



**MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
AUGUST 17, 2021**

On Tuesday, August 17, 2021, at 5:30 p.m. 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 member's present:

PRESENT:	Mayor	David Suarez
	Mayor Pro Tem	Leo Muñoz
	Commissioner	Greg Kerr
	Commissioner	Adrian Farias
	Commissioner	Josh Pedraza
	Commissioner	Letty Lopez
ABSENT:	Commissioner	J.P. Rodriguez
STAFF PRESENT:	Mike R. Perez	City Manager
	Andrew Muñoz	Asst. City Manager
	Norma A. Cantu	City Secretary
	Juan E. Gonzalez	City Attorney

Also present: Vidal Roman, Finance Director, Antonio "Tony" Lopez, Fire Chief, Eddie Gil, IT Department, Omar Rodriguez, Parks & Recreation Director, Rebekah de la Fuente, Director of Planning and Code Enforcement, Albert Aldana, City Engineer, Martin Vela, IT Director, David Arce, Deputy Public Works Director, Rosa Badillo, Municipal Court, George Quilantan, Inframark 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, August 13, 2021.

B. Invocation.

Father Pedro Hernandez, San Martin De Porres Catholic 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.

Norma A. Cantu, City Secretary, called the roll noting at the time of roll call the absence of Commissioner Rodriguez and a quorum present.

II. PUBLIC COMMENTS

None.

III. PUBLIC HEARING

Commissioner Kerr, seconded by Commissioner Pedraza moved to open the public hearing at 5:38 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

A. To solicit input on behalf of SAMES, Inc. to rezone 2526 N. International Blvd. Also being an 8.9-acre tract of land out of farm tract 1056, Block 116, West and Adams Tract

Subdivision, Weslaco, Hidalgo County, Texas R-1 One family Dwelling district to B-2 secondary and highway business district.

None.

B. To solicit input on behalf of SAMES, Inc. to rezone 3700 E Sugarcane. Also being a 137-acre tract of land out of farm tract 1056, 1057 and 1058, Block 116, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas R-1 One family Dwelling district to I Industrial district.

None.

C. To solicit input on behalf of Saltillo Developers LLC. to rezone 1912 Mile 4 1/2 Road West / N. Bridge Ave. Also being West Tract E347.24'-W629.50'-S118.93', Farm Tract 31, .95 AC GR .88 AC NET, Weslaco, Texas R-1 One family Dwelling district to B-1 Neighborhood business district.

None.

D. To solicit input on behalf of Roberto Saenz to approve a Conditional Use Permit to obtain an On-Premises Retail Dealer's Wine and Beer Retailer's permit at 915 E. IH 2 Suite 100. Also being Lot 1, Lowe's of Weslaco, Weslaco, Hidalgo County, Texas.

None.

E. To solicit input on behalf of Esteban Estevane to approve a Conditional Use Permit to obtain an On-Premises Retail Dealer's Wine and Beer Retailer's permit, and Food and Beverage Certificate at 1605 N. Texas. Also being Lot 10 0.75 acres, Frost Proof Heights, Weslaco, Hidalgo County, Texas.

None.

Mayor Pro Tem Muñoz, seconded by Commissioner Kerr moved to close the public hearing at 5:39 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

IV. 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 August 3, 2021 (Staffed by City Secretary Department.)

B. Approval on the continuation of the interlocal agreement with Weslaco Independent School District for eight (8) law enforcement officers to serve as school resource security officers (SRO), to be reimbursed in the amount of \$395,000 and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

C. Approval to authorize staff to apply for the Bureau of Justice Assistance (BJA) FY21 Collaborative Crisis Response Training Program for an amount not to exceed \$150,000 with no MATCH REQUIRED and NO RECURRING FEES and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

D. Approval on renewal of Lease of Harlon Block Sports Complex Athletic facilities by the Mid-Valley Soccer Association for youth soccer practices and league play and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.)

