



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
JULY 20, 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.) Presentation by VIDA (Priscilla Alvarez)
- B.) Presentation by GOERO on the PD Building Status (Brian Godinez)

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.) Approval of Meeting Minutes for June 15 & July 6, 2021.
- B.) Second and Final Reading of Ordinance No. 2021-07 to convey City-owned Properties, being lot 20, Block 70, Mercedes Original Townsite to purchasers for value via sealed bids.
- C.) Second and Final Reading of Ordinance No. 2021-08 to rezone Lot 1, Block 104 South Campacuas Addition from Class “N” Newly Annexed to Class “C” Apartment.
- D.) Second and Final Reading of Ordinance No. 2021-09 amending Ordinance #26 to establish realistic Building Setback parameters for Open Carport Structures.
- E.) Approval of 3rd Quarterly Investment Report.

9.) City Manager Comments:

- 1.) Status of Railroad/Street repair at Mile 1 ½ 2.) Brush Collection 3.) Status of Code Enforcement relating to Stray Animals. 4.) Mercedes 1st Annual Market Days 5.) Backflow Preventer 6.) Flood related update-Community Assistance update, Backflow Preventer, Manhole Covers.

10.) Ordinances and Resolutions:

- A.) Approval of Resolution 2021-21 to accept the American Rescue Plan (ARPA) Funding
- B.) Approval of Resolution 2021-22 authorizing a depository fund for the American Rescue Plan.

11.) Management Item(s):

- A.) Discussion and Possible Action to nominate a city representative to the Amigos Del Valle Board of Directors.
- B.) Discussion and Possible Action on City Engineer Ramiro Gutierrez (Com. Gomez & Com. Benavidez)
- C.) Discussion and Possible Action on LEMC Civil Environmental (Com. Gomez & Com. Benavidez)
- D.) Discussion and Possible Action to approve the gun-trade of (23) department issued weapons in exchange for (14) Glock 22 Gen 4 .40 S&W pistols. (Sgt Diaz)
- E.) Discussion and Possible Action to direct City Manager to research options to alleviate flooding issues on Vermont and Hwy 83. (MPT Martinez & Com. Howell)
- F.) Discussion and Possible action to direct City Manager to develop short term and long-term drainage solutions to alleviate city flooding. (MPT Martinez & Com. Howell)
- G.) Discussion and Possible approval for setting up AT&T GPS Services. (City Manager)
- H.) Discussion and possible approval of procurement of generators to support lift station operation when electrical outages are experienced.
- I.) Discussion and Possible Approval of rings and covers for Sanitary Sewer Manholes. (PW Director)
- J.) Discussion and Possible approval of increasing the cost of brush collection by \$86,320

12.) Bids/Contracts:

- A.) Discussion and Possible Action to select a City Attorney and Direct City Manager to execute contract.
- B.) Discussion and Possible Action to select a Public Relations Group and direct City Manager to execute contract.
- C.) Discussion and Possible Action to select an Auditing Service Group and direct the City Manager to execute a contract.
- D.) Discussion and Possible Action on Contracts:
 - a. Juan Alvarez (City Judge) expires 9/30/21
 - b. Perdue, Brandon, Fielder, Collins & Mott, LLC (Delinquent Tax Attorney) expires 9/30/21
 - c. SWG (City Engineer) expires 9/30/21
 - d. TIF Services – Lance Elliott (Annexation/De-Annexation) expires 12/31/21
 - e. Montalvo Insurance (Worker’s Comp) expires 11/1/21

13.) Future Agenda Items:

14.) Monthly Departmental 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 regarding Raybec, LLC – Economic Development, Potential Litigation.
- B.) Discussion regarding the duties and responsibilities of the City Manager – 551.074 Personnel Matters (Police Department)

16.) Open Session:


- A.) Discussion and Possible Action on items discussed in executive session items A and B

17.) Adjournment

Notice is hereby given that the City Commissioners of the City of Mercedes, Texas will meet in a **Regular Meeting** on Tuesday, July 20, 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 16TH DAY OF JULY, 2021.

ATTEST:



Joselyn Castillo, City Secretary
Time of Posting: 6:35 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.