



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, FEBRUARY 16, 2016**

On this 16th day of February 2016 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 Pro-Tem	Olga Noriega
Commissioner	Greg Kerr
Commissioner	Gerardo “Jerry” Tafolla
Commissioner	Letty Lopez
Commissioner	Fidel L. Pena, III
Commissioner	Leo Muñoz
City Manager	Mike R. Perez
City Secretary	Elizabeth Walker
City Attorney	Juan E. Gonzalez

Also present: Maria Barrera, Finance Director; Jose Pena, IT Director; Pete Garcia, Public Works Director; Assistant Chief Jaime Hernandez, Fire Department; Chief Stephen Mayer, Police Department; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; Arnold Becho, Library Director; David Arce, Parks and Recreation Director; and other staff members and citizens.

I. CALL TO ORDER

A. Certification of Public Notice.

Mayor Pro-Tem called the meeting to order and certified the public notice of the meeting as properly posted Friday, February 12, 2016.

B. Invocation.

Pastor Richard Speer, Grace Episcopal Church, led the invocation with prayer for Mayor Suarez and family.

C. Pledge of Allegiance.

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

D. Roll Call.

Ms. Elizabeth Walker, City Secretary, called the roll, noting absence of Mayor Suarez extending condolences on the passing of his mother.

II. PUBLIC COMMENTS

Linda Taramina, 1701 18th Street; Buddy Ault, 1009 W 18th Street; Richard Hill, 1208 South Westgate; and Myriam Guerra, 2105 Regional Drive, expressed

opposition on a request for a rezone at property located at 1623 South Westgate citing concerns about flooding issues and street deterioration.

III. PUBLIC HEARING

- A. To solicit input on behalf of Tejas Housing Group XL, LP to rezone 1623 S. Westgate Dr., also being 12.79 acres out of Farm Tract 666, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to R-2 Duplex and Apartments District.

Commissioner Tafolla, seconded by Commissioner Pena, moved to open the public hearing. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

Mayor Pro-Tem Noriega stated the item was withdrawn and no action would be taken.

Commissioner Tafolla, seconded by Commissioner Kerr, moved to close the public hearing. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

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 Regular Meeting on February 2, 2016. (Staffed by City Secretary's Office.) Attachment.
- B. Approval on second and final reading of the following:
- 1) Ordinance 2016-04 authorizing a budget amendment for the local match requirements for Phase II of Airport expansion project CSJ 1121WESLA in the amount of \$51,171.84 and authorize the Mayor to execute any related documents. (First Reading held February 2, 2016. Staffed by Finance Department.) Attachment;
 - 2) Ordinance 2016-05, amending Ordinance 2013-08 the "Landscaping Ordinance," Codified as Article XI of Chapter 26 of the Weslaco Code of Ordinances and authorize the Mayor to sign any related documents. (First Reading held February 2, 2016. Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Tafolla, seconded by Commissioner Pena, moved to approve consent agenda items A and B 1 and 2 as presented.

Commissioner Kerr requested item B1 be withheld from the consent agenda.

Commissioner Tafolla amended his motion and withdrew item B1 from consent agenda. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

Commissioner Pena, seconded by Commissioner Tafolla, moved to approve item IV. B1. The motion carried with Commissioner Kerr abstaining; Mayor Pro-Tem Noriega was present and voting.

For the record, the ordinances read as follows:

Ordinance 2016-04

AN ORDINANCE AMENDING ORDINANCE NUMBER 2015-27, APPROVING AND ADOPTING A BUDGET FOR THE CITY OF WESLACO, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016, FINDING NEED TO AMEND THE 2015-2016 MUNICIPAL BUDGET; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE, AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

WHEREAS, the City Commission of the City of Weslaco utilized diligent thought and attention to the preparation of the 2015-2016 budget; and

WHEREAS, unusual and unforeseen conditions have arisen during the fiscal year which have, or will require, the expenditure of additional funds constituting an emergency expenditure; and

WHEREAS, Section 102.009 of the Texas Local Government Code authorizes the City to amend its budget in such a manner as to provide for emergency expenditures as an amendment to the original budget in a case of grave public necessity to meet an unusual and unforeseen condition; and

WHEREAS, the City Commission finds the amendments in the line items identified in the attached Exhibit are reasonable, necessary, and for municipal purposes.

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

SECTION 1. FINDINGS. The City Commission finds the statements made in the preamble above are true.

SECTION 2. BUDGET LINE ITEMS. The City Commission approves the budget amendments in the attached Exhibit as such change is necessary to meet an unusual and unforeseen condition as the result of an emergency.

SECTION 3. BUDGET TOTAL. The City Commission further finds the amended budget line items identified in such Exhibit will not cause the total expenditures in the budget to exceed the total amount of estimated revenue.

SECTION 4. APPROVAL. The 2015-2016 Official Budget, adopted by Ordinance 2015-27, is hereby reallocated, revised, amended and approved as set forth in the attached Exhibit.

SECTION 5. AUTHORIZATION. The City Manager is authorized to undertake action to execute such transfers in accordance with state law, and file, or cause to be filed, a true and correct copy of this Ordinance, with the attached budget amendment, with the City Secretary.

SECTION 6. SEVERABILITY CLAUSE. It is the intent of the City Commission that each sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be deemed severable and, should any such sentence, paragraph, subdivision, clause, phrase or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to affect the validity of those provisions of the Ordinance left standing.

SECTION 7. EFFECTIVE DATE. This Ordinance shall take effect upon final reading.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this 2nd day of February, 2016.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 16th day of February, 2016.

ORDINANCE 2016-05

AN ORDINANCE AMENDING ORDINANCE NUMBER 2013-08, THE CITY OF WESLACO LANDSCAPE ORDINANCE; CODIFIED AS ARTICLE XI OF CHAPTER 26 OF THE WESLACO CODE OF ORDINANCES, ADOPTING NEW REGULATIONS; AND ORDAINING OTHER MATTERS WITH RESPECT TO THE SUBJECT MATTER HEREOF.

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

SECTION I.

Ordinance 2013-08 passed and approved on August 20, 2013 as "Landscape Ordinance" and Codified as Article XI Chapter 26 of the Weslaco Code of Ordinances is hereby amended.

SECTION II.

After second and final reading of this Ordinance the amended landscape ordinance sections will be adopted and codified as Article XI Chapter 26 of the Weslaco Code of Ordinances and said Chapter shall read as follows:

ARTICLE XI CHAPTER 26 LANDSCAPE

Sec.26-350- Front yard parking lot landscaping

(b) If ornamental trees are evenly placed every ten (10) feet along the front yard the required width of the landscaped area may be reduced by two-thirds, as long as 10% of overall landscaping is maintained.

Sec.26-351- Side and rear yard parking lot landscaping

(e) If ornamental trees are evenly placed every ten (10) feet along the side yard the required width of the landscaped area may be reduced by two-thirds, as long as 10% of overall landscaping is maintained.

PASSED AND APPROVED on first reading at a regular meeting of the City Commission this this 2nd day of February, 2016.

PASSED AND APPROVED on second reading at a regular meeting of the City Commission this 16th day of February, 2016.

ATTEST:
/s/ Elizabeth M. Walker, CITY SECRETARY
APPROVED AS TO FORM:
/s/ Juan E. Gonzalez, CITY ATTORNEY

V. APPOINTMENTS

- A. Discussion and consideration to approve Resolution 2016-03 appointing a member to the Ambulance Advisory Board. Possible action. (Staffed by Fire Department.) Attachment.

There was no action on this item.

- B. Discussion and consideration to nominate a member of the Weslaco community who has made significant civic contributions and achievements to the Rio Grande Valley Walk of Fame as part of BorderFest 2016 and authorize the Weslaco City Commission to sign the nomination form. Possible action. (Requested by City Manager's Office.) Attachment.

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

Mayor Pro Tem Noriega, seconded by Commissioner Pena, moved to nominate Mayor Pablo G. Pena to the Rio Grande Valley Walk of Fame as part of BorderFest 2016 and authorized the Weslaco City Commission to sign the nomination form. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

VI. OLD BUSINESS

- A. Discussion and consideration to review and prioritize the street improvement schedule. Possible action. (This item was tabled January 19, 2016; Staffed by Public Works Department.) Attachment.

Commissioner Kerr, seconded by Commissioner Pena, moved to remove the item from the table. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

In response to Commissioners Tafolla and Pena, streets may be added to this list and in response to Mayor Pro-Tem Noriega seven streets on the 2015 improvements list are pending completions. In response to Commissioner Lopez, staff will investigate an alley located South of Joanna Avenue toward perhaps dedicating it as a street.

