REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, SEPTEMBER 4, 2018

On Tuesday, September 4, 2018, at 5:34 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; Olga Garza, Interim Parks and Recreation Director; Leo Gonzalez, Information Technology Director; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; Tony Lopez, Fire Chief; Robert Lopez, Assistant Police Chief; Andrew Munoz, Airport Director; Arnold Becho, Library Director; Pete Garcia, Public Works Director; and other staff members and citizens.

I. CALL TO ORDER

A. Certification of Public Notice.

The Mayor Suarez called the meeting to order and certified the public notice of the meeting as properly posted Friday, August 31, 2018.

B. Invocation.

Pastor Art Beckwith, RGV Fellowship Church, led the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral Recognition.

There were none presented.

E. Roll Call.

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

II. PUBLIC COMMENTS

Cathy Weaver, American Cancer Society, requested favorable consideration to host the Mid Valley Relay for Life at Mayor Pablo G. Pena City Park on April 12, 2019.

Antonio Lopez, Fire Chief, reported pumps remain staged and encouraged the public to stay informed and prepared for any significant weather changes.

III. 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 as follows:

1) Minutes of the Regular Meeting on August 21, 2018;
2) Record of Budget Workshop on August 23, 2018; and
3) Minutes of the Special Meeting on August 28, 2018.
(Staffed by City Secretary's Office.)

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

1) Ordinance 2018-24 amending Section 12 of Ordinance 397, to fix residential, commercial and industrial garbage rates; providing an effective date; and ordaining other matters with respect to the subject matter hereof. (First reading held August 21, 2018; Staffed by Finance Department.)

2) Ordinance 2018-25 authorizing the assessment of a Municipal Court Building Security Fee in the amount of $3.00 against all Defendants convicted of a misdemeanor offense by the Municipal Court. (First Reading held August 21, 2018; Staffed by Municipal Court.)

C. Approval of the renewal of the memorandum of understanding with Uniting Neighbors In Drug Abuse Defense (UNIDAD) Coalition and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

D. Approval of a Non-Terminal Agency Agreement between Weslaco Police Department and Hidalgo County Constable Office Precinct 1 and authorize the Mayor to execute any related documents. (Staffed by Police Department.)

E. Authorization of the purchase of two 4" Fairbanks Pumps from Odessa Pumps, Buyboard State Vendor No. 509-16, in the amount not to exceed $27,475.00 and authorize the Mayor to execute any related documents. (Staffed by Public Works.)

F. Approval of a Mid Valley Airport Hangar Lease Agreement with Michael Ohlinger, Hangar E-10, and authorize the Mayor to execute any related documents. (Staffed by Airport.)

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

ORDINANCE 2018-24

AN ORDINANCE AMENDING SECTION 12 OF ORDINANCE NUMBER 397, TO FIX RESIDENTIAL, COMMERCIAL AND INDUSTRIAL GARBAGE RATES; PROVIDING AN EFFECTIVE DATE, 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 1. Section 12 of Ordinance No. 397, passed and approved the 7th day of September 1965, and as subsequently amended, is amended to establish new rates for garbage collection within the City of Weslaco. So that after second and final reading of Section 12 of Ordinance No. 397 shall read as follows:

ARTICLE II. CHARGES FOR COLLECTION*

Sec. 15-34. Charge for removal.

It is the express intent and purpose of this chapter to fairly, reasonably, and equitably apportion the costs of the collection and removal of garbage and trash within the city limits. In computing the charge made to any residence, duplex, triplex, apartment house, tenement house, or trailer court as unit, all apartments, tenements or trailers therein shall be deemed to be occupied unless the water meter serving the building is disconnected. In all cases, if a water meter is in service the house and all apartments or units serviced by that meter shall be deemed to be occupied.

RESIDENTIAL

The rate for residential garbage collection shall be fifteen dollars and five cents ($15.05) per container, per month. The rate for apartments, where all apartments are on one (1) water meter shall be the same as the applicable residence rate, plus an additional charge of fifteen dollars and five cents ($15.05) per each additional container, per month, whether or not all of such units are rented. Where apartments have separate water meters, the rate shall be the same as the applicable residence rate, plus an additional charge of fifteen dollars and five cents ($15.05) per each additional container, per month, whether or not all of such units are rented. The minimum charge for trailers or mobile home units shall be the same as the applicable residence rate.

