A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, FEBRUARY 5, 2019

On Tuesday, February 05, 2019, at 5:33 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 presence.

Mayor Pro-Tem	Greg Kerr
Commissioner	Gerardo "Jerry" Tafolla
Commissioner	Jose "J.P." Rodriguez
Commissioner	Leo Muñoz
City Manager	Mike R. Perez
Interim City Secretary	Aida Vega
City Attorney	Juan E. Gonzalez

Also present: Sonia Flores, Asst. Finance Director; Omar Rodriguez, Parks and Recreation Director, Leo Gonzalez, Information Technology Director; Joe Pedraza, Interim Planning and Code Enforcement Director; Robert De La Cerda, Pete Garcia, Public Works Director; Arnold Becho, Library Director; and other staff members

I. CALL TO ORDER

A. Certification of Public Notice.

Mayor Pro Tem Kerr called the meeting to order and certified the public notice of the meeting as properly posted Friday, February 1, 2019.

B. Invocation.

Pastor Joey Aguilar, First Baptist Church, led the invocation.

C. Pledge of Allegiance.

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

D. Mayoral Recognition.

Mayor Pro Tem Kerr proclaimed the City of Weslaco as Teen Dating Violence Awareness and Prevention Month.

D. Roll Call.

Aida Vega, Interim City Secretary, called the roll, noting the absence of Mayor Suarez, Commissioner Lopez and Pedraza and a quorum present.

II. PUBLIC COMMENTS

Marcela Martinez voiced concerns to the rezone of property725 N. Kansas stating the elevation of the property would flood her property and noise from the proposed use.

Maggie Pena requested an update on the project for drainage improvements on Merida and Austin Streets.

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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 of the Regular Meeting on January 15, 2019 (Staffed by City Secretary's Office.)

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

1) Approval on Ordinance 2019-01 amending Ordinance 2000-06 designating a staff member from the City Secretary Office as the Local Registrar and authorize the Mayor to execute any related documents. (First reading held January 15, 2019; staffed by the City Secretary Office.)

2) Approval on Ordinance 2019-02 rezoning 725 N. Kansas, also being Lot 15, 16 &17 Blk 1 White Subdivision Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to B-1 Neighborhood business district and authorize the Mayor to execute any related documents. (First reading held January 15, 2019; staffed by Planning and Code Enforcement Department.)

C. Approval to renew a three-year Microsoft Enterprise Agreement previously approved by City Commission on January 19, 2016 for Microsoft products, including server, desktop software and email services through Buyboard Vendor Contract #498-15, a cooperative purchasing vendor, in an amount not to exceed $78,992.48 and authorize the Mayor to execute any related documents. (Staffed by Information Technology Department.)

D. Approval of the renewal of the lease agreement with Weslaco Little League for use of Isaac Rodriguez Park Multi-Purpose Field and Minor Field and Concession Stands and Harlon Block/Sports Complex Field #1, Field #2, Field #3 and the Concession Stands effective February 1, 2019 through July 31, 2019 and authorize the Mayor to execute any related documents. (Requested by Weslaco Little League.)

E. Approval on renewal of the lease agreement with I Theatre, Inc. for the use of the Tower Theatre and Tower House effective January 1, 2019 - December 31, 2019 and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

F. Approval on renewal of the lease agreement with Weslaco Softball Baseball and approve the use of the Softball/Baseball Field 1, 2 and 3 and Concession Stand at Mayor Pablo G. Peña City Park effective February 1, 2019 through July 31, 2019 and authorize the Mayor to execute any related documents. (Requested by Weslaco Softball Baseball.)

G. Approval on renewal of the lease agreement with Mid Valley Youth Soccer League for use of Pablo G. Pena City Park soccer fields and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

H. Approval of a request by Valley Nature Center to utilize Gibson Park parking lot on April 13, 2019 from 8 a.m. – 10 p.m. for 5th annual Spring Feast, and authorize the Mayor to execute any related documents as may be required, and waive any fees that may be associated with the event. (Requested by Valley Nature Center.)

I. Approval to change wireless service from Sprint Wireless to Verizon Wireless for cost reduction and authorize the Mayor to execute any related documents. (Staffed by Weslaco Police Department.)

