



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 7, 2016**

On this 7th day of June, 2016 at 5:35 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	Gerardo “Jerry” Tafolla
Commissioner	Letty Lopez
Commissioner	Leo Muñoz
Commissioner	Fidel Peña III
City Manager	Mike R. Perez
City Secretary	Elizabeth M. Walker
City Attorney	Juan E. Gonzalez

Also present: Mary Barrera, Finance Director; Veronica Ramirez, Human Resources Director; Jose Peña, IT Director; Pete Garcia, Public Works Director; Chief Tony Lopez, Fire Department; Robert De La Cerda, Police Captain; Mardoqueo Hinojosa, Planning and Code Enforcement Director and City Engineer; Arnoldo Becho, Library Director; Andrew Muñoz, Airport Director; Rosa Huerta, Municipal Court Coordinator; 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, June 3, 2016.

B. Invocation

Pastor Danny Anderson, Journey Church, led in the invocation.

C. Pledge of Allegiance.

Mayor Suarez led the Pledge of Allegiance and Texas Flag.

D. Mayoral Recognition

Mayor Suarez recognized La Voz Del Valle 2016 event scheduled for June 26, 2016.

E. Roll Call.

Elizabeth Walker, City Secretary, called the roll, noting the absence of Commissioner Kerr.

II. PUBLIC COMMENTS

There were no public comments.

III. PUBLIC HEARING

Commissioner Peña, seconded by Commissioner Tafolla, moved to open the public hearing for items III. A, B and C at 5:39 p.m. The motion carried unanimously; Mayor Suarez was present and voting.

- A. To solicit input on behalf of Sonja Ortega for a Conditional Use Permit to operate a private school at 706 S. Iowa Ave., also being Lots 1-8, Block 60, Old Weslaco Townsite Subdivision, Weslaco, Hidalgo County, Texas. (Staffed by Planning and Code Enforcement Department.)

Pastor David McCann and Sonja Ortega expressed support for the school.

- B. To solicit input on behalf of Kumori Sushi and Teppanyaki for a Conditional Use Permit to obtain a Mixed Beverage Permit and Beverage Cartage Permit at 2017 W. Expressway 83, Suites 7 & 8, also being Lot B-1, Jones, Davis, Harren Subdivision, Weslaco, Hidalgo County, Texas. (Staffed by Planning and Code Enforcement Department.)

- C. To solicit input on behalf of El Ahuehuate Tequila & Grill for a Conditional Use Permit to obtain a Wine and Beer Retailer's Permit and Mixed Beverage Permit at 2708 N. Texas Blvd., also being 0.76 acres S150'-N711'-E220'-W250 out of Farm Tract 107, West Tract Subdivision, Weslaco, Hidalgo County, Texas. (Staffed by Planning and Code Enforcement Department.)

Commissioner Tafolla, seconded by Commissioner Muñoz, moved to close the public hearing for items A, B and C. The motion carried unanimously; Mayor Suarez 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 May 17, 2016. (Staffed by City Secretary's Office.)

B. Approval on seconded and final reading of Ordinance 2016-18 rezoning 2320 S. Border Ave., also being 1.81 acres S297'-E293` excluding S121'-W70` out of Farm Tract 734, 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 2016-18 was May 17, 2016; Staffed by Planning and Code Enforcement Department.)

C. Acceptance of donation for the Weslaco Fire Department Community Programs (Summer Camp June 19-23, 2016) from the following:

- Knapp Medical Center - \$5,000.00;
- Payne Auto Group Creative Marketing Associates - \$500.00;
- Trinity MEP Engineering, LLC - \$500.00.

(Staffed by Fire Department.) Attachment.

D. Authorization for the solicitation of sealed bids for the striping of 6th Street between Westgate Drive and Business 83 and Airport Drive between 6th Street and 8th Street, and multiple adjacent areas to accommodate bike lanes. (Staffed by Public Works.)

Commissioner Tafolla, seconded by Commissioner Muñoz, moved to approve consent agenda items A, B, C and D as presented. The motion carried unanimously, Mayor Suarez was present and voting.

For the record following is Ordinance 2016-18:

ORDINANCE NO. 2016-18

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 320 AND AMENDING THE ZONING MAP OF THE CITY OF WESLACO TO CHANGE THE ZONING OF 2320 S. BORDER AVE., ALSO BEING 1.81 ACRES S297'-E293` EXCLUDING S121'-W70` OUT OF FARM TRACT 734, WEST TRACT SUBDIVISION, WESLACO, HIDALGO COUNTY, TEXAS, FROM R-1 ONE FAMILY DWELLING DISTRICT TO R-2 DUPLEX AND APARTMENTS DISTRICT.