BUSINESS, COMMERCIAL AND INDUSTRIAL

(a) No business, commercial or industrial account shall be permitted to utilize more than six (6) containers, as defined in Section 15-6, regardless of the number of garbage pickups per week. Should six (6) standard containers be insufficient to accommodate the volume of trash generated by such account, such account shall be required to utilize a commercial container for garbage collection, such commercial container to be supplied by the city, the size of such container being dependent upon the volume of garbage generated, and the rates for commercial container pickups to be as hereinafter provided.

(b) For those commercial, industrial and business accounts whose volume of garbage can be accommodated by not more than six (6) standard containers, the rate shall be fifteen dollars and five cents ($15.05) per container per month with 2 pickups per week, or as follows:

Number of

Pickups Per Week	*Monthly Rate*
2	$ 15.05
3	$ 45.14
4	$ 75.24
5	$105.34
6	$150.48

(c) For those business, commercial or industrial accounts required hereby to utilize a commercial container, the following rate schedule shall apply.

Volume of Container (Cubic yards)	Number of Pickups Per Week					
	1	2	3	4	5	6
2	73.18	133.06	195.00	254.28	314.88	375.47
3	84.57	155.05	225.54	296.03	366.49	436.97
4	95.87	175.85	255.60	336.28	418.96	501.63
6	131.87	240.57	316.20	415.01	513.81	611.31
8	155.08	284.03	377.75	492.73	610.01	731.86

30 Cubic yard will be charged $162.64 per haul plus $32.29 per ton for disposal plus $4.90 per day rental. The daily rental fee will be waived if hauled at least twice per month.

The monthly charge or rate for the collection and removal of garbage, trash and rubbish, and recyclables by the City of Weslaco from school districts shall be based on the business, commercial and industrial rates as prescribed.

SECTION 2. Except as heretofore and herein amended, the remaining provisions of Section 12 of Ordinance No. 397 shall apply with full force and effect.

SECTION 3. EFFECTIVE DATE. This Ordinance shall take effect upon final reading.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 21st day of August 2018.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 4th day of September 2018.

ORDINANCE NO. 2018-25

AN ORDINANCE AMENDING THE CODE OF ORDINANCES CODIFIED AS CHAPTER 90 - MUNICIPAL COURT; PROVIDING FOR A MUNICIPAL COURT BUILDING SECURITY FUND; PROVIDING FOR ASSESSMENT AND COLLECTION OF A MUNICIPAL COURT BUILDING SECURITY FEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF.

BE IT ORDAINED BY THE City Commission of the CITY OF WESLACO TEXAS:

SECTION 1: That Chapter 90 of the Code of Ordinances Codified as "Municipal Court" is hereby amended to add Section 90.9 to be known as "Municipal Court Building Security Fee" of the Code of Ordinances, of Weslaco, Texas to read as follows:

A. Municipal Court Building Security Fund.

1. There is hereby created and established a Municipal Court Building Security Fund (the "Fund") pursuant to Article 102.017 of the Code of Criminal Procedure.

2. The Municipal Court of the City of Weslaco, Texas is hereby authorized and required to assess a Municipal Court Building Security Fee (the "Fee") in the amount of $3.00 against all Defendants convicted of a misdemeanor offense by the Municipal Court. Each misdemeanor conviction shall be subject to a separate assessment of the Fee.

3. A person is considered to have been convicted in a case if:
 judgment, sentence, or both are imposed on the person;
 the person is placed on deferred disposition; or
 the Court defers final disposition or imposition of the judgment and sentence.

4. The Fee shall be collected on convictions for offenses committed on or after this ordinance is adopted.

5. The Municipal Court Clerk is hereby authorized and required to collect the Fee and to pay same to the treasury of the City of Weslaco, Texas. All Fees so collected and paid over to the treasury of the City of Weslaco, Texas shall be segregated in the Fund.

6. The Fund shall be used only for the purpose of financing the purchase of security devices and/or services for the building or buildings housing the Municipal Court of the City of Weslaco, Texas. "Security devices and/or services" shall include any and all items described in Article 102.017(d-1) of the Code of Criminal Procedure.

