



Regular Meeting  
09/03/2020 6:00  
pm

## REGULAR MEETING

A MEETING OF THE CITY OF EDCOUCH WILL BE HELD BY  
TELECONFERENCE/VIDEOCONFERENCE VIA ZOOM : 1-800-000-0000 ACCESS CODE:  
000000  
ON THURSDAY, Sept 03, 2020  
COMMENCING AT 6:00 P.M.

THIS CITY OF EDCOUCH MEETING WILL BE HELD USING TELE CONFERENCE  
SYTEM/VIDEO CONFERENCING VIA ZOOM AND IS AUTHORIZED BY THE GOVERNOR  
GREG ABBOT'S TEMPORARY SUSPENSION OF CERTAIN ASPECTS OF TEXAS OPEN  
MEETINGS ACT WHICH ALLOWS FOR A GOVERNING BODY TO HOLD A "VIRTUAL"  
MEETING SO AS TO AVOID GATHERING MEMBERS OF THE PUBLIC AND/ OR BOARD  
MEMBERS, AND STAFF IN A PHYSICAL SETTING THAT MIGHT CONSTITUTE A PUBLIC  
HEALTH RISK.

PUBLIC COMMENTS WILL ONLY BE ACCEPTED IN WRITING NO LATER THAN THIRTY  
(30) MINTUES IN ADVANCE OF THE MEETING BY THEM TO MANNY HERNANDEZ AT  
[mannyhernandez@cityofedcouch.org](mailto:mannyhernandez@cityofedcouch.org). In the body of the email please include date, your name, your  
address, phone number, agenda item # if applicable of subject of discussion, and your comments.  
DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING MATTERS:

### AGENDA

- A. **Call Meeting to Order**
- B. **Roll Call**
- C. **Pledge of Allegiance**
- D. **Invocation**
- E. **Public Comments**
- F. **Discussion and possible action on approval of Minutes:**
  1. **Regular Meeting Minutes of August 20 , 2020**
- G. **Discussion and Possible Action to approve an Interlocal agreement between the City of Edcouch and the City of Weslaco for the City of Weslaco to provide the City of Edcouch Animal Control Operations and Impoundment**
- H. **Possible Action to approve name Manuel Hernandez Jr from Interim City Secretary to City Secretary**
- I. **Discussion and Possible Action to approve Jorge Pena as City of Edcouch Municipal Judge**

- J. Discussion and Possible Action to approve TML Intergovernmental Risk Pool Board of Trustees Election**
- K. Discussion and Possible Action to Renew contract with Hollis Rutledge and Associates yearly contract**
- L. Discussion and Possible Action appoint Victor Nieves as Emergency Management Coordinator**
- M. Executive Session: Texas Government code Chapter 551, Section 551:071, Consultation with City Attorney**

**Pursuant to Chapter 551. Section: 551.071: Consultation with City Attorney, the Council shall convene to Executive Session to discuss the following:**

**Executive Session can Be Additional Zoom Meeting to discuss ongoing litigation**

- 1. Litigation- Fulcrum Consulting Services**
- 2. Possible Litigation- Armando Tanguma**
- 3. Litigation-Blue Lion Property**
- 4.Possible Litigation- BFI**
- 5.Litigation-Alicia Segura**
- 6.Discussion and Possible Action to Accept Contract with Victor H. De La Cruz**
- 7.Discussion and Possible Action to Accept Contract with Manuel Hernandez, Jr.**

- N. Reconvene: The Council shall Reconvene and take possible action on items discussed In Closed Meeting/ Executive Session:**

**Chapter 551, Section 551.071: Consultation with City Attorney**

- 1. Litigation-Fulcrum Consulting Services**
- 2. Possible Litigation-Armando Tanguma**
- 3. Litigation-Blue Lion Property**
- 4. Possible Litigation -BFI**
- 5. Litigation-Alicia Segura**
- 6. Discussion and Possible Action to Accept Contract with Victor H. De La Cruz**
- 7. Discussion and Possible Action to Accept Contract with Manuel Hernandez Jr.**

- O. Adjournment.**

City Hall is Wheelchair accessible & accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this Meeting. Please contact the City Secretary's Office at 956-262-2140 or Fax 956-262-2920 for further information. Braille is not available.

