



REGULAR MEETING

TAKE NOTICE THAT A REGULAR MEETING OF
THE CITY OF EDCOUCH WILL BE HELD
AT 211 W. SOUTHERN AVE., EDCOUCH, TEXAS, ON
THURSDAY, APRIL 07, 2022
COMMENCING AT 6:00 P.M.

AGENDA

- A. Call Meeting to Order
- B. Roll Call:
- C. Pledge of Allegiance
- D. Invocation
- E. Public Comments
- F. Discussion and Possible Action on adding Signature Authorities for the City of Edcouch
- G. Discussion and Possible Action on Approving Resolution 2022-004 Borderzone
- H. Discussion and Possible Action Approving Resolution 2022-005 BWC (4:20)
- I. Discussion and Possible Action on Approving Resolution 2022-006 Criminal Justice Program
- J. Discussion and Possible Action on Approving Resolutions 2022-007 SHSP LETPA
- K. Discussion and Possible Action on Approving Resolution 2022-008 SHSP Regular
- L. Discussion and Possible Action on Approving Resolutions 2022-009 Stonegarden
- M. Discussion and Possible Action on Approving Maguire Iron, Inc. to make TCEQ repairs to water plant stand pipe.
- N. Discussion and Possible Action on the First Reading of the annexation of Mile 4 to Monte Cristo Rd.

- O. Discussion and Possible Action on Change Order No. 1 for the City of Edcouch Sanitary Sewer Project Phase II, subject to TWDB approval**

- P. Discussion and Possible Action on final payment request from Southern Trenches for the City of Edcouch Sanitary Sewer Project Phase II, subject to TWDB approval.**

- Q. Discussion and Possible Action on Resolution accepting completion of the City of Edcouch Sanitary Sewer Project Phase II**

- R. Discussion and Possible Action on authorization to issue request for proposals (RFPs) for administrative services and requests for qualifications (RFQs) for engineering services related to the Community Development Block Grant 2019 DR-4454 Lower Rio Grande Valley and Severe South Texas Storms of 2018 DR4377 grant program administered by the Texas General Land Office (GLO)**

- S. Discussion and Possible Action on Discussion and Possible Action on Liberty Bell Group, LLC, owner , has filed with Planning and Zoning Commission request for a Change of Zone from Single-Family Residential to Multi-Family. The property is legally described as being Yates Addition Blk 4 E ½ of 2, Edcouch, Hidalgo County, Texas. The property is physically located at 307 W Cochran Ave, Edcouch, TX 78538.**

- T. Discussion and Possible Action on pending Litigations.**

- U. Executive Session: Texas government code Chapter 551, Section 551:071, Consultation with city Attorney.**

- V. Adjournment**

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

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 18TH day of April 2022 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 5th DAY OF May 2022.

Victor H. De La Cruz
City Manager



REGULAR MEETING

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THE CITY OF EDCOUCH WIL BE HELD
AT 211 W. SOUTHERN AVE., EDCOUCH, TEXAS, ON
THURSDAY, APRIL 07 ,2022
COMMENCING AT 6:00 P.M.

AGENDA

W. Call Meeting to Order Meeting was called to Order by **Mayor Gonzalez** at **6:02 p.m.**

X. Roll Call: Roll call was called by **Victor H De La Cruz** as follows:

	Present	Absent	City Staff:
Mayor: Virginio Gonzalez Jr.	<u> X </u>	<u> </u>	Victor H. De La Cruz, City Manager
Mayor Pro Tem: Flores	<u> </u>	<u> X </u>	
Alderman: Joel Segura	<u> X </u>	<u> </u>	Fire Chief., Victor Nieves
Alderman: John Chapa	<u> </u>	<u> X </u>	
Alderman: Robert Gutierrez	<u> X </u>	<u> </u>	
Alderman: Lorenzo Cabrera	<u> X </u>	<u> </u>	
City Attorney: Orlando Jimenez			

Mayor, we have a quorum.

