



**EDINBURG CITY COUNCIL
CITY OF EDINBURG, HIDALGO COUNTY, TEXAS**

Location: City of Edinburg
City Hall-Council Chambers
415 West University Dr.
Edinburg, Texas 78541
MAY 16, 2017

**REGULAR MEETING AGENDA
6:00 PM**

I. CALL TO ORDER, ESTABLISH QUORUM

A. Prayer.

B. Pledge of Allegiance.

II. CERTIFICATION OF PUBLIC NOTICE

III. 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. If a resident desires to make a public comment, 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.

IV. PRESENTATION

A. Presentation Regarding AT&T Small Cells by JD Salinas. [Ponciano N. Longoria, P.E., C.F.M., Director of Engineering]

V. PROCLAMATIONS

A. Presentation of Proclamation Recognizing:

1. Arnoldo F. Benavides, Freddy Gonzalez Elementary School Principal, ECISD.
2. May 2017 as Lupus Awareness Month and Put on Purple Day.
3. May 2017 as Elder Abuse Awareness Month.
4. May 2017 as Motorcycle Awareness Month.

VI. ORDINANCE

- A. Consider Approval of Ordinance: **(1)** Abandoning a 10 foot by 56 foot Tract, Piece or Parcel of Land Lying and Being Situated in the City of Edinburg, Hidalgo County, Being a Portion of a Utility Easement Out of Lot 1, The Residents at Edinburg Subdivision No. 2, **(2)** Accepting the Dedication of a Utility Easement Grant of a 10 foot Wide U-Shaped Tract Out of Lot 1, The Residence Subdivision Phase II, **and (3)** Authorizing City Manager to Execute the Documents Relating Thereto, as Requested by Edinburg Phase II, LTD. [Jesus R. Saenz, Director of Planning & Zoning]

VII. AWARDING OF BIDS

- A. Consider Awarding Bid No. 2017-73, Disposal of Used City Tires, to Texas Land Reclamation, LLC dba UTW Tire Collection Services in the Amount of \$10,300 and Authorize the City Manager to Enter Into a Contract Relating Thereto. [Ramiro L. Gomez, Director Solid Waste Management]
- B. Consider Awarding Bid No. 2017-80, Evangeline Gardens Subdivision Sanitary Sewer Improvements, to Castle Enterprises LLC, for the Base Bid Amount of \$240,532.27 and Alternate Bid Nos. 1-7 in the Amount of \$108,420 for a Total Bid Amount of \$348,952.27 and Authorize the City Manager to Enter Into an Agreement Relating Thereto. [Arturo Martinez, Director of Utilities]
- C. Consider Awarding Job Task Order No. 1 to Raba Kistner, Inc., Based on RFQ No. 2016-006, for Geo-Technical Engineering for Construction Material Testing and Observation of the Construction of the Edinburg Transit Terminal, in the Amount of \$29,403 and Authorize the City Manager to Execute Said Job Task Order. [Ponciano N. Longoria, P.E., C.F.M., Director of Engineering]
- D. Consider Awarding Bid No. 2017-82, Police Ammunition, to Kiesler Police Supply, Inc. for Item 1 in the Amount of \$5,909; to Precision Delta Corp. for Item 3 in the Amount of \$4,826.25; and to Bailey's House of Guns, Inc. for Items 2 and 4 in the Amount of \$40,099.60. [David White, Chief of Police]

VIII. CONTRACTUALS

- A. Consider Authorizing the City Manager to Enter and Execute 1.) Construction of the McIntyre Pedestrian Crossing Project in the Amount of \$401,749 and 2.) Maintenance and Insurance Agreement in the Amount of \$15,150 with Rio Valley Switching Company. [Ponciano N. Longoria, P.E., CFM, Director of Engineering]
- B. Consider Authorizing the City Manager to Execute a Petition For Exclusion with Hidalgo County Irrigation District Number No. 2 Regarding a 33.99 Acre Tract of Land Out of a Part or Portion of Lots 28, 37, 38 and all of Lots 29 and 36, the M.L. Woods Tract No. 4, Hidalgo County, Texas . [Ponciano N. Longoria, P.E. Director of Engineering]
- C. Consider Authorizing the City Manager to Execute Amendment Number 2 to the Interlocal Agreement Between the Lower Rio Grande Valley Development Council, City of Edinburg and Edinburg Economic Development Corporation for the Joint Development of the Edinburg Transit Terminal. [Ponciano N. Longoria, P.E., C.F.M., Director of Engineering]
- D. Consider a Building Space Lease Agreement Between the City of Edinburg and IDEA Public Schools for Lease of Certain Building Spaces in the Sports & Wellness Center and Authorize the City Manager to Execute Same. [Sonia Marroquin, Assistant City Manager]
- E. Consider Discussion and Possible Termination of Interlocal Agreement Between the City of Edinburg and the Edinburg Consolidated Independent School District (ECISD) for the Joint Use and Development of Memorial/Eisenhower Sports Complex.

IX. APPOINTMENT

- A. Discuss and Consider Appointment to the City Advisory Board and Committee for the Following:
 - 1. Recreation and Park Board-One Member

X. BUDGET

- A. Discuss Possible Tax Rate Decrease for the City of Edinburg for Fiscal Year Beginning October 1, 2017 through September 30, 2018. [Ascencion Alonzo, Director of Finance]

XI. 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. Discussion and Possible Action Regarding Pending Litigation for Building Defects at Dustin Sekula Memorial Library, Edinburg City Hall, Police Headquarters and Solid Waste Treatment Center; Cause No. C-6817-14-A; *City of Edinburg vs. DESCOR CONSTRUCTION, ENRIQUEZ ENTERPRISES, INC., VELASCO CONSTRUCTION DEVELOPMENT, LP*, (Incorrectly Named Defendant *JOHNSON BROTHERS CONSTRUCTION LLC* , Correctly named *Defendant JOE WILLIAMSON CONSTRUCTION COMPANY*). (§552.071 Consultation with Attorney; Closed Meeting.)
- B. Discussion and Possible Action Regarding Legal Issues Concerning First Amendment to Intergovernmental Cooperative Agreement Between the City of Edinburg and Palm Valley Animal Center (PVAC) for the Operation of a Regional Animal Shelter, for the Period of October 1, 2016, through September 30, 2017. (§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.

XII. 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 May 19, 2017 at 10:59 AM

By: _____
Myra L. Ayala Garza, City Secretary
City of Edinburg, Texas

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.

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.