



**MINUTES OF A REGULAR MEETING OF
THE WESLACO CITY COMMISSION
TUESDAY, MAY 7, 2019**

On Tuesday, May 7, 2019, at 5:30 p.m. the City Commission of the City of Weslaco, Texas convened in a Regular Meeting at City Hall in the Legislative Chamber, located at 255 South Kansas Avenue with the following member's present:

PRESENT:	Mayor	David Suarez
	Mayor Pro-Tem	Greg Kerr
	Commissioner	Letty Lopez
	Commissioner	Josh Pedraza
	Commissioner	J.P. Rodriguez
	Commissioner	Leo Muñoz

ABSENT: None.

City Manager	Mike R. Perez
City Secretary	Myra L. Ayala Garza
City Attorney	Juan E. Gonzalez

Also present: Aida Vega, Deputy City Secretary; Andrew Munoz, Airport Director/Interim Asst. City Manager, Vidal Roman, Finance Director, Omar Rodriguez, Parks and Recreation Director, Leo Gonzalez, Information Technology Director; Ben Worsham, City Engineer/Planning and Code Enforcement Director; Captain Jose A. Coronado, Police Dept., Antonio Lopez, Fire Chief, Veronica Ramirez, HR Director; Pete Garcia, Public Works Director; Arnold Becho, Library Director; and other staff members and citizens.

I. CALL TO ORDER

A. Certification of Public Notice.

Mayor David Suarez called the meeting to order and certified the public notice of the meeting as properly posted Friday, May 3, 2019.

B. Invocation.

Pastor Tom Murray, Grace Episcopal Church, led the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral Recognition.

Mayor Suarez proclaimed the following for the month of May; "Motorcycle Awareness Month", "National Postcard Week" and "Elder Abuse Prevention Month".

E. Roll Call.

Myra L. Ayala Garza, City Secretary, called the roll, noting at the time of roll call the absence of Mayor Pro Tem Kerr and a quorum present.

II. PUBLIC COMMENTS

Leo Gonzalez, IT Director, reported on the upgrade of audio and video equipment in the Legislative Room that included monitors, cameras, speakers and a control room.

Ismael Quiroz voiced comments on the request from the Boys and Girls Club for use of Mayor Pablo Pena Park beginning in June 2019. He stated a lease is in place that permits the Pony League (softball/baseball) use it from February 2019 through July 2019. Ms. Elia Rodriguez, League President, stated their program has been in place for 32 years; the league has always had a lease agreement for their organization and very consist with the dates needed; the Boys and Girls Club have used Harlon Block then use Mayor Pablo Pena Park when their program has ended. They were open to suggestions to co-exist but requested consideration that their lease be honored at least through the end of June.

Randy Hall, Chairman Weslaco Drainage Task Force Committee, thanked the community for the passage of the Bond Election and will continue to move forward in meeting goals and monitor funding spent.

III. PUBLIC HEARING

Commissioner Muñoz, seconded by Commissioner Lopez, moved to open the public hearing at 6:03 p.m. The motion carried unanimously; Mayor Suarez was present and voting

A. To solicit input on behalf of Humberto Garza requesting to rezone 413 N. Kansas Ave. also being Lot 14-15, Blk 4, Gonzalez Addition, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling District to B-1 Neighborhood Business district.

No comments received.

B. To solicit input on behalf of Alejandro Pena requesting to rezone 416 W Austin, also being Lot 2, Apostolic Assembly Church Subdivision, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling District to B-2 Secondary Highway Business District.

No comments received

C. To solicit input on behalf of Avanti at Sienna Palms Legacy, LP. requesting to rezone 3520 N. Milano Rd. Also being a 6.13 acre tract of Farm Tract 125, Lot 1, Blk 1, West Tract Subdivision out of Llano Grande Grant, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling District to R-2 Duplex and Apartment District.

No comments received

D. To solicit input on behalf of Amrita Trejo requesting to rezone 723 N. Padre Ave. Also being Lot 1 & 2, Blk 4, El Texano Subdivision, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to B-1 Neighborhood Business district.

No comments received

E. To solicit input on behalf of Silvia Betancourt requesting a Conditional Use Permit to operate an event center at 108 E. Bus 83, Also being a 0.1632-acre tract of land being the W90' of Lot 1, Blk 17, Weslaco Original Townsite Subdivision, Weslaco, Hidalgo County, Texas, approximately 115 ft. East of Texas Blvd. on Bus 83.

No comments received

F. To solicit public input on Ordinance regarding the City's Participation in the Texas Enterprise Zone Program and nominating Kapal Cabinet House, LLC as an Enterprise Project.

Ramiro Garza, on behalf of Weslaco Economic Development Corporation and Kapal Cabinet House, requested favorable consideration nominating Kapal Cabinet House as an Enterprise Project stating the designation allows a business to qualify for state sales and use tax rebates. The company is investing \$3million in Weslaco and the application process requires the City to nominate the business by Ordinance.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to close the public hearing at 6:05 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

Mayor Suarez deviated from the agenda and introduced Mayoral Recognition.

Omar Rodriguez, Parks and Recreation Director, stated the City was awarded the designation of Keep Texas Beautiful City through the hard work and efforts of the Weslaco Family and Consumer Science Education. The City of Weslaco will be recognized in the state conference in June and thanked the staff and students of Weslaco High School for this and the hard work at Gibson Park improvements. Mayor Suarez thanked the group for all they do for the community parks.

IV. CONSENT AGENDA

The following items are of a routine or administrative nature. The City Commission has been furnished with background and support material on each item, and/or it had been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote. Possible action.

