



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, SEPTEMBER 3, 2024**

NOTICE IS HEREBY GIVEN THAT the City Commission of the City of Weslaco, Texas will hold a Regular Meeting in the Legislative Chamber of City Hall, located at 255 South Kansas Avenue, on Tuesday, September 3, 2024 at 5:30 PM for the purpose of discussing the following items:

NOTE: If during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the Weslaco City Commission will convene in such executive or closed session whether or not such item is posted as an executive session item at any time during the meeting when authorized by the provisions of the Texas Open Meetings Act.

Pursuant to Texas Government Code Section 551.127, on a regular, non-emergency basis, the Weslaco City Commission may attend and participate in the meeting remotely by telephonic conference. Should that occur, a quorum of the members will be physically present at the location noted above on this agenda.

I. CALL TO ORDER

- A. Certification of Public Notice.
- B. Invocation.
- C. Pledge of Allegiance.
- D. Roll Call.
- E. Mayoral recognition.

II. PUBLIC COMMENTS

The Public Comments portion of the meeting promotes a fair and open process for the governance of the City. This portion of the meeting is not intended to be an extended discussion or a debate and is limited to three minutes for each presenter. Due to the Texas Open Meetings Act, the Mayor and City Commissioners do not reply; they listen. Matters under litigation are not to be addressed and comments regarding specific City employees and elected officials may be prohibited.

The Public may comment on anything on the agenda, however if you comment on something not included on the agenda, the Commission cannot take any formal action until it is placed on an agenda and notice of the meeting is properly posted. Registration for Public Comments must be submitted to the City Secretary before the City Commission meeting is called to order. As the Mayor calls upon those who submitted a registration form with the City Secretary, please step to the podium and state your name and address before beginning your presentation.

III. REPORTS

- A. Weslaco Chamber of Commerce & Visitor Center.
- B. Weslaco Economic Development Corporation.
- C. Boys & Girls Club of Weslaco - Architect's presentation of building expansion project. Attachment.

IV. PUBLIC HEARING

- A. To solicit input from the public regarding the City of Weslaco's Proposed Budget for Fiscal Year 2024-2025 commencing October 1, 2024 and ending on September 30, 2025, pursuant to Local Government Code 102.006. (Staffed by Finance Department.) Attachment.

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 and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, the item(s) will be removed from the consent agenda by the Mayor, a Commission member or the City Manager and will be considered separately.

- A. Approval of the Minutes of the Regular Meeting on August 6 and August 20, 2024 (Staffed by City Secretary Department.) Attachment.
- B. Approval of the request from Weslaco Museum to hold their annual PAN DE CAMPO Fundraiser on November 2, 2024 from 6:30 pm to 9:30 pm; approval to close 5th Street between Texas Blvd and Missouri Ave.; authorizing public consumption of alcoholic beverages; waiver of appropriate fees from ordinances associated with the event; also approval of use of tower lights, and provision of support from Weslaco PD, Public Works, Planning and Code Enforcement and other related city departments, and authorize the Mayor to execute any related documents. (Staffed by City Manager.)
- C. Declaration of surplus items and sell through GovDeals online auction portal and authorize the Mayor to execute any related documents. (Staffed by Finance Department.)
- D. Approval on renewal of the Memorandum of Understanding between South Texas College Continuing Education (CE) and Weslaco Fire Department to participate in the Firefighter Related Trainings coordinated and conducted by the City of Weslaco's Fire Department and authorize the Mayor to execute any related documents. (Staffed by the Fire Department.)
- E. 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.)

- F. Approval to solicit bids for the construction of a sidewalk on Border Road between Villas Del Norte and Sugarcane Dr. and authorize the Mayor to execute any related documents. (Staffed by Engineering Department.) Attachment.
- G. Approval to solicit bids for proposed rehabilitation of the clarifier at the South Wastewater Treatment Plant and authorize the Mayor to execute any related documents. (Staffed by Engineering Department).
- H. Approval on renewal of the America Reads Federal Work-Study agreement with UTRGV to allow for employment of work-study students and authorize the Mayor to execute any related documents. (Staffed by Library Department.)
- I. Approval on the request from the Weslaco Chamber of Commerce for street closures on Kansas Street up to Sixth Street on Thursday, October 31, 2024, from 6 p.m. to 10 p.m., to host a collaborative Halloween, Trunk-or -Treat event with the City of Weslaco and The Eatery Downtown and request support from Weslaco PD, Public Works, Parks and Recreation Departments and request to waive any required fees and authorize the Mayor to execute any related documents. (Staffed by Weslaco Chamber of Commerce.)
- J. Approval on the request from the Weslaco Chamber of Commerce to host the first annual Texas Onion Fest 5k run and a community health fair on Saturday, October 12, 2024, from 7 a.m. to 1 p.m., request to utilize Harlon Block Park and its facilities, request for support from Weslaco PD, Public Works, Parks and Recreation Departments and to waive any required fees and authorize the Mayor to execute any related documents. (Staffed by Weslaco Chamber of Commerce.)

