



Mayor Javier Villalobos
Mayor Pro Tem/Commissioner Joaquin Zamora
Commissioner Tony Aguirre, Jr.
Commissioner J. Omar Quintanilla

Commissioner Tania Ramirez
Commissioner Victor "Seby" Haddad
Commissioner Pepe Cabeza de Vaca
City Manager Roel "Roy" Rodriguez, P.E.

**NOTICE OF WORKSHOP TO BE HELD BY THE
MCALLEN BOARD OF COMMISSIONERS
MONDAY, DECEMBER 13, 2021 – 4:00 PM
MCALLEN CITY HALL
CITY COMMISSION CHAMBERS; 3RD FLOOR
1300 HOUSTON AVENUE
MCALLEN TEXAS, 78501**

AGENDA

<https://zoom.us/j/5087553077?pwd=TjduYjR4U2l3cWU1NjlsZzlsM2hJUT09>

Members of the public that wish to listen to the meeting can log in to the virtual Zoom meeting or dial (346) 248-7799 US (Houston) Meeting ID: 508 755 3077 Passcode: 878576. Individuals that wish to participate in the meeting or comment on an agenda item should call (956) 681-1020 by 3:30 pm. Any individual dialing in acknowledges his or her phone number may be visible to the public.

"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."

CALL TO ORDER

- 1. Present questions to staff relating to the December 13, 2021 Regular Meeting Agenda, to be discussed at such meeting.**
- 2. Presentation and discussion regarding redistricting.**
- 3. Renaming of the Palm View Community Center.**
- 4. Discussion of City Hall Secured Entrance.**
- 5. Presentation of Street Light Future Improvements.**
- 6. 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 City Attorney regarding legal aspects of MedCare EMS Contract. (Section 551.071, T.G.C.)**

- B) Discussion and possible lease, sale or purchase of real property; Tract 1 & Tract 2. (Section 551.072, T.G.C.)
- C) Consideration of Economic Development Matters. (Section 551.087, T.G.C.)

ADJOURNMENT

IF ANY ACCOMMODATION FOR A DISABILITY IS REQUIRED (OR INTERPRETERS FOR THE DEAF), NOTIFY THE CITY SECRETARY'S DEPARTMENT AT 681-1020 FORTY-EIGHT (48) HOURS PRIOR TO THE MEETING DATE. WITH REGARD TO ANY ITEM, THE BOARD OF COMMISSIONERS MAY TAKE VARIOUS ACTIONS INCLUDING BUT NOT LIMITED TO RESCHEDULING AN ITEM IN ITS ENTIRETY FOR A FUTURE DATE OR TIME.

C E R T I F I C A T I O N

I, the Undersigned Authority, do hereby certify that the attached agenda of the meeting of the McAllen Board of Commissioners is a true and correct copy and that I posted a true and correct copy of said notice on the bulletin board in the Municipal Building, a place convenient and readily accessible to the general public at all times, and said Notice was posted on December 10, 2021 at 3:30 PM and will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

/s/
Perla Lara, TRMC/CMC, CPM
City Secretary



ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

1.

DATE SUBMITTED

MEETING DATE

12/13/2021

1. Agenda Item: Present questions to staff relating to the December 13, 2021 Regular Meeting Agenda, to be discussed at such meeting.
2. Party Making Request:
3. Nature of Request:
4. Routing:
Cindy Gonzalez
5. Staff Recommendation:
6. Advisory Board:
7. City Attorney:
8. Manager's Recommendation:

Created -

ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

2.

DATE SUBMITTED

MEETING DATE

12/13/2021

1. Agenda Item: Presentation and discussion regarding redistricting.

2. Party Making Request:

3. Nature of Request:

4. Routing:

Austin Stevenson

Isaac Tawil

Created -

5. Staff Recommendation:

6. Advisory Board:

7. City Attorney:

8. Manager's Recommendation:

McAllen, Texas 2021 Redistricting

Initial Assessment



**City Attorney's Office
City Commission Workshop
December 13, 2021**

REDISTRICTING

Applicable Law

Three Principles, plus

**“One person – one
vote”
(equal population)**

**Voting Rights Act § 2
(nondiscrimination)**

***Shaw v. Reno*
(limits use of race)**

**Plus, as diagnostic
tool: Voting Rights Act
§ 5 (retrogression)**

Redistricting

One Person - One Vote

- U.S. Constitution – single-member districts must have *approximately equal populations*
- Rule of thumb:
 - total deviation < 10%**
 - Compare most populous and least populous districts to “ideal”–sized district
 - Add both departures from ideal together

Available Census Data

PL94-171 File

- **“Census block” level**
 - Total population
 - VAP
(voting age population)
 - Race
 - Hispanic origin



What Population Do You Use?

