



**MINUTES  
OF THE CITY OF SAN BENITO  
REGULAR CITY COMMISSION MEETING**

On April 2, 2019 the City Commission met for a Regular Meeting at the San Benito Municipal Building, Cesar Gonzalez Meeting Hall, 401 North Sam Houston Boulevard, San Benito, Texas at 5:30 p.m. A quorum was present including the following:

**HONORABLE BENJAMIN GOMEZ, MAYOR, WAS THE PRESIDING OFFICER**

**CITY COMMISSION MEMBERS**

**Benjamin Gomez - Mayor  
Carol Lynn Sanchez - Mayor Pro Tem  
Antonio Gonzales - Commissioner, Place 1  
Rene Villafranco - Commissioner, Place 2  
Ricardo Guerra - Commissioner, Place 3  
Mark Sossi - City Attorney**

**ADMINISTRATIVE STAFF**

**Manuel De La Rosa - City Manager  
Fred Bell - Assistant City Manager  
Ruth McGinnis - City Secretary**

**ABSENT**

**Commissioner Antonio Gonzales**

**ITEM 1. WELCOME.**

**Mayor Benjamin Gomez** called the meeting to order. "The City Commission and I welcome you to your Regular City Commission Meeting. The time is 5:30 p.m. and we have a quorum."

**ITEM 2. PLEDGE OF ALLEGIANCE TO THE U. S. FLAG AND TO THE TEXAS FLAG.**

**Mr. Mateo Baltazar Garza, student from IDEA-San Benito and a parishioner of Saint Theresa Catholic Church** led the City Commission and audience in reciting the Pledge of Allegiance to the United States Flag and to the Texas Flag.

**ITEM 3. INVOCATION.**

**Reverend Joe Villalon, Jr.**, from Saint Theresa Catholic Church led the City Commission and audience in prayer.

**ITEM 4. ANNOUNCEMENTS: ITEMS OF COMMUNITY INTEREST.**

**Mayor Benjamin Gomez** presented Certificates of Appreciation: **Mr. Lionel Betancourt** for the many years of community involvement and for leading the invocation in many city

commission meetings ; Mateo Baltazar Garza for reciting the pledge of allegiance ; Reverend Joe Villalon for leading the invocation.

**Mayor Benjamin Gomez** announced Commissioner Antonio Gonzales is in the hospital and for all to keep him in our prayers. **Mayor Pro Tem Carol Lynn Sanchez** announced items of community interest on behalf of **Mayor Benjamin Gomez**, starting with Wednesday, April 3<sup>rd</sup>, Coffee with the San Benito Chamber from 8am to 9am at the San Benito High School Library, 450 South Williams Road ; Saturday, April 6<sup>th</sup>, Colonel Sam Robertson Bronze Bust Unveiling and Exhibition at 10am at the San Benito Cultural Heritage Museum, 250 East Heywood; Thursday, April 11<sup>th</sup>, Police Department Spring Festival and Egg Hunt from 6pm to 8pm at Heaving Trail Park, 705 North Bowie, free admission, games and food; Saturday, April 13<sup>th</sup>, Easter Party from 11am to 2pm at the San Benito Library, 101 West Rose Street, Easter Bunny available for photos, games, face painting, cake walk, egg hunt, snacks and food, free to the public; Saturday, April 27<sup>th</sup>, Trash Bash & Free Tire Recycling from 8am to 12 Noon at San Benito City Service Center; 925 West Stenger, proof of residency or business address required, water bill or photo ID. This is a free event for private residents, apartment complexes and all business. For more information, contact Public Works Department at 361-3890; Saturday, May 18<sup>th</sup>, 2<sup>nd</sup> Annual Hog Waddle Country Concert & Cook-Off from 4pm to 10pm at San Benito Fairgrounds located at 551 Cesar Gonzalez Parkway, family friendly day of food and competitive BBQ cook-off, craft vendors, games and family activities, cold beverages and evening concert with the best of Country and Tejano music in South Texas. For more information, contact Luis Contreras at 361-3800 extension 418. **Mayor Benjamin Gomez** presented Captain Swanson and the San Benito High School Junior Naval ROTC with a Certificates of Appreciation.

