



**MINUTES OF A REGULAR MEETING
WESLACO CITY COMMISSION
SEPTEMBER 5, 2023**

On Tuesday, September 5, 2023, at 5:30 p.m. the City Commission of the City of Weslaco, Texas convened in a Regular Meeting at City Hall in the Legislative Chamber, located at 255 South Kansas Avenue with the following member's present:

PRESENT:	Mayor	David Suarez
	Mayor Pro Tem	JP Rodriguez
	Commissioner	Josh Pedraza
	Commissioner	Letty Lopez
	Commissioner	Israel Gonzalez Jr.
	Commissioner	Greg Kerr
	Commissioner	Adrian Farias

ABSENT:

STAFF PRESENT:	Martin Garza	City Manager
	Norma A. Cantu	City Secretary
	Juan E. Gonzalez Jr.	City Attorney

Also present: Andrew Munoz, Asst. City Manager/Airport Director, Molly Vallejo, Secretary, Rosie Cavazos, Finance Director, Rebekah de la Fuente, Director of Planning and Code Enforcement, Luz Galindo, HR Director, Antonio Lopez, Fire Chief, Joel Rivera, Police Chief, David Arce, Public Works Director, Albert Aldana, City Engineer, Director, Rosa Badillo, Court Coordinator, and other staff members.

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, September 1, 2023.

B. Invocation.

Pastor Ray Sanchez, First Baptist Church led the invocation.

C. Pledge of Allegiance.

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

D. Roll Call.

Norma A. Cantu, City Secretary, called the roll noting at the time of roll call the absence of Mayor Pro Tem Rodriguez and a quorum present.

E. Mayoral Recognition.

- 1) Recognition of the retirement of Officer Alex Casares from the Weslaco Police Department.

Mayor Suarez and the Commission recognized and congratulated Lt. Alex Casares on his retirement from the Weslaco Police Department.

- 2) Weslaco East High School ROTC Certificate Presentation.

None.

II. PUBLIC COMMENTS

Brian Syzdek, Municipal Valve & Equipment, commented on the flap gate improvements that began in 2018 and were awarded the project that consisted of 80 locations; locations were evaluated to determine products, materials, and installation; phase I of improvements began and went over two products used in 2019; supplier used closed shop and when phases II began in 2023 advised a be re-bid would be needed as a result of a different supply vendor. Mr. Syzdek noted the prices for material obtained from the manufacturer in 2018 are locked in and stated if rebid cost would inflate to today's pricing and opinioned it would be advantageous to the city to allow Municipal Valve & Equipment to continue with flap gate improvements.

Irania Juarez, resident, commented on animal welfare and requested favorable consideration and commit to life saving changes, allow community volunteers to assist in transforming the Weslaco animal shelter for the better.

III. REPORTS

A. Presentation by Engineering Interns.

Albert Aldana, City Engineer, introduced interns, Zulimar Vazquez and Eloseo Moreno, UTRGV Civil Engineering students. Zulimar and Elosia reported on their two-month internship that allowed them to gain knowledge and hands on experience, familiarized themselves and worked with software ARCGIS utilized to make maps and Pointman a mobile underground utility mapping that plots water and sewer lines, storm inlets and manholes; reported on progress made on the collection of 2,495 existing and new utilities able to complete the north side; reported on field experience working with Autocad, operate Trimble RD12 equipment, gained knowledge with QGIS, observed projects beginning to end. Thanked the engineering staff for the wisdom and guidance gained.

B. Weslaco Chamber of Commerce.

Barbara Jean Garza, President/CEO, reported the expenditures of August 2023 totaled \$11,679 that included business center operations, membership & dues, general advertising, nature tourism and staff development; 180 visitors in the facility that included In and Out of State, 15 facility reservations; reported and invited them on the upcoming events that included ribbon cutting Tacos El Plebe, milestone ribbon cutting on September 28 for Our Lady of the Lake University

celebrating 15-years, networking mob lunch, reported in partnership with Weslaco PD hosting an active shooters training and Business Watch Program on Friday September 8, attended ACCE Conference and Texas Association of Convention and Visitors Bureaus; planning for the Christmas Parade, Santa Dash and Onion Fest, hosted the 4th annual back to school event with over 300 educators and participants and thanked those that donated to the event.