7. The Fund shall be administered by or under the direction of the City Council of the City of Weslaco, Texas. *Fee may only be assessed and collected on offenses occurring on or after August 28, 1995. The Fee may not be assessed or collected retroactively if the Fund is established at a later date than August 28, 1995.

SECTION 2: If any provision, section, subsection, sentence, clause, or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, or invalid (for any reason unenforceable), the validity of the remaining portions of this ordinance or the application to such other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Weslaco, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reason of unconstitutionality or invalidity of any other portion or provision.

SECTION 3: All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

SECTION 4: This ordinance shall be published and become effective in accordance with state law.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 21st day of August 2018.

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

IV. APPOINTMENTS

A. Discussion and consideration to approve Resolution 2018-51 appointing a member to the Citizen's Drainage Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager's Office.)

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

The Mayor stated that he would defer his appointment until after deliberation of the following item. There was no action on this item.

B. Discussion and consideration to approve Resolution 2018-59 increasing the members of the Citizen's Drainage Committee from seven (7) not to exceed fourteen (14) members and approving respective Resolutions appointing members and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Managers' Office.)

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

Mike Perez, City Manager, stated he had a couple members of the Commission inquired about the possibility of increasing membership, which may maximize input or make consensus more difficult; terms are one-year and two applications of interest are on file.

Commissioner Lopez withdrew her original motion.

Commissioner Lopez, seconded by Commissioner Kerr, moved to approve Resolution 2018-51 increasing members from seven (7) not to exceed nine (9). The motion carried unanimously; Mayor Suarez was present and voting.

For the record, following is the resolution:

RESOLUTION NO. 2018-59

A RESOLUTION AMENDING RESOLUTION 2018-44 THE CITY OF WESLACO AD HOC CITIZENS' COMMITTEE DESIGNATED AS THE WESLACO DRAINAGE CITIZENS' TASK FORCE

WHEREAS, This Commission finds merit in establishing an ad hoc citizens' committee to solicit suggestions, make recommendations, and review progress toward the planning and implementing of infrastructure improvements for City-wide detention and drainage of floodwaters; 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, Resolution 2018-44 established the creation of the Weslaco Drainage Citizen's Task Force with seven (7) members who shall be nominated one by each Commission member and approved by the whole Weslaco City Commission; and

WHEREAS, the membership will increase from seven (7) not to exceed nine (9).

WHEREAS, members shall be residents of the City of Weslaco, 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 Drainage Citizens' Task Force members is hereby increased.

PASSED AND APPROVED on this 4th day of September 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

C. Discussion and consideration to approve Resolution 2018-55 appointing one member to an expired term on the Civil Service Commission and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.)

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to approve Resolution 2018-55 re-appointing Blanca Munoz to an expired term on the Civil Service Commission as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the following is the resolution:

RESOLUTION NO. 2018-55

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE WESLACO CIVIL SERVICE COMMISSION.

WHEREAS, the City of Weslaco has established the Weslaco Civil Service Commission pursuant to Chapter 143 of The Texas Local Government Code; and

WHEREAS, the terms of the members of this board are for 3 years; and

WHEREAS, the Civil Service Board members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT it consents to the appointment of Blanca Munoz on the Civil Service Board and the term will begin on October 20, 2018 and expires on October 21, 2018.

PASSED AND APPROVED on this 4th day of September 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

D. Discussion and consideration to accept the resignation of Sandra Reyna from the Weslaco 100 Committee and approve Resolution 2018-56 appointing a member to the unexpired term and authorize the Mayor to execute any related documents. Possible action. (Staffed by Weslaco 100.)

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to discuss. The City Secretary noted that Ms. Reyna resigned due to her appointment on the Drainage and Animal Control committees; there are two applications of interest on file.

Mayor Pro Tem Tafolla, seconded by Mayor Suarez, moved to accept the resignation of Sandra Reyna and approve Resolution 2018-56 appointing Edward Mejia. The motion failed (2-5) with Commissioners Kerr, Lopez, Pedraza, Rodriguez, and Munoz opposed; Mayor Suarez was present and voting.

