MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
NOVEMBER 15, 2022

On Tuesday, November 15, 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	Leo Muñoz
	Commissioner	Greg Kerr
	Commissioner	Letty Lopez
	Commissioner	JP Rodriguez
	Commissioner	Adrian Farias
ABSENT:	None	
STAFF PRESENT:	Martin Garza	Interim City Manager
	Norma A. Cantu	City Secretary
	Juan E. Gonzalez	City Attorney

Also present: Andrew Munoz, Asst. City Manager/Airport Director, Aida Vega, Deputy City 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, Albert Aldana, City Engineer, David Arce, Deputy Public Works Director, Pete Garcia, Public Works Director, Martin Vela, IT Director, Cristina Garcia, PIO, Luz Galindo, HR Director 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, November 11, 2022.

B. Invocation.

Pastor Steven Wagenknecht, Abiding Savior Lutheran Church led the invocation.

C. Pledge of Allegiance.

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

D. Mayoral Recognition.

Recognition of Cristina Garcia as the Public Information Officer for the City of Weslaco.

Martin Garza, Interim City Manager, as well as Mayor Suarez and the Commission recognized Cristina Garcia on her service to the City as the Public Information Officer.

E. Roll Call.

Norma A. Cantu, City Secretary, called the roll noting perfect attendance and a quorum present.

Mayor Suarez stated other business would not take place as the Ballot Board had not yet certified the election results and canvassing will be done on Thursday, November 17, 2022.

Commissioner Muñoz was recognized for his service; being elected to office as Commissioner Single Member District 1 on November 11, 2015, and then Commissioner At-Large resulting from redistricting of boundaries; served as Mayor Pro-Tem from November 2020 through November 2021.

Commissioner Muñoz thanked the voters for electing him in 2015 and grateful for the opportunity to serve and moving forward is available for the transition.

II. OTHER BUSINESS

A. Discussion and consideration to convene as the local canvassing authority to canvass the election returns and approve Resolution 2022-59 certifying the results of the November 8, 2022 City of Weslaco General Election in accordance with Texas Election Code 67.004(a). Possible action. (Staffed by City Secretary Department.)

No action.

B. Conduct Oaths of Office and file Statements of Elected Officers.

No action.

C. Appointment of a Mayor Pro Tem in accordance with Resolution 2017-85 and authorizing the Mayor to execute any related documents. Possible action. (Staffed by the City Secretary Department.)

No action.

III. PUBLIC COMMENTS

None.

IV. REPORTS

A. Inframark

George Quilantan, Inframark, went over October water flows for Water Treatment Plant, Wastewater Treatment Plant and South Wastewater Treatment Plant; reported on repairs to the chlorine dioxide cabinet and sludge pump at the Water Treatment Plant; North Wastewater Plant had installation of RAS pump and repairs to the digester rotor ; South Wastewater Plant repaired rotor; Lift Stations 43,44, and 45 at Harlon Block new pumps installed; Lift Station 3 57HP pump installed as well as Lift Station 33 2HP pump installed.

V. PUBLIC HEARING

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

A. To solicit input on behalf of Columbus Club of Weslaco to rezone 3030 N Texas Blvd., also being the West 2.5 acres of the North 5 acres of the South 20 acres of Farm Tract 108, West Tract, Hidalgo County, Texas from R-1 One-family dwelling district to B-1 neighborhood business district.

No comments.

B. To solicit input on behalf of Viridiana Treviño to approve a Conditional Use Permit to obtain a Mixed Beverage Permit at 529 S. Texas Blvd., also being block 42, Lot 30-33, Weslaco Original Townsite, Hidalgo County, Texas.

No comments.

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved to close the public hearing at 5:56 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

VI. 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 November 1, 2022. (Staffed by City Secretary Department.)

B. Approval to purchase Unitrends software/hardware for the amount not to exceed $30,008.89 of which $22,506.67 will be reimbursed through Weslaco's Body Worn Camera program Grant #4367801 and a local match of $7,502.22 (25% from ARPA funds) and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

D. Approval on renewal of the Interlocal Governmental Agreement - Ambulance Service with the Hidalgo County Emergency Services District No. 1 for the period October 1, 2022 - September 30, 2025 and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

E. Approval to authorize Mayor Joe V. Sanchez Public Library to implement a Food for Fines program supporting local food drives and the RGV Food Bank during Holiday Season, implement a Toy Drive to support local toy drives, and authorize the Mayor to execute any related documents. (Staffed by Library Department.)