C. Weslaco Economic Development Corporation.

Maria Cisneros, Weslaco EDC, reported the first Alfresco event held with a theme of back to school stating over 800 back packs were donated and distributed, thanked the Weslaco PD for assistance in distributing remaining back packs to the community; the next Alfresco event was scheduled for Sep 21 with a theme of “Diez y Seis de Septiembre”; letters of intent and contracts sent out for all commercial lots at the Mid-Valley International Industrial Park and working on grand opening for mid-November; staff working on recruitment of companies attending conferences for this; working with the Weslaco 100 and Façade grants that will now be open city-wide with a press release to follow; Dutch Brothers to open in October and Cold Store Creamery to open this month.

IV. PUBLIC HEARING

Commissioner Kerr seconded by Commissioner Lopez moved to open the public hearing. The motion carried unanimously; Mayor Suarez was present and voting.

A. Public Hearing to solicit input from the public regarding the City of Weslaco's Proposed Budget for Fiscal Year 2023-2024 commencing October 1, 2023 and ending on September 30, 2024, pursuant to Local Government Code 102.006. (Staffed by Finance Department.)

No comments.

B. Public Hearing to solicit input from the public regarding the City of Weslaco proposed ad valorem property tax rate of .6967 per \$100 valuation, pursuant to Texas Tax Code Section 26.05(d). (Staffed by Finance Department.)

No comments.

Commissioner Kerr seconded by Commissioner Pedraza moved to close the public hearing. The motion carried unanimously; Mayor Suarez was present and voting.

V. CONSENT AGENDA

All items listed under the Consent Agenda are considered to be routine and the Governing Body has been furnished with background and support material on each item and will be acted by one motion. Any Commissioner may remove items from the consent agenda by making such request prior to a motion and voting on the Consent Agenda.

A. Approval of the Minutes of the Regular Meeting on August 15, 2023. (Staffed by City Secretary Department.)

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

1) Ordinance 2023-32 to rezone 109 W Esplanada also being Lot 15 and 16, Block 7, Esplanada Subdivision, Weslaco, Hidalgo County, Texas from R-1 One-Family Dwelling District to R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading held August 15, 2023. (Staffed by Planning & Code Enforcement Department.)

2) Ordinance 2023-33 to rezone 500 S Iowa also being Lot 1, Block 44, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas from R-1 One-Family Dwelling District to R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading held August 15, 2023. (Staffed by Planning & Code Enforcement Department.)

3) Ordinance 2023-34 for the Voluntary Annexation of EMC Subdivision– being a 1.79-acre tract of land out of Farm Tract 771, West Tract Subdivision, Hidalgo County, Texas located 750' west of Pleasantview along the south side of E 18th St. and authorize the Mayor to execute any related documents. First reading held August 15, 2023. (Staffed by Planning & Code Enforcement Department.)

4) Ordinance 2023-35 for the Voluntary Annexation of Parma Subdivision– being a West Tract BNC an IRR TR S330'-N660'-E660' FT 109 5.0 AC Net, West Tract Subdivision, Hidalgo County, Texas located North Texas approximately 1,600 feet south of Mile 10 North and authorize the Mayor to execute any related documents. First reading held August 15, 2023. (Staffed by Planning & Code Enforcement Department.)

C. Approval on Resolution 2023-52 of the annual request to host the Weslaco Lighted Christmas Parade on Saturday, December 9, 2023 along with Santa Dash fun run by the Chamber & RGV Theme Runs from 4:00 to 9:00 pm; request for street closures on Texas Blvd from Pike Street to Sixth Street, approval of the use of City Hall parking lot to stage fun run participants for start and end of run, request for support from Weslaco PD, Public Works and Parks & Recreation Departments. Request to waive any required fees and authorize the Mayor to execute any related documents as may be required by the Texas Department of Transportation for a proposed street closure affecting state right-of-way. (Staffed by Engineering/Weslaco Chamber of Commerce.)

