



**MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
DECEMBER 6, 2022**

On Tuesday, December 6, 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
	Commissioner	Greg Kerr
	Commissioner	Israel Gonzalez Jr.
	Commissioner	Josh Pedraza
ABSENT:	Mayor Pro Tem	JP Rodriguez
	Commissioner	Letty Lopez
	Commissioner	Adrian Farias
STAFF PRESENT:	Martin Garza	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, Rebekah de la Fuente, Director of Planning and Code Enforcement, Joe Pedraza, Asst. Director Planning and Code Enforcement, Joel Rivera, Police Chief, Antonio Lopez, Fire Chief, David Arce, Deputy Public Works Director, Martin Vela, IT Director, Rosa Badillo, Court Coordinator, 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, December 2, 2022.

B. Invocation.

Pastor Luis Rodriguez from First Baptist Church led the invocation.

C. Pledge of Allegiance.

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

D. Mayoral Recognition.

Mayor Suarez proclaimed December 6, 2022 as Ricardo Rodriguez Jr. Day and was recognized for his service to the community.

E. Roll Call.

Norma A. Cantu, City Secretary, called the roll noting the absence of Mayor Pro Tem Rodriguez Commissioner Lopez and Farias and a quorum present.

II. PUBLIC COMMENTS

George Gonzales voiced concerns on the lack of enforcement regarding the city's leash law and signage in place that owners are responsible for their pets and voiced concern on a dog bite incident where the pet was not removed.

Barbara Jean Garza, CEO Chamber, extended the invitation and reminder to the public and commission to attend the Christmas Parade on Saturday, Dec 10 that had over 90 floats; the Santa Dash Run with 200 participants also on Saturday; the lighting display (Christmas Tree) was well attended show casing newly added items and went over upcoming events, Lunch Mob, groundbreaking for Weslaco Village Apartment.

III. PUBLIC HEARING

Commissioner Pedraza seconded by Commissioner Kerr moved to open the public hearing at 6:00 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

A. To solicit input on the proposed demolition order for unoccupied buildings as dilapidated, substandard, unfit for human habitation and a hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225 located at:

1. 313 N. Iowa St. being Gonzales Addition S40' Lot 12 & 30 Lot12A BLK 11. Owner: Matilde & Teodora S. Padilla

No comments.

2. 105 N. Kansas Ave, being Gonzales Addition Lots 18 & 19 BLK 1. Owner: Javier Hernandez

No comments.

3. 617 S. Indiana St. being Weslaco Original Townsite Lot 13 BLK 52. Owner: Felipe and Yrenia Perez

No comments.

4. 217 N. Liberty St. being STAATS Addition Lot 6 BLK 5. Owner: Maria De Jesus Reyes

No comments.

5. 113 W. Paisano, being Citrus Terrace W30'-Lot 6 & E30' Lot 7 BLK 4. Owner: Isdora Garza

No comments.

6. 608 E. Loop 19th, being Trail Ends Subdivision Lot 25 BLK 9. Owner: Jose I. Marroquin

No comments.

7. 621 E. Plaza St., being Ramona Addition Lot 27 BLK 7. Owner: Noemi Martinez

No comments.

8. 621 S. Indiana St, being Weslaco Original Townsite Lot 11 BLK 52. Owner: Cecil R. Truitt

No comments.

9. 729 Calle Lee Garza, being James M. Black Lots 38 & 39 BLK 1. Owner: Jose & Teresa Hernandez

No comments.

10. 116 Zamora Ave, being Colonia Guadalupe Lots 8 & 9 BLK 3. Owner: Timoteo Gonzales Trevino

No comments.

11. 1410 Clifton St., being C. Davenport Lots 6 & 7 BLK 9. Owner: Terry Fuentes C/O AS Puente

Andrew Perez stated he was the son of the homeowner Teresa Perez, requested an extension stating he is a contractor and will be assisting in bringing the property into code compliance.

12. 2009 N. International, being Adams Tract- The South 1.72 acres of The North 4.04 acres 9.99 acres of farm tract 1040 1.74 acres net. Owner: Armando Bautista

Maria Vega requested favorable consideration for an extension and not to order for demolish citing the property is going through the process of probate court as the homeowner has passed and ownership is being established; COVID has slowed down the process and their attorney no longer available to them and meeting with another attorney December 20; yard is being cut and house is boarded as their intention is to sell the property once ownership is established.

