



**MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
MARCH 1, 2022**

On Tuesday, March 1, 2022, 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	Josh Pedraza
	Commissioner	Greg Kerr
	Commissioner	J.P. Rodriguez
	Commissioner	Leo Muñoz
	Commissioner	Letty Lopez
	Commissioner	Adrian Farias

ABSENT: None

STAFF PRESENT:	Andrew Muñoz	Interim City Manager
	Norma A. Cantu	City Secretary
	Juan E. Gonzalez	City Attorney

Also present: Vidal Roman, Finance Director, Antonio "Tony" Lopez, Fire Chief, Omar Rodriguez, Parks & Recreation Director, Rebekah de la Fuente, Director of Planning and Code Enforcement, Joel Rivera, Police Chief, Martin Vela, IT Director, Arnold Becho, Library Director, Luz Galindo, HR Director, Rosa Badillo, Municipal Court, Albert Aldana, City Engineer, David Arce, Deputy Public Works Director, Pete Garcia, Public Works Director, Aida Vega, Deputy City Secretary, and other staff members.

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, February 25, 2022.

B. Invocation.

Pastor Timothy Aguiar, Church 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 the absence of Mayor Pro Tem Pedraza, Commissioners Rodriguez and Farias and a quorum present.

II. PUBLIC COMMENTS

Robert Thompson, 400 E 18th Street, voiced concerns on the need for striping of 18th Street from Border to Bridge and a turning lane would be an asset to the area.

Laura Casarez stated the city recorded her property at 1300 S Pleasantview under City ownership and requested the commission correct it; has spoken to City Attorney and Interim City Manager and the matter is still unresolved after 11 months.

III. PUBLIC HEARING

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved to open the public hearing at 5:43 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

A. To solicit input on the Adoption and Designation of the Mid Valley International Industrial Park as Weslaco Reinvestment Zone No. 2 pursuant to the City's Guidelines and Criteria Under the Property Redevelopment and Tax Abatement Act, Chapter 312 of the Texas Tax Code. (Staffed by Interim City Manager.)

None.

B. To solicit input on the proposed demolition order for unoccupied buildings as dilapidated, substandard, unfit for human habitation and a hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225 located at:

1. 1502 Mile 5 North being West Tract N383.50'-E220'-W660'FT 795 1.94 AC GR 1.79AC NET, City of Weslaco, Hidalgo County, Texas. Owner: Rogelio & Maria Olvera.

None.

2. 101 N. Texas Ave being Gonzalez Addition Lots 1, 2, 3, and 4 Blk 1, City of Weslaco, Hidalgo County, Texas. Owner: Martha Nunez.

Martha Nunez, owner, requested favorable consideration for a 30–60-day extension stating she is trying to get an engineer to inspect and determine if home is structurally sound to bring it into code compliance.

Commissioner Kerr seconded by Commissioner Lopez moved to close the public hearing at 5:45 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 February 15, 2022. (Staffed by City Secretary Department.)

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

1) Ordinance 2022-06 to rezone 105 W Adelita St. Also being Lot 8, San Francisco Subdivision, Weslaco, Hidalgo County, Texas from R-1 One Family Dwelling District to R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. (First reading held February 15, 2022; staffed by Planning & Code Enforcement Department.)

2) Ordinance 2022-07 to rezone 108 W Adelita St. Also being Lot 25, San Francisco Subdivision, Weslaco, Hidalgo County, Texas from R-1 One Family Dwelling District to R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. (First reading held February 15, 2022; staffed by Planning & Code Enforcement Department.)

3) Approval on Ordinance 2022-09 to rezone 4027 E Expressway 83. Also being lot 4, Dellinger Subdivision, Weslaco, Hidalgo County, and Texas from R-1 One Family Dwelling District to B-2 secondary and highway business district and authorize the Mayor to execute any related documents. (First reading held February 15, 2022) staffed by Planning & Code Enforcement Department.)

C. Approval on amendments and extension from March 7, 2022, to April 7, 2022 for Disaster Declaration (COVID-19) and any reports related to such executive orders and authorize the Mayor to execute any related documents. (Staffed by Interim City Manager.)

D. Approval on renewal of the agreement with the Texas Commission on Law Enforcement Contract Training Provider for Weslaco Police Department and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

E. Approval on renewal of the Advanced Education Consultant Agreement between the City of Weslaco and M-5 Texas Enterprises, LLC (Armando A. Martinez) to advance the EMS Training and Continuing Education services and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

F. Approval to authorize solicitation of bids for the following: 1) Street Sweeper for Public Works Streets Division; 2) 1-Sideload Garbage truck and 1-Frontload Garbage Truck for Solid Waste Division; and authorize the Mayor to execute any related documents. (Staffed by Public Works Department.)