A. Approval of the Minutes of the Special Meeting on April 23, 2019. (Staffed by City Secretary's Office.)

B. Approval of Mid Valley Airport Ground Lease Agreement with Ray Walker, Hangar W-11, and authorize the Mayor to execute any related documents. (Staffed by Airport.)

C. Approval of surplus inventory provided by various departments detailing miscellaneous items and vehicles to be sold through live auction on June 1, 2019 at Public Works Building and authorize the Mayor to execute any related documents. (Staffed by Finance Department)

D. Approval of Resolution 2019-46 to amend Resolution 2018-74 and update authorized designated individuals as signatories on certain legal financial documents with BBVA Compass Bank for the Marion Booth Endowment Certificate of Deposit, and authorize the Mayor to execute any related documents. (Staffed by Finance Department.)

E. Approval of Resolution 2019-47 amending Resolution 2018-73, authorizing the Mayor and City Commission, identifying Vidal Roman, Finance Director and Myra Ayala, City Secretary to exercise certain powers identified with BBVA Compass Bank, including opening of accounts, certificates of deposit, transferring funds, securing safe deposit boxes, and making inquiries pertaining to accounts and authorize the Mayor and Commission to execute any related documents. (Staffed by Finance Department.)

F. Approval of Resolution 2019-48 appointing Vidal Roman, Finance Director, as an Authorized Representative to conduct business with TexPool Participant Services, and authorize the Mayor to execute any related documents. (Staffed by Finance Department).

G. Authorization to accept a monetary donation of \$8,777.04 from the Weslaco Friends of the Library and authorize the Mayor to execute any related documents. (Staffed by Library Department).

H. Authorization to hold the July 4th celebration with Weslaco Economic Development Corporation on Thursday, July 4, 2019 at the Mayor Pablo G. Peña City Park at 300 N. Airport Drive, to sell beer during the event from 12 noon to 10 p.m., to waive appropriate ordinances associated with the event, and to place a banner promoting it at the intersection of Texas and Pike Boulevards and/or Westgate Drive and Frontage and authorize the Mayor to execute any related documents as may be required by the Texas Department of Transportation. (Staffed by Parks and Recreation Department.)

I. Approval of the License Agreement with the Weslaco Youth Football League to host a Summer Youth Flag Football Season at Harlon Block Sports Complex open area, for a term of one month June 1, 2019 - June 30, 2019 and authorize the Mayor to execute any related documents. (Staffed by Parks Department.)

J. Authorization to solicit sealed bids for Street Paving Materials and authorize the Mayor to execute any related documents. (Staffed by Public Works)

K. Authorization to solicit sealed bids for Street Striping Projects and authorize the Mayor to execute any related documents. (Staffed by Public Works Department)

L. Authorization to solicit sealed bids for Unleaded/Diesel Fuel and authorize the Mayor to execute any related documents. (Staffed by Public Works)

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

For the record, following are the resolutions:

RESOLUTION NO. 2019-46

STATE OF TEXAS COUNTY § RESOLUTION AUTHORIZING MEMBERS OF STAFF
 OF HIDALGO CITY OF § AS SIGNATORIES ON CERTAIN LEGAL FINANCIAL
 WESLACO § DOCUMENTS FOR THE CITY OF WESL

1. I, Myra Ayala, certify that I am the City Secretary of The City of Weslaco, organized under the laws of Texas, Federal Employer ID Number 74-6002544, engaged in Municipal business under the name of the City of Weslaco, and that the following is a correct copy of the resolution adopted at a meeting of the City Commission duly and properly called and held on May 7, 2019. This resolution appears in the minutes of this meeting and has not been rescinded or modified.

2. Be it Resolved that,

- (a) BBVA Compass Bank is designated as a depository for the funds of the City of Weslaco.
- (b) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by this Financial Institution.
- (c) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City of Weslaco with this financial institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.
- (d) Any of the persons named below, so long as they act in a representative capacity as agents of the City of Weslaco, are authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated below, from time to time with this financial institution, concerning funds deposited in this financial institution, moneys borrowed from this financial institution or any other business transacted by and between the City of Weslaco and this financial institution subject to any restrictions stated below.
- (e) Any and all prior resolutions adopted by the City Commission of the City of Weslaco and certified to this Financial Institution as governing the operations of the City of Weslaco's account(s), are in full force and effect, unless supplemented or modified by this authorization.
- (f) The City of Weslaco agrees to the terms and conditions of any account agreement, properly opened by any authorized representative(s) of the City of Weslaco, and authorizes the financial institution named above, at anytime, to charge the City of Weslaco for all checks, drafts, or other orders, for the payment of money, that are properly drawn on this financial institution, and contain the required number of signatures for this purpose.

3. The officials designated below are authorized to conduct business as indicated:

Name and Title	Signature
(A) Mike R. Perez, City Manager	_____
(B) Vidal Roman, Finance Director	_____
(C) Sonia Flores, Assistant Finance Director	_____

Indicate A, B, and C

A – C (1) Exercise all of the powers listed (2) through (9)

A – C (2) Open any deposit or checking account(s) in the name of the City of Weslaco

- A – C (3) Endorse checks and orders for the payment of money and withdraw funds on deposit with this financial institution.
Number of authorized signatures required for this purpose 2. Number of authorized signatures required for payroll purpose 1.
- A – C (4) Open any certificate of deposit account and withdraw or transfer funds from the certificate of deposit on deposit with this financial institution.
Number of authorized signatures required for this purpose 2.
- A – C (5) Transfer funds from operations account to the payroll account, investment account or paying agent approved by City Commission by telefax or other electronic means.
Number of authorized signatures required for this purpose 1.
- A – C (6) Borrow money on behalf and in the name of the City of Weslaco executes and delivers promissory notes or other evidences of indebtedness.
Number of authorized signatures required for this purpose 2.
- A – C (7) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the City of Weslaco as security for sums borrowed and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment. Number of authorized signatures required for this purpose 1.
- A – C (8) Enter into written lease for the purpose of renting and maintaining a Safe Deposit Box in this financial institution.
Number of authorized signatures required to gain access and to terminate the lease 1.
- A – C (9) Authorized to make inquiries as to status, account balance pertaining to the City of Weslaco.