E. Approval to authorize staff to solicit bids for the temporary construction of a fence to be installed at Mayor Pablo Pena City Park for construction of a Stormwater Regional Detention

Facility and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.)

Mayor Suarez requested item D be withheld.

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

D. Approval on renewal of Lease of Harlon Block Sports Complex Athletic facilities by the Mid-Valley Soccer Association for youth soccer practices and league play and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.)

Commissioner Kerr seconded by Mayor Pro Tem Muñoz moved to approve.

Commissioner Farias stated he has received concerns from the community that leagues were not abiding by schedules, parks being dominated by the leagues and charging a fee asking staff look into how the leagues are using the parks. Mayor Suarez also did not agree with fees being charged and has raised this concern in the past and stated he gets complaints of restrooms not being available.

Omar Rodriguez, Parks and Recreation Director, stated staff along with the Parks Advisory Board, will meet with the leagues and bring attention to them the concerns and stress designated park space be used as approved according to the schedule. Mayor Suarez voiced the concern that fees being charged has been ongoing and questioned it and the restrooms not being open and/or available because the leagues are limiting the access to them. Omar Rodriguez stated the agreements do not prohibit the charging of fees and would need to have that implied in the agreements stating tournaments normally charge to help offset costs of the tournament.

The City Manager recommended approval of the request and allow staff to meet with the leagues and modify the lease agreements to address the concerns.

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

V. OLD BUSINESS

A. Discussion and consideration after public hearing on behalf of Felix De La Cruz on Ordinance 2021-26 to rezone 105 Adelita St. Also being Lot 8-10, San Francisco Subdivision, Weslaco, Hidalgo County, Texas from R-1 One Family Dwelling District and R-2 Duplex and apartment district to B-1 neighborhood business district and authorize the Mayor to execute any related documents. First reading of Ordinance 2021-26. Three-fourths vote required. Possible action. (This item was tabled July 20, 2021; no action August 3 and 17, 2021; Staffed by Planning & Code Enforcement Department.)

Mayor Pro Tem Muñoz seconded by Commissioner Kerr moved to discuss.

Rebekah de la Fuente, Director of Planning and Code Enforcement, stated a three-fourths vote is required; last meeting no action taken as a full quorum was not present.

The City Manager addressed the applicant advising him a super majority needed and action can be considered today if he so wished. Applicant requested no action.

No action.

VI. NEW BUSINESS

A. Discussion and consideration after public hearing on behalf of SAMES, Inc. on Ordinance 2021-30 to rezone 2526 N International Blvd. Also being an 8.9-acre tract of land out of farm tract 1056, Block 116, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas R-1 One family Dwelling district to B-2 secondary and highway business district and authorize the Mayor to execute any related documents. First reading of Ordinance 2021-30. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated three property owners were notified and no objection received: applicant proposing a commercial plaza at the proposed Weslaco Mid Valley Industrial Park. The Planning & Zoning Commission and staff recommended approval based on the 2040 Future Land Use Map.

Commissioner Kerr seconded by Commissioner Lopez moved to approve Ordinance 2021-30 to rezone 2526 N. International Blvd as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration after public hearing on behalf of SAMES, Inc. on Ordinance 2021-31 to rezone 3700 E. Sugarcane being a 137-acre tract of land out of farm tract 1056, 1057 and 1058, Block 116, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas R-1 One family Dwelling district to I Industrial district and authorize the Mayor to execute any related documents. First reading of Ordinance 2021-31. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated sixty property owners were notified and no objection received: applicant proposing, and Industrial Park and proposed use will conform to the surrounding area. The Planning & Zoning Commission and staff recommended approval based on the 2040 Future Land Use Map.