J. Approval to change GPS & Diagnostics services from Sprint to Verizon and authorize the Mayor to execute any related documents. (Staffed by Weslaco Police Department.)

Commissioner Tafolla seconded by Commissioner Muñoz, moved to approve consent agenda items A, B1, C, E, F. G. H. I and J withholding agenda item B2 and D as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

B2) Approval on Ordinance 2019-02 rezoning 725 N. Kansas, also being Lot 15, 16 &17 Blk 1 White Subdivision Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to B-1 Neighborhood business district and authorize the Mayor to execute any related documents. (First reading held January 15, 2019; staffed by Planning and Code Enforcement Department.)

Rebekah De La Fuente, Senior Planner, stated the concerns raised under public comments will be addressed during the construction phase; the fill dirt will be compacted, drainage will be for a 50-year storm and proposed use is business suites use; building plans will be submitted if approved for rezone and staff will review and address compliance of development.

Commissioner Muñoz recommended a silk fence be requested from the contractor and staff stated the pad site will not be to the property line.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to approve Ordinance 2019-02 rezoning 725 N. Kansas, also being Lot 15, 16 &17 Blk 1 White Subdivision. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

D. Approval of the renewal of the lease agreement with Weslaco Little League for use of Isaac Rodriguez Park Multi-Purpose Field and Minor Field and Concession Stands and Harlon Block/Sports Complex Field #1, Field #2, Field #3 and the Concession Stands effective February 1, 2019 through July 31, 2019 and authorize the Mayor to execute any related documents. (Requested by Weslaco Little League.)

Mayor Pro Tem Kerr abstained from vote and discussion.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to the renewal of the lease agreement with Weslaco Little League for use of Isaac Rodriguez Park Multi-Purpose Field and Minor Field and Concession Stands and Harlon Block/Sports Complex Field #1, Field #2, Field #3 and the Concession Stands effective February 1, 2019 through July 31, 2019. The motion carried; Mayor Pro Tem Kerr abstained from voting.

For the record, following are the ordinance(s).

ORDINANCE 2019-01

AN ORDINANCE AMENDING ORDINANCE 2000-06 AND ORDINANCE NO. 7139 CODIFIED AS ARTICLE 1 SECTION 2-2, AMENDINIG SECTION 2-3, THE OFFICE OF THE CITY REGISTRAR; PROVIDING FOR PUBLICATION AND AN 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 THAT:

SECTION I: Ordinance No. 7139 passed and approved on January 4, 1972 and now codified as Article I Section 2-2 was amended by Ordinance 2000-06 by adding Section 2-3

SECTION 2: Article I Section 2-3 is hereby amended to read as follows upon final passage.

Sec. 2-3: A member of the City Secretary Office shall be designated to administer duties of the City Registrar of Vital Statistics for the City of Weslaco.

SECTION II: That this ordinance shall become effective upon its passage.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 15th day of January 2019.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 5th day of February 2019.

ORDINANCE NO. 2019-02

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 725 N. KANSAS. ALSO LOTS 15, 16 &17 BLK 1 WHITE SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, FROM R-1 ONE-FAMILY DWELLING DISTRICT TO B-1 NEIGHBORHOOD BUSINESS DISTRICT.

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

SECTION I: R-1 One-Family Dwelling District to B-1 Neighborhood business district being 725 N. Kansas also being lots 15, 16 &17 Blk 1 White Subdivision, Weslaco, Hidalgo County, Texas.

SECTION II: That this ordinance shall become effective upon its passage.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 15th day of January 2019.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 5th day of February, 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Aida Vega, Interim CITY SECRETARY

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

IV. APPOINTMENTS

A. Discussion and consideration to approve Resolutions 2019-01, 2019-02 and 2019-03 appointing three board members to the Library Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.)

Commissioner Tafolla, seconded by Commissioner Rodriguez moved to approve Resolutions 2019-01 and 2019-02 9-3 reappointing Christine Warren and Idolina Garcia to the Library Board The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to approve Resolution 2019-03 appointing Luciano "Chano" Garza to the Library Board. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

For the record, following are the resolutions.

RESOLUTION NO. 2019-01

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE LIBRARY BOARD.

