MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
AUGUST 16, 2022

On Tuesday, August 16, 2022, at 5:33 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	Leo Muñoz
	Commissioner	Letty Lopez
	Commissioner	Greg Kerr
ABSENT:	Commissioner	JP Rodriguez
	Commissioner	Adrian Farias
STAFF PRESENT:	Martin Garza	Interim City Manager
	Aida Vega	Deputy City Secretary
	Juan E. Gonzalez	City Attorney

Also present: Andrew Munoz, Asst. City Manager/Airport Director, Molly Vallejo, Secretary, Rosie Cavazos, Interim Finance Director, Omar Rodriguez, Parks & Recreation Director, Rebekah de la Fuente, Director of Planning and Code Enforcement, Joel Rivera, Police Chief, Antonio Lopez, Fire Chief, Rosa Badillo, Municipal Court, Albert Aldana, City Engineer, David Arce, Deputy Public Works Director, Pete Garcia, Public Works Director, Martin Vela, IT Director, Cristina Garcia, PIO 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, August 12, 2022.

B. Invocation.

Father Francisco J. Solis, St. Joan of Arc Catholic Church led the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the "Pledge of Allegiance and Texas Flag."

D. Mayoral Recognition.

Mayor Suarez recognized by proclamation the retirement of Sergeant Carlos Coronado, School Resource Officer.

E. Roll Call.

Aida Vega, Deputy City Secretary, called the roll noting the absence of Commissioner Rodriguez and Farias and a quorum present.

II. PUBLIC COMMENTS

None.

III. REPORTS

A. Presentation from Anne Burger Entrekin, Hilltop Securities, on issuance of Certificates of Obligations.

Anne Burger Entrekin, Hilltop Securities, went over the potential funding options for capital improvements projects; overviewed the market update had the current rate 3.2% as of June; historical interest rates going back to 1981 were higher than today; city fortunate last year in locking rates as low as 2.15%; stated city had a very strong bond rating (-AA) and could borrow at a low interest rate; indicated bond issuance capacity could be $18million and assumes a 4.75% with a delivery date of 2023. Further stated confirmed with Bond Counsel the capital improvement projects being considered are eligible under the issuance of the Certificates of Obligations.

IV. PUBLIC HEARING

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to open the public hearing at 5:50 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

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.

None.

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.

Albert Engineer, City Engineer, requested favorable consideration stating the growth of businesses with significant truck traffic was taken into consideration and identified they could not maneuver into and out of in a safe manner around Hagger Street/North GTE Ave. The one-way street would flow between Pike Blvd and Airport Drive as well as giving the tractor trailers a safe passageway onto the street.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to close the public hearing at 5:55 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

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.)

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.)

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.)

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.)

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.)

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).

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).

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to approve consent agenda A, B, C, D, F, G, H, I, J, and K withholding item E as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

No action.

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.)

Muñoz seconded by Commissioner Kerr moved to discuss.

Aida Vega, Deputy City Secretary, stated considerations for four vacancies were needed and introduced the nominee from Commissioner Farias to appoint Israel Maldonado. Commissioner Kerr seconded by Commissioner Muñoz moved to appoint Israel Maldonado as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Aida Vega introduced the nominee from Commissioner Rodriguez to appoint Rafael Caballero. Commissioner Kerr seconded by Muñoz as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Aida Vega introduced the nominee from Commissioner Kerr to appoint Roberto Palomares Jr. Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to appoint Roberto Palomares Jr as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Aida Vega introduced the nominee from Commissioner Lopez to appoint Ruben Villanueva. Commissioner Muñoz seconded by Commissioner Kerr moved to appoint Ruben Villanueva as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

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

Aida Vega stated three reappointments were needed; introduced the nominee from Mayor Pro Tem Pedraza to appoint Noe Villareal. Commissioner Kerr seconded by Commissioner Muñoz moved to appoint Noe Villareal. The motion carried unanimously; Mayor Suarez was present and voting.