**Total
Population**

- To determine one person - one vote

VAP
(Voting Age Population)

- To measure voting rights issues

Section 2 of the Voting Rights Act

- No discrimination on basis of race or language minority status
- Generally, avoid *cracking or packing*
- *Cracking or fracturing* is dividing minority voters to fragment their voting power.
- *Packing* is concentrating minority voters when dividing them would permit the group to elect their candidates of choice in more than one district
- Other practices can also violate Section 2

14th Amendment

(Shaw v. Reno)

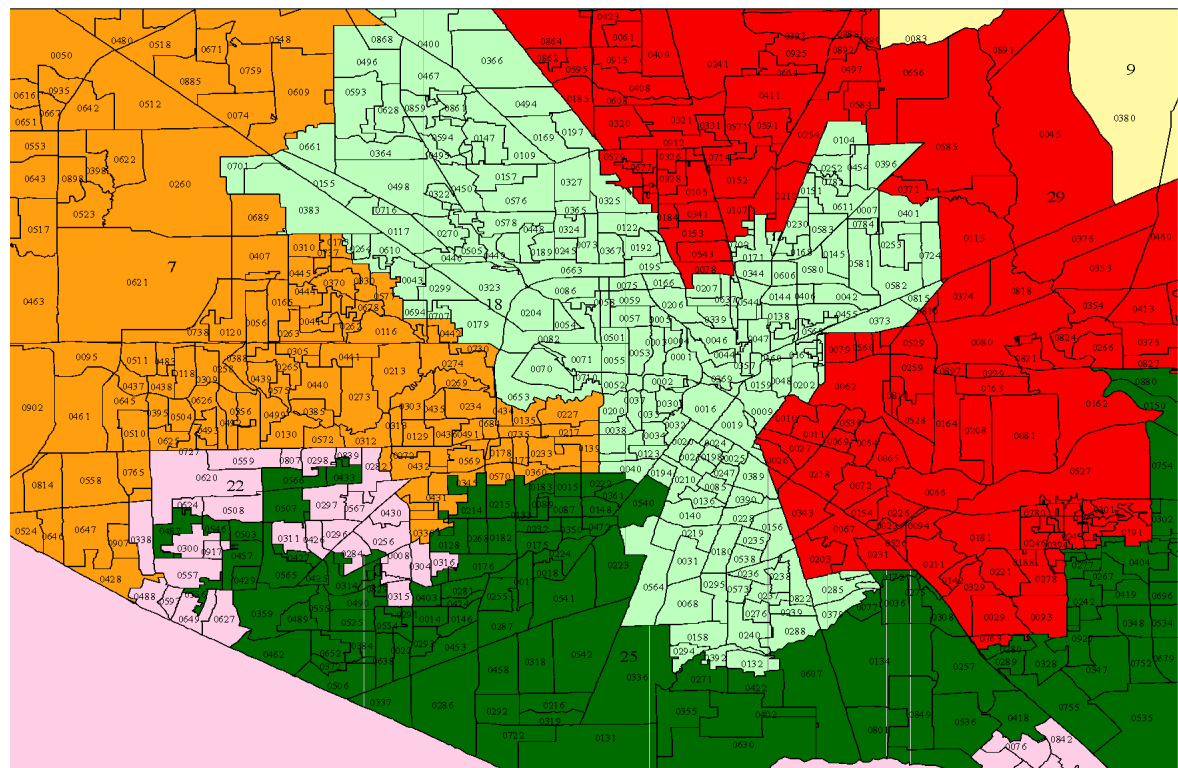
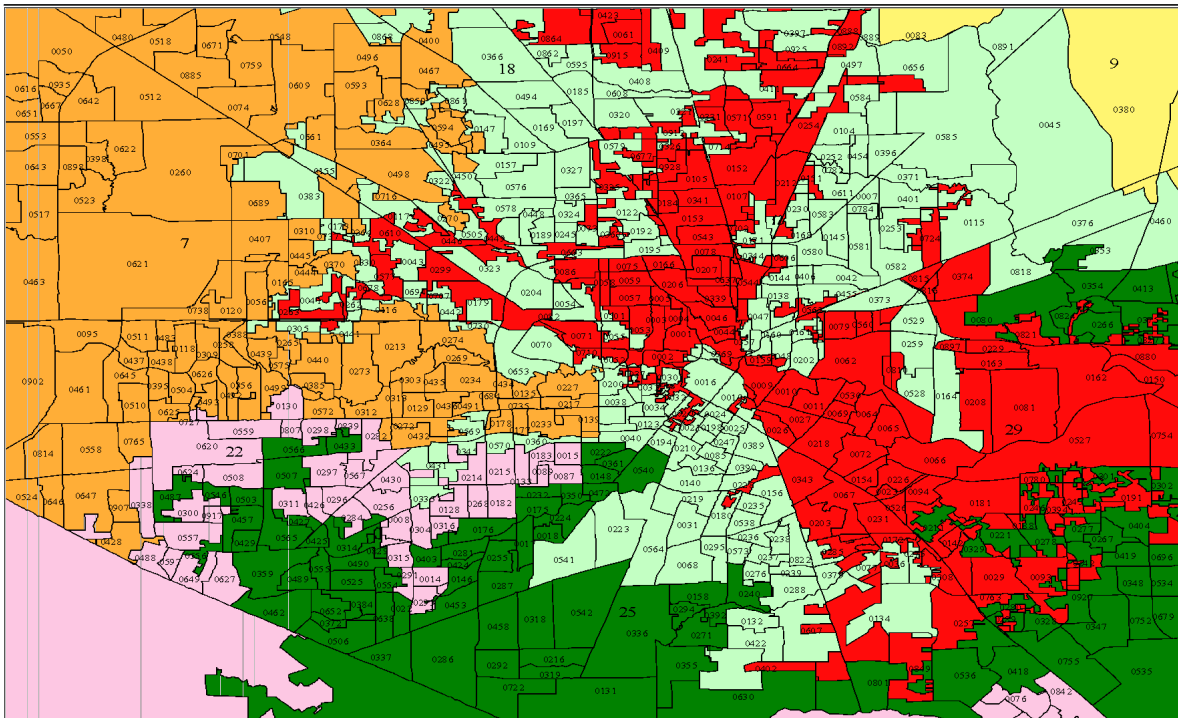
Limits race-based decision making, including redistricting