Commissioner Kerr seconded by Commissioner Lopez moved to approve consent agenda A through F as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record following is the caption of the ordinances.

ORDINANCE NO. 2022-06

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 2018-02 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF REZONE 105 W ADELITA ST. ALSO BEING LOT 8, SAN FRANCISCO SUBDIVISION, WESLACO HIDALGO COUNTY, R-1 ONE FAMILY DWELLING DISTRICT TO R-2 DUPLEX AND APARTMENT DISTRICT BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS:

ORDINANCE NO. 2022-07

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 2018-02 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF REZONE 108 W ADELITA ST. ALSO BEING LOT 25, SAN FRANCISCO SUBDIVISION, WESLACO HIDALGO COUNTY, R-1 ONE FAMILY DWELLING DISTRICT TO R-2 DUPLEX AND APARTMENT DISTRICT BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS:

ORDINANCE NO. 2022-09

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 2018-02 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF REZONE 4027 E EXPRESSWAY 83. ALSO BEING LOT 4, DELLINGER SUBDIVISION, WESLACO HIDALGO COUNTY, R-1 ONE FAMILY DWELLING DISTRICT TO B-2 SECONDARY AND HIGHWAY BUSINESS DISTRICT BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS:

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 15th day of February 2022.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 1st day of March 2022.

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 and introduced item VI. There was no objection.

V. APPOINTMENTS

A. Discussion and consideration to accept the resignation of Patrick Gonzalez from the Weslaco Economic Development Corporation and approve Resolution 2022-20 to appoint a member to the unexpired term ending December 2, 2023 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Weslaco Economic Development Corporation.)

No action.

VI. OLD BUSINESS

A. Discussion and consideration after public hearing on behalf of Oscar Zarate on Ordinance 2022-08 to rezone 1719 W Business 83. Also being 7.092 acres out of Farm Tract 633, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas from R-1 One Family Dwelling District to R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading of Ordinance 2022-08. Possible action. (This item was tabled February 15, 2022; staffed by Planning & Code Enforcement Department.)

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

Rebekah de la Fuente, Planning and Code Enforcement Director, stated the concerns raised of drain inlets not flowing were inspected by staff who found some debris obstructing and minimal water standing; ownership of the drain inlets was the Texas Department of Transportation. Staff contacted the agency and informed them of the issues and advised staff they would schedule inspection and maintenance.

Commissioner Kerr seconded by Commissioner Muñoz moved to approve Ordinance 2022-08 to rezone 1719 W Business 83. Also being 7.092 acres out of Farm Tract 633, West and Adams Tract Subdivision. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration to approve an Interlocal Agreement between the City of Weslaco and the City of Mercedes regarding the housing of prisoners in the City of Weslaco's municipal jail and authorize the Mayor to execute any related documents. Possible action. (There was no action on February 15, 2022; staffed by Police Department.)

Joel Rivera, Police Chief, recommended approval stating the City of Mercedes had reviewed with some minor changes such as detention time of inmates. Staff had no objection to the changes and legal counsel will review.

Commissioner Kerr seconded by Commissioner Lopez moved to approve an Interlocal Agreement between the City of Weslaco and the City of Mercedes regarding the housing of prisoners in the City of Weslaco's municipal jail as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VII. NEW BUSINESS

A. Discussion and consideration after public hearing on the Adoption and Designation of the Mid Valley International Industrial Park as Weslaco Reinvestment Zone No. 2 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Interim City Manager.)

Andrew Munoz, Interim City Manager, stated that Weslaco Economic Development Corporation (EDC) requested designation of a reinvestment zone for the Mid Valley International Industrial Park; public hearing held as required with no input received. Staff recommended approval.

Commissioner Kerr seconded by Commissioner Muñoz moved to approve the Adoption and Designation of the Mid Valley International Industrial Park as Weslaco Reinvestment Zone No. 2. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration on a joint workshop between Weslaco Economic Development Corporation and the City on April 9, 2022 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Interim City Manager.)

Andrew Munoz stated EDC requested a joint workshop and proposed April 9, 2022.

A brief discussion on the date ensued with several members of the commission unavailable. Commissioner Muñoz suggested on an off Tuesday commission meeting recommending April 12. The consensus was staff get with EDC for another date and back to the commission for consideration.