D. Approval to allow Honorably Retired Peace Officer Alex Casares to purchase his service weapon, a Glock Gen 4 with engraving "WESLACO PD" Model 22, caliber .40 with serial #WXN025 for an amount of \$255.00 as allowed under Texas Government Code Section 614.051 and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

E. Approval to submit an application to D&M Leasing Buy Board Contract 652-21 to lease 10 police units (eight marked police units and two unmarked units) and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

F. Approval of a Memorandum of Understanding with Region One for provision of free GED, ESL, and other adult education classes within the library and authorize the Mayor to execute any related documents. (Staffed by Library Department.)

G. Approval of Interlocal Agreement(s) with the following entities for Animal Care Services:

1. City of Alamo
2. City of Donna
3. City of Edcouch
4. City of Elsa
5. City of La Villa
6. City of Mercedes
7. City of Penitas
8. City of Pharr
9. City of San Juan
10. Willacy County

and authorize the Mayor to execute any related documents. (Staffed by Weslaco Animal Care Services.)

H. Approval on renewal of a lease agreement with the Mid-Valley Soccer Association for the Judge Gilbert Garza Park Soccer Complex as requested from September 2023 through April 2024 and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.)

I. Approval on renewal of a lease agreement with the Weslaco Youth Football League for the use of Harlon Block Sports Park as requested from September 2023 through February 2024, and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.)

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

E. Approval to submit an application to D&M Leasing Buy Board Contract 652-21 to lease 10 police units (eight marked police units and two unmarked units) and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

Commissioner Farias abstained from discussion and vote.

Commissioner Kerr seconded by Commissioner Lopez moved to approve an application to D&M Leasing Buy Board Contract 652-21 to lease 10 police units as presented. The motion carried; Commissioner Farias abstained; Mayor Suarez was present and voting.

For the record following are the captions of the ordinance(s):

ORDINANCE NO. 2023-32

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 2018-02 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF REZONE 109 W ESPLANADA ALSO BEING LOT 15 AND 16, BLOCK 7, ESPLANADA SUBDIVISION, WESLACO HIDALGO COUNTY, TEXAS. FROM R-1 ONE-FAMILY DWELLING DISTRICT TO R-2 DUPLEX AND APARTMENT DISTRICT BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS:

ORDINANCE NO. 2023-33

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 2018-02 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF REZONE 500 S IOWA ALSO BEING LOT 1, BLOCK 44, WESLACO ORIGINAL TOWNSITE SUBDIVISION, WESLACO HIDALGO COUNTY, TEXAS. FROM R-1 ONE-FAMILY DWELLING DISTRICT TO R-2 DUPLEX AND APARTMENT DISTRICT BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS:

ORDINANCE NO. 2023-34

AN ORDINANCE ANNEXING ADDITIONAL TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF WESLACO, HIDALGO COUNTY, TEXAS ON VOLUNTARY PETITION OF AREA LAND OWNER SUCH LAND BEING 7.73 ACRES OF LAND, LOCATED IN HIDALGO COUNTY, TEXAS, WHICH IS CONTIGUOUS TO THE CITY LIMITS AND HEREINAFTER DESCRIBED; AS SHOWN IN THE ATTACHED EXHIBIT; MAKING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OPEN MEETINGS AND OTHER RELATED MATTERS.

ORDINANCE NO. 2023-35

AN ORDINANCE ANNEXING ADDITIONAL TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF WESLACO, HIDALGO COUNTY, TEXAS ON VOLUNTARY PETITION OF AREA LAND OWNER SUCH LAND BEING 8.749 ACRES OF LAND, LOCATED IN HIDALGO COUNTY, TEXAS, WHICH IS CONTIGUOUS TO THE CITY LIMITS AND HEREINAFTER DESCRIBED; AS SHOWN IN THE ATTACHED EXHIBIT; MAKING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OPEN MEETINGS AND OTHER RELATED MATTERS.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 15th day of August, 2023.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 5th day of September, 2023.

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. APPOINTMENTS

A. Discussion and consideration on Resolution 2023-53 appointing a member to the Parks and Recreation Advisory Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)

Norma A. Cantu, City Secretary, stated the nominee from Commissioner Kerr was to appoint Lillian Ochoa Cisneros to the vacancy on the Parks and Recreation Board.

Commissioner Farias seconded by Commissioner Pedraza moved to approve Resolution 2023-53 appointing Lillian Cisneros Ochoa to the Parks and Recreation Advisory Board as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VII. OLD BUSINESS

A. Discussion and consideration to award the Worker's Compensation Insurance to the best qualified, most advantageous bidder and authorize the Mayor to execute any related documents. Possible action. (There was no action on August 15, 2023; staffed by Human Resources Department.)

Commissioner Farias abstained from discussion and vote.

Luz Galindo, Human Resources Director, stated TML, Texas Mutual and HCDT Insurance submitted proposals. Roger Garza, Risk Manager Consultant, stated vendors of choice in the past has been TML and Texas Mutual; Texas Mutual is the current vendor and offers a dividend rebate. The recommendation was awarded to Texas Mutual since they offer out of network services and the dividend rebate.

Commissioner Kerr seconded by Commissioner Lopez moved to approve and award the Worker's Compensation Insurance to Texas Mutual as presented. The motion carried; Commissioner Farias abstained; Mayor Suarez was present and voting.

B. Discussion and consideration to approve and award the Depository Services Contract to the most advantageous respondent from RFP 2022-23-24 for a three-year contract beginning October 1, 2023 and ending September 30, 2026 with an option to renew the contract for two (2) years and authorize the Mayor to execute any related documents. Possible action. (There was no action August 15, 2023; staffed by Finance Department.)

Commissioner Kerr seconded by Commissioner Lopez moved to discuss.

Rosie Cavazos, Finance Director, stated five bids received and evaluated on services, fees and earning potentials; went over the tabulation and summary of services offered by each bank; noted all banks offer bank depository services and vary in other services provided such as offering P-cards (commercial credit card) and balanced based fee, went over the potential interest earning rates offered by each and noted each bank had estimated a cost deduction (transition fee) of \$15,000 with the exception of the current vendor (PNC).

In response to Commissioner Farias, Juan E. Gonzalez, City Attorney, stated the commission could award to a local bank because they would offer advantages to our community that other national banks may not, but they would need to go on record and state the reason the vendor selected is the most advantageous for the city.

Commissioner Farias seconded by Commissioner Pedraza moved to request best and final offers from the local banks.

Discussion ensued on the time frame of awarding the contract. Rosie Cavazos stated the contract ends September 30, 2023 and if the wishes of the commission was to request best and final offers from local banks, staff would need to request an extension to the existing contract. City Attorney stated an extension would be needed and agreed to by PNC. Gina Garcia, Relations Manager PNC, stated an extension can be negotiated and all respondents would need to be given the opportunity to submit a best and final offer.

Commissioner Farias seconded by Commissioner Pedraza amended the motion to request best and final offers from all respondents as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. NEW BUSINESS

A. Discussion and consideration to approve Ordinance 2023-37, adopting the City of Weslaco's budget appropriations for Fiscal Year 2023-2024 commencing October 1, 2023 and ending September 30, 2024 and authorize the Mayor to execute any related documents. ROLL CALL VOTE REQUIRED. First reading of Ordinance 2023-37. Possible action. (Staffed by Finance Department.)

Rosie Cavazos stated as required a public hearing was published and held; the proposed budget allowed for a 3.5% increase for CBA fire members, 3% increase for CBA police members, eight new positions in the general fund, expenditures budgeted for capital outlay for fire, police, street department, water and wastewater infrastructure, solid waste roll off container's services and for Phase I of the \$5-million grant for the airport expansion project. Staff recommended approval to approve Ordinance 2023-37, adopting the budget appropriations for Fiscal Year 2023-2024 and roll call vote required.

Commissioner Farias seconded by Commissioner Lopez moved to approve Ordinance 2023-37, adopting the City of Weslaco's budget appropriations for Fiscal Year 2023-2024 commencing October 1, 2023, and ending September 30, 2024 as presented. By roll call vote the motion carried; Mayor Suarez was present and voting.

B. Discussion and consideration on Ordinance 2023-38, adopting and levying the ad valorem tax rate for Fiscal Year 2023-2024 and authorize the Mayor to execute any related documents. ROLL CALL VOTE REQUIRED. First reading of Ordinance 2023-38. Possible action. (Staffed by Finance Department.)