Commissioner Kerr, seconded by Commissioner Pedraza, moved to accept the resignation of Sandra Reyna and approve Resolution 2018-56 appointing Robert McNabney to the unexpired term as presented. The motion carried unanimously; Mayor Suarez was present and voting.

RESOLUTION NO. 2018 - 56

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE WESLACO 100 COMMITTEE TO PREPARE WESLACO'S CENTENNIAL CELEBRATION AND STRATEGIC PLAN

WHEREAS, The City of Weslaco, Texas, founded 1919, will celebrate its centennial in 2019, and anticipates programs and activities befitting the occasion; and

WHEREAS, This Commission finds merit in establishing an ad hoc citizen's committee to solicit suggestions, make recommendations, and encourage participation toward the planning and facilitating of such 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 issues for the strategic growth of the City over the next 100 years, including planning/sustainable development, governance, health, transportation, education, economic development, public safety, parks, information technology, and housing; and

WHEREAS, there shall be sixteen (16) members in the Weslaco 100 Committee who shall be appointed by the Weslaco City Commission and shall be resident citizens of the City of Weslaco. The term for each Committee member shall be for three (3) years and may be eligible for reappointment;

WHEREAS, The Weslaco 100 Committee members shall serve without compensation

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Robert McNabney is appointed to serve on the Weslaco 100 Committee and the term will begin on September 5, 2018, and will expire on April 19, 2019.

PASSED AND APPROVED on this 4th day of September, 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

E. Discussion and consideration to approve Resolution 2018-57 replacing the veterinarian on the Animal Shelter Advisory Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement.)

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve Resolution 2018-57 appointing Dr. Jessica Ruiz to replace the veterinarian representative on the Animal Shelter Advisory Board. The motion carried unanimously; Mayor Suarez was present and voting.

RESOLUTION NO. 2018-57

A RESOLUTION OF THE CITY OF WESLACO APPOINTING MEMBERS TO THE ANIMAL SHELTER ADVISORY COMMITTEE

WHEREAS, Ordinance 2012-2 establishes an Animal Shelter Advisory Board that will assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code and will be codified as Division 8 of Chapter 22 of The Code of Ordinances; and

WHEREAS, The Animal Shelter Advisory Committee shall assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code; and

WHEREAS, The Animal Shelter Advisory Committee will be composed of one (1) veterinarian, one (1) City of Weslaco official, one (1) person whose duties include the daily operation of an animal shelter and one (1) representative from an animal welfare organization and one (1) citizen of the City of Weslaco.; and

WHEREAS, each member shall be appointed by the City Commission of the City of Weslaco; and the members of this Committee will hold office for a term length staggered as assigned; and

WHEREAS, the Animal Shelter Advisory Committee members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Dr. Jessica Ruiz is appointed to the Animal Shelter Advisory Committee for a term as assigned.

PASSED AND APPROVED on this 4th day of September, 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

V. OLD BUSINESS

A. Discussion and consideration on evaluation and selection of a short list for interviews for Civil Engineering Services from the Request for Qualifications #2017-18-21 for consulting services to prepare a Stormwater Improvements Plan. Possible action. (This item was tabled August 28, 2018; Staffed by Planning and Code Enforcement.)

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, 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 Kerr, moved to discuss and evaluate.

Mardoqueo Hinojosa, City Engineer/Planning and Code Enforcement Director, reported the tabulations with Halff Associates, Sigler Winston, and Cruz Hogan as the top three highest ranked by averages. In response to Mayor Pro Tem Tafolla, the City Manager explained the top two highest and lowest were not removed from the calculations; had they, the top three firms would have been Halff Associates, Sigler Winston, and Perez Consultants.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to interview the top four candidates, including Halff Associates, Sigler Winston, Cruz Hogan, and Perez Consultants for Civil Engineering Services from the Request for Qualifications #2017-18-21 for consulting services to prepare a Stormwater Improvements Plan. The motion carried unanimously; Mayor Suarez was present and voting.

VI. NEW BUSINESS

A. Discussion and consideration to approve Ordinance 2018-27 adopting the City of Weslaco's budget appropriation for the fiscal year October 1, 2018 to September 30, 2019 and authorize the Mayor to execute any related documents. First Reading of Ordinance 2018-27. ROLL CALL VOTE REQUIRED. Possible action. (Staffed by Finance Department.)

