



EDINBURG CITY COUNCIL
CITY OF EDINBURG, HIDALGO COUNTY, TEXAS

Location: City of Edinburg
City Hall-Council Chambers
415 West University Dr.
Edinburg, Texas 78539

REGULAR MEETING AGENDA
NOVEMBER 2, 2023
6:00 PM

1. CALL TO ORDER, ESTABLISH QUORUM

- A. Prayer.
- B. Pledge of Allegiance.

2. CERTIFICATION OF PUBLIC NOTICE

3. DISCLOSURE OF CONFLICT OF INTEREST

4. PROCLAMATIONS/RECOGNITIONS

- A. Presentation of Proclamation Recognizing November 6-10, 2023 as Municipal Court Week. [Clarice Y. Balderas, City Secretary]
- B. Presentation of Proclamation Recognizing November 4, 2023 as Arbor Day. [Clarice Y. Balderas, City Secretary]

5. PUBLIC COMMENTS

The Mayor and City Council allow for a specific portion of the City Council Meeting to be dedicated to public comments. Public Comments are limited to three (3) minutes. Please note that this public comment period is not interactive. The City Council may not respond to public comments.

If a resident desires to make a public comment in person, please complete the Public Comments Form which will be located outside of the City Council Chambers and submit the completed form to the City Secretary prior to the commencement of the City Council Meeting. We ask for everyone's cooperation in following this procedure.

6. ORDINANCES

- A. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.071 and Section 30.072. [Belinda Torres, Director of Human Resources]

- B. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.022. [Belinda Torres, Director of Human Resources]
- C. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.055 Certification Pay by Adding Section 30.055 Subsection (H) Certification Pay. [Belinda Torres, Director of Human Resources]
- D. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.055, Certification Pay by Amending Section 30.055 Subsection (F) Certification Pay. [Belinda Torres, Director of Human Resources]

7. AWARDING OF BIDS

- A. Consider Approving Change Order No. 1 for the Installation of Two Pre-Manufactured Bridges at Ebony Hills Golf Course to Renoworks Facility Solutions, LLC for an Amount Not to Exceed \$29,700.00 and Authorize the City Manager to Execute Any Documents Related thereto. [Tomas D. Reyna, Assistant City Manager]
- B. Consider Authorizing the Purchase of Two (2) 2023 Harley-Davidson FLHTP Electra Glide Motorcycles with Emergency Equipment from Longhorn & Maverick HarleyDavidson through the Texas Local Government Purchasing Cooperative (BuyBoard), in the Amount of \$92,435.22. [Jaime Ayala, Chief of Police]

8. CONTRACTUAL

- A. Consider Authorizing the City Manager to Enter into a Interlocal Cooperation Agreement Between the City of Edinburg and the University of Texas at Rio Grande Valley (UTRGV) for Smart Policing and Artificial Intelligence Initiative. [Jaime Ayala, Police Chief]

9. OTHER BUSINESS

- A. Future Items Requested by City Council. (Myra L. Ayala, City Manager)

10. CONSENT AGENDA

All Matters Listed Under Consent Agenda Are Considered To Be Routine By The Governing Body And Will Be Enacted By One Motion. There Will Be No Separate Discussion Of These Items. If Discussion Is Desired, That Item Will Be Removed From The Consent Agenda And Will Be Considered Separately. With Regard To Any Item, The City Council May Take Various Actions; Including But Not Limited To Rescheduling An Item In Its Entirety For A Future Date Or Time. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act.

- A. Consider Resolution Authorizing the City Manager to Enter Into a Fiscal Year 2022-2023 Routine Airport Maintenance Program (RAMP) Grant Agreement with Texas Department of Transportation (TxDOT) Aviation Division, whereby the City of Edinburg May be Eligible for up to \$90,000.00 State Funded Match of Eligible Airport FY2024 Budgeted Maintenance and Projects Expenditures. [Eddie Velarde, Director of Aviation]
- B. Consider Approving the City Council Minutes for the following: 2023 Regular Meetings: August 15, 2023, September 05, 2023 and September 19, 2023. [Clarice Y. Balderas, City Secretary]
- C. Consider Authorizing the Disposition of Approximately 152 Cubic Feet (Boxes of Letter Size

Records) of Non-Vital City Records in Accordance with City's Records Management Program and the Texas State Library and Archives Commission Local Records Retention Schedules. [Clarice Y. Balderas, City Secretary]

11. EXECUTIVE SESSION

The City Council will convene in Executive Session, in accordance with the Texas Open Meetings Act, Vernon's Texas Statutes and Codes Annotated, Government Code, Chapter 551, Subchapter D, Exceptions to Requirement that Meetings be Open. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act.

- A.** Consultation with City Attorney and Possible Action Regarding Interlocal Agreement. (§551.071. Consultation with Attorney; Closed Meeting; §551.087)
- B.** Consultation with City Attorney Regarding Amusement Redemption Machine Ordinance. (§551.071. Consultation with Attorney; Closed Meeting)
- C.** Discussion and Possible Action Regarding the Conveyance, Exchange, or Lease of Real Property. (§551.071 Consultation with Attorney; §551.072 Deliberation Regarding Real Property; Closed Meeting.; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
- D.** Consultation with City Attorney and Possible Action Regarding Economic Development Agreement with Burns Brothers, LTD. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)

OPEN SESSION

The City Council will convene in Open Session to take necessary action, if any, in accordance with Chapter 551, Open meetings, Subchapter E, Procedures Relating to Closed Meeting, §551.102, Requirement to Vote or Take Final Action in Open Meeting.

12. ADJOURNMENT

I hereby certify this Notice of a City Council Meeting was posted in accordance with the Open Meetings Act, at the City Offices of the City of Edinburg, located at the 415 West University entrance outside bulletin board, visible and accessible to the general public during and after regular working hours. This notice was posted on October 27, 2023 at 6:15 p.m.

By: /s/ Clarice Y. Balderas
Clarice Y. Balderas, City Secretary
City of Edinburg, Texas

Disability Access Statement

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact the City Secretary Department at (956) 388-8204 at least two business days prior to the meeting so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at Edinburg City Hall, 415 West University.



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023
PROCLAMATIONS/RECOGNITIONS

Agenda Item No: 4.A.
Proclamation-Municipal Court Week

1. Agenda Item:

Presentation of Proclamation Recognizing November 6-10, 2023 as Municipal Court Week.
[Clarice Y. Balderas, City Secretary]

2. Description:

The Edinburg Municipal Court has existed since August 24, 1926, and serves as the local justice center for the enforcement of local ordinances and fine-only state offenses that protect the peace and dignity of our community.

The Edinburg City Council recognize the accomplishments of the Texas Municipal Court, and salute their critical role in preserving public safety, protecting the quality of life in Texas communities, and criminal cases for all defendants, including indigent defendants, and support the Edinburg Municipal Court in complying with such legal requirements.

3. Staff's Recommendation:

Present proclamation recognizing November 6-10, 2023 as Municipal Court Week.

Reviewed by:

Prepared by:

Clarice Y. Balderas City
Secretary

Attachments:

A. Municipal Courts Week 2023

PROCLAMATION



MUNICIPAL COURTS WEEK NOVEMBER 6-10, 2023

WHEREAS, the Edinburg Municipal Court has existed since August 24, 1926, and serves as the local justice center for the enforcement of local ordinances and fine-only state offenses that protect the peace and dignity of our community; and,

WHEREAS, municipal courts play a significant role in preserving public safety and promoting quality of life in Texas; and,

WHEREAS, more people come in contact with municipal courts than all other Texas courts combined. The public's impression of the Texas judicial system is largely dependent upon their experience in a municipal court; and,

WHEREAS, the procedures for the Edinburg Municipal Court operations are set forth in the Texas Code of Criminal Procedure and other laws of the State of Texas; and,

WHEREAS, the Edinburg Municipal Judge and Clerks continuously strive to improve the administration of justice through participation in judicial education programs, seminars and workshops; and,

WHEREAS, the City of Edinburg is committed to the notion that our legal system is based on the principle that an independent, fair, and competent judiciary will interpret and apply the laws that govern us and the judges. The court personnel should comply with the law and act in a manner that promotes public confidence in the integrity and impartiality of judiciary justice; and,

WHEREAS, the Edinburg City Council recognized the accomplishments of the Texas Municipal Courts, and salutes their critical role in preserving public safety, protecting the quality of life in Texas communities, and criminal cases for all defendants, including indigent defendants, and supports the Edinburg Municipal Court in complying with such legal requirements.

NOW, THEREFORE, I, RAMIRO GARZA, JR., MAYOR OF THE CITY OF EDINBURG, TX:
By the power vested in me by law, do hereby proclaim November 6-10, 2023:

MUNICIPAL COURTS WEEK

During this week, we encourage all residents to visit their library to explore the wealth of resources available.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Edinburg, Texas, a Municipal Corporation, to be affixed on this the 2nd day of November, 2023.

CITY OF EDINBURG, TEXAS

By: _____
Ramiro Garza, Jr., Mayor

ATTEST:

By: _____
Clarice Y. Balderas, City Secretary





CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

PROCLAMATIONS/RECOGNITIONS

Agenda Item No: 4.B.

Proclamation: Arbor Day

1. Agenda Item:

Presentation of Proclamation Recognizing November 4, 2023 as Arbor Day. [Clarice Y. Balderas, City Secretary]

2. Description:

The Arbor Day Tree Planting Ceremony is an outward expression of the commitment that the City of Edinburg has towards maintaining healthier urban forestry by investing in tree planting to increase shading, promote community engagement with our planet, and ensure excellence through continual growth and resiliency.

The Edinburg City Council encourages all residents to celebrate Arbor Day by planting and caring for trees, and supporting efforts to protect our trees; reflecting the City of Edinburg's commitment to forestry and building partnerships to promote the well-being of this and future generations.

3. Staff's Recommendation:

Present Proclamation Recognizing November 4, 2023 as Arbor Day.

Reviewed by:

Prepared by:

Clarice Y. Balderas
City Secretary

Attachments:

A. Arbor Day 2023

PROCLAMATION



ARBOR DAY NOVEMBER 3, 2023

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day in Spring be set aside for the planting of trees. In Texas that special day is the first Friday in November, a better time due to the cooler temperatures of the Fall; and,

WHEREAS, this holiday, called Texas Arbor Day, was first observed with the planting of more than a million trees in Nebraska, is now observed locally, nationally, and throughout the world; and,

WHEREAS, trees promote human health and well-being, add beauty to communities, improve water quality, and quantity, reduce the erosion of precious topsoil, and provide shade, clean air, and habitat for wildlife; and,

WHEREAS, trees improve the quality of life for the present and future health, safety, and welfare of all citizens by reducing the economic burden of energy costs, improving interconnectedness to our planet, and renewal of air quality, aligning with the pillars of sustainable development; and,

WHEREAS, trees are a renewable resource giving us paper, wood for our home, fuel for our fires, and countless other wood products; and,

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, the City of Edinburg is continuing to demonstrate its commitment to trees by conducting ongoing tree planting projects along city, right-of-ways, medians, parks, and other city properties, along with training and development; and,

WHEREAS, the Arbor Day Tree Planting Ceremony is an outward expression of the commitment that the City of Edinburg has towards maintaining healthier urban forestry by investing in tree planting to increase shading, promote community engagement with our planet, and ensure excellence through continual growth and resiliency; and,

WHEREAS, wherever trees are planted it becomes a source of joy and spiritual renewal. In keeping with the tradition of Texas Arbor Day, the City of Edinburg will celebrate Texas Arbor Day on November 3, 2023 by giving away 150 trees to the community, and engaging students, city staff, and citizens with the planting of 30 trees around Escandon Park.

NOW, THEREFORE, I, RAMIRO GARZA, JR., MAYOR OF THE CITY OF EDINBURG, TX: By the power vested in me by law, do hereby proclaim November 3, 2023 as:

ARBOR DAY

and encourage all residents to celebrate Arbor Day by planting and caring for trees, and supporting efforts to protect our trees; reflecting the City of Edinburg's commitment to forestry and building partnerships to promote the well-being of this and future generations.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Edinburg, Texas, a Municipal Corporation, to be affixed on this the 3rd day of November, 2023.

CITY OF EDINBURG, TEXAS

By: _____
Ramiro Garza, Jr., Mayor

ATTEST:

By: _____
Clarice Y. Balderas, City Secretary





CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

ORDINANCES

Agenda Item No: 6.A.

1. Agenda Item:

Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.071 and Section 30.072. [Belinda Torres, Director of Human Resources]

2. Description:

The Administrative Code is being amended to reflect structure and personnel changes for Fiscal Year 2023-2024. These changes are in compliance with Title III, Administration, Chapter 30, Administrative Code of the Code of Ordinances of the City of Edinburg, Texas.

Classification and Compensation Plans are being updated due to the ordinance approved by City Council on September 19, 2023 which amended the organizational structure to include a new Health and Code Department. Additional changes include removing Economic Development job titles, additional job title changes, and removal of job titles not in use.

These changes will be effective November 2, 2023.

Funding is available within the approved annual budget.

Section 30.071 – Updates to the Classification and Compensation plan for classified grades (Non Civil and Non Exempt pay grades).

Remove the following job titles:

Airport Assistant from Grade 250
Assistant Animal Control Warden from Grade 251
Risk Specialist from Grade 251
Human Resources Specialist from Grade 251
Housing Coordinator from Grade 252
Animal Control Warden from Grade 252
Code Enforcement Officer II from Grade 253

Add:

Animal Care Officer to Grade 252
Purchasing Specialist II to Grade 253
Senior Animal Care Officer to Grade 255

Job Title Changes:

Code Enforcement Officer I to Code Enforcement Officer to Grade 252
Health Inspector I to Health Inspector to Grade 253

Section 30.072 – Updates to the Classification and Compensation plan for unclassified grades (Non Civil and Exempt/Executive pay grades).

Add the following Job Titles:

Development Coordinator to Grade 152

Assistant Director of Health and Code to Grade 154

Remove the following job titles:

Greens Foreman from Grade 150

Economic Development Coordinator from Grade 150

Purchasing Specialist II from Grade 151

Economic Development Manager from Grade 153

Code Enforcement Manager from Grade 153

Construction Manager from Grade I

Director of Economic Development from Grade I

Reclassification:

Deputy Building Official from Grade 153 to Grade 154

Internal Auditor from Grade 154 to Grade I

3. Staff's Recommendation:

Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.071 and Section 30.072.

Reviewed by:

Prepared by:

Belinda Torres, Director of
Human Resources/Civil
Service

Attachments:

A. Ordinance Amending Comp Plan Non CS

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, TO PROVIDE FOR CHANGES SECTION 30.071 AND 30.072 IN ACCORDANCE WITH SECTION 30.030(C) AND SECTION 30.031(A) AND (G); PROVIDING FOR WAIVER OF THE THREE SEPARATE READINGS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ITS CODIFICATION IN THE CODE OF ORDINANCES OF THE CITY; PROVIDING FOR PUBLICATION AND EFFECTIVE NOVEMBER 2, 2023; AND, ORDAINING OTHER MATTERS PERTAINING TO THIS SUBJECT MATTER THEREOF.

WHEREAS, in order to continue providing a comprehensive and systematic plan of administrative organization for the City, as promulgated by the City Charter, the City Council deems it appropriate and necessary to amend CHAPTER 30 ADMINISTRATIVE CODE, of the City of Edinburg, Texas.

NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF EDINBURG, THAT:

SECTION I. THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, CLASSIFICATION AND COMPENSATION PLAN §30.071 CLASSIFIED GRADES (NON-CIVIL SERVICE), is hereby amended and shall read as follows:

§30.071 CLASSIFIED GRADES (NON-CIVIL SERVICE).

**CLASSIFICATION & COMPENSATION PLAN
FISCAL YEAR 2023-2024
Effective: 11-2-2023**

NON-EXEMPT				
Grade	Minimum	Midpoint	Maximum	Job Title
250	\$ 26,225.45 \$ 12.61	\$ 34,093.08 \$ 16.39	\$ 41,960.72 \$ 20.17	Building Maintenance Assistant Cashier/Sales Clerk Cook Cultural Arts Assistant I Custodian

				Environmental Educator Garage Attendant Golf Attendant Groundskeeper Library Assistant I Maintenance Operator Office Specialist Operations Technician Park Ranger Program Coordinator I Sanitation Worker Street Maintenance Technician
251	\$ 29,503.63 \$ 14.18	\$ 38,354.72 \$ 18.44	\$ 47,205.81 \$ 22.70	Administrative Specialist Apprentice Electrician Construction Inspector Crew Leader Cultural Arts Assistant II Customer Service Specialist Deputy Court Clerk Detention Specialist Engineering Technician I Equipment Operator I Finance Clerk Golf Shop Coordinator Inter Library Loan Specialist Inventory Specialist Irrigation Specialist Landfill Attendant Landfill Technician Library Assistant II Lift Station Operator Line Service Technician Meter Reader Payroll Specialist Program Coordinator II Purchasing Specialist I Senior Maintenance Worker Wastewater Maintenance Technician Water Maintenance Technician Welder

252	\$ 32,781.81 \$ 15.76	\$ 42,616.35 \$ 20.49	\$ 52,450.90 \$ 25.22	Animal Care Officer Apprentice Signal Technician Building Maintenance Technician Code Enforcement Officer Crimes Victim Liaison Engineering Technician II Fleet Specialist Irrigation Technician IT Help Desk Specialist Journey Signal Technician Journeyman Electrician I Juvenile Case Manager Mechanic Media and Graphics Designer Municipal Court Clerk Signal Technician Wastewater Plant Operator I Wastewater Specialist Water Plant Operator I Water Specialist Web Developer I
253	\$ 37,152.72 \$ 17.86	\$ 48,298.53 \$ 23.22	\$ 59,444.35 \$ 28.58	Administrative Assistant Communications Operator Communications Specialist Computer Support Specialist II Cross Connection Inspector Deputy Registrar Equipment Operator II Evidence Technician Fleet Maintenance Assistant Health Inspector Human Resources Generalist I Journeyman Electrician II Jr Accountant Lead Line Service Technician Permit Technician Pretreatment Inspector Purchasing Specialist II

				Senior Court Clerk Storm water Specialist Wastewater Plant Operator II Water Plant Operator II
254	\$ 41,523.63 \$ 19.96	\$ 53,980.71 \$ 25.95	\$ 66,437.80 \$ 31.94	Building Inspector Building Plans Examiner I Crew Chief Deputy Municipal Court Marshal Digital Media Administrator Human Resources Generalist II Legal Assistant Media Production Coordinator Planning Assistant Video Journalist
255	\$ 45,894.53 \$ 22.06	\$ 59,662.89 \$ 28.68	\$ 73,431.25 \$ 35.30	Buildings Plans Examiner II Information Technology Administrator Master Electrician Municipal Court Marshal Senior Animal Care Officer Senior Building Inspector Senior Code Enforcement Officer Senior Health Inspector Web Developer II

SECTION II. THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, CLASSIFICATION AND COMPENSATION PLAN §30.072 UNCLASSIFIED GRADES (NON-CIVIL SERVICE), is hereby amended and shall read as follows:

§30.072 UNCLASSIFIED GRADES (NON-CIVIL SERVICE).

**CLASSIFICATION & COMPENSATION PLAN
FISCAL YEAR 2023-2024
Effective: 11-2-2023**

EXEMPT

Grade	Minimum	Midpoint	Maximum	Job Title
150	\$ 39,338.17 \$ 18.91	\$ 51,139.62 \$ 24.59	\$ 62,941.08 \$ 30.26	Art Events Coordinator Assistant Golf Supervisor Assistant Communications Supervisor Environmental Education Coordinator Garden/Nursery Coordinator Production Specialist Recycling Coordinator Solid Waste Coordinator World Birding Center Coordinator
151	\$ 43,709.08 \$ 21.01	\$ 56,821.80 \$ 24.81	\$ 69,934.53 \$ 29.77	Accounts Supervisor Cataloging Supervisor Children's Supervisor Circulation Supervisor Communications Supervisor Cultural Events Supervisor Data Processing Supervisor Detention Specialist Supervisor Golf Supervisor Lift Station Supervisor Meter Reader Supervisor Parks Supervisor Permitting Supervisor Records Processing Supervisor Recreation Supervisor Reference Supervisor Warrant Clerk Supervisor Wastewater Maintenance Supervisor Water Maintenance Supervisor
Grade				Job Title
152	\$ 49,172.72 \$ 23.64	\$ 63,924.53 \$ 30.73	\$ 78,676.34 \$ 37.83	Accountant I Assistant Building Maintenance Manager Assistant Fleet Maintenance Manager Assistant Parks Manager Assistant Purchasing Manager Assistant Systems Manager Assistant Utility Billing Manager Assistant Waste Operations Manager

				Assistant Waste Water Plant Manager Assistant Water Plant Manager Crime Analyst Development Coordinator Emergency Management Planner Engineer I Grants Analyst Librarian Management Analyst Multimedia Journalist Planner I
153	\$ 54,636.35 \$ 26.27	\$ 71,027.26 \$ 34.15	\$ 87,418.16 \$ 42.03	Accountant II Aviation Manager Aquatics Manager Benefits & Wellness Manager Building Maintenance Manager City Forester Communications Manager Compliance Manager Customer Service Manager Engineer II Fleet Maintenance Manager Finance Manager Golf Course Manager Grants Manager Media Operations Manager Parks Operations Manager Planner II Purchasing Manager Recreation Manager Right-of-Way Manager Risk Manager Special Services Manager Storm Water Manager Streets Manager System Security Manager Systems Manager Traffic Manager Utility Billing Manager Waste Operations Manager Wastewater Plant Manager

				Water Plant Manager World Birding Center Manager
154	\$ 60,099.99 \$ 28.89	\$ 78,129.98 \$ 37.56	\$ 96,159.98 \$ 46.23	Assistant Court Administrator Assistant Director of Cultural Arts Assistant Director of Finance Assistant Director of Health and Code Assistant Director of Human Resources Assistant Director of Library Assistant Director of Parks and Recreation Assistant Director of Planning & Zoning Assistant Director of Public Works Assistant Director of Solid Waste Management Deputy Building Official Engineer III Executive Assistant to the City Manager Financial Analyst Management Services Administrator
EXECUTIVE				
Grade				Job Title
I	\$ 89,603.61 \$ 43.08	\$ 116,484.70 \$ 56.00	\$ 143,365.78 \$ 68.93	Assistant City Attorney Chief Building Official City Engineer City Secretary Court Administrator Director of Aviation Director of Capital Projects Director of Communications and Media Director of Grants Administration Director of Health and Code Director of Finance Director of Human Resources Director of Information Technology Director of Library and Cultural Arts Director of Parks and Recreation Director of Planning and Zoning Director of Public Works

				Director of Solid Waste Management Director of Utilities Director of Water Resources Internal Auditor
II	\$ 109,272.70 \$ 52.53	\$ 142,054.51 \$ 68.30	\$ 174,836.32 \$ 84.06	Chief of Police Fire Chief
III	\$ 131,127.24 \$ 63.04	\$ 170,465.41 \$ 81.95	\$ 209,803.58 \$ 100.87	Assistant City Manager

SECTION III. WAIVER CLAUSE

The requirement of three separate readings of this Ordinance is hereby dispensed with by a vote of not less than a majority of all the members of the City Council.

SECTION IV. REPEALER CLAUSE

This Ordinance shall be cumulative of all other ordinances dealing with the same subject and any provision of any Ordinance in direct conflict with any provision of this Ordinance is hereby repealed and the provisions of this Ordinance shall supersede any provisions in conflict herewith; all provisions of any other Ordinance not in conflict herewith shall remain in full force and effect.

SECTION V. SAVINGS CLAUSE

If any section, part, or provision of this Ordinance is declared unconstitutional or invalid, by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

SECTION VI. CODIFICATION CLAUSE

The provisions of Section I through II of this Ordinance are to be published in the location indicated in the Code of Ordinances of the City of Edinburg, Texas, as soon as possible.

SECTION VII. PUBLICATION AND EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage and publication according to law.

READ, CONSIDERED, PASSED AND APPROVED at a regular meeting of the City Council of the City of Edinburg, Texas, at which a quorum was present, which was held in accordance with VTCA, Government Code, Section 551.041 on the 2ND day of November, 2023.

CITY OF EDINBURG

BY: _____
Ramiro Garza Jr., Mayor

ATTEST:

BY: _____
Clarice Balderas, City Secretary

APPROVED AS TO FORM:

OMAR OCHOA LAW FIRM, P.C.

BY: _____
Omar Ochoa, City Attorney



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

ORDINANCES

Agenda Item No: 6.B.

Health and Code

1. Agenda Item:

Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.022. [Belinda Torres, Director of Human Resources]

2. Description:

On September 19, 2023, City Council approved ordinance amending the organizational structure which included the creation of the Department of Health and Code.

The Administrative Code is being amended to reflect an update to the Department of Health and Code Divisions. These changes are in compliance with Title III, Administration, Chapter 30, Administrative Code of the Code of Ordinances of the City of Edinburg, Texas.

Amending the Division Name from Animal Control to Animal Care.

The proposed ordinance will read as follows:

Section 30.022 - The Department of Health and Code, headed by the Director of Health and Code, shall be composed of the following divisions (1) Public Health; (2) Code Enforcement; and (3) Animal Care

These changes will be effective November 2, 2023.

There will be no Fiscal impact.

3. Staff's Recommendation:

Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.022.

Reviewed by:

Prepared by:

Belinda Torres, Director of
Human Resources/Civil
Service

Attachments:

A. Health and Code Division to Animal Care CC 11.02.23

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, TO PROVIDE FOR CHANGES TO 30.022; PROVIDING FOR WAIVER OF THE THREE SEPARATE READINGS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ITS CODIFICATION IN THE CODE OF ORDINANCES OF THE CITY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE OF NOVEMBER 2, 2023 FOR THE CITY OF EDINBURG; AND, ORDAINING OTHER MATTERS PERTAINING TO THIS SUBJECT MATTER THEREOF.

WHEREAS, in order to continue providing a comprehensive and systematic plan of administrative organization for the City, as promulgated by the City Charter, the City Council deems it appropriate and necessary to amend CHAPTER 30 ADMINISTRATIVE CODE, of the City of Edinburg, Texas.

NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF EDINBURG, THAT:

SECTION I. THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE IS HEREBY AMENDED BY REVISING SECTIONS 30.022 TO BE READ AS FOLLOWS:

§30.022 HEALTH AND CODE DEPARTMENT.

The Department of Health and Code shall be headed by the Director of Health and Code and shall be composed of the following divisions:

- (1) Public Health
- (2) Code Enforcement
- (3) Animal Care

SECTION II. WAIVER CLAUSE

The requirement of three separate readings of this Ordinance is hereby dispensed with by a vote of not less than a majority of all the members of the City Council.

SECTION III. REPEALER CLAUSE

This Ordinance shall be cumulative of all other ordinances dealing with the same subject and any provision of any Ordinance in direct conflict with any provision of this Ordinance is hereby

repealed and the provisions of this Ordinance shall supersede any provisions in conflict herewith; all provisions of any other Ordinance not in conflict herewith shall remain in full force and effect.

SECTION IV. SAVINGS CLAUSE

If any section, part, or provision of this Ordinance is declared unconstitutional or invalid, by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

SECTION V. CODIFICATION CLAUSE

The provisions of Section I of this Ordinance are to be published in the location indicated in the Code of Ordinances of the City of Edinburg, Texas, as soon as possible.

SECTION VI. PUBLICATION AND EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage and publication according to law.

READ, CONSIDERED, PASSED AND APPROVED at a regular meeting of the City Council of the City of Edinburg, Texas, at which a quorum was present, which was held in accordance with VTCA, Government Code, Section 551.041 on the 2nd day of November, 2023.

CITY OF EDINBURG

BY: _____
Ramiro Garza Jr., Mayor

ATTEST:

BY: _____
Clarice Y. Balderas, City Secretary

APPROVED AS TO FORM:

OMAR OCHOA LAW FIRM, P.C.

BY: _____
Omar Ochoa, City Attorney



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

ORDINANCES

Agenda Item No: 6.C.