Commissioner Kerr, seconded by Commissioner Pena, moved to approve as presented the 2016 street improvement schedule. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting

- B. Discussion and consideration to approve the release of retainage of 2.5% of the

contract for CDM Constructors, Inc. for the Water Treatment Plant Expansion project in amount not to exceed \$843,190.22. Possible action. (This item was tabled January 19, 2016; Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Pena, seconded by Commissioner Lopez, moved to remove the item from the table. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting

Mardoqueo Hinojosa, City Engineer, stated CDM is requesting payment of 50% of the retainage for work completed for the water plant expansion, noting staff verified completion of work and recommended payment of \$495,407.85 and the contractor is requesting an additional \$143,124.74 for overhead and general conditions and \$204,657.63 for self-performance. The City Manager recommended payment of \$495,407.85; verification of the \$204,604.63 and bring back the next meeting and not pay the \$143,124.74.

Commissioner Muñoz, seconded by Commissioner Tafolla, moved to discuss in executive session with other items as posted. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- C. Discussion and consideration to approve the Contingency Fund Request (CFR) to the contract with CDM Constructors, Inc. for the Water Treatment Plant Expansion project in a combined amount not to exceed \$262,512.00 as follows:

M) CFR #120 – Capping of irrigation line- \$7,503.00;

N) CFR #121 – Increase landing/support pad for generator steps - \$2,708.00;

P) CFR #124 – Modifications to existing recycle system - \$3,310.00;

R) CFR #127 – Drain lift station bypass pass - \$9,983.00;

Possible action. (There was no action on these sub-items February 2, 2016; Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Kerr, seconded by Commissioner Pena, moved to discuss.

Mardoqueo Hinojosa, City Engineer, requested no action as staff continues to wait for documentation from Briones Consulting Engineers.

Commissioner Tafolla, seconded by Commissioner Pena, moved to table the item. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting

VII. NEW BUSINESS

- A. Discussion and consideration after public hearing on behalf of Tejas Housing Group XL, LP to approve Ordinance 2016-06 rezoning 1623 S. Westgate Dr., also being 12.79 acres out of Farm Tract 666, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to R-2 Duplex and Apartments District. First Reading of Ordinance 2016-06. Possible action. (Three-fourths vote required as Planning and Zoning Commission recommended denial; Staffed by Planning and Code Enforcement Department.) Attachment.

The applicant withdrew the request to rezone.

Commissioner Pena, seconded by Commissioner Kerr, moved to take no action. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- B. Discussion and consideration to approve Ordinance 2016-07, amending Ordinance 2013-22 the “Subdivision Ordinance,” Codified as Appendix B, Article I, Section 26 of the Weslaco Code of Ordinances to assess a park fee per new dwelling. First Reading of Ordinance 2016-07. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Muñoz, seconded by Commissioner Lopez, moved to approve Ordinance 2016-07 as presented.

Mardoqueo Hinojosa stated the proposed amendment would assess park fees in lieu of park land dedication in an R-2 District to account for multiple dwellings on a single lot, recommending approval that all multi-family developments are assessed the \$250.00 per dwelling unit park fee.

Commissioner Muñoz, seconded by Commissioner Tafolla, amended the motion to approve a \$250.00 park fee per dwelling unit for all multi-family development. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- C. Discussion and consideration to solicit bids for the construction of a parking lot for the Boys and Girls Club at Mayor Pablo G. Pena City Park. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Tafolla, seconded by Commissioner Kerr, moved to approve.

Mardoqueo Hinojosa, City Engineer, presented the proposed layout that would be used during the solicitation of bids for the construction of the parking lot of seventy spaces. Monies have been budgeted.

In response to Commissioner Pena, an alternate bid could be solicited to include an entrance from Dolores Huerta Street; Mr. Hinojosa stated staff must verify right-of-way and easements with the drainage district and Mr. David Arce stated the Boys and Girls Club expressed desire to maintain that area as a green play space.

Commissioner Pena, seconded by Commissioner Tafolla, moved to amend the motion to include an alternate bid for an entrance from Dolores Huerta Avenue after staff verifies there would be no delays to the project as a result of an alternate bid. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- D. Discussion and consideration to approve agreement with Total Commitment Construction for the development of a lift station at proposed Pleasantview Village Subdivision. Possible action. (Staffed by Planning and Code Enforcement

Department.) Attachment.

Commissioner Pena, seconded by Commissioner Tafolla, moved to approve.

