



Mayor Oscar D. Montoya  
Mayor Pro-Tem Joe Martinez  
Commissioner Leonel Benavidez

Commissioner Jacob Howell  
Commissioner Jose M. Gomez  
City Manager Alberto Perez

MERCEDES CITY COMMISSION  
REGULAR MEETING  
JUNE 15, 2021 – 6:00 P.M.  
MERCEDES CITY HALL – COMMISSION CHAMBERS  
400 S. OHIO AVE., MERCEDES, TX 78570

“At any time during the course of this meeting, the City Commission may retire to Executive Session under Texas Government Code 551.071(2) to confer with its legal counsel on any subject matter on this agenda in which the duty of the attorney to the City Commission under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code. Further, at any time during the course of this meeting, the City Commission may retire to Executive Session to deliberate on any subject slated for discussion at this meeting, as may be permitted under one or more of the exceptions to the Open Meetings Act set forth in Title 5, Subtitle A, Chapter 551, Subchapter D of the Texas Government Code.”

- 1.) Call Meeting to Order
- 2.) Establish Quorum
- 3.) Invocation
- 4.) Pledge of Allegiance
- 5.) Open Forum-

Maximum length of time of forum is forty-five minutes with individual presentations limited to a maximum of five minutes. The City Commission can take no formal action on any city related matter discussed during the open forum. Persons who wish to participate in this portion of the meeting shall sign up as they arrive, indicating the topic about which they wish to speak. No one will be able to sign up **AFTER 5:50 PM**. The information required for signing up must be completed by that time. No public comments will be allowed during any agenda item unless recognized by the Mayor or if the item requires a public hearing. State your name and address before beginning your presentation.

There can be no comments about specific employees. By Charter, the City Manager is exclusively given authority over personnel matters, including complaints against city personnel. All complaints against city personnel will be addressed pursuant to Mercedes Personnel Policies.

Comments must not be repeated and the Commission is not required to answer any question from the public. Any person who decides to directly question any member of the City Commission will be asked to discontinue their comments. The City Secretary's office representative will be responsible for notifying each presenter that their five-minute time limit has expired.

6.) **Items on the Regular Agenda**

City Commission encourages members of the public to address items on the Regular Agenda posted for discussion and action. On the day of the meeting by 5:45 p.m., persons wishing to speak may sign up at the City Secretary's table outside the Council chambers. The City Secretary also will accept e-mail or faxed requests in advance of the meeting. Speakers will be limited to 5 minutes each. Members of the public will be allowed to speak on the specific agenda items that they sign up for a total of 5 minutes at the beginning of the meeting.

Please call the City Secretary's Office at (956) 565-3114 if we may assist you in participating in the City Commission meetings.

7.) **Presentations:**

A.) Update on Brush Pick Up from Waste Connections.

8.) **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; however, if discussion is desired, that item(s) will be removed from the Consent Agenda and will be considered separately.)*

A.) Action to Authorize Staff to Expend Awarded Operation Stonegarden Grant FY20 #3172806 Monies to Purchase Vehicle for Police Purposes

B.) Action to Authorize Staff to Expend Awarded Operation Stonegarden Grant FY18 #3172804 monies to Purchase Mobil Surveillance Tower

9.) **City Manager Comments:**

1.) Financing Information for Motor Grader and Backhoe 2.) Ownership of Hidalgo St. 3.) Process on budgeted items

10.) **Ordinances and Resolutions:**

A.) Public Hearing: Discussion and Possible Action on Rezoning Ordinance, to Rezone Lots 22-31 & 36-52 from Class "N" Newley Annexed to Class "C" Apartment District; Mira Vista Phase II Ordinance No. 2021-05, Applicant Red Rock Real Estate Development Group, LTD. (Planning Director)

B.) Approval of First reading of Ordinance No. 2021-06 to convey City-owned Properties, being lots 19 & 20, Block 70, Mercedes Original Townsite to purchasers for value via sealed bids. (City Attorney)

11.) **Management Item(s):**

A.) Discussion and Possible Action in formulating a plan of action surrounding Code Enforcement and the Enforcement of City Ordinances within the City of Mercedes. (City Manager)

B.) Discussion and Possible Action to Provide the City Commission Meeting's Agenda Packets to the Public on the City of

- Mercedes webpage on the day of the Meeting's Public Posting. (Commissioner Benavidez & Commissioner Gomez)
- C.) Discussion and Possible Action to approve the purchase of John Deere Zero Turn Tractors and John Deere Gator. (Public Works Director)
- D.) Discussion and Possible Action to approve the purchase of Utility Trailers. (Public Works Director)
- E.) Discussion and Possible Action on Invoice for Chambers for Movies at the Park (Finance Director)
- F.) Discussion and Possible Action on Riverstone Estates Phase II – Preliminary Final Plat Approval (Public Works Director)
- G.) Discussion and Possible Action to charge a fee on all requests for records. (City Manager)
- H.) Discussion and Possible Action to approve a Gorman Rupp Pump for Sanitary Sewer Emergencies. (Public Works Director)
- I.) Consideration and Possible Action on approval of Pumps for Pumping Station at Collier Park. (Public Works Director)
- J.) Discussion and Possible Action on Approval to direct City Manager to develop a City Improvement Plan and City Action Plan with regards to City infrastructure, streets, water/sewer plants, city buildings and parks. (Commissioner Howell & Commissioner Martinez)

**12.) Bids/Contracts:**

- A.) Discussion and Possible Action to renew the agreement with LoneStar Logos Management for 2022. (City Manager)
- B.) Discussion and Possible Action to secure bids for Audit services. (Finance Director)
- C.) Discussion and Possible Action on Interlocal Agreement with County of Hidalgo for the use of their equipment and materials. (City Manager)
- D.) Approval of Agreement between the City of Mercedes and Texas Division of Emergency Management "TDEM" in relation to Winter Storm (DR-4586) Grant Terms and Conditions. (Grants Coordinator)

**13.) Future Agenda Items:**

**14.) Monthly Department Reports**

**15.) Executive Session: Chapter 551, Texas Government Code, Section 551.071 (Consultation with Attorney), Section 551.072 (Deliberation regarding Real Property), Section 551.074 (Personnel Matters) and Section 551.087 (Economic Development)**

- A.) Consultation with legal counsel pursuant to Texas Government Code 551.071 to receive communication protected by the attorney client communications privilege and regarding reasonably anticipated litigation.
- B.) Discussion with legal counsel regarding the basis to remove DCM Board Member. (Commissioner Benavidez & Commissioner Gomez)
- C.) Discussion with legal counsel regarding attorney's fees paid on behalf of Commission Candidate, Leandro "Leo" Villarreal. (Commissioner Gomez & Commissioner Benavidez)

**16.) Open Session:**


- A.) Discussion and Possible Action on item(s) in Executive Session – Item A, B & C.

**17.) Adjournment**

Notice is hereby given that the City Commissioners of the City of Mercedes, Texas will meet in a **Regular Meeting** on Tuesday, June 15, 2021 at 6:00 P.M. Said meeting will be conducted in the Commission Chambers of the City Hall located at 400 S. Ohio, Mercedes, Texas for the purpose of considering and taking formal action regarding the items listed above. This notice is given in accordance with Vernon's Texas Codes Annotated, Texas Government Code, Section 551.001 et. Seq.

WITNESS MY HAND AND SEAL OF THE CITY THIS THE 11<sup>TH</sup> DAY OF JUNE, 2021.

ATTEST

  
 Joselynn Castillo, City Secretary  
 Time of Posting: 8:15 P.M.

**ACCESSIBILITY STATEMENT**

**The City of Mercedes recognizes its obligations under the Americans with Disabilities Act of 1990 to provide equal access to individuals with disabilities. Please contact the City Manager's Office at (956) 565-3114 at least 48 hours in advance of the meeting with requests for reasonable accommodations, including requests for a sign language interpreter.**