Y. Pledge of Allegiance Pledge of Allegiance was led by Robert Gutierrez

Z. Invocation Invocation was led by Mr. De La Cruz.

AA. Public Comments No Public Comments

BB. Discussion and Possible Action on adding Signature Authorities for the City of Edcouch

Mr De La Cruz: At this time we are requesting that the commission decide. Right now we have 4 people signing and we have a hard time when it comes to payroll and all that to get the checks signed. So I am recommending that the commission assign one more person or 2 more people so that we can have that. Right now we have Mr Segura, Mr Flores, Mr Gonzalez, and Mr Cabrera.

A motion to approve Robert Gutierrez was made by Alderman Joel Segura, 2nd by Alderman Lorenzo Cabrera. All Voted Aye/Motion. Motion Carried.

CC. Discussion and Possible Action on Approving Resolution 2022-004 Borderzone

Mr De La Cruz: Mayor, this is a resolution that is in your packet right now. These resolutions are running out of time as far as sending them. Ost of these have been approved we are just

waiting for the resolution to send it out so we can get those monies. This particular one deals with equipment for the fire department.

Mayor: How much is this one for?

Mr De La Cruz: This one right here is for \$53,419

Mayor: As a reimbursement or straight out?

Mr De La Cruz: Straight out grant

Commissioner Segura: So there is no reimbursement?

Mr De La Cruz: No matching

Mayor: And your recommendation?

Mr De La Cruz: I recommend to approve.

A motion to approve Resolution 2022-004 Borderzone was made by Alderman Cabrera, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

DD.Discussion and Possible Action Approving Resolution 2022-005 BWC (4:20)

Mr De La Cruz: The resolution is there in their packet. This is police body cams. This is a grant for \$12,316. We went ahead and purchased the cameras ahead of time because we have been having so many issues with the PD. So, I went ahead and purchased the cameras. It was about \$23,000.

Commissioner Segura: How many did you end up getting after all?

Mr De La Cruz: We got 8 and they are high tech, they have GPS, and they record everything.

Mayor: So we going to update the policy for our officers to wear at all times?

Mr De La Cruz: Yes, as a matter of fact, they have to be trained and certified to wear. One of the things that came up was because the bodycam record continuously and it is on a cloud system and it keeps all the information on the cloud. One of the things that some of the officers were concerned about, you know they have their breaks, they go to the restroom or whatever and so I said we will establish a policy that is going to fit their lifestyle. I mean, we don't want to hear their conversation with their wife when they are on a break or whatever. This is not for us to see what they are doing. The GPS is there to protect them and to make sure nothing happens. We are not there to babysit anyone.

Mr Segura: It has GPS also?

Mr De La Cruz: Yes, so right now it is for their safety. If something happens, officer down he cant know where he is at we can go directly to where he is at. This is not about micromanaging or anything like that. It about tracking and being able to record the incidents. We have had so many incidents and we don't have a way to defend ourselves. So this is going to help us with that.

Mayor: If I can also add, they also go to domestic calls and those can go crazy real quick. So that way we have that extra set of eyes. Do you know if they have to announce that they have a body camera operating?

Mr De La Cruz: Im not sure mayor, I think the training itself will inform them but the cameras themselves are there. If you al want to come by I can show you.

Mayor: Later on give us a presentation on it.

Commissioner Cabrera: Did all the officers get certified to use the camera?

Mr De La Cruz: They are getting certified.

A motion to approve Resolution 2022-005 BWC was made by Alderman Gutierrez, 2nd by Alderman Segura. All Voted Aye/Motion. Motion Carried.

EE. Discussion and Possible Action on Approving Resolution 2022-006 Criminal Justice Program

Mr De La Cruz: This is a PD grant. This is a regular grant that we get on a yearly basis. It has helped out with the salary for the Criminal Justice Program. I believe it is the Juvenile and so it is added to one of the salaries that we already have. It helps us with salary.]

Mayor: As a form of abse salary or OT?

Mr De La Cruz: As a base salary.

Mayor: How much is this one for?

Mr De La Cruz: \$11,450

Mayor: That way we can keep a running tab to see how much is received.

A motion to approve Resolution 2022-006 Criminal Justice Program was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

Mayor: Ok so we got 53. . . . So we have like 100,000 at least .