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

SECTION I: R-1 One Family Dwelling District to R-2 Duplex and Apartments District, being the 1.81 acres S297'-E293` excluding S121'-W70` out of Farm Tract 734, West Tract Subdivision, also being 2320 S Border Ave., 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 17th day of May, 2016.

PASSED AND APPROVED on seconded reading at a regular meeting of the City Commission this 7th day of June, 2016.

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

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

V. APPOINTMENTS

- A. Discussion and consideration to approve Resolutions 2016-38, 2016-39, 2016-40, 2016-41, 2016-42, 2016-43, and 2016-44 appointing members to terms on the Weslaco Mid-Valley Airport Committee, staggered not to exceed three years, and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Airport Department.) Attachment.

Mayor Pro Tem Noriega, seconded by Commissioner Peña moved to approve Resolutions 2016-38, 2016-39, 2016-40, 2016-41, 2016-42, appointing Art E. Beckwith, Randall L. Summers, Terry Barbee, Don Ed Holmes and Ramon Montalvo as members to terms on the Weslaco Mid-Valley Airport Committee, staggered not to exceed three years, and authorize the Mayor to execute any related documents. The motion carried unanimously, Mayor Suarez was present and voting.

Commissioner Peña, seconded by Mayor Pro Tem Noriega, amended the motion to include Randall Summers with the exemption to serve on the Planning and Zoning Commission and the Airport Board concurrently as they are not in conflict with each other. The motion carried unanimously, Mayor Suarez was present and voting.

Commissioner Peña, seconded by Commissioner Tafolla, moved to table Resolutions 2016-43 and Resolution 2016-44 until the next meeting. The motion carried unanimously; Mayor Suarez was present and voting.

For the record, the Resolutions are as follows:

RESOLUTION NO. 2016-38

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER
TO THE WESLACO MID-VALLEY AIRPORT COMMITTEE.

WHEREAS, the City of Weslaco has established the Weslaco Mid-Valley Airport Committee pursuant to Section 6-34 of the Weslaco Municipal Code Book; and

WHEREAS, the members of this board shall serve staggered terms of three years with not more than two committee member's terms expiring on the same date years; and

WHEREAS, the Weslaco Mid-Valley Airport Committee members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Art E. Beckwith is appointed to serve on the Weslaco Mid-Valley Airport Committee and the term will begin on June 7, 2016 and expire on not to exceed 3 years.

PASSED AND APPROVED on this 7th day of June 2016.

RESOLUTION NO. 2016-39

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE WESLACO MID-VALLEY AIRPORT COMMITTEE.

WHEREAS, the City of Weslaco has established the Weslaco Mid-Valley Airport Committee pursuant to Section 6-34 of the Weslaco Municipal Code Book; and

WHEREAS, the members of this board shall serve staggered terms of three years with not more than two committee member's terms expiring on the same date years; and

WHEREAS, the Weslaco Mid-Valley Airport Committee members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Terry Barbee is appointed to serve on the Weslaco Mid-Valley Airport Committee and the term will begin on June 7, 2016 and expire on not to exceed 3 years.

PASSED AND APPROVED on this 7th day of June 2016.

RESOLUTION NO. 2016-40

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE WESLACO MID-VALLEY AIRPORT COMMITTEE.

WHEREAS, the City of Weslaco has established the Weslaco Mid-Valley Airport Committee pursuant to Section 6-34 of the Weslaco Municipal Code Book; and

WHEREAS, the members of this board shall serve staggered terms of three years with not more than two committee member's terms expiring on the same date years; and

WHEREAS, the Weslaco Mid-Valley Airport Committee members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Don Ed Holmes is appointed to serve on the Weslaco Mid-Valley Airport Committee and the term will begin on June 7, 2016 and expire on not to exceed 3 years.

PASSED AND APPROVED on this 7th day of June 2016.

RESOLUTION NO. 2016-41

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE WESLACO MID-VALLEY AIRPORT COMMITTEE.

WHEREAS, the City of Weslaco has established the Weslaco Mid-Valley Airport Committee pursuant to Section 6-34 of the Weslaco Municipal Code Book; and

WHEREAS, the members of this board shall serve staggered terms of three years with not more than two committee member's terms expiring on the same date years; and

WHEREAS, the Weslaco Mid-Valley Airport Committee members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Ramon Montalvo III is appointed to serve on the Weslaco Mid-Valley Airport Committee and the term will begin on June 7, 2016 and expire on not to exceed 3 years.