Bill Rush stated his property abuts this property and the property is infested with all kinds of animals, roof in despair that may cave in and fallen trees where they just mowed around them breeding more insects and animals and stated it needs to be demolished.

13. 300 Blue Bonnet St, being Expressway Heights Lots 3-5 BLK 3. Owner: Maria Pineda

No comments.

14. 705 E. Business 83, being Graham & Moore Lot 5, Ballard Trailer Park AKA 705 M/H Park. Owner: Tomas & Teresa Perez

Andrew Perez requested an extension stating he has been clearing the property (mobile home park), selling the mobile homes on site and needs more time to continue clearing out the structure's noting four (4) of the mobile homes have already been sold.

15. 3716 Canan St, being Tierra Prometida Lot 19, Weslaco Original Townsite & E15'LT 43. Owner: Abiel Ramon

No comments.

16. 425 E. Business 83, being West Tract, 1.99AC-FT829'W75'-LT 10(H1100); LT 46 & N150'-E110'-LT 1 A & N3.70'-S150'-E60' & S5'-E60 BLK, Weslaco Original Townsite & E15'LT 43. Owner: E.M Payne

Bud Payne, owner, stated the property in question is part of a larger parcel of land; donates other buildings used free of charge church activity, Weslaco Boxing Club and a cabinet maker; the building in question has been used for storage by them; recently advised about non-compliance of the building and working with Code Enforcement to resolve; has begun to clean and hired two structural engineers that has deemed the building solid and usable. Requested an extension to see options available to prepare a master plan of any proposed use feasible for the property and research possibility of naming the building as a historical landmark. Also mentioned a lift station on the property has been brought to the attention of the city whose indicated it needs to be removed and/or relocated to the permitter of the property and hopes this can be addressed.

17. 2307 E. Plaza St. being West Tract, 0.339AC, S14.4711, AC-N20CA Farm Tract 17.0339 acres net, Weslaco, Hidalgo County, Texas. Owner: Pedro Gonzales (Staffed by Planning and Code Enforcement.)

No comments.

B. To solicit input in compliance with the Five (5) Year Consolidated Plan for Community Planning and Development (CDBG) under the Urban County Program for Fiscal Years 37-41 (2023-2027). (Staffed by Finance Department.)

No comments.

Commissioner Kerr seconded by Commissioner Pedraza moved to close the public hearing at 6:20 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

IV. 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 15, 2022 and Special Meeting on November 17, 2022. (Staffed by City Secretary Department.)

B. Approval on second and final reading of the following:

1) 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 held November 15, 2022; staffed by Planning & Code Enforcement Department.)

C. Approval to apply for the Department of Health and Human Services FY 23 Rural Communities Opioid Response Program in the amount of \$300,000 with NO MATCH required

and NO RECURRING cost required to improve capacity, sustainability of prevention, treatment, and recovery services for substance-use disorder and authorize the Mayor to execute any related documents. (Staffed by Fire/EMS, Grant Writer.)

D. Approval of Resolution 2022-62 to update signatories on legal financial documents identified with all accounts with PNC and authorize the Mayor to execute any related documents. (Staffed by Finance Department.)

E. Approval to submit a Letter of Intent to Urban County Program for Year 36 project to be funded from FY Budget 2023-2024 and authorize the Mayor to execute any related documents. (Staffed by Finance Department.)

Commissioner Kerr seconded by Commissioner Pedraza moved to approve consent agenda items as presented. The motion carried unanimously; Mayor Suarez was present and voting.

V. NEW BUSINESS

A. Discussion and consideration to authorize the demolition order for La Plazita Service Center located at 310 N Kansas Avenue, also being Gonzales Addition Lots 1 through 22 & 20' X 280' of alley between Lots 1-22 Block 6, Weslaco, Hidalgo County, Texas. Owner: City of Weslaco in the amount of \$20,000-25,000 for remediation of the asbestos and black mold and an additional \$20,000 for demolition and haul away and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning & Code Enforcement Department.)

Joe Pedraza, Assistant Planning & Code Enforcement Director, stated this was the old Head Start Building and owned by the city and in very deteriorated condition; walkthrough done by staff for preparation of demolition and asbestos and black mold found. Staff recommended approval for demolition and begin remediation of the asbestos and black mold stating cost may be lower if the city provides the water and power during the remediation process.