Certification Pay

1. Agenda Item:

Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.055 Certification Pay by Adding Section 30.055 Subsection (H) Certification Pay. [Belinda Torres, Director of Human Resources]

2. Description:

Due to the ordinance approved by City Council on September 19, 2023 which amended the organizational structure to include a new Health and Code Department, the administrative code is being amended to reflect certification pay for the personnel assigned to the Health and Code Department. Amendment to Section 30.055 Subsection (H) will designate certifications associated with the Health and Code Department as applicable to the department's operations and personnel. The majority of certifications were previously assigned under subsection (F) under the Building Safety Department.

The following certifications are new certifications as they are applicable towards the Health and Code Department:

- Basic Animal Control Certificate
- Advanced Animal Control Certificate
- Administrative Animal Control Certificate
- Texas Food Manager Certification

There is no budgetary impact as certification pay is budgeted within the approved annual budget for FY 23-24.

The proposed ordinance will read as follows:

Section 30.055 (H) – In addition to wage or salary pay, cumulative certification is available to Health and Code Department employees that accomplish licenses and certifications based on certain testing requirements and qualifications as follows:

**Certification Pay Plan - Health and Code
Annual License and Certification Pay**

Any ICC Commercial Inspector up to four (4)	\$500 each
Any ICC Residential Inspector up to four (4)	\$500 each
Texas State Plumbing License	\$500
Customer Service Inspector (Cross-Contamination)	\$500
OSSF – Designated Representative & Site Evaluator (Septic Tank	\$500

Inspections)	
Basic Code Enforcement License	\$500
Intermediate Code Enforcement Officer	\$500
Registered Sanitarian Licensed	\$1,000
ICC Zoning Inspector	\$500
ICC Property Maintenance & Housing Inspector	\$500
Basic Animal Control Certificate	\$500
Advanced Animal Control Certificate	\$500
Administrative Animal Control Certificate	\$500
Texas Food Manager Certification	\$500

3. Staff's Recommendation:

Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.055 Certification Pay by Adding Section 30.055 Subsection (H) Certification Pay.

Reviewed by:

Prepared by:

Belinda Torres, Director of
Human Resources/Civil
Service

Attachments:

A. Ordinance - Add Certification Pay Health and Code 11.2.23

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, TO PROVIDE FOR CHANGES SECTION 30.055 (H), IN ACCORDANCE WITH SECTION 30.030(C) AND SECTION 30.031(A) AND (G); PROVIDING FOR WAIVER OF THE THREE SEPARATE READINGS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ITS CODIFICATION IN THE CODE OF ORDINANCES OF THE CITY; PROVIDING FOR PUBLICATION AND EFFECTIVE NOVEMBER 2, 2023; AND, ORDAINING OTHER MATTERS PERTAINING TO THIS SUBJECT MATTER THEREOF.

WHEREAS, in order to continue providing a comprehensive and systematic plan of administrative organization for the City, as promulgated by the City Charter, the City Council deems it appropriate and necessary to amend CHAPTER 30 ADMINISTRATIVE CODE, of the City of Edinburg, Texas.

NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF EDINBURG, THAT:

SECTION I. THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, CERTIFICATION PAY §30.055 CERTIFICATION PAY, IS HEREBY AMENDED AND SHALL READ AS FOLLOWS:

§30.055 (H) In addition to wage or salary pay, cumulative certification pay is available to Health and Code Department employees that accomplish licenses and certifications based on certain testing requirements and qualifications as follows:

Certification Pay Plan - Health and Code	
Annual License and Certification Pay	
Any ICC Commercial Inspector up to four (4)	\$500 each
Any ICC Residential Inspector up to four (4)	\$500 each
Texas State Plumbing License	\$500
Customer Service Inspector (Cross-Contamination)	\$500
OSSF – Designated Representative & Site Evaluator (Septic Tank Inspections)	\$500
Basic Code Enforcement License	\$500
Intermediate Code Enforcement Officer	\$500
Registered Sanitarian Licensed	\$1,000
ICC Zoning Inspector	\$500
ICC Property Maintenance & Housing Inspector	\$500
Basic Animal Control Certificate	\$500
Advanced Animal Control Certificate	\$500
Administrative Animal Control Certificate	\$500
Texas Food Manager Certification	\$500

SECTION II. WAIVER CLAUSE

The requirement of three separate readings of this Ordinance is hereby dispensed with by a vote of not less than a majority of all the members of the City Council.

SECTION III. REPEALER CLAUSE

This Ordinance shall be cumulative of all other ordinances dealing with the same subject and any provision of any Ordinance in direct conflict with any provision of this Ordinance is hereby repealed and the provisions of this Ordinance shall supersede any provisions in conflict herewith; all provisions of any other Ordinance not in conflict herewith shall remain in full force and effect.

SECTION IV. SAVINGS CLAUSE

If any section, part, or provision of this Ordinance is declared unconstitutional or invalid, by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

SECTION V. CODIFICATION CLAUSE

The provisions of Section I this Ordinance are to be published in the location indicated in the Code of Ordinances of the City of Edinburg, Texas, as soon as possible.

SECTION VI. PUBLICATION AND EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage and publication according to law.

READ, CONSIDERED, PASSED AND APPROVED at a regular meeting of the City Council of the City of Edinburg, Texas, at which a quorum was present, which was held in accordance with VTCA, Government Code, Section 551.041 on the 2ⁿ^d day of November 2023.

CITY OF EDINBURG

BY: _____
Ramiro Garza, Jr., Mayor

ATTEST:

BY: _____
Clarice Balderas, City Secretary

APPROVED AS TO FORM:

OMAR OCHOA LAW FIRM, P.C.

BY: _____
Omar Ochoa, City Attorney



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

ORDINANCES

Agenda Item No: 6.D.

Certification Pay

1. Agenda Item:

Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.055, Certification Pay by Amending Section 30.055 Subsection (F) Certification Pay. [Belinda Torres, Director of Human Resources]

2. Description:

Due to the ordinance approved by City Council on September 19, 2023 which amended the organizational structure to include a new Health and Code Department, the administrative code is being amended to reflect certification pay for the personnel assigned to the Building Safety Department. Amendment to Section 30.055 Subsection (F) will remove certifications not associated with the Building Safety Department and only reflect those applicable to the department's operations and personnel. Those certifications removed will be proposed to be assigned to the department of Health and Code.

The following certifications were removed from the ordinance as they are no longer applicable towards the Building Safety Department:

- Intermediate Code Enforcement Officer
- Registered Sanitarian Licensed

These changes will be effective November 2, 2023.

Funding is available within the approved annual budget.

The proposed ordinance will read as follows:

Section 30.055 (F) – In addition to wage or salary pay, cumulative certification is available to Building Safety Department employees that accomplish licenses and certifications based on certain testing requirements and qualifications as follows:

Certification Pay Plan - Building Safety

Annual License and Certification Pay

Any ICC Plans Examiner up to five (5)	\$500 each
Any ICC Commercial Inspector up to four (4)	\$500 each
Any ICC Residential Inspector up to four (4)	\$500 each
Any ICC Code Specialist up to four (4)	\$500 each
ICC Master Code Professional	\$1,000
ICC Permit Technician	\$500
ICC Accessibility Plans Examiner and Inspector	\$500
Texas State Plumbing License	\$500
Texas Plumbing Medical Gas License	\$500
Customer Service Inspector (Cross-Contamination)	\$500

Journeyman or Master State of Texas License	\$500 each
OSSF – Designated Representative & Site Evaluator (Septic Tank Inspections)	\$500
Basic Code Enforcement License	\$500
ICC Zoning Inspector	\$500
ICC Property Maintenance & Housing Inspector	\$500

3. Staff's Recommendation:

Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.055, Certification Pay by Amending Section 30.055 Subsection (F) Certification Pay.

Reviewed by:

Prepared by:

Belinda Torres, Director of
Human Resources/Civil
Service

Attachments:

A. Ordinance - Amending Certification Pay Building Safety 11.2.23

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, TO PROVIDE FOR CHANGES SECTION 30.055 (F), IN ACCORDANCE WITH SECTION 30.030(C) AND SECTION 30.031(A) AND (G); PROVIDING FOR WAIVER OF THE THREE SEPARATE READINGS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ITS CODIFICATION IN THE CODE OF ORDINANCES OF THE CITY; PROVIDING FOR PUBLICATION AND EFFECTIVE NOVEMBER 2, 2023; AND, ORDAINING OTHER MATTERS PERTAINING TO THIS SUBJECT MATTER THEREOF.

WHEREAS, in order to continue providing a comprehensive and systematic plan of administrative organization for the City, as promulgated by the City Charter, the City Council deems it appropriate and necessary to amend CHAPTER 30 ADMINISTRATIVE CODE, of the City of Edinburg, Texas.

NOW, THEREFORE, BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF EDINBURG, THAT:

SECTION I. THE CODE OF ORDINANCES OF THE CITY OF EDINBURG, TEXAS AT TITLE III, ADMINISTRATION, CHAPTER 30, ADMINISTRATIVE CODE, CERTIFICATION PAY §30.055 CERTIFICATION PAY, IS HEREBY AMENDED AND SHALL READ AS FOLLOWS:

§30.055 (F) In addition to wage or salary pay, cumulative certification pay is available to Building Safety Department employees that accomplish licenses and certifications based on certain testing requirements and qualifications as follows:

Certification Pay Plan - Building Safety	
Annual License and Certification Pay	
Any ICC Plans Examiner up to five (5)	\$500 each
Any ICC Commercial Inspector up to four (4)	\$500 each
Any ICC Residential Inspector up to four (4)	\$500 each
Any ICC Code Specialist up to four (4)	\$500 each
Journeyman or Master State of Texas License	\$500 each
ICC Master Code Professional	\$1,000
ICC Permit Technician	\$500
ICC Accessibility Plans Examiner and Inspector	\$500
Texas State Plumbing License	\$500
Texas Plumbing Medical Gas License	\$500
Customer Service Inspector (Cross-Contamination)	\$500
OSSF – Designated Representative & Site Evaluator (Septic Tank Inspections)	\$500
Basic Code Enforcement License	\$500

ICC Zoning Inspector	\$500
ICC Property Maintenance & Housing Inspector	\$500

SECTION II. WAIVER CLAUSE

The requirement of three separate readings of this Ordinance is hereby dispensed with by a vote of not less than a majority of all the members of the City Council.

SECTION III. REPEALER CLAUSE

This Ordinance shall be cumulative of all other ordinances dealing with the same subject and any provision of any Ordinance in direct conflict with any provision of this Ordinance is hereby repealed and the provisions of this Ordinance shall supersede any provisions in conflict herewith; all provisions of any other Ordinance not in conflict herewith shall remain in full force and effect.

SECTION IV. SAVINGS CLAUSE

If any section, part, or provision of this Ordinance is declared unconstitutional or invalid, by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

SECTION V. CODIFICATION CLAUSE

The provisions of Section I this Ordinance are to be published in the location indicated in the Code of Ordinances of the City of Edinburg, Texas, as soon as possible.

SECTION VI. PUBLICATION AND EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage and publication according to law.

READ, CONSIDERED, PASSED AND APPROVED at a regular meeting of the City Council of the City of Edinburg, Texas, at which a quorum was present, which was held in accordance with VTCA, Government Code, Section 551.041 on the 2^{N D} day of November 2023.

CITY OF EDINBURG

BY: _____
Ramiro Garza, Jr., Mayor

ATTEST:

BY: _____
Clarice Balderas, City Secretary

APPROVED AS TO FORM:

OMAR OCHOA LAW FIRM, P.C.

BY: _____
Omar Ochoa, City Attorney



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

AWARDING OF BIDS

Agenda Item No: 7.A.

Two Pre-Manufactured Bridges

1. Agenda Item:

Consider Approving Change Order No. 1 for the Installation of Two Pre-Manufactured Bridges at Ebony Hills Golf Course to Renoworks Facility Solutions, LLC for an Amount Not to Exceed \$29,700.00 and Authorize the City Manager to Execute Any Documents Related thereto. [Tomas D. Reyna, Assistant City Manager]

2. Description:

The Geo Technical Engineering review of the soil samples has led to the recommendation for a different type of piers for two bridges. Renoworks has outlined a scope of work that needs to be carried out to implement these changes.

Dewatering of (12) pier piles for two bridges: There are two bridges in question, and each bridge has a total of 6 piers. So, there are 12 pier piles in total. The dewatering process will involve removing water from these pier piles to allow for the construction of the new piers. Each pier pile is 18 inches in diameter and 13 feet deep.

Mobilization of Drilling Rig/Equipment to/from Site: To carry out the work, a drilling rig or equipment will need to be transported to the construction site, and after the work is completed, it will also need to be demobilized or removed from the site. This step involves the logistics of getting the necessary equipment to and from the location.

Drilling with slurry to prevent sloughing of piers due to the water table: The new piers will need to be drilled into the ground, and this process will involve the use of slurry to prevent the piers from collapsing due to the presence of water in the soil. It's important to maintain stability during drilling.

Recycling of slurry from piers: The slurry used during drilling can be recycled to minimize waste and ensure environmental responsibility. This step is likely to involve the separation and treatment of the slurry so that it can be reused during the drilling process.

One mob/demo is included: This typically refers to one mobilization and demobilization of equipment. It means that the cost for moving the equipment to the site and then removing it after the project is complete is included as part of the scope of work. It's important to ensure that these tasks are carried out efficiently and in accordance with any local regulations and safety standards, especially considering the potential environmental impact and safety concerns associated with dewatering and drilling. Additionally, the specific details of the project, such as the equipment used and the timeline, should be discussed and agreed upon between Renoworks and the Geo Technical Engineering team.

3. Staff's Recommendation:

Approve Change Order No. 1 for the Installation of Two Pre-Manufactured Bridges at Ebony Hills Golf Course to Renoworks Facility Solutions, LLC for an Amount Not to Exceed \$29,700.00 and Authorize the City Manager to Execute Any Documents Related thereto.

Reviewed by:

Prepared by:
Tomas Reyna, Assistant City
Manager

Attachments:

A. Change Order No. 1 Renoworks



CHANGE ORDER NO.: 1

October 18, 2023

Owner: City of Edinburg

Engineer: In-House / Contractor design

Project: Installation Of Tow Pre-Manufactured Bridges At The Ebony Hill Golf Course

Contractor: Renoworks Facility Solutions, LLC

Date Issued: October 18, 2023

Effective Date of Change Order: October 18, 2023

The Contract is modified as follows upon execution of this Change Order:

Description:

1. Dewatering of (12) pier piles for two bridges. Each bridge has 6 piers. (12) 18" diam x 13' deep.
2. Mobilization of Drilling Rig/Equipment to/from Site.
3. Drilling with slurry to prevent sloughing of piers due to water table @ roughly 8' in depth. Recycling of slurry from piers, and one mob/demo is included.

This work will require an additional ten (10) working days to complete.

Change in Contract Price		Change in Contract Times [State Contract Times as either a specific date or a number of days]	
Original Contract Price:		Original Contract Times:	
\$ 482,568.00		Substantial Completion:	03/26/2024
		Ready for final payment:	03/26/2024
Contract Price prior to this Change Order:		Contract Times prior to this Change Order:	
\$ 482,568.00		Substantial Completion:	03/26/2024
		Ready for final payment:	03/26/2024
Increase this Change Order:		Increase this Change Order: 10 Days	
\$ 29,700.00		Substantial Completion:	04/05/2024
		Ready for final payment:	04/05/2024
Contract Price incorporating this Change Order:		Contract Times with all approved Change Orders:	
\$ 512,268.00		Substantial Completion:	04/05/2024
		Ready for final payment:	04/05/2024

Renoworks, LLC

By: R. Olivarez
Title: Rene Olivarez, P.E./Principal
Date: 10/18/23

Authorized by City of Edinburg

By: _____
Tomas D. Reyna / Assistant City Manager

Authorized by City of Edinburg

By: _____
Title: Myra L. Ayala /City Manager
Date: _____

APPROVED AS TO FORM

By: _____
Title: Omar Ochoa/City Attorney
Date: _____

City of Edinburg – Finance

By: _____
Title: Ascencion Alonzo / Finance Director
Date: _____



Q10182301

10/18/2023

Mr. Tomas Reyna | Assistant City Manager
415 West University Drive
Edinburg, Texas, 78539

Site: Ebony Golf Course**Subject: "Dewatering of Pier Piles for (2) Bridges – Cost ADD"**

We propose to furnish the services specified herein at the prices stated and in accordance with RENOWORKS standard terms and conditions. RENOWORKS, LLC would like to submit the following proposal for your review and approval. * RENOWORKS will provide the following scope of the following work identified and approved by the customer.

RENOWORKS proposes the following scope of work.

Scope of work and Pricing:

1. Dewatering of (12) pier piles for two bridges. Each bridge has 6 piers. (12) 18" diam x 13' deep.
2. Mobilization of Drilling Rig/Equipment to/from Site.
3. Drilling with slurry to prevent sloughing of piers due to water table @ roughly 8' in depth. Recycling of slurry from piers, and one mob/demo is included.

Notes:

Access to all piers to be provided by customer.

This quote is based on drilling from outrigger to bottom of drilled shafts.

Concrete pump is required when utilizing slurry method.

Customer agrees that slurry method proposal will be billed 100% even if material is not required during drilling operations.

All underground and overhead lines must be marked and verified prior to drilling of piers.

Any utility lines damaged will be owner's responsibility to fix at their own expense.

Total Pricing:

*The total project price is: **Base Price: \$29,700.00** Pricing is good for 28-days from the above date. Thank you for the Opportunity to quote on this valued inquiry and your interest in RENOWORKS.*

Exclusions:

- Pavement improvements are excluded.
- Concrete is excluded and other items on original scope are excluded.

***Proprietary & Confidentiality:**

RENOWORKS, as a benefit to you, has developed the concepts detailed in this proposal on 10/18/23. These are considered by RENOWORKS to be confidential and proprietary. These ideas and concepts remain the sole property of RENOWORKS, the customer acknowledge and agrees to honor our proprietary right to the contents of this proposal and refrain from disclosing such content or any information to any third party, without the prior written consent of RENOWORKS. Any unauthorized use of these ideas and concepts is strictly prohibited.

Proposal Validity:

The terms of this proposal are **VALID FOR 28 DAYS** from the above date and are contingent upon equipment availability & subject to change.

Closing:

Again, thank you for your interest in RENOWORKS. Please contact me if you have any questions or comments. I look forward to working with you.

Assuring you our best attention at all times.

Respectfully,

Rene Olivarez, P.E.
Principal
RENOWORKS, LLC

Email Acceptance

SIGNATURE REQUIRED FOR AUTHORIZATION TO PROCEED

- If this proposal is approved please fill out this acceptance page & return. This will assist us with scheduling & ordering any part necessary to proceed with the work.

By(print): _____

Title: _____

Signature: _____

*** Purchase Order:** _____

Date: _____

TERMS AND CONDITIONS

By accepting this proposal, Purchaser agrees to be bound by the following terms and conditions:

- 1 **SCOPE OF WORK.** This proposal is based upon the use of straight time labor only. Plastering, patching and painting are excluded. Purchaser agrees to provide RENOWORKS with required field utilities (electricity, toilets, drinking water, etc.) access to sites without charge. RENOWORKS agrees to keep the job site clean of debris arising out of its own operations. Purchaser shall not back charge RENOWORKS for any costs or expenses without RENOWORKS's written consent.

Unless specifically noted in the statement of the scope of work or services undertaken by RENOWORKS under this agreement, RENOWORKS's obligations under this agreement expressly exclude any work or service of any nature associated or connected with the identification, abatement, clean up, control, removal, or disposal of environment Hazards or dangerous substances, to include but not be limited to asbestos or PCBS, discovered in or on the premises. Any language or provision of the agreement elsewhere contained which may authorize

or empower the Purchaser to change. Modify, or alter the scope of work or services to be performed by RENOWORKS shall not operate to compel RENOWORKS to perform any work relating to Hazards without RENOWORKS's express written consent.

2. **INVOICING & PAYMENTS.** RENOWORKS may invoice Purchaser monthly for all materials delivered to the job site and for all work performed on-site with the appropriate invoice, which must be approved by a District representative that work has been performed and completed. If RENOWORKS's invoice is not paid after 30 days of its issuance, it is delinquent.
3. **MATERIALS.** If the materials or equipment included in this proposal become temporarily or permanently unavailable for reasons beyond the control and without the fault of RENOWORKS, then in the case of such temporary unavailability, the time for performance of the work shall be extended to the extent thereof, and in the case of permanent unavailability, RENOWORKS shall (a) be excused from furnishing said materials or equipment, and (b) be reimbursed for the difference between the cost of the materials or equipment permanently unavailable and the cost of a reasonably available substitute therefore.
4. **WARRANTY.** RENOWORKS warrants that the equipment installed by RENOWORKS shall be free from defects in material and workmanship arising from normal usage for a period of three (3) months from delivery of said equipment, for a period of one (1) year from installation. RENOWORKS warrants that for equipment furnished and/or installed but not manufactured by RENOWORKS, RENOWORKS will extend the same warranty terms and conditions which RENOWORKS receives from the manufacturer of said equipment. For equipment installed by RENOWORKS, if Purchaser provides written notice to RENOWORKS of any such defect within thirty (30) days after the appearance or discovery of such defect, RENOWORKS shall, at its option, repair or replace the defective equipment. For equipment not installed by RENOWORKS, if Purchaser returns the defective equipment to RENOWORKS within thirty (30) days after appearance or discovery of such defect, RENOWORKS shall, at its option, repair or replace the defective equipment and return said equipment to Purchaser. All transportation charges incurred in connection with the warranty for equipment not installed by RENOWORKS shall be borne by Purchaser. These warranties not extend to any equipment which has been repaired by others, abused, altered or misused, or which has not been properly and reasonably maintained. **THESE WARRANTIES ARE IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, THOSE OF MERCHANTABILITY AND FITNESS FOR A SPECIFIC PURPOSE.**
5. **LIABILITY.** RENOWORKS shall not be liable for any special, indirect or consequential damages arising in any manner from the equipment or material furnished or the work performed pursuant to this agreement.
6. **TAXES.** The price of this proposal does not include duties, sales, use, excise, or other similar taxes, unless required by federal, state or local law. Purchaser shall pay, in addition to the stated price; all taxes not legally required to be paid by RENOWORKS or, alternatively, shall provide RENOWORKS with acceptable tax exemption certificates. RENOWORKS shall provide Purchaser with any tax payment certificate upon request and after completion and acceptance of the work.
7. **DELAYS.** RENOWORKS shall not be liable for any delay in the performance of the work resulting from or attributed to acts or circumstances beyond RENOWORKS's, including, but not limited to, acts of God, fire, riots, labor disputes, conditions of the premises, acts or omissions of the Purchaser, Owner, or other Contractors or delays caused by suppliers or subcontractors of RENOWORKS, etc.
8. **COMPLIANCE WITH LAWS.** RENOWORKS shall comply with all applicable federal, state and local laws and regulations and shall obtain all temporary licenses and permits required for the prosecution of the work. Licenses and permits of a permanent nature shall be procured and paid for by the Purchaser.
9. **DISPUTES.** All claims, disputes and other controversy between RENOWORKS and Customer arising out of or in any way related to the services provided by RENOWORKS shall be submitted to mediation, before and as a condition precedent to other remedies provided by law. If a dispute at law arises related to these services and that dispute requires litigation as provided above, Customer, assents to personal jurisdiction in the State of Texas; the claim will be brought and tried in Hidalgo County. The prevailing party will be entitled to recovery of all court costs, attorneys' fees, and other legally recoverable claim-related expenses.
10. **INSURANCE.** Insurance coverage in excess of RENOWORKS's standard limits will be furnished when requested and required. No credit will be given or premium paid by RENOWORKS for insurance afforded by others.
11. **INDEMNITY.** The Parties hereto agree to indemnify each other from any and all liabilities, claims, expenses, losses or damages, including attorneys' fees, which may arise in connection with the execution of the work herein specified and which are caused, in whole or in part, by the negligent act or omission of the-indemnifying Party.
12. **OCCUPATIONAL SAFETY AND HEALTH.** The Parties hereto agree to notify each other immediately upon becoming aware of an inspection under, or any alleged violation of, the Occupational Safety and Health Act relating in any way to the project or project site.
13. **Entire AGREEMENT.** This proposal, upon acceptance, shall constitute the entire agreement between the parties and supersedes any prior representations or understandings.
14. **CHANGES.** No change or modification of any of the terms and conditions stated herein shall be binding upon RENOWORKS unless accepted by RENOWORKS in writing.



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

AWARDING OF BIDS

Agenda Item No: 7.B.

Electra Glide Motorcycles with Emergency Equipment

1. Agenda Item:

Consider Authorizing the Purchase of Two (2) 2023 Harley-Davidson FLHTP Electra Glide Motorcycles with Emergency Equipment from Longhorn & Maverick HarleyDavidson through the Texas Local Government Purchasing Cooperative (BuyBoard), in the Amount of \$92,435.22.
[Jaime Ayala, Chief of Police]

2. Description:

In an effort to continue providing efficient and cost-effective purchasing for the City of Edinburg, the city is a member of the following different Cooperative Purchasing Entities in the State of Texas, Houston Galveston Area Council (HGAC), Local Government Purchasing Cooperative (BuyBoard), Texas InterlocalPurchasing Contract (TIPS), and the Texas Facilities Commission (TFC). Through the combined efforts of these cooperative entities, members comply with Texas State Procurement Statues while identifying vendors of commodities, goods and services at extremely competitive bid prices.

On Thursday, September 21, 2023, the Police Department solicited a quote for two (2) 2023 Harley-Davidson FLHTP Electra Glide Motorcycles with emergency equipment. The quote was obtained from Longhorn & Maverick Harley-Davidson through the Texas Local Government Purchasing Cooperative (BuyBoard). Longhorn & Maverick Harley-Davidson was able to submit their quote with pricing and provided an estimated timeline for the purchase.

Projected delivery of the two (2) 2023 Harley-Davidson FLHTP Electra Glide Motorcycles with emergency equipment will be within 90 days from the date of Purchase Order issuance. If awarded, procurement will adhere to federal, state and city policies as required. The purchase will be made through the Texas Local Government Purchasing Cooperative, BuyBoard Contract # 601-19.

The purchase of two (2) 2023 Harley-Davidson FLHTP Electra Glide Motorcycles with all emergency equipment included, with the exception of the police graphics and rifle mount, will supplement our current fleet. The motorcycles will be funded through Capital Lease Funds, \$123,335.62 available funds.

3. Staff's Recommendation:

Approve Authorizing the Purchase of Two (2) 2023 Harley-Davidson FLHTP Electra Glide Motorcycles with Emergency Equipment from Longhorn & Maverick HarleyDavidson through the Texas Local Government Purchasing Cooperative (BuyBoard), in the Amount of \$92,435.22.

