



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, FEBRUARY 2, 2021**

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, February 2, 2021 at 5:30 pm pursuant to Section 551.045 of the Texas Open Meetings Act.

A temporary suspension of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. In conjunction with the guidance and provisions provided by the Governor and in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the Coronavirus (COVID-19), there will be a **limit of twenty-five (25) in person attendance to include staff and the governing body.** These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring a large group setting and in accordance with Section 418.016 of the Texas Government Code. The meeting will be recorded and uploaded to the City website following the conclusion of the meeting.

Telephonic conferencing capabilities will be utilized to allow member of the public to participate remotely via Toll Free Dial In Number: 1-877-853-5247; Meeting ID: 946 1533 4573

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 February 2, 2021. A staff member will contact you with instructions via phone call to address your public comments.

I. CALL TO ORDER

- A. Certification of Public Notice.
- B. Invocation.
- C. Pledge of Allegiance.
- D. Mayoral Recognition.
Proclamation - Proclaiming February as Teen Violence Awareness Month
- 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.

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 January 19, 2021
(Staffed by City Secretary's Department.) Attachment.

- B. Approval on second and final reading of the following:
 - 1) Approve Ordinance 2021-02 reducing the size of an existing 15-foot utility easement along the south property line of Lot 14 Block A Pecan Grove Subdivision Phase I to a 10-foot utility easement and authorize the Mayor to execute any related documents. (First reading held January 19, 2021; staffed by Planning & Code Enforcement Department.) Attachment

 - 2) Approval Ordinance 2021-03 to rezone 1630 Canyon Drive also being, Lot 171, Westgate Village Ph II, Weslaco, Hidalgo County, Texas from M-1 Mobile home subdivision district to a B-1 Neighborhood Business Districts and authorize the Mayor to execute any related documents. (First reading held January 19, 2021; staffed by Planning & Code Enforcement Department.) Attachment

 - 3) Approve Ordinance 2021-04 to rezone 515 S. Airport Drive also being 18.680 acres out of Farm Tract 21 & 22, West Tract Subdivision and out of an abandoned canal R.O.W., Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to I Industrial district and authorize the Mayor to execute any related documents. (First reading held January 19, 2021; staffed by Planning & Code Enforcement Department.) Attachment

- C. Approval on amendments and extension from February 7, 2021 to March 7, 2021 for Disaster Declaration (COVID--19) and any reports related to such executive orders and authorize the Mayor to execute any related documents. (Staffed by City Manager.)

- D. Approval of Assignment and Assumption Agreement of Space Lease for property located at 1901 Joe Stephens between Image First Holdings LLC (Assignee), Maverick Industrial Services (Assignor) and City of Weslaco (Landlord) and

authorize the Mayor to execute any related documents. (Staffed by City Manager.) Attachment

- E. Approval for the Mayor Joe V. Sanchez Public Library to advertise and solicit prospective vendors to submit Request for Proposals (RFPs) for basic maintenance of internal connections within the confines of the Schools and Libraries Program of the Universal Service Administrative Fund (E-rate) and authorize the Mayor to execute any related documents. (Staffed by the Library Department.) Attachment
- F. Approval of an Interlocal Cooperation Agreement with the County of Hidalgo for participation within the Hidalgo County Library System and authorize the Mayor to execute any related documents. (Staffed by the Library Department.) Attachment
- G. Approval on Resolution 2021-09 to apply to the Criminal Justice Division General Victim Assistance Grant Program and authorize the Mayor to execute any related documents (Staffed by Police Department.) Attachment
- H. Approval on Resolution 2021-10 to apply to the Criminal Justice Division Juvenile Justice And Truancy Prevention Grant Program and authorize the Mayor to execute any related documents (Staffed by Police Department.) Attachment
- I. Approval on Resolution 2021-11 to apply to the Criminal Justice Division Violence Against Women Justice and Training Program and authorize the Mayor to execute any related documents (Staffed by Police Department.) Attachment
- J. Approval on Resolution 2021-12 to apply to the Criminal Justice Division Edward Byrne Memorial Justice Assistance Program and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment
- K. Approval on Resolution 2021-13 to apply to the Criminal Justice Division Project Safe Neighborhoods Grant Program and authorize the Mayor to execute any related documents (Staff by Police Department.) Attachment
- L. Approval on Resolution 2021-14 to apply to the 2021 State Homeland Security Program - LETPA Projects (SHSP-L) and authorize the Mayor to execute any related documents (Staffed by Police Department.) Attachment
- M. Approval on Resolution 2021-15 to apply to the 2021 State Homeland Security Program - Regular Projects and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment

- N. Approval on Resolution 2021-16 to apply to the Criminal Justice Division Rifle-Resistant Body Armor Grant Program and authorize the Mayor to execute any related documents (Staffed by Police Department.) Attachment
- O. Approval on Resolution 2021-17 to apply to the HSGP Operation Stonegarden Grant #3173406 in the amount of \$230,000.00 with **no match required** for overtime pay of police officers, dispatchers, jailers and clerks and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment
- P. Authorization to purchase a server and storage from Insight Public Sector Contract #DIR-TSO-3763 for the amount of \$66,028.85 which will be fully reimbursed by NIBRS Grant #3658001 and authorize the Mayor to execute any related documents (Staffed by Police Department.) Attachment
- Q. Authorization for staff to solicit bid proposals for the purchase and installation of a splash pad and misc. park equipment for Mile 11 North Park and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation.) Attachment

IV. APPOINTMENTS

- A. Discussion and consideration on Resolution 2021-06 appointing three members to the Library Board for terms set to expire March 5, 2021 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Library Department.) Attachment
- B. Discussion and consideration on Resolution 2021-07 appointing a member to the Ambulance Advisory Board for term set to expire March 20, 2021 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Fire Department.) Attachment

V. NEW BUSINESS

- A. Discussion and consideration to approve the purchase of Ambulance Equipment in the amount of \$90,000.00 with a local match contribution of \$45,000.00 from the Emergency Services District No. 1 to the City of Weslaco Fire-EMS Department and authorize the Mayor to execute any related documents. Possible action. (Staffed by Fire-EMS Department.) Attachment

- B. Discussion and consideration on the purchase of two network servers with virtualization software to protect server's infrastructure for an amount of \$63,769.86 through vendor Insight Public Sector with Texas DIR contract # DIR-TSO-3763 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Information Technology Department.) Attachment
- C. Discussion and consideration to approve the submission of the final proposed work plan for Year 34 (2021) under the Hidalgo County Urban County Program and approve Resolution 2021-18 and accept the allocation of approximately \$301,060 and authorize the Mayor to execute any related documents. Possible action (Staffed by Finance Department.) Attachment
- D. Discussion and consideration to accept and file the Financials for the General, Water/Sewer and Sanitation Funds for the period ending December 31, 2020 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment
- E. Discussion and consideration to accept and file the Quarterly Investment Report for period ending December 31, 2020 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment
- F. Discussion and consideration on Resolution 2021-08 to participate with cities to hire legal counsel and consultant for review of AEP Texas Central Company's Final Reconciliation of Advanced Metering Costs, PUC Docket No. 51671 and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.) Attachment
- G. Discussion and consideration on proposed Tax Abatement Application and Evaluation Report. Possible action. (Staffed by Airport Department.) Attachment
- H. Discussion and consideration on dates for a joint workshop between the Weslaco Independent School Board of Trustees and City Commission. Possible action. (Staffed by City Manager.)

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 regarding the goals, objectives, and evaluation of the Interim Human Resources Director for the City of Weslaco 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. Legal Consultation -- Consultation with City Attorney regarding Christopher De Leon as authorized by section §551.071 of the Texas Government Code.
- E. Legal Consultation - Consultation with City Attorney regarding contract deed on Estate of Gilberto Garza and naming the North Side Park on Mile 11th North as authorized by section §551.071 of the Texas Government Code.
- F. Real Property - Consultation with City Attorney on the purchase, sale, exchange, lease or value of real property located at Mid Valley Airport, 1901 Joe Stephens relating to Hanger B as authorized by section §551.072 of the Texas Government Code.
- G. Economic Development - Consultation with City Attorney regarding financial offer or other incentives for Project Falcon as authorized by section §551.087 of the Texas Government Code.

- H. Economic Development - Consultation with City Attorney regarding financial offer or other incentives for Project Z & L as authorized by section §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 January 2021 on or before 4:00 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, 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: