



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, MARCH 6, 2018**

On Tuesday, March 6, 2018, at 5:36 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 members present:

Mayor	David Suarez
Mayor Pro-Tem	Gerardo “Jerry” Tafolla
Commissioner	Leo Muñoz
Commissioner	Greg Kerr
Commissioner	Jose “J.P.” Rodriguez
Commissioner	Letty Lopez
Commissioner	Josh Pedraza
City Manager	Mike R. Perez
City Secretary	Elizabeth Walker
City Attorney	Juan E. Gonzalez

Also present: Mary Barrera, Finance Director; Veronica Ramirez, Human Resources Director; Juan Salas, Information Technology; Tony Lopez, Fire Chief; Robert de la Cerda, Interim Police Chief; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; David Arce, Parks and Recreation Director; Andrew Munoz, Airport Director; Arnold Becho, Library Director; and other staff members and citizens.

I. CALL TO ORDER

A. Certification of Public Notice.

Mayor Suarez called the meeting to order and certified the public notice of the meeting as properly posted Friday, March 2, 2018.

B. Invocation.

Pastor Elias Trevino, Family Life Ministries Church, led the invocation.

C. Pledge of Allegiance.

The Mayor led the Pledge of Allegiance and Texas Flag.

D. Mayoral Recognition.

There were none.

E. Roll Call.

Elizabeth Walker, City Secretary, called the roll, noting perfect attendance and a quorum present.

II. PUBLIC COMMENTS

There were none received.

III. PUBLIC HEARING

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to open the public hearing concurrently at 5:41 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

A. To solicit input on the proposed demolition order for unoccupied building located at 502 E Agostadero, being Lots 8-9, Block 13, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

B. To solicit input on the proposed demolition order for unoccupied building located at 1524 Ramos Drive, being West Tract N123.5-E78.52, Farm Tract 728 A/K/A Lot 4A, City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

C. To solicit input on the proposed demolition order for unoccupied building located at 620 E Los Torritos, being Lots 5-6, Block 6, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

D. To solicit input on the proposed demolition order for unoccupied building located at 2009 N International Blvd., being the South 1.74 acres of the North 4.05 acres of the South 9.99 acres of Farm Tract 1040 1.74 acres net, City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

Maria Vega stated her father owned the property and requests three more months to clean the property; she already has secured it by covering windows and doors.

E. To solicit input on the proposed demolition order for unoccupied building located at 515 N Liberty, being Lots 7-8-9, Block 6, Esplanada Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

F. To solicit input on the proposed demolition order for unoccupied building located at 600 W Los Torritos, being Lots 1-2, Block 6, Esplanada Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

G. To solicit input on the proposed demolition order for unoccupied building located at 300 N Pino, being Lot 11, Block 7, Northside Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

H. To solicit input on the proposed demolition order for unoccupied building located at 624 E Agostadero, being Lots 3-4, Block 7, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

I. To solicit input on the proposed demolition order for unoccupied building located at 419 S Texas Blvd, being Lot 19, Block 33, Weslaco Original Townsite, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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.

There were no comments.

Commissioner Kerr, seconded by Commissioner Lopez, moved to close the public hearing at 5:46 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

IV. CONSENT AGENDA

The following items are of a 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:

- 1) Regular Meeting on February 20, 2018; and
- 2) Special Meeting on February 27, 2018. (Staffed by City Secretary's Office.)

B. Approval of the renewal of the Interlocal Cooperation Contract with the Texas Department of Public Safety to authorize purchases through DPS General Stores. (Staffed by Police Department.)

C. Authorization to apply for funding from the Lower Rio Grande Valley Development Council to enhance PSAP (Public Safety Answering Point) operations and authorize the Mayor to execute any related documents. (Staffed by the Police Department.)

D. Approval of the purchase of a Certificate of Deposit from BBVA Compass in the amount of \$240,000.00 for a term of 18-months utilizing Booth Endowment Funds. (Staffed by the Library Department.)

E. Approval of a Mid Valley Airport Ground Lease Agreement with Kapal Investments, LLC for E-28 Hangar Series and authorize the Mayor to execute any related documents. (Staffed by Airport.)

F. Approval of a request by Valley Nature Center to utilize Gibson Park parking lot on April 14, 2018 from 8 a.m. – 10 p.m. for 4th annual Spring Feast, and authorize the Mayor to execute any related documents as may be required, and waive any fees that may be associated with the event. (Requested by Valley Nature Center.)

G. Authorization to solicit Requests for Proposals (RFP) to grade field 4 at Harlon Block Park Sports Complex and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

Mayor Pro Tem Tafolla, second by Commissioner Muñoz, moved to approve consent agenda items A through G as presented. The motion carried unanimously; Mayor Suarez was present and voting.

V. APPOINTMENTS

A. Discussion and consideration to approve Resolution 2018-10, 2018-11, 2018-12, 2018-13 and 2018-14 re-appointing members to expired terms on the Weslaco Recycling Committee Task Force and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works.)

The City Secretary noted that as this Committee was created ad hoc, its inaugural one-year term is expiring; it is at the will of the Commission to extend the work of this Committee and its membership another year.

Mayor Pro Tem Tafolla, second by Commissioner Pedraza, moved to approve Resolution 2018-10, 2018-11, 2018-12, 2018-13 and 2018-14 re-appointing Manuel Ramos, Gail Weigel Ortiz, Ignacio H. Cavazos, Maria L. Gonzalez and Jim Chapman as members to expired terms on the Weslaco

Recycling Committee Task Force an additional year as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the resolutions are as follows:

RESOLUTION NO. 2018-10

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE
WESLACO RECYCLING TASK FORCE COMMITTEE

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions and recommendations and encourage participation toward the planning and facilitating of programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider challenges and opportunities to promote awareness to reduce, reuse, recycle and encourage participation toward the common goal of a positive public image for the Weslaco Recycling Center; and

WHEREAS, as it is intended to serve ad hoc, the work of this Committee shall be limited to one year from establishment; and

WHEREAS, there shall be ten (10) members in the Weslaco Recycling Committee Task Force who shall be appointed by the Weslaco City Commission and shall be comprised of three Commissioners, one representative of the Public Works Department, one representative of Republic Services, and five citizens; and

WHEREAS, members shall serve without compensation and may be eligible for reappointment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT a Weslaco Recycling Committee Task Force is hereby created.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Manuel Ramos is appointed to serve on the Committee and the term will begin on March 22, 2018 and will expire on March 22, 2019.

PASSED AND APPROVED on this 6th day of March, 2018.

RESOLUTION NO. 2018-11

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE
WESLACO RECYCLING TASK FORCE COMMITTEE

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions and recommendations and encourage participation toward the planning and facilitating of programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider challenges and opportunities to promote awareness to reduce, reuse, recycle and encourage participation toward the common goal of a positive public image for the Weslaco Recycling Center; and

WHEREAS, as it is intended to serve ad hoc, the work of this Committee shall be limited to one year from establishment; and

WHEREAS, there shall be ten (10) members in the Weslaco Recycling Committee Task Force who shall be appointed by the Weslaco City Commission and shall be comprised of three Commissioners, one representative of the Public Works Department, one representative of Republic Services, and five citizens; and

WHEREAS, members shall serve without compensation and may be eligible for reappointment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT a Weslaco Recycling Committee Task Force is hereby created.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Gail Wiegall-Ortiz is appointed to serve on the Committee and the term will begin on March 22, 2018 and will expire on March 22, 2019.

PASSED AND APPROVED on this 6th day of March, 2018.

