe needed.

In response to Commissioner Muñoz; Omar Rodriguez stated ION generator helps to kill bacteria, viruses and mold in the air and the purchase is through a buy board vendor. Commissioner Muñoz noted the ION generator disburses negative IONs into the airflow and no guarantee a building will be virus free but does help.

Commissioner Rodriguez seconded by Commissioner Pedraza moved to approve as presented in the amount \$40,832.67. The motion carried; Commissioner Farias abstained; Mayor Suarez was present and voting.

ALL DEPARTMENTS

Surface Pro Directors/Assistant Dir./Chief/Assistant Chief/EOC

Mayor and Commissioners/City Manager (15) not to exceed \$23,000

<u>Name</u>	<u>Department</u>
Albert Aldana	Engineering
Omar Rodriguez	Parks
Pete Garcia	Public Works
Chief Joel Rivera	Police
Asst Chief Robert Lopez	Police
Chief Antonio Lopez	Fire
Asst Chief James Hdz	Fire

Rebekah De La Fuente	Planning
Joe Pedraza	Code Enforcement
Sonia Flores	Finance
Arnold Becho	Library
Mayor	
Norma Cantu	City Secretary
Vidal Roman	Finance
Staff	EOC
Staff	IT

Commissioner Rodriguez seconded by Commissioner Pedraza moved to approve as presented in The motion carried unanimously. Mayor Suarez was present and voting.

B. Discussion and consideration to adopt Ordinance 2020-16 amending the Utility Extension Ordinance Codified as Article III Section 5 regarding the approval of a Utility Reimbursement Agreement and authorize the Mayor to execute any related documents. First reading of Ordinance 2020-16. Possible action. (This item was tabled July 7, 2020; staffed by Planning and Code Enforcement Department.)

Commissioner Rodriguez, seconded by Commissioner Farias, moved to remove the item off the table. The motion carried unanimously; Mayor Suarez was present and voting.

Juan E. Gonzalez, City Attorney, reviewed recommending approval and staff recommended approval.

Commissioner Rodriguez, seconded by Commissioner Pedraza moved to approve Ordinance 2020-16 amending Utility Extension Ordinance as presented. The motion carried unanimously. Mayor Suarez was present and voting.

C. Discussion and consideration to amend the City of Weslaco's Drug and Alcohol Policy and authorize the Mayor to execute any related documents. Possible action (This item was tabled July 7, 2020; staffed by Human Resources Department.)

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

Andrew Munoz, Interim HR Director/Airport Director, stated amendments included testing of all employee's, employee violations, specific drug(s)and amounts and test refusals; City Attorney reviewed and approved. Staff recommended approval.

Commissioner Rodriguez seconded by Commissioner Farias moved to approve City's Drug and Alcohol Policy as presented. The motion carried unanimously. Mayor Suarez was present and voting.

VI. NEW BUSINESS

A. Discussion and consideration on Ordinance 2020-19 first and final reading approving a negotiated resolution between the City of Weslaco and Texas Gas Service regarding the company's Cost of Service Adjustment tariff filing declaring an effective date and authorize the Mayor to execute any related documents. First and final reading of Ordinance 2020-19. Possible action. (Staffed by Finance Department.) Attachment

The City Manager recommended approval stating the attorney/consultant hired to represent the cities negotiated a final settlement to be fair and reasonable.

Commissioner Pedraza, seconded by Commissioner Muñoz, moved to approve Ordinance 2020-19 for Texas Gas Service Cost of Service Adjustment tariff as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration to approve Ordinance 2020-20 for dis-annexation request from the property owner of Mira Vista Phase II also being a 3.63 acre tract of land out of Farm Tract 1020, and out of Lots 11 and 12, Block 113, West and Adams Tracts Subdivision, Hidalgo County, Texas, and authorize the Mayor to execute any related documents. First reading of Ordinance 2020-20. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment

Staff recommended approval.

Commissioner Pedraza, seconded by Commissioner Muñoz, moved to approve Ordinance 2020-20 for dis-annexation from property owner at Mira Vista Phase II as discussed. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration for a six-month extension of the Final Plat for Lockheart Subdivision– being a 2.12 acre tract of land being a portion of Farm Tract 284 a West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located approximately 310 ft. South of Orlando Tijerina Rd. along Martin Morales Rd and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment

Staff recommended approval.

Commissioner Muñoz seconded by Commissioner Rodriguez moved to approve six-month extension for Lockheart Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration to accept GIGNAC's Cost Estimate for the North Side Sports Project, solicit Requests for Bids and authorize the Mayor to execute any related documents. Possible action (Staffed by City Manager.) Attachment

Andrew Munoz, recommended approval to accept the cost estimate reduction from GIGNAC and allow solicitation to re-bid the project; reduction cost was \$382,885.

In response to the commission; Andrew Munoz stated the estimated project budget was \$1.4million; bids received were over \$2million and rejected; the detention pond will be reduced

and expended as needed and as funds allow those items downsized (e.g. sand reduction, removal of canopy from exercise equipment and picnic area) will be added back.