Reviewed by:

Prepared by:

Jaime Ayala, Police Chief

Attachments:

A. Edinburg 2023 FLHTP BuyBoard Invoice 09212023-1 (3)



City of Edinburg
415 W University Dr. Edinburg, Texas 78539

Invoice #09212023-1

09/21/2023

2023 Harley-Davidson FLHTP Electra Glide Line Item

BUYBOARD STATE CONTRACT #601-19

Vendor #61638

Motorcycle:

\$18,424.00 2019 Harley-Davidson Police FLHTP Electra Glide **Vivid Black 010**

(Security, Setup, Shipping, VIF, State Inspection & Doc Fee Included)

\$1,000.00 2023 Current Year Model Surcharge – 36mo Factory Police Warranty Included

Motorcycle Total \$19,424.00

Emergency Equipment:

\$3,310.67 Harley-Davidson Screaming Eagle Milwaukee-Eight 114 Engine Upgrade Kit – **Stage II Torque:**

\$1,320.00 @ \$120/hr Labor 11hrs \$2,096.00 @ \$131/hr

\$181.75 1 H-D 27300167 SE Extreme-Flow 55MM Intake Manifold \$201.95

\$177.25 1 H-D 29400246A SE High Flow-Filter \$196.95

\$404.96 1 H-D 41001141 SE Pro Street Tuner \$449.95

\$458.95 92500047 Stage II Torque Cam \$509.95

\$6.50 25566-06 Sprocket Retention Kit \$7.23

\$10.75 25928-06 TC96 Spacer Kit \$11.95

\$30.56 37000286 H-D Kit CL SE 1275N Spring \$33.95

\$719.95 1801-1075 S&S Performance Muffler Thruster CHROME W/ BLACK END CAP \$799.95

\$287.95 1 Harley-Davidson CoolFlow Fan 26800120 \$319.95

\$88.16 1 Harley-Davidson Mid-Frame Air Deflector Kit 57200157 \$97.95

\$278.95 1 Khrome Werks 1.25" x 10" Bars 0601-2845 \$309.95

\$49.45 1 Harley-Davidson Polyurethane Handlebar Riser Bushings 56298-03A \$54.95

\$36.45 1 Harley-Davidson Switch Wire Extension Kit 6920034 \$40.50

\$287.85 1 Harley-Davidson Heated Grip Airflow Black hard wire 56100342 \$319.95

\$215.95 1 PDSKID Derby Cover Protection Plate \$239.95

\$39.56 1 Harley-Davidson Front Fender Skirt 61400312 \$43.95

\$199.95 1 SoftBrake Rear Brake Chrome SB-014-P+1

\$305.95 1 Harley-Davidson Saddlebag Guard Rails 90201903 \$339.95
 \$11.78 1 Harley-Davidson JUMPER PLUG Replaces Wig-Wag Flasher constant power 68437-99 \$13.09
 \$30.55 1 Harley-Davidson SAE 2-Pin to USB Adapter 69201149 Bar Mounted \$33.95
 \$17.05 1 Harley-Davidson 12.5 ft. Battery Charging Extension Lead 99821-09 \$18.95
 \$21.55 1 Harley-Davidson SAE 2-Pin Y-Harness 69201150 \$23.95 (USB Power @ Handlebars)
 \$75.55 1 Harley-Davidson Chrome Tie Down Brackets 93500011 \$83.95
 \$249.95 1 Utopia Products Inc – Police Bike Backrest Coil-over Shock Seat UTPRPOLICE

 \$661.61 1 Whelen SA350MH Siren Speaker \$827.00
 \$95.20 1 Whelen SA350MB1 Siren Speaker Bracket \$119.00
 \$606.93 1 Harley-Davidson Siren Amplifier 76000853 \$674.37
 \$85.67 1 Harley-Davidson Amplifier Bracket Kit 69200597 \$95.18

 \$778.95 1 M08TMJ2 Whelen Windshield Array Electra Glide **BBWRR**
 \$250.40 1 FDFP11RR Whelen 4" Extended LED drive/warn R/C (front par36 emergency lights) \$313.00
 \$250.40 1 FDFP11BR Whelen 4" Extended LED drive/warn B/C (front par36 emergency lights) \$313.00
 \$49.60 2 IONHD3FM Whelen Electra-Glide® Fork Mounting Kit for 1 Surface Mount ION™ \$31.00
 \$277.60 1 IONSV3RC Whelen Surface Mount IONV Red Chrome Housing (90° Fork Mounted) \$347.00
 \$277.60 1 IONSV3BC Whelen Surface Mount IONV Red Chrome Housing (90° Fork Mounted) \$347.00
 \$160.00 1 TLI2KXS T-Ion Duo Red/Amber Smoke Front Fender Side Emerg/Turn \$200.00
 \$160.00 1 TLI2MXS T-Ion Duo Blue/Amber Sm Front Fender Side Emerg/Turn \$200.00

 \$176.00 2 Whelen ULF44 LED Flasher TP Flasher and Front Fairing Flasher \$110.00
 \$1,936.07 1 Harley-Davidson Police Tour-Pak Carrier System Black, Pre Drilled 53000712DH \$2,151.19
 \$110.65 1 Harley-Davidson Tour-Pak carrier mounting adaptor plate 53196-09 \$122.95
 \$94.31 1 Harley-Davidson Tour-Pak carrier wiring harness adaptor kit 68000137 \$104.79
 \$836.86 3 Harley-Davidson TRIPLESTACK LIGHTHEAD, MULTICOLOR (RWB) 68000277 \$309.95
 \$593.82 4 Harley-Davidson MEGA-THIN LIGHTHEAD, MULTICOLOR (RWB) 68000286 \$164.95
 \$113.67 2 Harley-Davidson LIGHTHEAD SPLITTER 69201092 \$63.15
 \$139.45 1 Harley-Davidson Top Box Battery 65989-97E \$154.95

 \$76.80 2 OSB00SCR Whelen Blue Steady-Burn and Clear Lens Rear LP Run Authority Blue LED \$48.00
 \$35.20 1 M2KTHD1 Whelen license plate mounting bracket \$44.00
 \$344.00 2 M2J Whelen series LED Red/Blue Clear Lens license plate \$215.00

 \$68.80 2 TIONHDSR Whelen Rear Crash Bar Mounting Kit \$43.00
 \$448.00 2 M4J Whelen series LED Red/Blue Clear Lens M4 Lighthouse (Rear Bag Rail) \$280.00
 \$104.00 2 TIONHDSS Whelen Side Saddle Bag Mounting Kit for use with 3 ION™ T-Series™ \$65.00
 \$640.00 4 TLI2EX Whelen ION™ T-Series™ DUO™ Color, B/W Side and Rear Bag Mounted \$200.00
 \$276.80 2 TLIRX Whelen ION™ T-Series™ Red Side Bag Mounted Center Hooked to Turn Signal \$173.00

 \$489.95 1 Setcom MWH-31 Motorcycle PTT Unit
 \$280.00 1 Setcom **KA-21S** Helmet Kit Half Shell Helmet Kit for All Half Shell Helmets All Radio Bell 1/2
 \$1,040.00 1 Setcom **SWE-1M24** Liberator Wireless SuperMic System **for Motorola APX Series**

\$3,257.95 1 MPH Industries BEE3-2KA-M, BEE III standard motorcycle radar Front Rear
\$5,280.00 44hrs @ \$120hr Emergency Vehicle Equipment Installation Labor 44hrs @ \$131hr \$5,764.00
\$375.00 Custom Emergency Harness / Shop Supplies
\$175.00 Parts & Equipment Shipping
\$290.00 Mileage Delivery Fee .58 x 500 miles
\$250.00 Overnight Trip Charge

\$26,593.61 Emergency Equipment Total

\$46,017.61 Per Unit Cost

\$400.00 BuyBoard Vehicle Fee

Grand Total Two (2) Units \$92,435.22

David Magers Police & Fleet Account Manager

Longhorn & Maverick Harley-Davidson

Harley-Davidson Police Advisory Board Member

Texas Master Peace Officer & Motor Officer Est 2004

[972-935-6904](tel:972-935-6904) motorofficer@longhornhd.com *Police Motorcycles Since 1908*





CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

CONTRACTUAL

Agenda Item No: 8.A.

Interlocal Agreement-Policing Model

1. Agenda Item:

Consider Authorizing the City Manager to Enter into a Interlocal Cooperation Agreement Between the City of Edinburg and the University of Texas at Rio Grande Valley (UTRGV) for Smart Policing and Artificial Intelligence Initiative. [Jaime Ayala, Police Chief]

2. Description:

The City of Edinburg Police Department is undertaking a comprehensive review of the current policing model with the goal of restructuring to a proactive policing model that is based on accountability and responsibility. To achieve this, the department is requesting to enlist consultant services from the University of Texas at Rio Grande Valley (UTRGV).

The partnership will enable the department to develop and implement a proactive policing model based on factual data. This will be done through a three-phase transition process that will involve all levels of staff. The partnership between the department and UTRGV aims to achieve optimal results in enhancing public safety. The department recognizes the importance of involving all staff members in the transition process as it ensures that everyone is equipped with the necessary skills and knowledge to support the new model. The partnership will also provide the department with an opportunity to benefit from UTRGV's research expertise and experience in the field of policing.

The estimated timeline begins upon execution of the agreement and will end three years after the initial date. There is no budget impact or procurement for this MOA. As the City continues to grow, it is essential to make the corresponding changes to the Police Department to ensure it meets the evolving needs of our community. This is a critical step in maintaining the safety and security of our neighborhoods and protecting the wellbeing of our residents.

3. Staff's Recommendation:

Approve Authorizing the City Manager to Enter into a Interlocal Cooperation Agreement Between the City of Edinburg and the University of Texas at Rio Grande Valley (UTRGV) for Smart Policing and Artificial Intelligence Initiative.

Reviewed by:

Prepared by:

Jaime Ayala
Police Chief

Attachments:

A. Interlocal Agreement-UTRGV

STATE OF TEXAS §
 §
 CITY OF EDINBURG §

**INTERLOCAL COOPERATION AGREEMENT BETWEEN
 THE UNIVERSITY OF TEXAS RIO GRANDE VALLEY AND THE CITY OF EDINBURG,
 TEXAS FOR SMART POLICING AND ARTIFICIAL INTELLIGENCE INITIATIVE**

This Interlocal Cooperation Agreement (Agreement”) is made by and between the **University of Texas Rio Grande Valley, (“UTRGV”)**, and the **City of Edinburg, Texas**, by and through the Edinburg Police Department (**“CITY”**), (collectively, the “Parties”), and pursuant to the provisions of the Texas Interlocal Cooperation Act, Texas Govt. Code 791.001 et seq., (“Act”), as follows:

WITNESSETH:

WHEREAS, UTRGV is a political subdivision as defined by the Act, an Agency of the State of Texas organized under Chapter 79 of the Texas Education Code, an institution of higher education as defined by Texas Education Code Section 61.003(8), and is a component institution of The University of Texas System and has campuses in Hidalgo County, Texas; and

WHEREAS, CITY is a “local government” as defined by the Act, and a political subdivision of the State of Texas;

WHEREAS, CITY is in need of consultant services in the use of artificial intelligence as it applies to the development of smart policing techniques as defined in this Agreement (the “Consultant Services”); and

WHEREAS, UTRGV is willing to assist the City by providing Consultant Services in the use of artificial intelligence as it applies to the development of smart policing techniques by UTRGV faculty member Dr. Andreea Stoian Karadeli (CONSULTANT), PhD in Intelligence and National Security, and Assistant Professor of Security Studies within the Department of Public Affairs and Security Studies, College of Liberal Arts, UTRGV; and

WHEREAS, because UTRGV desires to provide an educational and research program experience of the highest quality for its students, under the direction of UTRGV faculty, participating students may be engaged as research assistants, laboratory interns or trainees as part of their UTRGV course work, in collaboration with the Edinburg Police Department under this agreement (“Smart Policing and Artificial Intelligence initiative”); and

WHEREAS, CONSULTANT is willing to provide proactive policing and artificial intelligence expertise and analysis at no cost while this agreement is in effect; and

WHEREAS, UTRGV and CITY agree that services which will be provided under this agreement (the “Initiative”) can take place either at the UTRGV facilities, the Edinburg Police Department, and/or other appropriate City facilities, depending on a case by case assessment by the CONSULTANT and the CITY, as applicable; and

WHEREAS, UTRGV and CITY are authorized to enter into this Agreement pursuant to the Act, which authorizes local governments to cooperate with each other in performing governmental functions and services under the terms of the Texas Government Code;

NOW THEREFORE, in consideration of the mutual promises contained herein, in order to establish and implement the “Consultant Services” in the use of artificial intelligence as they apply to the development of smart policing techniques, the Parties agree to collaborate in the following:

- 1) Consultant Services: the CONSULTANT responds to consultation requests received from City in as timely fashion as permitted by primary duties and responsibilities towards UTRGV. There are a multitude of security, policing, intelligence, and artificial intelligence analyses that the CONSULTANT can perform, depending on the completeness or condition of the data, within the development of a proactive policing strategy and throughout its implementation and evolution. The summarized scope of the security, policing, intelligence, and artificial intelligence analyses offered by the CONSULTANT are as follows:
 - a. Assist with data analysis that helps the City focus on the small percentage of people and places that account for large percentages of crime, victimization, and public harm.
 - b. Assist with the development of a SMART policing framework to combat crime within the City, as part of the team that develops and implements the proactive policing strategy for the City.
 - c. Provide training regarding the foundation of intelligence, intelligence analysis, and creation in intelligence networks, and for the necessary skills development identified in the proactive policing strategy.
 - d. Provide research and answers to any research request as it relates to strategy and analysis.
 - e. Assist in providing performance measurement and research partnerships to aid in decision making process and resource allocation based on research-based assessment of currently utilized policing methods.
 - f. Help create collaboration and work to bridging the gaps with the various communities in order to support crime fighting strategies, develop new policing tools, and ensure the use of updated law enforcement practices.
 - g. Help develop a strategic communication plan within the City’s police department and among the various stakeholders to promote the well-being of the community.
 - h. Assist in developing more effective practices so that evidence-based approaches are sustained through training, revised policies and directives, improved communication, and establishment of interdisciplinary working groups.
 - i. Cooperate in the application for specific grants and funding at local, regional and national level for the development of SMART Policing techniques and tools.

2) The CITY will:

- a. Support the educational experience and research training of UTRGV students by collaborating in the “Smart Police and Artificial Intelligence Policing Initiative” (the “Program”). In this Program, UTRGV students may have the opportunity to do training and internships in the Public Affairs and Security Studies programs upon approval of the City’s Chief of Police, and attend educational and training opportunities by mutual agreement between the Parties.
- b. Notify the CONSULTANT of casework by phone and email in a timely manner.
- c. Inform local law enforcement agents of the general terms of this Agreement.
- d. Allow for dissemination of the Program results to scientific meetings, publications, or other venues as agreed upon and by mutual consent of the parties, as long as all information related to identity is anonymous.
- g. To meet periodically to review and evaluate past activities and to work out new ideas for future cooperative agreements.

3) **Coordinator Contact Information:**

The Parties hereby designate the following individuals to coordinate, oversee and facilitate the implementation of this Program:

For UTRGV: Andreea Stoian Karadeli, Assistant Professor
University Drive, ELABN 229 F
Edinburg, TX 78539
andreea.stoiankaradeli@utrgv.edu

For City: City of Edinburg Police Department
1702 S. Closner Blvd.
Edinburg, TX 78539
C/O Chief of Police
Jaime Ayla
jaimeayala@cityofedinburg.com

4) **Release of Classified CJIS Security Data:**

City may release to UTRGV classified data (criminal justice information systems data, Edinburg Police records, and the like) to be analyzed at UTRGV facilities if necessary. UTRGV agrees to protect the data in accordance with CJIS security standards.

5) **General Provisions**

- a. **Term and Termination.** This Agreement shall commence on October 1st, 2023 (the “Effective Date”) and terminate on the three (3) year anniversary of the Effective Date. The Agreement may be terminated earlier by either party in accordance with this Agreement. Upon expiration

or termination of this Agreement, neither party shall have any further obligations hereunder. However, the parties have the option to renew the Agreement after this date.

- b. **Independent Contractors.** For the purposes of this Agreement and all services to be provided hereunder, the Parties are independent contractors and not agents or employees of the other Party. Neither Party shall have the authority to make any statements, representations, or commitments of any kind, or to take action, which shall be binding on the other Party, except as expressly provided herein or authorized in writing. Under no circumstances shall any employee or student of UTRGV be considered an agent or employee of City; they will be considered to be on the premises for the purpose of participating in the “Consultant Services” in the smart policing and artificial intelligence initiative. The City has no authority to dismiss UTRGV employees without UTRGV’s consent. However, City personnel may make recommendations to UTRGV, and shall retain full power to control the practice and operations of the City.
- c. **Amendments.** Any amendments to this Agreement will be effective only if in writing and signed by CITY and UTRGV.
- d. **Notices.** Any notices permitted or required by this Agreement shall be sufficiently given in personally hand delivered or sent by registered or certified mail, postage prepaid, to the other party at the address set forth below or to such other person and address as either party may designate in writing:

If to UTRGV:

The University of Texas Rio Grande Valley
1201 W University Dr.
Edinburg, TX 78539
EducationalAgreements@utrgv.edu
Attn: Dr. Luis Zayas

If to City of Edinburg:

City of Edinburg
415 W University Dr.
Edinburg, TX 78539
Attn: City Judge’s Office

Severability. The invalidity or unenforceability of any provisions of this Agreement will not affect the validity or enforceability of any other provision.

Headings. The headings used herein are for convenience only and do not limit the contents of this Agreement.

Variation of Pronouns. All pronouns and all variations thereof will be deemed to refer to the masculine, feminine, or neuter, singular or plural, as the identity of the person, persons, or entity may require.

Governing Law and Venue. The interpretation and enforcement of this Agreement will be governed by the laws of the State of Texas, without regard to any conflicts of law provisions contained therein. This Agreement is performable in Hidalgo City, Texas. Venue for any suit filed against UTRGV shall be in Hidalgo City, Texas.

Assignment. This agreement may not be assigned.

Force Majeure. Either party shall be excused for failures and delays in performance of its respective obligations under this Agreement due to any cause beyond the control and without the fault of such party, including without limitation, any act of God, war, riot or insurrection, law or regulation, strike, flood, fire, explosion or inability due to any of the aforementioned causes to obtain labor, materials or facilities. Nevertheless, each party shall use its best efforts to avoid or remove such causes and to continue performance whenever such causes are removed, and shall notify the other party of the problem.

Entire Agreement. This Agreement constitutes the entire agreement of the parties with respect to the subject matter hereof.

Authorization for Agreement. The execution and performance of this Agreement by CITY and UTRGV have been duly authorized by all necessary laws, resolutions, and corporate action, and this Agreement constitutes the valid and enforceable obligations of CITY and UTRGV in accordance with its terms.

Immunities. Neither Hidalgo CITY nor UTRGV, via this agreement, waive governmental immunity from suit, or from liability, except as expressly set forth by the Texas Legislature in the Texas Government Code. The fact that Hidalgo CITY and UTRGV have entered into this agreement shall not in any way, constitute a deliberate waiver of immunity by either entity, which immunities are expressly reserved by both parties.

Insurance. City acknowledges that UTRGV is an agency of the State of Texas and has only such authority as is granted to UTRGV by state law or as may be reasonably implied from such law, and that any obligation of UTRGV under this Agreement to obtain insurance is expressly made subject to the UTRGV's authority under state law to obtain such insurance. City further agrees that UTRGV shall have the right, at its option, to (a) obtain liability insurance protecting UTRGV and its employees to the extent authorized by Section 51.966 of the Texas Education Code or other law; or (b) self-insure against any risk that may be incurred by UTRGV as a result of its operations under this Agreement. City acknowledges that, because UTRGV is an agency of the State of Texas, liability for tortious conduct of agents and employees of UTRGV (other than medical liability coverage) is provided for solely by the provisions of the Texas Tort Claims Act (Texas Civil Practice and Remedies Code, Chapters 101, 104 and 108).

Liabilities. This Agreement is not intended to extend the liability of the Parties beyond that provided by law. Neither UTRGV nor CITY waive, nor shall be deemed to have hereby waived, any immunity or defenses that would otherwise be available to it against claims arising from third parties.

Non-Discrimination. The Services and all related activities shall be conducted in a manner that does not discriminate against any person on a basis prohibited by applicable law or UTRGV and/or CITY policy, including without limitation race, color, national origin, religion, sex, age, veteran status, or disability.

Dispute Resolution. Any dispute between the parties arising from the terms or performance of this Agreement shall be submitted to the alternative dispute resolution procedures authorized by Chapter 2009 of the Texas Government Code.

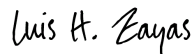
IN WITNESS WHEREOF, this Agreement is executed by the parties or their duly authorized representatives as of date specified above.

[SIGNATURE PAGE TO FOLLOW]

City of Edinburg, Texas:

The University of Texas Rio Grande Valley (UTRGV):

By: _____

DocuSigned by:
By:  Luis H. Zayas
CE8D45D5BCE94C0...

~~Executive Vice President and Provost~~

Luis H. Zayas, Ph.D.
Provost and Senior Vice President for Academic Affairs
10/23/2023

ATTEST:
By: _____

DS
 Reviewed by Dr. Christine Shupala

APPROVED AS TO FORM:

DS
 Reviewed by UTRGV Legal

By: _____



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

CONSENT AGENDA

Agenda Item No: 10.A.

RAMP Grant 2022-2023

1. Agenda Item:

Consider Resolution Authorizing the City Manager to Enter Into a Fiscal Year 2022-2023 Routine Airport Maintenance Program (RAMP) Grant Agreement with Texas Department of Transportation (TxDOT) Aviation Division, whereby the City of Edinburg May be Eligible for up to \$90,000.00 State Funded Match of Eligible Airport FY2024 Budgeted Maintenance and Projects Expenditures. [Eddie Velarde, Director of Aviation]

2. Description:

Subject to State Legislature financing, TxDOT Division of Aviation administers RAMP through annual grants to public entities to fund maintenance functions at over 270 eligible General Aviation airports. The program's objective is to help protect these investments, assisting communities with maintaining their aerodrome facilities. The City of Edinburg has been a RAMP Grant participant since 2001. TxDOT Aviation Division has announced the Texas Transportation Commission recently approved the FY 2024 RAMP to the annual recurring amount of \$100,000.00 but now with a lower local match of 10%, netting eligible reimbursement up to \$90,000.00.

This grant will alleviate budget expenditures and help defray airport maintenance costs during FY 2024.

The grant period is from September 01, 2023 through August 31, 2024.

3. Staff's Recommendation:

Approve Resolution Authorizing the City Manager to Enter Into a Routine Airport Maintenance Program (RAMP) Grant 2022-2023 Agreement with Texas Department of Transportation (TXDoT) Aviation Division, whereby the City of Edinburg May be Eligible for up to \$90,000.00 State Funded Match of Eligible Airport FY24 Budgeted Maintenance and Projects Expenditures.

Reviewed by:

Prepared by:

Eddie Velarde, Director of
Aviation

Attachments:

- A. Resolution
- B. TXDoT Routine Airport Maintenance Program (RAMP) Grant
- C. TXDoT RAMP M2421EDIN correspondence
- D. TXDoT RAMP M2421EDIN agreement

RESOLUTION NO.

STATE OF TEXAS	§	RESOLUTION AUTHORIZING THE CITY
COUNTY OF HIDALGO	§	MANAGER TO ENTER INTO A FISCAL YEAR 2023-
CITY OF EDINBURG	§	2024 ROUTINE AIRPORT MAINTENANCE
		PROGRAM (RAMP) GRANT AGREEMENT WITH
		TEXAS DEPARTMENT OF TRANSPORTATION
		AVIATION DIVISION, WHEREBY CITY OF
		EDINBURG MAY BE ELIGIBLE FOR UP TO
		\$90,000.00 REIMBURSEMENT OF ELIGIBLE
		AIRPORT FY 2024 BUDGETED MAINTENANCE AND
		PROJECT EXPENDITURES

WHEREAS, City of Edinburg intends to make continuous improvement to South Texas International Airport at Edinburg, consisting of preventive and responsive maintenance, repairs and projects as necessary; and,

WHEREAS, City of Edinburg engages such maintenance, repairs and improvements in manners consistent with Federal Aviation Administration regulations and precepts; and,

WHEREAS, City of Edinburg intends to request financial assistance from State of Texas Department of Transportation Aviation Division (TxDOT) for said maintenance, repairs, and improvements FY24 budgeted expenditures through TxDOT's recurring Routine Airport Maintenance Program (RAMP); and,

WHEREAS, RAMP will reimburse to City of Edinburg ninety percent (90%) of eligible expenditures up to \$100,000.00 through August 31, 2024; and,

WHEREAS, the grant requires a 10 percent local match; and,

WHEREAS, the City of Edinburg agrees to comply with applicable grant requirements for the said project as required by the funding source; and,

WHEREAS, the Edinburg City Council agrees that in the event of loss or misuse of the Texas Department of Transportation funds, the City of Edinburg assures that the funds will be returned to the Texas Department of Transportation in full; and,

WHEREAS, the City of Edinburg wishes to designate the City Manager, as the City's authorized official, to accept, alter, terminate and execute any and all documents related to the grant on behalf of the City; and,

WHEREAS, City of Edinburg will engage and be responsible for administration of contracts necessary for completion of said maintenance, improvements, and repairs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDINBURG, TEXAS, THAT:

SECTION 1: INCORPORATION OF RECITALS. The City Council finds that the statements set forth in the Recitals of this Resolution are true and correct and the City Council hereby incorporates such Recitals as part of this Resolution.

SECTION 2. City Manager is hereby directed to submit on behalf of City of Edinburg to TXDoT Aviation Division an application for available NPE grant funds totaling \$430,000.00.

SECTION 3: SEVERABILITY. If any section, part or provision of this Resolution is declared unconstitutional or invalid, by a court of competent jurisdiction, then in that event, it is expressly provided and it is the intention of the City Council, in passing this Resolution, that its parts shall be severable, and all other parts of this Resolution shall not be affected thereby, and they shall remain in full force and effect.

SECTION 4: EFFECTIVE DATE. This Resolution shall be and remain in full force and effect from and after the date of its passage.

READ, CONSIDERED, PASSED, AND APPROVED BY THE CITY COUNCIL OF EDINBURG, TEXAS, at a regular meeting of the City Council of the City of Edinburg at which a quorum was present and which was held in accordance with Vernon's Texas Code Annotated, Government Code §551.041 on the 2nd day of November 2023.

CITY OF EDINBURG

BY: _____
Ramiro Garza, Jr., Mayor

ATTEST:

BY: _____
Clarice Y. Balderas, City Secretary

APPROVED AS TO FORM:
Omar Ochoa Law Firm, P.C.

BY: _____
Omar Ochoa, City Attorney

Routine Airport Maintenance Program (RAMP) Grants

- ➔ RAMP grants provide recurring fiscal opportunity of State match to airports' maintenance expenses. For FY24 local governments' reimbursement eligibility increased from 50% to 90% of up to \$100,000 of total qualified maintenance costs.
- ➔ The program includes “lower cost” airside and landside airport improvements which will require approval and guidance from TxDOT Aviation before the project begins. These items can be more than just maintenance and may be new or additional items of work. Examples are construction of airport entrance roads; pavement of airport public parking lots; installation of security fencing, replacement of rotating beacon, etc. TxDOT will determine the eligibility of specific items. **Keep in mind that airside improvements are the priority before requesting assistance with landside maintenance and improvements.**
- ➔ Sponsors are allowed to issue their own contracts for scope of services, or TxDOT districts can perform services within their capabilities. TxDOT will not participate in contracts for any ineligible scope items or for costs that are unreasonable for the type of service. Sponsor force account work is NOT ELIGIBLE, but purchase of materials for construction with sponsor labor is eligible.
- ➔ **A Grant must be executed each state fiscal year, prior to work being performed. There is no formal application process.** To initiate the grant, the Sponsor should contact the Aviation Division with a description of the project for which the grant is being requested and the estimated cost of the project, if available. The contact may be in the form of a written letter, electronic mail, telephone, or personal contact with staff.
- ➔ **Work as described on the Scope of Services of the grant shall be performed during the state fiscal year (September 1st – August 31st)**

Call the Aviation Division at 1-800-687-4568 (68-PILOT) for more information or go to Aviation on the TxDOT Web Site:

<http://www.txdot.gov/inside-txdot/division/aviation/airport-grants.html>

ELIGIBLE WORK ITEMS UNDER RAMP GRANTS

AIRSIDE MAINTENANCE
Pavement crack sealing/Pavement Slurry Seal/Fog Seal/Rejuvenator
Pavement markings
Drainage maintenance
Sweeping
Herbicide on airside pavement
Replacement bulbs/lamps for airside lighting fixtures and approach aids
Repair and maintenance for beacon, lighting, approach and navigational aids
Parts replacement for Automated Weather Observation System (AWOS) not covered under warranty
AFTER AIRSIDE MAINTENANCE HAS BEEN ADDRESSED
Seal coats/chip seal/crack seal for non-airside pavement
Hangar/terminal building painting and repairs -sponsor owned facilities only
Security camera systems excluding monitoring fees
Game proof or security fencing and gates, electric gate openers
Access roads for AWOS installations/AWOS NADIN interface monthly charge
Airport entrance signs
Repairs to airport owned fuel systems, including replacement of tanks
Professional Services for preparation of Storm Water Pollution Prevention, Spill Prevention Control & Countermeasure Plans and maintenance/update of these plans
Airfield FOD sweeper
HVAC repairs in terminal building and/or control tower
SMALL CAPITAL IMPROVEMENT PROJECTS – with guidance from TxDOT Aviation
Design and construct new concrete/asphalt public auto parking areas
Design and construct new entrance roads and hangar access roads
Design and construction of aircraft wash racks as indicated by SWPPP
Design and construct expansion of apron areas or new apron areas
Design and construct runway lighting system extensions
Design and construct drainage improvements
Pilot lounge/small general aviation terminal buildings
Beacon/tower replacements
Preparation of FAA form 7460-1 “Notice of Proposed Construction or Alteration” for RAMP projects
INELIGIBLE WORK ITEMS UNDER RAMP GRANTS
Purchase of a courtesy vehicle and/or maintenance to any vehicle or equipment including tractors and mowers
Purchase of capital equipment including aircraft dolly, lawn mower, golf carts, snow/ice removal equipment, striping machines and power washers
Operating expenditures including carpet cleaning, monthly utility bills, tree trimming/mowing services, trash collection/recycling
Force Account work by sponsor
Consumables including batteries (except for AWOS), air and water filters, interior light bulbs, cleaning supplies, replacement plants, credit card paper, replacement monitors/computer equipment for AWOS
<i>Work performed or purchases made prior to the grant being fully executed</i>

2024 RAMP Agreement - M2421EDIN EDINBURG - SOUTH TEXAS INTL AT EDINBURG

1 message

Tue, Oct 17, 2023 at 5:01 PM

To: cityofedinburg.com

Airport Sponsors,

As previously announced, the Texas Transportation Commission approved the FY2024 Routine Airport Maintenance Program (RAMP) as proposed. This increases the total state contribution to \$100,000 and reduces the local match to 10%. Also, reimbursement for an eligible aircraft operations counting system has been added to the list of eligible items in order to support the planning process.