Mr De La Cruz: I think this is like two third of total that comes in

Mayor: That way you can put that in a total report of how much is coming in to the city.

FF. Discussion and Possible Action on Approving Resolutions 2022-007 SHSP LETPA

Mr De La Cruz: The resolution is in your packets and I am recommending approval. This is a police grant for \$6,500. I want to say this is for the body amour and it is not a matching

Mayor: How much is a vest, more or less?

Mr De La Cruz: They are about three to four thousand dollars.

Mayor: And these will be personalized?

Mr De la Cruz: Yes

A motion to approve Resolutions 2022-007 SHSP LETPA was made by Alderman Cabrera, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

GG.Discussion and Possible Action on Approving Resolution 2022-008 SHSP Regular

Mr De la Cruz: This is also a police grant for \$33,000

A motion to approve Resolution 2022-008 SHSP Regular was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

Mr De La Cruz: Just so you know these grants are a yearly thing for us. I want to say we add them to our budget because they do count as salary

HH.Discussion and Possible Action on Approving Resolutions 2022-009 Stonegarden

Mr De La Cruz: Ok , this one here is probably the most important out of all of them. This is a \$90,000 grant. This one is Stonegarden and it is a police grant. This is for overtime. This helps out because out. Our pd is one of the lowest paid police departments in the valley. We are working on trying to change that but with the Stonegarden they are able to put in the extra time and make some extra money. Instead picking up shifts at the Walmart or whatever they can stay here and work.

Mayor: And is there a limit in overtime?

Mr De La Cruz: Yes, one thing that I like about this is that they have to show results so that brings more stops, more money for the city, and on top of that more arrests. We have seen an increase on stopping people with drugs and other stuff so it is a good grant.

A motion to approve Resolutions 2022-009 Stonegarden was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

Mayor: I just want to add, as long as everybody gets a fair chance. Not to micromanage on the chief. I know that some don't want it and then it will just leave a few but at least everybody has the opportunity

Mr De La Cruz: With Officer Leal, now Interim Chief Leal, we have seen a great difference on that. He is fair to all the officers and everyone is putting in the time doing 15 or 16 hours and they do distribute it around so I have seen a big change on that.

II. Discussion and Possible Action on Approving Maguire Iron, Inc. to make TCEQ repairs to water plant stand pipe.

Commissioner Cabrera: Can we vote on this one without legal being here?

Mr De La Cruz: Yes. On this one I am probably going to recommend; I have been thinking about this one. This is extremely needed. As a matter of fact, today we had TCEQ come by and we were fortunate enough to have a successful inspection but these guys spent about half a day yesterday trying on covering a lot of issues with that stand pipe. What I will tell you is this is that Maguire came in way lower than anyone else out there. We went out there and we got three quotes and we did give it due diligence. The closest quote to them was about 30,000 so there is no comparison, and I did contact them and they will give it to us in 2 payments.

Mayor: Two payments in two different years or in the same year?

Steve Cruz: No, you pay the first half this year and the second half next year

Mayor: So it will be in 2 years.

Steve Cruz: Yes

Mayor: If approved, how long before we see the final completion?

Steve Cruz: So what we were actually able to do mayor, I was able to cut down on the cost from the one I presented last year because I have crews that are actually working in the Donna right now, so from there they can come here. Really we could be here probably in about 2 weeks and to add to Mr De La Cruz's comment, I got a call yesterday to and I kind of said, we are working with the city. Obviously I know you guys and personally I was not going to throw you guys under the bus and say, no we don't have a contract. So I said we have worked with them in the past and I know they are working on trying to get that fixed. I don't know if this is going to pass or not but I just wanted help you out on that.

Mayor: We appreciate that

Mr De La Cruz: And what we are doing, Mayor, commissioners with the water plant right now, that is something that is needed immediately because it actually moves but there is pumps that we need and all of that. I know that Mr Rosales has been working really closely with Mr Cruz and other people trying to get quotes and trying to get everything in order. So we are going to get that water plant going.

Mayor: So we have Steve Cruz for any questions.

Commissioner Cabrera: How much is this going to cost us?

Commssioner Segura: 25 this year and 25 next year.

