

**A REGULAR MEETING  
OF THE WESLACO CITY COMMISSION  
TUESDAY, JULY 21, 2015**

On this 21<sup>st</sup> day of July 2015 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 members present:

Mayor	David Suarez
Mayor Pro-Tem	Olga Noriega
Commissioner	David R. Fox
Commissioner	Greg Kerr
Commissioner	Gerardo “Jerry” Tafolla
Commissioner	Lupe Rivera
Commissioner	Fidel L. Pena, III
City Manager	Mike R. Perez
City Secretary	Elizabeth Walker
City Attorney	J.R. Garza

Also present: Juan Salas, IT; Maria Barrera, Finance Director; Veronica Ramirez, Human Resources Director; David Salinas, Public Utilities Director, Trinidad Cantu, Public Utilities Assistant Director; Pete Garcia, Public Facilities Director, Chief Tony Lopez, Fire Department; Chief Stephen Mayer, Police Department; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; and other staff members and citizens.

**I. CALL TO ORDER**

- A. Certification of Public Notice.  
Mayor Suarez called the meeting to order and certified the public notice of the meeting as properly posted Friday, July 17, 2015.
- B. Invocation.  
Father Francisco J. Solis from St. Joan of Arc Catholic Church led the invocation.
- C. Pledge of Allegiance.  
The Mayor led the Pledge of Allegiance and Texas Flag.
- D. Roll Call.  
Elizabeth Walker, City Secretary, called the roll, noting perfect attendance.

**II. PUBLIC COMMENTS**

There were no comments received.

### 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 following:
  - 1) Regular Meeting on July 7, 2015;
  - 2) Special Meeting on July 14, 2015. (Staffed by City Secretary's Office.) Attachment.
  
- B. Approval on Second and Final Reading of Ordinance 2015-20 to rezone 1913 W. Business Highway 83, also being 0.43 acre E10.57 acres out of Farm Tract 633, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-2 Secondary Highway Business District. (First reading held July 7, 2015; Staffed by Planning and Code Enforcement Department.) Attachment.
  
- C. Approval of the renewal of the annual Host Agency Agreement with AARP Senior Community Service Employment Program allowing the City of Weslaco to accept participants through a short-term work-training program and authorize the Mayor to execute any documents. (Staffed by Human Resources Department.) Attachment.
  
- D. Approval of the renewal of the Federal Work Study agreements with The University of Texas Rio Grande Valley, including the America Reads Challenge, America Counts Challenge, and Community Service programs, to allow the City of Weslaco to obtain student volunteer assistance and authorize the Mayor to execute any related documents. (Staffed by Library.) Attachment.

Commissioner Tafolla, seconded by Commissioner Rivera, moved to approve the consent agenda as presented. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the ordinance reads as follows:

ORDINANCE NO. 2015-20

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 1913 W. BUS HWY 83, ALSO BEING 0.43 ACRE E10.57 ACRES OUT OF FARM TRACT 633, WEST TRACT SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, FROM R-1 ONE FAMILY DWELLING DISTRICT TO B-2 SECONDARY HIGHWAY BUSINESS DISTRICT

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

SECTION I: R-1 Single Family Dwelling District to B-2 Secondary Highway Business District being 0.43 acre E10.57 acres out of Farm Tract 633, West Tract Subdivision, also being 1913 W. Business Highway 83, 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 7<sup>th</sup> day of July, 2015.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 21<sup>st</sup> day of July, 2015.

**CITY OF WESLACO**  
/s/ David Suarez, **MAYOR**

**ATTEST:**  
/s/ Elizabeth M. Walker, **CITY SECRETARY**

**APPROVED AS TO FORM:**  
/s/ Frank Garza, **CITY ATTORNEY**

**IV. APPOINTMENT**  
*Standard Documentation on Appointments*

- A. Discussion and consideration to approve Resolution 2015-43 appointing one member to an inaugural term on the Hotel Occupancy Tax Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.