RESOLUTION NO. 2018-12

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO RECYCLING TASK FORCE COMMITTEE

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions and recommendations and encourage participation toward the planning and facilitating of programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider challenges and opportunities to promote awareness to reduce, reuse, recycle and encourage participation toward the common goal of a positive public image for the Weslaco Recycling Center; and

WHEREAS, as it is intended to serve ad hoc, the work of this Committee shall be limited to one year from establishment; and

WHEREAS, there shall be ten (10) members in the Weslaco Recycling Committee Task Force who shall be appointed by the Weslaco City Commission and shall be comprised of three Commissioners, one representative of the Public Works Department, one representative of Republic Services, and five citizens; and

WHEREAS, members shall serve without compensation and may be eligible for reappointment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT a Weslaco Recycling Committee Task Force is hereby created.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Ignacio H. Cavazos is appointed to serve on the Committee and the term will begin on March 22, 2018 and will expire on March 22, 2019.

PASSED AND APPROVED on this 6th day of March 2018.

RESOLUTION NO. 2018-13

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE
WESLACO RECYCLING TASK FORCE COMMITTEE

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions and recommendations and encourage participation toward the planning and facilitating of programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider challenges and opportunities to promote awareness to reduce, reuse, recycle and encourage participation toward the common goal of a positive public image for the Weslaco Recycling Center; and

WHEREAS, as it is intended to serve ad hoc, the work of this Committee shall be limited to one year from establishment; and

WHEREAS, there shall be ten (10) members in the Weslaco Recycling Committee Task Force who shall be appointed by the Weslaco City Commission and shall be comprised of three Commissioners, one representative of the Public Works Department, one representative of Republic Services, and five citizens; and

WHEREAS, members shall serve without compensation and may be eligible for reappointment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT a Weslaco Recycling Committee Task Force is hereby created.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Maria L. Gonzalez is appointed to serve on the Committee and the term will begin on March 22, 2018 and will expire on March 22, 2019.

PASSED AND APPROVED on this 6th day of March, 2018.

RESOLUTION NO. 2018-14

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE
WESLACO RECYCLING TASK FORCE COMMITTEE

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions and recommendations and encourage participation toward the planning and facilitating of programs and activities; and

WHEREAS, After public meetings, all recommendations are required to be submitted to the Weslaco City Commission for approval; and

WHEREAS, The Committee shall concurrently consider challenges and opportunities to promote awareness to reduce, reuse, recycle and encourage participation toward the common goal of a positive public image for the Weslaco Recycling Center; and

WHEREAS, as it is intended to serve ad hoc, the work of this Committee shall be limited to one year from establishment; and

WHEREAS, there shall be ten (10) members in the Weslaco Recycling Committee Task Force who shall be appointed by the Weslaco City Commission and shall be comprised of three Commissioners, one representative of the Public Works Department, one representative of Republic Services, and five citizens; and

WHEREAS, members shall serve without compensation and may be eligible for reappointment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT a Weslaco Recycling Committee Task Force is hereby created.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Jim Chapman is appointed to serve on the Committee and the term will begin on March 22, 2018 and will expire on March 22, 2019.

PASSED AND APPROVED on this 6th day of March, 2018.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Elizabeth M. Walker, CITY SECRETARY

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

VI. OLD BUSINESS

A. Discussion and consideration to approve on Second and Final Reading Ordinance 2018-07, amending Ordinance 200 and Ordinance 1998-09, Codified as Chapter 134 Traffic Ordinance, adopting new regulations and ordaining other matters with respect to the subject matter hereof and authorize the Mayor to execute any related documents. Second and Final Reading of Ordinance 2018-07. Possible action. (First reading of Ordinance 2018-07 held February 20, 2018; staffed By Planning and Code Enforcement Department.)

Mardoqueo Hinojosa, City Engineer/Planning and Code Enforcement Director, stated amendments include definitions of trucks. Staff has identified with the Economic Development Corporation an area in the Industrial Park for tractor trailer parking. Staff recommends approval on second and final reading of Ordinance 2018-07.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to approve Second and Final Reading of Ordinance 2018-07, amending Ordinance 200 and Ordinance 1998-09, Codified as Chapter 134 Traffic Ordinance, as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following is the ordinance:

ORDINANCE 2018-07

AN ORDINANCE AMENDING ORDINANCE NUMBER 200 AND ORDINANCE NUMBER 1998-09 THE CITY OF WESLACO TRAFFIC ORDINANCE; CODIFIED AS CHAPTER 134 OF THE WESLACO CODE OF ORDINANCES, ADOPTING NEW REGULATIONS; 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 and Ordinance 1998-09 passed and approved on June 16, 1998 as "Traffic Ordinance" and Codified as Chapter 134 of the Weslaco Code of Ordinances is hereby amended.

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

Sec. 134-1. - Definitions.

Box Truck. Any van with a cube-shaped storage compartment that is wider and taller than the front of the vehicle.

Gooseneck Trailer. Any vehicles without motive power designed or used for carrying property or passengers wholly on its own structure and is attached by using ball hitch in the bed of a pickup truck.

Oversized Commercial Vehicle. Any designated vehicle as listed below, or any vehicle designed for the transport of property or cargo with a gross weight rating, as those terms defined in state law, of more than fifteen thousand (15,000) pounds, or any vehicle designed for the transport of more than fifteen (15) passengers, inclusive of the driver.

Designated vehicles, for purposes of this section, are:

- Trucks, box trucks, dump trucks, truck-tractors, concrete mixing trucks, stake-bed trucks or vehicles similar to any of the listed vehicles.
- Buses, goose-neck trailers, pole-trailers, semi-trailers, trailers all of which measure twenty-five (25) feet in length or greater from end to end, or more than seven (7) feet in width at their widest point, or more than seven (7) feet in height at their highest point, or vehicles similar to any of the listed vehicles.
- The term "oversized vehicle" shall exclude any self-contained recreational vehicle which have a kitchen, bath or sleeping quarters and is specially designed for recreational purposes.

Residential District. The territory contiguous to and including any public street, alley, easement, parkway, boulevard, or public place which abuts any property zoned as residential property according to Chapter 150 Zoning Ordinance.

Semi-trailer. Any vehicle of the trailer type so designated or used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or is carried by another motor vehicle.

Stake-bed trucks. An open truck body having a platform with sockets at the edge into which upright stakes may be placed to form a fence around a load.

Trailer. Any vehicle without motive power designed or used for carrying property or passengers wholly on its own structure and to be drawn by a motor vehicle.

Truck. Any and all vehicles and motor vehicles whose body weight or whose rated or licensed combined body and load weight exceeds 10,000 pounds, whether such vehicle constitutes a single unit or is composed of two or more vehicles coupled together.

Truck-tractors. Any motor vehicle designed or used primarily for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

Sec. 134-143. - Residential truck parking requirements.

It shall be unlawful for the driver, owner or operator of an oversized commercial vehicle, as the term is defined in Section 134-1, to park the same, or permit the same to be parked, stand or remain motionless for any amount of time on any street in the city identified as a Residential District or used for residential purpose.

It shall be unlawful for any person to park or allow to be parked any oversized commercial vehicle on any property under his control on any portion of a front yard, side yard or rear yard of any area or district which is residentially zoned in accordance with Chapter 150 or used for residential purpose.

Sec. 134-144- Exceptions.

- a) Exceptions: A truck is being operated for the following limited purposes:
 - 1. A bona fide business purpose limited to pickup and delivery of goods, merchandise, or produce at a point in the city which is not accessible by a City identified truck route;
 - 2. To provide emergency medical services or conduct rescue operations for persons in health or life endangered situations;
 - 3. The operation of trucks owned or operated by the city's public utilities, or any contractor or materialman, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the city limits;
 - 4. To comply with an official detour order of the city or of another authorized public authority; or
 - 5. Private and public-school buses.
- b) All trucks operating pursuant to the authority of this section:
 - 1. Shall proceed only over the truck route; and
 - 2. Shall deviate only at the intersection with the street upon which such traffic is permitted, nearest to its destination point. Upon leaving the destination point, a deviating truck shall return to the truck route by the shortest route available.
- c) Parking: When engaged in a bona fide business purpose as set out in subsections (a)(1), (2), and (3) of this section, and which must be completed within a reasonable period of time.
- d) Parking of any oversized commercial vehicle in commercial or industrial zones shall be permitted and shall be in accordance with article VI of this chapter.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this this 20th day of February 2018.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 6th day of March 2018.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Elizabeth M. Walker, CITY SECRETARY