F. Approval to ratify dedication of the 10-foot Easement and Right-of-Way to AEP Texas Inc for electric distribution lines for the Weslaco North Fire Station Sudivision (Judge Gilbert Garza Park Lighted Soccer Field project) and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

G. Approval to accept FY23 Victim Assistance, General Victim Assistance Direct Services Program, Weslaco Crime Victim Coordinator Grant #3814604 for the amount of $71,394.08 with NO MATCH and NO RECURRING COST required to pay for Crime Victim Coordinators salary, training, Offender Watch software and supplies and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

H. Approval to accept FY23 Violence Against Women Act (VAWA) Justice and Training Program, Grant #4507601 for the amount of $21,754.71 with a $9,323.46 (30%) match and no recurring fees to pay for violence against women training for sworn and non-sworn personnel and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

I. Approval to accept FY23 Justice Assistance Grant Program #4507801 for the amount of $34,000 with NO MATCH and NO RECURRING cost to purchase a SmartScan/LiveScan kiosk and card printer plus accessories and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

Commissioner Rodriguez seconded by Commissioner Farias moved to approve consent agenda items A, B, C, E, G, H, and I withholding item D and F as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Approval on renewal of the Interlocal Governmental Agreement - Ambulance Service with the Hidalgo County Emergency Services District No. 1 for the period October 1, 2022 - September 30, 2025 and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

Commissioner Farias stated he was more favorable on the term of the agreement to be two-years rather than the 3-years proposed citing with uncertainty of the economy it may be more feasible.

In response to the Commission, Antonio Lopez, Fire Chief, stated a two-year contract would not jeopardize ambulance services to Emergency Services District No. 1 (ESD No.1); the fire department fleet has seven ambulances that includes the AmBus; the minimum of two ambulances as noted in the agreement is interpreted as the fleet needs to be more than two and those would be stationed inside city limits until needed by ESD No. 1 and all fire trucks are equipped for advanced life support but cannot transport.

Commissioner Farias seconded by Mayor Pro Tem Pedraza moved to approve the Interlocal Governmental Agreement - Ambulance Service with the Hidalgo County Emergency Services District No. 1 for two years. The motion carried unanimously; Mayor Suarez was present and voting.

F. Approval to ratify dedication of the 10-foot Easement and Right-of-Way to AEP Texas Inc for electric distribution lines for the Weslaco North Fire Station Subdivision (Judge Gilbert Garza

Park Lighted Soccer Field project) and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

Commissioner Farias voiced concern on the lack of lighting on the southwest corner.

Andrew Munoz stated grant points are awarded for having wooded area preserved wildlife habitat; the proposed lighting would be facing down in that area. Martin Garza, Interim City Manager, stated preserving a wooded area is required by the Texas Parks and Wildlife grant process and lighting not permitted; stated a pilot program of the installation of nine solar panel will be around the walking trail and more to follow if it works out well.

Commissioner Farias seconded by Mayor Pro Tem Pedraza moved to approve the dedication of the 10-foot Easement and Right-of-Way to AEP Texas Inc for electric distribution lines for the Weslaco North Fire Station Subdivision presented. The motion carried unanimously; Mayor Suarez was present and voting.

VII. NEW BUSINESS

A. Discussion and consideration to approve Resolution 2022- 60 authorizing publication of Notice of Intent to Issue Certificates of Obligation Series 2023 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.)

Rosie Cavazos, Interim Finance Director, recommended approval on the issuance of bonds for the public safety buildings and introduced Anne Burger Entrekin, Hilltop Securities and Dan Martinez, Bond Counsel.

Ms. Entrekin gave a market update noting the bond buyers index had the current rate at 4.06%; the proposed bond issuance of $12,500,000 are projected without an increase to the debt service tax rate and the best part is the city will have additional capacity for future debt issuance if needed with the same tax rate; emphasized on timetable of events that included publication, receiving, pricing and closing date. The resolution once adopted authorizes to proceed with the intent to issue Certificates of Obligation Series 2023. Dan Martinez, Bond Counsel, stated that once approved publication as statutory required and uploaded to city website and asked the project listed are in order.