WHEREAS, the City of Weslaco has established the Library Board pursuant to Section 17-17 of the Weslaco Municipal Code Book; and

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

WHEREAS, the Library Board members shall serve without compensation and unlimited terms; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Christine Warren is appointed to serve a two year term on the Library Board and the term will expire on March 5, 2021.

PASSED AND APPROVED on this 5th day of February 2019.

RESOLUTION NO. 2019-02

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE LIBRARY BOARD.

WHEREAS, the City of Weslaco has established the Library Board pursuant to Section 17-17 of the Weslaco Municipal Code Book; and

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

WHEREAS, the Library Board members shall serve without compensation and unlimited terms; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Idolina Garcia is appointed to serve a two year term on the Library Board and the term will expire on March 5, 2021.

PASSED AND APPROVED on this 5th day of February 2019.

RESOLUTION NO. 2019-03

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE LIBRARY BOARD.

WHEREAS, the City of Weslaco has established the Library Board pursuant to Section 17-17 of the Weslaco Municipal Code Book; and

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

WHEREAS, the Library Board members shall serve without compensation and unlimited terms; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Luciano "Chano" Garza is appointed to serve a two-year term on the Library Board and the term will expire on March 5, 2021.

PASSED AND APPROVED on this 5th day of February 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Aida Vega, Interim CITY SECRETARY

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

B. Discussion and consideration to approve Resolution 2019-04 appointing a member to an unexpired term to the Board of Adjustments & Appeals-Building Codes and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Planning and Code Enforcement Department.)

Commissioner Tafolla, seconded by Commissioner Muñoz, moved to approve Resolution 2019-04 appointing Lonnie G. Berry to an unexpired term to the Board of Adjustment & Appeals-Building Codes with exemption to concurrently serve on the Planning and Zoning Commission. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

For the record, following is the resolution.

RESOLUTION NO. 2019-04

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE BOARD OF ADJUSTMENTS & APPEALS-BUILDING CODES.

WHEREAS, the City of Weslaco created and established the Board of Adjustments & Appeals-Building Codes.

WHEREAS, the Board of Adjustments & Appeals-Building Codes shall consist of seven (7) members appointed by the Commission and shall serve a four (4) year term; and

WHEREAS, a board member shall not act in a case in which he/she has personal interest; and

WHEREAS, the board shall hear all appeals on requests for variances under the International and Residential Building Codes and city codes such as plumbing, electrical, housing and mechanical; and

WHEREAS, every decision of the board shall promptly be filed in the office of the Building Official, and shall be opened to public inspection.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Lonnie G. Berry is appointed to serve an unexpired term on the Board of Adjustments & Appeals-Building Codes and the term will expire on 15 day of May, 2022.

PASSED AND APPROVED on this 5th day of February, 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Aida Vega, Interim CITY SECRETARY

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

C. Discussion and consideration to approve Resolution 2019-05 creating the Complete Count Census Committee for the City of Weslaco and approving Resolutions 2019-06, 2019-07, 2019-08, 2019-09, 2019-10, 2019-11, 2019-12, 2019-13, 2019-14, 2019-15, 2019-16, 2019-17, 2019-18, and 2019-19 appointing its inaugural members and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Planning and Code Enforcement Department.)

Rebekah De La Fuente, Senior Planner, stated the 2020 Census will begin April 1, 2020 and Resolution 2019-01 establishes a creation of a Complete Count Census Committee outlining the importance of citizen participation in completing an accurate count of citizens to ensure allocation of federal funds for local programs. Staff contacted local entities for participation and Sergio Garcia, Weslaco-ISD and Irma Salinas, Nuestra Familia Adult Day Care, expressed interest in serving. Staff recommends approval of Resolution 2019-05 establishing the 2020 Census Committee and Resolutions 2019-06 and 2019-07 appointing Sergio Garcia and Irma Salinas. Staff stated as board applications are received, will bring back to the commission for consideration.

Commissioner Tafolla, seconded by Commissioner Rodriguez moved to approve Resolution 2019-05 establishing the Complete Count Census Committee and Resolutions 2019-06 and 2019-07

appointing Sergio Garcia and Irma Salinas. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

For the record, following are the resolutions.

