MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
MAY 4, 2021

On Tuesday, May 4, 2021, 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 Pro Tem	Leo Muñoz
	Commissioner	Greg Kerr
	Commissioner	Adrian Farias
	Commissioner	Josh Pedraza
	Commissioner	Letty Lopez
	Commissioner	J.P. Rodriguez
ABSENT:	Mayor	David Suarez
	City Manager	Mike R. Perez
STAFF PRESENT:	Andrew Muñoz	Asst. City Manager
	Norma A. Cantu	City Secretary
	Juan E. Gonzalez	City Attorney

Also present: Vidal Roman, Finance Director, Joel Rivera, Police Chief, Robert Lopez, Asst. Police Chief, Antonio "Tony" Lopez, Fire Chief, Omar Rodriguez, Parks & Recreation Director, Rebekah de la Fuente, Director of Planning and Code Enforcement, Albert Aldana, City Engineer, Arnold Becho, Library Director, Martin Vela, IT Director, Pete Garcia, Public Works Director, David Arce, Deputy Public Works Director, Olga Garza, Asst. Public Works Director, Eddie Gil, IT Department, Rosa Huerta, Municipal Court, Cristina Garcia, PIO, George Quilantan, Inframark and Aida Vega, Deputy City Secretary.

I. CALL TO ORDER

A. Certification of Public Notice.

Mayor Pro Tem Leo Muñoz called the meeting to order and certified the public notice of the meeting as properly posted Friday, April 30, 2021.

B. Invocation.

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

C. Pledge of Allegiance.

Mayor Pro Tem Muñoz led the Pledge of Allegiance and Texas Flag.

D. Mayoral Recognition.

None.

E. Roll Call.

Norma A. Cantu, City Secretary, called the roll noting the absence of Mayor Suarez and a quorum present.

II. PUBLIC COMMENTS

None.

III. CONSENT AGENDA

The following items are routine or administrative nature. The City Commission has been furnished with background and support material on each item, and/or it had been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote. Possible action.

A. Approval of the Minutes of the Regular Meeting on April 20, 2021 (Staffed by City Secretary Department.)

B. Approval of Lease Agreement renewal with Weslaco Little League for the use of the Isaac Rodriguez Park Sports Fields and Harlon Block Sports Complex baseball/softball fields and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

C. Approval of Lease Agreement with the Weslaco Youth Football League to use Harlon Block Sports Complex East and West sports fields for youth 7 on 7 and Flag Football and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

D. Approval to purchase two 2021 Chevy Tahoe PPV under BuyBoard Contract #601-19 in the amount of $73,750 (2 units), police emergency equipment for two units under BuyBoard Contract #388654 in the amount of $47,088 and two police radios (installed) under BuyBoard Contract #'s 603-20/604-20 in the amount of $5,741 and authorize the Mayor to execute any related items. (Staffed by Police Department.)

E. Approval to Purchase Two 2021 Chevy Tahoe PPV with emergency equipment under Buy Board Contract #601-19 (unit), Buy Board 603-20 (Equipment) in the amount of $47,101 each, for a total of $94,202 These units are replacement units in the Fire Marshals Office and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

F. Approval to authorize staff to purchase a Certificate of Deposit from Navy Army Credit Union in the amount of $240,000 for a term of 12-months utilizing the Library Marion Booth Endowment Funds; approve Resolution 2021-31 authorizing signatories to conduct business and authorize the Mayor to execute any related documents. (Staffed by the Library Department.)

G. Approval to authorize staff solicit bids for the purchase of a 40 cubic yard brush truck and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

Commissioner Kerr seconded by Commissioner Lopez moved to approve consent agenda A, C, F and G withholding item B, D and E as presented. The motion carried with unanimously; Mayor Pro Tem Muñoz was present and voting.

B. Approval of Lease Agreement renewal with Weslaco Little League for the use of the Isaac Rodriguez Park Sports Fields and Harlon Block Sports Complex baseball/softball fields and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

Commissioner Kerr abstained from discussion and vote.