If during the course of the meeting, The City Council should determine that a Closed Session or meeting is authorized by section 551.071, 551.072, 551.074, 551.075, 551.076, 551.084, 551.086 of the Government Code or Vernon's Texas Codes Annotated, notice of Closed or Executive Session will be given after the commencement of the meeting covered by this notice pursuant to Section 551.101 of the Local Government Code. Should any final motion, decision, or vote be required in the opinion of the council with regards to any item during the meeting, then such final action, decision, or vote shall be made during the open meeting covered by this notice upon the reconvening of the Public Meeting.

I, the undersigned authority, do hereby certify that the above notice of said Regular Meeting of the Board of Aldermen of the City of Edcouch was posted on the main entrance to Edcouch City Hall on the 31st day of Aug at 5:00 pm and will remain posted continuously for at least 72 hours prior to the scheduled time of said meeting, in compliance with Chapter 551 of the Government Code, Vernon's Texas Codes, Annotated (Open Meetings Act).

**WITNESS MY HAND AND SEAL, THIS 31st DAY OF August 2020.**

\_\_\_\_\_  
**Victor H. De La Cruz**  
**City Manager**

**Regular Meeting**  
**09/03/2020**  
**Page 2 of 2**



**MINUTES  
REGULAR MEETING  
CITY OF EDCOUCH**

211 W. SOUTHERN AVE., EDCOUCH, TEXAS  
THURSDAY, September 03, 2020  
COMMENCING AT 6:00 P.M.

**AGENDA**

- P. Call Meeting to Order** Meeting was called to Order by **Mayor Gonzalez at 6:00 p.m.**
- Q. Roll Call** Roll call was called by **Mr. Manuel Hernandez Jr** as follows:

	Present	Absent	City Staff:
<b>Mayor: Virginio Gonzalez Jr.</b>	<u>  X  </u>	_____	<b>Victor H. De La Cruz, City Manager</b>
<b>Mayor Pro Tem: Flores</b>	<u>  X  </u>	_____	<b>Manuel Hernandez Jr., Fin./Grants</b>
<b>Alderman: Joel Segura</b>	<u>  X  </u>	_____	<b>Chief: J. Quintana</b>
<b>Alderman: John Chapa</b>	<u>  X  </u>	_____	
<b>Alderman: Robert Gutierrez</b>	<u>  X  </u>	_____	
<b>Alderman: Lorenzo Cabrera</b>	<u>  X  </u>	_____	
<b>City Attorney: Orlando Jimenez</b>			

Mayor, we have a quorum.

- R. Pledge of Allegiance** Pledge of Allegiance was led by Manny Hernandez
- S. Invocation** Invocation was led by Victor H De La Cruz
- T. Public Comments** No public comments
- U. Discussion and possible action on approval of Minutes:**

**1. Regular Meeting Minutes of August 20, 2020 Mr. De La Cruz:** Minutes are on your package if you have any questions. **Manny:** Mr. De La Cruz if I may, Mayor and City Council members I sent you an email during the week so you could review the minutes.

**A motion to approve the Regular Meeting Minutes of July 30, 2020 was made by Alderman Flores \_\_\_\_\_ , 2<sup>nd</sup> by Alderman Cabrera \_\_\_\_\_ . All Voted Aye/ Motion Carried.**

- V. Discussion and Possible Action to approve an Interlocal agreement between the City of Edcouch and the City of Weslaco for the City of Weslaco to provide the City of Edcouch Animal Control Operations and Impoundment.**

**Hugo:** Mayor at this time, we are requesting that the commission vote on this item. We are recommending that we continue on this interlocal agreement. It helps us with the impounding of loose dogs. I am recommending that we approve this item. **Rene:** Is this something that has to be renewed every year? Is there any other cities that we can probably get on board with this also, or do we have to stay with Weslaco. **Hugo:** I just got off the phone with an animal rescue out of Harlingen and I will be bringing that up very soon. **Mayor:** I know you are recommending this but maybe we can take more information on this as far as how much we are spending and how many dogs we are turning in.