Aida Vega introduced the nominee from Mayor Suarez to appoint Lonnie Berry. Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to appoint Lonnie Berry as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Aida Vega introduced the nominee from Commissioner Muñoz to appoint Fidencio Alvarado. Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to appoint Fidencio Alvarado as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Joel Rivera, Chief of Police, recommended approval to purchase two new 2022 Ford F150 crew cab 1/2-ton pick-ups for $42,343 each from Boggus Motor Sales II, LLC. Chief Rivera stated although not the lowest bidder the vehicles are on the lot and readily available, the low bidder would not have delivery until 210 plus days and the difference in quote was $300.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to approve the purchase of 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 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Joel Rivera recommended approval.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to approve first and final reading of Ordinance 2022-31 designating Haggar Street and North GTE Avenue as a "No Parking Zone "as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record following is the caption.

ORDINANCE NO. 2022-31

AN ORDINANCE AMENDING SECTION 106 OF ORDINANCE 20, THE CITY OF WESLACO STOPPING, STANDING AND PARKING ORDINANCE AND CODIFIED AS ARTICLE III SECTION 134-133 OF THE WESLACO CODE OF ORDINANCES TO DESIGNATE A NO PARKING ZONE ON HAGGAR STREET AND NORTH GTE AVENUE, FROM NORTH AIRPORT DRIVE TO PIKE BLVD., AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

PASSED AND APPROVED FIRST AND FINAL READING THIS 16TH, DAY OF AUGUST 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

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.)

Albert Aldana, City Engineer, stated an evaluation on the existing conditions in this area for turning maneuvers of tractor trailers determined large tractor trailers would need the entire width of the road. Staff recommended approval that North GTE Ave/Haggar Street be converted to a one-way flow between Pike Blvd and Airport Drive to allow trucks to maneuver turns on the roadway starting from Pike Blvd and moving to the north/west to Airport Dr in a safe manner.

Mayor Pro Tem Pedraza seconded by Commissioner Kerr moved to approve first and final reading of Ordinance 2022-32 designating Haggar Street and North GTE Avenue as a one-way street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Following for the record is the caption of the ordinance.

ORDINANCE NO. 2022-32

AN ORDINANCE OF THE CITY OF WESLACO, TEXAS, ESTABLISHING ONE-WAY TRAFFIC ON N GTE AVE/HAGGAR STREET BETWEEN PIKE BLVD AND AIRPORT DR AND DIRECTING VEHICLES TO TRAVEL FROM SOUTH TO NORTH/WEST ON N GTE AVE/HAGGAR ST; TO PROVIDE FOR AN EFFECTIVE DATE; AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

PASSED AND APPROVED FIRST AND FINAL READING THIS 16TH, DAY OF AUGUST 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

The order of the day was changed, and item E was introduced. There was no objection.

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.)

Albert Aldana requested to rescind previous commission that approved Caldwell Country Chevrolet; vendor notified the city unable to fulfill order because of demand and lack of inventory and our vehicle would be ordered in 2024. Staff recommended to rescind approval for the purchase of a 2023 Chevrolet 1500 Silverado 4x4 Crew Cab.

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved to rescind the purchase of a 2023 Chevrolet 1500 Silverado 4x4 Crew Cab for the Engineering Department in the amount of $38,175 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Albert Aldana recommended approval to award the second lowest bidder Boggus Ford Sales II LLC; Silsbee Ford was the lowest bid and had delivery of 210 days; second lowest bidder could provide an F150 4x4 truck within 30 days at a cost of $42,640.00.

Commissioner Lopez seconded by Mayor Pro Tem Pedraza moved to approve the purchase of a new 2022 Ford F150 crew cab 1/2-ton pick-up not to exceed $42,640.00 from Boggus Motor Sales II, LLC as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Albert Aldana stated the project was completed and acceptable to the City and further stated Consulting Engineer, Cruz-Hogan, recommended approval of final payment and release of retainage as well.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to approve final payment and release of retainage to Total Commitment, LLC for the Pleasantview RDF Project as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Albert Aldana stated bids were solicited and staff received a sole base bid from The Levy Company in the amount of $172,995.00 with an alternate bid for the installation of street banner poles in the amount of $98,080.00. Staff recommended approval of the base bid of $172,995 and stated monies were budgeted from capital outlay infrastructure account and reject the alternate bid that exceeds the engineer's estimate.