Andrew Munoz requested no action and have staff follow up with EDC for another date and back to the commission for approval.

C. Discussion and consideration to authorize staff to solicit Statement of Qualifications for General Engineering Services for Planning, Environmental, Engineering Design, Architectural Design, Traffic Impact Studies, and Construction Administration phases for various city-wide projects and authorize the Mayor to execute any related documents. Possible action. (Staffed by Interim City Manager.)

Andrew Munoz sought to create a rotation list of engineering firms for various city-wide projects and for General Engineering Services and requested approval to solicit Statement of Qualifications.

Commissioner Kerr seconded by Commissioner Lopez moved to approve staff solicit Statement of Qualifications for General Engineering Services for Planning, Environmental, Engineering Design, Architectural Design, Traffic Impact Studies, and Construction Administration phases for various city-wide projects as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration to authorize staff to solicit Statement of Qualifications for General Engineering Contract for Planning, Environmental, Engineering Design, Architectural Design, and Construction Administration phases for the Weslaco Mid Valley Airport and authorize the Mayor to execute any related documents. Possible action. (Staffed by Interim City Manager.)

Andrew Munoz recommended approval and stated the item is like the previous agenda item, but Statement of Qualification geared to experience in aviation.

Commissioner Lopez seconded by Commissioner Muñoz moved to approve staff to solicit Statement of Qualifications for General Engineering Services for Planning, Environmental, Engineering Design, Architectural Design, Traffic Impact Studies, and Construction Administration phases for the Weslaco Mid Valley Airport as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration to ratify Contingency Allowance Expenditure Authorization No. 1 as approved by the Interim City Manager to provide raceway & pullwire with 12" trench at the New Police Department with Municipal Court for an amount not to exceed

\$14,479 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks and Recreation Department.)

Omar Rodriguez, Parks and Recreation Director, stated the conduits for the telephone/communications/IT systems were not indicated in construction plans that would connect Police Department Building A with Evidence Building B; to correct the contractor provided a raceway and pull wire with a proposed 12" trench; cost of the work will be from the City's Contingency Allowance with no change to the contract. Staff recommended approval.

Commissioner Lopez seconded by Commissioner Kerr moved to approve and ratify Contingency Allowance Expenditure Authorization No. 1 to provide raceway & pull wire with 12" trench at the New Police Department with Municipal Court for an amount not to exceed \$14,479 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to authorize Amendment No. 3 to the Professional Services Agreement with ERO Architects for the Weslaco Police Station with Municipal/Judicial Court and New Downtown Fire Station in an amount not to exceed \$26,000 for additional MEP Engineering Services for backup power generators and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)

Commissioner Lopez seconded by Commissioner Muñoz moved to discuss.

Omar Rodriguez stated the generators and automatic transfer switch (ATS) for the new buildings were not included in the scope of service; amendment will allow additional services to be provided by ERO for professional services, design and bid documents so city may solicit bids for equipment and installation. Staff recommended approval.

In response to Commissioner Muñoz, Andrew Munoz stated past projects the city's approach was done as a city owner provided line item utilizing other generators. Omar Rodriguez also stated staff has used BuyBoard vendors for proposal that would include the design. Commissioner Muñoz did not agree with this action and recommended to wait for project completion then competitively bid out the project all staff needs are the kilowatt measure for the buildings to order a generator.

Andrew Munoz recommended no action and allow staff time to get information from Buyboard on lead time for a generator and then prepare specifications for bidding documents.

No action.

G. Discussion and consideration to award the emergency rehabilitation manhole repair at Milano and Mile 5 (Near Lift Station 37) to Reya Construction, in the amount not to exceed \$179,500, and to authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

Commissioner Kerr seconded by Commissioner Lopez moved to discuss.

David Arce, Deputy Public Works Director, stated repair of a collapsed manhole located at the intersection of Mile 5 North and Milano's Road be awarded to Reya Construction in the amount

to exceed \$179,500; three bids via bidnet received; repairs necessary for Milano's Estates Subdivision to connect to city's system; manhole installed by Castle Construction in December of 2018 and no longer under any type of warranty and the responsibility falls on to the City of Weslaco to do the repairs. Staff recommended approval and noted a budget amendment will be needed to be presented by finance during the mid-year budget amendments.