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

B. Discussion and consideration to approve a Memorandum of Understanding with the City of South Padre Island to provide Mobile Intensive Care Unit Ambulances March 15-17, 2018 and authorize the Mayor to execute any related documents. Possible action. (This item was tabled February 20, 2018; Staffed by the Fire Department.)

Commissioner Kerr, seconded by Commissioner Muñoz, moved to remove the item from the table. The motion carried unanimously; Mayor Suarez was present and voting.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to discuss.

Antonio Lopez, Fire Chief, stated there would be a net of \$2,500, including the cost of employee benefits. The Ambus will be parked at convention center, making two scheduled transports a day; meals, fuel, equipment and supplies will be reimbursed after the event. Juan E. Gonzalez, City Attorney, requested a change to the memorandum to identify the venue as Hidalgo County.

Mayor Pro Tem Tafolla, seconded by Commissioner Muñoz, moved to approve Memorandum of Understanding with the City of South Padre Island to provide Mobile Intensive Care Unit Ambulances March 15-17, 2018 amended to reflect counsel's recommendation. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration to approve an interlocal agreement with the Weslaco Independent School District for the paving of certain school parking lots and authorize the Mayor to execute any related documents. Possible action. (There was no action on February 20, 2018; requested by Weslaco Independent School District.)

Mike Perez, City Manager, stated he is meeting with Weslaco Independent School District this week; he recommends removing the item from the agenda until the district is ready to proceed.

There was no action on this item.

VII. NEW BUSINESS

A. Discussion and consideration of a presentation from Weslaco High School on Adopt-a-Park program and park plan for Gibson park improvements for 2018 and approval of a budget amendment in the amount not to exceed \$12,000.00 to use in matching funding through WOW/Texas A&M. Possible action. (Staffed by Parks and Recreation Department.)

Ms. Yvette Castilla and Miss Brianna Miranda, reported on improvements at Gibson Park through the Working on Wellness (WOW) Coalition, highlighting upgraded benches, resurfaced basketball courts, and added mural as well as organized monthly park clean-up activities; WOW contributions total \$96,344 in grants and volunteer hours to date. She thanked the City for the \$25,000 contribution last year and requests \$12,000 matching funds for continued efforts this year, including new signs, expanded trail on the Northside, installation of sidewalks, and resurfacing of the shuffleboard as a multi-purpose play area.

Commissioner Kerr, seconded by Commissioner Pedraza, moved to approve the Adopt-a-Park program and park plan for Gibson park improvements for 2018 and approval of a budget amendment in the amount not to exceed \$12,000.00 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 located at 502 E Agostadero, being Lots 8-9, Block 13, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve.

Mardoqueo Hinojosa reported approximately 30 homes are examined each year for potential demolition; that list was narrowed to 15 properties because some owners complied. Notices were published February 9 and 15.

The Owner for this property applied for permit to repair the structure. The Commission has given 6 months for compliance in past action and staff recommends approval of a 6-month deadline for compliance.