Commissioner Muñoz seconded by Commissioner Mayor Pro Tem Pedraza moved to award the sole bidder, The Levy Company in the amount of $172,995 and reject alternate bid as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rebekah de la Fuente, Director of Planning and Code Enforcement, stated seventeen (17) property owners notified with no objection received. The Planning and Zoning Commission and staff recommended approval of the rezone.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved 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 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rebekah de la Fuente stated this was a proposed one (1) lot subdivision; outside City limits and serviced with water by the North Alamo Water Supply Company and sewer by OSSF (On-site Sewage Facility). The developer requested a variance to allow On-site Sewage Facility. Staff stated previous commission approved the final plat and has expired before developer able to record. The Planning and Zoning Commission recommended final plat approval with variance; staff recommend final plat approval with compliance with the ordinance on the variance.

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved 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 with variance as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rebekah de la Fuente stated this was a proposed two (2) lot subdivision; serviced with water and sewer by the city. The Planning and Zoning Commission and staff recommended final plat approval.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to approve the Final Plat for Plaza de Paz being a 3.00-acre out of Lot 13, Block 137, West Tract Subdivision, as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rebekah de la Fuente stated this was a proposed thirty-two (32) lot subdivision; inside city limits and serviced with water and sewer by the city; developer requested two variances 1) for rear setbacks of 10 ft. (lots 31-32) and reduced lot width for lots 15 & 16 (less than 50ft). The Planning and Zoning Commission and staff recommended approval of the final plat with variances with the stipulation that a shared driveway for Lots 15 and 16 will be required and will be placed as a plat note.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to approve the Final Plat for Moreland Heights with variance for rear setbacks and lot width subject to plat note for shared driveway for Lots 15 and 16 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rebekah de la Fuente stated this was a proposed seven (7) lot subdivision for commercial use; located inside city limits and serviced with water and sewer by the city. Developer requested to have three entry points off Westgate; the Planning and Zoning Commission recommended approval with only two entry points with a shared access easements to reduce traffic impact.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved 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 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rebekah de la Fuente stated the proposed development is currently located outside city limits; serviced with water by North Alamo Water Supply Corporation and sewer by the city; proposed development will be one-family residential lots and apartments & duplexes. The Planning and Zoning Commission and staff recommended approval as the development is contiguous to the existing city limits line.

Commissioner Muñoz seconded by Commissioner Lopez moved 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 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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)

Rosie Cavazos, Interim Finance Director, stated the Hidalgo County Tax office calculated the No-New Revenue at $0.6177 per $100 valuation and Voter Approval Rate at $0.6990 per $100 valuation based on the 2022 Benchmark for the upcoming 2022-2023 fiscal year. Staff recommended approval to accept as submitted by the Hidalgo County Tax Assessor-Collector.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to accept the No-New Revenue at $0.6177 per $100 valuation and Voter Approval Rate at $0.6990 per $100 valuation as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Rosie Cavazos stated the Resolution proposes the tax rate of $0.6967 per $100 valuation; sets the public hearing to be held September 6, 2022, and to adopt the FY 2022-2023 ad valorem tax rate. Staff recommended approval stating roll call vote required.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to approve Resolution 2022-46 proposing ad valorem tax rate $0.6967, a public hearing and adoption of tax rate to be held September 6, 2022, as presented. By roll call vote, the motion carried unanimously; Mayor Suarez was present and voting

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. Possible action. (Staffed by Parks and Recreation Department.)