Commissioner Farias seconded by Commissioner Lopez moved to approve Weslaco Little League use of the Isaac Rodriguez Park Sports Fields and Harlon Block Sports Complex baseball/softball fields as presented. The motion carried; Commissioner Kerr abstained; Mayor Pro Tem Muñoz was present and voting.

D. Approval to purchase two 2021 Chevy Tahoe PPV under BuyBoard Contract #601-19 in the amount of $73,750 (2 units), police emergency equipment for two units under BuyBoard Contract #388654 in the amount of $47,088 and two police radios (installed) under BuyBoard Contract #'s 603-20/604-20 in the amount of $5,741 and authorize the Mayor to execute any related items. (Staffed by Police Department.)

Commissioner Farias abstained from discussion and vote.

Commissioner Lopez seconded by Commissioner Pedraza moved to approve the purchase two 2021 Chevy Tahoe PPV under BuyBoard Contract #601-19 in the amount of $73,750 (2 units), police emergency equipment for two units under BuyBoard Contract #388654 in the amount of $47,088 and two police radios (installed) under BuyBoard Contract #'s 603-20/604-20 in the amount of $5,741 as presented. The motion carried; Commissioner Farias abstained; Mayor Pro Tem Muñoz was present and voting.

E. Approval to Purchase Two 2021 Chevy Tahoe PPV with emergency equipment under Buy Board Contract #601-19 (unit), Buy Board 603-20 (Equipment) in the amount of $47,101 each, for a total of $94,202 These units are replacement units in the Fire Marshals Office and authorize the Mayor to execute any related documents. (Staffed by Fire Department.)

Commissioner Farias abstained from discussion and vote.

Commissioner Lopez seconded by Commissioner Rodriguez moved to approve the purchase of two 2021 Chevy Tahoe PPV with emergency equipment under Buy Board Contract #601-19 (unit), Buy Board 603-20 (Equipment) in the amount of $47,101 each, for a total of $94,202 as presented. The motion carried; Commissioner Farias abstained; Mayor Pro Tem Muñoz was present and voting.

Following for the record is the resolution.

RESOLUTION NO. 2021-31

STATE OF TEXAS	§	RESOLUTION AUTHORIZING MEMBERS OF STAFF AS SIGNATORIES ON CERTAIN LEGAL FINANCIAL DOCUMENTS FOR THE CITY OF WESLACO
COUNTY OF HIDALGO	§	
CITY OF WESLACO	§	

1. I, Norma A. Cantu, certify that I am the City Secretary of The City of Weslaco, organized under the laws of Texas, Federal Employer ID Number 74-6002544, engaged in Municipal business under the name of the City of Weslaco, and that the following is a correct copy of the resolution adopted at a meeting of the City Commission duly and properly called and held on May 4, 2021. This resolution appears in the minutes of this meeting and has not been rescinded or modified.

2. Be it Resolved that,

(a) Navy Army Community Credit Union is designated as a depository for the funds of the City of Weslaco.

(b) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by this Financial Institution.

(c) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City of Weslaco with this financial institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.

(d) Any of the persons named below, so long as they act in a representative capacity as agents of the City of Weslaco, are authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated below, from time to time with this financial institution, concerning funds deposited in this financial institution, moneys borrowed from this financial institution or any other business transacted by and between the City of Weslaco and this financial institution subject to any restrictions stated below.

(e) Any and all prior resolutions adopted by the City Commission of the City of Weslaco and certified to this Financial Institution as governing the operations of the City of Weslaco's account(s), are in full force and effect, unless supplemented or modified by this authorization.

(f) The City of Weslaco agrees to the terms and conditions of any account agreement, properly opened by any authorized representative(s) of the City of Weslaco, and authorizes the financial institution named above, at anytime, to charge the City of Weslaco for all checks, drafts, or other orders, for the payment of money, that are properly drawn on this financial institution, and contain the required number of signatures for this purpose.