Unfortunately, we continue to experience issues with the FY2024 grant agreements in eGrants. We are working with the vendor to resolve these issues, as soon as possible. However, due to the continued delay, TxDOT Aviation is implementing a workaround solution. Attached is a .pdf RAMP Grant application for you to complete and submit through your normal channels. Once you have received the necessary approval signatures, please forward it back to avn_egrantshelp@txdot.gov and we will have Dan Harmon review and execute each grant.

Once the system is operating as expected, we will manually enter the information into eGrants, so our records match. We regret this inconvenience and hope this alternative solution helps.

We will send an update as soon as the system issues have been resolved, so you are informed.

Thank you,

Fernando Hernandez | Texas Department of Transportation

Aviation Division

**TEXAS DEPARTMENT OF TRANSPORTATION
GRANT FOR ROUTINE AIRPORT MAINTENANCE PROGRAM**

(State Assisted Airport Routine Maintenance)

TxDOT Project ID: M2421EDIN

Part I - Identification of the Project

TO: The City of Edinburg, Texas

FROM: The State of Texas, acting through the Texas Department of Transportation

This Grant is made between the Texas Department of Transportation, (hereinafter referred to as the "State"), on behalf of the State of Texas, and the City of Edinburg, Texas, (hereinafter referred to as the "Sponsor").

This Grant Agreement is entered into between the State and Sponsor shown above, under the authority granted and in compliance with the provisions of the Transportation Code Chapter 21.

The project is for **airport maintenance** at the EDINBURG - SOUTH TEXAS INTL AT EDINBURG Airport.

Part II - Offer of Financial Assistance

1. For the purposes of this Grant, the annual routine maintenance project cost, Amount A, is estimated as found on Attachment A, Scope of Services, attached hereto and made a part of this grant agreement.

State financial assistance granted will be used solely and exclusively for airport maintenance and other incidental items as approved by the State. Actual work to be performed under this agreement is found on Attachment A, Scope of Services. State financial assistance, Amount B, will be for ninety percent (90%) of the eligible project costs for this project or \$100,000.00, whichever is less, per fiscal year and subject to availability of state appropriations.

Scope of Services, Attachment A, of this Grant, may be amended, subject to availability of state funds, to include additional approved airport maintenance work. Scope amendments require submittal of an Amended Scope of Services, Attachment A.

Services will not be accomplished by the State until receipt of Sponsor's share of project costs.

Only work items as described in Attachment A, Scope of Services of this Grant are reimbursable under this grant.

Work shall be accomplished by August 31, 2024, unless otherwise approved by the State.

2. The State shall determine fair and eligible project costs for work scope. Sponsor's share of estimated project costs, Amount C, shall be as found on Attachment A and any amendments.

It is mutually understood and agreed that if, during the term of this agreement, the State determines that there is an overrun in the estimated annual routine maintenance costs, the State may increase the grant to cover the amount of the overrun within the above stated percentages and subject to the maximum amount of state funding.

The State will not authorize expenditures in excess of the dollar amounts identified in this Agreement and any amendments, without the consent of the Sponsor.

3. Sponsor, by accepting this Grant certifies and, upon request, shall furnish proof to the State that it has sufficient funds to meet its share of the costs. The Sponsor grants to the State the right to audit any books and records of the Sponsor to verify expended funds.

Upon execution of this Agreement and written demand by the State, the Sponsor's financial obligation (Amount C) shall be due in cash and payable in full to the State. State may request the Sponsor's financial obligation in partial payments. Should the Sponsor fail to pay their obligation, either in whole or in part, within 30 days of written demand, the State may exercise its rights under Paragraph V-3. Likewise, should the State be unwilling or unable to pay its obligation in a timely manner, the failure to pay shall be considered a breach and the Sponsor may exercise any rights and remedies it has at law or equity.

The State shall reimburse or credit the Sponsor, at the financial closure of the project, any excess funds provided by the Sponsor which exceed Sponsor's share (Amount C).

4. The Sponsor specifically agrees that it shall pay any project costs which exceed the amount of financial participation agreed to by the State. It is further agreed that the Sponsor will reimburse the State for any payment or payments made by the State which are in excess of the percentage of financial assistance (Amount B) as stated in Paragraph II-1.
5. Scope of Services may be accomplished by State contracts or through local contracts of the Sponsor as determined appropriate by the State. All locally contracted work must be approved by the State for scope and reasonable cost. Reimbursement requests for locally contracted work shall be submitted on forms provided by the State and shall include copies of the invoices for materials or services. Payment shall be made for no more than 90% of allowable charges.

The State will not participate in funding for force account work conducted by the Sponsor.

6. This Grant shall terminate upon completion of the scope of services.

Part III - Additional Requirements for Certain Equipment

1. Certain purchase, installation, and subscription costs for eligible air traffic and operations monitoring equipment (“Equipment”) are reimbursable as provided in this Part. If Grantee is seeking reimbursement for eligible Equipment costs, it must be shown in Attachment A.
2. For eligible Equipment, the State will reimburse 90% of the initial cost to purchase and install, not to exceed \$3,000.00, and 90% of the annual subscription fee for subsequent years, not to exceed \$3,000.00 per year.
3. Notwithstanding Section 2, for the one year prior to a master plan or airport layout plan update, TxDOT will reimburse up to 90% of the eligible costs, not to exceed \$5,400.00.
4. Eligibility Requirements
 - A. The Equipment must include the following items, at a minimum;
 1. Triangulation
 2. Noise abatement
 3. Aircraft tracking data for 30 days
 4. Direct installation without a third party
 5. Identification of pavement utilization by airplane design group for the entire airport
 6. 1 second and 3 foot accuracy
 7. Equal effectiveness at both towered and non-towered airports
 8. Tracking of military and government aircraft, including FAA blocked aircraft
 - B. In order for costs to be eligible for RAMP reimbursement:
 1. The Sponsor must maintain and operate the Equipment for 3 years.
 2. On at least a quarterly basis, the Sponsor must provide to the State all data produced and collected by the Equipment.
 3. To be eligible for reimbursement of the annual subscription fee after the first year, the Sponsor must participate in the Routine Airport

Maintenance Program, have an executed Grant Agreement for that year, and comply with all grant requirements.

- A. The State may conduct on-site or off-site monitoring reviews of the Equipment during the initial required 3-year term, and during any years Sponsor seeks reimbursement of subscription costs. The Sponsor shall fully cooperate with the State and provide any required documentation. The Sponsor shall grant full access to the Equipment to the State or its authorized designee for the purpose of determining compliance, including, but not limited to:
 - 1. Whether the Equipment, and its operation and maintenance, are consistent with the requirements set forth in the Grant Agreement and this First Amendment;
 - 2. Whether the Sponsor is making timely progress with installation of the Equipment, and whether its management, financial management and control systems, procurement systems and methods, and overall performance are in conformance with the requirements set forth in the Grant Agreement and this First Amendment, and are fully and accurately reflected in reports submitted to the State.
- B. Failure to maintain compliance with these requirements may result in the Sponsor having to repay grant funds to the State.

Part IV - Sponsor Responsibilities

- 1. In accepting this Grant, if applicable, the Sponsor guarantees that:
 - a. it will, in the operation of the facility, comply with all applicable state and federal laws, rules, regulations, procedures, covenants and assurances required by the State in connection with this Grant; and
 - b. the Airport or navigational facility which is the subject of this Grant shall be controlled by the Sponsor for a period of at least 20 years; and
 - c. consistent with safety and security requirements, it shall make the airport or air navigational facility available to all types, kinds and classes of aeronautical use without discrimination between such types, kinds and classes and shall provide adequate public access during the period of this Grant; and
 - d. it shall not grant or permit anyone to exercise an exclusive right for the conduct of aeronautical activity on or about an airport landing area. Aeronautical activities include, but are not limited to scheduled airline flights, charter flights, flight instruction, aircraft sales, rental and repair, sale of aviation petroleum products and aerial applications. The landing area consists of runways or landing strips,

taxiways, parking aprons, roads, airport lighting and navigational aids; and

- e. through the fence access shall be reviewed and approved by the State; and
- f. it shall not permit non-aeronautical use of airport facilities, unless noted on an approved Airport Layout Plan, without prior approval of the State/FAA. This includes but is not limited to: the process of land disposal, any changes to the aeronautical or non-aeronautical land uses of the airport, land's deeded use from non-aeronautical to aeronautical, requests of concurrent use of land, interim use of land, approval of a release from obligations from the State/FAA, any of which will require 18 months, or longer; and
- g. the Sponsor shall submit to the State annual statements of airport revenues and expenses when requested; and
- h. all fees collected for the use of the airport shall be reasonable and nondiscriminatory. The proceeds from such fees shall be used solely for the development, operation and maintenance of the airport or navigational facility; and
- i. an Airport Fund shall be established by resolution, order or ordinance in the treasury of the Sponsor, or evidence of the prior creation of an existing airport fund or a properly executed copy of the resolution, order, or ordinance creating such a fund, shall be submitted to the State. The fund may be an account as part of another fund, but must be accounted for in such a manner that all revenues, expenses, retained earnings, and balances in the account are discernible from other types of moneys identified in the fund as a whole. All fees, charges, rents, and money from any source derived from airport operations must be deposited in the Airport Fund and shall not be diverted to the general revenue fund or any other revenue fund of the Sponsor. All expenditures from the Airport Fund shall be solely for airport purposes. Sponsor shall be ineligible for a subsequent grant or loan by the State unless, prior to such subsequent approval of a grant or loan, Sponsor has complied with the requirements of this subparagraph; and
- j. the Sponsor shall operate runway lighting at least at low intensity from sunset to sunrise; and
- k. insofar as it is reasonable and within its power, Sponsor shall adopt and enforce zoning regulations to restrict the height of structures and use of land adjacent to or in the immediate vicinity of the airport to heights and activities compatible with normal airport operations as provided in Tex. Loc. Govt. Code Ann. Sections 241.001 et seq. (Vernon and Vernon Supp.). Sponsor shall also acquire and retain aviation easements or other property interests in or rights to use of land or airspace, unless sponsor can show that acquisition and retention of such interest will be impractical or will result in undue hardship to Sponsor. Sponsor shall be ineligible for a subsequent grant or loan by the State unless Sponsor has, prior to subsequent approval of a grant or loan, adopted and passed an airport hazard zoning ordinance

or order approved by the State.

1. mowing services will not be eligible for state financial assistance. Sponsor will be responsible for 100% of any mowing services.
2. The Sponsor, to the extent of its legal authority to do so, shall save harmless the State, the State's agents, employees or contractors from all claims and liability due to activities of the Sponsor, the Sponsor's agents or employees performed under this agreement. The Sponsor, to the extent of its legal authority to do so, shall also save harmless the State, the State's agents, employees or contractors from any and all expenses, including attorney fees which might be incurred by the State in litigation or otherwise resisting claim or liabilities which might be imposed on the State as the result of those activities by the Sponsor, the Sponsor's agents or employees.
3. The Sponsor's acceptance of this Offer and ratification and adoption of this Grant shall be evidenced by execution of this Grant by the Sponsor. The Grant shall comprise a contract, constituting the obligations and rights of the State of Texas and the Sponsor with respect to the accomplishment of the project and the operation and maintenance of the airport.

If it becomes unreasonable or impractical to complete the project, the State may void this agreement and release the Sponsor from any further obligation of project costs.

4. Upon entering into this Grant, Sponsor agrees to name an individual, as the Sponsor's Authorized Representative, who shall be the State's contact with regard to this project. The Representative shall receive all correspondence and documents associated with this grant and shall make or shall acquire approvals and disapprovals for this grant as required on behalf of the Sponsor, and coordinate schedule for work items as required.
5. By the acceptance of grant funds for the maintenance of eligible airport buildings, the Sponsor certifies that the buildings are owned by the Sponsor. The buildings may be leased but if the lease agreement specifies that the lessee is responsible for the upkeep and repairs of the building no state funds shall be used for that purpose.
6. Sponsor shall request reimbursement of eligible project costs on forms provided by the State. All reimbursement requests are required to include a copy of the invoices for the materials or services. The reimbursement request will be submitted no more than once a month.
7. The Sponsor's acceptance of this Agreement shall comprise a Grant Agreement, as provided by the Transportation Code, Chapter 21, constituting the contractual obligations and rights of the State of Texas and the Sponsor with respect to the accomplishment of the airport maintenance and compliance with the assurances and conditions as provided. Such Grant Agreement shall become effective upon the State's written Notice to Proceed issued following execution of this agreement.

PART V - Nomination of the Agent

1. The Sponsor designates the State as the party to receive and disburse all funds used, or to be used, in payment of the costs of the project, or in reimbursement to either of the parties for costs incurred.
2. The State shall, for all purposes in connection with the project identified above, be the Agent of the Sponsor. The Sponsor grants the State a power of attorney to act as its agent to perform the following services:
 - a. accept, receive, and deposit with the State any and all project funds granted, allowed, and paid or made available by the Sponsor, the State of Texas, or any other entity;
 - b. enter into contracts as necessary for execution of scope of services;
 - c. if State enters into a contract as Agent: exercise supervision and direction of the project work as the State reasonably finds appropriate. Where there is an irreconcilable conflict or difference of opinion, judgment, order or direction between the State and the Sponsor or any service provider, the State shall issue a written order which shall prevail and be controlling;
 - d. receive, review, approve and pay invoices and payment requests for services and materials supplied in accordance with the State approved contracts;
 - e. obtain an audit as may be required by state regulations; the State Auditor may conduct an audit or investigation of any entity receiving funds from TxDOT directly under this contract or indirectly through a subcontract under this contract. Acceptance of funds directly under this contract or indirectly through a subcontract under this contract acts as acceptance of the authority of the State Auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.
 - f. reimburse sponsor for approved contract maintenance costs no more than once a month.

PART VI - Recitals

1. This Grant is executed for the sole benefit of the contracting parties and is not intended or executed for the direct or incidental benefit of any third party.

2. It is the intent of this grant to not supplant local funds normally utilized for airport maintenance, and that any state financial assistance offered under this grant be in addition to those local funds normally dedicated for airport maintenance.
3. This Grant is subject to the applicable provisions of the Transportation Code, Chapters 21 and 22, and the Airport Zoning Act, Tex. Loc. Govt. Code Ann. Sections 241.001 et seq. (Vernon and Vernon Supp.). Failure to comply with the terms of this Grant or with the rules and statutes shall be considered a breach of this contract and will allow the State to pursue the remedies for breach as stated below.
 - a. Of primary importance to the State is compliance with the terms and conditions of this Grant. If, however, after all reasonable attempts to require compliance have failed, the State finds that the Sponsor is unwilling and/or unable to comply with any of the terms of this Grant, the State, may pursue any of the following remedies: (1) require a refund of any financial assistance money expended pursuant to this Grant, (2) deny Sponsor's future requests for aid, (3) request the Attorney General to bring suit seeking reimbursement of any financial assistance money expended on the project pursuant to this Grant, provided however, these remedies shall not limit the State's authority to enforce its rules, regulations or orders as otherwise provided by law, (4) declare this Grant null and void, or (5) any other remedy available at law or in equity.
 - b. Venue for resolution by a court of competent jurisdiction of any dispute arising under the terms of this Grant, or for enforcement of any of the provisions of this Grant, is specifically set by Grant of the parties in Travis County, Texas.
4. The State reserves the right to amend or withdraw this Grant at any time prior to acceptance by the Sponsor. The acceptance period cannot be greater than 30 days after issuance unless extended by the State.
5. This Grant constitutes the full and total understanding of the parties concerning their rights and responsibilities in regard to this project and shall not be modified, amended, rescinded or revoked unless such modification, amendment, rescission or revocation is agreed to by both parties in writing and executed by both parties.
6. All commitments by the Sponsor and the State are subject to constitutional and statutory limitations and restrictions binding upon the Sponsor and the State (including Sections 5 and 7 of Article 11 of the Texas Constitution, if applicable) and to the availability of funds which lawfully may be applied.

Part VII - Acceptances

Sponsor

The City of Edinburg, Texas, does ratify and adopt all statements, representations, warranties, covenants, agreements, and all terms and conditions of this Grant.

Executed this _____ day of _____, 20__.

The City of Edinburg, Texas
Sponsor

Sponsor Signature

Sponsor Title

Acceptance of the State

Executed by and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, established policies or work programs and grants heretofore approved and authorized by the Texas Transportation Commission.

STATE OF TEXAS
TEXAS DEPARTMENT OF TRANSPORTATION

By:_____

Date:_____

Attachment A
Scope of Services
TxDOT Project ID: M2421EDIN

Eligible Scope Item:	Estimated Costs Amount A	State Share Amount B	Sponsor Share Amount C
GENERAL MAINTENANCE	\$111,111.11	\$100,000.00	\$11,111.11
Special Project	\$0.00	\$0.00	\$0.00
Special Project	\$0.00	\$0.00	\$0.00
Special Project	\$0.00	\$0.00	\$0.00
Special Project	\$0.00	\$0.00	\$0.00
Special Project	\$0.00	\$0.00	\$0.00
TOTAL	\$111,111.11	\$100,000.00	\$11,111.11

Accepted by: The City of Edinburg, Texas

Signature

Title: _____

Date: _____

GENERAL MAINTENANCE: As needed, Sponsor may contract for services/purchase materials for routine maintenance/improvement of airport pavements, signage, drainage, AWOS systems, approach aids, lighting systems, utility infrastructure, fencing, herbicide/application, sponsor owned and operated fuel systems, hangars, terminal buildings and security systems; professional services for environmental compliance, approved project design. Special projects to be determined and added by amendment.

Airport Operations Counting Systems: The purchase and installation of specified air traffic and operations monitoring equipment ("Equipment") is eligible for reimbursement as provided in Part III

Only work items as described in Attachment A, Scope of Services of this Grant are reimbursable under this grant.

CERTIFICATION OF AIRPORT FUND

TxDOT Project ID: M2421EDIN

The City of Edinburg does certify that an Airport Fund has been established for the Sponsor, and that all fees, charges, rents, and money from any source derived from airport operations will be deposited for the benefit of the Airport Fund and will not be diverted for other general revenue fund expenditures or any other special fund of the Sponsor and that all expenditures from the Fund will be solely for airport purposes. The fund may be an account as part of another fund, but must be accounted for in such a manner that all revenues, expenses, retained earnings, and balances in the account are discernible from other types of moneys identified in the fund as a whole.

The City of Edinburg, Texas
(Sponsor)

By: _____

Title: _____

Date: _____

Certification of State Single Audit Requirements

I, _____, do certify that the City of Edinburg will comply with all
(Designated Representative)

requirements of the State of Texas Single Audit Act if the City of Edinburg spends or receives more than the threshold amount in any grant funding sources during the most recently audited fiscal year. And in following those requirements, the City of Edinburg will submit the report to the audit division of the Texas Department of Transportation. If your entity did not meet the threshold in grant receivables or expenditures, please submit a letter indicating that your entity is not required to have a State Single Audit performed for the most recent audited fiscal year.

Signature

Title

Date

DESIGNATION OF SPONSOR'S AUTHORIZED REPRESENTATIVE

TxDOT Project ID: M2421EDIN

The City of Edinburg designates, _____
(Name, Title)

as the Sponsor's authorized representative, who shall receive all correspondence and documents associated with this grant and who shall make or shall acquire approvals and disapprovals for this grant as required on behalf of the Sponsor.

The City of Edinburg, Texas
(Sponsor)

By: _____

Title: _____

Date: _____

DESIGNATED REPRESENTATIVE

Mailing Address: _____

Overnight Mailing Address: _____

Telephone/Fax Number: _____

Email address: _____



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

CONSENT AGENDA

Agenda Item No: 10.B.

City Council Meeting Minutes

1. Agenda Item:

Consider Approving the City Council Minutes for the following: 2023 Regular Meetings: August 15, 2023, September 05, 2023 and September 19, 2023. [Clarice Y. Balderas, City Secretary]

2. Description:

The City Secretary Department prepares and maintains the legislative history of all City Council meetings for historic and public purposes in accordance to the:

1. City of Edinburg Code of Ordinances, Chapter, Article III. Procedures of the City Council, Legislation, Section 6: Introduction and Passage of Ordinances and Resolutions. The City Code of Ordinance states, "yeas and nays shall be taken upon the passage of all ordinances and resolutions and entered upon the journal of proceedings of the City Council."

2. Texas Government Code; Title 5. Open Government; Ethics; Subtitle A. Open Government; Chapter 551. Open Meetings; Subchapter A. General Provisions and Subchapter B. Record of Open Meeting:

*Sec. 551.021. Minutes or Recording of Open Meeting Required "(a) A governmental body shall prepare and keep minutes or make a recording of each open meeting of the body. (b) The minutes must: (1) state the subject of each deliberation; and (2) indicate each vote, order, decision, or other action taken."

*Sec. 551.022. Minutes and Recording of Open Meeting: Public Record; and the 2022 Texas Open Meeting Act, Chapter X. Records of Meetings, Section A. Minutes or Recording of Open Meeting. "The minutes and recordings of an open meeting are public records and shall be available for public inspection and copying on request to the governmental body's chief administrative officer or the officer's designee."

City Council meeting minutes and records are available to the public upon request.

The City Council meeting videos are also available to the public through the city's website at: www.cityofedinburg.com.

The Mayor signs the minutes and attested by the City Secretary. Minutes are maintained for historical and public purposes.

In accordance to the City's Code of Ordinances the City Secretary Department prepares and maintains the minutes of all City Council meetings for historic and public purposes.

3. Staff's Recommendation:

Approve the City Council Minutes for the following: 2023 Regular Meetings: August 15, 2023, September 05, 2023 and September 19, 2023.

Reviewed by:

Prepared by:

Clarice Balderas, City
Secretary

Attachments:

- A. 08152023CCRM MINUTES
- B. 09052023CCRM MINUTES
- C. 09192023CCRM MINUTES



MINUTES OF THE EDINBURG CITY COUNCIL REGULAR MEETING

CITY OF EDINBURG, HIDALGO COUNTY, TEXAS

Location: Edinburg City Hall-Council Chambers

415 West University Dr.

Edinburg, Texas 78541

AUGUST 15, 2023

6:00 PM

Mayor Ramiro Garza, Jr. called the meeting to order at 6:00 p.m.

PRESENT:

Ramiro Garza, Jr.	Mayor
David White	Mayor Pro Tem
Daniel “Dan” Diaz	Councilmember Place 1
Jason De Leon	Councilmember Place 2
Johnny Garcia	Councilmember Place 3
Myra L. Ayala	City Manager
Omar Ochoa	City Attorney

ABSENT:

Clarice Y. Balderas	City Secretary
---------------------	----------------

1. CALL TO ORDER, ESTABLISH QUORUM

A. Prayer by Pastor Dr. David Alexander, First Baptist Church.

B. Pledge of Allegiance by Mayor Ramiro Garza, Jr.

2. CERTIFICATION OF PUBLIC NOTICE

Mayor Ramiro Garza, Jr. verified the City Secretary’s posting of the City Council meeting and its compliance as required by the Texas Open Meetings Act. The notice was posted on August 11, 2023 at 6:00 p.m.

3. DISCLOSURE OF CONFLICT OF INTEREST

City Attorney Omar Ochoa stated under State Law a conflict of interest exists if a Councilmember or a certain member of that Councilmember’s family has a qualifying financial interest in any agenda item. Members with a conflict of interest cannot participate in the discussion nor vote on that agenda item.

City Attorney Omar Ochoa asked Mayor Pro Tem and Councilmembers if there were any known conflict of interest to disclose at that time.

There were no conflict of interests presented.

4. CITY MANAGER'S REPORT

A. Update on the City's FY2022-2023 Budget.

Myra L. Ayala, City Manager stated she wanted to inform the community, the public and the council that they will be holding a public meeting, workshop, for the budget Monday, August 21, 2023 at 6:00 p.m. at city hall.

Mayor Ramiro Garza Jr. inquired on what would be presented on August 21. He asked when council would receive the detailed budget for their review and if it would be that week?

Myra L. Ayala, City Manager stated they would be preparing the preliminary city manager's proposed budget with the itemized, detailed budget to present to the council for feedback. Staff would then process any changes as directed by the council. The new proposed budget would be brought back and be presented again. Ms. Ayala said they are aiming to have it ready by Thursday, August 17, 2023.

5. PROCLAMATIONS/RECOGNITIONS

A. Presentation of Proclamation Recognizing Fabian Diaz, 2023 Interworld Boxing Organization (IWBO) Champion. [Clarice Y. Balderas, City Secretary]

Mayor Ramiro Garza, Jr. read the proclamation aloud.

Fabian Diaz stated it was cool being recognized by the Mayor of Edinburg, and he wanted to thank him very much. He said he would continue representing Edinburg.

Mayor Ramiro Garza, Jr. said the proclamation does say, mayor, but the council and the community is behind him so the proclamation comes on behalf of the community, himself and the council. The mayor recognized Mr. Diaz's efforts and wished him continued success, in all he does.

Mayor Ramiro Garza, Jr. stated he was made aware that Fabian's father, Coach Rene Diaz, was just recently named the 2023 USA Boxing Hall of Fame Coach of the Year. As a family recognition Coach Diaz was recognized with a certificate on behalf of the council.

Coach Rene Diaz thanked all the council and said they were here to stay and, represent the City of Edinburg. This was just the beginning there was more and more to come. He stated he is a coach at his boxing gym in Edinburg. He coaches a national team that will be making noise. He also stated in October Fabian Diaz, will be fighting on Showtime. Therefore, they will continue to represent the City of Edinburg, and make it blossom and bloom.

Mayor Ramiro Garza, Jr. stated he wanted to give a shout out to Brandon Hernandez who has always been a supporter of theirs. He was actually the one that first notified him when Fabian won. The Mayor thanked Brandon, for all he does and all the support.

B. Presentation of the Employee of the Month Award Recipients for the Month of June and July 2023. [Belinda Torres, Director of Human Resources/Civil Service]

Belinda Torres, Director of Human Resources/Civil Service presented Mr. Leonardo Varela as the employee of the month for the month of June. Mr. Varela is a groundskeeper at the World Birding Center Parks and Recreation Department he has been with the city since October of 2020.

Javier Garza, Director of Parks and Recreation stated he would like to recognize Leo Varela for all the work he does for the City of Edinburg, he said they really appreciate all his hard work. Mr. Garza stated Mr. Varela is a good worker, he said when people visit the birding center they always compliment his work.

Mayor Ramiro Garza, Jr. thanked Mr. Varela for all his work and dedication and stated the council, and management get the praises on a job well done but it is employees like Mr. Varela that do all they can to better the city and they are the ones who deserve the recognition. Mayor Ramiro Garza, Jr. congratulated Mr. Varela thanking him for a well-deserved recognition and expressed that he will continue with the city for many years.