Omar Rodriguez, Parks and Recreation Director, stated the sports fields on the east side of Judge Gilbert Garza park was not included in the scope of work completed by Celso Gonzalez Construction as awarded; a grant for storm water mitigation has a regional stormwater detention facility (RDF) to be built that resulted in soccer fields at Mayor Pablo Pena City Park removed and commission action directed staff to proceeded to procure and develop sports fields at Judge Gilbert Garza Park. Staff is ready to move forward and recommended approval to solicit bids.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved 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 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Luz Galindo, Human Resources Director, stated three (3) proposals received and evaluated. Staff recommended Texas Mutual submitted by Montalvo Insurance at a premium cost of $307,636 based on an estimated payroll of $15million; TML premium cost was $513,054 and Innovative Claims Strategies did not meet bid requirements. Staff recommended to award Texas Mutual at a premium cost of $307,636 (option 1).

Commissioner Lopez seconded by Mayor Pro Tem Pedraza moved to award Worker's Compensation Insurance to Texas Mutual as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Luz Galindo stated two proposals received; TML Intergovernmental Risk Pool a premium cost of $713,778 for liability/property and Cyber Security and Montalvo Insurance only submitted bid for Cyber Security at $18,388 and no property/casualty coverage.

Martin Garza, Interim City Manager, voiced concern not all the assets and equipment were listed for coverage and the premium could change. Ms. Galindo stated the city lacked one property and some equipment and moving forward the city would need to submit a property schedule form to add for coverages and TML would notify on change of premium.

Juan E. Gonzalez, City Attorney, stated in dealing with a risk pool, bidding procurement compliance under the Texas Local Government Code does not apply and by authorizing to negotiate it allows the commission to act and award even though once the additional property/equipment is added the premium could change further stated this was the only respondent and the city could not jeopardize having assets uninsured.

Roger Garza, Consultant, explained the city will go through a process of reporting new as well as removing assets causing premiums to inflate/deflate throughout the year and stated as an example the new fire and police buildings once added will effect the premium.

In response to Commissioner Muñoz, the consultant stated increase attributed to additional value of assets, growth of the city and on actual cost of replacement in the event of a loss. The consultant recommended the city moving forward ensure all assets are properly appraised that includes content to have enough coverage for any losses. Staff stated monies are budgeted.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to award and negotiate with TML Intergovernmental Risk Pool at a premium cost of $713,778 for the Commercial Insurance Package as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Marcelo Cosme, Water/Wastewater Superintendent, proposed to rehabilitate the lift stations through ARPA funds; Inframark and staff inspected, and rehabilitation would consist of pumps, cleaning of the wet wells; new control panels, pipes, concrete walls, and epoxy coat on the walls to extend the life of the lift stations. Staff recommended approval to award Southern Trenchless not to exceed $999,097.50.

In response to Mayor Pro Tem Pedraza, staff stated the lift stations in the poorest conditions of the wet wells and pumps determined the priority and the life span once rehabilitated would be about 30-45 years on the concrete wet wells.

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved to award Southern Trenchless Solutions LLC, Buyboard vendor contract no. 635-21, in the amount not to exceed $999,097.50 (as presented. The motion carried unanimously; Mayor Suarez was present and voting.

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.)

Antonio Lopez, Fire Chief, recommended approval stating by adopting an EMS Charity Policy will allow the city to seek reimbursement for those EMS service calls not recovered for payment from those citizens that are unable to pay.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to adopt an EMS Charity Policy to continue participation in the Texas Health and Human Services Commission, Ambulance Services Supplemental Payments Program as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. EXECUTIVE SESSION

At 7:00 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 8:55 p.m. Mayor Suarez stated the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

IX. 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. 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.

No action.

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.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to authorize the City Attorney to prepare language regarding requirements and factors used in consideration of awarding bids, contracts and economic development projects as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

X. ADJOURNMENT

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to adjourn the meeting of August 16, 2022, at 8:56 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

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David Suarez, **MAYOR**

ATTEST:

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Aida Vega, **DEPUTY CITY SECRETARY**