Was race the predominant consideration in drawing a redistricting plan?

If so, is the plan a *narrowly tailored* means of addressing a *compelling governmental interest*?

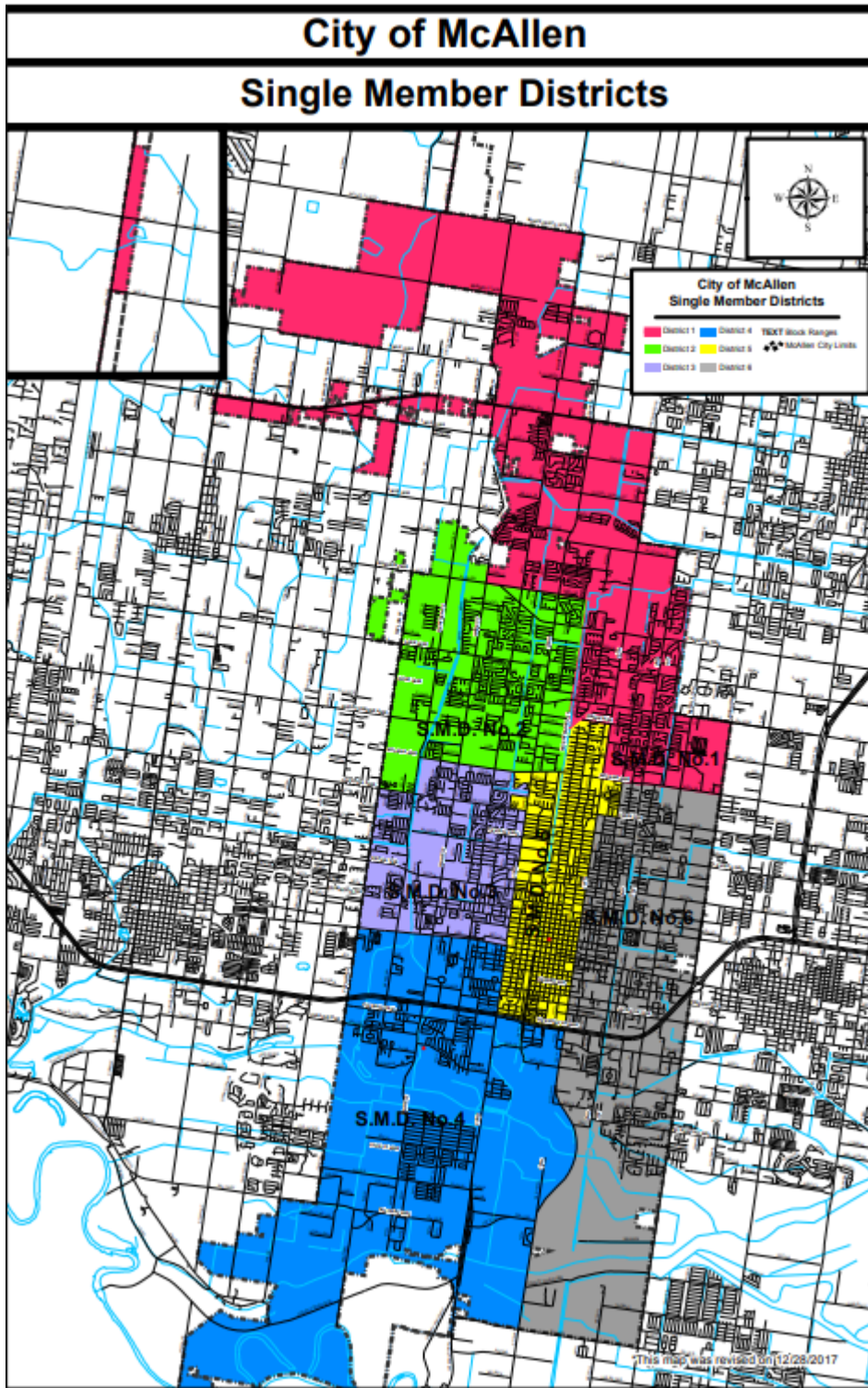
Bush v. Vera

BEFORE



AFTER

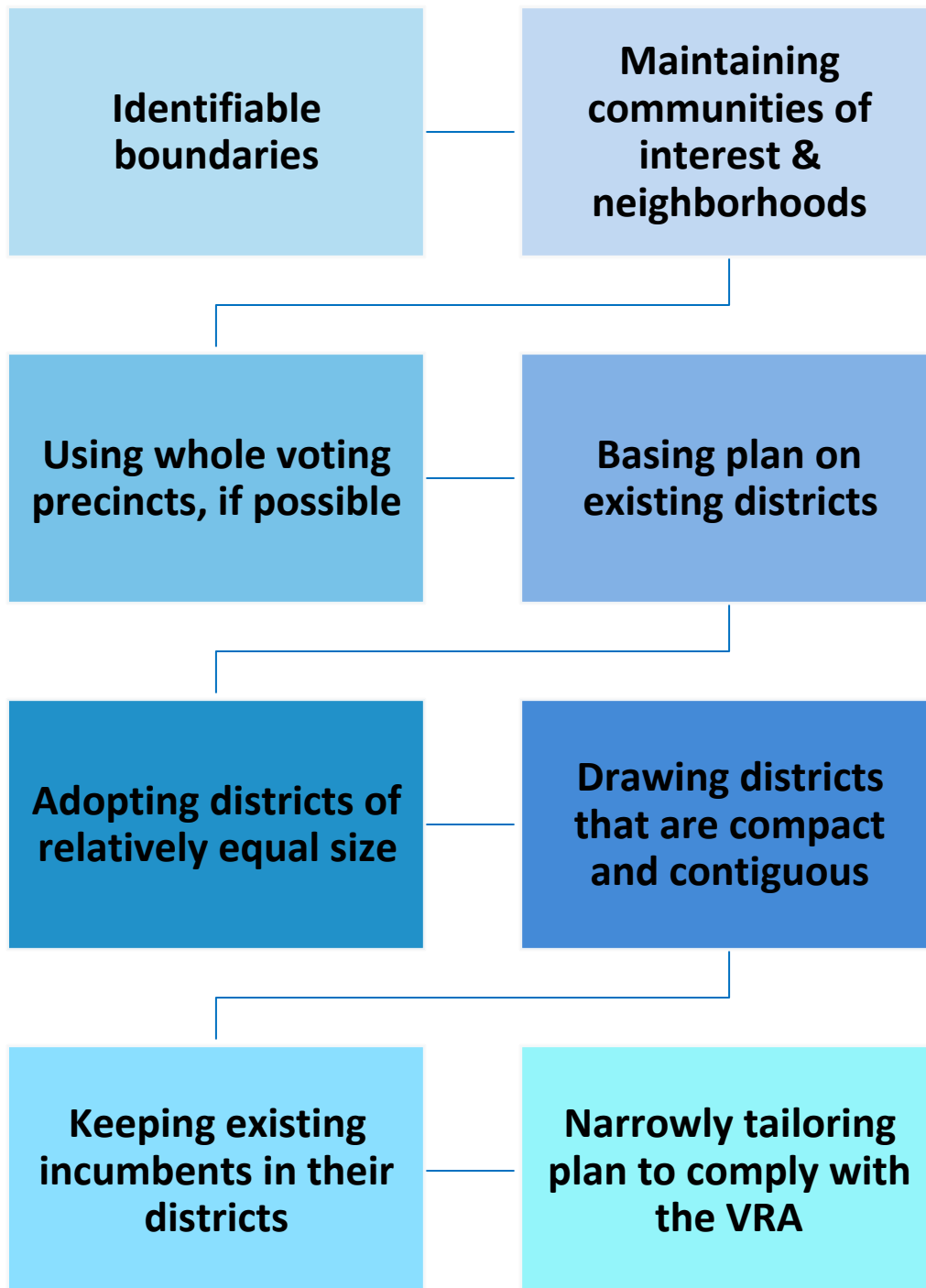