Mayor Pro Tem Muñoz seconded by Commissioner Lopez moved to approve Ordinance 2021-31 to rezone 3700 E. Sugarcane as presented. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration after public hearing on behalf of Saltillo Developers LLC. on Ordinance 2021-32 to rezone 1912 Mile 4 1/2 Road West / N. Bridge Ave. Also being West Tract E347.24'-W629.50'-S118.93', Farm Tract 31, .95 AC GR .88 AC NET, Weslaco, 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 2021-32. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated five property owners were notified and no objection received: applicant proposing commercial use that will conform to the surrounding area. The Planning & Zoning Commission and staff recommended approval based on the 2040 Future Land Use Map.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve Ordinance 2021-32 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration after public hearing on behalf of Roberto Saenz to approve a Conditional Use Permit to obtain an On-Premises Retail Dealer's Wine and Beer Retailer's permit at 915 E IH 2 suite 100. Also being Lot 1, Lowe's of Weslaco, Weslaco, Hidalgo County, Texas and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated seven property owners were notified and no objection received. Staff stated this was the new Wing Barn located in front of Lowe's. The Planning & Zoning Commission and staff recommended approval of the conditional use permit.

Commissioner Farias seconded by Commissioner Lopez moved to approve Conditional Use Permit to obtain on-premise alcohol permit at 915 E. IH 2 Suite 100 being Lot 1 Lowe's of Weslaco as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration after public hearing on behalf of Esteban Estevane to approve a Conditional Use Permit to obtain an On-Premises Retail Dealer's Wine and Beer Retailer's permit, and Food and Beverage Certificate at 1605 N. Texas. Also being Lot 10 0.75 acres, Frost Proof Heights, Weslaco, Hidalgo County, Texas and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

F.

Rebekah de la Fuente stated twenty-seven property owners notified and no objection received; is an existing taqueria with primary use of location being a restaurant. The Planning & Zoning Commission and staff recommended approval of the conditional use permit

Commissioner Kerr seconded by Commissioner Pedraza moved to approve Conditional Use Permit to obtain on-premises alcohol permit at 1605 N. Texas being Lot 10 0.75 acres Frost Proof Heights as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to approve the Final Plat for South Point Subdivision– being a resubdivision of 12.889 acres being all of lot 2 VBMH Subdivision, and out of Farm Tract 133, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located on between N Westgate Dr. and Border Ave. East Expressway 83 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated this was a proposed seven (7) lot subdivision inside city limits; serviced with water and sewer by the City; no variances being requested and noted a new connector road proposed between Frontage Road and W. Pike Blvd. The Planning and Zoning Commission and staff recommended approval of the final plat.

Mayor Pro Tem Muñoz seconded by Commissioner Pedraza moved to approve Final Plat for South Point Subdivision being re-subdivision of 12.889 acres all of Lot 2 VBMH Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration to approve the Final Plat for Pecan Grove No.3 Subdivision– being a 4.73-acre tract out of Farm Tract 1046, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located on East of Pecan Grove No.2 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated this was a proposed seventeen (17) lot subdivision; located inside the City that is being serviced with water and sewer by the City; applicant requested a variance for off-site drainage and received letters of support from the Drainage and Irrigation Districts for off-site drainage. The Planning and Zoning Commission recommended approval with the variance, staff recommended approval and compliance with the ordinance for the variance request.

Mayor Pro Tem Muñoz seconded by Commissioner Lopez moved to approve Final Plat for Pecan Grove No. 3 Subdivision being 4.73-acre tract out of Farm tract 1046 West and Adams Tract Subdivision with variance as presented. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration for six-month extension for the Final Plat for San Jacinto Estates No10. Phase II Subdivision – being 13.49-acre tract of land out of Farm Tract 94, West & Adams Tract Subdivision, Hidalgo County, Texas. Approximately on the Northwest corner of Mile 10 North Road and Mile 4 West Road and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated this would be the third six-month extension to the final plat; a final walk-thru on August 2, 2021 had minor comments that need to be addressed. The Planning and Zoning Commission recommended a three-month extension; staff recommended six-months.

