



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

LOCATION: City of Edinburg
City Hall-Council Chambers
415 West University Dr.
Edinburg, Texas 78541

SEPTEMBER 06, 2016

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. PROCLAMATIONS

- A. Presentation of Proclamations Recognizing:
 - 1. September 2016 as Childhood Cancer Awareness Month.
 - 2. Retiree David Valdez, Edinburg Police Department.

V. PUBLIC HEARINGS

- A. Hold Public Hearing and Consider Ordinances Providing for the Comprehensive Plan Amendment from Industrial Uses to General Commercial Uses and the

Rezoning Request from Industrial (I) District to Commercial General (CG) District, Being a 3.34 Acre Tract of Land Out of Lot 4, Section 243, Texas-Mexican Railway Company Survey, Located at The Southwest Corner of Monte Cristo Rd. and Interstate 69C, as Requested by Arguindegui Investments Ltd. **(Requires a 4/5 vote by City Council to overturn Planning & Zoning Commission Action)** [Jesus Saenz, Director of Planning & Zoning]

- B. Hold Public Hearing and Consider Ordinances Providing for the Comprehensive Plan Amendment from Industrial Uses to General Commercial Uses and the Rezoning Request from Agricultural (AG) District to Commercial General (CG) District, Being a 0.56 Acre Tract of Land Out of Lot B, Barrera Subdivision, Located at 5212 S. Interstate 69C, as Requested by Perfecta De La Rosa. **(Requires a 4/5 vote by City Council to overturn Planning & Zoning Commission Action)** [Jesus Saenz, Director of Planning & Zoning]
- C. Hold Second Public Hearing on Proposed Tax Revenue Increase for the City of Edinburg for Fiscal Year Beginning October 1, 2016 through September 30, 2017 and Schedule a Meeting to Adopt the 2016-2017 Tax Rate. [Ascencion Alonzo, Director of Finance]
- D. Hold Public Hearing on the Proposed Budget for the City of Edinburg for Fiscal Year Beginning October 1, 2016 and Ending September 30, 2017. Consider Ordinance Adopting the Budget for the City of Edinburg for Fiscal Year Beginning October 1, 2016 and Ending September 30, 2017. [Ascencion Alonzo, Director of Finance]

VI. ORDINANCES

- A. Consider Reviewing and Approving Ordinance Amending the Budget for the 2015-2016 Fiscal Year by Providing Additional Appropriations to the General Fund, Utility Fund, T.C.S.A. Fund, and the Boys & Girls Club Fund. [Ascencion Alonzo, Director of Finance]
- B. Discuss and Consider Amending the Bylaws of the Edinburg Economic Development Corporation, Article II Board of Directors, Section I Powers, Number and Term of Office; and Appointments to the Edinburg Economic Development Corporation Board of Directors. [Richard M. Hinojosa, City Manager]

VII. VARIANCES

- A. Consider Variance Request to the City's Unified Development Code as Follows: Article 7 – Plat and Site Plan Design, Division 7.400 Subdivision Development and Design, for Abe Solis Subdivision, Being a 0.43 Acre Tract of Land out of Lot 8, Section 238, Texas-Mexican Railway Company Survey, Located on the west side of Mon Mack Road, 660-feet north of Chapin Road, as Requested by B.I.G. Engineering. [Jesus R. Saenz, Director of Planning & Zoning]
- B. Consider Variance Request to the City's Unified Development Code as follows: Article 7 – Plat and Site Plan Design, Division 7.400 Subdivision

Development, for Pueblo De Palmas 19 Subdivision, Being a 19.75 Acre Tract of Land out of Lots 10, 11, & 12, Block 40, Amended Santa Cruz Gardens Unit #2, Located on the North side of Davis Road and the West side of Kenyon Road, as Requested by Melden and Hunt, Inc. [Jesus R. Saenz, Director of Planning & Zoning]

- C. Consider Variance Request to the City's Unified Development Code as follows: Article 3, Districts and Bulk Standards, Section 3.303 Multi-Family, for Russell Village Subdivision, 15.00 Acre Tract of Land out of Lot 16, Section 239, Texas-Mexican Railway Company Survey, Located on the North Side of Russell Road and East of Sugar Road, as Requested by J & R Engineering, LLC. [Jesus R. Saenz, Director of Planning & Zoning]
- D. Consider Variance Request to the City's Unified Development Code as follows: Article 3, Districts and Bulk Standards, Section 3.303 Single-Family, for Canton Heights Subdivision, 15.00 Acre Tract of Land out of Lot 11, Kelly-Pharr Subdivision, Located on the South Side of Canton Road and East of Sugar Road, as Requested by SAMES Engineering. [Jesus R. Saenz, Director of Planning & Zoning]
- E. Consider Variance Request to the City's Unified Development Code as follows: Article 7 - Plat and Site Plan Design, for The Reserves at Canton Subdivision, Being a 46.70-Acre Tract of Land out of Lot 3, Block 1, John Closner Subdivision, Located on the Southeast Corner of Raul Longoria Road (FM 1426) and Canton Road Intersection, as Requested by Quintanilla, Headley and Associates, Inc. (*Motion Required to Remove from Table. This Item was Tabled at the August 23, 2016 City Council Meeting*) [Jesus R. Saenz, Director of Planning & Zoning]