**ITEM 5. PRESENTATION AND ACCEPTANCE OF THE CASCOS & ASSOCIATES, P.C. FISCAL YEAR 2017-2018 COMPREHENSIVE ANNUAL FINANCIAL REPORTS PERTAINING TO THE CITY OF SAN BENITO, THE SAN BENITO ECONOMIC DEVELOPMENT CORPORATION, INC., AND THE FIREMEN RELIEF AND RETIREMENT FUND.**

**Mayor Benjamin Gomez** announced Mr. Carlos Cascos, partner of Cascos and Associates, P.C., addressed the City Commission referring to the audit of September 30, 2018. He acknowledged Ms. Belen Pena, Finance Director, who was instrumental in making this audit go smoothly, and also Mr. De La Rosa, City Manager, for his skills in administering. The members of his staff were present, they were working here for weeks to get us to where we are today. He complimented the City Commission for once again earning an unqualified opinion advising those who are not familiar with accounting terminology, that is part of any language, where “un” means good. Unqualified means that there is nothing in the audit report that warrants qualifying. We have a number of clients that do not earn an unqualified opinion for various reasons. It could be infrastructure, fixed assets, property taxes where they cannot account for, because of those issues, financial statements at any time are modified. In this case, you’ve earned, and that is a key component, you’ve earned unqualified opinion, which is the best opinion that anyone who does audit can give an entity. You did a great job, you have a twelve million dollar plus budget. There were no significant findings during this audit that causes to report to you but at the end of the day, what this really means is that this audit is clean, this audit is fairly good and I am very happy that I can stand here and congratulate you for the earning of that unqualified opinion. That concludes my report. No questions were

forthcoming. Mayor Benjamin Gomez requested a motion. Commissioner Rene Villafranco moved to approve. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Mayor Pro Tem Carol Lynn Sanchez. Motion carried to APPROVE THE ACCEPTANCE OF THE CASCOS & ASSOCIATES, P.C. FISCAL YEAR 2017-2018 COMPREHENSIVE ANNUAL FINANCIAL REPORTS PERTAINING TO THE CITY OF SAN BENITO, THE SAN BENITO ECONOMIC DEVELOPMENT CORPORATION, INC., AND THE FIREMEN RELIEF AND RETIREMENT FUND.

ITEM 6. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MINUTES OF THE REGULAR CITY COMMISSION MEETING OF JANUARY 15, 2019.

Mayor Benjamin Gomez requested a motion. Commissioner Rene Villafranco moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to APPROVE THE MINUTES OF THE REGULAR CITY COMMISSION MEETING OF JANUARY 15, 2019.

ITEM 7. PUBLIC COMMENTS - (Speaker/Remarks limited to three minutes. Public Comments limited to forty-five minutes).

Mayor Benjamin Gomez asked if anyone signed up for public comments.

Ruth McGinnis, City Secretary, announced Mr. Alfonso Benavides, Citizen, addressed the City Commission stating first of all, would like to thank you for the release and disclosing the name of the officers that were involved in the Ricardo Trevino III shooting. I am the spokesperson for the Trevino Family. Thank you for releasing those names, it showed some progress. One concern that we have here is that you have assigned an Interim Chief of Police, Mr. Fred Bell, to oversee and supervise the Internal Affairs Investigation. This has placed Michael Galvan as the Assistant Chief of Police now, that decision back in March of 2016, was dissolved and abolished by Michael Galvan and Yolanda Villafranca. That decision really no longer existed. It seems to the Trevino Family and to the community, that this has been created for Michael Galvan in the name of accommodation. Now, this place is sharing the precision where he may have access and see the ongoing Internal Affairs Investigation. This is a conflict of interest for the community and certainly for the Trevino Family that I represent as a spokesperson. He used to have the position of lieutenant before he became chief of police. Those five positions are already filled. So, obviously, he cannot return to lieutenant unless it is recreated for him but what it seems like, is that the administration with new information has created this position again, in the name of accommodation to accommodate Michael Galvan there. Now, there is a risk factor here, again, he may be able to access or see things that are ongoing with the Internal Affairs Investigation. This is a very big concern that we have. We were hoping that you would choose an interim chief of police outside, not one of your own, and as for Michael Galvan, that position is kind of risky not only for the Trevino Family but for the community as well. Again, this is a position where he might glance at Internal Affairs Investigation information. Thank you.