In response to Commissioner Kerr, Marcelo Cosme, Superintendent of Wastewater, stated the manhole was installed after the rehabilitation of Lift Station 37, staff assessed manhole that was done in three sections and fiber glass kits not used to properly repair; excavation began by RDH contractor for developer of Milano's Estates and found force main leaking causing the manhole to collapse three feet now requiring a complete replacement.

Juan E. Gonzalez, City Attorney, stated the question is why the city would be obligated to repair. Marcelo Cosme stated the project is no longer under warranty and no additional bond performance requested. Commissioner Kerr voiced although no more warranty the city should see what other recourse available if the project was not done to specifications.

In response to Commissioner Muñoz, repairs to the force main were included and staff would need to determine if it was the fault of the original contractor, Castle Construction or RDH when they began excavations. David Arce stated no bond was submitted by Reya because it was not part of the bidding documents.

Discussion ensued on concerns on the absence of a bond and when required. Andrew Munoz stated projects over \$100,000 require a bond. The City Attorney stated he could meet with staff and get more details to determine if city must be responsible party and if the commission can award without a bond in place for the project.

Commissioner Kerr seconded by Commissioner Muñoz moved to table. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration to enter into a contract with Republic Services of Rio Grande Valley for Disposal Services effective March 1, 2022 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public W enter into a contract with Republic Services of Rio Grande Valley for Disposal Services effective March 1, 2022 Public Works Department.)

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

David Arce requested to enter a 5-year contract with Republic Services for disposal of solid waste for garbage collection and brush/bulky items; will be hauled to disposal site located in La Feria Landfill and La Gloria Landfill on an as needed basis; Edinburg Landfill will be our primary disposal site. Staff recommended approval as the contract presented benefits the operations on disposal options to these landfills daily.

Mayor Suarez recommended one-year.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza amended the original motion to approve a one-year agreement with Republic Services of Rio Grande Valley for Disposal Services as presented. The motion carried unanimously; Mayor Suarez was present and voting.

I. Discussion and consideration to approve change order #1 with Alvarado Architects & Associates, Inc. in the amount of \$13,500 for a site plan of the Recycling Building Renovations project and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

David Arce recommended approval stating that the site plan requested is in preparation for site improvements of those outside operations such as parking, access and new fuel station and wash station needed noting monies are budgeted.

Commissioner Muñoz seconded by Commissioner Lopez moved to approve change order #1 with Alvarado Architects & Associates, Inc. in the amount of \$13,500 for a site plan of the Recycling Building Renovations as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration to purchase front end commercial bins from Sourcewell vendor Wastequip Manufacturing Company LLC. in an amount not to exceed \$50,000 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

David Arce recommended approval of 31 new commercial bins from Sourcewell Vendor Wastequip that would be 21-8-yard bins to be placed at multifamily complexes so they can lock the bin and control the bigger items from being dumped in the bins, as they will have a small side door to throw the household trash and 10-6-yard for ADA compliance; advised a budget amendment will be needed and will be presented during the mid-year budget amendments.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to approve Wastequip Manufacturing Company LLC in the amount of \$50,000 for the purchase of 31 new commercial bins as presented. The motion carried unanimously; Mayor Suarez was present and voting.

K. Discussion and consideration of the contract with Boultinghouse Simpson Gates for architectural services for the New Library/Library Renovation Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.)

Arnold Becho, Library Director, stated several meetings with Boultinghouse Simpson Gates and staff concluded with agreed terms for services; project is a plan specification bid project over a 24-month period; compensation for architect's basic services at 8.75% of owners budget and further outlined in Article 3; Article 4 addressed supplemental and additional services is at cost plus 10% that would be civil engineering and facility survey. Staff recommended approval as terms of contract is acceptable.

The City Attorney recommended motion to include subject to review by legal counsel.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to approve contract with Boultinghouse Simpson Gates for architectural services for the New Library/Library Renovation

Project subject to legal review as presented. The motion carried unanimously; Mayor Suarez was present and voting.

L. Discussion and consideration to renew the three-year contract for Microsoft Office365 licensing, Windows OS licensing and SQL licensing with vendor SHI Government Solutions with first year of contract in the amount of \$83,521.33 with budgeted funds from the FY2021-2022 line item COMPUTER VENDOR SUPPORT and authorize the Mayor to execute any related documents. Possible action. (Staffed by Information Technology Department.)

Martin Vela, IT Director, recommended renewal of software licenses with Microsoft and Office365; four proposals were received and evaluated. Staff recommended to renew a three-year contract with vendor SHI Government as the lowest respondent.