Commissioner Pedraza, seconded by Commissioner Rodriguez, moved to accept GIGNAC's cost estimate and solicit requests for bids as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration to appoint a Health Authority for the City of Weslaco and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.) Attachment

The City Manager recommended Dr. Andrew Levine be appointed as the Health Authority for the City with an annual salary of \$10,000; currently is the Medical Director for the Weslaco Fire Department; will safeguard how state funding can be received for public and private schools that close that is a concern raised by Weslaco-ISD; other entities and Hidalgo County already have an appointed Health Authority. Staff recommended approval stating by appointing a Health Authority the city is following State guidelines and mandates.

In response to Mayor Suarez, staff will verify if eligible for CARES Act funding.

Commissioner Rodriguez, seconded by Commissioner Muñoz, moved to appoint Dr. Andrew Levine as the Health Authority as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration on amendments to the Disaster Declaration Order (COVID-19) and any reports related to such executive orders and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.)

The City Manager recommended approval of the proposed amendment Order 2020-11 that included; shelter in place (recommended and encouraged); travel limitations no more than two for non-essential services and four for essential failure to comply fine imposed ; face coverings required; social gathering limited to ten unless waived by Mayor violators will be fined; fifty-percent of capacity for restaurants and procedures for individuals testing positive will need to self-quarantine. The amendments follow those issued by other entities, Hidalgo County Judge and Governor Abbott.

In response to Commissioner Pedraza, City Attorney stated Governor Abbott has issued a proclamation order outlining outdoor events, professional and collegiate sporting events, amusement parks, swimming pools and other similar events may operate at fifty percent and stated a gathering over ten need to file a Safe Work Plan.

City Manager and City Attorney recommended to consult in executive session before any action is taken.

Mayor Suarez changed the order of the day to item G.

G. Discussion and consideration on utility reimbursement agreement for Total Commitment for the sewer line improvements on Pleasantview Drive and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment

Albert Aldana, City Engineer, recommended approval. The contractor incurred significant cost due to a high-water table during installation of the sewer line. The utility reimbursement agreement will permit the contractor to recover up to \$100,000 from customers that connect to the new sewer line in the future.

In response to Commissioner Muñoz, developer agrees with course of action of a utility reimbursement agreement and will not request any other change orders to the project.

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

H. Discussion and consideration on final payment to Total Commitment for the sewer line improvements on Pleasantview Drive in the amount of \$21,074.50 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment

Albert Aldana stated this is final payment to close out the project; engineering has approved and accepted the work as completed. Staff recommended approval.

Commissioner Pedraza, seconded by Commissioner Muñoz, moved to approve final payment to Total Commitment as presented. The motion carried unanimously; Mayor Suarez was present and voting.

I. Discussion and consideration on Business Associate Agreement between the City of Weslaco and Weslaco Independent School District relating to sharing of Hidalgo County Health Department information and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.) Attachment

Commissioner Kerr abstained from vote and discussion.

Police Chief Joel Rivera stated the agreement is like the Hidalgo County Health Department Agreement in place; allows sharing of information with Weslaco ISD of individuals that are COVID-19 positive. City Attorney drafted the agreement that outlines terms and conditions of the parties involved. Staff recommended approval.

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

VII. EXECUTIVE SESSION

At 6:45 p.m. Commissioner Muñoz, seconded by Commissioner Pedraza, moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 7:29 p.m. Mayor Suarez stated 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

F. Discussion and consideration on amendments to the Disaster Declaration Order (COVID-19) and any reports related to such executive orders and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.)

Commissioner Farias; seconded by Commissioner Muñoz, moved to approve amendments to Disaster Declaration Order as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

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.

No Action

B. Legal Consultation - Consultation with City Attorney regarding Felix Sanchez as authorized by section §551.071 of the Texas Government Code.

No action.

C. Legal Consultation - Consultation with City Attorney regarding Steven Sosa as authorized by section §551.071 of the Texas Government Code.

No action.

D. Legal Consultation - Consultation with City Attorney regarding Saltillo v. City of Weslaco as authorized by section §551.071 of the Texas Government Code.

City Manager abstained from discussion on this item.

No action.

E. Legal Consultation - Consultation with City Attorney regarding Christopher De Leon as authorized by section §551.071 of the Texas Government Code.

No action.

IX. ADJOURNMENT

Commissioner Pedraza, seconded by Commissioner Farias moved to adjourn the meeting of July 21 2020 at 7:30 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

MAYOR, David Suarez

ATTEST:

Norma A. Cantu, CITY SECRETARY

ABSENT

MAYOR PRO-TEM, Letty Lopez

COMMISSIONER, Leo Muñoz

COMMISSIONER, Jose “J.P.” Rodriguez

COMMISSIONER, Adrian Farias

COMMISSIONER, Greg Kerr

COMMISSIONER, Josh Pedraza