Mayor Pro Tem Muñoz seconded by Commissioner Pedraza moved to approve a six-month extension for the Final Plat for San Jacinto Estates No. 10 Phase II Subdivision being 13.49-acre tract of land out of Farm Tract 94 West & Adams Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

I. Discussion and consideration for six-month extension for the Final Plat for San Pedro Estates Subdivision – being 20-acre tract of land out of Farm Tract 647, West & Adams Tract Subdivision, Hidalgo County, Texas. Approximately 2,964 ft. North of the Intersection of 18th and Milanos Rd and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated this would be the third six-month extension to the final plat; a final walk-thru on August 2, 2021 had minor comments that need to be addressed. Staff is overseeing the installation of city utilities with more time needed. The Planning and Zoning Commission and staff recommended approval.

Mayor Pro Tem Muñoz seconded by Commissioner Kerr moved to approve a six-month extension for the Final Plat San Pedro Estate Subdivision being 20-acre tract of land out of Farm Tract 647, West & Adams Tract Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration on Valiant Energy Consulting Agreement to provide services for the procurement of electricity services and all issues related to electricity and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.)

Mike R. Perez, City Manager, stated the current contract for electricity will expire December 2021 and recommended approval for Valiant Energy to assist in procurement of services for electricity stating an average fee is 3-4% of payment towards consulting fees that could total \$150,000 for a five-year contract. Staff recommended approval on proposal from Valiant Energy for \$12,000 a year contract.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve Valiant Energy Consulting Agreement as presented. The motion carried unanimously; Mayor Suarez was present and voting.

K. Discussion and consideration on the contract with SWG relating to water interconnect with the City of Donna and application with Texas Water Development Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.)

Commissioner Kerr abstained from vote.

The City Manager stated this project involved the sale of water to the City of Donna and has been developing and in discussions for the past three years known as the Inter-Connect with Donna for Water. Sigler Winston & Greenwood was hired by Donna to do the project and Donna has since terminated the contract. Staff recommended to contract with Sigler Winston & Greenwood to allow the project to move forward as the plans are 95% percent complete and the Texas Water Development Board is considering the project in October. The cost is \$83,000 advising there is an interlocal agreement with Donna related to the project that allows collection of half of the cost of engineering and construction. Staff recommended approval.

In response to Commissioner Kerr, the agreement would be between the City of Weslaco and SWG; in response to Mayor Pro Tem Muñoz no monies have been paid to SWG.

Mayor Pro Tem Muñoz seconded by Commissioner Lopez moved to approve contract with SWG on water interconnect with City of Donna and application with TWDB as presented. The motion carried; Commissioner Kerr abstained; Mayor Suarez was present and voting.

L. Discussion and consideration on Resolution 2021-41 authorizing the proposed resale of Foreclosed Real Estate Properties Pursuant to Texas Property Tax Code Section 34.05 (a), (c) and 9(d) and authorize the Mayor to execute the tax resale deeds and any related documents, Possible action. (Requested by the Delinquent Tax Attorneys)

Thelma Banduch, Perdue, Brandon, Fielder Collins & Mott LLC, stated seven properties were acquired by the city because of tax foreclosures; requested the city approve the resale of the properties; stated the tax resale will be October 5, 2021 that is done at a public auction for all foreclosures and will be held on the West side of the tax offices on Canton and Closner.

The City Manager requested the sale of Property #3 be excluded stating this property was next to Mayor Pablo Peña City Park and wished to discuss further and evaluate if it would benefit the city.

Commissioner Pedraza seconded by Commissioner Farias moved to approve Resolution 2021-41 authorizing the resale of Foreclosed Real Estate Properties excluding property 3 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

M. Discussion and consideration to accept the UPDATED calculation of the No-New-Revenue and Voter-Approval tax rates for 2021 tax year by the Hidalgo County Tax Assessor-Collector Pablo Villarreal and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department)

Vidal Roman, Finance Director, stated at the last meeting the commission discussed and accepted the County of Hidalgo Certified tax roll numbers presented for No-New-Revenue at .662324 and Voter Approval rate at .695263; updated calculations and benchmarks for the city for No-New-Revenue is \$0.6804 per \$100, the Voter Approval Rate at \$0.7089 per \$100. Staff recommended approval of the updated calculations and benchmark noting the tax rate would remain the same as last year.