Mary Barrera, Finance Director, stated the proposed budget reflects the discussions at the wrap-up session and the August 28th special meeting, decreasing expenditures and reflecting a requested contribution from the Economic Development Corporation of $140,000. There is net $358,708 revenues over expenditures in the General Fund and all other funds are relatively the same as the original proposed budget. Staff recommends approval by record vote.

In response to Commissioner Kerr, the Economic Development Corporation Board will meet next week and by final reading of ordinance funds should be appropriated. In response to Mayor Suarez, the tax rate remained the same.

Commissioner Kerr, seconded by Commissioner Lopez, moved to approve Ordinance 2018-27 adopting the City of Weslaco's budget appropriation for the fiscal year October 1, 2018 to September 30, 2019 and authorized the Mayor to execute any related documents. By roll call vote, the motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration to approve Ordinance 2018-28 adopting and levying the ad valorem tax rate for the 2018-2019 fiscal year and authorize the Mayor to execute any related documents. First Reading of Ordinance 2018-28. ROLL CALL VOTE REQUIRED. Possible action. (Staffed by Finance Department.)

Mary Barrera stated the ordinance presents $.6667/100.00 as the ad valorem tax rate, the same as current year, with $0.5143/$100 for Maintenance & Operations and $0.1524/$100 for the payment of principal and interest. She stated this rate effectively will decrease taxes by $106,078 and provide less revenue than last year's levy**.**

Commissioner Kerr, seconded by Commissioner Pedraza, moved to approve Ordinance 2017-38 adopting and levying the ad valorem tax rate for the 2018-2019 fiscal year as $0.6667 per $100.00. By roll call vote, the motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration to approve Ordinance 2018-26 amending the Master Fee Schedule with respect to Administrative, Library and Airport fees, and authorize the Mayor to execute any related documents. First reading of Ordinance 2018-26. Possible action. (Staffed by Finance Department.)

Mary Barrera stated the proposed changes were minor, including a check reissuance fee of $20.00; EMS no transport fee reduced to $30.00 from $50.00; Library fee increase for lost or stolen tablets of $300; and Airport access card of $10.00. Staff recommends approval.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve Ordinance 2018-26 amending the Master Fee Schedule with respect to Administrative, Library and Airport fees as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration to approve Ordinance 2018-29 establishing the capital project fund for drainage improvements and authorize the Mayor to execute any related documents. First reading of Ordinance 2018-29. Possible action. (Staffed by Finance.)

Mary Barrera recommended approval, explaining the fund would provide for a capital project fund dedicated to drainage projects. Whether from a bond issue or grants, this fund would improve transparency by recognizing sources and uses, assets and liabilities. The City Manager noted if a storm water fee is assessed funds would be placed here.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to approve Ordinance 2018-29 establishing the Capital Project Fund for drainage improvements as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration to approve Ordinance 2018-30 adopting a budget amendment and authorize the Mayor to execute any related documents. First Reading of Ordinance 2018-30. Possible action. (Staffed by Finance Department.)

Mary Barrera stated since the June 20th flooding, there were emergency expenditures, including overtime, supplies, and contractual services, that were needed as part of protective measures and emergency response. This budget amendment recognizes those expenditures, which will have to

come out of the fund balance in the General Fund, the Water & Sewer Fund, and Sanitation Fund. Staff recommends approval.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve Ordinance 2018-30 adopting a budget amendment as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to approve the request from the American Cancer Society to host the Mid Valley Relay for Life at Mayor Pablo G. Pena City Park on April 12, 2019, and to waive appropriate ordinances associated with the event. Possible action. (Staffed by Parks and Recreation Department.)

The City Manager recommended approval.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve the request from the American Cancer Society to host the Mid Valley Relay for Life at Mayor Pablo G. Pena City Park on April 12, 2019, and to waive appropriate ordinances associated with the event as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration to approve a request for 2-4 baseball fields and concessions March – July 4, 2019 to establish a Little Miss Kickball International Inc. league in Weslaco. Possible action. (Staffed by Parks and Recreation.)

Commissioner Kerr abstained from discussion and vote.

Olga Garza, Interim Parks Director, stated the Pony and Little League use the fields those months and advised limited availability of a park would be Sunday only.