Commissioner Pedraza seconded by Commissioner Kerr moved to approve the demolition order and remediation for La Plazita Service Center located at 310 N Kansas Avenue, as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building as dilapidated, substandard, unfit for human habitation and a hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225 for property located at:

1. 313 N. Iowa St. being Gonzales Addition S40' Lot 12 & 30 Lot12A BLK 11. Owner: Matilde & Teodora S. Padilla

Rebekah de la Fuente, Planning and Code Enforcement Director, stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 313 N. Iowa Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

2. 105 N. Kansas Ave, being Gonzales Addition Lots 18 & 19 BLK 1. Owner: Javier Hernandez

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 105 North Kansas Avenue as presented. The motion carried unanimously; Mayor Suarez was present and voting.

3. 617 S. Indiana St. being Weslaco Original Townsite Lot 13 BLK 52. Owner: Felipe and Yrenia Perez

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 617 South Indiana Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

4. 217 N. Liberty St. being STAATS Addition Lot 6 BLK 5. Owner: Maria De Jesus Reyes

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 217 North Liberty Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

5. 113 W. Paisano, being Citrus Terrace W30'-Lot 6 & E30' Lot 7 BLK 4. Owner: Isdora Garza

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 113 West Paisano as presented. The motion carried unanimously; Mayor Suarez was present and voting.

6. 608 E. Loop 19th, being Trail Ends Subdivision Lot 25 BLK 9. Owner: Jose I. Marroquin

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 608 East Loop 19th Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

7. 621 E. Plaza St., being Ramona Addition Lot 27 BLK 7. Owner: Noemi Martinez

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 621 East Plaza Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

8. 621 S. Indiana St, being Weslaco Original Townsite Lot 11 BLK 52. Owner: Cecil R. Truitt

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Gonzalez seconded by Commissioner Pedraza moved to authorize the demolition order for 621 South Indiana Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

9. 729 Calle Lee Garza, being James M. Black Lots 38 & 39 BLK 1. Owner: Jose & Teresa Hernandez

Rebekah de la Fuente stated no objection received from property owner. The Board of Adjustment of Appeals to the Building Codes and staff recommended demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the demolition order for 729 Calle Lee Garza Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

10. 116 Zamora Ave, being Colonia Guadalupe Lots 8 & 9 BLK 3. Owner: Timoteo Gonzales Trevino

Rebekah de la Fuente stated the property owner is willing to demolish. Staff will work with him during the clean sweep event to bring the property into compliance. The Board of Adjustment of Appeals to the Building Codes and staff recommended to bring into compliance if not immediate demolition order be issued.

In response to Commissioner Kerr, staff stated so long as the property owner is working towards this goal and communicating with staff, they will work with him and should he fail within a thirty-day period to have the property cleaned immediate demolition of any remaining structures be ordered.

Commissioner Kerr seconded by Commissioner Pedraza moved to allow the voluntary demolition for 116 Zamora Street as presented and should property not come into compliance within 30-days immediate demolition is ordered. The motion carried unanimously; Mayor Suarez was present and voting.

11. 1410 Clifton St., being C. Davenport Lots 6 & 7 BLK 9. Owner: Terry Fuentes C/O AS Puente

Rebekah de la Fuente stated the property was before the commission last year and given 1-year to comply; nothing done except for a carport removed and structures are dilapidated substandard, and unsafe. The Board of Adjustment of Appeals to the Building Codes and staff recommended to bring into compliance if not immediate demolition order be issued.

In response to Commissioner Kerr, Andrew Perez, son, requested time for him to request a permit and begin to fix the structures he does not want to demolish. Rebekah de la Fuente stated the property is in probate court because ownership needs to be established since two parties are claiming ownership. Mayor Suarez stated he would recommend 30-days for compliance if not immediate demolition.

In response to staff, Juan E. Gonzalez, City Attorney, stated a permit could be issued to him so long as he is aware of the risk of improving a property, he does not have clear title as the owner. Andrew Perez stated he is willing to assume this risk. Commissioner Kerr clarified that his position was to bring into compliance in 30 days. Andrew Perez stated yes.

Commissioner Kerr seconded by Commissioner Gonzalez moved to allow 30-days for compliance if not immediate demolition for 1410 Clifton Street. The motion carried unanimously; Mayor Suarez was present and voting.