Ruth McGinnis, City Secretary, announced Mr. Jose F. Rodriguez, Citizen, addressed the City Commission by expressing his desire to address agenda item number thirteen, which is a proposal from GreenStar for retro fitting the city street lighting in the amount

of \$2.9 million. My opinion is that this should be rejected and here is why: the City has two major priorities right now. One is infrastructure and the second one is the Street Department. Infrastructure has gotten in the agenda many times and it has been rejected as far as funding. This proposal that is in the agenda is not a budgeted item so I do not know where the \$2.9 million is. The \$2.9 million I have not seen a priority call or street proposals so I do not know why it is in the agenda. Also, finally, I would like to submit to you Resolution 2018-009 which is proof of last June Resolution. That resolution was supporting the AEP Texas Central Division LED Pilot Program. So, basically, AEP is already working in converting these lights to LED's. I think that the parking lot at the Police Department has already been done. I do not understand why the City Commission is entertaining converting the street lights to LED when they are already being planned by AEP. If it goes to a third party as in the proposal, the City will have to maintain the lights instead of letting AEP do it; it is their product. I think that spending \$2.9 million on this project is a waste of money. Thank you.

**Ruth McGinnis, City Secretary**, announced **Ms. Lynn Pare, Citizen**, addressed the City Commission by thanking the commission for taking the time to put out the press release after the last special meeting that we had. It was very informative and in my opinion, it was what we as citizens were looking for; answers. I also want to talk about something that is on the agenda, item number nine regarding amending court ordinances Chapter 4, Business Regulations, Vendor Permits; Permit Requirements and Permitted Vendor Types. This is something that could potentially affect every single one of the citizens in San Benito. There are some controversies around some of these parts of the ordinances and I think that that should be put to the citizens for feedback before making any decision and possibly toggling them into the next meeting so the citizens have an opportunity to give you feedback. The agenda comes out on Friday, the meeting is on Tuesday and we do not always get a chance to get a hold of the people that we want to talk to. I think the extra two weeks is not going to make that big a difference regarding the permits, ordinances and things like that. That is my suggestion as a citizen. Again, I want to say thank you for the last special meeting for clarifying a lot of things that we the citizens have asked for. I also want to say, 109 days since Ricky Trevino was murdered. Thank you.

**ITEM 8. CONSIDERATION AND POSSIBLE ACTION TO APPROVE SECOND AND FINAL READING OF ORDINANCE NUMBER 2555, AN ORDINANCE OF THE CITY OF SAN BENITO REPEALING RESOLUTION NUMBER 2009-1 WHICH ADOPTED AN ECONOMIC DEVELOPMENT PROGRAM AND AMENDING CITY OF SAN BENITO CODE OF ORDINANCES TO PROVIDE FOR AN EXPANDED ECONOMIC DEVELOPMENT PROGRAM PURSUANT TO CHAPTER 380, TEXAS LOCAL GOVERNMENT CODE.**

**Manuel De La Rosa, City Manager**, addressed the City Commission, before you is Ordinance Number 2555, at the last meeting, you might recall, you requested to see the resolution that was actually three agreements. I sent that to you by e-mail, I think it is in your packet. As I said earlier, it certainly is not as comprehensive as the one prepared by the City Attorney. I sent you one earlier in the week, if you look on page six, which is probably one of the most important pages in here. The minimum participation for incentives, at the bottom where you see Section on how to acquire personal property equivalent to cash incentives, where you see conditions, a and b, you will see that the departure should bring an increase of at least one million dollars of taxable value. You

might recall that when it was first added, it was ten million dollars. It might have been too high of a benchmark, it should be the commitment that we should expect submitting and from there obviously the incentive should be how much the investment is. The other things that we had some information were the City of San Benito Economic Development office, we sent out information. This policy is a city wide policy. The business visitor bureau, we do not handle that even though we have City of San Benito recommendations come out of my office, we are not quite there yet. This ordinance is submitted pending future date, this is fairly comprehensive and covers several different areas including commercial and residential with one million dollars minimum investment as opposed to ten million. If someone was to come in and invest five million, that should also be restricted. These are the minimum standards; the incentives are always based on what the commission approves. Do you have any questions for me, as you may recall, we did utilize the old 2009-1 resolution for both the AEP Service Center and the Resaca Village in ways that work. **Mayor Benjamin Gomez** requested a motion. **Commissioner Rene Villafranco** moved to approve. **Commissioner Ricardo Guerra** seconded the motion. Voting Aye; **Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra.** Motion carried to **APPROVE SECOND AND FINAL READING OF ORDINANCE NUMBER 2555, AN ORDINANCE OF THE CITY OF SAN BENITO REPEALING RESOLUTION NUMBER 2009-1 WHICH ADOPTED AN ECONOMIC DEVELOPMENT PROGRAM AND AMENDING CITY OF SAN BENITO CODE OF ORDINANCES TO PROVIDE FOR AN EXPANDED ECONOMIC DEVELOPMENT PROGRAM PURSUANT TO CHAPTER 380, TEXAS LOCAL GOVERNMENT CODE.**