Rosie Cavazos stated the proposed tax rate of \$.6967 was the same as last year; two components of the tax rate, maintenance, and operations was \$0.4456 per \$100 valuation and debt service rate of \$0.2511 per \$100 valuation to be approved separately by roll call vote. Staff recommended approval on Ordinance 2023-38 adopting and levying tax rate for FY 2023-2024.

Mayor Suarez called the question on the adoption of a tax rate for Debt Service rate of \$0.2511 per \$100 valuation. By roll call vote the motion carried; Mayor Suarez was present and voting.

Mayor Suarez called the question on the adoption of tax rate for Maintenance and Operation rate of \$0.4456 per \$100 valuation. By roll call vote the motion carried; Mayor Suarez was present and voting.

Mayor Suarez called the question on the adoption of a tax rate of \$0.6967 per \$100 valuation by said adoption of a tax rate effectively is a 13.5 % increase in the tax rate. By roll call vote the motion carried; Mayor Suarez was present and voting.

C. Discussion and consideration on Ordinance 2023-39 amending Ordinance 2022-05 the Master Fee Schedule and authorize the Mayor to execute any related documents. First reading of Ordinance 2023-39. Possible action. (Staffed by Finance Department.)

Rosie Cavazos stated the last update of the Master Fee schedule was February 2022; changes were minimal with following departments proposed changes: City Secretary removed obsolete items and increased notary fee in compliance with HB 255, added a fee for USB drive for public information requests; Planning and Code Enforcement fee structure for cleaning of vacant lots revised and added Market Day Vendor and Mobile food Vendor permit fees; Airport increased their daily tie down fees and added a LAV fee; Engineering added a speed hump fee, Storm Water Discharge and Engineering, Utility permit and reinspection fees. Staff recommended approval.

In response to Commissioner Farias, Rebekah de la Fuente, stated the weedy lot fee structure like Harlingen and noted additional charges included an administrative fee, charges if an alley is mowed and for trimming along a fence, when necessary.

Commissioner Farias seconded by Commissioner Lopez moved to approve Ordinance 2023-39 amending Ordinance 2022-05 the Master Fee Schedule as presented. The motion carried unanimously; Mayor Suarez was present and voting.

Mayor Pro Tem in attendance at this time.

D. Discussion and consideration to approve the Fiscal Year 2023 Interlocal Agreement with the County of Hidalgo under the Urban County Program setting the amount for the city at \$294,597 and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Finance Department.)

Rosie Cavazos stated the city's allocation for this year from the Urban County CDBG program funds for FY 2023 is \$294,597; allotted funds for activities was general program administration \$3,000, water/sewer improvements \$292,037, Senior Services (Amigos del Valle) \$5,000 and Health Services (Nuestra Clinica) \$5,000. Staff recommended approval.

Martin Garza, City Manager, stated for water/wastewater improvements the amount he would like the commission to consider for the allotment of monies for rehabilitation of homes (one per year) in the old townsite area during the 2024 funding cycle. Rosie Cavazos stated the process begins in October 2023 and will note this proposed activity for funding.

Commissioner Farias seconded by Commissioner Pedraza moved to approve the Fiscal Year 2023 Interlocal Agreement with the County of Hidalgo under the Urban County Program setting the amount for the city at \$294,597 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration for staff to proceed with asbestos abatement at the Weslaco Service Center and former Parks & Recreation office located at 1200 E. 6th Street and convert buildings to open air pavilions and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation.)

Commissioner Pedraza seconded by Commissioner Lopez moved to approve.

Omar Rodriguez, Parks and Recreation Director, stated there has been discussion on renovations to the service center; at the budget workshop for Parks and Recreation staff proposed to do an open-air pavilion (both buildings). The building in its present state has asbestos that must be removed regardless of the direction taken. Staff is ready to proceed with the removal of asbestos and recommended approval to proceed for an amount of \$22,900.

In response to Commissioner Farias, Omar Rodriguez stated the building was built in 1969 and HVAC equipment does not properly work, roof leaks and to bring the building up to code would be costly to make it a usable facility and could lose some square footage. Omar stated the concept of the open-air pavilion has become a popular rental facility in other cities. Commissioner Gonzalez Jr. felt the building has history for the community and would like to discuss further and take no action.

In response to the Mayor, Martin Garza stated he has been in discussions with the Chamber to allow rental of the larger hall to the community in the interim until a final determination was made whether to move forward with renovations or open-air pavilion as staff's preliminary cost was \$300,00-\$500,00 for renovations of both buildings. Staff recommended to proceed with the asbestos removal because regardless this needed to be done.

Commissioner Pedraza rescinded the original motion.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve to proceed with asbestos abatement removal at the Weslaco Service Center and former Parks & Recreation office located at 1200 E. 6th Street as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration on Ordinance 2023-40 amending the Code of Ordinances Chapter 134 Traffic Article III, Stopping, Standing and Parking amending Section 134-133 prohibiting stopping and parking during certain hours on certain streets and authorizing the Mayor to execute any related documents. First and final reading of Ordinance 2023-40. Possible action. (Staffed by the Engineering Department.)

Albert Aldana, City Engineer, stated the amendment would address concerns on the obstruction of private driveway or marked crosswalks. Staff recommended to amend the ordinance to include signage of "do not block driveway" at Airport Dr, north of US Business 83 (800 LF north) and Ballard St. East of Texas Blvd that is already in place but amend to extend 311 LF East

Commissioner Kerr seconded by Commissioner Lopez moved to approve Ordinance 2023-40 amending the Code of Ordinances Chapter 134 Traffic Article III, Stopping, Standing and Parking amending Section 134-133 prohibiting stopping and parking during certain hours on certain streets on first and final reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration of Ordinance 2023-41 for a proposed multi-way stop at the intersection of 18th Street and Airport Drive and authorize the Mayor to execute any related documents. First and final reading of Ordinance 2023-41. Possible action. (Staffed by the Engineering Department.)

Albert Aldana stated staff has received complaints on the lack of visibility for southbound Airport Drive approach at 18th Street. There is limited right of way on the northwest corner and an existing fence and overgrown trees and shrubs obscure the visibility of eastbound traffic and engineering staff completed a multi-way stop study and determined an all-way stop would be appropriate and justifiable for this intersection and recommended approval.

In response to Commissioner Kerr and Farias, staff would be looking into other measures to address the overgrown trees, shrubs and existing fence.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve Ordinance 2023-41 for a proposed multi-way stop at the intersection of 18th Street and Airport Drive on first and final reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration on the purchase of Provision to be used for interview/interrogation rooms in the new police department for the amount of \$21,840.00 and an annual recurring cost of \$3,360.00, the most advantageous quote, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)

Joel Rivera, Police Chief, requested no action to evaluate further.

I. Discussion and consideration to authorize staff to solicit Request for Qualifications for Professional Services - Graphic Designer to refresh the City of Weslaco logo and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Relations Officer.)

Jasmine Rico-Joens, Public Relations Officer, stated the logo refresh would include for the logo to be showcased properly be seen when used on video, social media, promotional items and branding; some things to address was to ensure background was not see-through and a high-quality font used. The integrity of the logo would be kept and recommended approval.

Commissioner Pedraza seconded by Commissioner Lopez moved to approve staff to solicit Request for Qualifications for Professional Services - Graphic Designer to refresh the City of Weslaco logo as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration to declare city vehicles and other miscellaneous items as surplus and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Finance Department.)

Homer Rhodes, Purchasing Agent, stated various city departments provided a listing of surplus vehicles and miscellaneous items that included computer equipment that would be declared surplus to be sold through auction or disposed of, if deemed unsafe for sale; EDC submitted 5-vehicles and office furniture and equipment to be included as surplus. Staff recommended approval.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve declare city vehicles and other miscellaneous items as surplus as presented. The motion carried unanimously; Mayor Suarez was present and voting.

K. Discussion and consideration to contract with GovDeals for use of the online auction portal, to sell city surplus vehicles and miscellaneous items and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.)

Homer Rhodes stated the city has held live auctions throughout the years and requested to discontinuity from this trend and recommended approval to move to online auctions with GovDeals at a zero cost to the city, all payments from auction proceeds are electronically deposited in city accounts and Weslaco citizens and anyone else can bid at a buyer's premium of 12.5%.

Mayor Pro Tem Rodriguez seconded by Commissioner Lopez moved to approve contract with GovDeals for use of the online auction portal, to sell city surplus vehicles and miscellaneous items as presented. The motion carried unanimously; Mayor Suarez was present and voting.

L. Discussion and consideration to approve the Economic Development Corporation of Weslaco annual budget and work plan for fiscal year 2023-2024 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Weslaco Economic Development Corporation.)

Jorge Lozano, Accountant, recommended approval of the EDC annual budget work plan for fiscal year 2023-24 stating this was presented and reviewed at the budget workshop and there were no changes.

Commissioner Farias seconded by Commissioner Lopez moved to approve Economic Development Corporation of Weslaco annual budget and work plan for fiscal year 2023-2024 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

IX. EXECUTIVE SESSION

At 7:10 p.m. Commissioner Farias seconded by Commissioner Pedraza moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 9:56 p.m. Mayor Suarez stated 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 Section §551.074 of the Texas Government Code.

No action.

B. Personnel - Discussion regarding the goals, objectives, and evaluation of the Assistant City Manager for the City of Weslaco as authorized by Section §551.074 of the Texas Government Code.

No action.

C. Personnel - Discussion regarding the decision of the arbitrator for Fire Department Personnel as authorized by Section §551.074 of the Texas Government Code.

Mayor Pro Tem Rodriguez abstained from discussion and vote.

Commissioner Kerr seconded by Commissioner Pedraza moved to approve and proceed with arbitration as discussed in executive session. The motion carried; Mayor Pro Tem Rodriguez abstained; Mayor Suarez was present and voting.

D. Personnel - Discussion regarding request for arbitration for Police Department personnel as authorized by Section §551.074 of the Texas Government Code.

Commissioner Farias seconded by Commissioner Lopez moved to authorize the Police Chief to proceed with arbitration as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

E. 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.

F. Legal Consultation - Discussion regarding potential litigation regarding the construction of a driveway in adjoining commercial developments as authorized by Section §551.071 of the Texas Government Code.

No action

G. Real Property - Consultation with City Attorney on the sale, purchase, exchange, lease or value of real property located at Pike and Vo-Tech as authorized by section §551.072 of the Texas Local Government Code.

No action.

H. Real Property - Consultation with City Attorney on the sale, purchase, exchange, lease or value of real property legally described as Lots 4, 5, Block 4, James M. Black Subdivision, Weslaco, Hidalgo County, Texas as authorized by section §551.072 of the Texas Local Government Code.

Commissioner Pedraza seconded by Commissioner Farias moved to authorize staff proceed with negotiations on the sale, purchase, exchange, lease or value of real property legally described as Lots 4, 5, Block 4, James M. Black Subdivision as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

I. Real Property - Consultation with City Attorney on the sale, purchase, exchange, lease or value of real property legally described as Lots 6, 7, 8, Block 4, James M. Black Subdivision, Weslaco, Hidalgo County, Texas as authorized by Section §551.072 of the Texas Local Government Code.

Commissioner Pedraza seconded by Commissioner Farias moved to authorize staff proceed with negotiations on the sale, purchase, exchange, lease or value of real property legally described as

Lots 6, 7, 8, Block 4, James M. Black Subdivision as discussed in executive session. The motion carried unanimously; Mayor Suarez was present and voting.

J. Economic Development - Consultation with the City Attorney regarding financial offer or other incentives for Project Beauty and the Beast as authorized by Section §551.087 of the Texas Local Government Code.

Commissioner Kerr abstained from discussion and vote.

Commissioner Lopez seconded by Commissioner Pedraza moved to proceed with the financial offer or other incentives for Project Beauty and the Beast as discussed in executive session. The motion carried; Commissioner Kerr abstained; Mayor Suarez was present and voting.

XI. ADJOURNMENT

Commissioner Pedraza seconded by Commissioner Kerr moved to adjourn the meeting of September 5, 2023, at 9:59 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

David Suarez, **MAYOR**

ATTEST:

Norma A. Cantu, **CITY SECRETARY**