4. I further certify that the City Commission of the City of Weslaco has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the foregoing resolutions and to confer the power granted to the persons named who have full power and lawful authority to exercise the same.

In Witness Whereof, I have hereunto subscribed my name and affixed the seal of this Corporation on May 7, 2019.

RESOLUTION NO. 2019-47

STATE OF TEXAS	§	RESOLUTION AUTHORIZING MAYOR DAVID SUAREZ, MEMBERS OF THE
COUNTY OF HIDALGO	§	CITY COMMISSION, AND APPROPRIATE STAFF AS SIGNATORIES ON
CITY OF WESLACO	§	CERTAIN LEGAL FINANCIAL DOCUMENTS FOR THE CITY OF WESLACO

1. I, Myra Ayala, certify that I am the City Secretary of The City of Weslaco, organized under the laws of Texas, Federal Employer ID Number 74-6002544, engaged in Municipal business under the name of the City of Weslaco, and that the following is a correct copy of the resolution adopted at a meeting of the City Commission duly and properly called and held on May 7, 2019. This resolution appears in the minutes of this meeting and has not been rescinded or modified.
2. Be it Resolved that,
 - (a) BBVA Compass Bank is designated as a depository for the funds of the City of Weslaco.
 - (b) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by this Financial Institution.
 - (c) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City of Weslaco with this financial institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.
 - (d) Any of the persons named below, so long as they act in a representative capacity as agents of the City of Weslaco, are authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated below, from time to time with this financial institution, concerning funds deposited in this financial institution, moneys borrowed from this financial institution or any other business transacted by and between the City of Weslaco and this financial institution subject to any restrictions stated below.
 - (e) Any and all prior resolutions adopted by the City Commission of the City of Weslaco and certified to this Financial Institution as governing the operations of the City of Weslaco's account(s), are in full force and effect, unless supplemented or modified by this authorization.
 - (f) The City of Weslaco agrees to the terms and conditions of any account agreement, properly opened by any authorized representative(s) of the City of Weslaco, and authorizes the financial institution named above, at anytime, to charge the City of Weslaco for all checks, drafts, or other orders, for the payment of money, that are properly drawn on this financial institution, and contain the required number of signatures for this purpose.

3. The officials designated below are authorized to conduct business as indicated:

	Name and Title	Signature
(A)	David Suarez, Mayor	_____
(B)	Greg Kerr, Mayor Pro-Tem	_____
(C)	Leonardo Munoz Jr., Commissioner	_____
(D)	Jose J.P. Rodriguez, Commissioner	_____
(E)	Leticia Lopez, Commissioner	_____
(F)	Joshua S.M. Pedraza, Commissioner	_____
(G)	Mike R. Perez, City Manager	_____
(H)	Myra Ayala, City Secretary	_____
(I)	Vidal Roman, Finance Director	_____
(J)	Sonia Flores, Assistant Finance Director	_____

Indicate A, B, C, D and/or E

- | | | |
|--------------------|-----|---|
| <u>A – G</u> | (1) | Exercise all of the powers listed (2) through (9) |
| <u>A – G, I, J</u> | (2) | Open any deposit or checking account(s) in the name of the City of Weslaco |
| <u>A – G</u> | (3) | Endorse checks and orders for the payment of money and withdraw funds on deposit with this financial institution. Number of authorized signatures required for this purpose <u>2</u> .
Number of authorized signatures required for payroll purpose <u>1</u> . |
| <u>A – G, I, J</u> | (4) | Open any certificate of deposit account and withdraw or transfer funds from the certificate of deposit on deposit with this financial institution. Number of authorized signatures required for this purpose <u>2</u> . |
| <u>A – G, I, J</u> | (5) | Transfer funds from operations account to the payroll account, investment account or paying agent approved by City Commission by telefax or other electronic means.
Number of authorized signatures required for this purpose <u>1</u> . |
| <u>A – G</u> | (6) | Borrow money on behalf and in the name of the City of Weslaco executes and delivers promissory notes or other evidences of indebtedness. Number of authorized signatures required for this purpose <u>2</u> . |
| <u>A – G</u> | (7) | Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the City of Weslaco as security for sums borrowed and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.
Number of authorized signatures required for this purpose <u>1</u> . |
| <u>A – G, I</u> | (8) | Enter into written lease for the purpose of renting and maintaining a Safe Deposit Box in this financial institution. Number of authorized signatures required to gain access and to terminate the lease <u>1</u> . |
| <u>A – J,</u> | (9) | Authorized to make inquiries as to status, account balance pertaining to the City of Weslaco. |

4. I further certify that the City Commission of the City of Weslaco has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the foregoing resolutions and to confer the power granted to the persons named who have full power and lawful authority to exercise the same.