**A motion to table Interlocal Agreement between the City of Edcouch and the City of Weslaco for the City of Weslaco to provide the City of Edcouch Animal was made by Alderman Segura \_\_\_\_\_, 2<sup>nd</sup> by Alderman Cabrera \_\_\_\_\_. All voted Aye/ Motion Carried**

**W. Possible Action to approve Manuel Hernandez Jr from Interim City Secretary to City Secretary**

**Hugo:** Mayor at this time I recommend to appoint Manuel Hernandez Jr. as City Secretary, he has been doing this job even before this item was posted. So I think it would be a wise decision to put him in that position.

**A motion to approve Manuel Hernandez Jr from Interim City Secretary to City Secretary was made by Alderman Cabrera \_\_\_\_\_, 2<sup>nd</sup> by Alderman Chapa \_\_\_\_\_. All voted Aye/Motion carried**

**X. Discussion and Possible Action to approve Jorge Pena as City of Edcouch Municipal Judge**

**Hugo:** Mayor as you know it is getting closer to the time that we will be losing one of our judges. Judge Marroquin will be going to the County Court at Law and at this time I would like to recommend that the commission approve Jorge Pena as our City of Edcouch Municipal Judge.

**A motion to approve Jorge Pena as City of Edcouch Municipal Judge was made by Alderman Cabrera \_\_\_\_\_, 2<sup>nd</sup> by Alderman Segura \_\_\_\_\_. All voted**

**Y. Discussion and Possible Action to approve TML Intergovernmental Risk Pool Board of Trustee Election**

**Hugo:** We received a letter from TML they have a list of trustees that represent TML this is an organization that we are apart of, and they are pretty much there to be the liaison between us and the state. And I believe Manny sent each and everyone of you all a list of the candidates and we received a couple of letters of people sending there resumes. We put them in the package. You would send us the people you would vote for and then we would tally those results. And I think the easiest way to do this we will bring it back to separate meeting. We have time to send the winners to TML. **Rene:**TML is that the one that keeps not helping us with any of the stuff that we need to get done in the city. **Hugo:** We have our insurance with them and your correct commissioner, we really haven't had to much luck with them. Last year we didn't and last year we are hoping to have better luck that the damages that we sustained during the hurricane are going to be covered. **Rene:** I just want us to do our homework and possibly get someone to help us out. **Hugo:** It sounds to me like this item need to be tabled. OJ? **OJ:**

Probably no action. No Action at this time. **Hugo:** Ok so you all can discuss amongst yourselves as long it it not a walking quorum

**A motion to approve TML Intergovernmental Risk Pool Board of Trustees Election was made by Alderman \_\_\_\_\_, 2<sup>nd</sup> by Alderman \_\_\_\_\_. All voted**

No Action

**Z. Discussion an Possible Action to Renew contract with Hollis Rutledge and Associates Yearly Contract**

**Hugo:** Mayor Hollis Rutledge and Associates is a group that we brought in to help us with different legislative issues going out there and lobbying, and they have been very helpful, also some of the grants that we have gotten and they are currently working on administrative features. At this time I recommend that council votes to renew there yearly contract.

**A motion to approve and renew contract with Hollis Rutledge and Associates Yearly Contract was made by Alderman Cabrera \_\_\_\_\_, 2<sup>nd</sup> by Segura \_\_\_\_\_. All voted Aye/Motion carried.**

**AA. Discussion and Possible Action to appoint Victor Nieves as Emergency Management Coordinator**

**Hugo:** Mayor at this time we brought Victor Nieves we brought him in to work for the city. He was our volunteer fire chief. We find out that there is a need not to mention that he is her for any type of emergency. But he is also the possible candidate to have an in house code enforcer. And that would be a great benefit for the city. One of the things that Manny was working on and I think that now that Manny has taken on new role as city secretary he was our emergency management coordinator. So at this time I recommend that we appoint Victor Nieves as our new Emergency Management Coordinator.