Mardoqueo Hinojosa, City Engineer, explained the subdivision was approved in 2007 with a lift station but no construction was initiated and the application has since expired. Total Commitment Construction now is ready to complete the subdivision and submitted two proposals for city participation in sewer improvements: to extend the gravity line to Lift Station #27 or a build a lift station.

In response to Commissioners Kerr and Muñoz, the City share of the expense would be paid from the utility fund and delays to the project may be acquisition of easements. Staff stated other costs would be survey, geotechnical, dewatering and right-of-way, which not included in the proposals. Staff recommends the non-mechanical option of extending the gravity line to Lift Station #27, though it costs \$80,000.00 more now it will cost less in the long run.

Commissioner Pena, seconded by Commission Munoz, amended the motion to approve proposal #1 (gravity line) at a cost of \$167,149.00 with the developer contributing \$55,000.00 contingent on surveys and right-of-ways. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- E. Discussion and consideration to approve emergency repairs to a clarifier located at the North Wastewater Treatment Plant in the amount not to exceed \$69,475.00 to American Industrial Machine Shop as recommended by Severn Trent Services, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Severn Trent Services.) Attachment.

Trinidad Cantu, Project Manager Severn Trent, reviewed the condition of a damaged clarifier that is offline at the North Wastewater Treatment Plant. Three quotes were received and the recommendation is to approve American Industrial Machine Shop to complete the emergency repairs.

The City Manager stated there is a concern that as summer begins, the plant being offline will cause noncompliance notices from the Texas Commission on Environmental Quality (TCEQ). Staff recommends approval of the emergency repairs and waiver of the bidding requirements.

In response to Commissioner Kerr, the plant has been offline three weeks and the bidding process would delay the repairs 3-4 months. In response to Commissioner Muñoz, this clarifier design goes back to the 1980's and design material has a life span of 25 years. Staff will oversee the repairs and design materials would be stainless steel. In response to Commissioner Kerr, staff will be scheduling a workshop to address infrastructure improvements city wide and a course of action to include a five year budget.

Commissioner Tafolla, seconded by Commissioner Pena, moved to approve

emergency repairs to a clarifier located at the North Wastewater Treatment Plant in the amount not to exceed \$69,475.00 to American Industrial Machine Shop. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting

- F. Discussion and consideration to approve Ordinance 2016-09, authorizing a budget amendment in the amount not to exceed \$69,475.00, for capital improvements at the North Wastewater Treatment Plant. Possible action. (Staffed by Finance Department.) Attachment.

Maria Barrera, Finance Director, stated monies would be programmed from the Capital Outlay account of the wastewater fund and recommended approval in support of the previous item.

Commissioner Tafolla, seconded by Commissioner Lopez, moved to approve Ordinance 2016-09 as recommended. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- G. Discussion and consideration to ratify Amendment No. 1 to the Agreement with the Texas Department of Transportation for project 1421WESLA increasing the local contribution in an amount not to exceed \$14,515.00 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.

Ms. Barrera stated an additional grant for a drainage study at the Airport was approved in 2014 with a City contribution of \$9,000.00. A fee since has been negotiated that increased the City contribution. No monies have been paid to date and staff recommends approval to ratify the amendment and authorize the contribution of \$14,515.00 to the Texas Department of Transportation (TXDOT).

Commissioner Pena, seconded by Commissioner Lopez, moved to ratify as recommended. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- H. 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.) Attachment.

The City Manager stated workers' compensation is a significant cost to the taxpayer and recommended approval of this proposal so that an investigator would report to the Commission observations and recommendations of potential liability exposures that could offer cost savings.

Commissioner Tafolla, seconded by Commissioner Pena, moved to approve as recommended. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- I. Discussion and consideration to approve Ordinance 2016-08, amending the Code of Ordinances Chapter 142, the “Tow Truck Ordinance.” First Reading of Ordinance 2016-08. Possible action. (Staffed by the Police Department). Attachment.

The City Manager stated the present ordinance is restrictive in limiting the number of tow trucks to ten and must be within city limits. Staff is proposing to remove the number of ten and the business must be within a five mile radius of the City limits. The tow trucks must be in compliance with all licensing regulations to be on the rotation list.

In response to Commissioner Pena, the party can select the wrecker company of their choice; otherwise the rotation list is used. In response to Commissioners Tafolla and Lopez, no towing business currently on the list will be affected and oversight of compliance is regulated by the State of Texas and the fees are regulated by ordinance. Staff will survey surrounding cities for fee comparison.