Mayor Pro-Tem Noriega, seconded by Commissioner Pena, moved to replace Spencer Bell and approve Resolution 2015-43 appointing Ruben Villanueva as one member to an inaugural term on the Hotel Occupancy Tax Advisory Committee and authorize the Mayor to execute any related documents. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, Resolution 2015-22 reads as follows:

**RESOLUTION NO. 2015-22**

**A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE HOTEL OCCUPANCY TAX ADVISORY COMMITTEE**

**WHEREAS**, the City of Weslaco has established the Hotel Occupancy Tax Advisory Committee pursuant to Ordinance 2015-09; and

**WHEREAS**, the term of one member on the Hotel Occupancy Tax Advisory Committee is for three (3) years; and

**WHEREAS**, The Hotel Occupancy Tax Advisory Committee's board members shall serve staggered terms without compensation; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT** Ruben Villanueva is appointed to a term as a member of the Hotel Occupancy Tax Advisory Committee that will expire not later than the 7<sup>th</sup> day of April, 2018.

**PASSED AND APPROVED** on this 21<sup>st</sup> day of July, 2015.

**CITY OF WESLACO**  
/s/ David Suarez, **MAYOR**

**ATTEST:**

/s/ Elizabeth M. Walker, **CITY SECRETARY**

**APPROVED AS TO FORM:**

/s/ Frank Garza, **CITY ATTORNEY**

**V.**

**OLD BUSINESS**

- A. Discussion and consideration to approve on Second and Final Reading Ordinance 2015-03 amending the Code of Ordinances §114.06, “Special Sign Categories, Permitted, and Prohibited Signs,” adding such sections to provide for the placement of political signs on private property, to provide for the regulation of electioneering on public property and election polling places; to provide a repealing clause; to provide a severability clause; to provide a penalty for each offense; and to provide an effective date. Possible action. (There was no action on this item July 14, 2015; First reading held January 20, 2015; Staffed by City Secretary’s Office.) Attachment.

Mayor Pro-Tem Noriega, seconded by Commissioner Pena, moved to discuss the item. The City Secretary presented option E as requested by the Commission during the Special Meeting last week, which defines an “electioneering zone” at a polling location owned or controlled by the City; each candidate or representative of a measure on the ballot may receive an assigned spot within that zone. Local candidates will have first refusal with a drawing conducted in conjunction with a drawing for a place on the ballot. When the City Hall complex serves as a polling location, the electioneering zone will start the seventh spot west of the entrance to the building; no electioneering materials or activities may cross that boundary line at any time.

In response to Commissioner Fox, the City Secretary stated the revised ordinance as presented does not permit signs on the grass based on her understanding from the previous discussion at the Special Meeting, the Mayor Pro-tem indicated she is receptive to signs so long as they remain west of the boundary line; Commissioner Kerr reiterated his concern for aesthetic and his experience that is easier to enforce where you are allowed, rather than all the places you are not. The Mayor Pro-tem reiterated that overnight parking is only permitted within assigned spots; the City Secretary clarified her understanding that the intent is to delineate the electioneering zone as a potential area, but the whole area may not be used for electioneering every election, depending on the number of candidates on that ballot.

Mayor Pro-Tem Noriega, seconded by Commissioner Rivera, moved to approve on Second and Final Reading Ordinance 2015-03 identifying Option E as discussed amending the Code of Ordinances §114.06, “Special Sign Categories, Permitted, and Prohibited Signs,” adding such sections to provide for the placement of political signs on private property, to provide for the regulation of electioneering on public property and election polling places; to provide a repealing clause; to provide a severability clause; to provide a penalty for each offense; and to provide an effective date. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, Ordinance 2015-03 reads as follows:  
Ordinance 2015-03

An ordinance of the City of Weslaco, Texas amending the Code of Ordinances §114.06, "Special Sign Categories, Permitted, and Prohibited Signs," adding such sections to provide for the placement of political signs on private property, to provide for the regulation of electioneering on public property and election polling places; to provide a repealing clause; to provide a severability clause; to provide a penalty for each offense; and to provide an effective date.

WHEREAS, the 83<sup>rd</sup> Texas Legislature passed House Bill 259 in 2013, modifying Texas Election Code Sections 61.003 and 85.036 and requiring an entity that controls or owns a public building used as a polling location to allow electioneering on the premises subject to reasonable regulations on time, place, and manner; and

WHEREAS, according to this new law, "electioneering" includes the posting, use, or distribution of political signs or literature; and

WHEREAS, polling locations include facilities that simultaneously are used for other purposes and for which adequate parking and safe access must be maintained and blight, distraction, and nuisance must be mitigated in service to the whole community; and

WHEREAS, desiring to balance civil liberties with public safety, the Commission finds that the adoption of regulations is warranted to preserve the general health and welfare of the citizens of Weslaco.