VIII. AWARDING OF BIDS

- A. Consider Awarding Bid No. 2016-92, Purchase of Twenty-Five Handheld Ticket Writers, to Tyler Technologies, in the Amount of \$32,100. [Maribel Velasquez, Court Administrator]
- B. Consider Awarding Bid No. 2016-94, Purchase of Two (2) Trench Boxes, to HD Supply Waterworks, LTD., in the Amount of \$23,307.43. [Arturo Martinez, Director of Utilities]
- C. Consider Awarding RFQ 2016-003, Professional Engineering Services & Project Management Services to the Qualified Firm(s) and Authorize the City Manager to Enter Into a Professional Services Contract with Such Firm(s) as Projects Arise Pursuant to the City's Ordinances and Procurement Policies. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]
- D. Consider Awarding RFQ 2016-004, Professional Architectural Services to Qualified Firm(s) and Authorize the City Manager to Enter Into a Professional Services Contract with Such Firm(s) as Projects Arise Pursuant to the City's Ordinances and Procurement Policies. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]

- E.** Consider Awarding RFQ 2016-005, Land Surveying Services to Qualified Firm(s) and Authorize the City Manager to Enter Into a Professional Services Contract with Such Firm(s) as Projects Arise Pursuant to the City's Ordinances and Procurement Policies. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]
- F.** Consider Awarding RFQ 2016-006, Geo-Technical Engineering to Qualified Firm(s) and Authorize the City Manager to Enter Into a Professional Services Contract with Such Firm(s) as Project Arise Pursuant to the City's Ordinances and Procurement Policies. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]
- G.** Consider Awarding RFQ 2016-007, Real Estate Appraisal Services to Qualified Firm(s) and Authorize the City Manager to Enter Into a Professional Services Contract with Such Firm(s) as Projects Arise Pursuant to the City's Ordinances and Procurement Policies [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]
- H.** Consider Awarding RFQ 2016-008, Right-of-Way Acquisition Services to Qualified Firm(s) and Authorize the City Manager to Enter Into a Professional Services Contract with Such Firm(s) as Projects Arise Pursuant to the City's Ordinances and Procurement Policies. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]
- I.** Consider Authorizing the Purchase of One (1) 2016 Ford F-150 Truck from Silsbee Ford, through the Houston Galveston Area Council (HGAC), in the Amount of \$21,684.30. [David White, Chief of Police]
- J.** Consider Authorizing the Purchase of Five (5) 2017 Ford Interceptor SUV's from Silsbee Ford, through the Local Government Purchasing Cooperative (BuyBoard), in the Amount of \$153,935. [David White, Chief of Police]
- K.** Consider Authorizing the Expenditure for the Repair of Unit 485, 725 Articulated Truck, to Holt Caterpillar of Edinburg, Texas, in the Amount of \$28,074.43. [Ramiro L. Gomez, Director Solid Waste Management]
- L.** Consider Approval of Change Order #2 to Agreement with Candela Organization, LLC for Award of Bid No. 2016-64, Construction of the Edinburg Police Department Training Facility, Increasing the Contract Amount by \$16,750 and Authorize the City Manager to Execute Change Order Relating Thereto. [David E. White, Chief of Police]
- M.** Consider Rescinding Awarding of Bid No. 2016-19, Item No. 1 - 36,000 Rounds of Federal Premium LE, Gold Dot Duty Rifle Ammunition 223 Rem. (5.56 X 45mm) to GT Distributors, Inc.; and Award Bid No. 2016-19, Item No. 1 - 36,000 Rounds of Federal Premium LE, Gold Dot Duty Rifle Ammunition 223 Rem. (5.56 X 45mm) to Kiesler Police Supply Inc., in the Amount of \$22,387.68. [David White, Chief of Police]
- N.** Consider Authorizing the City Manager to Negotiate and Enter into Lease Agreements with Ricoh USA, Inc. and Total Imaging Solutions, Inc. for Installation

of Multifunctional Copier Equipment Utilizing the State of Texas Department of Information Resources (DIR) Contract. [Ascencion Alonzo, Director of Finance]