12. 2009 N. International, being Adams Tract- The South 1.72 acres of The North 4.04 acres 9.99 acres of farm tract 1040 1.74 acres net. Owner: Armando Bautista

Rebekah de la Fuente stated the property was before the commission in 2018; property in probate court for rightful ownership; structure on the property is a two-story apartment that is dilapidated substandard, and unsafe; only maintenance of the grounds is being done nothing else with the structure; claims to sell the property as is will be difficult as the structures are uninhabitable. The Board of Adjustment of Appeals to the Building Codes and staff recommended immediate demolition order be issued as in 2018 a year extension given and to date no improvements have been done.

In response to the Commission, Maria Vega stated once ownership is established her intention is to sell; delay for them has been COVID and her attorney representing her is unable to continue but moving forward to meet on December 20 with another attorney. The commission voiced COVID was in 2020 and if in probate court, this process can be lengthy, and no faithful attempt shown in bringing into compliance since 2018. Commissioner Pedraza recommended 30-days for compliance, if not immediate demolition. Commissioner Gonzalez advised her to keep staff up to date of her meeting on December 20 concerning the situation of ownership.

Commissioner Kerr seconded by Commissioner Pedraza moved to allow 30-days for compliance if not immediate demolition for 2009 N. International. The motion carried unanimously; Mayor Suarez was present and voting.

13. 300 Blue Bonnet St, being Expressway Heights Lots 3-5 BLK 3. Owner: Maria Pineda

Rebekah de la Fuente stated the property has been considered three times for compliance; previous action approved 30-days for owner to apply for a permit for repairs and no activity to date; location is vandalized frequently and unsafe. The Board of Adjustment of Appeals to the Building Codes recommended 30-day extension and staff recommended immediate demolition order be issued.

Commissioner Kerr seconded by Commissioner Pedraza moved a 30-day extension for compliance if not immediate demolition for 300 Blue Bonnet Street. The motion carried unanimously; Mayor Suarez was present and voting.

14. 705 E. Business 83, being Graham & Moore Lot 5, Ballard Trailer Park AKA 705 M/H Park. Owner: Tomas & Teresa Perez

Rebekah de la Fuente stated this was trailer park with multiple mobile homes on the property as well as two other structures to the rear of the property; applicants' son has begun moving out some trailers. The Board of Adjustment of Appeals to the Building Codes recommended an extension until the end of January 2023 for compliance and staff recommended immediate demolition order be issued for all structures.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve an extension until January 31, 2023 for compliance if not immediate demolition of all structures for 705 East Business 83 Street. The motion carried unanimously; Mayor Suarez was present and voting.

15. 3716 Canan St, being Tierra Prometida Lot 19, Weslaco Original Townsite & E15'LT 43. Owner: Abiel Ramon

Rebekah de la Fuente stated this property has been abandoned for 7-years and has recently gone through a tax re-sale auction; new owner waiting for the period notification to expire to the original property owner that expires at the end of the month before he can begin any improvements and requested an extension of 3-months. The Board of Adjustment of Appeals to the Building Codes and staff recommended a 3-month extension to allow time for building permits to be issued to begin rehabilitation of the property.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve a 3-month extension for 3718 Canan Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

16. 425 E. Business 83, being West Tract, 1.99AC-FT829'W75'-LT 10(H1100); LT 46 & N150'-E110'-LT 1 A & N3.70'-S150'-E60' & S5'-E60 BLK, Weslaco Original Townsite & E15'LT 43. Owner: E.M Payne

Rebekah de la Fuente stated the property owner requested an extension to evaluate options for use of the property; owner submitted an engineer's structural analysis report as requested and found to be structurally sound. Owner requested time to develop a master plan use of the property to determine how he will proceed. The Board of Adjustment of Appeals to the Building Codes and staff recommended a 6-month extension to submit his intent for proposed use.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve a 6-month extension for 425 East Business 83 Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

17. 2307 E. Plaza St. being West Tract, 0.339AC, S14.4711, AC-N20CA Farm Tract 17.0339 acres net, Weslaco, Hidalgo County, Texas. Owner: Pedro Gonzales

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

Rebekah de la Fuente stated the property has apartment units on site that has remained vacant for a long time; property in probate court and the son requested time to allow to bring into compliance. The Board of Adjustment of Appeals to the Building Codes recommended that a building permit be obtained within 6-months and 1-year to complete the rehabilitation as a sprinkler system for the structure is required for code compliance. Staff would recommend 6-month extension as approved for a previous item.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve a 6-month extension for 2307 East Plaza Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration to approve Contingency Allowance Expenditure Authorization No. 7 for the City of Weslaco New Police Department with Municipal Judicial Court Project in an amount not to exceed \$15,002 for addition of Return Air Transfer and Air Transfer Grills as indicated in ASI 005 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)

Andrew Munoz, Asst. City Manager/Airport Director, stated return air transfer and grills required to pass through the fire walls for silence purposes. Staff recommended approval for the additional work in an amount not to exceed \$15,002.