In Witness Whereof, I have hereunto subscribed my name and affixed the seal of this Corporation on May 7, 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Myra L. Ayala Garza, CITY SECRETARY

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

RESOLUTION NO. 2019-48



Resolution Amending
Authorized Representatives

Please use this form to amend or designate Authorized Representatives.
This document supersedes all prior Authorized Representative forms.
* Required Fields

1. Resolution

WHEREAS,

City of Weslaco
Participant Name*

77734
Location Number*

("Participant") is a local government of the State of Texas and is empowered to delegate to a public funds investment pool the authority to invest funds and to act as custodian of investments purchased with local investment funds; and

WHEREAS, it is in the best interest of the Participant to invest local funds in investments that provide for the preservation and safety of principal, liquidity, and yield consistent with the Public Funds Investment Act; and

WHEREAS, the Texas Local Government Investment Pool ("TexPool/ Texpool Prime"), a public funds investment pool, were created on behalf of entities whose investment objective in order of priority are preservation and safety of principal, liquidity, and yield consistent with the Public Funds Investment Act.

NOW THEREFORE, be it resolved as follows:

- A. That the individuals, whose signatures appear in this Resolution, are Authorized Representatives of the Participant and are each hereby authorized to transmit funds for investment in TexPool / TexPool Prime and are each further authorized to withdraw funds from time to time, to issue letters of instruction, and to take all other actions deemed necessary or appropriate for the investment of local funds.
- B. That an Authorized Representative of the Participant may be deleted by a written instrument signed by two remaining Authorized Representatives provided that the deleted Authorized Representative (1) is assigned job duties that no longer require access to the Participant's TexPool / TexPool Prime account or (2) is no longer employed by the Participant; and
- C. That the Participant may by Amending Resolution signed by the Participant add an Authorized Representative provided the additional Authorized Representative is an officer, employee, or agent of the Participant;

List the Authorized Representative(s) of the Participant. Any new individuals will be issued personal identification numbers to transact business with TexPool Participant Services.

1. Vidal Roman Finance Director
Name Title
9569683181 9569686717 vroman@weslacotx.gov
Phone Fax Email
Signature
2. Sonia Flores Assistant Finance Director
Name Title
9569683181 9569686717 sflores@weslacotx.gov
Phone Fax Email
Signature
3. Rosalinda Cavazos Accountant II
Name Title
9569683181 9569686717 rcavazos@weslacotx.gov
Phone Fax Email
Signature

Form Continues on Next Page

1 of 2

1. Resolution (continued)	
4. Federico Reyes Name 	Accountant II Title
List the name of the Authorized Representative listed above that will have primary responsibility for performing transactions and receiving confirmations and monthly statements under the Participation Agreement. Vidal Roman Name 	
In addition and at the option of the Participant, one additional Authorized Representative can be designated to perform only inquiry of selected information. This limited representative cannot perform transactions. If the Participant desires to designate a representative with inquiry rights only, complete the following information. Name Title Phone Fax Email 	
D. That this Resolution and its authorization shall continue in full force and effect until amended or revoked by the Participant, and until TexPool Participant Services receives a copy of any such amendment or revocation. This Resolution is hereby introduced and adopted by the Participant at its regular/special meeting held on the <u>07</u> day of <u>May</u> , <u>2019</u> . Note: Document is to be signed by your Board President, Mayor or County Judge and attested by your Board Secretary, City Secretary or County Clerk. Name of Participant* ATTEST Signature* SIGNED Signature* Signature* Printed Name* Printed Name* Title* Title* 	
2. Mailing Instructions	
The completed Resolution Amending Authorized Representatives can be faxed to TexPool Participant Services at 1-866-839-3291, and mailed to: TexPool Participant Services 1001 Texas Avenue, Suite 1400 Houston, TX 77002	

ORIGINAL SIGNATURE AND DOCUMENT REQUIRED
TexPool Participant Services
1001 Texas Avenue, Suite 1400 • Houston, TX 77002
Phone: 1-866-TEXPOOL (839-7665) • Fax: 1-866-839-3291 • www.texpool.com

TEX-REP

2 OF 2

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V. APPOINTMENTS

A. Discussion and consideration on Resolution 2019-49 appointing a member to the Civil Service Commission and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.)

Mayor Pro Tem Kerr, seconded by Commissioner Lopez moved to approve Resolution 2019-49 re-appointing Griselda Martinez as a member to the Civil Service Commission as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, following is the resolution.

RESOLUTION NO. 2019-49

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 Griselda Martinez on the Civil Service Board and the term will begin on June 21, 2019 and expires on June 20, 2022.

PASSED AND APPROVED on this 7th day of May 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Myra L. Ayala Garza, CITY SECRETARY

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

VI. OLD BUSINESS

A. Discussion and consideration to approve the final payment to Siemens Industry on the Performance Contracting Agreement in the amount of \$372,343.85 and authorize the Mayor to execute any related documents. Possible action. (This item was tabled on April 2, 2019; staffed by Finance Department.)

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

Vidal Roman, Finance Director, recommended approval and clarified the warranty period pertained to installation of the water meters; the meters have a twenty-year warranty.

Mayor Pro Tem Kerr, moved to approve final payment to Siemens Industry on the Performance Contracting Agreement in the amount of \$372,343.85 as presented. The motion carried unanimously; Mayor Suarez was present and voting.