Commissioner Pedraza seconded by Mayor Pro Tem Muñoz moved to accept the UPDATED calculation of the No New Revenue and Voter Approval Tax rates for 2021 tax year as presented. The motion carried unanimously; Mayor Suarez was present and voting.

N. Discussion and consideration to approve Resolution 2021-42 proposing an ad valorem tax rate and setting dates on which the Commission will hold a public hearing, and a date to adopt the 2021-2022 ad valorem tax rate and authorize the Mayor to execute any related documents. ROLL CALL VOTE REQUIRED. Possible action. (Staffed by Finance Department.)

Vidal Roman stated the Resolution proposes the tax rate of \$0.6967 per \$100 valuation; sets the public hearing be held September 7, 2021 and adopt the FY 2020-2021 ad valorem tax rate. Staff recommended approval stating roll call vote required.

Mayor Pro Tem Muñoz seconded by Commissioner Lopez moved to approve Resolution 2021-42 proposing ad valorem tax rate \$0.6967, a public hearing and adoption of tax rate be held September 7, 2021 as presented. By roll call vote, the motion carried unanimously; Mayor Suarez was present and voting.

O. Discussion and consideration to approve the purchase of two 2022 ambulance remounts from HGAC Contract # AM10-20 vendor Southwest Ambulance Sales in an amount not to exceed \$225,800 under the Fire Department Apparatus Replacement Program and authorize the Mayor to execute any related documents. Possible action. (Staffed by Fire Department.) Attachment.

Antonio Lopez, Fire Chief, recommended to approve the purchase of two ambulance remounts from vendor Southwest Ambulance Sales under HGAC Contract #AM10-20 noting cost is under budget and available under the Apparatus Replacement Program 2021-2022 budget schedule.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve the purchase of two ambulance remounts from HGAC Contract #AM10-20 Southwest Ambulance Sales in the amount not to exceed \$225,800 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

P. Discussion and consideration to authorize work by Hidalgo Cameron Counties Irrigation District 9 for installation of approximately 1,600 feet of irrigation line at Judge Gilbert Garza Park in an amount not to exceed \$43,314 and authorize the Mayor to execute any related documents.

Possible action. (Staffed by Parks & Recreation Department).

Omar Rodriguez, Parks and Recreation Director, stated a main water source for Judge Gilbert Garza Park will be from the irrigation districts and recommended approval for installation of approximately 1,600 feet of irrigation line to the irrigation pond located at said park.

Mayor Pro Tem Muñoz seconded by Commissioner Lopez moved to approve and authorize work by Hidalgo Cameron Irrigation District 9 for installation of approximately 1,600 feet of irrigation line at Judge Gilbert Garza Park not to exceed \$43,314 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Q. Discussion and consideration on Change Order #3 Weslaco North Side Sports Complex requesting an increase of 8 days to contract time for time lost in June due to rain and authorize the Mayor to execute any related. Possible action. (Staffed by Parks and Recreation.)

Omar Rodriguez recommended approval stating the contractor requested an increase of 8 days to contract time because of rain delays and noted there is no cost increase to the contract.

Mayor Pro Tem Muñoz seconded by Commissioner Pedraza moved to approve Change Order #3 Weslaco North Side Sports Complex an increase of 8 days to contract time as presented. The motion carried unanimously; Mayor Suarez was present and voting.

R. Discussion and consideration to approve renewal rates submitted for worker's compensation insurance provided by Montalvo Insurance for fiscal year October 01, 2021 through October 01, 2022 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.)

Commissioner Farias abstained from vote and discussion.

Luz Galindo, Human Resources Director, introduced Ramon Montalvo.