Mr De La Cruz: 51,000

Steve Cruz: No, its actually 49 remember

A motion to approve Maguire Iron, Inc. to make TCEQ repairs to water plant stand pipe was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

JJ. Discussion and Possible Action on the First Reading of the annexation of Mile 4 to Monte Cristo Rd.

Mr De La Cruz: Commission, mayor, on the way to the island, about 2 or 3 months ago, we were talking about the new development that is happening on Mile 18. Mr Ortega is building some homes on Mile 18 and Mile 4. Apparently a few years back, the commission signed a waiver for Mr Ortega, so we missed out on the possibility of do a voluntary annexation with Mr Ortega. This right here, and I'm not saying it is going to force him to do it but it is going to let the city eventually let the city be able to. We have the ETJ. It is on our ETJ but we can't provide the water and the sewer services right now but thinking about the future, once we get there, and it's already annexed, we can do the voluntary annexation and we can benefit from the taxes and so that is what our goal is. I have been trying to set up a meeting with Mr Ortega. I talked to him and he wanted to know what we had to offer. I told him we don't have to much to offer but what we can do is tell him, our fire department is going to be there and whatever I can do at that point in time. We are going to try to establish more point of communication with Mr Ortega and eventually get that voluntary annexation at that point in time.

Mayor: And for the residents too. They will be eligible for the discount for insurance.

Commissioner Cabrera: How much is this going to cost the city if we annex to there?

Mr De La Cruz: Nothing

Commissioner Cabrera: Nothing?

Mr De La Cruz: No, the only thing we are paying right now on the annexation is surveying fees which are about \$1,000 just to do the survey to try and find out where the points are and all that but all of that is pretty much covered

Commissioner Segura: Pretty much just Mile 4 and 1015, right?

Mr De La Cruz: We are actually going past Monte Cristo. We actually had a sit down with the City of Elsa. We met with JJ Ybarra and Mr Rodriguez and we had Eddie Saenz here and we talked about that division and it was sold as a gentlemen's agreement at the beginning of the conversation that it was a gentlemen's agreement that Mile 4 was going to be the dividing line. There are certain areas that Edcouch actually crosses into Elsa and Elsa crosses into Edcouch. So what we decided, just a gentlemen's agreement, was that Mile 4 was going to be the dividing line. They have also Missed out. That development belonged to Elsa

Mayor: Mile 4 eastside only

Mr De La Cruz: So Mile 4 eastside and it will go past Mile 19 and further down that way.

Commissioner Segura: Yeah on 1015 and Mile 4

Mayor: Yellow Jacket Drive. Your recommendation is?

Mr De La Cruz: Motion to approve

Mayor: How many readings are needed?

Mr De La Cruz: I want to say there is 3 readings.

Commissioner Segura: And they all have to come through the board?

Mr De La Cruz: Yes

Mayor: Do you add stuff to each reading or is it just the same thing?

Mr De La Cruz: It is the same thing

Mayor: But you give the opportunity for questions

Mr De La Cruz: I think eventually we will have like a town hall meeting and open a hall. Its always open right but yeah we will open it up for the community.

Commissioner Segura: And is there any way that we can get it on paper like a document, or contract between Edcouch and Elsa just to

Mr De La Cruz: Eventually yes we will. That was just like the first of the conversation. I do want to do something to where both cities get together and actually put that. There is going to be a lot of projects coming up that are going to require both of us. We have to understand that a lot of what affects when we are talking about drainage or when we are talking about infrastructure. All those things, whatever Elsa goes through we go through the same and whatever they benefit from we are going to benefit from. We have already learned that throughout the storms. There are certain areas that we are looking at. That is coming already. This trip over there is for that. We are going to be meeting with some people over there about the drainage. So that is going to be really important.

Commissioner Segura: For me, I just want to be sure and I want to have the actual contract before anything just because there is no legal and I want to make sure that they do it the right way on the annexation. You can put it on the agenda again. I'm just saying that I would feel better if there was already a contract because I don't want them saying something and then later on saying something else.

Mayor: I agree but can we do one and then get the contract going for the second one because we have to do it two more times and I agree because Weslaco and Mercedes are going through the same thing because one was overlapping the other.