VII. NEW BUSINESS

A. Discussion and consideration after public hearing on behalf of Humberto Garza to approve Ordinance 2019-13 to rezone 413 N. Kansas Ave. also being Lot 14-15, Blk 4, Gonzalez Addition, 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 of Ordinance 2019-13. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente, Senior Planner, stated thirteen property owners were notified; no objection received; owner, Vantage Bank, has purchased property for additional parking. The Planning and Zoning Commission and staff recommended approval based on surrounding area.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez moved to approve Ordinance 2019-13 to rezone 413 N. Kansas Ave on first reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

B. Discussion and consideration after public hearing on behalf of Alejandro Peña to approve Ordinance 2019-14 to rezone 416 W Austin, also being Lot 2, Apostolic Assembly Church Subdivision, Weslaco, Hidalgo County, Texas from R-1 One-family dwelling district to B-2 Secondary Highway Business District and authorize the Mayor to execute any related documents. First reading of Ordinance 2019-14. The rezone request requires three-fourth vote. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente, stated thirty-two property owners notified; no objection received. The Planning and Zoning Commission recommended denial citing the only access to the property would be through residential area and staff recommended denial based on 2040 Land Use Map.

In response to the commission, the streets could withstand heavy commercial trucks but not 18 wheelers; to allow 18-wheelers the Truck Route Ordinance would need to be amended. Chief Lopez stated emergency vehicles have access but as the streets are narrow and the additional traffic of trucks could put emergency services in a difficult situation; adjacent property to the North and South is residential; proposed use is a cabinet shop (fabrication only) and other permitted uses for B-2 are restaurants and retail businesses.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to table the item requesting a representative be present. The motion carried unanimously; Mayor Suarez was present and voting.

C. Discussion and consideration after public hearing on behalf of Avanti at Sienna Palms Legacy, LP. to approve Ordinance 2019-15 to rezone 3520 N. Milano Rd. also being a 6.13 acre tract of Farm Tract 125, Lot 1, Blk 1, West Tract Subdivision out of Llano Grande Grant, Weslaco, Hidalgo County, Texas from R-1 One-family Dwelling District to R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading of Ordinance 2019-15. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated, the property is located outside city limits; no property owners within 200 feet; proposed use a housing development for the elderly and the property has been recently annexed. The Planning and Zoning Commission and staff recommended approval.

Commissioner Pedraza, seconded by Commissioner Lopez, moved to approve Ordinance 2019-15 to rezone 3520 N. Milano Rd on first reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

D. Discussion and consideration after public hearing on behalf of Amrita Trejo to approve Ordinance 2019-16 to rezone 723 N Padre, also being Lot 1 & 2, Blk 4, El Texano Subdivision, Weslaco, Hidalgo County, and 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 of Ordinance 2019-16. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated nineteen property owners notified; no objection; is an existing day care center. Owner requesting to rezone to eliminate the annual renewal process of a conditional

use permit; property along a commercial corridor. The Planning and Zoning Commission and staff recommended approval.

In response to Mayor Suarez, has been existing use for several years and in compliance with the Comprehensive Use Plan.

Commissioner Muñoz seconded by Commissioner Rodriguez moved to approve Ordinance 2019-16 to rezone 723 N Padre on first reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

E. Discussion and consideration after public hearing on behalf of Silvia Betancourt to approve a Conditional Use Permit to operate an event center at 108 E. Bus 83, also being a 0.1632-acre tract of land being the W90' of Lot 1, Blk 17, Weslaco Original Townsite Subdivision, Weslaco, Hidalgo County, Texas, approximately 115 ft. East of Texas Blvd. on Bus 83 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated fifteen property owners notified; no objection received. Applicant proposes to have an event center for small events (e.g. baby and bridal showers). The Planning and Zoning Commission recommended approval contingent that applicant comply with all fire requirements and that a security guard be on duty if alcohol is allowed. Staff recommended approval.

In response to Commissioner Lopez, owner will be occupying a suite within the building; in response to Mayor Suarez property is in a B-3 District exempt from parking requirement

Mayor Pro Tem Kerr, seconded by Commissioner Lopez, moved to approve a Conditional Use Permit to operate an event center at 108 E. Bus 83 contingent that applicant comply with all fire requirements and that a security guard be on duty if alcohol is allowed as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to approve the Mira Vista Subdivision– being a 19.85 acres out of Farm Tract 102 and 9.72 acres out of Lot 11 and 12, BLK 113, West and Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located approximately 2575ft. South of Bus. 83 along International Blvd and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated this was a proposed seventy-four (74) lot subdivision; inside the city limits; serviced with water and sewer by city; development would be zoned for commercial use, single family residential and multi-family use. The owner is requesting a variance to detain off-site within the 75' drainage ditch developer received letters of support from the Irrigation District, Drainage District and Public Works. The Planning and Zoning Commission recommended approval with variance; staff recommended approval with compliance of the ordinance on the variance request.

Alfonso Quintanilla, representing the developer, stated drainage detention would meet the 50-storm drain; requested variances to front setbacks from 25 to 20 feet for the residential development and variance to rear setbacks from 15 to 10 feet for the multi-family development.

In response to Commissioner Muñoz, staff stated approval of the front variance would set precedence and noted the Planning and Zoning Commissioner approved rear setback only. Mr. Quintanilla stated the developer feels the additional 5 feet rear setback allows option for a pool or other improvements; front setback would not impede the sidewalk. In response to Commissioner Rodriguez, additional right-of-way and widening a ditch for drainage would be done. Mayor Pro Tem Kerr voiced the reduction in the front setbacks would not accommodate parking of a large vehicle. Mr. Quintanilla stated the owner is proposing a Home Owners Association; would be a gated community; rules and regulations in place and streets would be private.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez moved to approve the Mira Vista Subdivision with variance as presented. The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration to approve the Citrus 674 Subdivision– being a 8.46 acre tract being a portion of Farm Tract 674, Blk 164, West Adams Tract Subdivision, Weslaco, Hidalgo County, Texas located on the Northeast Corner of Border Ave and 18th St. and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated this was a proposed thirty-four (35) lot subdivision; inside city limits. is being serviced with water and sewer by the city and owner is requesting a right of way dedication variance. The Planning & Zoning Commission recommended approval with variance contingent that the right of way be paved to City's standard width and the fire hydrants be relocated to the north side of the drainage swell along 18th Street; staff recommended approval with compliance of the ordinance on the variance request.