In response to Commissioner Rodriguez, Dan Martinez stated there is flexibility in the language that would allow for drainage improvements.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to approve Resolution 2022-60 authorizing publication of Notice of Intent to Issue Certificates of Obligation Series 2023 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration to approve Resolution 2022-61 declaring the intention to reimburse certain expenditures with Certificate of Obligation 2023 proceeds and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.)

Dan Martinez, Bond Counsel, stated federal tax laws allow eligible expenditures made prior to the completion of the issuance of the bonds are reimbursable. The resolution would authorize the city's intent to reimburse those eligible expenditures to the general fund.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to approve Resolution 2022-61 declaring the intention to reimburse certain expenditures with Certificate of Obligation 2023 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration after public hearing on behalf of Columbus Club of Weslaco on Ordinance 2022-43 to rezone 3030 N Texas Blvd., also being the West 2.5 acres of the North 5 acres of the South 20 acres of Farm Tract 108, West Tract, Hidalgo County, Texas from R-1 One-family dwelling district to B-1 neighborhood business district and authorize the Mayor to execute any related documents. First reading of Ordinance 2022-43. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente, Director of Planning and Code Enforcement, stated twelve property owners were notified with no objection received; the location is surrounded by commercial use and proposed use follows the 2040 Land Use Map; applicant proposes to remodel for use of as a daycare. The Planning and Zoning Commission and staff recommended approval based on the 2040 Land Use Map and existing surround land use.

Commissioner Rodriguez seconded by Mayor Pro Tem Pedraza moved to approve Ordinance 2022-43 to rezone 3030 N Texas Blvd as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration after public hearing on behalf of Viridiana Treviño to approve a Conditional Use Permit to obtain a Mixed Beverage Permit at 529 S. Texas Blvd., also being block 42, Lot 30-33, Weslaco Original Townsite, Hidalgo County, Texas and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Rebekah de la Fuente stated twelve property owners were notified with one objection received from South Texas Educational Technologies (STET) owners of the property to the north citing future intention of STET will be to host high school classes at this location; applicant proposes to open a franchise "Fan Favorites" known for specialties of ice-cream, smoothies and milk-shakes with an infusion of alcohol and noted at no time would alcohol be sold separately only as an ingredient with the ice-cream. The Planning and Zoning Commission recommended approval with stipulation that the owners may not sell any mixed drinks, beer or wine and could only serve ice cream and smoothy and coffee-based products. Staff recommended approval noting should a school move into the area owner will need to pay higher insurance premiums as set by TABC.

In response to the Mayor and Commission, no mixed beverages would be sold, and the City Attorney stated staff had enforcement under the ordinance to revoke the conditional use permit should they be in any violations of the conditional use permit; TABC would be notified the establishment no longer has the authority to sell alcoholic beverages because their permit from the city has been revoked.

Commissioner Rodriguez seconded by Mayor Pro Tem Pedraza moved to approve a Conditional Use Permit to obtain a Mixed Beverage Permit at 529 S. Texas Blvd as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration to approve the Final Plat for Chelsea Park Villas Subdivision being the west 6.83acres tract of land out of Chelsea Park Subdivision, Weslaco, Hidalgo County, Texas Located on the SW corner of W 9th & S. Border Ave and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Commissioner Muñoz abstained from discussion and vote.

Rebekah de la Fuente stated this was a proposed sixteen (16) lot subdivision with a proposed use of apartments; inside city limits and serviced with water and sewer by the city; applicant requested variances for side setback to allow for five feet instead of the ordinance required six feet and variance to allow off-site drainage and has received letters of support from the drainage district. The Planning and Zoning Commission recommended approval with variances and recommended existing right-of-way on West 10th Street that exits to Border Ave be widen to a minimum of 30-feet. Staff recommended approval and compliance with the ordinances on the variances.

Commissioner Farias seconded by Mayor Pro Tem Pedraza moved to approve the final plat for Chelsea Park Villas Subdivision with variances and right-of-way be a minimum of 30 feet as presented. The motion carried; Commissioner Muñoz abstained; Mayor Suarez was present and voting.