3. The officials designated below are authorized to conduct business as indicated:

	Name and Title	Signature
(A)	Mike R. Perez, City Manager	______________________________
(B)	Vidal Roman, Finance Director	______________________________
(C)	Sonia Flores, Assistant Finance Director	______________________________

Indicate A, B, and C

A – C	(1)	Exercise all of the powers listed (2) through (9)
A –C	(2)	Open any deposit or checking account(s) in the name of the City of Weslaco
A – C	(3)	Endorse checks and orders for the payment of money and withdraw funds on deposit with this financial institution. Number of authorized signatures required for this purpose 2. Number of authorized signatures required for payroll purpose 1.
A – C	(4)	Open any certificate of deposit account and withdraw or transfer funds from the certificate of deposit on deposit with this financial institution. Number of authorized signatures required for this purpose 2.
A – C	(5)	Transfer funds from operations account to the payroll account, investment account or paying agent approved by City Commission by telefax or other electronic means. Number of authorized signatures required for this purpose 1.
A – C	(6)	Borrow money on behalf and in the name of the City of Weslaco executes and delivers promissory notes or other evidences of indebtedness. Number of authorized signatures required for this purpose 2.
A – C	(7)	Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the City of Weslaco as security for sums borrowed and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment. Number of authorized signatures required for this purpose 1.
A – C	(8)	Enter into written lease for the purpose of renting and maintaining a Safe Deposit Box in this financial institution. Number of authorized signatures required to gain access and to terminate the lease 1.
A – C,	(9)	Authorized to make inquiries as to status, account balance pertaining to the City of Weslaco.

4. I further certify that the City Commission of the City of Weslaco has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the foregoing resolutions and to confer the power granted to the persons named who have full power and lawful authority to exercise the same.

In Witness Whereof, I have hereunto subscribed my name and affixed the seal of this Corporation on May 4, 2021.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Norma A. Cantu, CITY SECRETARY

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, CITY ATTORNEY

IV. APPOINTMENTS

A. Discussion and consideration on Resolution 2021-32 appointing three members for terms set to expire June 8, 2021 on the Weslaco Mid-Valley Airport Advisory Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.)

In response to Commissioner Pedraza, City Secretary Norma Cantu stated Bud Payne, Art Beckwith and Don Holmes expressed continued interest.

Commissioner Pedraza seconded by Commissioner Lopez moved to appoint Bud Payne, Art E. Beckwith and Don Ed Holmes to the Mid Valley Airport Advisory Board as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

Following for the record is the resolution.

RESOLUTION NO. 2021-32

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO MID-VALLEY AIRPORT COMMITTEE.

WHEREAS, the City of Weslaco has established the Weslaco Mid-Valley Airport Committee pursuant to Chapter 6 Airport Section 6-34 of the Weslaco Municipal Code of Ordinances; and

WHEREAS, the members of this board shall serve staggered terms of three years with not more than three committee member's terms expiring on the same date; and

WHEREAS, the terms of three members are set to expire June 8, 2021; and

WHEREAS, the Weslaco Mid-Valley Airport Committee members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS appoint/reappoint the following individuals to serve on the Weslaco Mid-Valley Airport Committee.

NAME	TERM ENDING
Art Beckwith	June 8, 2024
Don Ed Holmes	June 8, 2024
Bud Payne	June 8, 2024

PASSED AND APPROVED on this 4th day of May 2021.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Norma A. Cantu, CITY SECRETARY

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, CITY ATTORNEY

V. OLD BUSINESS

A. Discussion and consideration on final reading of Ordinance 2021-14 amending ordinance Number 200 the City of Weslaco Traffic Ordinance; Codified as Chapter 134 of the Weslaco Code of Ordinances, adopting new regulations regarding the stopping, standing or parking vehicle near mailboxes; and ordaining other matters and authorize the Mayor to execute any related documents. (First reading held April 20, 2021; staffed by City Manager.)