Current McAllen Districts



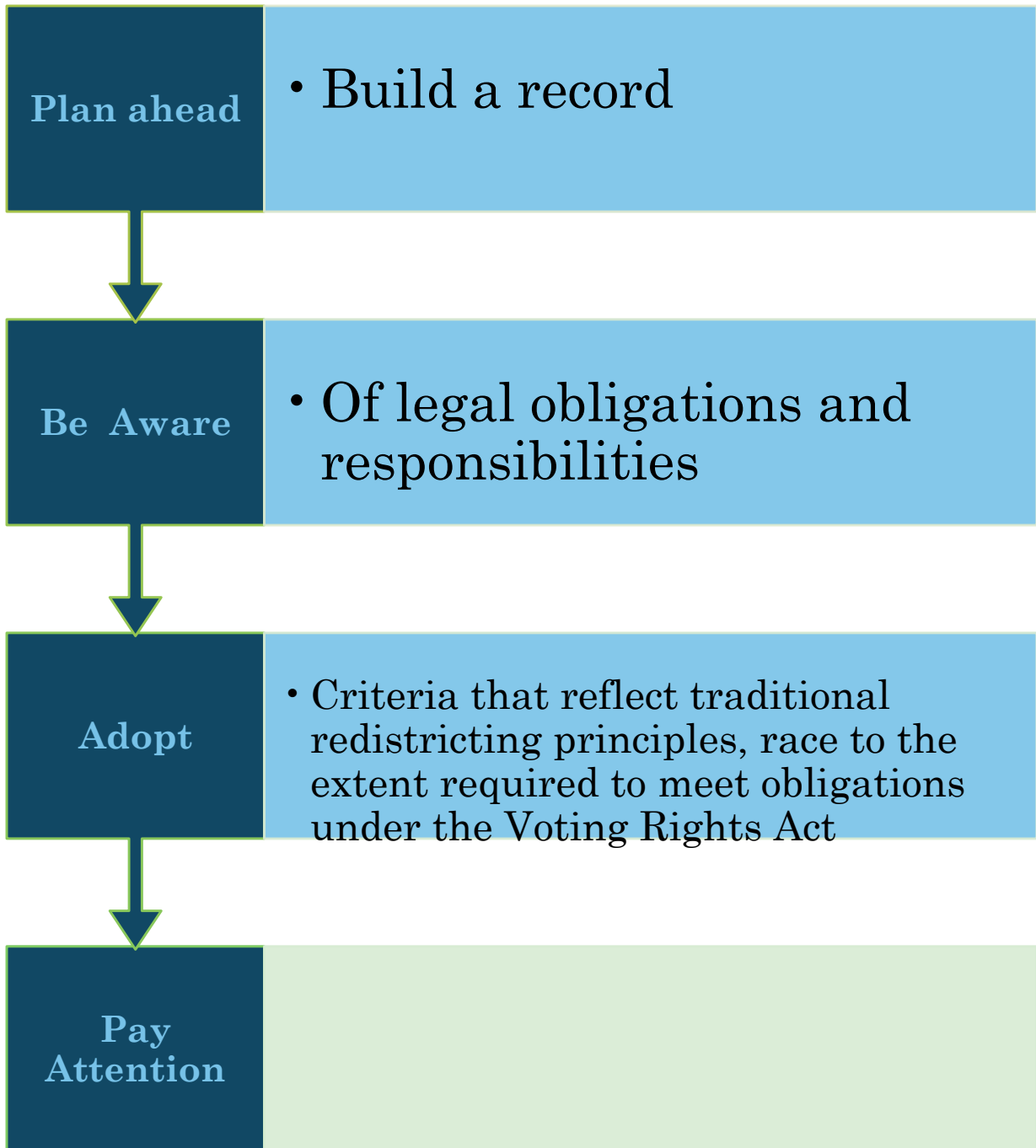
Redistricting Standards under Shaw-Reno Line of Cases

