



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

On Tuesday, May 16, 2017, at 5:33 PM the City Commission of the City of Weslaco, Texas convened in a Regular Meeting at City Hall in the Legislative Chamber, located at 255 South Kansas Avenue with the following members present:

|                |                         |
|----------------|-------------------------|
| Mayor          | David Suarez            |
| Mayor Pro Tem  | Gerardo “Jerry” Tafolla |
| Commissioner   | Leo Muñoz               |
| Commissioner   | Greg Kerr               |
| Commissioner   | Olga Noriega            |
| Commissioner   | Letty Lopez             |
| Commissioner   | Josh Pedraza            |
| City Manager   | Mike R. Perez           |
| City Secretary | Elizabeth Walker        |
| City Attorney  | Juan E. Gonzalez        |

Also present: Mary Barrera, Finance Director; Veronica Ramirez, Human Resources Director; Jose Pena, Information Technology Director; Pete Garcia, Public Works Director; Chris Sanchez, Fire Marshal; Robert Lopez; Police Captain; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; David Arce, Parks and Recreation Director; Arnold Becho, Library Director; Andrew Munoz, Airport Director; Aida Vega, Deputy Secretary; and other staff members and citizens.

**I. CALL TO ORDER**

A. Certification of Public Notice.

Mayor David Suarez called the meeting to order and certified the public notice of the meeting as properly posted Friday, May 13, 2017.

B. Invocation.

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

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral recognition.

None.

E. Roll Call.

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

**II. PUBLIC COMMENTS**

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

**III. PUBLIC HEARING**

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

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

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

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

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

**IV. CONSENT AGENDA**

The following items are of a routine or administrative nature. The City Commission has been furnished with background and support material on each item, and/or it had been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote. Possible action.

A. Approval of the Minutes of the Regular Meeting on May 2, 2017. (Staffed by City Secretary's Office.)

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

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

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

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

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

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

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

For the record, the following is the resolution:

RESOLUTION 2017-42

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

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

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

WHEREAS, The City of Weslaco designates Sgt. Bernie Garza as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that The City of Weslaco approves submission of the grant application for the Community Grant Program to Wal-Mart.

Passed and approved this 16th day of May, 2017.

CITY OF WESLACO  
/s/David Suarez, Mayor

ATTEST:

/s/Elizabeth M. Walker, City Secretary

APPROVED AS TO FORM:

/s/Juan E. Gonzalez, City Attorney

## **V. OLD BUSINESS**

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

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

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

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

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

## **VI. NEW BUSINESS**

A. Discussion and consideration after public hearing on behalf of Garmed Investments to approve Ordinance 2017-26 rezoning 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District and authorize the Mayor to execute any related documents. First reading of Ordinance 2017-26. Possible action. (Staffed by Planning and Code Enforcement Department.)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Commissioner Muñoz abstained from discussion.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

For the record, the following is the resolution:

RESOLUTION NO. 2017-41

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

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

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

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

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

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

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

PASSED AND APPROVED this 16<sup>th</sup> day of May, 2017.

CITY OF WESLACO  
/s/David Suarez, Mayor

ATTEST:  
/s/Elizabeth M. Walker, City Secretary

APPROVED AS TO FORM:  
/s/Juan E. Gonzalez, City Attorney

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## **VII. EXECUTIVE SESSION**

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

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

## **VIII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION**

A. Personnel - Discussion regarding the goals, objectives, and evaluation of the City Manager for the City of Weslaco as authorized by §551.074 of the Texas Government Code.

There was no action.

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

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

C. Pending Litigation - Consultation with City Attorney regarding City of Weslaco v. Briones Consulting and Engineering as authorized by §551.071 of the Texas Government Code.

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

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

There was no action on this item.

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

Commissioner Kerr abstained from discussion and vote.

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

F. Economic Development – Consultation with City Attorney regarding Economic Development opportunities and incentive programs related to Project Chicken Hatch "B" as authorized by §551.087 of The Texas Government Code.

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

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

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

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

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

**IX. ADJOURNMENT**

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

CITY OF WESLACO

\_\_\_\_\_  
MAYOR, David Suarez

ATTEST:

\_\_\_\_\_  
CITY SECRETARY, Elizabeth Walker

\_\_\_\_\_  
MAYOR PRO-TEM, Gerardo “Jerry” Tafolla

\_\_\_\_\_  
COMMISSIONER, Leo Muñoz

\_\_\_\_\_  
COMMISSIONER, Greg Kerr

\_\_\_\_\_  
COMMISSIONER, Olga Noriega

\_\_\_\_\_  
COMMISSIONER, Letty Lopez

\_\_\_\_\_  
COMMISSIONER, Josh Pedraza