Ramon Montalvo, Montalvo Insurance Agency stated renewal would be Texas Mutual Company; city is in an in-network program that offers savings, but city can opt for an out of network program; negotiated a renewal rate of \$251,770 that is an increase from last years but still offers a savings. He noted although dividends are not guaranteed and if received would be 3-4 months after expiration of current policy stating it is favorable the city will receive as workers compensation losses are low.

The City Manager recommended approval stating monies are budgeted.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve renewal rates for workers compensation insurance with Texas Mutual Company as provided by Montalvo Insurance for FY 10/1/21 – 10/1/22 as presented. The motion carried; Commissioner Farias abstained; Mayor Suarez was present and voting.

S. Discussion and consideration to provide in-kind participation for the costs of paving 80 linear feet of 32' Back-to-Back roadway for Spanish Oak Dr on Pecan Grove 3 Subdivision and authorize Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.)

Albert Aldana, City Engineer, stated the developer for Pecan Grove Phase 3 approached the City about sharing the costs to construct the 80-foot-long missing roadway that would provide connectivity to the proposed Phase 3 project. Staff proposed to assist in the form of paying for the materials required for the paving of the roadway estimated at \$5,000. Staff recommended approval.

In response to Mayor Pro Tem Muñoz, staff stated when Shady Grove Trail was constructed for Pecan Grove Phase 2 Subdivision, the roadway was not constructed to the limits of Phase 2 leaving 80 feet not paved and the City should of at that time had the developer pave it.

Commissioner Pedraza seconded by Commissioner Kerr moved to approve in-kind participation for cost of paving 80 linear feet of 32" back-to-back roadway for Spanish Oak Dr. on Pecan Grove 3 Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

T. Discussion and consideration to send notice of contract termination with Republic Services of Rio Grande Valley for Solid Waste Collection and Disposal Services effective September 1, 2021 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

David Arce, Deputy Public Works Director, stated January 1, 2022 the solid waste program will be back in house and recommended approval to officially serve notice of non-renewal of the contract to Republic Services.

Commissioner Pedraza seconded by Mayor Pro Tem Muñoz moved to approve notice of contract termination with Republic Services of Rio Grande Valley for Solid Waste Collection and Disposal Services effect September 1, 2021 as presented. The motion carried unanimously; Mayor was present and voting.

VII. EXECUTIVE SESSION

At 6:25 p.m. Mayor Pro Tem Muñoz seconded by Commissioner Lopez moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 8:04 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

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. Personnel - Discussion regarding the Professional Services Agreement for Municipal Court Judge Samuel V. Sanchez as authorized by section §551.074 of the Texas Government Code.

Mayor Pro Tem Muñoz seconded by Commissioner Lopez move to approve a two-year Professional Services Agreement for Municipal Court Judge Samuel V. Sanchez as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

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

No action.

D. Legal Consultation - Consultation with City Attorney relating to the lawsuit with CDM as authorized by section §551.071 of the Texas Government Code.

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.

F. Legal Consultation - Consultation with City Attorney relating to 380 Agreement between City of Weslaco and SDI Weslaco Holdings, LLC. as authorized by section §551.071 of the Texas Government Code.

No action.

G. Legal Consultation - Consultation with City Attorney regarding redistricting for the City of Weslaco as authorized by section §551.071 of the Texas Government Code.

No action.

H. Legal Consultation - Consultation with City Attorney regarding Economic Development Corporation of Weslaco versus Sunil Wadhwani, Nolana Self-Storage LLC, Harjinder Singh, Gerardo Tafolla, Ricardo Quintanilla and Leo Lopez Cause No. C-0295-20-L as authorized by section §551.071 of the Texas Government Code.

No action.

IX. ADJOURNMENT

Commissioner Pedraza seconded by Mayor Pro Tem Muñoz moved to adjourn the meeting of August 17, 2021 at 8:05 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

MAYOR, David Suarez

ATTEST:

Norma A. Cantu, CITY SECRETARY