Mr. Leonardo Varela thanked everyone for the recognition.

Belinda Torres, Director of Human Resources/Civil Service presented Ernesto Guevara Jr. as the employee of the month for the month of July. He is the events coordinator with the library department; and has been with the city since 2014.

Letty Leija, Director of Library and Cultural Arts stated it was her pleasure to be present as they announced the July employee of the month, Mr. Ernesto Guevara, or as we know him Ernie. Ernie has been with the library since he was in middle school; he was one of those after school students that would come after school, both him and his brother, would be there at the library. She said she thinks he fell in love with the library that he decided then to apply for a part time job and then became a full timer. Now he is the events coordinator doing a wonderful job doing planning all the logistics for the festivals and events. The UFO Festival was such a success because of his planning, logistics and of course dealing with the vendors as well. Ms. Leija said they were very excited to be here with him and she was very thankful for the recognition from the city.

Magdiel Castle, Assistant Director of Library stated they were very proud to have the opportunity to have an employee like Ernie as part of the city. He said this past Friday and Saturday for the UFO Festival he stayed until three in the morning to ensure that everything was put away. He is the first one to come in, and the last one to go out. Mr. Castle stated they were very fortunate to have somebody like Ernie on their team.

Ernesto Guevara, Arts Coordinator stated it was an honor to get this award from the city, and it has been a privilege to serve the city and the community.

Mayor Ramiro Garza, Jr. thanked Mr. Guevara for all the work he does. All of the council have seen him in action at all of the events and festivals and they really appreciate all that he does. This past festival was well attended and the council gets nothing but positive comments. He always tells them, thank the staff that is out there they are the ones that help put everything together. Mayor Ramiro Garza, Jr. said they get a lot of positive feedback for the work that they all do, it does not go unnoticed. He thanked and congratulated Mr. Guevara.

6. PUBLIC COMMENTS

Javier Garza, Director of Parks and Recreation: Mr. Garza was present to invite the council and the public to a Venders Market, Saturday. He stated they have 60 vendors signed up, spots sold out quick. Mr. Garza said they have 30 collector's selling collectibles, vendors selling sports memorabilia, toys and a lot of other stuff. He stated there would also be about 30 vendors, the pop up kind of markets. They have clothes and designer stuff, and it is going to be a good event. For the first time they do this the event will be at ten in the morning and run until 4:00 p.m. at the Parks and Recreation Gym located at 315 Mark Pena Drive. Mr. Garza stated the snack bar would be open so the people could shop enjoy a snack and have a great time.

Mr. Javier Garza stated he would also like to invite everyone next Thursday at same location, to the boxing gym. They are going to have a media workout with the Vargas brothers on August 24, 2023 at noon. The public is invited there is limited space for spectators, but there will be an area to take pictures with them. Mr. Garza stated they got the specifics today and he will send information to the City Secretary and the City Manager so that all the details can be forwarded to Mayor and council. Mr. Garza stated they are excited for this event and more to come.

Fern McClaugherty: Ms. McClaugherty expressed appreciation to the men and women who serve in the police and fire departments. She stated these individuals go to work each day to ensure each one of them and their families are safe. It is an extremely important job and there are a number of examples of what can happen if things go wrong, again she thanked them for their service. Ms. McClaugherty said the high level of visibility provided by officers is appreciated. The presence of officers in our community prevents crime.

Ms. McClaugherty stated they were about halfway through interviewing council members she said all councilmembers should participate because it gives them an opportunity to explain their actions and the councilmember can ask them questions too. She said they want the council to understand that because the Owls attend city, county, and school board meetings they have a good idea of what and why each of the councilmembers vote a certain way and sometimes is not the best for the people. Ms. McClaugherty stated there are 30% of the city and 40% of the county population living in poverty, therefore the council should reduce spending and think about the people then represent. She said the city has spent \$120,000 to lobby representatives in Austin. These representatives live here in Hidalgo County, if you want them to support

priorities, have a meeting at city hall before the Legislation starts. One of the city's priorities is to find ways of reducing property taxes, all the need to do is reduce the tax rate. Ms. McClaugherty stated as the council they need understand that they are responsible for the actions of the previous councils, and if they are not agreeing with those, then change them. She said how does allowing gambling improve the community when 30% live in Poverty. If they allow these gambling places, the police department is going to be taken away from being the need of the public, the homes and the children because they will be patrolling the gambling areas. Ms. McClaugherty said the city does not need anything like this, especially when the city could not be a Sanctuary city.

Tania Chavez, Executive Director for La Union del Pueblo Entero Lupe and Lupe

Votes: Ms. Chavez was present with members of Colonia Del Pueblo Entero along with Ground Game Texas, who in January of 2022 started collecting signatures to ask the city to honor a \$15 dollar an hour, living wage for all employees of the city. The signatures were subsequently turned in to the city secretary but they were refused. Ms. Chavez stated that was against their constitutional right to petition by signatures therefore, they took the matter to court in March of 2023. The court ruled in their favor and they were there to ask the council to recognize the people's right in the next city council meeting, to have the signature introduced and recognized. Ms. Chavez said according to studies the living wage for the City of Edinburg is about \$14.98 and they want to make sure that every employee of the city is provided with a living wage. She stated she lives in Edinburg and in the past 14 years; she has been pleased with the services city staff has rendered. They represent a nonprofit organization many of them were standing with her representing the community that services and supports the City of Edinburg. As mandated by a federal judge they are asking that their constitutional right to petition be granted and that the signatures be presented to city council to be recognized. They believe that the constitutional rights of the community are being violated.

Joaquin Garcia: Mr. Garcia was present to advocate for a significant and impactful change that has the potential to transform the lives of countless individuals in the community. He urged the council to support the implementation of a \$15.00 an hour minimum wage for city employees. Mr. Garcia said Edinburg is a vibrant and diverse place, rich with culture and opportunity. However, it is essential that this prosperity be shared equitably among city employees. A \$15 minimum wage is not just a number it represents a commitment to ensuring that the city can earn a wage that allows them to provide for themselves and their families with dignity and security. In fact, like Ms. Chavez mentioned, a person living in Edinburg should be earning around \$14.98 an hour and if someone has dependents, that number is even greater than \$15.00 an hour. Today, too many hardworking individuals struggle to make ends meet, even as they work tirelessly to contribute to the growth of the city's economy. Mr. Garcia stated they cannot ignore the reality that the current minimum wage often falls short of providing a decent standard of living. He said people should not have to choose between paying the rent, putting food on their table or seeking medical care. By implementing a \$15.00 an hour minimum wage, you are taking a step towards addressing income inequality and creating a fairer society. It is not just about economic justice, it is about recognizing the

value of every worker and the right to a living wage. Mr. Garcia stated this change will not only raise those currently earning lower wages, but it will also stimulate local spending and economic growth. When people have more money in their pockets, they spend it on goods and services within the city, driving business and boosting our local economy. In addition, higher wages lead to greater employee satisfaction, reduced turnover and improved productivity. Mr. Garcia urges each member of the council to consider the ethical and economic implications of this decision. Stating they have the power to make a real difference in the lives of our constituents, to uplift struggling families and to promote a more just and inclusive society, by adopting a \$15 minimum wage, you will send a powerful message that the City of Edinburg values its workforce.

Karen Salazar: Ms. Salazar stated she was one of the people who collected signatures and spoke with voters on the issue. Ms. Salazar thanked Ground Game Texas and Lupe Votes for supporting this campaign and defending the will of the people. Ms. Salazar was born and raised in Edinburg, Texas she has seen how much the city has grown and improved. She said she found this campaign while working a retail job in Edinburg, and she was excited that such a campaign was taking place in her hometown. At first, she saw the campaign as an opportunity for the City of Edinburg to lead the way towards a future where workers are paid fairly for their labor. She volunteered to raise signatures after a couple of weeks, she realized the campaign meant a lot more to her. Ms. Salazar said as she spoke with voters in the community, she learned that many people did not vote because they thought it would not make a difference. Ms. Salazar stated this campaign is about listening to the concerns of the community; people want a government that listens, and address the list of grievances. Ms. Salazar said she helped collect signatures, spoke with voters, and she was present when these signatures were turned in over a year ago, and still they have not been counted despite the court order. The petition seeks to raise the minimum wage for workers of the City of Edinburg but more importantly, this petition sets a precedent for the City of Edinburg, the people have spoken why has the council not acted?

Donavuan Salazar: Mr. Salazar, was advocating the signatures of the petition that they worked so hard for. He was a volunteer for the Ground Game collecting, helping collect signatures for the petition to increase the minimum wage for city workers. Mr. Salazar stated he felt the City of Edinburg has failed to listen to the voices of the people. He said he was out there a long time in the heat walking around and talking to the people. He heard their stories like one man having to pay out of pocket for medical bills because his medicaid expired or another one who had to pay \$302 out of pocket because got the COVID that turned into pneumonia. Mr. Salazar stated he felt like setting a precedent of \$15 an hour would be a way for the citizens of Edinburg to raise their quality of life and higher living standards. People would not be so worried about getting sick or an out of the normal bill that could ruin their monthly spending because many people live paycheck to paycheck here. He said he has lived in Edinburg for two years, but has seen a lot in that time and ignoring the citizens, your constituents is not what you signed up for.

Sylvia Mejia: Ms. Mejia along with Diana and Laura were present to introduce their

ministry Globe, a global Christian organization she stated they were in over 170 nations worldwide including the United States. Ms. Mejia stated a Globe consists of men and women who present biblical principles as solutions to the challenging times that we are facing. Spirit born and spirit led for over 55 years she said a Globe has local groups called lighthouses, and they have a lighthouse in English and Spanish and their dream is to have one in every city in America. Ms. Mejia stated they were in the Edinburg Globe city community lighthouse and they were not asking for anything or complaining about anything. They just want you the council to know that they are a ministry that prays for the council, that they believe in the council, they ask for wisdom for Godly wisdom and everything the council does for City of Edinburg. They pray for the council's protection every day. They would like the council to know they are a force to be reckoned with spiritually, the council is not alone, and they support what the council does for the betterment of the City of Edinburg, Texas. Ms. Mejia handed out some brochures for more information and some business cards, and stated if any of one wants to reach out if anybody needs prayer and they can go on the website: glow.org. She said God bless you and thanked the council for their time.

Kimberly Quintanilla: Ms. Quintanilla, a huddle coach and teacher at Edinburg North High School was present to invite everyone on behalf of Edinburg North High School FCA chapter and First Baptist of Edinburg to a Fifth Quarter next week on Friday after the game. She said they were having a dodgeball tournament where students can have clean fun after the game, where they are safe, and under supervision. Ms. Quintanilla said pizza and drinks will be provided, she said they are trying to promote FCA for fellowship, for prayer, for a movement of God within the schools. Ms. Quintanilla thanked Mr. Garza, Director of Parks and Recreation for opening the Parks and Recreation gyms to hold the event Friday after the game from 9:30 p.m. to 11:30 p.m. and thanked the mayor and council for their time.

Paul Ebrom: Mr. Ebrom stated the last time he spoke here, one of the things he brought up was notices to people that they lived outside of the 300ft radius, that they did not receive notification of zoning changes or other things being proposed. He said there was some discussion on it since that time, he has seen a number of placards posted on yards saying this property is being considered for rezoning and it gives a section number and things like that. He thanked the council for that and stated it's one thing to have a change going on that you do not know anything about and as a citizen, do not do anything about it because you did not know about it. But it is another thing when the city takes every effort to post it and we pass by that site every day and have questions, we now know who to call or follow up with and we do not, then the on the individual. Mr. Ebrom thanked the Planning and Zoning Department staff, Jaime and his staff for that, they put some work into that additional city staff time and some additional city cost, but that is a minor cost when you think about informing of the public so that they can make better decisions. He said he became aware of this because a property that is within a half mile from his house has one of those placards on the front yard. He would have never known that was being considered for rezoning from residential to commercial but when he passed by, he saw the number and he looked it up and was able to get informed. He thanked the council and staff for listening and for

reacting, hopefully it is not an experiment or a short-term experiment; hopefully it is something that will continue thank you for your transparency.

7. PUBLIC HEARINGS-SPECIAL ITEMS

- A. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Suburban (RS) District to Residential, Primary (RP) District, Being 3.03 Acres of Land, More or Less, out of Lot 8, Section 244, Texas-Mexican Railway Company's Survey Subdivision, Located at 711 East Rogers Road, as Requested by Alma Tijerina on Behalf of Miguel Farias. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments.

Juan Lopez was present representing Alma and Pedro Tejerina who would like to purchase this property to develop it as a single-family private gated subdivision. The rezoning considered only allow for single family with a minimum of 5000 sq. foot lots and that complies with the city's rules. Traffic was a concern but after observing the traffic for a couple of day and different times of the day, it is the typical amount of traffic for a school zone.

Alberto Lasso, stated apartment traffic is not a typical morning and afternoon it is all day traffic.

Fern McClaughtery stated there is talk of 5000 sq. foot lots and a private road, who will be maintaining that street? Will they be coming back for a variance so the taxpayers end up paying to maintain it?

There being no further comments, Mayor Ramiro Garza, Jr. declared the hearing closed.

MOTION: Councilmember Jason De Leon to Approve an Ordinance Providing for the Rezoning Request from Residential, Suburban (RS) District to Residential, Primary (RP) District, Being 3.03 Acres of Land, More or Less, out of Lot 8, Section 244, Texas-Mexican Railway Company's Survey Subdivision, Located at 711 East Rogers Road, as Requested by Alma Tijerina on Behalf of Miguel Farias.

SECOND: Councilmember Johnny Garcia

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the Council's questions.

Omar Ochoa, City Attorney stated the protest petition is included in the packet. It was part of a letter that the city received in response to the notices that were sent out for the most recent application. That petition was signed in relation to the prior application, but in an abundance of caution on review, the protest petition broadly states that it protests any rezoning of this property. The petition had 19 signatures so it is 33% triggering the supermajority.

Mayor Ramiro Garza, Jr. stated let it be very clear, the petition was against apartments; therefore, when we say there is a petition, there is a petition that the residents were against the apartments, so this is not a petition against what is being proposed for single a family designation.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- B. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Residential, Multifamily (RM) District, Tract 26, Amigo Park (unrecorded), Being 0.49 Acres out of Lot 8, Block 4, John Closner et al. Subdivision, Located at 1519 Thompson Road, as Requested by Mike Garcia. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:18 p.m.

Albert Lasso, stated he was against the proposed rezoning stating the lots were very thin. Mr. Lasso said the amount of time allowed to submit the form to the Planning and Zoning Department is too close to the date the letter is received.

Bobby Sierra stated he was against the proposed rezoning stating the lots were too thin making it difficult for emergency vehicles to turn. If the council approves this will they assure a better emergency response time. Mr. Sierra stated there are many neighbors that are opposed to this rezoning proposal.

There being no further comments, Mayor Ramiro Garza, Jr. declared the hearing closed.

MOTION: Councilmember Johnny Garcia to Deny the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Residential, Multifamily (RM) District, Tract 26, Amigo Park (unrecorded), Being 0.49 Acres out of Lot 8, Block 4, John Closner et al. Subdivision, Located at 1519 Thompson Road, as Requested by Mike Garcia.

SECOND: Mayor Pro Tem David White

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Deny carried.

- C. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Urban (RU) and Townhome District to Commercial, General (CG) District, 4.744 acres out of Lot 25, East Retama Subdivision, located at 1301 West Monte Cristo Road, as requested by Melden & Hunt, Inc. on behalf of BS Management, LLC. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:26 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed at 7:26 p.m.

MOTION: Mayor Pro Tem David White to Approve the Ordinance Providing for the Rezoning Request from Residential, Urban (RU) and Townhome District to Commercial, General (CG) District, 4.744 acres out of Lot 25, East Retama Subdivision, located at 1301 West Monte Cristo Road, as requested by Melden & Hunt, Inc. on behalf of BS Management, LLC.

SECOND: Councilmember Johnny Garcia

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- D. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Commercial, Neighborhood (CN) District, Lot 12, Merrill Subdivision, located at 3107 East Monte Cristo Road, as requested by Pablo Soto, Jr. on behalf of Silvia Orduno. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:27 p.m.

Sylvia Orduno stated the rezoning request is for a proposed commercial plaza for office spaces.

There being no further comments, Mayor Ramiro Garza, Jr. declared the hearing closed.

MOTION: Councilmember Johnny Garcia to Approve

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- E. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Commercial, General (CG) District to Residential, Urban (RU) and Townhome District, being the east 5.000 acre tract of land out of Lot 15, Block 37, Santa Cruz Gardens Unit No. 2 Subdivision, located at 905 East Davis Road, as requested by Abakwa Partners LLC. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:29 p.m.

Juan Lopez stated this is a five-acre tract of land, had been intended for an apartment complex but the proposal has changed to a single-family residential subdivision. The rezoning being requested would align with the rest of the surrounding area (auto urban). The location is ideal for a small subdivision with its close proximity to an elementary, fire and police substation. Mr. Lopez said the subdivision will contribute to the city’s economy, improvements to Davis Road and to the city’s park system.

There being no further comments, Mayor Ramiro Garza, Jr. declared the hearing closed.

MOTION: Councilmember Jason De Leon to Approve the Ordinance Providing for the Rezoning Request from Commercial, General (CG) District to Residential, Urban (RU) and Townhome District, being the east 5.000 acre tract of land out of Lot 15, Block 37, Santa Cruz Gardens Unit No. 2 Subdivision, located at 905 East Davis Road, as requested by Abakwa Partners LLC.

SECOND: Councilmember Johnny Garcia

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed

Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

8. AWARDING OF BID

- A. Consider Awarding RFP No. 2023-015, Utility Rate and Connection Fee Study, to Willdan Financial Services in the Amount Not to Exceed \$38,920.00, and Authorize the City Manager to Execute Any Documents Related Thereto. [Gerardo Carmona Jr., P.E., Director of Utilities]

MOTION: Mayor Pro Tem David White to Approve Awarding RFP No. 2023-015, Utility Rate and Connection Fee Study, to Willdan Financial Services in the Amount Not to Exceed \$38,920.00, and Authorize the City Manager to Execute Any Documents Related Thereto.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

9. CONTRACTUALS

- A. Consider Authorizing the City Manager to Enter Into an Agreement Between the City of Edinburg and RICOH for DocuWare Cloud Professional Document Management System and Execute All Documents Related Thereto. [Belinda Torres, Director of Human Resources/Civil Service]

MOTION: Mayor Pro Tem David White to Approve Authorizing the City Manager to Enter Into an Agreement Between the City of Edinburg and RICOH for DocuWare

Cloud Professional Document Management System and Execute All Documents Related Thereto.

SECOND: Councilmember Jason De Leon

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- B. Consider Authorizing the City Manager to Enter Into an Agreement Between the City of Edinburg and Proscreening and Execute All Documents Related Thereto. [Belinda Torres, Director of Human Resources/Civil Service]**

MOTION: Mayor Pro Tem David White to Approve Authorizing the City Manager to Enter Into an Agreement Between the City of Edinburg and Proscreening and Execute All Documents Related Thereto.

SECOND: Councilmember Daniel “Dan” Daiz

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

10. RESOLUTIONS

- A. Consider Resolution Creating a Charter Review Committee. [Clarice Y. Balderas, City Secretary]**

MOTION: Councilmember Johnny Garcia to Approve a Resolution Creating a Charter Review Committee.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. stated he would like to have each member of council appoint a

member to this committee; therefore, he would like an item on upcoming City Council Meeting for the appointments.

There was discussion, Myra L. Ayala, City Manager addressed the Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

B. Consider Resolution in Support of the Rio Grande Valley Partnership 'One Region One Voice' Initiative and the Compact of the Alliance of the Rio Grande Valley Region of Texas. [Clarice Y. Balderas, City Secretary]

Mayor Ramiro Garza, Jr. stated on Thursday, August 17, 2023 at 10:00 a.m. there would be a summit at the Bert Ogden Arena to consider the resolution the Governor of Texas will attend as a witness to this agreement. The resolution is so important because it brings the entire Rio Grande Valley region all 47 cities will be there to consider and sign this initiative to promote the valley as One Region, One Voice

MOTION: Mayor Pro Tem David White to Approve a Resolution in Support of the Rio Grande Valley Partnership 'One Region One Voice' Initiative and the Compact of the Alliance of the Rio Grande Valley Region of Texas.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

C. Consider Resolution Authorizing the City Manager to Submit a Grant Application to the U.S. Department of Justice, Under the Fiscal Year 2023 Edward Byrne Memorial Justice Assistance Grant Program, and Execute Grant Documents Relating Thereto. [Jaime Ayala, Chief of Police]

MOTION: Councilmember Jason De Leon to Approve a Resolution Authorizing the

City Manager to Submit a Grant Application to the U.S. Department of Justice, Under the Fiscal Year 2023 Edward Byrne Memorial Justice Assistance Grant Program, and Execute Grant Documents Relating Thereto.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

D. Consider Resolution Amending the Fiscal Year 2021-2022 Capital Lease Program Schedules and Capital Equipment Lists. [Tomas Reyna, Assistant City Manager]

MOTION: Councilmember Daniel “Dan” Diaz to Approve a Resolution Amending the Fiscal Year 2021-2022 Capital Lease Program Schedules and Capital Equipment Lists.

SECOND: Councilmember Johnny Garcia

Fern McClaugherty would like to know what these funds will be used for and what can they not be used on.

Nelda Ramirez, Assistant City Manager stated the item is an amendment to the Capital Lease Program that was originally approved back in December 2021, it was amended again in May of 2022. There were several items on the worksheets in the council’s packet that include the original budget amounts, the unit, and the proposed amended budget. They were for items that were already purchased that were previously approved by the council and the bank. The next column was expenditures, and those are all of the items that have already been paid and purchased. The encumbrance’s column were items that are listed on there that have purchase orders or contracts where they are uncovering those funds already. The last column was an available balance, with a list of request and amounts for items being requested by departments, for items that they need. Some of those items had been included in budget requests, but funds were not available, so they identified those in these Capital Lease Schedules. If the council would approve those requests, they are identified in the available balance column. There is an item at the bottom of each schedule that has unallocated funding, that does not have any item, any kind of encumbrance, or purchase tied to it. If the council would like to review some of those amounts and suggest some expenditures to be allocated for those funds. Staff would work on getting those approved before bringing them back for formal approval.

Mayor Ramiro Garza, Jr. stated the budget was originally approved back on December 7, 2021 and what was being proposed under the column proposed amendment was what staff was asking the council to consider for approval. Mayor Garza said the expenditure column obviously has already been spent. The encumbrance meaning it has not been spent but it is already gear marked and allocated for a particular use. The available balance, the items those funds had been allocated for have already been purchased and the funds listed are available. Mayor Ramiro Garza, Jr. stated the general fund schedule 004 said 8-10 years. He asked what process was used because there were items that were removed. He asked if the funds for the items stay in the same fund or if they were allocated to a different fund. He said there are two large amount items removed from the general fund but the balance does not reflect the general fund balance it moved to the unallocated. He asked where the funds went.

Nelda Ramirez, Assistant City Manager stated most of those funds went into the unallocated fund and the difference went to items that had already been spent and were over budget and needed the additional funding.

Mayor Ramiro Garza, Jr. asked being that it is part of the capital lease program does it allow for some other items from utility and solid waste funds.

Nelda Ramirez, Assistant City Manager stated the bank divides the capital lease funds by a schedule by the year, schedule four is anything between 8-10 years, funds are allowed to be moved as long as the item has a prior approval from the bank and the city council.

There was discussion, Myra L. Ayala, City Manager addressed the Council's questions.

Mayor Ramiro Garza, Jr. stated the council has not been presented with a detailed proposed budget and he would like to hold off on any allocations until the reviewed a detailed proposed budget for every department.

Mayor Pro Tem David White stated when the council approves something they are under the impression it is done and paid for but looking at the proposed amendment he can see that the council is not being made aware when an allocation is removed and it had already been approved by council.

Councilmember Daniel "Dan" Diaz withdrew his motion.

MOTION: Mayor Pro Tem David White to Table item.

SECOND: Councilmember Daniel "Dan" Diaz

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Table carried.

11. BUDGET

A. Consider Approving Fiscal Year 2022-2023 Budget Transfers for the Following: [Ascencion Alonzo, Director of Finance]

City Manager's Office

1. General Fund: FROM Membership Dues & Subscriptions; and Office Furniture TO Other; and Office Hardware & Related Software-IT, in the amount of \$4,500. [Tom Reyna, Assistant City Manager]

Information Technology

1. General Fund: FROM Professional Services TO Office Hardware & Related Software-IT, in the amount of \$15,500. [Daniel Vera, Director of Information Technology]

Library and Cultural Arts

1. General Fund: FROM Office Maintenance & Contractuals-IT; Communications; and Office Hardware & Related Software-IT TO Office Supplies; and Food, in the Amount of \$26,000. [Leticia Leija, Director of Library & Cultural Arts]
2. General Fund: FROM Office Maintenance & Contractuals; Communications; Rents & Contractuals; Professional Services; and Office Hardware & Related Software-IT TO Building & Structures; Office Supplies; and Food, in the Amount of \$32,520. [Leticia Leija, Director of Library & Cultural Arts]

Los Lagos

1. Los Lagos Golf Club Fund: FROM Professional Services TO Purchases for Resale; and Purchases for Resale Restaurant, in the Amount of \$60,000. [Javier Garza, Director of Parks & Recreation]
2. Los Lagos Golf Club Fund: FROM Chemicals-Medical & Lab TO Machines & Equipment; Other; Membership Dues & Subscriptions; Communications Service Agreements; and Motor Vehicle Fuel, in the Amount of \$16,275. [Javier Garza, Director of Parks & Recreation]

Parks and Recreation

1. General Fund: FROM Swimming Pool Maintenance; and Printing TO Chemicals-Medical Lab; and Office Furniture, in the amount of \$6,300. [Javier Garza, Director of Parks & Recreation]

Public Works

1. General Fund: FROM Drainage Facilities TO Motor Vehicles-Maintenance, in the amount of \$5,000. [Vincent Romero, Director of Public Works]

Utilities

1. Utility Fund: FROM Other TO Motor Vehicles-Maintenance; and Motor Vehicles-Supplies, in the Amount of \$10,000. [Gerardo Carmona, Director of Utilities]
2. Utility Fund: FROM Professional Services TO Machines & Equipment- Supplies, in the Amount of \$50,000. [Gerardo Carmona, Director of Utilities]

Solid Waste Management

1. Solid Waste Management Fund: FROM Motor Vehicle Fuel TO Motor Vehicles-Maintenance, in the Amount of \$50,000. [Ramiro Gomez, Director of Solid Waste Management]
2. Solid Waste Management Fund: FROM Communications- Supplies TO Communications Service Agreements, in the Amount of \$40,000. [Ramiro Gomez, Director of Solid Waste Management]
3. Solid Waste Management Fund: FROM Other TO Motor Vehicles- Supplies, in the Amount of \$50,000. [Ramiro Gomez, Director of Solid Waste Management]

MOTION: Mayor Pro Tem David White to Approve Fiscal Year 2022-2023 Budget Transfers.

SECOND: Councilmember Daniel “Dan” Diaz

There was discussion, Ascencion Alonzo, Director of Finance addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

12. CONSENT AGENDA

- A. Consider Authorizing the Disposition of Approximately 21 Cubic Feet (Boxes of Letter Size Records) of Non-Vital City Records in Accordance with City’s Records Management Program and the Texas State Library and Archives Commission Local Records Retention Schedules. [Clarice Y. Balderas, City Secretary]

MOTION: Mayor Pro Tem David White to Approve Authorizing the Disposition of Approximately 21 Cubic Feet (Boxes of Letter Size Records) of Non-Vital City Records in Accordance with City’s Records Management Program and the Texas State Library and Archives Commission Local Records Retention Schedules.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel

“Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- B. Consider Approving the City Council Minutes for the following: 2023 Regular Meetings: July 06 and July 18. [Clarice Y. Balderas, City Secretary]**

MOTION: Mayor Pro Tem David White to Approve the City Council Minutes for the following: 2023 Regular Meetings: July 06 and July 18.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- C. Consider Authorizing the City Manager to Enter into a Waterline Access Agreement with North Alamo Water Supply Corporation (NAWSC) to Provide Fire Protection Services to Curve Crossing Subdivision, Cesar Village Subdivision and Golden Acres Subdivision. [Gerardo Carmona, Jr, P.E., Director of Utilities]**

MOTION: Mayor Pro Tem David White to Approve Authorizing the City Manager to Enter into a Waterline Access Agreement with North Alamo Water Supply Corporation (NAWSC) to Provide Fire Protection Services to Curve Crossing Subdivision, Cesar Village Subdivision and Golden Acres Subdivision.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

13. OTHER BUSINESS

A. Future Items Requested by City Council. [Myra L. Ayala, City Manager]

1. Councilmember Daniel “Dan” Diaz would like a discussion with the school district on the traffic in the school zones.
2. Councilmember Daniel “Dan” Diaz would like a discussion about sign sponsorship where if allowed the revenues would go to the city’s parks.
3. Councilmember Johnny Garcia would like a discussion the restriping of intersections and bike lanes.