PASSED AND APPROVED on this 7th day of June 2016.

RESOLUTION NO. 2016-42

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE WESLACO MID-VALLEY AIRPORT COMMITTEE.

WHEREAS, the City of Weslaco has established the Weslaco Mid-Valley Airport Committee pursuant to Section 6-34 of the Weslaco Municipal Code Book; and

WHEREAS, the members of this board shall serve staggered terms of three years with not more than two committee member's terms expiring on the same date years; and

WHEREAS, the Weslaco Mid-Valley Airport Committee members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Randall L. Summers is appointed to serve on the Weslaco Mid-Valley Airport Committee and the term will begin on June 7, 2016 and expire on not to exceed 3 years.

PASSED AND APPROVED on this 7th day of June 2016.

CITY OF WESLACO
/s/David Suarez, MAYOR

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

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

VI. OLD BUSINESS

- A. Discussion and consideration to approve compensation for project delays to CDM Constructors, Inc. in an amount not to exceed \$960,000.00 and authorize the Mayor to execute any related documents. Possible action. (This item was tabled May 17, 2016; Staffed by Planning and Code Enforcement Department.) Attachment.

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

Mardoqueo Hinojosa, City Engineer, recommended to table until the seconded

meeting in July.

Commissioner Tafolla, seconded by Commissioner Peña, moved to table the item until after executive session. The motion carried unanimously; Mayor Suarez was present and voting.

- B. Discussion and consideration after public hearing on behalf of Melden & Hunt, Inc. to approve Ordinance 2016-17 rezoning 2200 S. Texas Blvd., also being 7.47 acres out of Farm Tract 743, excluding an irrigation Tract E343.08`- N307.54, 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 2016-17. Possible action. (This item was tabled on May 17, 2016; Staffed by Planning and Code Enforcement Department.) Attachment.

Commissioner Tafolla, seconded by Commissioner Peña, moved to remove the item from the table. The motion carried unanimously; Mayor Suarez was present and voting.

Mardoqueo Hinojosa, City Engineer, stated project Engineer Melden & Hunt, requested to postpone until the next meeting as they are scheduled to meet with constituents for a question and answer forum June 15-16, 2016.

Commissioner Peña, seconded by Commissioner Lopez, moved to table the item until the next meeting. The motion carried unanimously; Mayor Suarez was present and voting.

VII. NEW BUSINESS

- A. Discussion and consideration after public hearing on behalf of Sonja Ortega to approve a Conditional Use Permit to operate a private school at 706 S. Iowa Ave., also being Lots 1-8, Block 60, Old Weslaco Townsite Subdivision, Weslaco, Hidalgo County, Texas and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Mardoqueo Hinojosa stated twenty property owners were notified with one objection voiced at the Planning and Zoning meeting. Planning and Zoning Commission and staff recommend approval.

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

- B. Discussion and consideration after public hearing on behalf of Kumori Sushi and Teppanyaki to approve a Conditional Use Permit to obtain a Mixed Beverage Permit

and Beverage Cartage Permit at 2017 W. Expressway 83, Suite 7 & 8, also being Lot B-1, Jones, Davis, Harren Subdivision, Weslaco, Hidalgo County, Texas and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Mardoqueo Hinojosa stated five property owners were notified with no objections received. Planning and Zoning Commission and staff recommend approval.

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

- C. Discussion and consideration to approve Ordinance 2016-19, amending the “Sign Ordinance,” Codified as Chapter 114 of the Weslaco Code of Ordinances, to increase the allowed size of a wall sign in commercial zones and authorize the Mayor to execute any related documents. First reading of Ordinance 2016-19. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Mardoqueo Hinojosa stated the current ordinance permits 64’ allowed wall sign in commercial districts. The proposed amendment provides for additional square footage of wall signage to be based on percentage of the store front. Staff recommends approval.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve Ordinance 2016-19 on first reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

- D. Discussion and consideration to approve Ordinance 2016-20, amending Sections 134-133 of the Weslaco Code of Ordinances, to eliminate on-street parking on Airport Avenue between 6th - 18th Streets and authorize the Mayor to execute any related documents. First reading of Ordinance 2016-20. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment.

Mardoqueo Hinojosa recommended approval amending the ordinance and eliminating on street parking on Airport Ave between 6th – 18th Street. There were no comments received from property owners that would be affected and this would allow continuous striping for said area.