RESOLUTION 2019-07

ESTABLISHING A COMPLETE COUNT CENSUS COMMITTEE FOR THE CITY OF WESLACO TO HELP PROMOTE FULL PARTICIPATION IN THE 2020 CENSUS

WHEREAS, the United States Constitution mandates a census every 10 years to determine how many seats each state will have in the United States House of Representatives; and

WHEREAS, 2020 Census will help decision-makers understand which Neighborhoods need new schools and which ones need greater services for the elderly; and

WHEREAS, 2020 Census will be the largest peacetime effort in the history of the United States; and

WHEREAS, the City Commissioner recognize the importance of a complete and accurate census count of residents for future allocation of federal and state funding of local programs; and

WHEREAS, the City Commissioner encourages the residents to fully participate in the 2020 Census.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF WESLACO, TEXAS THAT:

SECTION 1: The City Commissioner establishes the Weslaco 2020 Complete Count Committee which shall be comprised of 14 members to be appointed by the Board of Commissioners who shall serve from February 5, 2019 to July 31, 2020.

PASSED AND APPROVED on this 5th day of February 2019.

RESOLUTION 2019-06

A RESOLUTION APPOINTING MEMBERS TO THE COMPLETE COUNT CENSUS COMMITTEE FOR THE CITY OF WESLACO TO HELP PROMOTE FULL PARTICIPATION IN THE 2020 CENSUS

WHEREAS, the United States Constitution mandates a census every 10 years to determine how many seats each state will have in the United States House of Representatives; and

WHEREAS, 2020 Census will help decision-makers understand which neighborhoods need new schools and which ones need greater services for the elderly; and

WHEREAS, 2020 Census will be the largest peacetime effort in the history of the United States; and

WHEREAS, the City Commissioner recognize the importance of a complete and accurate census count of residents for future allocation of federal and state funding of local programs; and

WHEREAS, the City Commissioner encourages the residents to fully participate in the 2020 Census.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF WESLACO, TEXAS THAT: the Weslaco 2020 Complete Count Committee be comprised of 14 members to be appointed by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Sergio Garcia is appointed to serve on the Committee and the term to be determined at the first scheduled meeting.

PASSED AND APPROVED on this 5th day of February 2019.

RESOLUTION 2019-06

A RESOLUTION APPOINTING MEMBERS TO THE COMPLETE COUNT CENSUS COMMITTEE FOR THE CITY OF WESLACO TO HELP PROMOTE FULL PARTICIPATION IN THE 2020 CENSUS

WHEREAS, the United States Constitution mandates a census every 10 years to determine how many seats each state will have in the United States House of Representatives; and

WHEREAS, 2020 Census will help decision-makers understand which neighborhoods need new schools and which ones need greater services for the elderly; and

WHEREAS, 2020 Census will be the largest peacetime effort in the history of the United States; and

WHEREAS, the City Commissioner recognize the importance of a complete and accurate census count of residents for future allocation of federal and state funding of local programs; and

WHEREAS, the City Commissioner encourages the residents to fully participate in the 2020 Census.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF WESLACO, TEXAS THAT: the Weslaco 2020 Complete Count Committee be comprised of 14 members to be appointed by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Irma Salinas is appointed to serve on the Committee and the term to be determined at the first scheduled meeting.

PASSED AND APPROVED on this 5th day of February 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Aida Vega, Interim CITY SECRETARY

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

V. NEW BUSINESS

A. Discussion and consideration to approve a Professional Services Agreement with Montalvo Insurance Agency for Loss Control and Risk Management Services related to Workers Compensation and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.)

Veronica Ramirez, HR Director, stated the cost was $27,500, scope of work remains the same assisting field audit for safety, training and program development. Staff recommends approval

In response to Commissioner Muñoz; a benefit received has been a reduction in the workers compensation modifier allowing a cost savings to the city because of ongoing safety trainings with the departments.

Commissioner Tafolla, seconded by Commissioner Muñoz, moved to approve a Professional Services Agreement with Montalvo Insurance Agency for Loss Control and Risk Management Services related to Workers Compensation as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

B. Discussion and consideration to approve an Interlocal Agreement with Weslaco Independent School District (WISD) for the creation, management and maintenance of a Cafe in the Mayor Joe V. Sanchez Public Library and authorize the Mayor to execute any related documents. Possible action. (Staffed by Library Department.)

Mayor Pro Tem Kerr abstained from vote and discussion.

Arnold Becho, Library Director, stated a previous commission approved an agreement; reviewed by Weslaco ISD and minor changes were done; the school will be responsible for supplies, equipment, furnishings, personnel and transactions generating revenues to be kept by the school. The City will be responsible for utilities and custodial services. Staff recommends approval as the partnership will provide a service to the patrons.

In response to Commissioner Muñoz and Tafolla, a grease trap will be needed and in compliance with applicable codes and the school will be responsible for maintaining the café.

Commissioner Tafolla, seconded by Commissioner Rodriguez, moved to approve an Interlocal Agreement with Weslaco Independent School District (WISD) for the creation, management and maintenance of a Cafe in the Mayor Joe V. Sanchez Public Library as presented. The motion carried unanimously; Mayor Pro Tem Kerr abstained.

C. Discussion and consideration to enter into a cost share project between the Weslaco Independent School District (WISD), Dreamland Estates, Inc and the City of Weslaco for the construction a deceleration lane for Memorial Elementary and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Planning & Code Enforcement Department.)

Mayor Pro Tem Kerr abstained from vote and discussion.

Commissioner Rodriguez seconded by Commissioner Muñoz moved to discuss.

Efrain Tafolla, CAD Supervisor, stated the developer will do a cost participation to address the traffic flow that would result from the development on Border Ave and 18th Street. The City Manager stated a concern was the traffic congestion because there is school in the area; met with the school district and proposed a drop off traffic route; plan was acceptable to the school and recommended approval contingent to school board approval.

Commissioner Muñoz questioned the legal ramification on the cost participation from the developer. Staff and City Attorney stated the participation from the developer is to address traffic congestion that will result from the development and interpreted as a cost of the development for safety measures as well.

Commissioner Tafolla seconded by Commissioner Muñoz moved to approve a cost share project between the Weslaco Independent School District (WISD), Dreamland Estates, Inc and the City of Weslaco for the construction a deceleration lane for Memorial Elementary contingent to Weslaco-ISD Board approval. The motion carried unanimously; Mayor Pro Tem Kerr abstained.

D. Discussion and consideration to approve Ordinance 2019-03 a budget amendment for the Animal Care Services Building for metal repairs to the roof and purlings not exceeding $19,000.00 and authorize the Mayor to execute any related documents. First reading of Ordinance 2019-03. Possible Action. (Staffed by Planning & Code Enforcement Department.)

Joe Pedraza, Interim Planning and Code Enforcement Director, stated the structure has been in place since 1983; has undergone minimal repairs. Staff recommends approval of the budget amendment for repairs to the deterioration of the roof, doors and purling's.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to approve Ordinance 2019-03 a budget amendment for the Animal Care Services Building for metal repairs to the roof and purling's not exceeding $19,000.00 as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

E. Discussion and consideration to approve awarding RFP 2018-18-05, Legislative Chamber Audio & Video System for City Hall, to Visionality through Texas DIR Contract DIR-TSO-3889, in an amount not to exceed $79,961.83 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Information Technology Department.)

Leo Gonzalez, IT Director, stated was for new equipment for the Legislative Chambers audio and visual; four respondents received and evaluated. Staff recommends approval to the lowest respondent Visionality through Texas DIR Contract DIR-TSO-3889.

Commissioner Tafolla, seconded by Commissioner Rodriguez moved to approve awarding RFP 2018-18-05, Legislative Chamber Audio & Video System for City Hall, to Visionality as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

F. Discussion and consideration to approve a Memorandum of Understanding (MOU) between City of Weslaco and Research, Applied Technology, Education, and Service (Rates) Dba Rates/ RGV for preparation of a Watershed-Based Regional Texas Pollutant Discharge Elimination System (TPDES) Stormwater Permit Application, Notice of Intent and Stormwater Plan for The Lower Rio Grande Valley TPDES Stormwater Taskforce, in order to comply with the Taxes Commission On Environmental Quality TPDES Regulations and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Engineering Department.)