Rebekah de la Fuente, Director of Planning and Code Enforcement, stated the proposed ordinance will be added to the traffic ordinance that will make it unlawful for a vehicle to park within 10 feet of a mailbox; as requested from previous discussions, staff added exhibits of design layouts Figure

1 and 2; mailboxes deemed a nuisance and installation of new mailboxes must be relocated at owners expense 10 feet from the property line. Staff recommended approval on the final reading as presented.

In response to the Commission, enforcement will be based on citizens' complaints only and implied so in the ordinance; the concerns of vehicle obstructing mailboxes can be addressed in the Traffic Ordinance and placement of trash containers would need to be in a separate ordinance once the City begins sanitation collection. The City Attorney stated the ordinance as presented was for vehicles obstructing a mailbox recommending a stand-alone ordinance be adopted that would regulate the placement of trash containers. Rebekah noted this ordinance would not apply to non-conforming residential size lots or lots whose frontage is less than 50 feet in width.

Sabrina Luna, 2306 N. Wilson, voiced her concerns stating lives in a cul-de-sac limiting her parking capability; to move her mailbox 10 feet from the property line would not be a solution for her as her lot is less than 50 feet; presented pictures of the obstruction from vehicles and trash containers; has tried to talk to her neighbor; called the police department on several occasions who have spoken to the neighbor but unable to do anything as there is no ordinance to enforce; provided notice from the post master advising her unable to deliver mail. Mr. Jorge Luna voiced the biggest issue was the trash container and requested favorable action to include any object in this ordinance.

Commissioner Kerr suggested staff review the agreement from Republic Service for language that would address placement of containers. Olga Garza, Assistant Public Works Department, stated staff will be working on the ordinance to bring back to the commission.

Commissioner Lopez seconded by Commissioner Pedraza moved to approve final reading of Ordinance 2021-14 as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

Following for the record is the ordinance.

ORDINANCE 2021-14

AN ORDINANCE AMENDING ORDINANCE NUMBER 200 THE CITY OF WESLACO TRAFFIC ORDINANCE; CODIFIED AS CHAPTER 134 OF THE WESLACO CODE OF ORDINANCES, ADOPTING NEW REGULATIONS REGARDING THE STOPPING, STANDING OR PARKING VEHICLE NEAR MAILBOXES; AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO TEXAS THAT:

SECTION I.

Ordinance 200 passed and approved on September 17, 1951 as "Traffic Ordinance" and Codified as Chapter 134 of the Weslaco Code of Ordinances is hereby amended.

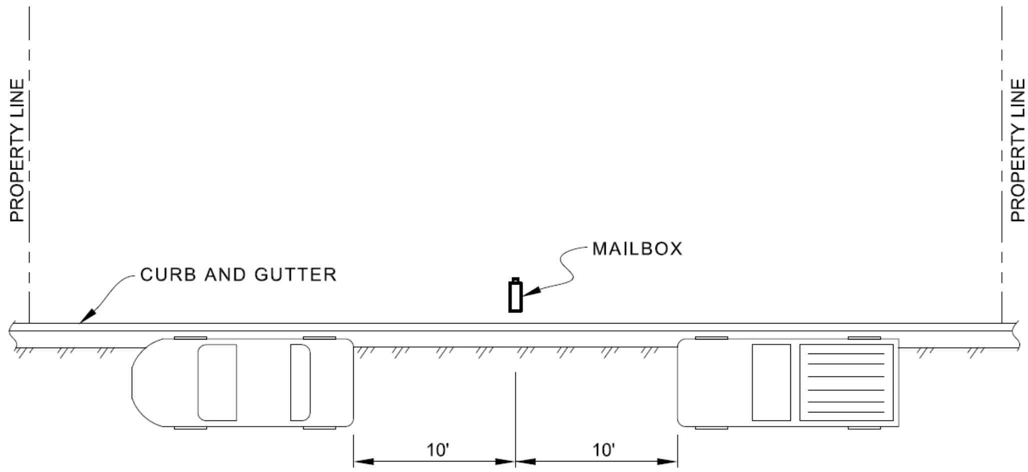
SECTION II.