Commissioner Tafolla, seconded by Commissioner Lopez, moved to approve Ordinance 2016-20 on first reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

- E. Discussion and consideration to adopt a policy for unclaimed money. Possible action. (Staffed by Finance Department.) Attachment.

Mary Barrera, Finance Director, stated there were stale outstanding checks in city accounts and recommended to adopt a policy that would allow the City to clear these items from the accounts of the City on a yearly basis.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve and adopt a policy for unclaimed money as presented. The motion carried unanimously; Mayor Suarez was present and voting.

F. Discussion and consideration to amend the City of Weslaco purchasing policy. Possible action. (Staffed by Finance Department.) Attachment.

Mary Barrera stated the purchasing policy in place has not been amended since 1987. The amended policy would increase purchasing levels from \$100 to \$1,000 and from \$15,000 to \$25,000 and is consistent with other cities. Staff recommended approval.

Commissioner Tafolla, seconded by Commissioner Lopez, moved to amend the City of Weslaco purchasing policy as presented, The motion carried unanimously; Mayor Suarez was present and voting.

G. Discussion and consideration to approve Ordinance 2016-21 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. First Reading of Ordinance 2016-21. Possible action. (Staffed by Finance Department.) Attachment.

Mary Barrera stated by previous commission action various items and programs budget amendments has been approved. The ordinance identifies them for record keeping purposes. Staff recommends approval.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve Ordinance 2016-21 adopting mid-year budget amendments on first reading as presented. The motion carried unanimously; Mayor Suarez was present and voting.

H. Discussion and consideration after Public Hearing to approve budget and program amendment to Urban County Program funding years 25, 26 and 27 (2012, 2013, and 2014) utilizing its original work plans and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Finance Department.) Attachment.

Mary Barrera stated a public hearing was held April 5, 2016 and no comments were received. The amendment to Urban County Program funds would have additional monies from the 2012 and 2013 program funds for water and sewer improvements and recommended approval.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve budget and program amendment to Urban County Program funding years 25, 26 and 27 (2012,

2013, and 2014) utilizing its original work plans as presented. The motion carried unanimously; Mayor Suarez was present and voting.

- I. Discussion and consideration to accept AEP Texas Central Company's distribution cost recovery factor to increase distribution rates as negotiated; and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager's Office.) Attachment.

Mike Perez, City Manager, stated AEP had filed a request for rate increase charge for their distribution cost recovery factor. Cities intervened and as a result negotiated a reduced distribution cost recovery charge and AEP would reimburse participating cities any reasonable expenses. Staff recommends approval.

Commissioner Peña, seconded by Commissioner Lopez moved to approve and accept AEP Texas Central Company's distribution cost recovery factor to increase distribution rates as negotiated as presented, The motion carried unanimously, Mayor Suarez was present and voting.

- J. Discussion and consideration to approve the purchase of a submersible pump for Lift Station No. 37 from Xylem in an amount not to exceed \$18,366.44 and authorize the Mayor to execute any related documents. Possible action. (Requested by Severn Trent.) Attachment.

Trinidad Cantu, Severn Trent, stated the inclement weather caused an electrical surge at pump Lift Station 37. Quotes were solicited and recommended the purchase from Xylem for a Flygt pump.

Commissioner Tafolla, seconded by Commissioner Peña, moved to approve the purchase of a submersible pump for Lift Station No. 37 from Xylem in an amount not to exceed \$18,366.44. The motion carried unanimously; Mayor Suarez was present and voting.

- K. Discussion and consideration to award Request For Bids 2015-16-11 Rotor at the South Wastewater Treatment Plant to best qualified, most advantageous respondent and authorize the Mayor to execute any related documents. Possible action. (Requested by Severn Trent.) Attachment.

Trinidad Cantu, Severn Trent, stated bids were solicited with two respondents received. Staff recommended awarding to American Industrial Constructors as the lowest bidder.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve and award American Industrial Constructors as the best qualified most advantageous respondent

as presented. The motion carried unanimously; Mayor Suarez was present and voting.

- L. Discussion and consideration to award Request For Bids 2015-16-12 Influent Pipe at the South Wastewater Treatment Plant to best qualified, most advantageous respondent and authorize the Mayor to execute any related documents. Possible action. (Requested by Severn Trent.) Attachment.

Trinidad Cantu, Severn Trent, stated bids were solicited with two respondents received. Staff recommended awarding to American Industrial Constructors as the lowest bidder

Commissioner Tafolla, seconded by Commissioner Peña, moved to approve and award American Industrial Constructors as the best qualified most advantageous respondent as presented. The motion carried unanimously, Mayor Suarez was present and voting.