Commissioner Segura: Yeah because now there is nothing there but you never know 10 years from there. I just want to make sure that we have everything

Mayor: So then if we could approve this one then next one get the contracts ready before we proceed for the second two.

Commissioner Segura: As long as as we are going to do that, im good with it.

Mayor: I'm just saying because of time saving. Anyway if we don't do the other 2 it doesn't pass.

Commissioner Segura: I just want to make sure that it is on record that I'm asking for a contract

Commissioner Cabrera: Why don't we just table the item and wait for them to speak to the guys in Elsa

Mr De La Cruz: I don't think we are there yet. This agenda item is basically so we can continue on with the engineering process and all of that. Once we get to the actual point we are really just annexing. We are adding

Mayor: This one is secured. Mile 4 to Monte Cristo. That is a boundary already. The other one that Joel is referring to where it keeps going that is the one that is in question.

Commissioner Segura: Hey you never know. Especially because Monte Cristo is supposed to get the businesses

Mayor: And turn into the district and we don't want to give it up and then in the other way we want to secure it as soon as possible

Commissioner Cabrera: I motion to table the item.

Mr De la Cruz: I beg to differ. This is going to stop the process

Mayor: We have two more rounds to go. We just didn't want to waist additional time.

Mr De La Cruz: But it is up to you all.

Mayor: We are relatively safe on this one. It is so we can continue going with the plans we have with Mr Ortega with Eddie so we can start talking about these things.

Commissioner Segura: The contract is what has you

Commissioner Cabrera: Yes the contract. We don't have anything in writing. They can turn around and say you know what no

Mr De la Cruz: But what I'm saying is that, that property is already on our ETJ. The oje that we are talking about. What we were talking about was future. So what I am saying is Mile 4 and this is explaining Mile 4 East all the way to Mile 18. So what I explained to you and what I am trying to say is that past Mile 18 there is still properties over there and there is a certain development that is going on over there that belongs to Elsa.

Mayor: But that is not this one.

Mr De la Cruz: That is not this one. This one already belongs to Edcouch so if you all table it you are going to stop it and we are not going to progress

Mayor: This one is already ours. The map is already there.

Mr De La Cruz: Yeah, this one has nothing to do with Elsa. This one is already on our ETJ.

Commissioner Segura: So what if we pass it and lets say in the next meeting he gets you the contract. We pass it right now

Mr De La Cruz: Again the contract itself right now as we speak Mile 4 from Mile 16 all the way to Mile 18. Mile 4 is the dividing line for Edcouch and Elsa. Past 18, I just felt like I had to let you guys know because I don't want you to think that it is going to be Mile 4 all the way to Monte Alto. Its not. It is up to Mile 18.

Commissioner Segura: Even though their mail or whatever says Edcouch.

Mr De La Cruz: Yes, there is going to be a part there that is going to be Elsa but we are not talking about this particular case

Mayor: And it is not that. Its just this part.

Commissioner Segura: Like I said, you want to table it, its your decision but if that is what makes you feel uncomfortable then we can pass it but you can say that knowing that in the next meeting they will have the contract.

Mr De La Cruz: I don't think it will be in the next meeting. I mean something like that I think is going to take a little longer.

Commissioner Segura: For a contract?

Mr De La Cruz: To negotiate something that is going to deal with property with another city is not an overnight thing and this is going to slow us down.

Commissioner Segura: Ok but then you are saying that we have 3 rounds so how long are those rounds going to take?

Mr De La Cruz: Yeah but those 3 rounds are just for this particular project, for this ETJ, all the way to 18 but like I said it is up to you all. I'm just saying it will delay this particular project.

A motion to Table First Reading of the annexation of Mile 4 to Monte Cristo Rd. was made by Alderman Cabrera, 2nd by Alderman Segura. All Voted Aye/Motion. Motion Carried.

Commissioner Segura: What is the problem? What is the issue?

Commissioner Cabrera: Well they are already saying that Mile 4 ends all the way to Monte Cristo. That is the part, right?

Mayor: No, this is the one before.