- Usually, race may not be the predominant factor to the subordination of traditional districting principles
- But it is OK to be aware of race and to consider race *to satisfy Section 2 and Section 5*
- To “narrowly tailor,” use race no more than necessary
- Bizarrely-shaped districts not unconstitutional per se
 - Bizarre shape may be evidence that race predominated

Adopt Criteria



Steps To Balancing Conflicting Legal Obligations In Redistricting



Steps To Balancing Conflicting Legal Obligations In Redistricting



Analyze the final plan in terms of how well it conforms to the adopted criteria



Make sure the analysis is considered by the City Council before plan adoption



Avoid truly bizarre districts

Proposed Timeline

Initial Assessment- 12/13/21

Adopt plan criteria, guidelines

Develop illustrative plan(s)

Public comment / hearing

Analyze comments

Adopt final plan

Implementation

*Absolute Deadline is the date Filing Opens for the May 2023 General Election



Questions





ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

3.

DATE SUBMITTED

MEETING DATE

12/13/2021

1. Agenda Item: Renaming of the Palm View Community Center.

2. Party Making Request:

3. Nature of Request:

4. Routing:
Cindy Gonzalez

Created -

5. Staff Recommendation:

6. Advisory Board:

7. City Attorney:

8. Manager's Recommendation:



ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

4.

DATE SUBMITTED

11/30/2021

MEETING DATE

12/13/2021

1. Agenda Item: Discussion of City Hall Secured Entrance.

2. Party Making Request: Yvette Barrera

3. Nature of Request:

4. Routing:

Eduardo Mendoza

Yvette Barrera

Michelle Rivera

Isaac Tawil

Created/Initiated - 11/30/2021

Approved - 11/30/2021

Approved - 12/1/2021

Final Approval - 12/6/2021

5. Staff Recommendation:

6. Advisory Board:

7. City Attorney:

8. Manager's Recommendation:



**CITY OF MCALLEN
DEPARTMENT OF ENGINEERING
MEMORANDUM**

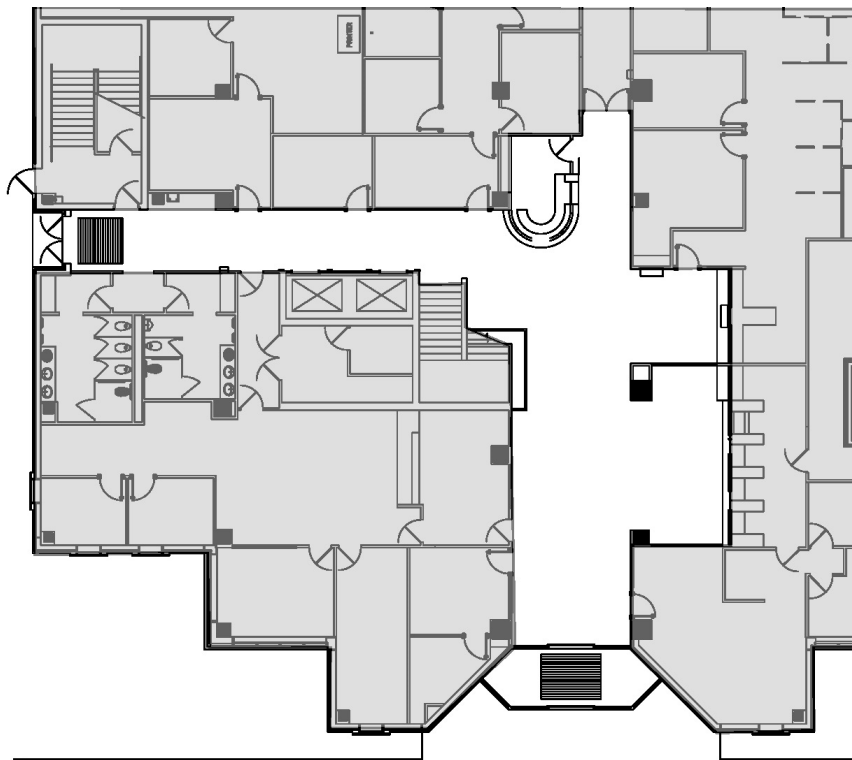
To: Roel Rodriguez, P.E., City Manager
From: Yvette Barrera, P.E., CFM, City Engineer
Date: November 30, 2021
Subject: **CONSIDERTION OF CITY HALL SECURED ENTRANCE**