After second and final reading of this Ordinance the amended Traffic ordinance sections will be adopted and codified as Chapter 134 of the Weslaco Code of Ordinances and said Chapter shall read as follows:

CHAPTER 134 TRAFFIC

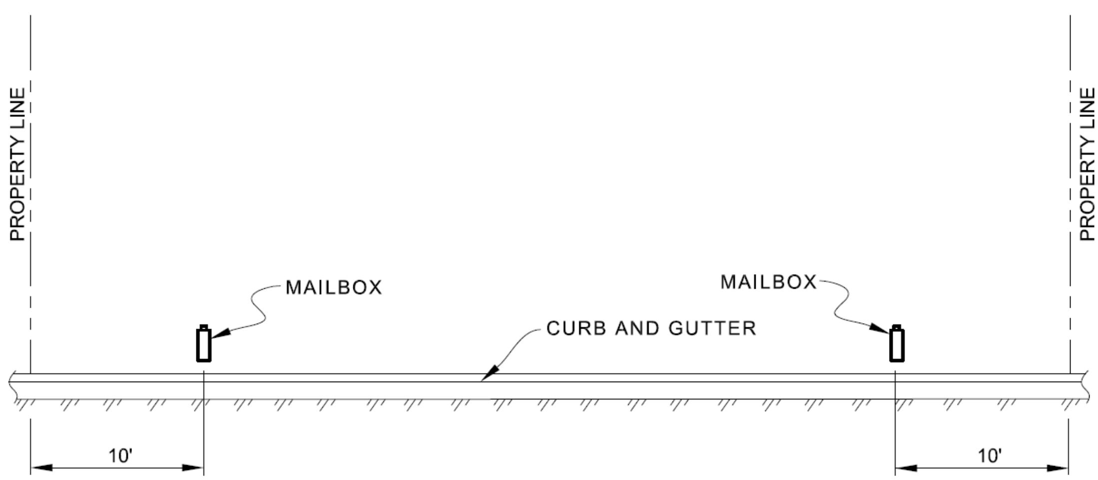
SECTION 134-134 STOPPING, STANDING OR PARKING VEHICLE NEAR MAILBOXES

1. It shall be unlawful and a violation to park any vehicle, except a United States Postal vehicle, within 10 feet of a United States Postal box on the sidewalk or street right of way located in a residential use area in accordance with Figure 1.1, between the hours of 8:00 a.m. to 5:00 p.m., Monday through Saturdays, except on federal holidays and except momentarily to load or unload passengers or merchandise.
   (a) This ordinance shall not apply to non-conforming residential size lots or lots whose frontage width is less than 50 feet.
   Figure 1.1



2. Existing mailboxes that have been deemed a nuisance due to proximity to neighboring property line by the Chief of Police or his designee must be relocated, at the property owners expense, to be at a minimum of 10 feet from the property line in accordance with Figure 1.2.

3. The installation of new mailboxes in areas that are not required by the United States Postal to have cluster boxes, must install said mailbox in accordance with Figure 1.2.
   Figure 1.2



PASSED AND APPROVED on first reading at a regular meeting of the City Commission this this 20th day of April 2021.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 4th day of May 2021.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Norma A. Cantu, CITY SECRETARY

APPROVED AS TO FORM:
/s/Juan E. Gonzalez, CITY ATTORNEY

VI. NEW BUSINESS

A. Discussion and consideration on Ordinance 2021-15 authorizing the issuance of "City of Weslaco Certificates of Obligation, Series 2021"; entering into a certificate of obligation purchase agreement and a paying agent/registrar agreement; and approving all matters related thereto and authorize the Mayor to execute any related documents. First reading of Ordinance 2021-15. Possible action. (Staffed by Finance Department.)

Vidal Roman, Finance Director introduced Ms. Anne Burger Entrekin with Hilltop Securities.