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

SECTION 1. That the Code of §114.06, "Special Sign Categories, Permitted, and Prohibited Signs," is hereby amended to read as follows:

- (a) Definitions. The following words or phrases as used in this article shall have the meanings as set forth:

*Canvassing* shall mean where one person engages another person by a verbal exchange, provides literature or brochure to another person with a message that involves a political issue or material.

*Electioneering* shall mean the posting, use, or distribution of political signs or literature, including but not limited to the use of trailers, chairs, booths, tables, tents, and canopies or other furniture, structures, vehicles or devices to post, use or distribute political signs or literature.

*Polling Place* shall mean any property, building and grounds, wherein federal, state, or local election officials are conducting voting under the Texas Election Code and/or Home Rule Charter.

*Political Signs* shall mean placards, banners, or other printed materials that promote the adoption or defeat of any place on the ballot, including the candidacy of an

individual, proposition, or referendum.

*Public Property* shall mean real property, streets, roadways, easements, alleys, parks, buildings and grounds owned or controlled by any public institution or taxing authority, including the City, School District, College Campus, Drainage or Irrigation District, or other governmental entity, or any property designated as a lawful polling place under the Texas Election Code.

*Voting Period* shall mean the advertised time certain when polls open until the polls close, or the last voter has voted, whichever is later, on Election Day, the Early Voting Period, and any Election Runoff period or day.

- (b) A property owner may place or maintain on private property sign(s) with a political reference or message regarding an issue or candidate in conformance with the permitted signs by type and zoning district as outlined in this Code. All signs must comply with all state and federal requirements, including Texas Election Code Chapter 255 and Section 61.003 and Texas Transportation Code Chapters 392 and 393. No sign permit is required for political signs on private property.
- (c) These regulations shall not apply to any City of Weslaco authorized signs, materials, or other messages on its property.
- (d) Nothing contained in this section shall impair any right to engage in constitutionally protected free speech in other public forums subject to the restrictions set forth herein. Nor shall anything in this article be construed as authorizing electioneering within any area of the premises of a polling place in violation of any provision of the Texas Election Code.
- (e) Canvassing and electioneering shall be prohibited on public property owned or controlled by the City of Weslaco except as regulated at a polling place and only during the voting period defined as follows:

Time

It is an offense should any candidate or person cause, permit, suffer or allow canvassing or electioneering at a polling place owned or controlled by the City of Weslaco any sooner than 5:30 p.m. the regular business day immediately preceding when the polls open and any later than 72-hours after the polls close for each voting period.

The ability to conduct electioneering on City owned or controlled public property under this Article is limited to the property on the premises where the voting is conducted and only for the voting period.

Place

Physical space visible to voters accessing the polling place and outside the 100-foot distance from the entrance to the polling place shall be available for electioneering.

It is an offense to engage in canvassing and electioneering on driveways, parking areas, or medians within parking areas of a polling place. This restriction shall not apply to electioneering materials attached to a personal vehicle lawfully parked at the premises

of a polling location.

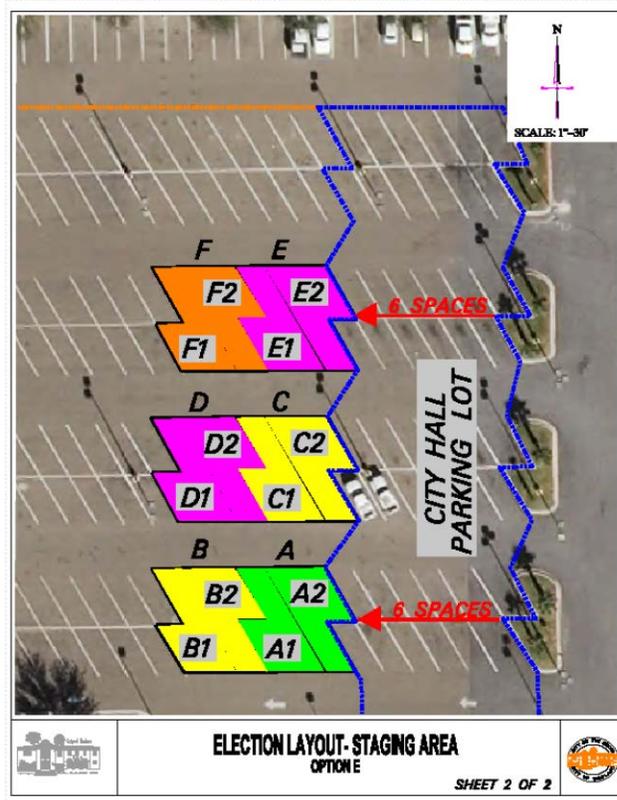
Exercising final authority on appropriate place, the City Secretary or designee shall provide a description of the designated areas for permitted electioneering and a procedure for equitable assignment of such space. It is expected that as space permits, parking spaces will be designated for electioneering and each candidate will receive no more than three tangent parking spaces. Electioneering materials must remain within the assigned parking spaces; overnight parking is permitted only within the assigned parking spaces.