IX. CONTRACTUALS

- A.** Consider Authorizing the Mayor to Renew and Execute an Interlocal Agreement Between the City of Edinburg, Texas; City of Brownsville, Texas; the Cameron County District Attorney's Office; the City of McAllen, Texas, and the City of Pharr, Texas, Regarding a Mutual Aid (Burglary and Theft of Motor Vehicle) Law Enforcement Task Force to Cooperate in Certain Criminal Investigations. [David White, Chief of Police]
- B.** Consider Authorizing the City Manager or his Designee to Enter Into and Execute a Memorandum of Understanding (MOU) Between the Rio Grande Valley ("RGV") Texas Anti-Gang ("TAG") Center and the City of Edinburg Police Department. [David White, Chief of Police]
- C.** Consider Authorizing the City Manager to Enter Into a Memorandum of Understanding Between the City of Edinburg and AVANCE for the Purpose of a Fathers in Action/Padres Activos Program Beginning September 2016 and Ending July 2017. [Leticia S. Leija, Director of Library & Cultural Arts]
- D.** Consider Authorizing the City Manager to Execute Agreement Between the Rio Grande Valley Prospects (Organization) and City of Edinburg for the Use of the Baseball/Softball Fields Located at Memorial, Bicentennial, Jaycee and Municipal Parks. [Joe Filoteo, Director of Parks and Recreation]
- E.** Consider Authorizing the City Manager to Execute an Inter-local Agreement Between the City of Edinburg and Hidalgo County Concerning Certain Improvements to State Highway 107 (University Dr.) and US Business 281 (Closner Blvd.) Intersection. [Ponciano N. Longoria. P.E., C.F.M., Director of Public Works]
- F.** Consider a Lease Agreement Between the City of Edinburg and Educate South Texas of McAllen, LTD D/B/A Sylvan Learning Center for Lease of Building Space in the Sports & Wellness Center and Authorize the City Manager to Execute Same. [Sonia Marroquin, Assistant City Manager]

X. WAIVER

- A.** Consider Authorizing the City Manager to Waive Fees for the Use of the Edinburg Activity Center for the County of Hidalgo 2016 Employee Health Fair on Wednesday, October 26, 2016. [Sonia Marroquin, Assistant City Manager]

XI. BUDGET

- A.** Consider Transfers of Funds in the Fiscal Year 2015-2016 Budget Within the Following Accounts:

1. General Fund: FROM Travel, Trainings, Meetings TO Office Supplies; and Office Equipment, in the Amount of \$1,700. [Richard M. Hinojosa, City Manager]
2. General Fund: FROM Wearing Apparel; and Office Supplies TO Communications; and Motor Vehicles, in the Amount of \$1,150. [Shawn M. Snider, Fire Chief]
3. General Fund: FROM Salaries TO Special Projects, in the Amount of \$22,815. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]
4. General Fund: FROM Professional Services TO Office Equipment & Furniture; and Motor Vehicles, in the Amount of \$1,200. [Joe Filoteo, Director of Parks & Recreation]
5. General Fund: FROM Promotional Supplies TO Overtime; Group Insurance; and Taxes, in the Amount of \$54,500. [Joe Filoteo, Director of Parks & Recreation]
6. General Fund: FROM Office Equipment; Communications; and Travel, Training, Meetings TO Motor Vehicles, in the Amount of \$4,500. [Joe Filoteo, Director of Parks & Recreation]
7. General Fund: FROM Salaries TO Salaries; Group Insurance; Disability Insurance; Taxes; and Retirement, in the Amount of \$17,700. [Ascencion Alonzo, Director of Finance]
8. Utility Fund: FROM Salaries; Longevity; Group Insurance; Disability Insurance; Taxes; Retirement; and Worker's Compensation TO Salaries; Longevity; Group Insurance; Disability Insurance; Taxes; Retirement; and Worker's Compensation, in the Amount of \$42,229. [Arturo Martinez, Director of Utilities]

- B.** Consider Approval of the Edinburg Economic Development Corporation Fiscal Year 2016-2017 Budget. [Agustin Garcia, Jr., Executive Director, Edinburg Economic Development]

XII. APPOINTMENTS

- A.** Discuss and Consider Appointments to the City Advisory Boards and Committees for the Following:
1. Amigos Del Valle Board of Directors-One Member, One Alternate
 2. Edinburg Economic Development Corporation Board of Directors-One Member (Councilmember David Torres)
 3. Mayor Pro Tem-One Councilmember
 4. Lower Rio Grande Valley Development Council-One Member
 5. Planning and Zoning Commission-One Member
 6. Hidalgo County Metropolitan Planning Organization-One Member, One Alternate

XIII. 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.

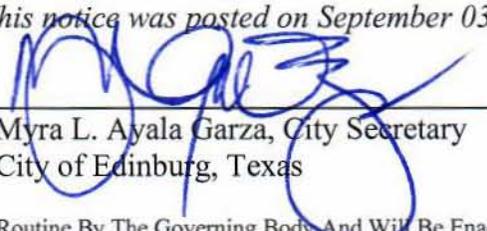
- A. Discussion and Possible Action Regarding Economic Incentives Concerning Project Spread (551.071. Consultation with Attorney; Closed Meeting; 551.072. Deliberation Regarding Real Property; Closed Meeting; and 551.087 Deliberations Regarding Economic Development Negotiations; Closed Meeting)
- B. Discussion and Possible Action Regarding Economic Incentives Concerning Project Forum (551.071. Consultation with Attorney; Closed Meeting; and 551.087 Deliberations 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.

XIV. 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 September 03, 2016 at 5:00 p.m.

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.