F. Discussion and consideration to approve the Final Plat for Sienna Subdivision being a 31.06-acre out of Farm Tracts 216, West Tract Subdivision, Weslaco, Hidalgo County, Texas Located on West side of Mile 6 ½ West, 1015’ South of Mile 10 North 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 fifty-two (52) lot subdivision with a proposed use of single family residential; outside city limits and serviced with water by North Alamo Water Supply Corporation and sewer by off-site sanitary facility (OSSF); applicant requested a variance to allow for off-site sanitary sewer and off-site drainage. Staff noted the letter of support has been received from the drainage district but unsuccessful obtaining from the irrigation district because HCCID#9 and Donna Irrigation state the ditch in question is not in their jurisdiction; developer however is meeting the 50-year storm requirement. The Planning and Zoning Commission recommended approval with variances. Staff recommended approval and compliance with the ordinance on the variances.

Commissioner Muñoz seconded by Mayor Pro Tem Pedraza moved to approve the Final Plat for Sienna Subdivision with variances as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration to approve the Final Plat for Heron's Landing Subdivision being a 29.29-acre out of farm tracts 1036, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas Located on SW corner of Pike Blvd. and Mile 2 ½ West 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 seventy-one (71) lot subdivision with a proposed use of one lot as commercial along Pike Boulevard and remainder as four plex apartments; inside city limits; serviced with water and sewer by the city and no variances requested. The Planning and Zoning Commission and staff recommended approval of the final plat for Heron's Landing.

Commissioner Kerr seconded by Mayor Pro Tem Pedraza moved to approve the final plat for Heron's Landing Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration to purchase a 2023 GMC Terrain SLE under BuyBoard contract #601-19 for the amount of $29,258.75 and a 2022 GMC Sierra 1500 under BuyBoard Contract #601-19 for the amount of $41,058.75 from Gunn Auto Group using our department's vehicle budget line and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)

Commissioner Farias abstained from discussion and vote.

Joel Rivera, Police Chief, stated the department continues to move forward in replacement of their fleet; the expenditure is budgeted and would be for administration.

Commissioner Rodriguez seconded by Commissioner Lopez moved to approve the purchase a 2023 GMC Terrain SLE under BuyBoard contract #601-19 for $29,258.75 and a 2022 GMC Sierra 1500 under BuyBoard Contract #601-19 for $41,058.75 from Gunn Auto Group as presented. The motion carried; Commissioner Farias abstained; Mayor Suarez was present and voting.

I. Discussion and consideration to approve Change Order No. 3 from Tri-Gen Construction for concrete improvements in an amount not to exceed $8,500 for the Weslaco Mid Valley Airport Corporate Hangar Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz, Airport Director, stated the change order will have an additional two feet of concrete in front of the new corporate hangars to strengthen the edge of the pavement avoiding any depressions/potholes in the area while corporate jets are moving in and out of the hangars. Staff recommended approval.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to approve Change Order No. 3 from Tri-Gen Construction for concrete improvements in an amount not to exceed $8,500 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration to approve Change Order No. 4 from Tri-Gen Construction for a decrease in the amount of $84,234.59 for the Weslaco Mid Valley Airport

Corporate Hangar Project and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz recommended approval stating the change order is a decrease from the contingency allowance resulting from reconciliations of unused allowance expenditures. Staff recommended approval.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to approve Change Order No. 4 from Tri-Gen Construction for a decrease in the amount of $84,234.59 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

K. Discussion and consideration to approve final payment for the Weslaco Mid Valley Airport Corporate Hangar Project for an amount not to exceed $36,344.36 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz stated staff received request for final payment; all documents for release have been obtained and all allowances have been deducted from the final payment and release of final retainage would be forthcoming. Staff recommended approval of final payment in an amount not to exceed $36,344.36.

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

L. Discussion and consideration to authorize an expenditure not to exceed $47,000 for Corporate Hangar Door repairs and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Munoz recommended approval of expenditures for repairs not to exceed $47,000 for the corporate hangar doors resulting from recent storm damage that caused wiring and hinges to collapse as well as damage to the doors and side walls; claim filed with insurance carrier and damages will be covered.

Commissioner Farias seconded by Commissioner Lopez moved to approve final payment for the Weslaco Mid Valley Airport Corporate Hangar Project for an amount not to exceed $36,344.36 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

M. Discussion and consideration of utilizing the Routine Airport Maintenance Program (RAMP) grant funds for water and sewer improvements at the Weslaco Mid Valley Airport for an amount not to exceed $42,000 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

Andrew Muñoz stated Phase II of the Corporate Hanger Project will begin; recommended approval to use RAMP grant funds for water and sewer improvements at the airport; the local match required from the EDA grant would decrease; the improvements would allow for future growth for the area noted RAMP grant funds are 50/50 local match for a cost to the city of $21,000 and public works would be providing the labor.

