



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 21, 2022**

NOTICE IS HEREBY GIVEN THAT the City Commission of the City of Weslaco, Texas will hold a Regular Meeting in the Legislative Chamber of City Hall, located at 255 South Kansas Avenue, on Tuesday, June 21, 2022 at 5:30 PM for the purpose of discussing the following items:

NOTE: If during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the Weslaco City Commission will convene in such executive or closed session whether or not such item is posted as an executive session item at any time during the meeting when authorized by the provisions of the Texas Open Meetings Act.

Pursuant to Texas Government Code Section 551.127, on a regular, non-emergency basis, the Weslaco City Commission may attend and participate in the meeting remotely by telephonic conference. Should that occur, a quorum of the members will be physically present at the location noted above on this agenda.

I. CALL TO ORDER

- A. Certification of Public Notice.
- B. Invocation.
- C. Pledge of Allegiance.
- D. Mayoral Recognition.
- E. Roll Call.

II. PUBLIC COMMENTS

The Public Comments portion of the meeting promotes a fair and open process for the governance of the City. This portion of the meeting is not intended to be an extended discussion or a debate and is limited to three minutes for each presenter. Due to the Texas Open Meetings Act, the Mayor and City Commissioners do not reply; they listen. Matters under litigation are not to be addressed and comments regarding specific City employees and elected officials may be prohibited.

The Public may comment on anything on the agenda, however if you comment on something not included on the agenda, the Commission cannot take any formal action until it is placed on an agenda and notice of the meeting is properly posted. Registration for Public Comments must be submitted to the City Secretary before the City Commission meeting is called to order. As the Mayor calls upon those who submitted a registration form with the City Secretary, please step to the podium and state your name and address before beginning your presentation.

III. REPORTS

- A. Report by Inframark
- B. Report by Montalvo Insurance relating to issuance of Dividends.

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 June 7, 2022.
(Staffed by City Secretary Department.) Attachment.
- B. Approval on second and final reading of the following:
 - 1) Ordinance 2022-18 for the Voluntary Annexation of South Bridge Ranchettes – being a 25.45 acre tract of land out of Farm Tract 575, West Tract Subdivision, Hidalgo County, Texas, located on the northeast corner of Mile 5 North and South Bridge Ave and authorize the Mayor to execute any related documents. (First reading held June 7, 2022; staffed by Planning & Code Enforcement Department.) Attachment.
- C. Approval to renew the Federal Work-Study America Reads Challenge and Community Service Challenge agreements with the University of Texas Rio Grande Valley and authorize the Mayor to execute any related documents. (Staffed by Library Department.) Attachment.

V. OLD BUSINESS

- A. Discussion and consideration to approve Ordinance 2022-19 consolidating all general provisions regarding standards of appointed boards, committees and ad hoc committees and authorize the Mayor to execute any related documents. First and final reading of Ordinance 2022-19. Possible action (Staffed by Interim City Manager.) Attachment.
- B. Discussion and consideration to approve a 1 year renewal option with no rate change for group health insurance or continue with solicitation of proposals as previously authorized by the City Commission on June 7, 2022 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.) Attachment.
- C. Discussion and consideration to approve solicitation of proposals from qualified insurance carriers or approve a 1-year renewal option with no rate change for group Dental Insurance and authorize the Mayor to execute any related documents. Possible action. (There was no action on May 17, 2022 and June 7, 2022; staffed by Human Resources Department.) Attachment.
- D. Discussion and consideration to approve the Wholesale Wastewater Treatment Interlocal Agreement between the City of Weslaco and North Alamo Water Supply Corporation (NAWSC) for Vaquero Estates Phase V and authorize the Mayor to execute any related documents. Possible action. (There was no action on January 4,

January 18 and February 1, 2022; staffed by Planning & Code Enforcement Department.) Attachment.

VI. NEW BUSINESS

- A. Discussion and consideration to approve the Final Plat for Mid Valley Estates– being a 40.00-acre tract of Farm Tract 715, The West Tract Subdivision, Weslaco, Hidalgo County, Texas Located on the Southwest corner of Mile 6 North and Mile 6 ½ West and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.
- B. Discussion and consideration on Ordinance 2022-20 amending Ordinance 2012-22 the City of Weslaco Utility Ordinance Section 138-59, creating a rate for areas within City CCN that are provided with an utility service by a secondary provider and authorize the Mayor to execute any related documents. First and final reading of Ordinance 2022-20. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.
- C. Discussion and consideration to award vendor Mobile Relays Bid No.: 2021-22-11 P25 Trunking 700/800 Portable Radios, with Programming, Specific Template rated as the best value and most advantageous for the purchase of 160 portable radios in the amount of \$178,550 and authorize an additional 136 portable radios in the amount of \$151,900 for a total award amount not to exceed \$330,450 to be reimbursed from COPS Office School Violence Prevention Program Grant Award and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.) Attachment.
- D. 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.) Attachment.
- E. Discussion and consideration of Contingency Allowance Expenditure Authorization No. 2 for the City of Weslaco PSB Fire Department Station No. 2 in an amount not to exceed \$11,619 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.) Attachment.
- F. Discussion and consideration on Lease of Mayor Pablo Pena City Park Baseball/Softball Fields for youth programs by Boys & Girls Club of Weslaco and authorize the Mayor to execute any documents. Possible action. (Staffed by Parks & Recreation Department.) Attachment.
- G. Discussion and consideration of approval to purchase 1,000 water meters from sole source vendor Core & Main in the amount of \$396,080 to address the continued

growth of new development and replenishment of inventory, and authorize end of year budget amendment and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.