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

H. Discussion and consideration to approve the six-month extension for the Final Plat for Maria Bonita Townhouse Subdivision – being 2.081 acres land out of Lots 9 -12, Bonita Homes Subdivision, Weslaco, Hidalgo County, Texas located south of 20th Street, approximately 910 feet east of Mile 4 ½ West Road and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated the developer needs more time finalizing documents with the drainage district concerning the drainage statement required for staff review. The Planning and Zoning Commission and staff recommended approval.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez moved to approve the six-month extension for the Final Plat for Maria Bonita Townhouse Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

I. Discussion and consideration to approve the six month extension for the Final Plat for Bocanegra Solis Subdivision – being a 5.00 acre tract of land being the west 5.00 acres of the east 12.00 acres of the south 33.75 acres of Farm Tract 625, West Tract Subdivision, Weslaco,

Hidalgo County, Texas located on the north side of Mile 7 North Road, 699.78 feet east of Midway Road and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Rebekah de la Fuente stated the developer needs more time finalizing documents with the drainage district concerning the drainage statement required for staff review. The Planning and Zoning Commission and staff recommended approval.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez, moved to approve the six-month extension for the Final Plat for Bocanegra Solis Subdivision as presented. The motion carried unanimously; Mayor Suarez was present and voting.

J. Discussion and consideration to approve Resolution 2019-50 the submission and participation of a Texas Department of Transportation General Aviation Grant for Design, Engineering and Construction of Partial Medium Intensity Runway Lighting (MIRL) replacement (5,000 feet) on Runway 14/32 and Replace Runway 32 PAPI Lighting and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport.)

Andrew Munoz, Aviation Director, stated previous commission action approved requesting Non-Primary Entitlement grant funds for the next eligible airport project; grant award will be received June 2019 for two grants totaling \$890,000 with federal share of \$801,000 and a local share of \$89,000. Staff will submit a request to Weslaco EDC for the local match portion. The Mid-Valley Airport Advisory Board and staff recommended approval of Resolution 2019-50.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez, moved to approve Resolution 2019-50 the submission and participation of a Texas Department of Transportation General Aviation Grant for Design, Engineering and Construction of Partial Medium Intensity Runway Lighting (MIRL) replacement (5,000 feet) on Runway 14/32 and Replace Runway 32 PAPI Lighting as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, following is the resolution

RESOLUTION NO. 2019-50

A RESOLUTION OF THE CITY OF WESLACO AUTHORIZING THE SUBMITTAL AND PARTICIPATION OF A TEXAS DEPARTMENT OF TRANSPORTATION GENERAL AVIATION GRANT FOR THE DESIGN, ENGINEERING AND CONSTRUCTION OF PARTIAL MEDIUM INTENSITY RUNWAY LIGHTING AND PAPI REPLACEMENT.

WHEREAS, the CITY OF WESLACO intends to make certain improvements to the Weslaco Mid Valley Airport (KTXW); and

WHEREAS, the general description of the project is described as: Design/Engineering and Construction of partial MIRL replacement (5,000 feet) Runway 14/32 and Runway 32 PAPI replacement; and

WHEREAS, the CITY OF WESLACO intends to request financial assistance from the Texas Department of Transportation for these improvements; and

WHEREAS, total project costs are estimated to be \$890,000.00, and the City OF WESLACO will be responsible for 10% of the total project costs currently estimated to be \$89,000.00; and

WHEREAS, the CITY OF WESLACO names the Texas Department of Transportation as its agent for the purposes of applying for, receiving and disbursing all funds for these improvements and for the administration of contracts necessary for the implementation of these improvements.

NOW, THEREFORE, BE IT RESOLVED THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS, that the CITY OF WESLACO hereby directs David Suarez, Mayor to execute on behalf of the CITY OF WESLACO, at the appropriate time, and with the appropriate authorizations of this governing body, all contracts and agreements with the State of Texas, represented by the Texas Department of Transportation, and such other parties as shall be necessary and appropriate for the implementation of the improvements to the Weslaco Mid Valley Airport (KTXW).

PASSED AND APPROVED on this 7th day of May, 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Myra L. Ayala Garza, CITY SECRETARY

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

K. Discussion and consideration on Resolution 2019-51 expressing support of South Texas Collaborative for Housing Development (Primrose Village Development) and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager's Office.)

Sunny Phillips, South Texas Collaborative Housing Development, stated the development can qualify for tax credits through the Texas Department of Housing and Community Affairs (TDHCA); development is located on Sugar Cane Drive. The project had been stalled due to financing that is now in place and ready to move forward with said project. The commission had approved a no objection resolution previously and TDHCA is requesting an updated resolution.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to approve Resolution 2019-51 expressing support of South Texas Collaborative for Housing Development (Primrose Village Development) as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, following is the resolution.