Mayor Pro Tem Tafolla, seconded by Commissioner Muñoz, moved to amend and allow six months for compliance. Mayor Suarez recommended if not in compliance within the six months to bring back to the Commission for demolition order. Mayor Pro Tem Tafolla withdrew his motion.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to give the property owner a period of six months for compliance with building codes, if not bring back to the Commission for demolition consideration. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 1524 Ramos Drive, being West Tract N123.5- E78.52, Farm Tract 728 A/K/A Lot 4A, City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve

Mardoqueo Hinojosa stated the Board of Adjustments and Appeals to the Building Codes and staff recommend demolition within 60 days by owner. The property owner submitted a letter yesterday requesting time for repairs; the City Manager recommended to allow 90 days to demolish.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to amend and allow 90 days to fix property before demolishing. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 620 E Los Torritos, being Lots 5-6, Block 6, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Commissioner Kerr, seconded by Commissioner Lopez, moved to discuss.

Mardoqueo Hinojosa stated no action required as the owner took advantage of the Clean Sweep incentive program, through which the City paid for the roll off containers and the owner voluntarily demolished. There was no action on this item.

E. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 2009 N International Blvd., being the South 1.74 acres of the North 4.05 acres of the South 9.99 acres of Farm Tract 1040 1.74 acres net, City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa recommended demolition; however, the owner's representative requested additional time during the public hearing.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to allow the property owner six months to fix property before demolition order is issued. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 515 N Liberty, being Lots 7-8-9, Block 6, Esplanada Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa reported this is one of the homes secured during the Clean Sweep program and recommended a demolition order be issued as property owner is non-responsive.

Commissioner Kerr, seconded by Commissioner Muñoz, moved to authorize a demolition order for an unoccupied building located at 515 N Liberty as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 600 W Los Torritos, being Lots 1-2, Block 6, Esplanada Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa reported this is one of the homes secured during the Clean Sweep program and recommended a demolition order be issued as property owner is non-responsive.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to authorize the demolition order for an unoccupied building located at 600 W Los Torritos as presented. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 300 N Pino, being Lot 11, Block 7, Northside Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for

human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa reported this is one of the homes secured during the Clean Sweep program and recommended a demolition order be issued as property owner is non-responsive.

Commissioner Kerr, seconded by Commissioner Pedraza, moved to authorize the demolition order for an unoccupied building located at 300 N Pino, as presented. The motion carried unanimously; Mayor Suarez was present and voting.

I. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 624 E Agostadero, being Lots 3-4, Block 7, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa stated this property was identified in 2017 as a dilapidated structure; the owner indicated at the time would bring into compliance. Staff recommends demolition order be issued as the property remains dilapidated; in response to Commissioner Muñoz, the junk vehicles may be removed separately.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to authorize the demolition order for an unoccupied building located at 624 E Agostadero as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 419 S Texas Blvd, being Lot 19, Block 33, Weslaco Original Townsite, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and 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. Possible action. (Staffed by Planning and Code Enforcement Department.)

Commissioner Pedraza, seconded by Commissioner Kerr, moved to approve.

Mardoqueo Hinojosa stated the owner requested additional time: the Board of Adjustment and Appeals granted 120 days; staff recommends 180 days.

Commissioner Pedraza, seconded by Commissioner Kerr, amended the motion to grant the owner 180-days to repair to standards. The motion carried unanimously; Mayor Suarez was present and voting.

The original motion carried unanimously.

K. Discussion and consideration to award Request For Bids 2017-18-08 North Fire Station Waterline to the lowest, most advantageous bidder and authorize Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mardoqueo Hinojosa stated eleven bids were received; the estimated project cost is \$76,000 including both base bid and alternate. The Irrigation District will perform the alternate for the amount of \$1,389.00; therefore staff recommends awarding O.M.T., which was the second lowest for the base plus alternate but the lowest respondent for the base bid in the amount of \$55,284.50. The City Manager noted the respondent is an approved vendor with North Alamo Water Supply Corporation.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to award Request For Bids 2017-18-08 North Fire Station Waterline to O.M.T Utilities for the base bid in the amount of \$55,284.50 as the most advantageous bidder and authorize Mayor to execute any related documents. The motion carried unanimously; Mayor Suarez was present and voting.

