



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, AUGUST 16, 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 16, 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.
Proclamation on the retirement of Sergeant Carlos Coronado, School Resource Officer
- 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. Presentation from Anne Burger Entrekin, Hilltop Securities, on issuance of Certificates of Obligations.

IV. PUBLIC HEARING

- A. To solicit input on behalf of Jose Candanoza to rezone 510 W 4th. Also being Lot 3, Block 8A, Canal Subdivision, Hidalgo County, Texas from R-1 One-family dwelling district to R-2 Duplex and Apartment District.
- B. To solicit input on behalf of the City of Weslaco to convert Hagger Street/North GTE Avenue from N. Airport Drive to E. Pike Blvd from a two-way street to a one-way street. Attachment.

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 August 2, 2022. (Staffed by City Secretary Department.) Attachment.
- B. Approval for an Interlocal Agreement between the City of Weslaco and the City of Mercedes to provide terms and conditions for the use, maintenance and operation of New World Tyler Technologies software and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment.
- C. Approval to re-enter a Memorandum of Understanding with the Children's Advocacy Center of Hidalgo County and authorize the City of Weslaco's Chief of Police to execute any related documents. (Staffed by Police Department.) Attachment.
- D. Approval on the continuation of the interlocal agreement with Weslaco Independent School District (WISD) for eight (8) law enforcement officers and one (1) Sergeant to serve as school resource officers (SRO). WISD shall agree to reimburse WPD for an amount not to exceed \$455,000 per school year and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment.
- E. Approval on renewal of a lease agreement with the Mid-Valley Soccer Association for the Harlon Block Sports complex as requested from September 2022 through April 2023 and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.) Attachment.
- F. Approval on renewal of Interlocal Agreement(s) with the following entities for Animal Care Services:
 - 1. City of Alamo
 - 2. City of Donna
 - 3. City of Edcouch
 - 4. City of Elsa

5. City of La Villa
6. City of Mercedes
7. City of Penitas
8. City of Pharr
9. City of San Juan
10. Willacy County

and authorize the Mayor to execute any related documents. (Staffed by Planning and Code Enforcement Department.) Attachment.

- G. Approval to apply for the Governor's Extraordinary Funds grant not to exceed \$28,000 with NO MATCH required and NO RECURRING cost required to purchase emergency vehicle equipment and authorize the Mayor to execute any related documents. (Staffed by Fire Department.) Attachment.
- H. Approval to accept a \$3,000 donation from Electric Transmission Texas to the Weslaco Fire Department for the purchase of a positive pressure fan and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)
- I. Approval to allow Honorably Retired Peace Officer David Ponce to purchase his previously issued duty weapon, a used Glock 27 Gen 4 (.40caliber) with Serial # WXY003 for the price of \$279.50 as allowed under Texas Government Code Section 614.051 and authorize the Mayor to execute any related documents. (Staffed by Police Department.)
- J. Approval to allow Honorably Retired Peace Officer Carlos Coronado to purchase his previously issued duty weapon, a used Glock 22 Gen 4 (.40 caliber) handgun with Serial # WXN054 for the price of \$271.50 as allowed under Texas Government Code Section 614.051 and authorize the Mayor to execute any related documents. (Staffed by Police Department.)
- K. Approval to submit a Letter of Support to the Rio Grande Valley Metropolitan Planning Organization's application project to the US Department of Transportation's Safe Streets and Roads for All grant. The Safety Action Plan Project will encompass Hidalgo, Cameron, and portions of Starr County. (Staffed by City Manager). Attachment.

VI. APPOINTMENTS

- A. Discussion and consideration on Resolution 2022-44 appointing members to the Weslaco Hotel Tax Occupancy Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.
- B. Discussion and consideration on Resolution R2022-45 appointing members to the Building Board of Adjustments - Building Codes and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement

Department.) Attachment.