Commissioner Kerr seconded by Commissioner Lopez moved to renew the three-year contract for Microsoft Office365 licensing, Windows OS licensing and SQL licensing with vendor SHI Government Solutions with first year of contract in the amount of \$83,521.33 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

M. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building as dilapidated, substandard, unfit for human habitation and a hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225 for property located at:

Commissioner Kerr seconded by Commissioner Lopez moved to discuss.

1) 1502 Mile 5 North being West Tract N383.50'-E220'-W660'FT 795 1.94 AC GR 1.79AC NET, City of Weslaco, Hidalgo County, Texas. Owner: Rogelio & Maria Olvera;

Rolando Gonzales, Chief Building Inspector, stated notices were sent to owners with no response received, property in substandard conditions to the structural, electrical, and plumbing; property in complete disrepair and has been vacated for several years. The Board of Adjustment and Appeals to the Building Codes and staff recommended demolition.

Commissioner Kerr seconded by Commissioner Mayor Pro Tem Pedraza moved to authorize the demolition order for 1502 Mile 5 North being West Tract N383.50'-E220'-W660'FT 795 1.94 AC GR 1.79AC NET as presented. The motion carried unanimously; Mayor Suarez was present and voting.

2) 101 N. Texas Ave being Gonzalez Addition Lots 1, 2, 3, and 4 Blk 1, City of Weslaco, Hidalgo County, Texas. Owner: Martha Nunez and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rolando Gonzales, Chief Building Inspector, stated notices were sent to owner; property involved several lots with structures in the front and back of the property; owner responded to notice and requested time to provide a Structural Engineer report to determine if buildings were feasible for rehabilitation. Board of Adjustments and Appeals to The Building Codes and staff recommended

demolition order be issued for all structures noting the building to the back repairs began without any permits and still uninhabitable.

In response to Commissioner Muñoz, Rebekah de la Fuente, stated applicant wished to know if the front concrete building is structurally sound and salvageable. The commission could grant an extension for that building and order demolition of all other structures.

Martha Nunez, owner, stated it has been difficult in finding an engineer to assess the property and provide a report; requested favorable consideration for more time to get an engineer report for the front structures viability to rehab and in agreement with demolition of the structure to the back.

Staff recommended full demolition for the buildings in the back but would abide by the wishes of the commission. Rebekah de la Fuente stated the commission action would be demolition except for the front buildings and allow the time for the engineers report and if unable to obtain full demolition to proceed.

In response to Commissioner Kerr, if building is sound the applicant will be given a timeline to bring the structures up to code.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to approve demolition except for the front buildings and approve a 30-day extension for the engineers report and if unable to obtain full demolition to proceed. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. REPORTS

No reports presented.

A. Presentation of the 2020 Racial Profiling Report submitted by the Weslaco Police Department to the State of Texas. (Staffed by Police Department.)

B. Report on solid waste collection. (Staffed by Public Works Department.)

IX. EXECUTIVE SESSION

At 6:53 p.m. Commissioner Kerr seconded by Commissioner Lopez moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 7:57 p.m. Mayor Suarez stated the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

X. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

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

No action.

B. Personnel - Discussion, evaluation and selection process for conducting interviews for the position of City Manager for the City of Weslaco as authorized by section §551.074 of the Texas Government Code.

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved a special called meeting for March 8, 2022, at 12:00 p.m. and 5:30 p.m. for interviews for the position of City Manager. The motion carried unanimously; Mayor Suarez was present and voting.

C. Contract Negotiations - Discussion with the Interim 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.

Commissioner Kerr abstained from discussion and vote.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to authorize the Interim City Manager and City Attorney to proceed with demand letter to SDI Weslaco Holdings LLC as discussed in executive session. The motion carried; Commissioner Kerr abstained; Mayor Suarez was present and voting.

G. Potential Litigation - Consultation with City Attorney regarding Tri-Gen Construction LLC and the City of Weslaco Airport and Hanger Infrastructure Improvements Project as authorized by Section §551.071 of the Texas Government Code.

Commissioner Kerr seconded by Commissioner Lopez moved to authorize the City Attorney proceed with negotiations with Tri-Gen Construction LLC as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

H. Economic Development - Consultation with the City Attorney regarding financial offer or other incentives for Project Good Times as authorized by section §551.087 of the Texas Local Government Code.

No action.

XI. ADJOURNMENT

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to adjourn the meeting of March 1, 2022, at 8:00 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

David Suarez, **MAYOR**

ATTEST:

Norma A. Cantu, **CITY SECRETARY**