Zenaida Guerrero, EIT, the City executes an annual agreement to be part of the Stormwater Task Force to assist in the development of stormwater management plan as required by TCEQ; permit

is renewed every five years and participation offers a cost savings to the City. Staff recommends approval.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to approve a Memorandum of Understanding (MOU) between City of Weslaco and Research, Applied Technology, Education, and Service (Rates) Dba Rates/ RGV as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

G. Discussion and consideration to authorize staff to solicit sealed bids for the excavation of drain ditch adjacent to the Westgate Estates #2 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.)

Efrain Tafolla, CAD Supervisor, stated the drain ditch had been excavated; inspection of the site indicated the drain ditch could be excavated an additional three feet allowing additional capacity. Staff recommends approval to solicit bids.

In response to Commissioner Muñoz, the elevations was based on adjacent property and design based on this and when site evaluated staff determined further excavation could be done. The City Manager stated cost less; no hauling will be done as dirt may be sold or given away.

Commissioner Rodriguez, seconded by Commissioner Muñoz, moved to approve staff to solicit sealed bids for the excavation of drain ditch adjacent to the Westgate Estates #2 as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

H. Discussion and consideration to approve the final Payment to Castle Enterprises on Project 2016-17-27 Rehabilitation of Lift Station #37 in the amount of $51,390.18 and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Engineering Department.)

Zenaida Guerrero, recommended approval stating project was completed December 2018 and walk through completed. A change order done that benefited the city; two items pending, flow meters and safety hatchet that will be done by the City.

Commissioner Muñoz, seconded by Commissioner Rodriguez, moved to approve final Payment to Castle Enterprises on Project 2016-17-27 Rehabilitation of Lift Station #37 in the amount of $51,390.18 as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

I. Discussion and consideration to enter into a Purchase Contract for playground equipment parts, repair and installation from Park Place Recreation Designs, Inc. in the amount of $35,417.67 through Buy Board Vendor Contract #512-16 and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Parks.)

Omar Rodriguez, Parks and Recreation Director, stated staff evaluated existing playground equipment identifying twelve playgrounds needing repairs resulting in wear and tear. Staff recommends approval as the repairs or parts replaced will have playground equipment to be fully functional and available for play

Commissioner Tafolla, seconded by Commissioner Rodriguez, moved to approve a Purchase Contract for playground equipment parts, repair and installation from Park Place Recreation Designs, Inc. in the amount of $35,417.67 through Buy Board Vendor Contract #512-16 as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

tow J. Discussion and consideration to enter into a contract for the purchase and installation of new playground equipment from Park Place Recreation Designs, Inc. in the total amount of $46,967.67 through Buy Board Vendor Contract #512-16 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation.)

Omar Rodriguez, Parks and Recreation Director, stated the purchase would replace equipment at the Mayor P. Pena Park that has been removed as parts are not available and cannot be repaired. If purchased now there is a cost savings to the city and recommended approval.

Commissioner Tafolla, seconded by Commissioner Rodriguez, moved to approve a contract for the purchase and installation of new playground equipment from Park Place Recreation Designs, Inc. in the total amount of $46,967.67 through Buy Board Vendor Contract #512-16 as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

K. Discussion and consideration to allow Honorably Retired Police Officer Bernardo Garza to purchase his previously assigned duty firearm, a Glock 22, Gen 4 (.40 caliber) with serial number #WXN036 for the fair market value of $350.00 as authorized under Texas Government Code, Section 411.020 Purchase of Firearm from Department by Officer and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)

Robert de la Cerda, Captain, recommended approval stating cost to the officer was $350.00 with a cost to the City of $59.00 toward the purchase of a newer model and permitted under Texas Government Code, Section 411.020 Purchase of Firearm from Department by Officer.

Commissioner Muñoz, seconded by Commissioner Rodriguez moved to approve Honorably Retired Police Officer Bernardo Garza to purchase his previously assigned duty firearm, a Glock 22, Gen 4 (.40 caliber) with serial number #WXN036 for the fair market value of $350.00 as presented. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

VI. REPORTS

A. Report by Weslaco Area Chamber of Commerce.

Mr. Perez stated report was in their packet and representative unavailable resulting from travel.