**A motion to approve Victor Nieves as Emergency Management Coordinator was made by Alderman \_Chapa \_\_\_\_\_. 2<sup>nd</sup> by \_Gutierrez \_\_\_\_\_. All voted Aye/Motion carried**

**BB. Executive Session : Texas Government code Chapter 551, Section 551:071 Consultation with City Attorney.**

**Pursuant to Chapter 551, Section 551:071: Consultation with City Attorney,**

**The council shall convene to Executive Session to discuss the following:**

- 1.Litigation- Fulcrum Consulting Services**
- 2.Possible Litigation-Armando Tanguma**
- 3.Litigation-Blue Lion Property**
- 4.Possible Litigation-BFI**
- 5.Litigation-Alicia Segura**
- 6.Discussion and Possible Action to Accept Contract with Victor H. De la Cruz**

**7. Discussion and Possible Action to Accept Contract with Manuel Hernandez Jr.**

**CC.Reconvene:** The Council shall Reconvene and take possible actions on items discussed  
**In Closed Meeting/Executive Session**

**Chapter 551.071, Section 551.071: Consultation with City Attorney**

**1.Litigation-Fulcrum Consulting Services**

**2.Possible Litigation-Armando Tanguma**

**3.Litigation-Blue Lion**

**4.Possible Litigation-BFI**

**5.Litigation-Alicia Segura**

**6.Discussion and Possible Action to Accept Contract with Victor H. De**

**La**

**Cruz**

**7.Discussion and Possible Action to Accept Contract with Manuel Hernandez Jr.**

**Mayor Gonzalez- It is now \_07\_\_\_: \_08 p.m. \_\_\_ we are now back in Open Session**

**Mayor:** For the record Commissioner Segura and Gutierrez were not present for the discussion of items 2 and 5. For the record for items 1, 3 and 4 all commissioners were present.

**Mayor Gonzalez-Item N. Reconvene. The Council shall reconvene and take possible action on items discussed in Executive Session. Texas Government Code Chapter 551. Section 551.071, Consultation with City Attorney**

**Chapter 551, Section 551.071: Consultation with City Attorney**

**1.Litigation-Fulcrum Consulting Services**

**Motion to \_\_\_\_\_ with Item 1. Litigation-Fulcrum Consulting Services. Fulcrum Consulting Services motion was made by Alderman: \_\_\_\_\_<sup>2nd</sup> by Alderman \_\_\_\_\_. All voted Aye. Motion carried.**

**2. Possible Litigation Armando Tanguma**

**Motion to \_\_\_\_\_ with Item 2. Possible Litigation with Armando Tanguma was made by Alderman: \_\_\_\_\_<sup>2nd</sup> by Alderman \_\_\_\_\_. All voted Aye. Motion Carried.**

**3.Litigation-Blue Lion Property**

**Motion to \_\_\_\_\_ with Item 3. Possible Litigation with Blue Lion Property was made by Alderman: \_\_\_\_\_<sup>2nd</sup> by Alderman \_\_\_\_\_. All voted Aye . Motion carried**

**4.Possible Litigation BFI**

**Motion to \_\_\_\_\_ with Item 4. Possible Litigation with BFI was made by Alderman \_\_\_\_\_<sup>2nd</sup> by Alderman \_\_\_\_\_. All voted Aye. Motion carried.**

**5. Litigation-Alicia Segura**

Motion to \_\_\_\_\_ with Item 5. Litigation with Alicia Segura was made by Alderman: \_\_\_\_\_ 2<sup>nd</sup> by Alderman \_\_\_\_\_. All voted Aye. Motion Carried

**6. Discussion and Possible Action to Accept Contract with Victor H. De La Cruz**

Motion to approve contract with Item 6. Motion to approve was made by Alderman: \_\_ Cabrera \_\_\_\_\_ 2<sup>nd</sup> by Alderman \_\_ Segura \_\_\_\_\_. All voted. Motion Carried

**7. Discussion and Possible Action to Accept Contract with Manuel Hernandez, Jr.**

Motion to approve contract with Item 7. Motion to approve was made by Alderman: Chapa \_\_\_\_\_ 2<sup>nd</sup> by Alderman \_\_ Segura \_\_\_\_\_. All voted Aye. Motion Carried

**DD.Adjournment**

At 7: 14\_\_ pm, a motion to adjourn was made by Alderman: Chapa \_\_\_\_\_, 2<sup>nd</sup> by Alderman: \_\_\_\_\_ Cabrera \_\_\_\_\_. All Voted Aye. Motion Carried.

Take Notice that this are the true and correct minutes taken of the Regular Meeting of the City of Edcouch held on Thursday, September 3, 2020.

Passed and Approved by the Board of Aldermen on this 3rd day of September 2020.

**ATTEST**

\_\_\_\_\_  
Manuel Hernandez  
City of Edcouch