- M. Discussion and consideration to approve the proposed amended City of Weslaco Official Travel Policy and Procedures and authorize the Mayor to execute any related documents. Possible action. (Staffed by the City Manager's Office.) Attachment.

Mike Perez, City Manager, stated the travel policy as amended was consistent with surrounding cities' policy for elected officials and employees and verification of conference attendance by all employees to include elected officials was added. Staff recommended approval.

Commissioner Peña, seconded by Commissioner Tafolla, moved to approve the amended City of Weslaco Official Travel Policy and Procedures as presented. The motion carried unanimously; Mayor Suarez was present and voting.

- N. Discussion and consideration to approve Resolution 2016-45 supporting State Highway 68 in Hidalgo County, Texas, a north-south rural divided highway for the purpose of facilitating the flow of traffic, promoting public safety, and maintaining continuity of the state highway system and authorize the Mayor to execute any related documents. Possible action. (Staffed by the City Manager's Office.) Attachment.

Mike Perez recommended approval of the resolution supporting the efforts of the Hidalgo County Regional Mobility Authority for the eastern loop project.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve Resolution 2016-45 supporting State Highway 68 in Hidalgo County as presented. The motion carried unanimously, Mayor Suarez was present and voting.

For the record following is the resolution:

RESOLUTION 2016-45

Resolution of Support from City of Weslaco supporting State Highway 68 in Hidalgo County, Texas, a north-south rural divided highway with future main lanes, overpasses, and interchanges on the east side of Hidalgo County.

WHEREAS, the Texas Transportation Commission passed Minute Order 113515 in February 2013 designating State Highway 68 “for the purpose of facilitating the flow of traffic, promoting public safety, and maintaining continuity of the state highway system;” and

WHEREAS, the Texas Department of Transportation’s Pharr District is conducting environmental studies in accordance with the National Environmental Policy Act and is evaluating several north-south alternatives provided by public input; and

WHEREAS, the need for the State Highway 68 project is based on Hidalgo County’s lack of sufficient north-south mobility, lack of additional emergency evacuation routes, which stem from historical and continuing growth in the region’s population as well as continued growth of traffic in the region; and

WHEREAS, the purpose of State Highway 68 is to improve north-south mobility, increase travel capacity for local and regional traffic, and provide an alternate north-south evacuation route during emergency events;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS recognizes the need and supports the regional importance for the State Highway 68 project.

PASSED AND APPROVED on this 7th day of June, 2016.

CITY OF WESLACO
/s/David Suarez, MAYOR

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

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

- O. Discussion and consideration to reject all responses received to the invitation for Request for Qualifications No. 2015-16-08 Energy Services Companies for Performance Contracting and authorize the return of all proposals unopened. Possible action. (Staffed by City Manager's Office.) Attachment.

Commissioner Tafolla, seconded by Commissioner Peña, moved to table until the first meeting of October. The motion carried unanimously; Mayor Suarez was present and voting.

- P. Discussion and consideration to name Tamez Financial Group, LLC as the agent of record for vision plan benefits. Possible action. (Staffed by City Manager's Office.) Attachment.

Mike Perez recommended Tamez Financial Group, LLC as the agent of record for vision plan. The current agent has missed 50% of the new hire employee orientation sessions.

Commissioner Peña, seconded by Commissioner Lopez, moved to appoint Tamez Financial Group, LLC the agent of record for vision plan benefits as recommended. The motion carried unanimously; Mayor Suarez was present and voting.

- Q. Discussion and consideration to replace the assigned full-time position of Engineer in Training (EIT) with CAD Technician within Planning and Code Enforcement Department. Possible action. (Staffed by City Manager's Office.)

Mike Perez recommended approval of a full time CAD Technician instead of an Engineer in Training. The change would be more cost effective for the department's needs at this time.

Commissioner Peña, seconded by Commissioner Lopez, moved to approve a full time CAD Technician instead of an Engineer in Training as recommended. The motion carried unanimously, Mayor Suarez was present and voting.

VIII. REPORTS

- A. Report on Safety Inspection and Workers Compensation by Human Resources Department. Possible action to accept and file.

Ramon Montalvo and Daniel Charles reviewed the findings of the departments, pointing out deficiencies and corrective measures. Veronica Ramirez, HR director, stated injuries and claims have reduced and attribute this to ongoing safety trainings, low turnover rate and having light duty.