Tom Reyna, Assistant City Manager stated staff had already reached out with different proposals to the county, but have yet to hear back from them.

Mayor Ramiro Garza, Jr. requested that this be added on the next meeting’s agenda.

14. EXECUTIVE SESSION

MOTION: Councilmember Johnny Garcia to Convene Into Executive Session.

SECOND: Councilmember Daniel “Dan” Diaz

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr, Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

Mayor Ramiro Garza, Jr. convened into Executive Session at 8:16 p.m.

OPEN SESSION

MOTION: Councilmember Johnny Garcia to Reconvene Into Open Session.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

Mayor Ramiro Garza, Jr. Reconvened into Open Session at 10:47 p.m. and stated no action was taken in Executive Session.

- A. Consultation with City Attorney and Possible Action Regarding Economic Development Agreement with Red Rock Real Estate Development Group. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
No Action
- B. Consultation with City Attorney and Possible Action Regarding Economic Development Agreement with Burns Brothers, Ltd. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
No Action
- C. Consultation with City Attorney and Possible Action Regarding Agreement with Palm Valley Animal Society. (§551.071. Consultation with Attorney; Closed Meeting)
No Action
- D. Discussion Regarding Potential Litigation with Texas Cordia Construction, LLC. (§551.071. Consultation with Attorney; Closed Meeting.)

MOTION: Councilmember Johnny Garcia to Approve Authorizing the City Manager to Enter into a Settlement Agreement with Texas Cordia Construction LLC. On the terms discussed in Executive Session.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

No Action

- E. Legal Consultation with City Attorney. (§551.071. Consultation with Attorney; Closed Meeting.)
No Action

15. ADJOURNMENT

MOTION: Councilmember Johnny Garcia to Adjourn the meeting.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

Mayor Ramiro Garza, Jr. Adjourned the meeting at 10:50 p.m.

CITY OF EDINBURG

Ramiro Garza, Jr., Mayor

ATTEST:

Clarice Y. Balderas, City Secretary

City Council Approval: _____



MINUTES OF THE EDINBURG CITY COUNCIL REGULAR MEETING

CITY OF EDINBURG, HIDALGO COUNTY, TEXAS

Location: Edinburg City Hall-Council Chambers

415 West University Dr.

Edinburg, Texas 78541

SEPTEMBER 05, 2023

6:00 PM

Mayor Ramiro Garza, Jr. called the meeting to order at 6:00 p.m.

PRESENT:

Ramiro Garza, Jr.	Mayor
David White	Mayor Pro Tem
Daniel “Dan” Diaz	Councilmember Place 1
Jason De Leon	Councilmember Place 2
Johnny Garcia	Councilmember Place 3
Myra L. Ayala	City Manager
Clarice Y. Balderas	City Secretary
Omar Ochoa	City Attorney

ABSENT: None

1. CALL TO ORDER, ESTABLISH QUORUM

A. Prayer by Reverend Pedro “Pete” Hernandez, Sacrad Heart Catholic Church.

B. Pledge of Allegiance by Mayor Ramiro Garza, Jr.

2. CERTIFICATION OF PUBLIC NOTICE

Mayor Ramiro Garza, Jr. verified the City Secretary’s posting of the City Council meeting and its compliance as required by the Texas Open Meetings Act. The notice was posted on September 01, 2023 at 6:45 p.m.

3. DISCLOSURE OF CONFLICT OF INTEREST

City Attorney Omar Ochoa stated under State Law a conflict of interest exists if a Councilmember or a certain member of that Councilmember’s family has a qualifying financial interest in any agenda item. Members with a conflict of interest cannot participate in the discussion nor vote on that agenda item.

City Attorney Omar Ochoa asked Mayor Pro Tem and Councilmembers if there were any known conflict of interest to disclose at that time.

Councilmember Jason De Leon stated there is a zoning request and he owns property in the area.

Omar Ochoa, City Attorney stated it is a rezoning request that will have no specific impact on your property therefore there is no conflict of interests and you are okay to vote, on that item.

Mayor Ramiro Garza, Jr. asked Councilmember Jason De Leon if he chose to abstain when the item was presented, he could.

There were no conflict of interests presented.

4. PROCLAMATIONS/RECOGNITIONS

A. Recognizing September 15, 2023 National Prisoner of War (POW)/Missing in Action (MIA) Day. [Clarice Y. Balderas, City Secretary]

Mayor Ramiro Garza, Jr. stated the department of defense agency continues to search for the missing, fulfilling the nation's promise to leave no service member behind, although, not, here their sacrifice is not forgotten. The Edinburg City Council would like to remember and honor those Americans who were prisoners of war and those who served and never returned home.

Members of the America's Last Patrol Post #3 stated they are located locally to help veterans in whatever way they can from guiding them to get their benefits to home repairs. They invite any veterans that would like to join, to help their fellow veterans.

Mayor Ramiro Garza, Jr. recognized Mr. Ibarra a Purple Heart recipient and thanked him for advocating that the City of Edinburg be recognized as a Purple Heart City. Mayor Garza stated the council and the City of Edinburg would continue to recognize and pay tribute to all service members for what they have done for our country.

Councilmember Daniel "Dan" Diaz, thanked the members of the America's Last Patrol Post #3 and stated groups like these were created to remember those lost, and those that have not been found. He stated in Washington there is a tomb for an unknown soldier that until about 5 years ago with new technology, that soldier was identified and is no longer known as the tomb of the unknown soldier.

Mr. Ibarra thanked the Council for all the work they do for the City of Edinburg and the residents, for the recognition of the Purple Heart recipients. Mr. Ibarra gave glory to God for it was through His grace that saved his life numerous times. Mr. Ibarra stated tonight it is about honoring the POW/MIA and their families, who cannot get closure for what happened to those that, are missing, not knowing if they died, and if they suffered. The POW/MIA Flag represents our Nation's statement that they will not be forgotten. Mr. Ibarra asked for a moment a silence in honor of the brave soldiers that were lost or imprisoned. Mr. Ibarra thanked God for the opportunity to be present to honor all those that are not here.

B. Presentation of Proclamation Recognizing September 2023 as Prostate Cancer

Awareness Month. [Clarice Y. Balderas, City Secretary]
Mayor Ramiro Garza, Jr. read the proclamation aloud.

Clara Chapa, Community Outreach Coordinator with DHR health; Carla Garcia; Dr. Azenui Fru, Oncologist Hematologist; Dr. David Alonso, Urologist; Maricela Mendoza, Patient Navigator with DHR health; and Jesus Guerra, four-year prostate cancer survivor were present to receive the proclamation.

Dr. Azenui Fru stated they would like to shed light on prostate cancer. Prostate cancer affects the lives of so many men in the United States; prostate cancer is the second leading cause of death in American men behind lung cancer. One in eight men will be diagnosed with prostate cancer during their lifetime.

Dr. David Alonso stated by designating the month of September as Prostate Cancer Awareness Month DHR Health and the City of Edinburg are showing their commitment to raising awareness on the disease. The public should know the risks and talk to their health care providers about early detection and screening. Dr. Alonso thanked the council for their support and for helping DHR Health foster awareness of prostate cancer and of all those affected.

Mayor Pro Tem David White asked at what point should a person start screening for prostate cancer.

Dr. David Alonso stated men with an average risk are recommended they be checked between 50-69 years of age. Men with genetic predispositions or family history are at higher risk and are recommended they get screened 5-10 years before the age of the first diagnosed relative like a father or a brother. A continued blood test every one to two years is also recommended.

Dr. Azenui Fru stated an added risk of prostate cancer is a history of breast cancer. If you have multiple relatives with breast cancer that same genetic chain can cause prostate cancer, melanoma and pancreatic cancer. Individuals with this history must talk to their doctors whether or not they need to be screened. The two test currently being used for screening of prostate cancer are a blood test or a digital rectal exam. If one or both results are abnormal usually, patients are referred to a urologist to discuss continued surveillance or a biopsy.

5. PUBLIC COMMENTS

Roxanne Lerma, Director of Communications and Media: Ms. Lerma was present to thank everyone that joined the Walk with the Mayor event on Friday, September 1, 2023 to kick off the September Fitness Challenge. She stated it was a success with over one hundred people present including the District Attorney, just to get active with the mayor and the City of Edinburg. Ms. Lerma said this is part of “Move with the Mayor Challenge” in part of Spark America Fit City Movement. To get involved and help with this challenge download peopleonehealth app., pick your favorite activities like

gardening, walking, running, pickle ball or even a brief stroll around city hall, and log the activity and the minutes to help keep the City of Edinburg in first place.

Roy R. Garza: Mr. Garza stated Ebony Golf Course has been a big part of his life. It is important/vital to keep it going and make the improvements it needs. It is utilized for many events but golf is a lifetime sport that needs to be an investment. The green space needs to be kept, the improvements needed should be done for our kids, and the community; for a lifetime sport opportunity. Mr. Garza thanked the mayor and council for their time and support.

Bill Carlson, Friends of Ebony: Mr. Carlson stated Friends of Ebony are celebrating a momentous occasion in the City of Edinburg as a five-year master plan for Ebony Hills Golf Course is being considered. In 2013, the country club's 50 year old lease was coming to an end, and the Friends of Ebony organized and approached then Mayor Richard Garcia who convinced the city council to purchase the property and voted to keep the green space. Mr. Carlson thanked the mayor and council for their support and for the decision, they would be making on this item.

Heriberto Anaya: Mr. Anaya was present to follow-up on the improvements to Owassa Road. He stated the City of Pharr has started developing south of Owassa, which will require them to install a lift station. Mr. Anaya suggested the City of Edinburg collaborate with the City of Pharr so that everyone can benefit. He stated if a collaboration is not possible, his offer to donate a piece of his property for a lift station to service their needs was still open. He thanked the council for all they do.

Fern McClaugherty: Ms. McClaugherty stated the city needs to spend within a balanced revenue and not touch the savings because some day that may be the only resource they have. She said the city has given a million dollars to one developer, purchased a sports arena, sold bonds for the development of down town and a parking garage amongst other purchases all without the vote of the people. It is sad the elected officials will say that more money is needed to satisfy our commitment and continue the growth achieved while the poverty rate continues to increase. Ms. McClaugherty stated the council needs to lower the tax rate.

Dr. Sandy Magallan, Audiologist at UTRGV and Paulina Peña, Texas Hands and Voices: Dr. Magallan and Ms. Peña were present to make the community aware of the 2nd Annual Deaf and Hard of Hearing Awareness Walk to raise awareness of the local resources available to the deaf and hard of hearing population in the Rio Grande Valley. Ms. Peña stated often times families navigate difficult and lengthy processes to get hearing devices for their children or spouses. Dr. Magallan said they invited hearing aid dispensers, audiologist and other related sponsors to the event, in hopes to create a sense of community in the deaf and hard of hearing population. They will have social activities, and networking for vendors and nonprofit organizations whom have already committed to participate. The event flyer has a registration QR Code the event will take place on September 30, 2023 from 8:00 a.m. to noon at the Edinburg Municipal Park and everyone is invited.

Magdiel Castle, Assistant Director of Cultural Arts: Mr. Castle was present to invite the council and the community to the South Texas Film Festival for movies and they will be showcasing 55 to 60 films 47 of which will be attending the festival some from as far as Canada. The event will start Friday at the Food Truck Park showcasing El Mariachi by Robert Rodriguez and Where the Dead Go produced by Carlos Gallardo. Lou Diamond Philips will be present on Saturday at the celebrity panel at noon also present will be Jade Austin, stunt coordinator of the new Avatar Movie, John Caglione Jr. the makeup artist for the Joker and Michael Gregory who played the doctor on General Hospital. As part of the event, they will have two workshops ticked at \$15 and the ceremony tickets are now on sale. All the screenings will be free. Mr. Castle invited everyone to come out September 14-15, 2023 for some good family fun.

Maribel Velasquez, Municipal Court Administrator: Ms. Velasquez was present to inform the council and the community of the third Outreach Docket/Traveling Court on September 8, 2023 at the Dustin Sekula Memorial Library from 2:00 p.m. to 7:00 p.m. She encouraged those with outstanding citations either past due or warrants to take advantage of this program where they will be able to see the judge and make arrangements. Ms. Velasquez stated the Municipal Court has also extended the amnesty program until October 31, 2023.

Michelle Peña: Ms. Peña thanked the council for their commitment to Ebony Hills a 66-acre gem in the center of the city, and she was excited to hear more on the 5-year plan and presentation. Ms. Peña stated that having the benefit of a green space is a lifetime benefit for everyone. She said Ebony Hills was at its best when everyone was gathered there and she would like to see that in the upcoming phase there be an area for veterans, a space for healing.

6. PRESENTATION AND REPORT

A. Presentation and Possible Action Regarding the Ebony Hills Golf Course Master Plan Presented by ROFA Architects. [Tomas D. Reyna, Assistant City Manager]

Mayor Ramiro Garza, Jr. stated this was stated last year as part of the city's budget, a town hall meeting was hosted and as a community, it was decided that in order to do any improvements there should be a plan in place to focus on. Mayor Garza stated he like many people was looking forward to the final presentation. He thanked the staff, the community, and ROFA Architects for all the work and input.

Luis Figueroa, ROFA Architects presented schematics of five-year plan for Ebony Hills.

MOTION: Mayor Pro Tem David White to Approve the adoption of the Ebony Hills Golf Course Master Plan presented by ROFA Architects.

SECOND: Councilmember Daniel "Dan" Diaz

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the

Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

7. PUBLIC HEARINGS-SPECIAL ITEMS

- A. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Commercial, General (CG) District to Residential, Multifamily (RM) District, a 9.87 Acre Tract of Land out of Lot 7, Section 244, Texas-Mexican Railway Company's Survey, Located at 3100 North Closner Boulevard, as Requested by Mario Anaya, on Behalf of Bernardo G. Elizondo. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning and Zoning]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:21 p.m.

Arnold Garza was present to request that the council overturn the Planning and Zoning Commission's approval of the requested multifamily rezoning request. Mr. Garza read and stated he and many of his neighbors are opposed due to the increase of already congested traffic, safety, drainage concerns as the area already floods over populating will just make it that much flood prone, and disruption of a peaceful area.

There being no further comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:27 p.m.

MOTION: Councilmember Daniel "Dan" Diaz to Deny the Ordinance Providing for the Rezoning Request from Commercial, General (CG) District to Residential, Multifamily (RM) District, a 9.87 Acre Tract of Land out of Lot 7, Section 244, Texas-Mexican Railway Company's Survey, Located at 3100 North Closner Boulevard, as Requested by Mario Anaya, on Behalf of Bernardo G. Elizondo.

SECOND: Mayor Pro Tem David White

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Deny carried.

- B. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Suburban (RS) District to Residential, Primary (RP) District, the East 100 Feet of West 303 Feet of Lot 4, Twilight Park Subdivision, Located at 113 East Chapin Street, as Requested by Eliseo Garza, Jr. on Behalf of Aleida Salinas. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning and Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:35 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed at 7:36 p.m.

MOTION: Councilmember Johnny Garcia to Approve the Ordinance Providing for the Rezoning Request from Residential, Suburban (RS) District to Residential, Primary (RP) District, the East 100 Feet of West 303 Feet of Lot 4, Twilight Park Subdivision, Located at 113 East Chapin Street, as Requested by Eliseo Garza, Jr. on Behalf of Aleida Salinas.

SECOND: Councilmember Daniel “Dan” Diaz

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- C. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Suburban (RS) District to Commercial, General (CG) District, 3.03 Acres Out of a 6.01 Acre Tract of Land out of Lot 5, Section 243, Texas-Mexican Railway Company’s Survey, Located at 3101 North Interstate 69C, as Requested by Art Resendez on Behalf of Khit Property Management LLC. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:36 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed at 7:36 p.m.

MOTION: Councilmember Johnny Garcia to Approve the Ordinance Providing for the

Rezoning Request from Residential, Suburban (RS) District to Commercial, General (CG) District, 3.03 Acres Out of a 6.01 Acre Tract of Land out of Lot 5, Section 243, Texas-Mexican Railway Company's Survey, Located at 3101 North Interstate 69C, as Requested by Art Resendez on Behalf of Khit Property Management LLC.

SECOND: Councilmember Daniel "Dan" Diaz

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- D. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Downtown (DT) District, Lot 1-2, Block 237, Townsite Plat of Edinburg, Located at 600 East McIntyre Street, as Requested by Manuel L. Ruiz, Jr. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]
Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:36 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:37 p.m.

MOTION: Councilmember Johnny Garcia to Approve the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Downtown (DT) District, Lot 1-2, Block 237, Townsite Plat of Edinburg, Located at 600 East McIntyre Street, as Requested by Manuel L. Ruiz, Jr.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- E. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request

from Agriculture and Open Space (AO) District to Residential, Multifamily (RM) District, being a Tract of Land Being 6.439 Acres out of the South ½ of the of the North ½ of Lot 71, Kelly-Pharr Subdivision According to map thereof recorded in Volume 3, Pages 133 & 134, Located at 5502 South Sugar Road, as Requested by James E. Rose and Dalia Sierra on Behalf of Lana Sue Heina. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning and Zoning]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:37 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:38 p.m.

MOTION: Councilmember Johnny Garcia to Approve the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Residential, Multifamily (RM) District, being a Tract of Land Being 6.439 Acres out of the South ½ of the of the North ½ of Lot 71, Kelly-Pharr Subdivision According to map thereof recorded in Volume 3, Pages 133 & 134, Located at 5502 South Sugar Road, as Requested by James E. Rose and Dalia Sierra on Behalf of Lana Sue Heina.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- F. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Residential, Multifamily (RM) District, the North 114.0 Feet of Lot 1, Wood Subdivision, Located at 513 South 4th Avenue, as Requested by Elizabeth Pedraza on Behalf of Joseph Gonzalez. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning and Zoning]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:38 p.m.

Diane Teter stated she would like council to take into consideration the flooding, traffic congestion from UTRGV and consider a greenspace for walking and meditation before making a decision and to please consider all the factors.

Mr. Joseph Gonzalez stated they purchased this property to build something nice for UTRGV students. He said the best use for the property are apartments, as there are already apartments just south and even across the street caddy corner to this property.

They want to build something nice, clean and classy and they would be following all the requirements from the city.

There being no further comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:42 p.m..

MOTION: Mayor Pro Tem David White to Approve the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Residential, Multifamily (RM) District, the North 114.0 Feet of Lot 1, Wood Subdivision, Located at 513 South 4th Avenue, as Requested by Elizabeth Pedraza on Behalf of Joseph Gonzalez.

SECOND: Councilmember Johnny Garcia

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- G. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Commercial, Neighborhood (CN) District to Commercial General (CG) District, 5.125 Acres Out of Lot 1, Block 2, Steele & Pershing Subdivision, Located at 2900 South McColl Road, as Requested by Mario A. Reyna, P.E. on Behalf of Nico Holdings, LTD. (A 4/5 vote is required by the City Council to overtrun the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:43 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:44 p.m.

MOTION: Councilmember Daniel "Dan" Diaz to Approve the Ordinance Providing for the Rezoning Request from Commercial, Neighborhood (CN) District to Commercial General (CG) District, 5.125 Acres Out of Lot 1, Block 2, Steele & Pershing Subdivision, Located at 2900 South McColl Road, as Requested by Mario A. Reyna, P.E. on Behalf of Nico Holdings, LTD.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- H. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Residential, Multifamily (RM) District, 8.823 Acres out of Lot 5, Block 1, John Closner, Et Al. Subdivision, Proposed Garden Walk (formerly Estevis Estates) Subdivision, Located at 2301 East Wisconsin Road, as Requested by Melden & Hunt, Inc. on Behalf of Ramon Estevis. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning and Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:44 p.m. There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:44 p.m.

MOTION: Councilmember Johnny Garcia to Approve the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Residential, Multifamily (RM) District, 8.823 Acres out of Lot 5, Block 1, John Closner, Et Al. Subdivision, Proposed Garden Walk (formerly Estevis Estates) Subdivision, Located at 2301 East Wisconsin Road, as Requested by Melden & Hunt, Inc. on Behalf of Ramon Estevis.

SECOND: Councilmember Jason De Leon

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- I. Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Commercial, General (CG) District, 3.214 acres out of Lot 5, Block 1, John Closner, Et Al. Subdivision, Proposed Garden Walk Subdivision (formerly Estevis Estates), Located at 3403 South Raul Longoria Road, as Requested by Melden & Hunt, Inc. on Behalf of Ramon Estevis. (A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.) [Jaime Acevedo, Director of Planning & Zoning]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments at 7:45 p.m.

There being no comments, Mayor Ramiro Garza, Jr. declared the hearing closed 7:45 p.m.

MOTION: Councilmember Johnny Garcia to Approve the Ordinance Providing for the Rezoning Request from Agriculture and Open Space (AO) District to Commercial, General (CG) District, 3.214 acres out of Lot 5, Block 1, John Closner, Et Al. Subdivision, Proposed Garden Walk Subdivision (formerly Estevis Estates), Located at 3403 South Raul Longoria Road, as Requested by Melden & Hunt, Inc. on Behalf of Ramon Estevis.

SECOND: Councilmember Daniel “Dan” Diaz

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

8. ORDINANCE

- A. Consider Ordinance Providing for a Temporary Special Use Permit for 'St. Joseph's Catholic School Turkey Fest' to be held Saturday, November 11, 2023 from 11:00 a.m. thru 10:00 p.m. at St Joseph's Catholic School, Being Lots 1 through 3 BLK 342, Edinburg Townsite Subdivision, Located at 119 W Fay St., as Requested by St. Joseph's Catholic School. [Jaime Acevedo, Director of Planning and Zoning]**

MOTION: Councilmember Daniel “Dan” Diaz to Approve Ordinance Providing for a Temporary Special Use Permit for 'St. Joseph's Catholic School Turkey Fest' to be held Saturday, November 11, 2023 from 11:00 a.m. thru 10:00 p.m. at St Joseph's Catholic School, Being Lots 1 through 3 BLK 342, Edinburg Townsite Subdivision, Located at 119 W Fay St., as Requested by St. Joseph's Catholic School.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

9. VARIANCES

- A. Consider Variance Request to the City's Unified Development Code Table 3.102-4 Duplex and Multiplex Lot and Building Standards, Lot Width for the proposed Garden Walk Subdivision (Formerly Estevis Estates), Being a 12.863 Acre Tract of Land out of Lot 5, Block 1, John Closner Et Al Subdivision, Located at 2301 East Wisconsin Road, as Requested by Melden & Hunt, Inc on Behalf of Ramon Estevis. [Jaime Acevedo, Director of Planning and Zoning]

MOTION: Mayor Pro Tem David White to Approve Variance Request to the City's Unified Development Code Table 3.102-4 Duplex and Multiplex Lot and Building Standards, Lot Width for the proposed Garden Walk Subdivision (Formerly Estevis Estates), Being a 12.863 Acre Tract of Land out of Lot 5, Block 1, John Closner Et Al Subdivision, Located at 2301 East Wisconsin Road, as Requested by Melden & Hunt, Inc on Behalf of Ramon Estevis.

SECOND: Councilmember Johnny Garcia

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed the Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- B. Consider Variance Request to the City's Unified Development Code Table 3.102-4 Duplex and Multiplex Lot and Building Standards, Lot Width for the proposed Gem Estates Subdivision 27.84 Acre Tract of Land out of Lot 3, Section 276, Texas-Mexican Railway Company's Survey Subdivision, Located at 3000 West Schunior Street, as Requested by Melden & Hunt, Inc, on Behalf of Elite Development 786, LLC. [Jaime Acevedo, Director of Planning and Zoning]

MOTION: Councilmember Johnny Garcia to Approve Variance Request to the City's Unified Development Code Table 3.102-4 Duplex and Multiplex Lot and Building Standards, Lot Width for the proposed Gem Estates Subdivision 27.84 Acre Tract of Land out of Lot 3, Section 276, Texas-Mexican Railway Company's Survey Subdivision, Located at 3000 West Schunior Street, as Requested by Melden & Hunt,

Inc, on Behalf of Elite Development 786, LLC.

SECOND: Mayor Pro Tem David White

Fern McClaugherty would like to know what the proposed development will look like and what will be done about the increased traffic.

There was discussion, Jaime Acevedo, Director of Planning and Zoning addressed Ms. McClaugherty's concerns.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- C. Consider Variance Request to the City's Unified Development Code Section 5.203-1 Right-of-Way Widths & Paving Width for Sea Subdivision, Being a 8.350 Acre Tract Out of Lot 5, Section 250, Texas-Mexican Railway Company's Survey Subdivision, Located at 1534 North Kenyon Road, as Requested by Melden & Hunt, Inc. [Jaime Acevedo, Director of Planning and Zoning]

MOTION: Councilmember Johnny Garcia to Approve Variance Request to the City's Unified Development Code Section 5.203-1 Right-of-Way Widths & Paving Width for Sea Subdivision, Being a 8.350 Acre Tract Out of Lot 5, Section 250, Texas-Mexican Railway Company's Survey Subdivision, Located at 1534 North Kenyon Road, as Requested by Melden & Hunt, Inc.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel "Dan" Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

10. AWARDING OF BIDS

- A. Consider Awarding Bid No. 2023-023, Purchase of Fire Hoses to Casco Industries

Incorporated in the amount of \$44,575.00. [Omar Garza, Fire Chief]

MOTION: Mayor Pro Tem David White to Approve Awarding Bid No. 2023-023, Purchase of Fire Hoses to Casco Industries Incorporated in the amount of \$44,575.00.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- B. Consider Awarding Bid No. 2023-15, Personal Protective Equipment to NAFECO, Inc. in the Amount of \$30,105.00 for a Total of Seven (7) Sets of Personal Protective Equipment - Specification B. [Omar Garza, Fire Chief]**

MOTION: Councilmember Johnny Garcia to Approve Awarding Bid No. 2023-15, Personal Protective Equipment to NAFECO, Inc. in the Amount of \$30,105.00 for a Total of Seven (7) Sets of Personal Protective Equipment - Specification B.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- C. Consider Awarding Bid No. 2023-025, Uniform Rental & Laundering Services, to Cintas Corporation, for their Unit Prices as listed and Authorize the City Manager to Enter into an Agreement Relating Thereto. [Vincent A. Romero, Public Works Director]**

MOTION: Councilmember Daniel “Dan” Diaz to Approve Awarding Bid No. 2023-

025, Uniform Rental & Laundering Services, to Cintas Corporation, for their Unit Prices as listed and Authorize the City Manager to Enter into an Agreement Relating Thereto.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- D. Consider Awarding Bid No. 2023-026, Fuel, Motor Oil, and Lubricants to Gold Star Petroleum, Inc. for their Unit Prices as listed for Unleaded Fuel, Clear Diesel & Dyed Diesel, and to Hollon Oil Company for their Unit Prices as Listed for Motor Oil and Lubricants and Authorize City Manager to Enter into an Agreement Relating Thereto. [Vincent A. Romero, CPM, Public Works Director]**

MOTION: Mayor Pro Tem David White to Approve Awarding Bid No. 2023-026, Fuel, Motor Oil, and Lubricants to Gold Star Petroleum, Inc. for their Unit Prices as listed for Unleaded Fuel, Clear Diesel & Dyed Diesel, and to Hollon Oil Company for their Unit Prices as Listed for Motor Oil and Lubricants and Authorize City Manager to Enter into an Agreement Relating Thereto.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- E. Consider Awarding the Manhole Rehabilitation & Sewer Main CCTV Project to Southern Trenchless Solutions through the Texas Local Government Purchasing Cooperative Program (BuyBoard) in the Amount Not-to-Exceed \$149,847.00 and Authorize the City Manager to Enter Into an Agreement Relating Thereto. [Gerardo Carmona Jr., P.E., Director of Utilities]**

MOTION: Mayor Pro Tem David White to Approve Awarding the Manhole Rehabilitation & Sewer Main CCTV Project to Southern Trenchless Solutions through the Texas Local Government Purchasing Cooperative Program (BuyBoard) in the Amount Not-to-Exceed \$149,847.00 and Authorize the City Manager to Enter Into an Agreement Relating Thereto.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- F. Consider Authorizing an Increase to Purchase Order P230104 to Rush Truck Centers of Texas in Pharr, TX in the Amount of \$52,573.91 to Complete Repairs on Rolloff Unit 472. [Ramiro L. Gomez, Director Solid Waste Management]

MOTION: Councilmember Johnny Garcia to Approve Authorizing an Increase to Purchase Order P230104 to Rush Truck Centers of Texas in Pharr, TX in the Amount of \$52,573.91 to Complete Repairs on Rolloff Unit 472.