**ITEM 9. DISCUSSION ON AMENDING CODE OF ORDINANCES CHAPTER 4, BUSINESS REGULATIONS, ARTICLE 4.03 VENDOR PERMITS: SECTION 4.03.002 PERMIT REQUIREMENTS; SECTION 4.03.004 PERMIT REQUIREMENTS; SECTION 4.03.004 PERMITTED VENDOR TYPES.**

**Manuel De La Rosa, City Manager,** addressed the City Commission stating the Mayor and some of the City Commissioners over the last 6 months have approached me in my office specifically over weekend vendors. Some are for profit, some are non-profit, some are churches or at least they provide documentation that they are part of a church group. I would like you to take this package, digest it. In red, it is what we are proposing, it is not too tough, I still have to digest some of this. Here is the whole point to some of this; awareness is one part of the component. There are also state laws that regulate these activities. We have determined that when we have our events, we have the State Comptroller's Office check the vendors for their Sales Tax Certificates. We now have a working relationship with the State Comptroller's Office when we do business and what we have come to realize is that some of this groups that are claiming to be non-profit, they are only entitled to 2 non-profits a year. After that, they have to pay taxes and they have to pay a fee because they no longer are non-profits. We have had an abuse of our city ordinances, abuse of state laws, certain ones are on auto parts every weekend. Those vendors are affecting every establishment that has a working order establishment that are paying taxes, that are here every day while we have these weekend vendors coming in and basically taking away from our businesses that are providing us of their taxes, they do not get the services that we provide. These needs to be much more balanced. We have had individuals that come to our permit department and now we tell them that we have a working relationship with the State Comptroller's office and do not be surprise if they see this and they walk out. This is how serious we take this, we want

to protect our businesses that pay taxes that are here day and night and when we look at this non-profit, more specifically that are coming in from out of town, that are traveling forty miles to come here is not fair to those that are already here. That is the direction that we are going to look at this, how do we minimize this. We are not affecting schools or churches that are already here. They can have their 2 sales a year, if they want to have more sales, that is between them and the Comptroller's Office and whomever else. But if it is a business that is supposed to pay taxes or we have instances where they are trying to pay bills, get the fee which is subject to getting reported to the State Comptroller's Office of the IRS because we get social security numbers if they do not have state tax ID number. These things are all public records and these entities come out and review our records. I want to make sure that you understand that that is the direction we are working on. I apologize that it has taken me a little longer to get all this together but it is much more comprehensive and we want to try to address this in a timely manner. If the public wants to look at this Mayor, we will provide the document that we have, I am here every day, so is my staff and anybody can provide input and we will weigh those options to make sure that it fits with the city ordinance, state law, IRS rules and all of those things play in how we pass an ordinance. You will decide how those policies are passed. Again, it has been on my back burner for way too long and I would like to have it resolved in the month of May and we will start moving towards this. We will ask the public and those that are watching to give us information and if they want to know how this is going to affect them come talk to us. Mayor Gomez advised that we should get the business owners involved because I do know business owners that are getting affected by these people coming from out of town and set up shop for a whole week and sell on a permit and they are not paying any other dues but that permit fee. Our local businesses that have restaurants established or little tacos stands that are established are losing business because of these people. I know I had a big concern on that and I know, as Ms. Pare said, we need to get the community involved. But right now, we are not getting our community involved because they are taking from our community. These people are coming into our town taking our people's money and they are not paying every other due or taxes that are due to them. For me, I suggest we motion on it and if people want to come speak to us they can come and speak to us. We can always change the ordinance again, but right now I feel that we are being taken advantage of as a city and our people here that own restaurants and businesses are losing out because of these people that are coming in from Edinburg, McAllen, Mission and are putting a non-profit name on it but are selling all week long. If they want to sell all week long, come open a restaurant in San Benito and join the community and let's do business. I think we should motion on it, we need to stop people from coming in and taking advantage of our community. That is my opinion. Mr. De La Rosa clarified that there is no motion as it is a discussion only. We will start drafting it. In the interest of the community, we will follow state law. First reading will be done at the next city commission meeting. Again, go over the proposal and provide comments. No Motion carried **PRESENTATION ONLY.**

#### ITEM 10. DISCUSSION AND POSSIBLE ACTION ON THE 2019 CONSUMER PRICE INDEX (CPI) ADJUSTMENT TO MUNICIPAL TELECOMMUNICATIONS RIGHT-OF-WAY ACCESS LINE RATES.

**City Manager, Manuel De La Rosa** addressed the City Commission advising this comes from the Public Utility Commission, informing us that the municipal telecommunications right-of-way access fee is coming up, for example, businesses that have infrastructure would rather get a state fee. There is a tax that is paid, there is a percentage of that CPI

is actually 1.120 percent from the 2018 rate. The recommendation is that we take no action and allow it to go up. If we do not want to accept, we have to take action and let them know that we are not accepting it. Do you all see the rationale; it will be an increase of 1.120 percent. If we do not take any action, it is an automatic. If you are going to deny taking the 1.120 percent, we need to deny in order to notify that we are going to leave whatever money is on the table. But that is not my recommendation, take no action. Mayor Benjamin Gomez requested no action taken on agenda item number ten as recommended by City Manager Manuel De La Rosa. Mayor Benjamin Gomez asked all city commission members if they were in agreement with no action taken and all confirmed in agreement. Commissioner Rene Villafranco moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried NO ACTION TAKEN ON THE 2019 CONSUMER PRICE INDEX (CPI) ADJUSTMENT TO MUNICIPAL TELECOMMUNICATIONS RIGHT-OF-WAY ACCESS LINE RATES.

ITEM 11. CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE STAFF TO SUBMIT A TEXAS DEPARTMENT OF TRANSPORTATION STATE ROUTES TO SCHOOL 2019 CALL FOR PROJECTS GRANT APPLICATION TO ENHANCE THE SAFETY IN AND AROUND SCHOOL AREAS AND ENCOURAGE CHILDREN TO WALK AND BICYCLE TO SCHOOL.

Art Garza, Director of Parks and Recreation, addressed the City Commission requesting authorization to apply for the Texas Department of Transportation Safe Routes to School Grant Program. The Safe Routes to School Program funds is roughly \$8.7 million dollars are available to Texas communities regardless of population size; therefore, making it very competitive. This program will fund infrastructure projects and facilitate bicycling and walking for most school children from kinder to eighth grade. That is why the San Benito School District input is critical and we have been in communication with Superintendent Carman and staff. With the support of the Harlingen San Benito MPO and school district, we feel that we have a strong chance but again, it is very competitive. Mayor Benjamin Gomez inquired whether a response had been obtained from Dr. Carman as they have a hard time getting in touch with him. Art Garza stated a response from Dr. Carman was received and his staff have been communicating with them. Mayor Benjamin Gomez requested a motion. Commissioner Rene Villafranco moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to APPROVE TO AUTHORIZE STAFF TO SUBMIT A TEXAS DEPARTMENT OF TRANSPORTATION STATE ROUTES TO SCHOOL 2019 CALL FOR PROJECT GRANT APPLICATION TO ENHANCE THE SAFETY IN AND AROUND SCHOOL AREAS AND ENCOURAGE CHILDREN TO WALK AND BICYCLE TO SCHOOL.

ITEM 12. PRESENTATION OF THE CITY OF SAN BENITO FINANCIAL STATEMENTS FOR THE PERIOD ENDED FEBRUARY 28, 2019.

Belen Pena, Finance Director addressed City Commission explaining the financial statements and answering questions. No Motion carried PRESENTATION ONLY.

**ITEM 13. CONSIDERATION AND POSSIBLE ACTION ON APPROVING A PROPOSAL FROM GREENSTAR FOR AN LED RETRO-FIT OF CITY STREET LIGHTNING IN THE AMOUNT OF \$2,998,334.97.**

**Mr. Jetro Gutierrez of Greenstar**, addressed the City Commission thanking for the opportunity to be here. I was here in December for the first time and the City Manager asked if there was a possibility for the City to go direct with the energy provider and we were able to do that and that is what we are here for. We are here to provide the savings and not only changing the lights. One of the things I want to show, if you go into the package that I provided for you. If you go to the first page, it talks about the government capital financing corporation. If you go to the quote page, it explains what we are trying to accomplish. Based on the census of the city, we have 5,264 luminaries and as you can see, your kilowatts per hour is 1641.88. On the second page, if you go with our new LED technology, you are going to go with 432 kilowatts per hour. If you to the third page it shows that you will have a saving of 74 percent. That is a tremendous savings. With these savings, the lights pay for themselves. If you go to the second package that we have, it will show a calculated savings of \$39,578.38. If you go by the year, you have a saving of \$522,000.00. On the last page, it talks about a saving of over \$4 million. It shows that with the saving you can accomplish a lot. Basically, if you look on the capital government financing, you have an option of seven payments at \$493, ten payments of \$362. If you go based on the years, based on 7 payments, you will have a leftover of \$49,071.90 as profit leftover based on the year which allows it to pay for itself. If you go based on ten-year payment plan, you will be saving per year \$522,434.64. If you go on the ten-year payment plan, which is one payment per year at \$362,937, based on ten years, you will have a savings per year of \$159,497, so basically this project pays for itself. Within the ten years, you would have accumulated a savings of close to \$5 million in your pocket which you can use for equipment, fixing roads, other projects that you have, employment and at the same time you will be saving energy, providing better security for the city, visual cameras in areas where there is probably illegal dumping or violence, basically making the city a smart city and that is why I want Jethro to talk to you about a smart city. We only spoke briefly the last time we were here but what we are trying to show is that we are not only putting a light fixture, we are putting a platform that will help you in the future. We have seen the smart city concept where city is able to have access to cameras, the access of Wi-Fi, the access of so many things. Gadgets that can detect problems with water like flooding, that is why we are here, we are trying to offer you a platform that will put San Benito on the spot. Especially in the state of Texas as you move forward in the future. **Mayor Benjamin Gomez** asked if anyone had any questions or comments on this agenda item. **Mayor Pro Tem, Carol Lynn Sanchez** asked if the savings mentioned are guaranteed savings or just estimates? **Mr. Jetro Gutierrez** stated, yes, based on the experience that we have had with the City of San Antonio, they have over one hundred twenty-five thousand fixtures. Based on different cities that we have done here and nationally, just with the technology you are able to save. **Mayor Pro Tem, Carol Lynn Sanchez** stated, but the question was; are they guaranteed? **Mr. Jetro Gutierrez** stated last time, I think the answer to that question was no. **Mayor Pro Tem Carol Lynn Sanchez** expressed her concerns how City is dealing with infrastructure problems at this time and feels it's not a good time for this issue. **Mayor Benjamin Gomez** requested a motion. **Commissioner Ricardo Guerra** moved to table. **Mayor Gomez** asked for a second. No second motion received. Agenda item dies due to lack of motion. Voting Aye; **Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra.** No motion carried

AGENDA ITEM NUMBER 13 DIES DUE TO LACK OF MOTION ON PROPOSAL FROM GREENSTAR FOR AN LED RETRO-FIT OF CITY STREET LIGHTNING IN THE AMOUNT OF \$2,998,334.97.

ITEM 14. EXECUTIVE SESSION:

- A) DISCUSSION PURSUANT TO TEXAS GOVERNMENT CODE §551.087(2), TO DISCUSS OR DELIBERATE REGARDING COMMERCIAL OR FINANCIAL INFORMATION THAT THE GOVERNMENTAL BODY HAS RECEIVED FROM A BUSINESS PROSPECT THAT THE GOVERNMENTAL BODY SEEKS TO HAVE LOCATE, STAY OR EXPAND IN OR NEAR THE TERRITORY OF THE GOVERNMENTAL BODY AND WITH WHICH THE GOVERNMENTAL BODY IS CONDUCTING ECONOMIC DEVELOPMENT NEGOTIATIONS. BUSINESS PROSPECT 2019-007.

THE CITY COMMISSION CONVENED INTO EXECUTIVE SESSION AT 6:45 P.M. AND ADJOURNED AT 7:10 P.M.

GENERAL SESSION:

ITEM 15. DISCUSSION AND POSSIBLE ACTION ON ITEM DELIBERATED UNDER EXECUTIVE SESSION 14(A).

Mayor Benjamin Gomez announced NO ACTION ON AGENDA ITEM 14(A) AS DISCUSSED IN EXECUTIVE SESSION.

ITEM 16. ADJOURNMENT.

Mayor Benjamin Gomez moved to adjourn. Commissioner Ricardo Guerra moved to adjourn. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioners Ricardo Guerra. Motion carried to ADJOURN AT 7:11 P.M.

CITY OF SAN BENITO

\_\_\_\_\_  
BENJAMIN "BEN" GOMEZ  
MAYOR

ATTEST:

\_\_\_\_\_  
RUTH MCGINNIS  
CITY SECRETARY