Ann Burger Entrekin stated the City remains in a very strong financial position having a rating of “AA”; overviewed the February projections versus actual indicating par amount of bonds would be $10,890,000 and with accrued interest and premium total sources would be $12,470,535; actual project fund deposit would be $12,250,000; true interest cost rate is 2.06%; call date is 10 years and negotiable; total debt service cost would be $15,289,633; no tax rate increase to cover debt and recommended Frost Bank as the financial institute to underwrite the bonds and thanked the finance department staff for assistance.

Commissioner Kerr, seconded by Commissioner Rodriguez moved to approve Ordinance 2021-15 authorizing the issuance of “City of Weslaco Certificates of Obligation, Series 2021” as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

B. Discussion and consideration on an Interlocal Agreement between Hidalgo and Cameron Counties Irrigation District No. 9 and City of Weslaco for hike and bike trails and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks and Recreation Department.)

Commissioner Kerr abstained from discussion and vote.

Omar Rodriguez, Parks & Recreation Director, stated the commission has voiced the need for more hike and bike trails; staff met with the irrigation districts to discuss how the City could utilize irrigation facilities and ditches for such purposes. Staff recommended approval of the interlocal agreement that sets terms to allow the expansion of hike and bike trails along irrigation facilities and is subject to their board approval noting this is a multi-year plan in the expansion efforts of trails along all of their canals and ditches.

In response to Mayor Pro Tem Muñoz, the city does not maintain irrigation canals only certain ditches; maintenance would be limited to improvement of the surface of unimproved top of banks and some mowing to have access to the trails in their right-of-way; discussions and final terms for use of all of the irrigation districts right-of-way will be done. In response to Commissioner Pedraza, as improvements begin precautionary measures will be done but some areas will be as is until improved as funding becomes available.

Commissioner Pedraza seconded by Commissioner Rodriguez moved to approve an Interlocal Agreement between Hidalgo and Cameron Counties Irrigation District No. 9 and City of Weslaco for hike and bike trails as presented. The motion carried; Commissioner Kerr abstained; Mayor Pro Tem Muñoz was present and voting.

<u>C. Discussion and consideration on realignment of drainage ditch at Mayor Pablo Pena City Park and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks and Recreation Department.)</u>

Commissioner Kerr seconded by Commissioner Pedraza moved to discuss.

Omar Rodriguez stated Phase III of drainage improvements calls for a regional detention facility (RDF) at Mayor Pablo Pena Park; funding approved for phase one of the project and is under design; went over project location and the alternate plan to realign the ditch from the north boundary of the park to go through the park; will allow the neighborhoods north to connect to the park. Staff met with the Irrigation Districts with no objection so long as there is an equal right-of-way with the new alignment. Staff recommended approval on realignment of the drainage ditch and to authorize the Mayor execute a memorandum of understanding establishing the new right-of-way once the realignment is completed.

Mayor Pro Tem Muñoz questioned if this would compromise any park property and is the cost more to realign. Staff stated the alternate realignment would have more usable space; the current design would lose park space and could not confirm if cost would be more.

In response to Commissioner Lopez, the neighborhoods south of the park would have the same accessibility as the north side as the park design proposes to extend and widen existing land mass and trails.

Mayor Pro Tem Muñoz recommended to table requesting cost information be presented for the alternate realignment. Andrew Munoz, Asst. City Manager, stated the item for action was to approve the realignment, then establish ownership of easements and right-of-way with the irrigation districts by an agreement. Any design changes can be done such as land crossings for accessibility from the south side to north side. Staff would bring back to the commission cost information to the proposed alternate plan to realign the drain ditch.

Commissioner Lopez seconded by Commissioner Pedraza moved to table. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

<u>D. Discussion and consideration on the submission of a proposal to the Community Project Funding Request to Congressman Vicente Gonzalez in the amount of $1,120,630 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)</u>

Joel Rivera, Police Chief, stated law enforcement agencies met with Congressman Vicente Gonzalez that stated funding was available for regional projects and encouraged submission of a proposal to the Community Project Funding. Staff recommended approval to submit a proposal in the amount $1,120,630 for review of possible grant awards that would support network services regionally such as fostering smaller law enforcement agencies to locate and operate in the city's Mid-Valley Regional Communications Center giving them the tools to better communicate and respond to their communities.