Commissioner Cabrera: Which one is that one?

Mayor: Yellow Jacket Drive all the way to the intersection.

Commissioner Gutierrez: On Mile 18

Commissioner Cabrera: O just there?

Mayor: Just there. We still haven't gotten to the other piece.

Mr De La Cruz: There is another project, that is why I brought it up.

Commissioner Cabrera: I retract my motion to Table the Item and I want to motion to approve

A motion to Retract the Table and Motion to approve First Reading of the annexation of Mile 4 to Monte Cristo Rd. was made by Alderman Cabrera, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

KK.Discussion and Possible Action on Change Order No. 1 for the City of Edcouch Sanitary Sewer Project Phase II, subject to TWDB approval

Mr De La Cruz: This is a really strange situation and don't want to confuse anybody this packet I gave it separate. Basically, this is a project from 2015 and this is a loan that the city got for 3. Something million dollars to do some sewer changes and water meters and all this good stuff. What happened was that the city did not have audits up to date and when they came up and said they were going to do a change order for Phase II of this particular project the state said they could not give the city any more money and would be keeping it until the audits are up to date. As you know, when this administration too over we were about 5 or 6 audits behind, and we caught up. In that time of catching up we were working with the Texas water Development Board, and we have been working really hard with these guys. The auditors from the Texas Water Development Board finally said they are going to release. It is about \$300,000. They are going to release. Remember we went and met with those people in Austin. So what happened was, they were going to release the money and then the TWDB engineers section came out and said, wait a minute no, you can't release the funds because they still don't have any closing documents because the engineer back then, which was Fulcrum hadn't cleared the money. So going back and forth, we were happy we were going to be getting the documents. Fulcrum couldn't find their documents and so what ended up happening was they told us that they were going to recreate them. Eddie Saenz contacted Southern Trenches who was the contractor on this project and Southern Trenches said, no sir, we finished the project. We completely finished the project. We actually did Phase II. I said ok, so they said the city owes us about \$290,000. So what we ended up doing was we had a meeting there and I kind of threw a fit at Fulcrum and we ended up just walking out. After some conversation with southern Trenches we were able to salvage about \$180,000 from the 300 we were looking at. So they went and did the closing documents and said we were not going to find the Phase II approval from the commission and I asked why would we not find it. They said because it never really happened. So basically a lot of what was happening here before pretty much happened on this one where somebody just told somebody you know what just go ahead and do it and don't worry about it. They went and did it without any approval from the commission.

Mayor: So how much doe TWDB owe us?

Mr De La Cruz: 300,000

Mayor: And then Southern Trenches is asking for how much?

Mr De La Cruz: They had started out with 290 and they ended up at 110.

Mayor: But we won't have to pay them until we get these 300 thousand.

Mr De La Cruz: Yes, I am not going to pay until we get paid.

Mayor: And then after that we will get the remainder and we can use that for other projects?

Mr De La Cruz: Yes, Commission, mayor I have the closing documents at hand already stamped, signed, sealed and I have them ready. So this will be sent to TWDB. Whenever we get those 300 thousand that is when we will pay Southern Trenches and in addition to that Fulcrum is charging another \$9000.

Mayor: Anything on warranty that is still going?

Mr De La Cruz: Unfortunately mayor, that is not going to be possible. Their warranty is for 1 year and that is pretty much it. They did provide us with a video, because part of the initial contract is a video of the work that they do.

Mayor: So we will get almost 200 thousand that were lost.

Mr De La Cruz: Yes, almost 200 thousand that were lost.

Mayor: Your recommendation is for what?

Mr De La Cruz: I recommend to approve.

Mayor: With the understanding that we won't pay until we get the money.

A motion to approve Change Order No. 1 for the City of Edcouch Sanitary Sewer Project Phase II, subject to TWDB approval was made by Alderman Gutierrez, 2nd by Alderman Segura. All Voted Aye/Motion. Motion Carried.

LL. Discussion and Possible Action on final payment request from Southern Trenches for the City of Edcouch Sanitary Sewer Project Phase II, subject to TWDB approval.

Mr De La Cruz: Same like the last one and I am recommending approval.