SECOND: Councilmember Daniel “Dan” Diaz

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- G. Consider Authorizing the Expenditure for the Repair of Residential Unit 4403, by Rush Truck Centers in Pharr, Texas, in the Amount of \$42,809.48. [Ramiro L. Gomez, Director Solid Waste Management]

MOTION: Mayor Pro Tem David White to Approve Authorizing the Expenditure for the Repair of Residential Unit 4403, by Rush Truck Centers in Pharr, Texas, in the Amount

of \$42,809.48.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

11. CONTRACTUAL

- A. Consider Authorizing the City Manager to Execute an Agreement with the Union Pacific Railroad (UPRR) Company and the Rio Valley Switching Company (RVSC) for a Public Highway At-Grade Crossing (Railroad Lease Property) for the Jackson Hike and Bike Trail Phase 2 Project and Execute Any Documents Related Thereto Pursuant to the City's Ordinance and Procurement Policies. [Mardoqueo Hinojosa, P.E., CFM, City Engineer]

MOTION: Councilmember Daniel “Dan” Diaz to Approve Authorizing the City Manager to Execute an Agreement with the Union Pacific Railroad (UPRR) Company and the Rio Valley Switching Company (RVSC) for a Public Highway At-Grade Crossing (Railroad Lease Property) for the Jackson Hike and Bike Trail Phase 2 Project and Execute Any Documents Related Thereto Pursuant to the City's Ordinance and Procurement Policies.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

12. ECONOMIC DEVELOPMENT

- A. Consider Approval of a Mid-Year Budget Amendment for Fiscal Year 2022-2023.

[Raudel Garza, Edinburg Economic Development Corporation Executive Director]

Raudel Garza, Edinburg Economic Development Corporation Executive Director stated sales tax revenue were lower than they had expected so they reduced their sales tax revenue by \$300,000.00, and they reduced the rental tax because they sold some properties. He stated the total reduction in revenues for the fiscal year was \$337,342.00. Mr. Garza said they had some savings in the budget; administrative expenses were reduced by \$331,000.00. Programs, properties and projects were also reduced over all reductions were \$926,398.00 a net savings of almost \$590,000.00.

MOTION: Councilmember Johnny Garcia to Approve a Mid-Year Budget Amendment for Fiscal Year 2022-2023.

SECOND: Councilmember Daniel “Dan” Diaz

There was discussion, Raudel Garza, Edinburg Economic Development Corporation Executive Director addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

B. Consider Approval of the Edinburg Economic Development Corporation's Incentive Programs: Speculative Building Program & Commercial Recruitment Program. [Raudel Garza, Edinburg Economic Development Corporation Executive Director]

MOTION: Councilmember Johnny Garcia to Approve the Edinburg Economic Development Corporation's Incentive Programs: Speculative Building Program & Commercial Recruitment Program.

SECOND: Councilmember Daniel “Dan” Diaz

There was discussion, Raudel Garza, Edinburg Economic Development Corporation Executive Director addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- C. Consider Approval of the Edinburg Economic Development Corporation Fiscal Year 2023-2024 Budget and Program of Work. [Raudel Garza, Edinburg Economic Development Corporation Executive Director]

MOTION: Councilmember Johnny Garcia to Approve the Edinburg Economic Development Corporation Fiscal Year 2023-2024 Budget and Program of Work.

SECOND: Councilmember Daniel “Dan” Diaz

There was discussion, Raudel Garza, Edinburg Economic Development Corporation Executive Director addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

13. BUDGET

- A. Discuss and Consider the Proposed Tax Rate for the City of Edinburg for Fiscal Year Beginning October 1, 2023 through September 30, 2024 and Setting Public Hearings. [Ascencion Alonzo, Director of Finance]

MOTION: Mayor Pro Tem David White to set Tax Rate for the City of Edinburg for Fiscal Year Beginning October 1, 2023 through September 30, 2024 at .63 cents a .05-cent reduction.

SECOND: Councilmember Johnny Garcia

There was discussion, Ascencion Alonzo, Director of Finance addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

B. Consider Certification of 2023 Anticipated Debt Collection Rate and 2022 Excess Debt Collection. [Ascencion Alonzo, Director of Finance]

Ascencion Alonzo, Director of Finance stated an anticipated debt collection rate is required yearly to certify the collection rate. It has been 100% certified, 97% on the current levy plus the delinquent collection for a 100% total.

MOTION: Councilmember Johnny Garcia to Approve Certification of 2023 Anticipated Debt Collection Rate and 2022 Excess Debt Collection.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

C. Consider Approving Fiscal Year 2022-2023 Budget Transfers for the Following: [Ascencion Alonzo, Director of Finance]

Building Maintenance

1. General Fund: FROM Building & Structures TO Janitorial; and Tools, in the Amount of \$7,000. [Tomas D. Reyna, Assistant City Manager]

Finance

1. General Fund: FROM Office Furniture; Other Capital Outlay; Equipment & Fixtures Proceeding From Other Debt; Building & Structures; Machines & Equipment; Equipment & Fixtures Proceeding From Other Debt; Vehicles Proceeding From Other Debt; Buildings & Structures Proceeding From Other Debt; Office Furniture TO Capital Lease Proceeds, in the Amount of \$7,681,354. [Ascencion Alonzo, Director of Finance]
2. Utility Fund: FROM Other Capital Outlay; Buildings & Structures; Equipment & Fixtures Proceeding From Other Debt; Buildings & Structures Proceeding From Other Debt; Machines & Equipment; and Waterlines & Fire Hydrants TO Capital Lease Proceeds, in the Amount of \$24,730,000. [Ascencion Alonzo, Director of Finance]
3. Solid Waste Management Fund: FROM Improvement O/T Buildings Proceeding From Other Debt; and Equipment & Fixtures Proceeding From Other Debt TO Capital Lease Proceeds, in the Amount of \$2,070,000. [Ascencion Alonzo, Director of Finance]
4. Ebony Hills Golf Club Fund: FROM Equipment & Fixtures Proceeding From Other

- Debt; and Vehicles Proceeding From Other Debt TO Capital Lease Proceeds, in the Amount of \$220,000. [Ascencion Alonzo, Director of Finance]
5. Los Lagos Golf Club Fund: FROM Equipment & Fixtures Proceeding From Other Debt; and Vehicles Proceeding From Other Debt TO Capital Lease Proceeds, in the Amount of \$935,000. [Ascencion Alonzo, Director of Finance]

Parks & Recreation

1. General Fund: FROM Utilities; Travel, Training, Meetings; Membership Dues, Subsc; and Motor Vehicle Fuel TO Communications; Motor Vehicles- Maintenance; Machines & Equipment- Maintenance; Tools; Buildings; Motor Vehicles- Supplies; Machines & Equipment- Supplies; Janitorial; Marketing & Advertising; and Botanical & Agricultural, in the Amount of \$40,100. [Javier Garza, Director of Parks & Recreation]

Public Works

1. General Fund: FROM Drainage Facilities TO Motor Vehicle Fuel, in the Amount of \$50,000. [Vincent Romero, Director of Public Works]

ROW

1. General Fund: FROM Other TO Motor Vehicle Fuel; Machines & Equipment; Motor Vehicles- Maintenance; Signs & Signals; and Building & Structures, in the Amount of \$48,000. [Vincent Romero, Director of Public Works]

Solid Waste Management

1. Solid Waste Management Fund: FROM Motor Vehicle Fuel TO Motor Vehicles- Maintenance, in the Amount of \$25,000. [Ramiro Gomez, Director of Solid Waste Management]
2. Solid Waste Management Fund: FROM Building; and Streets & Alley's TO Motor Vehicles- Supplies, in the Amount of \$25,000. [Ramiro Gomez, Director of Solid Waste Management]
3. Solid Waste Management Fund: FROM Motor Vehicle Fuel TO Machines & Equipment, in the Amount of \$90,800. [Ramiro Gomez, Director of Solid Waste Management]
4. Solid Waste Management Fund: FROM Motor Vehicle Fuel TO Machines & Equipment, in the Amount of \$25,000. [Ramiro Gomez, Director of Solid Waste Management]

Utilities

1. Utility Fund: FROM Raw Water- For Sale; Building & Structures; Rents & Contractuals; Other; and Travel, Training, Meetings TO Rents & Contractuals; Chemicals- Medical & Lab; and Machines & Equipment- Maintenance, in the Amount of \$395,000. [Gerardo Carmona, Director of Utilities]

MOTION: Mayor Pro Tem David White to Approve Fiscal Year 2022-2023 Budget Transfers.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

14. RESOLUTION

- A. Accept the Petition from Ground Game Texas Regarding the Edinburg Living Wage Initiative and Consider Resolution in Support of a Minimum Wage for City Employees and Contractors and Establishing a Plan for Implementation by Fiscal Year 2026-2027. [Omar Ochoa, City Attorney]**

Omar Ochoa, City Attorney stated part of the agenda includes an acceptance of the petition itself by the City Secretary.

Clarice Y. Balderas, City Secretary stated I accept a petition from Ground Game Texas regarding the Edinburg living wage initiative.

MOTION: Councilmember Daniel “Dan” Diaz to Accept the Petition from Ground Game Texas Regarding the Edinburg Living Wage Initiative and Consider Resolution in Support of a Minimum Wage for City Employees and Contractors and Establishing a Plan for Implementation by Fiscal Year 2026-2027.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. stated the city staff and council followed what the City Charter states on the way a petition is submitted but they never discussed the merits of what was submitted. Mayor Ramiro Garza, Jr. stated they appreciate what was being brought before them. He thanked city staff and the city attorney for all their work to arrive at this and the council is ready to move forward implementing this plan as presented.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

15. APPOINTMENTS

- A. Consider Appointments to the following City Advisory Boards, Councils, Commissions and Committees: Charter Committee, Five Members; Cultural Activities Board, Three Members; Planning and Zoning Commission, Three Members. [Clarice Y. Balderas, City Secretary]

MOTION: Councilmember Johnny Garcia to Appoint Eric Wiley, Javier Rodriguez, and Pedro Lopez to the Cultural Activities Board.

SECOND:

Motion is not considered for lack of second.

MOTION: Councilmember Daniel “Dan” Diaz to Reappoint Jesus Trevino to the Cultural Activities Board.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

MOTION: Mayor Pro Tem David White to Reappoint Victor John Davila, Rene Olivarez, and George Gonzalez to the Planning and Zoning Commission.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

16. OTHER BUSINESS

A. Future Items Requested by City Council. [Myra L. Ayala, City Manager]

Councilmember Daniel “Dan” Diaz would like to discuss the turf field that the Edinburg Economic Development Corporation has agreed to fund.

Councilmember Daniel “Dan” Diaz would like a meeting with the Edinburg Consolidated Independent School District in regard to the traffic in the pickup areas.

17. EXECUTIVE SESSION

MOTION: Councilmember Johnny Garcia to Convene Into Executive Session.

SECOND: Councilmember Jason De Leon

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr, Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

Mayor Ramiro Garza, Jr. convened into Executive Session at 8:38 p.m.

OPEN SESSION

MOTION: Councilmember Jason De Leon to Reconvene Into Open Session.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

Mayor Ramiro Garza, Jr. Reconvened into Open Session and stated no action was taken in Executive Session.

A. Consultation with City Attorney and Possible Action Regarding Agreement with Palm

Valley Animal Society. (§551.071. Consultation with Attorney; Closed Meeting)
No Action

- B. Discussion Regarding Litigation with Texas Cordia Construction, LLC. (§551.071. Consultation with Attorney; Closed Meeting.)
No Action
- C. Consultation with City Attorney and Possible Action Regarding Development Agreement with BS Management, LLC. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)

MOTION: Councilmember Johnny Garcia to Authorize the City Manager to enter into an Economic Development agreement with BS Management, LLC on the terms discussed in Executive Session.

SECOND: Councilmember Jason De Leon

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- D. Discussion and Possible Action Regarding the Conveyance, Exchange, or Lease of Real Property Related to Jackson Hike & Bike Trail Project. (§551.071 Consultation with Attorney; §551.072 Deliberation Regarding Real Property; Closed Meeting.; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
No Action
- E. Consultation with City Attorney and Possible Action Regarding Economic Development Agreement with Burns Brothers, Ltd. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
No Action
- F. Discussion and Possible Action Regarding the Conveyance, Exchange, or Lease of Real Property. (§551.071 Consultation with Attorney; §551.072 Deliberation Regarding Real Property; Closed Meeting.; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
No Action

- G. Consultation with City Attorney Regarding Civil Service Meet and Confer Agreements for Fire Department. (§551.071. Consultation with Attorney; Closed Meeting.)**

No Action

- H. Consultation with City Attorney and Possible Action Regarding Agreement with Burton McCumber & Longoria, LLP regarding Audit Services. (§551.071. Consultation with Attorney; Closed Meeting)**

MOTION: Mayor Pro Tem David White to Authorize the City Manager to enter into a contract amendment with Burton McCumber and Longoria, LLP on the terms discussed in Executive Session.

SECOND: Councilmember Johnny Garcia

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

- I. Consultation with City Attorney and Possible Action Regarding Economic Development Agreements. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)**

No Action

- J. Consultation with City Attorney and Possible Action Regarding Loud Noise Ordinance. (§551.071. Consultation with Attorney; Closed Meeting)**

No Action

- K. Consultation with City Attorney and Possible Action Regarding Economic Development Agreement with Red Rock Real Estate Development Group. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)**

MOTION: Councilmember Johnny Garcia to Authorize the City Manager to enter into an Economic Development agreement with Red Rock Real Estate Development Group as discussed in Executive Session.

SECOND: Mayor Pro Tem David White

There was no discussion.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, and Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

18. ADJOURNMENT

MOTION: Councilmember Johnny Garcia to Adjourn the meeting.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, Councilmember Daniel “Dan” Diaz, Councilmember Jason De Leon, and Councilmember Johnny Garcia

NAYS: None

ABSENT: None

ABSTAIN: None

The motion to Approve carried.

Mayor Ramiro Garza, Jr. Adjourned the meeting.

CITY OF EDINBURG

Ramiro Garza, Jr., Mayor

ATTEST:

Clarice Y. Balderas, City Secretary

City Council Approval: _____



MINUTES OF THE EDINBURG CITY COUNCIL REGULAR MEETING

CITY OF EDINBURG, HIDALGO COUNTY, TEXAS

Location: Edinburg City Hall-Council Chambers

415 West University Dr.

Edinburg, Texas 78541

SEPTEMBER 19, 2023

6:00 PM

The meeting was called to order at 6:00 p.m.

PRESENT:

Ramiro Garza, Jr.	Mayor
David White	Mayor Pro Tem
Johnny Garcia	Councilmember Place 3
Myra L. Ayala	City Manager
Clarice Y. Balderas	City Secretary
Omar Ochoa	City Attorney

ABSENT:

Daniel "Dan" Diaz	Councilmember Place 1
Jason De Leon	Councilmember Place 2

1. CALL TO ORDER, ESTABLISH QUORUM

- A.** Prayer by Pastor Arturo Chapa, Apostolic Church.
- B.** Pledge of Allegiance by Mayor Ramiro Garza, Jr.

2. CERTIFICATION OF PUBLIC NOTICE

Mayor Ramiro Garza, Jr. verified the City Secretary's posting of the City Council meeting and its compliance as required by the Texas Open Meetings Act. The notice was posted on September 15, 2023 at 6:50 p.m.

3. DISCLOSURE OF CONFLICT OF INTEREST

City Attorney Omar Ochoa stated under State Law a conflict of interest exists if a Councilmember or a certain member of that Councilmember's family has a qualifying financial interest in any agenda item. Members with a conflict of interest cannot participate in the discussion nor vote on that agenda item.

City Attorney Omar Ochoa asked Mayor and Councilmembers if there were any known conflict of interest to disclose at that time.

There were no conflict of interests presented.

4. PROCLAMATIONS/RECOGNITIONS

A. Presentation of Proclamation Recognizing September 2023 as Deaf and Hard of Hearing Awareness Month. [Clarice Y. Balderas, City Secretary]

Ramiro Garza, Jr. read the proclamation aloud.

Dr. Shawn Saladin made comments regarding the spectrum of the deaf and hard of hearing community and their contributions to the community. Ms. Paulina Peña, commented that the proclamation carries profound meaning for their community, and it not only recognizes the importance of inclusion and accessibility, but also celebrates and the remarkable contributions of individuals who are deaf and hard of hearing.

Ms. Sandy Magallan, Audiologist UTRGV made comments regarding hearing healthcare and the importance of screening for children. She stated she especially would like to bring attention to the problems with accessing hearing health care for the children of the Rio Grande Valley and 90% of deaf babies are born to parents that can hear. She stated the CDC has identified that the Rio Grande Valley infants are failing their newborn hearing screenings and are not following up for diagnostic testing. If these infants and children are able to get diagnosed, many of families are experiencing barriers in accessing hearing devices or ASL services. She commented that one of the mothers in a parent focus group stated it was easier to navigate a heart transplant for her child than to navigate the system to obtain hearing aids for him. The Rio Grande Valley has less than ten audiologists for 1.37 million people in all four counties. She stated that families are in critical need of early hearing detection or early detection of hearing loss so they can determine the communication mode for their children, whether it be ASL or spoken language, before their options become extremely limited. Failure to detect hearing loss can cause significant delays in cognition and social development.

Mr. Eric Cardenas stated that it was a very special occasion for deaf awareness as well as deaf awareness day and for him it is awareness every day and every month. He stated they do not want to be ignored and do not want to be excluded. They want to be included as part of the situation of Edinburg as well as be included as thier people with disabilities to be equal and seen as equal, as deaf and hard of hearing people they face discrimination. They have experiences that are unique to them, and this is a first step in a fight against overcoming that discrimination and that they are happy to live in the City of Edinburg. They would be communicating through positive messages as well as remembering our children to look up to the deaf individuals today that are going to be standing in front of them to lead the way to the future. He just wanted to let everyone know that it is his pride to be a professor at UTRGV and to encourage more and more advancement in the professional certification of interpreters and leading the future for those deaf people in the future.

Ms. Magallan and Ms. Peña invited the Council and public to the 2nd Annual Deaf and Hard of Hearing Awareness Walk to be held September 30, 2023 from 8:00 a.m.

to 12:00 p.m. at Edinburg Municipal Park.

B. Presentation of Proclamation Recognizing Juan 'JJ' Marquez as the Telecommunicator Officer of the Year. [Clarice Y. Balderas, City Secretary]

Ramiro Garza, Jr. read the proclamation aloud.

Mr. Marquez was present to receive the proclamation and he thanked the Council. He also thanked his supervisors, the Chief of Police and his fellow co-workers. Jaime Ayala, Police Chief thanked and recognized Mr. Marquez.

C. Presentation of Proclamation Recognizing September 2023 as Suicide Awareness Month. [Clarice Y. Balderas, City Secretary]

There was no action.

D. Presentation of Proclamation Recognizing September 25, 2023 as a National Day of Remembrance for Murder Victims. [Clarice Y. Balderas, City Secretary]

Ramiro Garza, Jr. read the proclamation aloud.

Mr. Garcia, founder of Family and Friends of Murdered Children, Inc. was present to receive the proclamation.

5. PUBLIC COMMENTS

There were no public comments.

6. PRESENTATION

A. Presentation by the Rio Grande Valley Metropolitan Planning Organization (RGVMPO) on the 2024 Unified Transportation Program (UTP) Update. [Tomas D. Reyna, Assistant City Manager]

Mr. Luis Diaz, Assistant Director, Rio Grande Valley Metropolitan Organization Assistant Director presented the Council with the lastest adopted Unified Transportation Plan.

7. PUBLIC HEARINGS

A. Hold Public Hearing and Consider Resolution Authorizing the City Manager to Submit a Planning Grant Application to the U.S. Department of Transportation Under the Fiscal Year 2023 Reconnecting Communities and Neighborhoods Grant Program for Sugar Road and Execute Grant Documents Relating Thereto. [Mardoqueo Hinojosa, P.E., CFM, City Engineer]

Mayor Ramiro Garza, Jr. declared the hearing open for public comments. There being no comments Mayor Ramiro Garza, Jr. declared the hearing closed.

MOTION: Councilmember Johnny Garcia to Approve Resolution Authorizing the City Manager to Submit a Planning Grant Application to the U.S. Department of Transportation Under the Fiscal Year 2023 Reconnecting Communities and Neighborhoods Grant Program for Sugar Road and Execute Grant Documents Relating Thereto.

SECOND: Mayor Pro Tem David White

There was discussion Mardoqueo Hinojosa, City Engineer addressed the Council's questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel "Dan" Diaz, Councilmember Jason De Leon

ABSTAIN: None

The motion to Approve carried.

- B. Hold a Public Hearing on the Proposed Budget for the City of Edinburg for Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024. [Ascencion Alonzo, Director of Finance]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments. There being no comments Mayor Ramiro Garza, Jr. declared the hearing closed.

- C. Hold a Public Hearing on the Proposed Tax Rate for the City of Edinburg for Tax Year 2023 and Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024. [Ascencion Alonzo, Director of Finance]**

Mayor Ramiro Garza, Jr. declared the hearing open for public comments. There being no comments Mayor Ramiro Garza, Jr. declared the hearing closed.

8. ORDINANCES

- A. Consider Ordinance Adopting the Budget for the City of Edinburg for Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024. [Ascencion Alonzo, Director of Finance]**

MOTION: Mayor Pro Tem David White to Approve Ordinance Adopting the Budget for the City of Edinburg for Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024.

SECOND: Councilmember Johnny Garcia

Mayor Ramiro Garza, Jr. thanked city management, and the Finance Department because of the long budget process. He also thanked administration, Finance and all of the directors. He stated the process started in May and with their action they will complete the process to begin the new year October 1st. Mayor Garza, Jr. mentioned some highlights which includes reducing the tax rate to \$0.63, which would be the lowest tax rate since 1991. He also stated that they would not be reducing services, they would be enhancing services through the different areas that are included in the budget. He stated there is also a pay plan adjustment for the employees and a 3% pay plan adjustment for all non civil and civil service. The solid waste, water and sewer rates would be kept the same. He felt it was important that residents know that they did take everything into consideration. The budget includes property tax and sales tax and fees for service, but they have to look at everything that's available because the needs are so much. The budget allows the City to still fund \$2.6 million in street improvements.

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel "Dan" Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- B. Consider Ordinance Adopting the Tax Rate and Levy for the City of Edinburg for the Tax Year 2023 and Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024. [Ascencion Alonzo, Director of Finance]**

MOTION: Councilmember Johnny Garcia to Approve Ordinance Adopting the Tax Rate and Levy for the City of Edinburg for the Tax Year 2023 and Fiscal Year Beginning October 1, 2023 and Ending September 30, 2024.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

MOTION: Councilmember Johnny Garcia to reconsider Item 8B

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

MOTION: Mayor Pro Tem David White, I move that the property tax rate be increased by the adoption of a tax rate of \$.63, which is effectively a 9.49% increase in the tax rate.

SECOND: Councilmember Johnny Garcia

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- C. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Sections 30.022 and 30.023. [Belinda Torres, Director of Human Resources/Civil Service]

MOTION: Councilmember Johnny Garcia to Approve Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Sections 30.022 and 30.023.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- D. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Sections 30.071, 30.072, 30.075. [Belinda Torres, Director of Human Resources/Civil Service]**

MOTION: Councilmember Johnny Garcia to Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Sections 30.071, 30.072, 30.075.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- E. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Sections 30.037, 30.054, 30.055, 30.056, 30.063, 30.073. [Belinda Torres, Director of Human Resources/Civil Service]**

MOTION: Councilmember Johnny Garcia to Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Sections 30.037, 30.054, 30.055, 30.056, 30.063, 30.073.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- F. Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.061. [Jaime Ayala, Chief of Police]

MOTION: Councilmember Johnny Garcia to Approve Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.061.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

9. PETITIONS

- A. Consider the Petition Providing for the Voluntary Annexation of a 600.885 Acres of Land Located in the Juan Jose Balli Survey, Abstract Number 29, Hidalgo County, Texas and Being a Portion of the San Salvador Del Tule Grant, a Subdivision of Record to the Map or Plat Thereof Recorded in Volume 10, Pages 58-60, Maps Records of Hidalgo County, Texas, and a Portion of Baker’s Subdivision of the Cucharia Tract, a Subdivision of Record According to the Map or Plat Thereof Recoded in Volume 2, Page 46, Map Records of Hidalgo County, Texas; and Further Being all of that Certain Called 69.4 Acres of Land Conveyed to the City of Edinburg as Described in Document Number 2021-3295105, Official Records of Hidalgo County, Texas; all of that Certain Called 86.70 Acres of Land (Tract 1) and that Certain Called 257.51 Acres of Land (Tract 2) Conveyed to the City of Edinburg, as Described in Document 2009-2043501, Official Records of Hidalgo County, Texas; all of that Certain Called 126.455 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 2013-2406486, Official Records of Hidalgo County, Texas; all of that Certain Called 59.93 Acres of Land Conveyed to the City

of Edinburg, as Described in Document Number 2013-2406487, Official Records of Hidalgo County, Texas, Located at 15600 North I-69C. [Jaime Acevedo, Planning and Zoning Director]

MOTION: Mayor Pro Tem David White to Approve Petition Providing for the Voluntary Annexation of a 600.885 Acres of Land Located in the Juan Jose Balli Survey, Abstract Number 29, Hidalgo County, Texas and Being a Portion of the San Salvador Del Tule Grant, a Subdivision of Record to the Map or Plat Thereof Recorded in Volume 10, Pages 58-60, Maps Records of Hidalgo County, Texas, and a Portion of Baker's Subdivision of the Cucharria Tract, a Subdivision of Record According to the Map or Plat Thereof Recoded in Volume 2, Page 46, Map Records of Hidalgo County, Texas; and Further Being all of that Certain Called 69.4 Acres of Land Conveyed to the City of Edinburg as Described in Document Number 2021-3295105, Official Records of Hidalgo County, Texas; all of that Certain Called 86.70 Acres of Land (Tract 1) and that Certain Called 257.51 Acres of Land (Tract 2) Conveyed to the City of Edinburg, as Described in Document 2009-2043501, Official Records of Hidalgo County, Texas; all of that Certain Called 126.455 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 2013-2406486, Official Records of Hidalgo County, Texas; all of that Certain Called 59.93 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 2013-2406487, Official Records of Hidalgo County, Texas, Located at 15600 North I-69C.

SECOND: Councilmember Johnny Garcia

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel "Dan" Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- B.** Consider the Petition Providing for the Voluntary Annexation of a 50.493 Acres of Land in the Juan Jose Balli Survey, Abstract Number 29, Hidalgo County, Texas and Being a Portion of the San Salvador Del Tule Grant, a Subdivision Record According to the Map or Plat Thereof Recoded in Volume 10, pages 58-60, Map Records of Hidalgo County, Texas and Further Being all of that Certain Called 9.65 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 1997-575056, Official Records of Hidalgo County, Texas and the Remainder of that Certain Called 34.46 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 1997-575057, Official Records of Hidalgo County, Texas, and a Portion of F.M. Highway 490 Right of Way, Being Located at 17000 North I-69C.