Commissioner Pedraza seconded by Commissioner Kerr moved to approve submission of a proposal to the Community Project Funding Request to Congressman Vicente Gonzalez in the amount of $1,120,630 as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

Commissioner Rodriguez excused himself from the regular meeting at 6:30pm.

E. Discussion and consideration on Inter-local Agreement between the City of Edcouch and City of Weslaco for lease space at 1912 Joe Stephens for the use, maintenance and operation of the Mid-Valley Regional Communications Corporation (Center) and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)

Joel Rivera recommended approval on the interlocal agreement that allows the City of Edcouch to use the city's software database Tyler Technologies New World Computer Aided Dispatch (CAD) and Records Management System RMS" at a cost of $5,000 for law enforcement dispatch service at the Mid-Valley Regional Communications Center. Chief stated another interlocal will be needed for lease space should City of Edcouch wish to locate at 1912 Joe Stephens on a more permanent basis with a rent base of $500 monthly with an additional $206 for annual maintenance.

Commissioner Kerr seconded by Commissioner Lopez moved to approve on Interlocal Agreement between the City of Edcouch and City of Weslaco for lease space at 1912 Joe Stephens for use, maintenance and operation of Mid-Valley Regional Communications Corporation Center as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

F. Discussion and consideration to award RFB No. 2020-21-12 for a New 4x4 Backhoe Loader to the lowest and most advantageous bidder Doggett Heavy Machinery, in an amount not to exceed $89,651 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

Commissioner Farias abstained from discussion and vote.

David Arce, Deputy Public Works Director, stated three bids were received and evaluated.
Doggett Heavy Machinery was lowest respondent in the amount of $89,651 with one-year warranty; unit meets all specs and requested extended warranty to be purchased for $2,151 for 60 month/ 5000 hours. Staff recommended approval with extended warranty to Doggett Heavy Machinery.

Commissioner Pedraza voiced concern on delivery time being 90-120 days and asked if anything else available. David Arce stated he spoke with the vendors and Doggett Heavy Equipment could have delivery within 45 days and Holt Colt within one week but the pallet fork attachment feature would not be available; the specifications requested the pallet fork and all bids submitted included cost of the attachment and questioned the City Attorney if they could deviate from bid specifications and award without feature at a cost of $90,250 and available. The City Attorney stated staff could award to a Buyboard vendor with commission approval.

Commissioner Pedraza seconded by Commissioner Lopez moved to reject all bids and award through a buy board vendor not to exceed $90,250 as presented. The motion carried; Commissioner Farias abstained; Mayor Pro Tem Muñoz was present and voting.

G. Discussion and consideration to award the purchase of Four (4) Pickup Trucks RFB No. 2020-21-14 to the most advantageous bidder(s) Caldwell Country Chevrolet ($34,775), GUNN Buick GMC LTD ($86,894), Boggus Ford ($30,784), and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

David Arce stated bids were received and recommended to award lowest bid of the ½ Ton Crew Cab, Diesel to Caldwell Country Chevrolet in the amount of $34,775; award ½ Ton, Ext. Cab Diesel, to Gunn Buick, GMC LTD in the amount of $37,104; award ½ Ton, 4x4, Crew Cab to Boggus Motor Co. in the amount of $30,784 and award ¾ Ton, 4x4, Extended Cab, Diesel to Gunn GMC LTD second lowest bid in the amount of $49,790 based on higher performance of said vehicle.