EXPLANATION

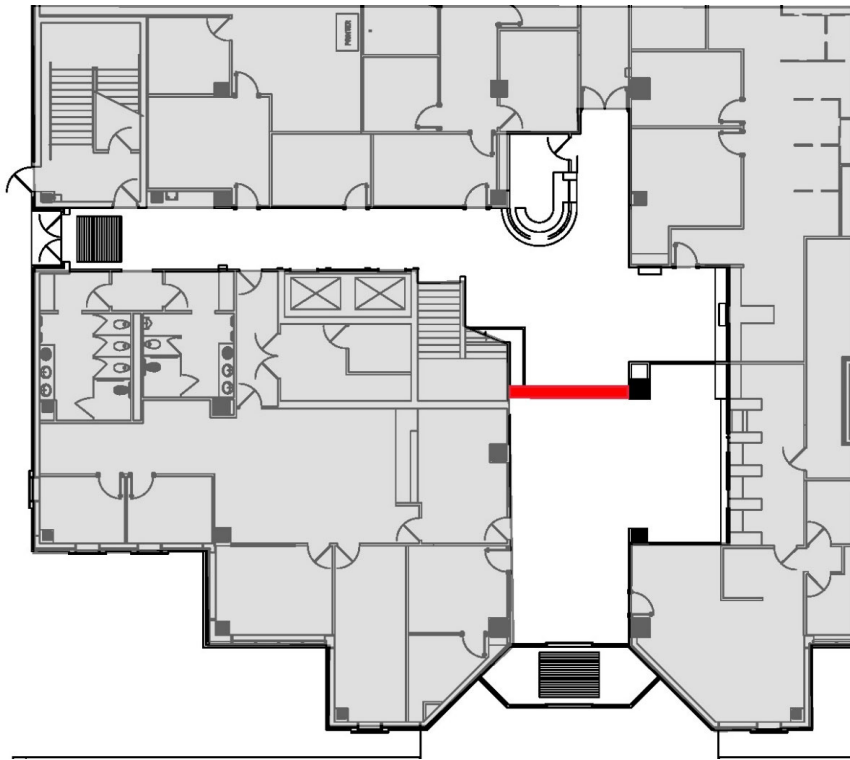
Staff has prepared two options for secured City Hall entrance, option A and option B, for review and consideration. Each option has a cost estimate for the proposed improvements. Option A includes a new glass wall and automatic double sliding doors with access control from information desk, these will be located between HR and Public Utilities. Option B includes a new glass wall and automatic double sliding doors with access control from information desk, these will be located between existing stairwell and information desk.