VI. OLD BUSINESS

- A. Discussion and consideration to award the highest ranking Graphic Design Firm in response to solicitation RFQ No.: 2022-23-30 Graphic Design Services for City Logo and authorize the Mayor to execute any related documents. Possible action. (There was no action on August 20, 2024; staffed by Public Relations Officer.) Attachment.

VII. NEW BUSINESS

- A. Discussion and consideration to authorize ERO Architects to proceed with the next phase of Architectural Design services for the Boys & Girls Club of Weslaco Building expansion project based on an approved budget of \$2,652,862 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)
- B. Discussion and possible action on the selection of contract for RFQ 2023-24-18 for Engineering/Planning Services to Conduct Feasibility Studies for Street and Utility Impact Fees and to update the City's Subdivision, Zoning and Building Ordinances process and authorize the Mayor to execute any related documents. Possible action.

(Staffed by Planning & Code Enforcement Department.)

- C. Discussion and consideration to approve a change of the method of the agent compensation schedule from a fixed fee to a percentage of the premium and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.) Attachment.
- D. Discussion and consideration to approve renewal rates submitted for worker's compensation insurance provided by Montalvo Insurance for fiscal year October 01, 2024, through October 01, 2025, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.) Attachment.
- E. Discussion and consideration to approve Ordinance 2024-24, adopting the City of Weslaco's budget appropriations for Fiscal Year 2024-2025 commencing October 1, 2024, and ending September 30, 2025, and authorize the Mayor to execute any related documents. **ROLL CALL VOTE REQUIRED.** First reading of Ordinance 2024-24. Possible action. (Staffed by Finance Department.) Attachment.
- F. Discussion and consideration on Ordinance 2024-25 amending Ordinance 2023-39 the Master Fee Schedule and authorize the Mayor to execute any related documents. First reading of Ordinance 2024-25. Possible action. (Staffed by Finance Department.) Attachment.
- G. Discussion and consideration to award the best qualified, most advantageous respondent to the Request for Proposal for Municipal Audit Services and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.
- H. Discussion and consideration to amend KSA RFQ No: 2022-23-27 (Professional services development of hangar project) to include Exhibit K HUB stipulations as required by TxDOT and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department/Purchasing Agent.) Attachment.
- I. Discussion and consideration of a lease agreement with the Weslaco Youth Football League per their request to use Harlon Block Sports Complex and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.) Attachment.
- J. Discussion and consideration to approve Allowance Expenditure Authorization 16 for the New Police Department with Municipal Court and Judicial Court project to modify doorways for an amount not to exceed \$65,387 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.) Attachment.
- K. Discussion and presentation on Boys & Girls Club of Weslaco Solar Project. (Staffed by Parks & Recreation Department.) Attachment.

- L. Discussion and consideration of approval to ratify existing GIS services with AIMS GIS Solutions and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment.
- M. Discussion and consideration to award a one-year professional services contract to AIM GIS Solutions and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment.
- N. Discussion and consideration to amend an existing engineering services contract with Cruz-Hogan, Inc. to include the preparation of engineering plans for proposed improvements to the existing shooting range located immediately west of the Mid-Valley Airport and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.) Attachment.

VIII. EXECUTIVE SESSION

Texas Government Code, Section 551 Open Meetings:

§551.145. Closed Meeting Without Certified Agenda or Tape Recording; Offense; Penalty

(a) A member of a government body commits an offense if the member participates in a closed meeting of the governmental body knowing that a certified agenda of the closed meeting is not being kept or that a tape recording of the closed meeting is not being made.

(b) An offense under Subsection (a) is a Class C misdemeanor.