Commissioner Pena, seconded by Commissioner Kerr, moved to approve Ordinance 2016-08 as presented. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- J. Discussion and consideration to authorize a request for funding from the Knapp Community Care Foundation with local match in an amount not to exceed \$250,000.00 for hike and bike trails. Possible action. (Staffed by Parks and Recreation Department.) Attachment.

David Arce, Parks Director, stated staff is working with Sally Gavlick to prepare a request for funding from Knapp Community Care Foundation that would include a local match not to exceed \$250,000.00 from the settlement monies received. Staff recommends approval.

Commissioner Pena, seconded by Commissioner Lopez moved to approve as recommended. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- K. Discussion and consideration to authorize the solicitation of Request for Qualifications for engineering services for preparation of the hike and bike plan. Possible action. (Staffed by Parks and Recreation Department.) Attachment.

The City Manager stated staff prepared a request for qualifications; however, Preliminary Engineering services for this project could be a six figure amount. Staff is recommending the item be disapproved and authorize an Engineer in Training (EIT) be hired. This EIT would assist in the design for this project and then assist in other projects. If approved, the item would later require a budget amendment.

Commissioner Pena, seconded by Commissioner Tafolla, moved to disapprove the solicitation of Request for Qualifications and authorize an Engineer in Training be hired. The motion carried unanimously; Mayor Pro-Tem Noriega was present and

voting.

VIII. REPORTS

- A. Report by Southern Trenchless Solutions, LLC.
No report as representative was unable to attend.
- B. Report by International Boundary and Water Commission.
No report as representative was unable to attend.

IX. EXECUTIVE SESSION

At 7:15 p.m., Mayor Pro-Tem Noriega announced the regular meeting to convene in Executive Session. At 9:25 p.m., Mayor Pro-Tem Noriega announced 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

- B. Discussion and consideration to approve the release of retainage of 2.5% of the contract for CDM Constructors, Inc. for the Water Treatment Plant Expansion project in amount not to exceed \$843,190.22. Possible action. (This item was tabled January 19, 2016; Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Kerr, seconded by Commissioner Lopez, moved to remove the item from the table. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

The City Manager recommended payment of \$495,407.85 contingent on release of liens and waivers from the subcontractors.

Commissioner Kerr, seconded by Commissioner Muñoz, moved to release payment in the amount of \$495,407.85 to CDM Constructors, Inc. contingent on release of liens and waivers from the subcontractors. The motion carried unanimously; Mayor Pro-Tem Noriega 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 *City of Weslaco v. Briones Consulting and Engineering* as authorized by §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.

Commissioner Tafolla, seconded by Commissioner Kerr, moved to authorize the City Manager, City Attorney and Commissioner Kerr to proceed as discussed in executive session. The motion carried unanimously; Mayor Pro-Tem Noriega was present and voting.

- D. Pending Litigation - Consultation with City Attorney regarding Cause No. C-6090-14-B, Zequiél Montez, Gabriel Montez, Nora Montez, Irma M. Torres and Norma Garcia v. City of Weslaco as authorized by §551.071 of the Texas Government Code.

There was no action on this item.

- E. Pending Litigation - Consultation with Attorney to give a legal briefing regarding Civil Case No. 7:15-CV-334 Alvino Flores v. City of Weslaco, et al. in the United States District Court for the Southern District of Texas – McAllen Division as authorized by §551.071(1) of the Texas Government Code.

There was no action on this item.

- F. Potential Litigation - Consultation with City Attorney regarding Emmanuel Jimenez as authorized by §551.071 of the Texas Government Code.

Commissioner Tafolla abstained from discussion and vote. The City Attorney noted for the record Commissioner Tafolla was not present during executive session items.

There was no action on this item.

XI. ADJOURNMENT

With no other business before the commission, at 9:29 p.m. on February 16, 2016, Commissioner Kerr, seconded by Commissioner Lopez, moved to adjourn the regular meeting. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

ABSENT

MAYOR, David Suarez

ATTEST:

CITY SECRETARY, Elizabeth Walker

MAYOR PRO-TEM, Olga Noriega

COMMISSIONER, Leo Muñoz

COMMISSIONER, Greg Kerr

COMMISSIONER, Gerardo “Jerry” Tafolla

COMMISSIONER, Letty Lopez

COMMISSIONER, Fidel L. Pena, III