Mayor Pro Tem Pedraza seconded by Commissioner Muñoz moved to approve use of the Routine Airport Maintenance Program (RAMP) grant funds for water and sewer improvements at the Weslaco Mid Valley Airport for an amount not to exceed $42,000 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

N. Presentation and consideration to accept the Financial Reports (unaudited) as of September 30, 2022 for the General Fund, Water and Sewer Fund, Solid Waste Fund, and Airport Fund and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Finance Department.)

Rosie Cavazos presented the following; General fund had a net surplus of $2,667,422; sales taxes had a 17% increase from last fiscal year with 114 working capital days; Wastewater fund had $674,231 surplus; Water fund showed a positive and Sewer fund showed a deficit; reported ARPA funding of water and sewer projects has reduced the deficit and have 49 days in working capital.; Solid Waste fund net change in fund equity had surplus of $79,058 and Airport fund reflected a negative net change. Staff recommended approval to accept and file.

Commissioner Farias seconded by Commissioner Lopez moved to accept the Financial Reports (unaudited) as of September 30, 2022, for the General Fund, Water and Sewer Fund, Solid Waste Fund, and Airport Fund as presented. The motion carried unanimously; Mayor Suarez was present and voting.

O. Discussion and consideration to accept and file the Quarterly Investment Report for the period ending September 30, 2022 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.)

Rosie Cavazos reported interest collected for the quarter was $189,250; interest to date was $298,898; will continue monitoring the interest earning accounts with the majority of funds in Tex Pool account offering a 3.21 interest rate. Staff recommended approval to accept and file.

Commissioner Kerr seconded by Commissioner Lopez moved to accept and file the Quarterly Investment Report for the period ending September 30, 2022, as presented. The motion carried unanimously; Mayor Suarez was present and voting.

P. Discussion and consideration of approving Change Order No. 1 to the New Downtown Fire Station No. 2 for the addition of an Emergency Back-up Generator in amount not to exceed $200,705 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)

Andrew Munoz stated the change order was for the purchase of a 72-hour diesel generator for the fire station project for an amount not to exceed $299,705 and stated delivery time was about 22-months. Staff recommended approval with monies to come from the Bond Series 2023.

Mayor Pro Tem Pedraza seconded by Commissioner Rodriguez moved to approve Change Order No. 1 to the New Downtown Fire Station No. 2 for the addition of an Emergency Back-up Generator in amount not to exceed $200,705 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Q. Discussion and consideration of approving Change Order No. 1 to the New Police Department with Municipal and Judicial Court for the addition of an Emergency Back-up Generator in amount not to exceed $414,054 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)

Andrew Munoz stated is similar to previous item but for the new police and municipal court buildings. Staff recommended approval for an amount not to exceed $414,054 to be paid from the Bond Series 2023 as well.

Commissioner Lopez seconded by Commissioner Muñoz moved to approve Change Order No. 1 to the New Police Department with Municipal and Judicial Court for the addition of an Emergency Back-up Generator in amount not to exceed $414,054 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. EXECUTIVE SESSION

At 6:30 p.m. Commissioner Farias seconded by Commissioner Rodriguez moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 7:28 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.

Commissioner Rodriguez seconded by Commissioner Lopez moved to approve contract with Interim City Manager Martin Garza effective October 1, 2022 as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

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 section §551.071 of the Texas Government Code.

Mayor Pro Tem Pedraza seconded by Commissioner Lopez moved to authorize City Manager and City Attorney continue with negotiations with the Fire Union as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

C. Legal Consultation - Consultation with City Attorney regarding claims made against the City by Frankenmuth Surety and Castle Construction regarding the Police and Fire Station Project as authorized by Section §551.071 of the Texas Government Code.

Commissioner Kerr seconded by Commissioner Lopez moved to authorize the City Manager and the City attorney to proceed regarding the claims by Frankenmuth Surety and Castle Construction as discussed in executive session.

X. ADJOURNMENT

Mayor Pro Tem Pedraza seconded by Commissioner Rodriguez moved to adjourn the meeting of November 15, 2022, at 7:29 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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Norma A. Cantu, **CITY SECRETARY**