Commissioner Peña, seconded by Commissioner Lopez, moved to accept and file the report as presented. The motion carried unanimously; Mayor Suarez was present and voting.

- B. Report by Weslaco Area Chamber of Commerce.

No report as representative was out of town.

- C. Report by Economic Development Corporation of Weslaco.

Marie McDermott reported on the ICSC conference with a delegation from EDC, Chamber and City attending to meet with key retail real estate leaders seeking development opportunities; 4th of July event will have four bands and a ceremony for veterans with the street banner to be placed on Texas Ave. Summary list has twenty-four leads of prospects interested in Weslaco.

D. Report on Drainage, Engineering and Vector Control by Planning and Code Enforcement Department.

Mardoqueo Hinojosa reported the Boys and Girls Club project is substantially complete with ribbon cutting on June 21st; 6th Street improvements are ongoing. Joe Pedraza stated spraying of mosquitos continues in the quadrants of the City.

E. Report by Severn Trent.

Trinidad Cantu stated the water plant recycle basin at old plant operational; maintenance repairs done at Lift Station 20 (fence) and 19 (new panel box); year to date \$410,514.00 spent for repairs and maintenance.

I. Report on City of Weslaco, Limited Tax Refunding Bonds, Series 2016 Pricing Results by Finance Department.

Ann Burger Entrekin, Managing Director, presented transaction summary of the bond Series for 2016 stating Weslaco had received a credit rating from A+ to AA-. The City received three bids for the issuance of bonds with Citigroup Global Markets LLC as the winning bidder. Savings to the City would be \$713,720.00.

F. Report by Public Works Department.

Pete Garcia reported five trees transplanted to the Boys and Girls Club; removal of roll off containers completed by this week; ongoing waterline replacement on Utah Ave between Railroad and 2nd St; detention pond expansion on Texas & 12th St to be made wider; storm cleanup and landscaping of city buildings ongoing.

G. Report on Summer Reading Program by Library Department.

Arnold Becho reported on the Summer 2016 reading program activities; went over the calendar of events for June and July; stated 500 children were participating in activities and recognition of top readers would be July 21st.

H. Report on Summer Youth Camp and Hurricane Season Readiness by Fire Department.

Tony Lopez, Fire Chief, stated a Summer Youth Camp was being hosted on June 19-23, 2016 for high school students to educate them on emergency action plan preparedness. Hurricane season begins June 1st; monitoring of streets and ditches will be ongoing.

IX. EXECUTIVE SESSION

At 7:38 pm Mayor Suarez announced the Regular meeting to convene in executive session. At 8:34 pm. Mayor Suarez 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

VI. OLD BUSINESS

- A. Discussion and consideration to approve compensation for project delays to CDM Constructors, Inc. in an amount not to exceed \$960,000.00 and authorize the Mayor to execute any related documents . Possible action. (this item was tabled May 17, 2016; staffed by Attachment.

Commissioner Peña, seconded by Mayor Pro Tem Noriega, moved to table until the next meeting. 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 *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-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.

- D. Potential Litigation - Consultation with City Attorney regarding Notice of Claim for Breach of Contract and Intent to Sue from Francisco J. Garza as authorized by §551.071 of the Texas Government Code.

Commissioner Peña, seconded by Mayor Pro Tem Noriega, moved to authorize the City Attorney and staff to authorize a \$10,000.00 settlement conditioned on a full global release of any claims against staff and City Commission. The motion carried unanimously; Mayor Suarez was present and voting.

- E. Pending Litigation – Discussion with the City Attorney regarding Cause No. CL-15-0412-G *Maricruz Magana and Esmelinda Magana et al. v. City of Weslaco and Alejandra Vanessa Baez-Garcia* in Hidalgo County, Texas as authorized by §551.071

of The Texas Government Code.

There was no action on this item.

XI. ADJOURNMENT

With no other business before the commission, at 8:35 p.m. on June 7, 2016, Commissioner Peña seconded by Commissioner Tafolla, moved to adjourn the regular meeting. The motion carried unanimously; Mayor Suarez was present and voting.

CITY OF WESLACO

MAYOR, David Suarez

ATTEST:

CITY SECRETARY, Elizabeth Walker

MAYOR PRO-TEM, Olga Noriega

COMMISSIONER, Leo Muñoz

ABSENT
COMMISSIONER, Greg Kerr

COMMISSIONER, Gerardo “Jerry” Tafolla

COMMISSIONER, Letty Lopez

COMMISSIONER, Fidel L. Peña, III