L. Discussion and consideration to approve change order or decline City participation for Midway Mobile Subdivision sanitary sewer upgrade. Possible action. (Staffed by Planning and Code Enforcement Department.)

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve.

Mardoqueo Hinojosa stated the engineer of record requested \$140,000 more for dewatering; staff requested a Geotechnical Report which indicates the water table is at 7-8 feet. Staff recommends keeping the original depth of the sanitary sewer line, with the City to pay for the upgrade from 8-inch to 12-inch line and not pay any dewatering costs. He recommended no action on the item.

Mayor Pro Tem Tafolla rescinded the motion. There was no action on this item.

M. Discussion and consideration to amend Republic Services agreement to allow for additional charges for overfilling of commercial trash dumpsters in the amount of \$37.50 per yard and authorize the Mayor to execute any related documents. Possible action. (There was no action on February 6, 2018; Staffed by City Manager.)

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve.

Omar Rodriguez, Republic Services, requested specific language in the contract to identify a charge for overfilled commercial containers in the amount of \$37.50 effective May 1, 2018.

In response to Mayor Suarez, Omar Rodriguez stated the goal is to motivate the account holder to right-size their container. The City Manager stated under contract terms, Republic Services notifies account holders, providing copy of that documentation to the City; the City then sends notification to account holders on next billing cycle of the additional surcharge giving them an opportunity to upsize container. However, there is no additional charge identified in the contract or fee schedule.

Mr. Rodriguez stated by ordinance it is the responsibility of the account holders to avoid overfill; they can get a container lock, enclose the container, or install cameras to mitigate any illegal dumping. The City Manager stated other options are to increase the size of containers, number of containers, and number of scheduled pick-ups.

Commissioner Muñoz requested notification to the accountholders before any fee imposed; Commissioner Pedraza suggested amending the ordinance to require enclosure and lock. The City Attorney suggested developing an appeal process for customers.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, rescinded the original motion and moved to table item M and N until the first meeting in April so Republic Services and City can educate customers of potential overfill surcharge. The motion carried unanimously; Mayor Suarez was present and voting.

N. Discussion and consideration to approve Ordinance 2018-06 amending the Master Fee Schedule to reflect the overfill charges and authorize the Mayor to execute any related documents. First Reading of Ordinance 2018-06. Possible action. (There was no action on February 6, 2018; Staffed by Finance Department.)

Tabled by previous action on item M.

O. Discussion and consideration to amend the contract with Republic Services to adjust the residential and commercial rates by 3.46% effective as of April 1, 2018 in accordance with the solid waste agreement, and authorize the Mayor to execute any related documents. Possible action. (Requested by Republic Services.)

The City Manager stated Republic Services can increase rates under the contract terms based on the Consumer Price Index for water and sewer; this does not raise rates on the customers but increases the City cost by \$0.31/customer. The Mayor expressed he would not like to raise rates on our customers.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve amending the contract with Republic Services to adjust the residential and commercial rates by 3.46% effective as of April 1, 2018 in accordance with the solid waste agreement, as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. REPORTS

A. Quarterly Financial Report by Finance Department. Possible action to accept and file.

Mary Barrera stated the fourth quarter financial report was subject to audit adjustments, presenting assets, cash and equivalents totaling \$10,579,537, liabilities of \$3,039,639.00, unassigned fund balance of \$6,748,748.00. Total revenues were \$24,901,761 which represents 5% more than budgeted for the general fund; total expenditures budgeted was \$24,038,474 and actual was \$24,030,081. The fund balance beginning of fiscal year was \$8,103,073 and ending balance \$7,539,899 with 91 days in working capital.

Water and sewer operations total assets are \$94,732,132, total liabilities are \$63,703,069, \$31,029,064 invested in capital assets; long term debt (bonds) of \$57,403,641 with 27 days in working capital in the enterprise fund. The solid waste fund unreserved fund equity \$2,825,602 includes \$2 million loan advanced to water and sewer. Airport expenditures were \$691,165 over but all towards construction in progress to be recognized later as a depreciable asset.