Linda Saldana, representing this non-profit organization managed by parents, requested use of two to four park fields Monday – Friday and tournaments on weekends. A fully formed league has five (5) divisions with 4 teams per division. The City Manager expressed support for this sport but advised no availability of fields; he recommended to authorize Olga Garza, Interim Park Director, to meet with Ms. Saldana to discuss utilizing the fields on Sunday or modify the use of soccer fields.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to authorize Olga Garza, Interim Park Director, to meet with Ms. Saldana to discuss utilizing the fields on Sunday or modify the use of soccer fields as recommended. The motion carried with Commissioner Kerr abstaining; Mayor Suarez was present and voting.

H. Discussion and consideration to approve the purchase of Split System Air Conditioning Units from Trane, BuyBoard State Approved Contract #552-17, in an amount not to exceed $34,765.32, and accept a cost share reimbursement of $17,382.66 from Lower Rio Grande Valley Development Council (911), for replacing the AC units at Pubic Works building, and authorize a budget amendment as appropriate. Possible action. (Staffed by Parks & Recreation Department.)

Olga Garza stated the purchase would be brand new air conditioner units for the Public Works building with cost share participation from the Lower Rio Grande Valley Development Council and recommended approval.

In response to Commissioner Muñoz, the purchase cost includes the units, installation, controls and is turn key ready. Commissioner Kerr recommended to approve contingent that staff receive confirmation installation is turn-key.

Commissioner Lopez, seconded by Commissioner Pedraza, moved to approve Split System Air Conditioning Units from Trane, BuyBoard State Approved Contract #552-17, in an amount not to exceed $34,765.32, and accept a cost share reimbursement of $17,382.66 contingent on confirmation that installation is turn-key as presented. The motion carried unanimously; Mayor Suarez was present and voting.

I. Discussion and consideration to approve Interlocal Agreement with LRGVDC-911 addressing for use of their Spartan Addressing program. Possible action. (Staffed by Planning and Code Enforcement.)

Mardoqueo Hinojosa recommended approval stating this allows assistance in obtaining accurate 9-1-1 information using their software system. In response to Mayor Pro Tem Tafolla, the address is sent to them for concurrence and the City will use their system. In response to Commissioner Muñoz, there are no additional licensing fees.

Mayor Pro Tem Tafolla, seconded by Commissioner Lopez, moved to approve Interlocal Agreement with LRGVDC-911 for use of their Spartan Addressing program as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration to approve an Interlocal Cooperation Agreement with the City of Pharr for Animal Care Services and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department)

Mardoqueo Hinojosa recommended approval as previously discussed during budget workshops. The Mayor noted the terms are the same as those with other entities.

Mayor Pro Tem Tafolla, seconded by Commissioner Rodriguez, moved to approve an Interlocal Cooperation Agreement with the City of Pharr for Animal Care Services as presented. The motion carried unanimously; Mayor Suarez was present and voting.

K. Discussion and consideration to authorize the Weslaco Independent School District to affix banners to the street lights on Texas Boulevard. Possible action. (Requested by Weslaco Independent School District.)

The City Manager recommended approval stating banners would be affixed by the school district promoting the school district programs and students. The banners would be affixed until the Christmas holiday wreaths are placed.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to approve and authorize the Weslaco Independent School District to affix banners to the street lights on Texas Boulevard as presented. The motion carried unanimously; Mayor Suarez was present and voting.

L. Discussion and consideration to approve Resolution 2018-58 authorizing the submission and participation of a Texas Department of Transportation General Aviation Grant for the relocation and installation of a new AWOS and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport.)

Andrew Munoz, Aviation Director, stated this system is utilized by pilots for weather forecasts. The system equipment was damaged due to flooding and service and parts are no longer supported by the vendor. Cost is $185,000 with local contribution of $46,250 to be covered by the Weslaco EDC. Staff recommends approval.

Mayor Pro Tem Tafolla, seconded by Commissioner Kerr, moved to approve Resolution 2018-58 authorizing the submission and participation of a Texas Department of Transportation General Aviation Grant for the relocation and installation of a new AWOS as presented. The motion carried unanimously; Mayor Suarez was present and voting.