VII. NEW BUSINESS

- A. Discussion and consideration to purchase two new 2022 Ford F150 crew cab 1/2 ton pick-ups for an amount not to exceed \$85,280 from Boggus Motor Sales II, LLC, McAllen, Texas as submitted on closed bid RFB No.#2021-22-35 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.) Attachment.
- B. Discussion and consideration on first and final reading of Ordinance 2022-31 designating Haggar Street and North GTE Avenue as a "No Parking Zone" and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.) Attachment.
- C. Discussion and consideration on first and final reading of Ordinance 2022-32 designating Haggar Street and North GTE Avenue as a one-way street and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment.
- D. Discussion and consideration to purchase a new 2022 Ford F150 crew cab 1/2 ton pick-up for an amount not to exceed \$42,640.00 from Boggus Motor Sales II, LLC, McAllen, Texas as indicated in RFB No.#2021-22-35 bid response and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment.
- E. Discussion and consideration to rescind approval of the purchase of a 2023 Chevrolet 1500 Silverado 4x4 Crew Cab for the Engineering Department for the amount of \$38,175 approved by the city commission at the meeting of April 9, 2022 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment.
- F. Discussion and consideration to approve final payment and release of retainage to Total Commitment, LLC for the Pleasantview RDF Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department) Attachment.
- G. Discussion and consideration to award RFB#2021-22-34 New Fire and Police Stations Street Light Improvements Project to the sole bidder, The Levy Company, in the amount of \$172,995.00, and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Engineering Department.) Attachment.
- H. Discussion and consideration after public hearing on behalf of Jose Candanoza on Ordinance 2022-29 to rezone 510 W 4th being Lot 3, Block 8A, Canal 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 of Ordinance 2022-29. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.

- I. Discussion and consideration to approve the Final Plat for The Woods Subdivision—being a 0.75 gross acre out of Farm Tract 1076, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located approximately 600 ft west of FM 1015 along the North side of Hernandez St. and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.
- J. Discussion and consideration to approve the Final Plat for Plaza de Paz being a 3.00-acre out of Lot 13, Block 137, West Tract Subdivision, Weslaco, Hidalgo County, Texas Located at 1406 W. Pike Blvd and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.
- K. Discussion and consideration to approve the Final Plat for Moreland Heights— being 12.83-acre out of lot 4, Davis Business Park, Weslaco, Hidalgo County, Texas Located on the south side of Moreland Drive 585 ft. east of FM 1015 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.
- L. Discussion and consideration to approve the Final Plat for Pablo Pena Jr No. 2 – being 5.57 acres out of Farm Tract 145, block 179, The West and Adams Tracts, Weslaco, Hidalgo County, Texas Located on the Northwest corner of N. Westgate Dr. & Canyon Rd. and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.
- M. Discussion and consideration to approve Ordinance 2022-30 for the Voluntary Annexation of Mi Linda Subdivision Ph I & II – being a 37.24-acre tract of land out of Farm Tract 648 & 649, West Tract Subdivision, Hidalgo County, Texas located approximately 340 ft south of mile 6 ½ north along the west side of Milano Road and authorize the Mayor to execute any related documents. First reading of Ordinance 2022-30. Possible action. (Staffed by Planning & Code Enforcement Department.) Attachment.
- N. Discussion and consideration to accept the calculation of the No-New-Revenue and Voter-Approval tax rates for the 2022 tax year by the Hidalgo County Tax Assessor-Collector Pablo Villarreal and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department) Attachment.
- O. Discussion and consideration to approve Resolution 2022-46 proposing an ad valorem tax rate and setting dates on which the Commission will hold a public hearing, and a date to adopt the 2022-2023 ad valorem tax rate and authorize the

Mayor to execute any related documents. ROLL CALL VOTE REQUIRED.
Possible action. (Staffed by Finance Department.) Attachment.

- P. Discussion and consideration to solicit bids for site preparation, rough grading, fine grading, hydromulch, and crushed granite connecting walkways, irrigation and other miscellaneous park work at Judge Gilbert Garza Park Lighted Soccer Fields. (Staffed by Parks and Recreation Department.) Attachment.
- Q. Discussion and consideration to award the Worker's Compensation Insurance to the best qualified, most advantageous bidder and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.) Attachment.
- R. Discussion and consideration to award the Commercial Insurance Package to the best qualified, most advantageous bidder and authority to negotiate with the selected bidder and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.) Attachment.
- S. Discussion and consideration to award lift station rehabilitation of LS#1, LS#5, LS#11, LS#28, and LS#30 to Southern Trenchless Solutions LLC, Buyboard vendor contract no. 635-21, in the amount not to exceed \$999,097.50 (ARPA Funds), as listed on quote #22209, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.) Attachment.
- T. Discussion and consideration to adopt an EMS Charity Policy to continue participation in the Texas Health and Human Services Commission, Ambulance Services Supplemental Payments Program and authorize the Mayor to execute any related documents. Possible action. (Staffed by Fire Department.) Attachment.

VIII. 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 the City Attorney regarding requirements and factors used in consideration of awarding bids, contracts and economic development projects as authorized by section §551.071 of the Texas Government Code.

IX. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

X. 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 12th day of August 2022, on or before 5:30 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”.