



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, AUGUST 2, 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, August 2, 2022 at 3:30 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. OTHER BUSINESS

- A. Discussion and consideration of Resolution 2022-41 establishing a Sister City between the City of Weslaco and Rio Bravo Tamaulipas, Mexico and authorizing the Mayor to execute a Sister City Agreement to include any related documents. Possible action. (Staffed by Interim City Manager.) Attachment.
- B. Discussion and consideration to donate a 2004 Pierce Saber Fire Truck to the City of Rio Bravo, Tamaulipas, Mexico previously surplused by the Weslaco City Commission on April 5, 2022, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Fire Department.)
- C. Discussion and consideration to recess the regular meeting for a ceremonial signing with the delegation of Rio Bravo, Tamaulipas, Mexico. Possible action. (Staffed by Interim City Manager.)
- D. Reconvene the regular meeting.

III. 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.

IV. REPORTS

- A. Weslaco Area Chamber of Commerce & Visitor Center.
- B. Weslaco Economic Development Corporation.
- C. Construction progress report for the Police and Municipal Court Project and New Downtown Fire Station No. 2 Project.

V. CONSENT AGENDA

All items listed under the Consent Agenda are considered to be routine and the Governing Body has been furnished with background and support material on each item and will be acted by one motion. Any Commissioner may remove items from the consent agenda by making such request prior to a motion and voting on the Consent Agenda.

- A. Approval of the Minutes of the Regular Meeting on July 19, 2022. (Staffed by City Secretary Department.) Attachment. Attachment.
- B. Approval on second and final reading of the following:
 - 1) Ordinance 2022-23 to rezone 3402 S Westgate Drive. Also being a 5.00 acre tract of land out of Farm Tract 790, West Tract Subdivision, 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 July 19, 2022; staffed by Planning & Code Enforcement Department.) Attachment.
 - 2) Ordinance 2022-24 to rezone 3570 Moreland Drive. Also being Lot 4, Davis Business Park, 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 July 19, 2022; Staffed by Planning & Code Enforcement Department.) Attachment.
 - 3) Ordinance 2022-25 to rezone 2737 E Mile 6 N. Also being Lots 1-44, Mid Valley Estates Subdivision, 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 July 19, 2022; Staffed by Planning & Code Enforcement Department.) Attachment.

- 4) Ordinance 2022-26 to rezone 812 E Pike Blvd. Also being Blk 14, Lot 4 & 5, Colonia San Juan, 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 July 19, 2022; Staffed by Planning & Code Enforcement Department.) Attachment.
 - 5) Ordinance 2022-27 for the Voluntary Annexation of Sunset Valley Estates—being a 15.32-acre tract of land out of Farm Tract 745, West and Adams Tract Subdivision, Hidalgo County, Texas located approximately 0.36 miles North of E Mile 5 North, on the West side of Texas Road and authorize the Mayor to execute any related documents. First reading held July 19, 2022; Staffed by Planning & Code Enforcement Department.) Attachment.
- C. Approval to apply for the FY22 JAG Local Solicitation grant in the amount of \$11,811 with NO MATCH required and NO RECURRING cost required to purchase equipment, supplies and technology and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment.
 - D. Approval of a Memorandum of Understanding with Region One for provision of free ESL and GED classes and other adult education opportunities within the library and authorize the Mayor to execute any related documents. (Staffed by the Library Department.) Attachment.
 - E. Approval to adopt the Library's Computer and Internet Acceptable Use and Safety Policy and authorize the Mayor to execute any related documents. (Staffed by the Library Department.) Attachment.
 - F. Approval to adopt the Library's Request for Reconsideration of Materials Policy and authorize the Mayor to execute any related documents. (Staffed by the Library Department.) Attachment.
 - G. Approval to ratify the application for LCRA Community Development Partnership Program Grant in an amount not to exceed \$5,000 with NO MATCH required and NO RECURRING COST and authorize the Mayor to execute any related documents. (Staffed by Fire Department.) Attachment.
 - H. Approval on renewal of a lease agreement with the Weslaco Youth Football League for the use of Harlon Block Sports Park as requested from August 2022 through February 2023, and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.) Attachment.
 - I. Approval on renewal of lease agreement for office space located at 111 E. 5th Street

for the Children's Advocacy Center of Hidalgo and Starr County and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.) Attachment.

VI. APPOINTMENTS

- A. Discussion and consideration on Resolution R2022-42 appointing members to the Parks Advisory Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Parks & Recreation Department.) Attachment.
- B. Discussion and consideration on Resolution 2022-43 appointing a member to the Mid Valley Airport Advisory Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.) Attachment.

VII. OLD BUSINESS

- A. Discussion and consideration of a proposed Amendment to the professional engineering services contract with SWG Engineering, LLC and approval of final payment for the Pleasantview & 11th St Drainage Improvements Project and authorize the Mayor to execute any related documents. Possible action. (There was no action on July 19, 2022; staffed by the Engineering Department.) Attachment.
- B. Discussion and re-consideration to approve the Final Plat for South Point Subdivision – being 12.34 acres being all of lot 2 VBMH Subdivision, Hidalgo County, Texas. Approximately 2,957 ft. West of the Intersection of F.M. 88 and US Expy 83 and authorize the Mayor to execute any related documents. Possible action. (There was no action on July 19, 2022; staffed by Planning & Code Enforcement Department.) Attachment.

VIII. NEW BUSINESS

- A. Discussion and consideration on the Notice Order of Election calling the General Election on November 8, 2022 for Single Member Commissioner District 4 and Commissioner At-Large and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Secretary Department.) Attachment.
- B. Discussion and consideration to ratify the Mayor's authorization to approve Contingency Allowance Expenditure Authorization No. 4 for the City of Weslaco New Police Department with Municipal and Judicial Court for an amount of \$28,169 for the installation of conduits for AEP primary service. Possible action. (Staffed by Parks & Recreation Department.) Attachment.

IX. 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. 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.
- D. Legal Consultation - Consultation with City Attorney regarding the Lease Agreement between the City of Weslaco and Weslaco Economic Development Corporation regarding rental space as authorized by section §551.071 of the Texas Government Code.

X. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

XI. ADJOURNMENT

I hereby certify this **Notice of a Regular Meeting of the Weslaco City Commission** was posted in accordance with the Open Meetings Act on the outside bulletin board at City Hall of the City of Weslaco, located at the 255 South Kansas Avenue entrance, visible and accessible to the general public during and after regular working hours. This notice was posted on this 29th day of July 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:
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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”.