Comisisoner Segura: But that is the \$9,000 that we owe. So in total we owe 119,000?

Mr De la Cruz: Yes, there is actually the Change Order and the Payment Request. The Change Order is for that amount and the Payment Request is you all giving me authorization to do the Payment Request.

Mayor: This is the request. We are not paying anything yet.

A motion to approve final payment request from Southern Trenches for the City of Edcouch Sanitary Sewer Project Phase II, subject to TWDB approval was made by Alderman Gutierrez, 2nd by Alderman Segura. All Voted Aye/Motion. Motion Carried.

MM. Discussion and Possible Action on Resolution accepting completion of the City of Edcouch Sanitary Sewer Project Phase II

Mr De la Cruz: Reccomending approval

A motion to approve accepting completion of the City of Edcouch Sanitary Sewer Project Phase II was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

NN. Discussion and Possible Action on authorization to issue request for proposals (RFPs) for administrative services and requests for qualifications (RFQs) for engineering services related to the Community Development Block Grant 2019 DR-4454 Lower Rio Grande Valley and Severe South Texas Storms of 2018 DR4377 grant program administered by the Texas General Land Office (GLO)

Mr De La Cruz: Mayor, we are recommending approval on this item. This came to us by email. There is a grant from GLO coming in. It is actually a 2-million-dollar grant. It is a million dollar per year. It's a 2018, I put a copy of what it is of the stones of what happened in 2018 and 2019. Basically, this is so we can go out and get RFQs for the grant writers. There are some people out there that they have been sending us and we go out for RFQs, we get a list of people, bring them to you, and then I make my recommendation and then you all take a look at what they do. They can come in and talk to you and then at that point you all decide who you want to use.

Mayor: So before we secure that money somebody has to request it.

Mr De La Cruz: So you will be getting approached in this visit going to the island by some people because the county wants to do something with those funds of the 1st year of the 2019 GLO. They want to do something and that is a really for sure one.

A motion to approve authorization to issue request for proposals (RFPs) for administrative services and requests for qualifications (RFQs) for engineering services related to the Community Development Block Grant 2019 DR-4454 Lower Rio Grande Valley and Severe South Texas Storms of 2018 DR4377 grant program administered by the Texas General Land Office (GLO) was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

OO. Discussion and Possible Action on Discussion and Possible Action on Liberty Bell Group, LLC, owner, has filed with Planning and Zoning Commission request for a Change of Zone from Single-Family Residential to Multi-Family. The property is legally described as being Yates Addition Blk 4 E 1/2 of 2, Edcouch, Hidalgo County, Texas. The property is physically located at 307 W Cochran Ave, Edcouch, TX 78538.

Mr De La Cruz: This item was brought to Planning and Zoning last week and we are recommending approval. The information is in your packet. This is a property that right now is residential, for them to be able to build a fourplex it has to be listed as multi-family.

A motion to approve Liberty Bell Group, LLC, owner, has filed with Planning and Zoning Commission request for a Change of Zone from Single-Family Residential to Multi-Family. The property is legally described as being Yates Addition Blk 4 E 1/2 of 2, Edcouch, Hidalgo County, Texas. The property is physically located at 307 W Cochran Ave, Edcouch, TX 78538. was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

PP. Discussion and Possible Action on pending Litigations.

A motion to Table item T and Item U was made by Alderman Segura, 2nd by Alderman Gutierrez. All Voted Aye/Motion. Motion Carried.

QQ.Executive Session: Texas government code Chapter 551, Section 551:071, Consultation with city Attorney.

Pursuant to Chapter 551 Section 071: Consultation with the City Attorney, the Council shall convene to Executive Session to discuss the following:

- 1) Discussion and Possible Action on pending Litigations.**

RR.Adjournment

A motion to Approve Adjourn was made at 6:43pm by Alderman Segura, a second motion was made by Alderman Cabrera . All in favor signify by saying Aye. Opposed. Motion Carried.

Mr De La Cruz: I haven't gotten a call but I recommend that we post pone the special board meeting.

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

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 18TH day of April 2022 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 5th DAY OF May 2022.

Victor H. De La Cruz
City Manager