- H. Discussion and consideration to accept financing acquisition proposal from Government Capital for the acquisition of a 2023 Freightliner with Peterson Grapple Truck in the amount of \$201,540 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.
- I. Discussion and consideration to award a professional services contract to Sirrus Engineering Inc. for the submission of a Texas Department of Emergency Management (TDEM) Hazard Mitigation grant and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport.) Attachment.
- J. Discussion and consideration to rescind approval of final payment and release of retainage for the Pleasantview & 11th St Drainage Improvements by Total Commitment as previously approved at City Commission meeting of April 19, 2022, and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department.) Attachment.
- K. Discussion and consideration to approve a contract amendment of \$19,600 to the construction contract with Rigney Construction for the Pleasantview & 11th St Drainage Improvements Project previously approved by City Commission on August 3, 2021 and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department.) Attachment.
- L. Discussion and consideration of proposed Change Order No. 17 for the Pleasantview & 11th St Drainage Improvements Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department.) Attachment.
- M. Discussion and consideration to approve final payment in the amount of \$85,160 and release of retainage fee in the amount of \$158,274 to Rigney Construction for the Pleasantview & 11th St Drainage Improvements project and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department.) Attachment.
- N. Discussion and consideration of a proposed Amendment to a contract agreement in the amount of \$27,000 for professional engineering services by SWG Engineering, LLC for the Pleasantview & 11th St Drainage Improvements Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department.) Attachment.
- O. Discussion and consideration of approval of final payment to SWG Engineers in the amount of \$27,120 for engineering services on the Pleasantview & 11th Drainage Improvements project and authorize the Mayor to execute any related documents.

Possible action. (Staffed by Engineering Department.) Attachment.

VII. EXECUTIVE SESSION

Texas Government Code, Section 551 Open Meetings:

§551.145. Closed Meeting Without Certified Agenda or Tape Recording; Offense; Penalty

(a) A member of a government body commits an offense if the member participates in a closed meeting of the governmental body knowing that a certified agenda of the closed meeting is not being kept or that a tape recording of the closed meeting is not being made.

(b) An offense under Subsection (a) is a Class C misdemeanor.

§551.146. Disclosure of Certified Agenda or Tape Recording of Closed Meeting; Offense; Penalty; Civil Liability

(a) An individual, corporation, or partnership that without lawful authority knowingly discloses to a member of the public the certified agenda or tape recording of a meeting that was lawfully closed to the public under this chapter:

(1) commits an offense; and

(2) is liable to a person injured or damaged by the disclosure for:

(A) actual damages, including damages for personal injury or damage, lost wages, defamation, or mental or other emotional distress;

(B) reasonable attorney fees and court costs; and

(C) at the discretion of the trier of fact, exemplary damages.

(b) An offense under Subsection (a)(1) is a Class B misdemeanor.

(c) It is a defense to prosecution under Subsection (a)(1) and an affirmative defense to a civil action under Subsection (a)(2) that:

(1) the defendant had good reason to believe the disclosure was lawful; or

(2) the disclosure was the result of a mistake of fact concerning the nature or content of the certified agenda or tape recording. (Added by Acts 1993, 73rd Leg., ch 268, § 1, eff. Sept. 1, 1993.)

NOTE: Any documentation related to the following items will be maintained as part of the certified agenda.

- A. Personnel - Discussion regarding the goals, objectives, and evaluation of the Interim City Manager for the City of Weslaco as authorized by section §551.074 of the Texas Government Code.
- B. 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 Fire Union (IAFF-WFFA Local 3207) as authorized by §551.071 of the Texas Government Code
- C. Economic Development - Consultation with the City Attorney regarding financial offer or other incentives for Project Town as authorized by section §551.087 of the Texas Local Government Code.
- D. Economic Development - Consultation with the City Attorney regarding financial offer or other incentives for Project Brown as authorized by section §551.087 of the Texas Local Government Code.

VIII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

IX. ADJOURNMENT

I hereby certify this **Notice of a Regular Meeting of the Weslaco City Commission** was posted in

accordance with the Open Meetings Act on the outside bulletin board at City Hall of the City of Weslaco, located at the 255 South Kansas Avenue entrance, visible and accessible to the general public during and after regular working hours. This notice was posted on this 17th day of June 2022, on or before 5:00 pm and will remain so posted continuously for at least 72-hours preceding the scheduled time of this meeting in accordance with Chapter 551 of the Texas Government Code.

/s/ Norma A. Cantu, City Secretary

NOTE: If any accommodation for a disability is required, please notify the City Secretary Department at (956) 968-3181, Ext. 1001 prior to the meeting date.

Regular Meetings of the Weslaco City Commission stream live online at <http://www.weslacotx.gov/open-government/open-meetings>. Archived video of some meetings are also available.

Removed from Bulletin Board

Date:

Initials:

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN".

“DE ACUERDO CON LA SECCION 30.06 DEL CODIGO PENAL (INGRESO SIN AUTORIZACION DE UN TITULAR DE UNA LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA SEGUN EL SUBCAPITULO H, CAPITULO 411, CODIGO DEL GOBIERNO (LEY SOBRE LICENCIAS PARA PORTAR PISTOLAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UNA PISTOLA OCULTA”.

"PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY".

“DE ACUERDO CON LA SECCION 30.07 DEL CODIGO PENAL (INGRESO SIN AUTORIZACION DE UN TITULAR DE UNA LICENCIA CON UNA PISTOLA A LA VISTA), UNA PERSONA CON LICENCIA SEGUN EL SUBCAPITULO H, CAPITULO 411, CODIGO DEL GOBIERNO (LEY SOBRE LICENCIAS PARA PORTAR PISTOLAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UNA PISTOLA A LA VISTA”.