[Jaime Acevedo, Director of Planning and Zoning]

MOTION: Mayor Pro Tem David White to Approve Petition Providing for the Voluntary Annexation of a 50.493 Acres of Land in the Juan Jose Balli Survey, Abstract Number 29, Hidalgo County, Texas and Being a Portion of the San Salvador Del Tule Grant, a Subdivision Record According to the Map or Plat Thereof Recoded in Volume 10, pages 58-60, Map Records of Hidalgo County, Texas and Further Being all of that Certain Called 9.65 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 1997-575056, Official Records of Hidalgo County, Texas and the Remainder of that Certain Called 34.46 Acres of Land Conveyed to the City of Edinburg, as Described in Document Number 1997-575057, Official Records of Hidalgo County, Texas, and a Portion of F.M. Highway 490 Right of Way, Being Located at 17000 North I-69C.

SECOND: Councilmember Johnny Garcia

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- C. Consider the Petition Providing for the Voluntary Annexation of 18.334 Acres, More or Less, Out of Lots 14 and 15, Block 59, Alamo Land and Sugar Company Subdivision, Volume 1, Page 24-26, Hidalgo County Map Records, City of Edinburg, Texas and is Located at 3661 East Canton Road, as Requested by Melden & Hunt, Inc. [Jaime Acevedo, Director of Planning & Zoning]

MOTION: Councilmember Johnny Garcia to Approve Petition Providing for the Voluntary Annexation of 18.334 Acres, More or Less, Out of Lots 14 and 15, Block 59, Alamo Land and Sugar Company Subdivision, Volume 1, Page 24-26, Hidalgo County Map Records, City of Edinburg, Texas and is Located at 3661 East Canton Road, as Requested by Melden & Hunt, Inc.

SECOND: Mayor Pro Tem David White

There was discussion Jaime Acevedo, Director of Planning and Zoning addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and

Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

10. AWARDING OF BIDS

- A. Consider Authorizing the License Renewal of Cortex XDR Antivirus System from Insight Public Sector through Department of Information Resources (DIR) Contracts, DIR-CPO-4877 in the Annual Amount of \$42,128.45. [Daniel Vera, Director of Information Technology]

MOTION: Councilmember Johnny Garcia to Approve Authorizing the License Renewal of Cortex XDR Antivirus System from Insight Public Sector through Department of Information Resources (DIR) Contracts, DIR-CPO-4877 in the Annual Amount of \$42,128.45.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

11. CONTRACTUALS

- A. Consider Authorizing the City Manager to Execute a Memorandum of Understanding Between the City of Edinburg, Pharr, McAllen, San Juan and Alamo Fire Departments for Interstate 2 and Interstate 69 Response. [Omar Garza, Fire Chief]

MOTION: Councilmember Johnny Garcia to Approve Authorizing the City Manager to Execute a Memorandum of Understanding Between the City of Edinburg, Pharr, McAllen, San Juan and Alamo Fire Departments for Interstate 2 and Interstate 69 Response.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- B. Consider Authorizing the City Manager to Enter Into a Master Service Agreement Between the City of Edinburg Police Department and Off Duty Management, Inc. (ODM) Utilizing Sourcewell Cooperative Contract #051321-OFF. [Jaime Ayala, Chief of Police]**

MOTION: Councilmember Johnny Garcia to Approve Authorizing the City Manager to Enter Into a Master Service Agreement Between the City of Edinburg Police Department and Off Duty Management, Inc. (ODM) Utilizing Sourcewell Cooperative Contract #051321-OFF.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- C. Consider Authorizing the City Manager to Enter Into an Agreement with the Edinburg Chamber of Commerce & Edinburg Convention and Visitors Bureau for the Period of October 01, 2023 through September 30, 2024 for Funding from the General Fund Non-Departmental and Hotel Occupancy Tax Fund. [Nelda Ramirez, Assistant City Manager]**

MOTION: Councilmember Johnny Garcia to Approve Authorizing the City Manager to Enter Into an Agreement with the Edinburg Chamber of Commerce & Edinburg Convention and Visitors Bureau for the Period of October 01, 2023 through September 30, 2024 for Funding from the General Fund Non-Departmental and Hotel Occupancy Tax Fund.

SECOND: Mayor Pro Tem David White

There was discussion Myra L. Ayala, City Manager addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- D. Consider Authorizing the City Manager to Enter Into an Agreement with the Museum of South Texas History for the Period of October 01, 2023 through September 30, 2024 for Funding from the General Fund Non-Departmental and Hotel Occupancy Tax Fund. [Nelda Ramirez, Assistant City Manager]**

MOTION: Councilmember Johnny Garcia to Approve Authorizing the City Manager to Enter Into an Agreement with the Museum of South Texas History for the Period of October 01, 2023 through September 30, 2024 for Funding from the General Fund Non-Departmental and Hotel Occupancy Tax Fund.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

12. RESOLUTIONS

- A. Consider Resolution Amending the Fiscal Year 2021-2022 Capital Lease Program Schedules and Capital Equipment Lists. [Nelda Ramirez, Assistant City Manager]**

MOTION: Mayor Pro Tem David White to Approve Resolution Amending the Fiscal Year 2021-2022 Capital Lease Program Schedules and Capital Equipment Lists.

SECOND: Councilmember Johnny Garcia

There was discussion Myra L. Ayala, City Manager addressed the Council’s questions.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- B. Consider Approval of the American Rescue Plan Act (ARPA)-Coronavirus State and Local Fiscal Recovery Funds (SLFRF) Program Budget Amendment. [Marissa Garza, Director of Grants Administration]**

MOTION: Councilmember Johnny Garcia to Approve Approval of the American Rescue Plan Act (ARPA)-Coronavirus State and Local Fiscal Recovery Funds (SLFRF) Program Budget Amendment.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. took the time to thank the residents that have been involved with the Edinburg 2040 committee's. He stated there were eight different committees.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

- C. Consider Resolution Authorizing the City Manager to Submit a Grant Application to Texas Department of Transportation Aviation Division for Non-Primary (Airport) Entitlement (NPE) Funds to be Used for Design and Engineering of Airfield Infrastructure, Perimeter Fence, and Airfield Drainage Projects at South Texas International Airport. [Eddie Velarde, Director of Aviation]**

MOTION: Councilmember Johnny Garcia to Approve Resolution Authorizing the City Manager to Submit a Grant Application to Texas Department of Transportation Aviation Division for Non-Primary (Airport) Entitlement (NPE) Funds to be Used for Design and Engineering of Airfield Infrastructure, Perimeter Fence, and Airfield Drainage Projects at South Texas International Airport.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and

Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

13. BUDGET

- A. Consider Approving Fiscal Year 2022-2023 Budget Transfers for the Following:
[Ascencion Alonzo, Director of Finance]

City Manager

1. General Fund: FROM Memberships Dues & Subsc TO Marketing & Advertising,
in the Amount of \$5,000. [Myra L. Ayala, City Manager]

Fire

1. General Fund: FROM Travel, Training, Meetings; and Building TO Motor
Vehicles- Maintenance; Building & Structures; and Motor Vehicles- Supplies, in
the Amount of \$80,000. [Omar Garza, Fire Chief]

Parks & Recreation

1. General Fund: FROM Utilities; Motor Vehicle Fuel; Travel, Training, Meetings;
Membership Dues & Subsc TO Communications; Motor Vehicles; Machines &
Equipment- Maintenance; Tools; Buildings; Motor Vehicles- Supplies; Machines
& Equipment- Supplies; Marketing & Advertising; Botanical & Agricultural; and
Janitorial, in the Amount of \$31,800. [Javier Garza, Director of Parks &
Recreation]

Recreation

1. General Fund: FROM Printing; Machines & Equipment; Travel, Training &
Meetings; Janitorial; and Signs & Signal Equipment TO Membership Dues Subsc;
Marketing & Advertising; and Recreation & Education, in the Amount of
\$19,950. [Javier Garza, Director of Parks & Recreation]

MOTION: Councilmember Johnny Garcia to Approve the Transfers of Funds as listed.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

14. ELECTION

- A. Consider Amending the Order of a Municipal General Election to be held on November 07, 2023. [Clarice Y. Balderas, City Secretary]

MOTION: Mayor Pro Tem David White to Approve Amending the Order of a Municipal General Election to be held on November 07, 2023.

SECOND: Councilmember Johnny Garcia

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

15. OTHER BUSINESS

- A. Future Items Requested by City Council. [Myra L. Ayala, City Manager]

Councilmember Johnny Garcia requested they figure out traffic control on all of the major thoroughfare and adjust the timing.

16. CONSENT AGENDA

- A. Consider Authorizing the Disposition of Approximately 16 Cubic Feet (Boxes of Letter Size Records) of Non-Vital City Records in Accordance with City’s Records Management Program and the Texas State Library and Archives Commission Local Records Retention Schedules. [Clarice Y. Balderas, City Secretary]

MOTION: Councilmember Johnny Garcia to Approve Authorizing the Disposition of Approximately 16 Cubic Feet (Boxes of Letter Size Records) of Non-Vital City Records in Accordance with City’s Records Management Program and the Texas State Library and Archives Commission Local Records Retention Schedules.

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

B. Consider Approving the City Council Minutes for the following: 2023 Regular Meeting: July 31, 2023 [Clarice Y. Balderas, City Secretary]

MOTION: Councilmember Johnny Garcia to Approve Approving the City Council Minutes for the following: 2023 Regular Meeting: July 31, 2023

SECOND: Mayor Pro Tem David White

There were no comments.

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

17. EXECUTIVE SESSION

MOTION: Councilmember Johnny Garcia to Convene into Executive Session.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

Mayor Ramiro Garza, Jr. convened into Executive Session at 7:06 p.m.

OPEN SESSION

MOTION: Councilmember Johnny Garcia to Reconvene Into Open Session.

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and

Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

Mayor Ramiro Garza, Jr. Reconvened into Open Session at 8:26 p.m.

Mayor Ramiro Garza, Jr. announced there was no action taken in Executive Session.

- A. Discussion and Possible Action Regarding the Conveyance, Exchange, or Lease of Real Property. (§551.071 Consultation with Attorney; §551.072 Deliberation Regarding Real Property; Closed Meeting.; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
- B. Consultation with City Attorney and Possible Action Regarding Economic Development Agreements. (§551.071. Consultation with Attorney; Closed Meeting; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)
- C. Consultation with City Attorney Regarding Amusement Redemption Machine Ordinance. (§551.071. Consultation with Attorney; Closed Meeting.)

18. ADJOURNMENT

MOTION: Councilmember Johnny Garcia to Adjourn

SECOND: Mayor Pro Tem David White

Mayor Ramiro Garza, Jr. called for a vote.

RECORD OF VOTE:

AYES: Mayor Ramiro Garza, Jr., Mayor Pro Tem David White, and Councilmember Johnny Garcia

NAYS: None

ABSENT: Councilmember, Daniel “Dan” Diaz, Councilmember Jason De Leon

ABSTAIN: None

The Motion to Approve carried.

Mayor Ramiro Garza, Jr. Adjourned the meeting at 8:28 p.m.



CITY OF EDINBURG - CITY COUNCIL

Meeting Date: November 2, 2023

CONSENT AGENDA

Agenda Item No: 10.C.

Records Disposition

1. Agenda Item:

Consider Authorizing the Disposition of Approximately 152 Cubic Feet (Boxes of Letter Size Records) of Non-Vital City Records in Accordance with City's Records Management Program and the Texas State Library and Archives Commission Local Records Retention Schedules. [Clarice Y. Balderas, City Secretary]

2. Description:

The City Secretary Department maintains an active Central File System as part of the City's Records Management Program. City departments that maintain record copies are responsible for inventorying the records and submitting requests for disposition to the City Secretary Department. All retention dates for the proposed disposition of records have expired and have been assessed to ensure they comply with the Texas Local Retention Schedules; therefore, staff is requesting disposition of the records that have met their retention period.

By copy of this agenda item and recommendation all City Departments are notified that any non-record copies and digital copies of the records listed for disposition are required to also be disposed of at the same time as the record copy.

The City's Records Committee consists of the City Manager, City Secretary, City Attorney, and Finance Director. If the disposition of records is approved by City Council the Committee will then execute the required forms ascertaining the records listed have been reviewed for applicable value before they are disposed.

3. Staff's Recommendation:

Approve Authorizing the Disposition of Approximately 152 Cubic Feet (Boxes of Letter Size Records) of Non-Vital City Records in Accordance with the City's Records Management Program and Texas State Library and Archives Commission Local Records Retention Schedules.

Reviewed by:

Prepared by:

Clarice Balderas, City
Secretary

Attachments:

- A. Disposition of Records Laws
- B. 2022-2023 Disposition of Records

Source: Texas State Library and Archives Commission <https://www.tsl.texas.gov/slrn/pubs/bulletind#Ch201>

TEXAS LOCAL GOVERNMENT CODE

Title 6. Records

Subtitle C. Records Provisions Applying to More Than One Type of Local Government

CHAPTER 202. DESTRUCTION AND ALIENATION OF RECORDS

Section 202.001. DESTRUCTION OF RECORDS.

(a) A local government record may be destroyed if:

1. the record is listed on a valid records control schedule and either its retention period has expired or it has been microfilmed or stored electronically in accordance with the requirements of Chapters 204 and 205;
2. the record appears on a list of obsolete records as provided by Section [203.044](#); or
3. the record is not listed on a records retention schedule issued by the commission and the local government provides notice to the commission at least 10 days before destroying the record as required by Section [441.169](#), Government Code.

(b) The following records may be destroyed without meeting the conditions of Subsection (a):

1. records the destruction or obliteration of which is directed by an expunction order issued by a court pursuant to state law; and
2. records defined as exempt from scheduling or filing requirements by rules adopted by the commission or listed as exempt in a records retention schedule issued by the commission.

Added by Acts 1989, 71st Leg., ch. 1248, Sec. 1, eff. Sept. 1, 1989. Amended by Acts 2017, 85th Leg., R.S., Ch. 1149 (H.B. 557), Sec. 9, eff. September 1, 2017; Acts 2019, 86th Leg., ch. 533 (H.B. 1962), Sec. 13, eff. September 1, 2019.

City of Edinburg – Code of Ordinances

CHAPTER 34 – RECORDS AND INFORMATION MANAGEMENT

RECORDS MANAGEMENT PROGRAM

Sec. 34.24 - Retention and disposition schedules.

Sec. 34.24 - Retention and disposition schedules.

- (A) *Required.* All city offices and departments shall adopt records retention and disposition schedules and destroy, transfer or otherwise dispose of records only according to such schedules.
- (B) *Development; authority granted; revision.*
- (1) Retention periods to be included in records schedules shall be submitted by the Records Manager to the Finance Officer and City Attorney, who shall notify the Records Manager within ten working days of his approval or of any objection to a retention period. At the expiration of the ten-day period, if no objection has been submitted, the records schedule shall be adopted and shall have full force as sufficient authorization for records destruction or other action. If objection is made, the Records Manager shall determine a retention period satisfactory to the office or department concerned, to the Finance Officer and to the City Attorney.
 - (2) When a records retention and disposition schedule is adopted, it shall thenceforth constitute full authority to destroy, transfer, microphotograph or take other actions, and the City Council hereby directs that such action be taken by the Records Manager or under his or her supervision. The Records Manager shall notify the State Librarian of intended destruction, as required by law, but no further notice to the City Council or other city office shall be required.
 - (3) Revision of retention periods shall be submitted for review to the City Attorney and City Finance Officer in the same manner as the original retention periods.

('82 Code, §§ 2-106, 2-107) (Ord. 1270, passed 2-2-88)

State Law reference— Records control schedules, V.T.C.A., Local Government Code § 203.041.

DISPOSITION OF RECORDS FOR FY 2023-2024
PRESENTED TO CITY COUNCIL ON NOVEMBER 02, 2023

Box No.	Document Description	Date	Retention Period	Records Retention Description	Rec. No.	Disposition Date
FINANCE						
1	7962 A/R Invoice & Audit Reports	09/2016	5	Accounts Receivable Records	GR1025-27c	09/2021
2	9531 A/R Aging & Contracts Reports	09/2018	5	Accounts Receivable Records	GR1025-27c	09/2023
3	9535 G/L Batch Reports (Gems) #11191-11779	09/2018	5	Accounts Receivable Records	GR1025-27c	09/2023
4	9536 G/L Batch Reports (Gems) #11780-112054	09/2018	5	Accounts Receivable Records	GR1025-27c	09/2023
5	10196 A/R Files 2017 - 2018 (R-Z)	09/2018	5	Accounts Receivable Records	GR1025-27c	09/2023
6	10197 A/R Files 2017 - 2018 (R-Z)	09/2018	5	Accounts Receivable Records	GR1025-27c	09/2023
7	10198 A/R Files 2017 - 2018 (R-Z)	09/2018	5	Accounts Receivable Records	GR1025-27c	09/2023
8	10263 Customer Bill Records/Water Stubs	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
9	10284 Customer Bill Records/Water Stubs	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
10	10285 Customer Bill Records/Water Stubs	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
11	10286 Customer Bill Records/Water Stubs	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
12	10287 Customer Bill Records/Water Stubs	06/2020	3	Customer Billing Records	UT5000-04b	06/2023
13	10288 Customer Bill Records/Water Stubs	09/2020	3	Customer Billing Records	UT5000-04b	09/2023

14	10289	Customer Bill Records/Water Stubs	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
15	10324	Meter Reading Records	09/2020	3	Meter Reading Records	UT5000-11	09/2023
16	10332	Customer Bill Records/Returned Checks	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
17	10333	Customer Bill Records/Ach & online returns	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
18	10334	Customer Bill Records/Customer complaints & Credit memos	09/2020	3	Customer Billing Records	UT5000-04b	09/2023
19	10367	Daily Cash Reports A/R	08/2020	3	Accounts Receivable Records	GR1025-27	08/2023
20	10368	Daily Cash Reports A/R	08/2020	3	Accounts Receivable Records	GR1025-27	08/2023
21	10371	A/R Invoice Register Reports	09/2020	3	Accounts Receivable Records	GR1025-27a	09/2023
22	10372	A/R Payment Reports	09/2020	3	Accounts Receivable Records	GR1025-27a	09/2023
23	10373	A/R Landfill Reports	09/2020	3	Accounts Receivable Records	GR1025-27a	09/2023
24	10374	A/R Adjustment Reports	09/2020	3	Accounts Receivable Records	GR1025-27a	09/2023
25	10375	A/R Files 2013-2014 (A-Z)	09/2020	3	Accounts Receivable Records	GR1025-27a	09/2023
26	10376	A/R Aging & Contracts Reports	09/2020	3	Accounts Receivable Records	GR1025-27a	09/2023
27	10434	A/R Paid Cleaning & Mowing Liens (2012 Amnesty Program) Fund 01&42	2019 - 09/2020	3	Accounts Payable & Disbursement Records	GR1025-27a	09/2023
28	10549	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
29	10550	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
30	10551	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023

31	10552	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
32	10553	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
33	10554	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
34	10555	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
35	10556	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
36	10557	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
37	10558	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
38	10559	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
39	10560	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
40	10561	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
41	10562	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
42	10563	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
43	10564	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
44	10565	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
45	10566	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
46	10567	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
47	10568	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023

48	10569	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
49	10570	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
50	10571	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
51	10572	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
52	10573	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
53	10574	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
54	10575	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
55	10576	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
56	10577	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
57	10578	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
58	10579	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
59	10580	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
60	10581	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
61	10582	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
62	10583	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
63	10584	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
64	10585	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023

65	10586	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
66	10587	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
67	10588	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
68	10589	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
69	10590	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
70	10591	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
71	10592	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
72	10593	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
73	10594	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
74	10595	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
75	10596	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
76	10597	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
77	10598	Accounts Payable Records	09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
78	10671	Service Application/Work Orders	09/2021	2	Service Applications & Deposit Records	UT5000-19	09/2023
79	10689	Customer Bill Records/Water Stubs	10/2020	3	Customer Billing Records	UT 5000-04b	10/2023
80	10742	Daily Cash Reports A/R	10/2020	3	Accounts Receivable Records	GR1025-27	10/2023
81	10743	Daily Cash Reports A/R	10/2020	3	Accounts Receivable Records	GR1025-27	08/2023

82	10782	Bid's 2020-01 Through 2020-10	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
83	10783	Bid's 2020-11 Through 2020-29	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
84	10784	Bid's 2020-30 Through 2020-47	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
85	10785	Bid's 2020-48 Through 2020-60	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
86	10786	Bid's 2020-61 Through 2020-76	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
87	10792	RFQ's 2020-001 Through 2020-003	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
88	10793	RFQ's 2020-004 Through 2020-009	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
89	10795	RFP's 2020-01 thru 2020-10	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
90	10796	RFP's 2020-11-thr 2020-15	10/2019 - 09/2020	3	Bid Documents	GR1075-01a	09/2023
MUNICIPAL COURT							
91	8799	Miscellaneous #1, Emergency Protective Orders	2015 - 09/2017	5	Criminal Case Papers	LC2350-04a	09/2022
92	9325	Finalized Cases Numeric	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
93	9326	Final Cases Numeric	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
94	9327	Finalized Cases Numeric	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
95	9328	Finalized Cases Numeric C/CT	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
96	9329	Finalized Cases C/CT E Tickets	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
97	9330	Finalized Cases E Tickets	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023

98	9331	Finalized Cases E Tickets	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
99	9332	Finalized Cases E/E2/F/S/SP	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
100	9380	Finalized Cases Numeric	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
101	9381	Final Cases Numeric	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
102	9382	Finalized Cases Numeric	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
103	9383	Finalized Cases Numeric	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
104	9384	Finalized Cases Numeric C/Ct	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
105	9385	Finalized Cases Ct/E Tickets	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
106	9386	Finalized Cases E Tickets	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
107	9387	Finalized Cases E Tickets	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
108	9388	Finalized Cases E Tickets	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
109	9389	Finalized Cases E2/P/Sp	10/2018	5	Criminal Case Papers	LC2350-04a	10/2023
110	9963	Miscellaneous #4, Search Warrants, Emergency Protective Orders, Bond Reductions , Interlock Conditions	09/2018	5	Criminal Case Papers	LC2350-04a	09/2023
GRANTS ADMINISTRATION							
111	8501	CDBG Program Administration 38th Program Year	09/2018	5	Grant Development Administration	1025-08a	09/2023
112	8502	CDBG Program Administration 38th Program Year	09/2018	5	Grant Development Administration	1025-08a	09/2023
113	8987	Housing Assistance Department Rehab, Grant Program	09/2018	5	Grant Development Administration	1025-08a	09/2023

114	8988	Housing Assistance Department Rehab, Grant Program	09/2018	5	Grant Development Administration	1025-08a	09/2023
115	8989	Housing Assistance Department Rehab, Grant Program	09/2018	5	Grant Development Administration	1025-08a	09/2023
CITY SECRETARY							
116	9048	Water Laboratory Reports	10/2017 - 09/2018	5	Microbiological Analysis Records	UT5025-01	09/2023
117	9414	Non Construction - Expired Agreements	2017 - 09/2019	4	Contracts, Leases & Agreements	GR1000-25	09/2023
118	9908	Non Construction - Expired Agreements	08/2015 - 09/2019	4	Contracts, Leases & Agreements	GR1000-25	09/2023
119	9816	Application for Certificate Copy of Birth and Death Certificate	09/2020	3	Records of issuance of Birth & Death Certificate	CC1325-08a	09/2023
120	9817	Application for Certificate Copy of Birth and Death Certificate	10/2020	3	Records of issuance of Birth & Death Certificate	CC1325-08a	10/2023
121	10521	Incoming Correspondence Mail for Mayor and City Council. And Open Meeting Notices	12/2019 - 09/2021	2	Correspondence, Internal Memoranda & Subject Files	GR1000-26a	09/2023
HUMAN RESOURCES							
122	10142	Closed Liability Claims (Aaron Lumberas-Yolanda Garza)	2018 - 09/2020	3	Accident & Damage Reports	GR1075-15	09/2023
123	10143	Closed Liability Claims (Aida Garcia-Yacaira Tapia)	2018 - 09/2020	3	Accident & Damage Reports	GR1075-15	09/2023
124	10156	Accident And Damage Reports (Property) 2016-2017, 2017-2018, 2018-2019, 2019-2020	2016 - 09/2020	3	Accident & Damage Reports	GR1075-15	09/2023
125	10157	TML Certificate Of Coverage	2018 -09/2019	4	Insurance Policies	GR1000-29	09/2023
126	10620	2018-2021- Civil Service Applicants Promotional Exams: Fire &Police	2018 - 09/2021	2	Employee Selection Records	GR1050-11	09/2023
127	10621	2020-2021- Civil Service Applicants Entry-Level Police	2020 -09/2021	2	Employee Selection Records	GR1050-11	09/2023

128	10622	2020-2021- Civil Service Applicants Entry-Level Fire	2020 - 09/2021	2	Employee Selection Records	GR1050-11	09/2023
PUBLIC WORKS							
129	10517	Fuel Reports	2019 - 09/2020	3	Reports & Studies	GR1000-41a4	09/2023
130	10518	Expenditures (SPO's) For Public Works, Row, Streets & Traffic	2019 - 09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
131	10524	Department Miscellaneous Correspondence Records	2019 - 09/2021	2	Correspondence, Internal Memoranda & Subject Files	GR1000-26a	09/2023
132	10525	Expenditures (SPO's) For Public Works, Row, Streets And Traffic	2019 - 09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
133	10526	Purchase Orders – Cutler Repaving, South Texas Infrasture, Ergon Asphalt, Upper Valley Materials, Valley Caliche Products, Fronter	2019 - 09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
134	10527	Vehicle Inspections Reports	2019 - 9/2020	3	Maintenance & Repairs	GR1075-15	09/2023
135	10605	Department Check Requisitions and Disbursement Records	2019 - 09/2020	3	Accounts Payable & Disbursement Records	GR1025-26a	09/2023
136	10606	Vehicle Inspections Reports, Daily Activity Reports	2019 - 09/2020	3	Maintenance & Repairs	GR1075-15	09/2023
EBONY HILLS GOLF COUSE							
137	10877	Department Budget Accounts & Daily Cash Reports	2017 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
138	10878	Department Budget Accounts & Daily Cash Reports	2017 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
139	10879	Department Budget Accounts & Daily Cash Reports	2017 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
140	10780	Daily Cash Reports	6/2020 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
EDINBURG BOYS & GIRL CLUB							

141	10809	Summer and Shine Membership Forms	09/2021	2	Correspondence, Internal Memoranda & Subject Files	GR1000-26a	09/2023
142	10810	Membership Forms, Risica, Fountain & San Carlos	09/2021	2	Correspondence, Internal Memoranda & Subject Files	GR1000-26a	09/2023
143	10811	Membership Forms, Risica, Fountain & San Carlos	09/2021	2	Correspondence, Internal Memoranda & Subject Files	GR1000-26a	09/2023
WORLD BIRDING CENTER							
144	10601	Daily Cash Reports	03/2020 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
145	10599	Purchase Orders, Check Requisitions, Invoices	10/2019 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
146	10877	Department Budget Accounts & Daily Cash Reports	2017 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
PARKS & RECREATION							
147	10780	Daily Cash Reports	6/2020 - 09/2020	3	Accounts Receivable Records	GR1025-27	09/2023
LIBRARY							
148	10820	Department Budget Accounts	09/2020	3	Accounts Payable & Disbursement Accounts	GR1075-26	09/2023
POLICE DEPT							
149	8220	Second & Third Degree Felonies	07/2013 - 10/2013	10	Offense Investigation Records	PS 4125-05b	10/2023
150	9756	Grant Development And Administrative Records -	11/01/2016 -9/28/2018	5	Grant Development Administration	1025-08a	09/2023
BUILDING SAFETY							
151	10479	Certificate of Liability Insurance & proof of License	11/01/2016 -9/28/2018	5	Grant Development Administration	1025-08a	09/2023

10480	Health Dept. Inspections	2018 - 07/2020	3	Inspections Reports	PW5250-08	07/2023
-------	--------------------------	----------------	---	---------------------	-----------	---------