



EDINBURG CITY COUNCIL
CITY OF EDINBURG, HIDALGO COUNTY, TEXAS

Location: City of Edinburg
City Hall-Council Chambers
415 West University Dr.
Edinburg, Texas 78539
AUGUST 15, 2023

REGULAR MEETING AGENDA
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. CITY MANAGER'S REPORT

- A. Update on the City's FY2023-2024 Budget

5. PROCLAMATIONS/RECOGNITIONS

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

6. 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.

7. PUBLIC HEARINGS - SPECIAL ITEMS

SPECIAL ITEMS *Special Planning and Zoning Commission Items are those items requiring a 4/5 vote by the City Council to overturn the Planning and Zoning Commission decision. A single hearing will be*

held for all such items and all will be enacted by One Motion. If any member of the Public opposes any item(s) or if any member of the Governing Body requests discussion on any item(s), such item(s) will be considered separately.

- 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]
- 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]
- 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]
- 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]
- 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]

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]

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]
- 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]

10. RESOLUTIONS

- A. Consider Resolution Creating a Charter Review Committee. [Clarice Y. Balderas, City Secretary]
- 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]
- 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]
- D. Consider Resolution Amending the Fiscal Year 2021-2022 Capital Lease Program Schedules and Capital Equipment Lists. [Tomas Reyna, Assistant City Manager]

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]

12. 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 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]
- B. Consider Approving the City Council Minutes for the following: 2023 Regular Meetings: July 06 and July 18. [Clarice Y. Balderas, City Secretary]
- 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]

13. OTHER BUSINESS

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

14. 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 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.)
- 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.)
- C. Consultation with City Attorney and Possible Action Regarding Agreement with Palm Valley Animal Society. (§551.071. Consultation with Attorney; Closed Meeting)
- D. Discussion Regarding Potential Litigation with Texas Cordia Construction, LLC. (§551.071. Consultation with Attorney; Closed Meeting.)
- E. Legal Consultation with City Attorney. (§551.071. Consultation with Attorney; 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.

15. 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 August 11, 2023 at 6:00p.m.

By: /s/Joe Rios for

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.