Those spaces will be assigned by raffle to be conducted during the Drawing for the Place on the ballot. Local candidates (City and School Board) should have first refusal in the raffle; other offices' candidates/propositions will be assigned remaining space based on availability on a first come, first serve basis after the raffle.

When the City Hall municipal complex serves as a polling place, the following restrictions apply, as enumerated and illustrated:

1. Candidates may place signage of any size or shape within their assigned electioneering space;
2. Neither canvassing nor electioneering is permitted any closer than the seventh parking spot west from the entrance of the building nor past the end of the same parking row; such "electioneering zone" will be visibly delineated and marked;
3. Barricades may be placed to assist traffic control.





Manner

and other electioneering materials at the City owned or controlled polling place must directly pertain to a candidate or measure in an ongoing election at the polling place.

It is an offense to attach or affix any political sign or electioneering material to any building, plants, utility pole, street light, fence, fire hydrant, bench or other improvement on public property at a polling place.

It is an offense to puncture, damage, cut, carve, mark, remove, transplant, break, pick, or in any way injure, damage, destroy, or deface any real property improvements, personal property, equipment, irrigation systems, plants, turf, asphalt or concrete within or upon any public property in which a polling place is located. For the purpose of this section, plants shall be defined to include any vegetation, shrubs, bushes, trees, vines, hedges, grasses, or flowers.

SECTION 2. CUMULATIVE All provisions of the Code of Ordinances of the City of Weslaco, Texas, codified or uncodified, in conflict with the provisions of this ordinance are hereby repealed and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. SEVERABLE Any word, phrase, paragraph, or section of this Ordinance is severable and should any part of this Ordinance be declared unconstitutional, illegal or invalid by any court of competent jurisdiction, such declaration shall not affect any remaining word, phrase, paragraph, or section.

SECTION 4. SAVINGS The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance. All rights and remedies of the City of Weslaco are expressly saved as to any and all violations of the provisions of the Code accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 5. PENALTY Any person, firm, or corporation violating any of the provisions or terms of this section, as amended hereby, shall be guilty of a misdemeanor and upon conviction in the Municipal Court of the City of Weslaco, Texas shall be subjected for each offense to a fine as prescribed by the Master Fee Schedule, not to exceed \$500.00 for each offense; each political sign or electioneering material and every day such violation continues shall be deemed to constitute a separate offense. In addition to any criminal penalty, political signs and other electioneering materials on any public property in violation of this section may be removed and disposed of at the direction of the official in charge of the polling place.

An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinances, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

SECTION 6. EFFECTIVE DATE This Ordinance shall be in full force and effect upon its final passage.

**PASSED AND APPROVED** on First Reading this 20<sup>th</sup> day of January, 2015.

**FINALLY PASSED AND APPROVED** on Second Reading this 21<sup>st</sup> day of July, 2015.

**CITY OF WESLACO**  
/s/ David Suarez, **MAYOR**

**ATTEST:**  
/s/ Elizabeth M. Walker, **CITY SECRETARY**

**APPROVED AS TO FORM:**  
/s/ Frank Garza, **CITY ATTORNEY**

## **VI. NEW BUSINESS**

- A. Discussion and consideration to award the best qualified, most advantageous respondent to the Request for Proposals for the Operations and Management of the City of Weslaco's Water Plant, Wastewater Plant, and Lift Station Operations. Possible action. (Staffed by City Manager's Office.) Attachment.