B. Report by Economic Development Corporation of Weslaco.

Steve Valdez, Economic Development Corporation, reported Alfresco did well is a seasonal event that begins in August-Feb and February will be last event; attended Familiarization Tour, hosted by Rio South Texas Economic Council, that brings investors from all around for potential investments in our region; two facades grant awarded, and staff is working on a total of fifty-five summary leads.

C. Report by Municipal Court.

Rosa Huerta, Municipal Court Coordinator, stated software program had been resolved to allow the collection agency to view all cases.

D. Report by Planning and Code Enforcement.

Efrain Tafolla, CAD Supervisor, went over the composition and duties of the Engineering Division, reported on current construction projects; GIS infrastructure update and in-house projects.

E. Report by Inframark.

Paul Kiffe, Inframark representative, reported for the water treatment plant 5.17 million gallons of water treated; no violations and drain lift pump repaired; North Wastewater plant RAS pump installed and South Wastewater Plant treated 0.91 million gallons and no violations.

F. Report by Public Works.

Pete Garcia Public Works Director, reported drainage ditch maintenance continues with 50% for Pleasant view and 80% for Tierra Santa; completed maintenance on thirteen drain ditches; reported on street and drain lines improvements and Vactor Truck received.

G. Report by Siemens Technologies on Performance Contracting Agreement

Chad Noble, Siemens, reported 100% complete for Lighting Retrofits (25 Buildings); HVAC Replacements (11 New Units); HVAC Armor & Re-commissioning (41 Units); Traffic Signal Retrofits (13 Intersections & 22 School Zones); Water Meter Replacement and AM complete with less one-hundred thirty-nine city staff is installing. Project completed December 12, 2018; begin Performance Assurance Support Program Phase – January 1, 2019; meeting with staff to discuss performance assurance support February 6, 2019 and present one year savings report on March 2020

VII. EXECUTIVE SESSION

At 7:24 p.m. Commissioner Tafolla, seconded by Commissioner Muñoz moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

At 7:55 p.m. Mayor Pro Tem Kerr stated the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

VIII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

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

No action.

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

No action

C. Legal Consultation - Consultation with City Attorney regarding City of Weslaco v. Briones Consulting and Engineering 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 located at the corner of East Pike Boulevard and VoTech Drive 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 located at the corner of Witmer Street and South Bridge Avenue as authorized by §551.072 of the Texas Local Government Code.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to approve the Mayor be authorized to execute the Ernest Money Contract as discussed in executive session. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

F. Real Property - Consultation with City Attorney on the sale, exchange, lease or value of real property located at 901 N. Airport Drive as authorized by §551.072 of the Texas Local Government Code.

Commissioner Tafolla, seconded by Commissioner Rodriguez moved to approve staff to solicit bids for public auction sale of property for the minimum price discussed in executive session. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

G. 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.

Mayor Pro Tem Kerr abstained from vote and discussion.

Commissioner Tafolla, seconded by Commissioner Rodriguez moved to approve to the Mayor to reject and/or accept earnest money contract if purchase of property is determined to be beneficial to the city's drainage plan by Halff Associates. The motion carried; Mayor Pro Tem Kerr abstained.

H. Real Property– Consultation with City Attorney on the purchase of real property legally described asWestTractW3.67AC-S10AC-N20AC FT685 at Dawson and Oregon Streets as authorized by §551.072 of the Texas Local Government Code.

Commissioner Tafolla, seconded by Commissioner Muñoz moved to approve to the Mayor to reject and/or accept earnest money contract if purchase of property is determined to be beneficial

to the city's drainage plan by Halff Associates. The motion carried; Mayor Pro Tem Kerr abstained.

IX. ADJOURNMENT

Commissioner Muñoz, second by Commissioner Tafolla, moved to adjourn the meeting at 7:57 p.m. The motion carried unanimously; Mayor Pro Tem Kerr was present and voting.

CITY OF WESLACO

ABSENT
MAYOR, David Suarez

ATTEST:

INTERIM CITY SECRETARY, Aida Vega

MAYOR PRO-TEM, Greg Kerr

COMMISSIONER, Leo Muñoz

COMMISSIONER, Jose "J.P." Rodriguez

COMMISSIONER, Gerardo "Jerry" Tafolla

ABSENT
COMMISSIONER, Letty Lopez

ABSENT
COMMISSIONER, Josh Pedraza