RESOLUTION 2019-51

WHEREAS, Primrose Village, LP., has proposed a development for affordable rental housing of 242 units that will be located at the Northeast Corner of E. Sugar Cane Drive and Mile 3 ½ Road West in the City of Weslaco; and

WHEREAS, Primrose Village, LP., has submitted an application to the Texas Department of Housing and Community Affairs for 2018 Housing Tax Credits for Primrose Village Apartments;

It is hereby RESOLVED, that in accordance with the requirements of the Texas Government Code Section 2306.67071 and Texas Administrative Code Section 10.204(4), it is hereby found that:

1. Notice has been provided to the Governing Body in accordance with the Texas Government Code, Section 2306.67071(a);

2. The Governing Body has had sufficient opportunity to obtain a response from the Applicant regarding any questions or concerns about the proposed development;
3. The Governing Body has held a hearing at which a public comment may be made on the proposed Development in accordance with the Texas Government Code, Section 2306.67071(b); and
4. After due consideration of the information provided by the Applicant and public comment the Governing Body does not object to the proposed Application.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT they are hereby authorized, empowered, and directed to certify this resolution to the Texas Department of Housing and Community Affairs.

PASSED AND APPROVED on this 7th day of May 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Myra L. Ayala Garza, CITY SECRETARY

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

L. Discussion and consideration on request from the Boys & Girls Club of Weslaco, Inc. to use Mayor Pablo Pena Park Baseball/Softball Complex for programs beginning June through November 2019 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation)

Commissioner Muñoz seconded by Commissioner Lopez moved to approve.

Omar Rodriguez, Parks and Recreation Director, stated the request is for use of the park beginning June 2019 through November 2019; currently lease in place for the Softball/Baseball League (PONY) that does not expire until July 2019; recommends the softball/baseball league use of the park through the end of June indicating the Weslaco Softball/Baseball League was agreeable to this.

In response to the commission, Omar stated the Boys and Girls Club wanted to begin programs in June for additional revenues; Harlon Block Park is available June/July if necessary for either organization.

Commissioner Muñoz rescinded the original motion.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez moved to approve use of Mayor Pablo Pena Park Baseball/Softball Complex for programs to begin July 2019 and authorize the PONY League to remain through June at the Mayor Pablo Pena Park and use of Harlon Block Park in July as needed. The motion carried unanimously; Mayor Suarez was present and voting.

M. Discussion and consideration after public hearing on Ordinance 2019-17 regarding the City's Participation in the Texas Enterprise Zone Program and nominating Kapal Cabinet House, LLC as an Enterprise Project and authorize the Mayor to execute any related documents.

First reading of Ordinance 2019-17. Possible action. (Staffed by Weslaco Economic Development Corporation.)

Commissioner Muñoz seconded by Commissioner Lopez moved to approve.

Commissioner Muñoz withdrew his motion and abstained from vote and discussion.

The City Manager recommended approval.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez moved to approve Ordinance 2019-17 as presented. The motion carried; Commissioner Muñoz abstained; Mayor Suarez was present and voting.

N. Discussion and consideration to accept, open, award or reject the bid(s) received for Construction Materials for Drainage Project - Austin & Merida RFB No.: 2018-19-13 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.)

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

Ben Worsham, City Engineer, stated no bids were received and extended deadline; recommended staff enter into discussions with Hidalgo County Irrigation District #1 and consider a cooperative partnership to have this project done. If agreeable an interlocal will be brought back for commission approval on terms and role of each party. Staff recommended no action.

Mayor Pro Tem Kerr withdrew his motion.

There was no action on this item.

O. Discussion and consideration on Amendment No. 2 in the amount of \$27,000 to Halff Associates Civil Engineering Services for Storm Water Improvement Plan Contract for DR-4377 Hazard Mitigation Grant Application Assistance and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department).

Andrew Munoz, Interim Assistant City Manager/Airport Director, stated staff received authorization to submit three (3) Notices of Intent to TDEM for Drainage Projects 3, 6 and 8 for Disaster Recovery Funds; discussions with Halff, it is our recommendation to submit a HMGP application for Project 3 – Los Torritos Street and North Kansas Avenue and Project 8 – South Texas Boulevard and East 18th Street, as they are referred to in the Storm Water Improvements Plan that Halff has prepared for the City after the June 2018 rain event. Staff recommends that Task 9 be added to the scope of services for application assistance and administration for a fee not to exceed \$27,000. These funds may be eligible as pre-award expenses, if funding is awarded by TDEM. Staff recommended approval.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez, moved to approve Amendment No. 2 in the amount of \$27,000 to Halff Associates Civil Engineering Services for Storm Water Improvement Plan Contract for DR-4377 Hazard Mitigation Grant Application Assistance. The motion carried unanimously; Mayor Suarez was present and voting.

P. Discussion and consideration on approval of an Ordinance canvassing election returns and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Secretary's Department.)

Myra Garza, City Secretary, presented the canvassing results of the Special Election on May 4, 2019 for Proposition A the issuance of bonds for drainage improvements stating 278 voted for the proposition and 186 against. Staff recommended approval of ordinance.

Commissioner Lopez seconded by Commissioner Muñoz moved to approve Ordinance canvassing election returns as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, following is the ordinance.

ORDINANCE NO. 2019-18

ORDINANCE CANVASSING ELECTION RETURNS

WHEREAS, the City Commission of the City of Weslaco, Texas (the "City") ordered an election to be held in the City on May 4, 2019, on the PROPOSITION hereinafter stated;

WHEREAS, the City Commission of the City (the "Commission") has investigated all matters pertaining to said election, including the ordering, giving notice, officers, holding, and making returns of said election; and

WHEREAS, the election officers who held said election have duly made the returns of the result thereof, and said returns have been duly delivered to the Commission.