Commissioner Tafolla, seconded by Commissioner Rivera, moved to discuss. The City Manager stated the Mayor, Mayor-Pro-Tem and Commissioner Fox were on the review committee; Ms. Mary Barrera, Finance Director, stated she evaluated in-house costs based on the 2013-2014 audit and compared to the proposal by other respondent Severn Trent. She adjusted up the personnel costs five percent due to the increase last year assigned to all municipal employees and removed as irrelevant the repairs and

maintenance, fuel and communications line items as those would be borne by the City regardless; the final costs are proposed are just 1.28% apart: City - \$2,173,045.00 and Severn Trent - \$2,201,321.00. The City Manager stated he had questions for the City Attorney concerning the proposed contract.

Commissioner Tafolla, seconded by Commissioner Rivera, moved to discuss in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting. The City Manager requested this item be considered concurrently with other Executive Session items later on the agenda.

- B. Discussion and consideration to award the contract for the rehabilitation of Clarifier #4 as recommended by CDM Smith on the Water Treatment Plant Project in an amount not to exceed \$171,400.00. Possible action. (Staffed by Public Utilities Department.) Attachment.

Mayor Pro-Tem Noriega, seconded by Commissioner Rivera, moved to discuss. Mathew Haufman, CDM Smith, stated to comply with an agreed order by TCEQ, Clarifier #4 would need to be rebuilt and requested unsolicited proposals.

City Manager stated \$160,000 was identified in the contract for this project and now to complete the cost had gone up and further stated he was concerned that the bidding process was not done. He was not aware of an opinion from the City Attorney exempting the bidding process.

Mr. Thanner reported he did not request bids because of the time constraints. He invited 12 vendors to bid and six had expressed interest but only two provided informal quotes; one for rehabilitation and one for replacement. The City Manager and City Attorney recommended compliance with the law and request bids and bring back to the commission.

Mayor Pro-Tem Noriega, seconded by Commissioner Pena, moved to go out for bids and bring back to the Commission award for the rehabilitation of Clarifier #4 as recommended by CDM Smith on the Water Treatment Plant Project. The motion carried unanimously; Mayor Suarez was present and voting.

- C. Discussion and consideration to replace Water Plant Filter Gallery Valves on Plants 2, 3, and 4 as recommended by Briones Consulting & Engineering. Possible action. (Staffed by Public Utilities Department.) Attachment.

Mr. David Salinas, Public Utilities Director, requested no action on this item as Briones Engineering is unavailable for discussion.

- D. Discussion and consideration to authorize the solicitation of proposals to conduct Landfill Post Closure Care Monitoring for the Closed City of Weslaco Landfill in Alton, Texas for a four year period and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Utilities Department.) Attachment.

The City Manager noted the current contract with Raba-Kistner expires March 2016; the same firm has been providing these services since 2004. Raba-Kistner proposes a four year contract renewal in the amount of \$190,000.00; the City Manager recommends soliciting proposals.

Commissioner Pena, seconded by Commissioner Kerr, moved to authorize the solicitation of proposals to conduct Landfill Post Closure Care Monitoring for the Closed City of Weslaco Landfill in Alton, Texas for a four year period and authorize the Mayor to execute any related documents. The motion carried unanimously; Mayor Suarez was present and voting.

- E. Discussion and consideration to authorize the solicitation of Request for Bids for the reconstruction of the Sugarcane Drive Detention Pond. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Kerr abstained from the discussion and vote on this item with a Conflicts Disclosure filed.

Mr. Mardoqueo Hinojosa, Planning and Zoning Director, stated the reconstruction would better accommodate the needs for sports activities. He stated work would include re-grading with swales; estimated cost would be \$50,000-\$60,000.00 to be paid from the 2013 Certificate of Obligation bond. The Mayor Pro-Tem noted it was built as originally presented but not as WISD envisioned for their use; it is the City cost since it is City use on WISD property.

Commissioner Pena, seconded by Commissioner Tafolla, moved to authorize the solicitation of Request for Bids for the reconstruction of the Sugarcane Drive Detention Pond. The motion carried unanimously; Mayor Suarez was present and voting.