Commissioner Gonzalez seconded by Commissioner Kerr moved to approve Contingency Allowance Expenditure Authorization No. 7 in an amount not to exceed \$15,002 for addition of Return Air Transfer and Air Transfer Grills as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration to rescind the award of Contract RFB No. 2021-22-31 Mayor Pablo Pena City Park Sports Field Lighting and Isaac Rodriguez Skate Park Lighting to Zitro Electric and authorize staff to negotiate a contract with Norris Leal, LLC, the second bidder, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)

Andrew Munoz recommended to rescind previous commission approval of the contract awarded to Zitro Electric; vendor for the lighting project is unable to obtain the necessary performance bonding requirements and further recommended to approve negotiations with Norris Leal, second lowest bidder. Staff would bring back a negotiated contract at the next regular meeting.

In response to Mayor Suarez, Andrew Munoz stated the difference would be an increase of \$160,000 but staff will negotiate with Norris Leal who indicated they will go back to supply vendors for contract pricing. Mayor Suarez stated should the negotiated contract be excessive the commission action could also include to consider rejecting and re-bid project.

Commissioner Pedraza seconded by Commissioner Kerr moved to rescind the award of Contract to Zitro Electric and authorize staff to negotiate a contract with Norris Leal, LLC as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration on Accepting a Federal Transit Administration Section 5310 Grant from the Lower Rio Grande Development Council and enter into an Interlocal Agreement for the proposed Weslaco Pedestrian 2022 Project, Phase 2 constructing sidewalk and ADA improvements along Bridge St between Pike Blvd and US Business 83 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Assistant City Manager.)

Andrew Munoz recommended approval to accept the grant award of \$400,000 with a local match of \$100,000 noting monies are budgeted and approve the interlocal agreement with the Lower Rio Grande Development Council to administer the grant. Sidewalk improvements would be from Pike Blvd. to Business 83 along Bridge and two corridors to the adjacent schools consisting of new sidewalks, fill in gap where needed and be ADA compliance.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve and accept a Federal Transit Administration Section 5310 Grant from the Lower Rio Grande Development Council and enter into an Interlocal Agreement for the proposed Weslaco Pedestrian 2022 Project, Phase 2 constructing sidewalk and ADA improvements along Bridge St between Pike Blvd and US Business 83 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to purchase the Fire personnel's dorm lockers for the new Fire Station for an amount not to exceed \$40,995.00 from the sole source vendor, Salsbury Industries, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Fire Department.)

Antonio Lopez, Fire Chief, recommended approval of the purchase from sole vendor Salsbury for lockers for the fire personnel in preparation for the move to the new fire station.

Commissioner Pedraza seconded by Commissioner Gonzalez moved to approve the purchase the Fire personnel's dorm lockers for the new Fire Station for an amount not to exceed \$40,995.00 from the sole source vendor, Salsbury Industries as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VI. EXECUTIVE SESSION

At 6:53 p.m. Commissioner Pedraza seconded by Commissioner Kerr moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 7:25 p.m. Mayor Suarez stated the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

VII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

A. Personnel - Discussion regarding the goals, objectives, and evaluation of the 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 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.

No action.

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

No action.

D. Legal Consultation - Consultation with City Attorney relating to the lawsuit with CDM as authorized by section §551.071 of the Texas Government Code.

Commissioner Kerr seconded by Commissioner Pedraza moved to authorize the City Attorney to submit restitution claim form regarding the lawsuit with CDM and authorize the City Manager to sign affidavit as discussed in executive session.

VIII. ADJOURNMENT

Commissioner Kerr seconded by Commissioner Pedraza moved to adjourn the meeting of December 6, 2022, at 7:26 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

David Suarez, **MAYOR**

ATTEST:

Norma A. Cantu, **CITY SECRETARY**