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

1. The Commission officially finds and determines that said election was duly ordered; proper notice of said election was duly given; proper election officers were duly appointed prior to said election; said election was duly held; the City has complied with applicable law including the Texas Election Code; due returns of the result of said election have been made and delivered; and the Commission has duly canvassed said returns, all in accordance with law and the Ordinance calling said election.
2. The Commission officially finds and determines that the following votes were cast at said election on the submitted PROPOSITION by the resident, qualified electors of the City, who voted at the election:

PROPOSITION A

<u>278</u> VOTES FOR	VOTES FOR "THE ISSUANCE OF NOT TO EXCEED \$10,000,000 OF CITY OF WESLACO, TEXAS BONDS FOR DRAINAGE IMPROVEMENTS, AND THE LEVYING OF A TAX IN PAYMENT THEREOF"
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186 VOTES AGAINST

3. The Commission officially finds, determines, and declares the result of said election to be that the PROPOSITION so submitted has received a favorable majority vote in all respects and has carried.

4. The aforesaid bonds described in the PROPOSITION may be issued, and the aforesaid bond taxes may be levied, assessed, and collected annually as voted and as provided by law.

PASSED AND APPROVED on first and final reading at a regular meeting of the City Commission this 7th day of May 2019.

CITY OF WESLACO
/s/David Suarez, MAYOR

ATTEST:
/s/Myra L. Ayala Garza, CITY SECRETARY

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

Q. Discussion and consideration to approve an Order of Special Election and Notice of Special Election to fill a vacancy for Commissioner District 4 to be held on July 16, 2019 and authorize the Mayor to execute any related documents. Possible action. (Staffed by the City Secretary's Department.)

Myra Garza stated previous commission action approved July 16, 2019 to hold a special election to fill the vacancy for Commissioner District 4 and recommended approval on the Order of Special Election and Notice of Special Election officially ordering the election; filing period would be May 7-15, 2019, early voting period July 1-12 and election day would be July 16, 2019.

Commissioner Lopez, seconded by Commissioner Rodriguez moved the Order of Special Election and Notice of Special Election to fill a vacancy for Commissioner District 4 to be held on July 16, 2019.

R. Discussion and consideration to reschedule or cancel the May 21, 2019 regular meeting. Possible action. (Staffed by City Manager's Office.)

Mike Perez, City Manager, stated a quorum would not be available as some members of the commission are attending a conference. The commission could cancel or re-schedule the meeting of May 21, 2019.

Mayor Pro Tem Kerr, seconded by Commissioner Lopez, moved to re-schedule the regular meeting of May 21 to May 23 at 5:30 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

VIII. REPORTS

A. Report by Weslaco Area Chamber of Commerce.

Reported on advertising for April highlighting digital campaign in Mexico and Airport positive; visitors for the month was 517 includes in-state and out-of-state; fourteen facility reservations done and new projects include a youth ambassador program.

B. Report by Economic Development Corporation of Weslaco.

Marie McDermott, EDC Executive Director, reported attended the tradeshow in San Antonio; preparing for International Council of Shopping Centers; July 4th event preparations have begun and summary lead of 55 for the month.

C. Report by Planning and Code Enforcement.

Rebekah de la Fuente reported on the importance of the 2020 Census; census responses is from March 23-July 24; March 23, 2020 begins internet and phone line responses with 13 languages by phone and Spanish and English through internet. Staff will be promoting on website and community outreach with civic and non-profit organizations.

D. Report by Inframark.

George Quintana, Inframark, reported for the water treatment plant 5.13 million gallons of water treated; no violations; sludge pump repaired; North wastewater plant 2.08-million-gallon water treated and no violations; South Wastewater Plant treated 1.54 million gallons of water; replaced rotor repairs done and no violations; installed pumps at Lift Stations 19 and 4.

E. Report by Public Works.

Pete Garcia reported on the ongoing drainage ditch maintenance an mowing; street and paving improvements done and continuing with fire hydrant replacements. Water line replacements completed on the east side of Texas Blvd and will be requesting funding to replace water line west of Texas Blvd.

F. Report on Capital Improvement Plan Projects.

Andrew Munoz reported on scheduled actives for the North Side Fire Station stating excavation for building pad has begun; contractor is Tri-Gen Construction an bi-monthly meetings will be held and reported The North Side Sports Complex Architect Gignac finalizing contract; will be meeting with Texas Parks and Wildlife May 8 and grant award June 1, 2019.

IX. EXECUTIVE SESSION

At 8:02 p.m. Commissioner Muñoz, seconded by Lopez, moved to convene the regular meeting in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

At 8:52 p.m. Mayor Suarez stated the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public

X. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

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

No action.

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

Commissioner Muñoz approved to authorize city attorney to submit any/and all time spent related to the CDM lawsuit to be billed to the Law Office of Ramon Garcia; no expense for city.

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. Pending Litigation - Report by City Attorney regarding all pending litigation as provided to City Auditor as authorized by §551.071 of the Texas Government Code

No action.

E. Legal Consultation - Seek City Attorney opinion relating to breach of contract by Accela and consider authorizing City Attorney to proceed with legal action as authorized by §551.071 of the Texas Government Code.

No action.

XI. ADJOURNMENT

Commissioner Muñoz, seconded by Commissioner Pedraza, moved to adjourn the meeting at 8:53 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

MAYOR, David Suarez

ATTEST:

Myra L. Ayala Garza, CITY SECRETARY

MAYOR PRO-TEM, Greg Kerr

COMMISSIONER, Leo Muñoz

COMMISSIONER, Jose "J.P." Rodriguez

VACANT
COMMISSIONER,

COMMISSIONER, Letty Lopez

COMMISSIONER, Josh Pedraza