First quarter this fiscal year had \$17.8 million in assets and \$8.7 million in liabilities, as the City collects most taxes in front end of the year, depleting over the year and bond payments made in February. Sales tax deposits are 3% higher than last year. Staff recommends approval to accept and file as presented.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to accept and file the Quarterly Financial Reports as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Quarterly Investment Report by Finance Department. Possible action to accept and file.

Mary Barrera, Finance Director, reviewed the quarterly investment report ending December 31, 2017, with cash on deposit \$14,820,552 and interest earned \$37,173.06, held in BBVA, TexPool, Tex Pool Prime, and two Certificates of Deposit with an average return rate of 0.89%. The report is in full compliance with the investment policy and recommends approval.

Mayor Pro Tem Tafolla, seconded by Commissioner Muñoz, moved to accept and file the quarterly investment report ending December 31, 2017 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

C. Report by Weslaco Area Chamber of Commerce.

Doug Croft, Chamber CEO, reported on the digital media campaign, through which they geofenced the Space Coast Bird Festival and received \$116,000 in media impressions. They recently hosted travel writers whose articles appear in 130-150 newspapers.

D. Report by Economic Development Corporation of Weslaco.

Marie McDermott, Executive Director, reported on UTRGV CIC and Tower Theater construction projects. The summary leads had four projects closed in 2018, resulting in 36 jobs with \$4.8 million in capital investment.

E. Report by Inframark.

In the absence of George Quillantan, a representative from Inframark advised no issues to report.

F. Report by Planning and Code Enforcement.

Mardoqueo Hinojosa reported Villegas at Westgate has been recorded; Villa Verde and Regency apartments should be sub-leasing soon. Commissioner Muñoz requested the trends in permits issued for new construction to be included in the next report.

G. Report by Public Works.

Pete Garcia, Public Works Director, reported on coordinated efforts with Rio-Valley Switching Co. for repairs of the railroad tracks at Utah Avenue; Isaac Rodriguez Splash Pad sewer line being installed; Adams Street waterline being replaced and lowered. Also, the recycling program is adding more drop-off containers throughout the City.

IX. EXECUTIVE SESSION

At 7:55 p.m. Mayor Pro Tem Tafolla, seconded by Commissioner Muñoz, moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 8:50 p.m. Mayor Suarez announced the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

X. 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 §551.074 of the Texas Government Code.

There was no action.

B. Personnel - Discussion with the City Manager regarding an employment agreement with Joel Rivera as Police Chief as authorized by §551.074 of the Texas Government Code.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to authorize an employment contract with Joel Rivera as Police Chief with an annual salary of \$99,000 and pay adjustment of \$5,000 upon successful probationary period, providing severance pay of six months and assignment of a City vehicle. The motion carried unanimously; Mayor Suarez was present and voting.

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

There was no action.

D. Real Property – Consultation with City Attorney on the purchase, sale, exchange, lease or value of real property consisting of 14.73 acres more or less out of Farm Tracts 683, 691, and 692 as authorized by §551.072 of the Texas Local Government Code.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to authorize the purchase of real property consisting of 14.73 acres more or less out of Farm Tracts 683, 691, and 692 as discussed in executive session and authorized the Mayor to execute any related documents. The motion carried unanimously; Mayor Suarez was present and voting.

XI. ADJOURNMENT

Commissioner Muñoz, seconded by Mayor Pro Tem Tafolla, moved to adjourn at 8:55 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

MAYOR, David Suarez

ATTEST:

CITY SECRETARY, Elizabeth Walker

MAYOR PRO-TEM, Gerardo “Jerry” Tafolla

COMMISSIONER, Leo Muñoz

COMMISSIONER, Greg Kerr

COMMISSIONER, Jose “J.P.” Rodriguez

COMMISSIONER, Letty Lopez

COMMISSIONER, Josh Pedraza