§551.146. Disclosure of Certified Agenda or Tape Recording of Closed Meeting; Offense; Penalty; Civil Liability

(a) An individual, corporation, or partnership that without lawful authority knowingly discloses to a member of the public the certified agenda or tape recording of a meeting that was lawfully closed to the public under this chapter:

(1) commits an offense; and

(2) is liable to a person injured or damaged by the disclosure for:

(A) actual damages, including damages for personal injury or damage, lost wages, defamation, or mental or other emotional distress;

(B) reasonable attorney fees and court costs; and

(C) at the discretion of the trier of fact, exemplary damages.

(b) An offense under Subsection (a)(1) is a Class B misdemeanor.

(c) It is a defense to prosecution under Subsection (a)(1) and an affirmative defense to a civil action under Subsection (a)(2) that:

(1) the defendant had good reason to believe the disclosure was lawful; or

(2) the disclosure was the result of a mistake of fact concerning the nature or content of the certified agenda or tape recording. (Added by Acts 1993, 73rd Leg., ch 268, § 1, eff. Sept. 1, 1993.)

NOTE: Any documentation related to the following items will be maintained as part of the certified agenda.

- 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.
- B. Legal Consultation – Discussion and consultation with City Attorney regarding the final decision issued by the arbitrator for Police Department Personnel as authorized by Section §551.071 of the Texas Government Code.
- C. Legal Consultation – Discussion with the City Manager and City Attorney relating to the City's rights, duties, privileges, and obligations in connection to the Collective

Bargaining Agreement with the Fire Union (IAFF-WFFA Local 3207) FY October 1, 2022 – September 30, 2025, as authorized by Section §551.071 of the Texas Government Code.

- D. Legal Consultation – Discussion with the City Manager and City Attorney relating to the City’s rights, duties, privileges, and obligations in connection to the Collective Bargaining Agreement with the Weslaco Municipal Police Union (WMPU) as authorized by Section §551.071 of the Texas Government Code.
- E. Legal Consultation – Consultation with City Attorney regarding Liquid Environmental as authorized by Section §551.071 of the Texas Government Code.
- F. Legal Consultation - Consultation with the City Attorney regarding the status of City of Weslaco vs CDM as authorized by Section §551.071 of the Texas Government Code.
- G. Legal Consultation – Consultation with City Attorney regarding a Memorandum of Understanding between Weslaco Economic Development Corporation and Skychargers LLC for the proposed Project Green Mile at Mid-Valley International Industrial Park as authorized by Section §551.071 of the Texas Government Code.
- H. Economic Development - Consultation with the City Attorney regarding financial offer or other incentives for Project Rip Wheeler as authorized by Section §551.087 of the Texas Local Government Code.

IX. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

X. ADJOURNMENT

I hereby certify this **Notice of a Regular Meeting of the Weslaco City Commission** was posted in accordance with the Open Meetings Act on the outside bulletin board at City Hall of the City of Weslaco, located at the 255 South Kansas Avenue entrance, visible and accessible to the general public during and after regular working hours. This notice was posted on this 30th day of August 2024, on or before 5:00 pm and will remain so posted continuously for at least 72-hours preceding the scheduled time of this meeting in accordance with Chapter 551 of the Texas Government Code.

/s/ Norma A. Cantu, City Secretary

NOTE: If any accommodation for a disability is required, please notify the City Secretary Department at (956) 968-3181, Ext. 1001 prior to the meeting date.

Regular Meetings of the Weslaco City Commission stream live online at <http://www.weslacotx.gov/open-government/open-meetings>. Archived video of some meetings are also available.

Removed from Bulletin Board

Date:

Initials:

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN".

“DE ACUERDO CON LA SECCION 30.06 DEL CODIGO PENAL (INGRESO SIN AUTORIZACION DE UN TITULAR DE UNA LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA SEGUN EL SUBCAPITULO H, CAPITULO 411, CODIGO DEL GOBIERNO (LEY SOBRE LICENCIAS PARA PORTAR PISTOLAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UNA PISTOLA OCULTA”.

"PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY".

“DE ACUERDO CON LA SECCION 30.07 DEL CODIGO PENAL (INGRESO SIN AUTORIZACION DE UN TITULAR DE UNA LICENCIA CON UNA PISTOLA A LA VISTA), UNA PERSONA CON LICENCIA SEGUN EL SUBCAPITULO H, CAPITULO 411, CODIGO DEL GOBIERNO (LEY SOBRE LICENCIAS PARA PORTAR PISTOLAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UNA PISTOLA A LA VISTA”.