Commissioner Pedraza seconded by Commissioner Lopez moved to award Caldwell Country Chevrolet $34,775, GUNN Buick GMC LTD $89,894 (two vehicles) and Boggus Ford $30,784 as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

H. Discussion and consideration to reject bids received under RFB 2020-21-11 and authorize staff to rebid for the purchase of a Low Boy Trailer and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

David Arce stated commission approval on April 20, 2021 awarded NEXA Trailer for the purchase of a low boy trailer in the amount of $57,844. Staff recommended to reject bids and re-bid as there could be a cost savings of over $10,000 by rebidding.

Commissioner Pedraza second by Commissioner Lopez moved to reject bids received under RFB 2020-21-11 and authorize staff to rebid for purchase of Low Boy Trailer as presented. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

I. Discussion and consideration to approve an Amendment to the Municipal Materials Management Agreement with BFI dba Republic Services of Rio Grande Valley contingent to add a venue clause and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)

Commissioner Pedraza seconded by Commissioner Lopez moved to approve.

David Arce stated an agreement was approved that would allow Republic Services to pick up city owned residential containers; legal for Republic Services made changes and City Attorney recommended commission approve the amendments. The City Attorney noted approval subject to venue clause to be Hidalgo County.

Commissioner Pedraza rescinded the motion.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve an Amendment to the Municipal Materials Management Agreement with BFI dba Republic Services of Rio Grande Valley subject to venue clause added to be Hidalgo County as presented. Motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

<u>J. Discussion and consideration to authorize staff to install speed humps at varies locations and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.)</u>

David Arce went over locations for the installation of speed humps in Las Brisas Subdivision, Republic and Piasano Street.

Commissioner Farias requested speed hump at Pena Street.

Commissioner Farias seconded by Commissioner Lopez moved to authorize staff to install speed humps at Las Brisas Subdivision, Republic Street, Piasano and Peña Street as presented. Motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

<u>K. Discussion and consideration on agreement with Texas Parks and Wildlife for access into Estero Llano Grande for proposed Pleasantview drainage improvements at the FM 1015 crossing and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.)</u>

Albert Aldana, City Engineer, stated the agreement allows right of entry to the contractor and city to the ditch located in the Estero Llano Grande Park in order to proceed with the proposed Pleasantview Drainage Improvements beginning at the FM1015 and Mile 5 N. Road crossing. Staff recommended approval stating the agreement is in effect for one year or until superseded by an easement.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve agreement with Texas Parks and Wildlife for access into Estero Llano Grande for proposed Plesantview drainage improvements at the FM 1015 crossing as presented. Motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

VII. EXECUTIVE SESSION

At 6:55 p.m. Commissioner Pedraza seconded by Commissioner Farias moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

At 7:31 p.m. Mayor Suarez stated the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

VIII. 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. Personnel - Discussion regarding the Professional Services Agreement for Municipal Court Judge Samuel V. Sanchez as authorized by section §551.074 of the Texas Government Code.

No action.

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

No action.

D. Legal Consultation -¬ Consultation with City Attorney regarding Christopher De Leon as authorized by section §551.071 of the Texas Government Code.

No action.

E. Legal Consultation - Consultation with City Attorney regarding litigation styled *Ruben Cantu v City of Weslaco, Texas et al; Cause No. 7:21-cv-155* as authorized by section §551.071 of the Texas Government Code.

No action.

F. Economic Development - Consultation with City Attorney regarding financial offer or other incentives for Project Z & L as authorized by section §551.087 of the Texas Government Code.

No action.

G. Economic Development - Consultation with City Attorney regarding financial offer or other incentives for Project Falcon as authorized by section §551.087 of the Texas Government Code.

No action.

H. Economic Development - Consultation with City Attorney regarding financial options for Project Green Light as authorized by section §551.087 of the Texas Government Code.

No action.

IX. ADJOURNMENT

Commissioner Kerr seconded by Commissioner Pedraza moved to adjourn the meeting of May 4, 2021 at 7:32 p.m. The motion carried unanimously; Mayor Pro Tem Muñoz was present and voting.

CITY OF WESLACO

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MAYOR PRO TEM, Leo Muñoz

ATTEST:

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Norma A. Cantu, CITY SECRETARY