- F. Discussion and consideration to declare and dispose of surplus property from various City departments through a public auction as per Ordinance No. 86-08, authorize a public auction through Valley Wide Auction Services at the Public Facilities building on August 29, 2015, and authorize the Mayor to execute the auction contract. Possible action. (Staffed by Finance Department.) Attachment.

The City Manager stated vehicles with a lot of mileage are presented for consideration as surplus to auction; Mr. Homer Rhodes, Purchasing Agent, stated inventory was ongoing and as completed would be brought back to the commission for approval.

Commissioner Kerr, seconded by Commissioner Rivera, moved to declare and dispose of surplus property from various City departments through a public auction as per Ordinance No. 86-08, authorize a public auction through Valley Wide Auction Services at the Public Facilities building on August 29, 2015, and authorize the Mayor to execute the auction contract. The motion carried unanimously; Mayor Suarez was present and voting.

**VII. PROJECT UPDATES**

- A. Summary Report by Valley Initiative for Development and Advancement (VIDA).

Priscilla Alvarez, VIDA, stated fifty (50) Weslaco residents had been assisted as a result of funding through the EDC and were able to receive additional funds leveraged from the State and a Veterans grant. She stated tomorrow they would be presenting their funding request to the EDC.

**VIII. EXECUTIVE SESSION**

At 6:46 p.m., the Mayor announced the regular meeting to convene in Executive Session. At 8:00 p.m., the Mayor announced the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

**IX. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION**

- VI.** A. Discussion and consideration to award the best qualified, most advantageous respondent to the Request for Proposals for the Operations and Management of the City of Weslaco's Water Plant, Wastewater Plant, and Lift Station Operations. Possible action. (Staffed by City Manager's Office.) Attachment.

Mayor Pro-Tem Noriega, seconded by Commissioner Fox, moved to authorize the review committee to negotiate the contract with Severn Trent with the authority as discussed in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

- 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.

There was no action on this item.

- B. Pending Litigation – Consultation with City Attorney regarding Cause No. C- 1361-15-E *Mobile Video Tapes, Inc., D/B/A KRGV-TV v. City of Weslaco, Texas, Mike Perez in the 275<sup>th</sup> Judicial District Court of Hidalgo County pursuant to §551.071 of the Texas Government Code.*

There was no action on this item.

- C. Pending Litigation – Consultation with City Attorney regarding Cause No. C-0435-13-A, *Richard Stubbs v. The City of Weslaco, Texas; Veronica Ramirez, in her official capacity as Weslaco Civil Service Director, as authorized by §551.071 of the Texas Government Code.*

Mayor Pro-Tem Noriega, seconded by Commissioner Kerr, moved to authorize the City Attorney to proceed as directed in Executive Session. The motion carried unanimously; Mayor Suarez was present and voting.

- D. Economic Development – Consultation with City Attorney regarding a lease agreement for Economic Development Project Chicken Hatch as authorized by §551.087 of The Texas Government Code.

There was no action on this item.

- E. Contract Negotiation - Consultation with City Attorney on the contract with the Valley Nature Center as authorized by §551.0725 of The Texas Government Code.

There was no action on this item.

- F. Pending Litigation – Discussion with City Attorney regarding C-2317-13-H *Division 16 Construction Corporation, Plaintiff, v. City of Weslaco, Defendant* as authorized by §551.071 of the Texas Local Government Code.

There was no action on this item.

- G. Pending Litigation – Discussion with City Attorney regarding C-6831-13-H *Imelda Palacios v. City of Weslaco* as authorized by §551.071 of the Texas Local Government Code.

There was no action on this item.

**X. ADJOURNMENT**

With no other business before the Commission, at 8:02 p.m. Commissioner Tafolla, seconded by Commissioner Rivera, moved to adjourn the July 21, 2015 regular meeting. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

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MAYOR, David Suarez

ATTEST:

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CITY SECRETARY, Elizabeth Walker

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MAYOR PRO-TEM, Olga Noriega

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COMMISSIONER, David R. Fox

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COMMISSIONER, Greg Kerr

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COMMISSIONER, Gerardo “Jerry” Tafolla

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COMMISSIONER, Lupe Rivera

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COMMISSIONER, Fidel L. Pena, III