M. Discussion and consideration to approve Ordinance 2018-31 increasing the number of police officers by six (6). First Reading of Ordinance 2018-31. Possible action. (Staffed by Police Department.)

The City Manager stated the positions are budgeted to serve as school resource officers with 75% of personnel cost to paid by the school district to include police units; the City will equip those vehicles with logo and lights. Civil Service rules require any increase in strength to be adopted by ordinance. Staff recommends approval.

Robert Lopez, Assistant Chief of Police, stated the officers would be placed 187 days with the district during the regular school year with remaining time used by City as community outreach.

Commissioner Muñoz, seconded by Commissioner Pedraza, moved to approve Ordinance 2018-31 increasing the number of police officers by six (6) as presented. The motion carried unanimously; Mayor Suarez was present and voting.

N. Discussion and consideration of the Hidalgo County Regional Foreign Trade Zone. Possible action. (Requested by the Mayor.)

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

Rick Morales, Mayor of Donna, proposed to work with their consultant, Philip Cowan, to set up a sub-zone of the Weslaco Foreign Trade Zone at their bridge and Donna willing to pay all expenses.

The City Manager stated staff does not object so long as the creation does not hinder the ability to work regionally. Mayor Suarez directed the City Manager to meet with Donna representatives to review toward initiating a sub-zone and set up rates and fee schedule.

Mayor Pro Tem Tafolla, seconded by Commissioner Muñoz moved a workshop be scheduled for further study before the regular meeting on September 18 at 4:30 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

VII. REPORTS

A. Report by Siemens Technologies on Performance Contracting Agreement.

There was no presentation; it is expected the next regular meeting.

B. Report by Weslaco Area Chamber of Commerce.

Doug Croft, Chamber CEO, reported on marketing efforts in Mexico and hosting park directors.

C. Report by Economic Development Corporation of Weslaco.

Marie McDermott, EDC Director, reported UTRGV CIC opened August 27 and the University Apartments completed and occupied as of September 5. There are twenty (20) vendors signed up for the next Alfresco and 53 leads for potential development.

D. Report by Planning and Code Enforcement.

Mardoqueo Hinojosa reported the Metropolitan Planning Organization is requesting entities review transportation alternatives, with competitive grants available as 80/20 matching funds.

E. Report by Inframark.

George Quilantan, Inframark, reported there was an equipment malfunction at the water treatment plant and is working with manufacturer to be fully operational within two weeks though there was no disruption to operations. Additionally, North Wastewater Treatment Plant digester rotors were down. The notice for permit renewal was issued and testing was reduced from five times to twice weekly.

F. Report by Public Works.

Pete Garcia, Public Works Director, reported on ongoing drainage ditch maintenance, debris cleaning, storm inlet jetting and street paving improvements, including school parking lots.

VIII. EXECUTIVE SESSION

At 7:36 p.m. Commissioner Kerr, seconded by Commissioner Muñoz, moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 8:06 p.m. Mayor Suarez announced the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public

IX. 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.

No action.

B. Contract Negotiations – Discussion with the City Manager and City Attorney relating to the City's rights, duties, privileges, and obligations in connection to the Collective Bargaining Agreement with the Fire Union (IAFF-WFFA Local 3207) as authorized by §551.071 of the Texas Government Code.

No action.

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

No action.

D. Real Property – Consultation with City Attorney on the purchase of real property legally described as Chelsea Park W6.83AC GR 5.22AC Net on Border Avenue as authorized by §551.072 of the Texas Local Government Code.

No action.

E. Real Property – Consultation with City Attorney on the purchase of real property legally described as West Tract W3.67AC-S10AC-N20AC FT 685 at Dawson and Oregon Streets as authorized by §551.072 of the Texas Local Government Code.

No action.

F. Real Property – Consultation with City Attorney on the purchase of real property located at the corner of East Pike Boulevard and VoTech Drive as authorized by §551.072 of the Texas Local Government Code.

No action.

G. Economic Development – Consultation with City Attorney regarding Economic Development incentive programs related to Project Catherine as authorized by §551.087 of the Texas Government Code.

X. ADJOURNMENT

Commissioner Kerr, seconded by Commissioner Pedraza, moved to adjourn the meeting at 8:07 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

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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