City Hall Secured Entrance

City Hall - Existing



City Hall – Secured Entrance – Option A

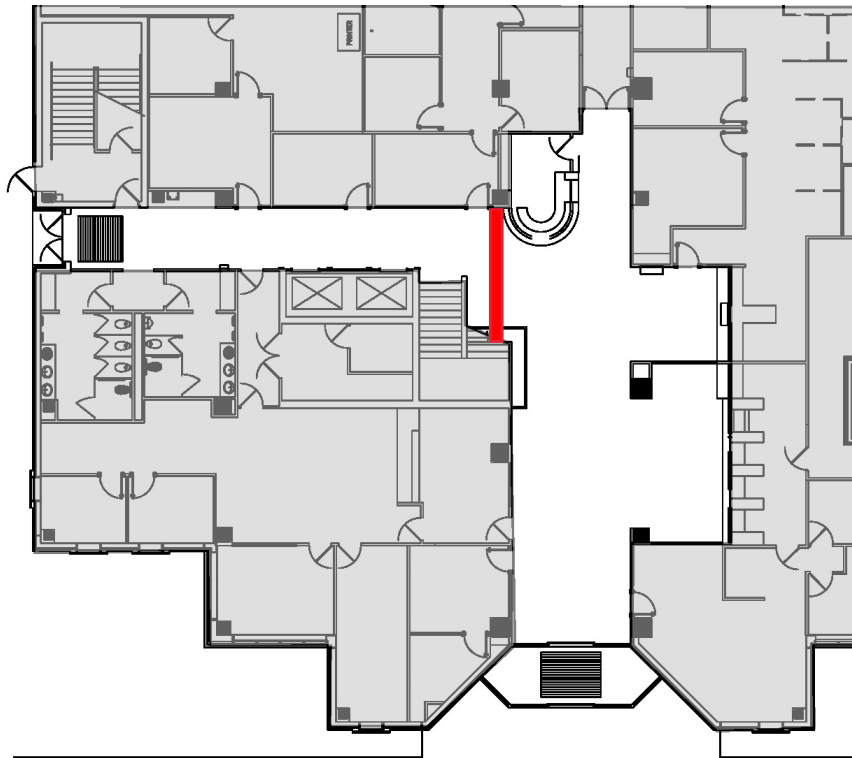


Location: Between HR and Public Utilities

Scope of work: Involves new automatic sliding doors, modification to existing granite bench, new glass wall, and electrical work. Access control will be from existing information desk.

Cost estimate: \$28,875.00

City Hall – Secured Entrance – Option B



Location: Between existing stairs and information desk.

Scope of work: Involves new automatic sliding doors, modification to existing granite bench, new glass wall, and electrical work. Existing ceiling at this location is a stepped tray ceiling, ceiling modifications are required along with lighting. Access control will be from existing information desk.

Cost estimate: \$31,875.00



ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

5.

DATE SUBMITTED

MEETING DATE

12/13/2021

1. Agenda Item: Presentation of Street Light Future Improvements.

2. Party Making Request:

3. Nature of Request:

4. Routing:

Martina Mejia

Marlen Garza

Yvette Barrera

Michelle Rivera

Isaac Tawil

Created -

5. Staff Recommendation:

6. Advisory Board:

7. City Attorney:

8. Manager's Recommendation:



ITEM SUMMARY

BOARD:	AGENDA ITEM	6.A.
	DATE SUBMITTED	
	MEETING DATE	12/13/2021

1. Agenda Item: Consultation with City Attorney regarding legal aspects of MedCare EMS Contract. (Section 551.071, T.G.C.)
2. Party Making Request:
3. Applicant:
4. Nature of Request:
5. Fiscal Impact Summary:
6. Budgeted:

Bid Amount:	_____	Budgeted Amount:	_____
Under Budget:	_____	Over Budget:	_____
		Amount Remaining:	_____
7. Routing:
Leilani Estrada ColimaCreated -
8. Staff Recommendation:
9. Advisory Board:
10. City Attorney:
11. Manager's Recommendation:



ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

6.B.

DATE SUBMITTED

MEETING DATE

12/13/2021

1. Agenda Item: Discussion and possible lease, sale or purchase of real property; Tract 1 & Tract 2. (Section 551.072, T.G.C.)
2. Party Making Request: Isaac Tawil
3. Nature of Request: Discussion and possible lease, sale or purchase of real property; Tract 1 & Tract 2. (Section 551.072, T.G.C.)
4. Routing:
Leilani Estrada Colima Created -
5. Staff Recommendation:
6. Advisory Board:
7. City Attorney:
8. Manager's Recommendation:



ITEM SUMMARY

BOARD: City Commission

AGENDA ITEM

6.C.

DATE SUBMITTED

MEETING DATE

12/13/2021

1. Agenda Item: Consideration of Economic Development Matters. (Section 551.087, T.G.C.)
2. Party Making Request: Isaac Tawil
3. Nature of Request: Consideration of Economic Development Matters. (Section 551.087, T.G.C.)
4. Routing:
Leilani Estrada Colima Created -
5. Staff Recommendation:
6. Advisory Board:
7. City Attorney:
8. Manager's Recommendation: