AGENDA
VIRTUAL MEETING OF THE LRGVDC BOARD OF DIRECTORS,
LRGVDC Main Campus, 301 W. Railroad Street Building B Weslaco, TX 78596
=======================================================================
Wednesday, March 31, 2021, 12:00 noon via GoToMeeting Video Conference
Members of the public can attend this meeting by calling 1-888-204-5987, Access Code 5435817
Presiding: President Jim Darling
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Item #1: Call to Order
A. Roll Call
B. Invocation
C. Pledge of Allegiance

Item #2: Consideration and ACTION to Approve Meeting Minutes (February 24, 2021) ............................................................... President

Item #3: Public Comment and/or Report from Legislative Delegation

Item #4: Administration ................................................................. President
A. Consideration and ACTION to Approve Lease Agreement between LRGVDC and RGVMPO ................................................................. Manuel Cruz Executive Director
B. Presentation on Economic Development Administration Programs ......................... Robert Peche Economic Development Representative
C. Executive Director Report

ACTION MAY BE TAKEN ON ANY OF THE FOLLOWING ITEMS

LRGVDC Updates & Activities
1. Introduction of New Staff Members
2. 87th Legislature Updates
3. COVID-19 Vaccinations
4. American Rescue Plan Act of 2021
Item #5: Department Reports

A. Community & Economic Development ............................................................... Rick Carrera
   Director

   Program Action Items

   1. Consideration and ACTION to Approve Road-to-Recycling Tire Disposal Services Request for
      Proposal (RFP) Award (Tabled 2/24/2021)

   2. Consideration and ACTION to Approve Resolution 2021-01 Proclaiming April as National Fair
      Housing Month and Supporting Awareness of Fair Housing

   Program Status Reports:

   • Economic Development Administration
   • Pandemic Response
   • Regional Small Cities Coalition
   • Explore RGV
   • Community & Economic Development Assistance Fund
   • Solid Waste Management Program
   • Water Quality Program
   • Regional Water Resource Advisory Committee
   • Rio Grande Regional Water Planning Group (Region M)
   • Reservoir Levels

B. Health & Human Services ................................................................. Jose L. Gonzalez
   Director

   Program Action Items:

   1. Consideration and ACTION to Add Vendors (Contractors) to Vendor Pool

   2. Consideration and ACTION to Amend Amigos Del Valle Budget

   Program Status Reports:

   • Senior Centers/Nutrition Sites
   • American Rescue Plan Act Funding

C. Public Safety ................................................................. Randall Snyder
   Director

   Program Action Items:

   1. Consideration and ACTION to Approve Homeland Security Advisory Committee Prioritization
      List of FY 2021-22 Homeland Security Grants Division Regional Grant Application

   2. Consideration and ACTION to Approve Purchase of Tele-Communicators Week Items
Program Status Reports:

- Emergency Communications/9-1-1
- Criminal Justice Program
- Homeland Security Program
- Regional Police Academy

D. Transportation ........................................................ Tom Logan, Valley Metro Director
   Andrew Canon, RGVMPO Executive Director

Valley Metro Action Item

1. Consideration and ACTION to Approve Amendment Number 5 to Interlocal Agreement for Joint Development of Edinburg Transit Terminal

Valley Metro Status Reports

- Ridership Report
- COVID-19 Precautionary Measures
- Regional Transportation Advisory Panel (RTAP) Activity

Rio Grande Valley MPO Status Report

Item #6: New or Unfinished Business

Item #7: Adjourn

*REMINDER*

Next Meeting Date: Wednesday, April 28, 2021
12:00 PM

Agenda items may be considered, deliberated and/or acted upon in a different order than numbered above.

The Board of Directors of the Lower Rio Grande Valley Development Council reserves the right to adjourn into Executive (Closed) session at any time during the course of this meeting to discuss any of the items listed on this agenda as authorized by the Texas Open Meetings Act, Chapters 551.071, 551.072, 551.074, and 551.075, Texas Government Code. No final action will be taken in Executive Session.

PUBLIC INPUT POLICY:
“At the beginning of each LRGVDC meeting, the LRGVDC will allow for an open public forum/comment period. This comment period shall not exceed one-half (1/2) hour in length and each speaker will be allowed a maximum of three (3) minutes to speak. All individuals desiring to address the LRGVDC must be signed up to do so prior to the open comment period. The purpose of this comment period is to provide the public an opportunity to address issues or topics that are under the jurisdiction of the LRGVDC. For issues or topics which are not otherwise part of the posted agenda for the meeting, LRGVDC members may direct staff to investigate the issue or topic further. No action or discussion shall be taken on issues or topics which are not part of the posted agenda for the meeting. Members of the public may be recognized on posted agenda items deemed appropriate by the Chair as these items are considered, and the same 3-minute time limitation applies.”
ITEM #2.

MINUTES
President Jim Darling called the meeting to order at 12:05 p.m. Roll call was taken, and a quorum was declared. He then moved to item 2: Consideration and Action to Approve Meeting Minutes (January 27, 2021). Mayor George Rivera noted an error on page 2 under item E. as follows: “…Mercedes Mayor Jorge Ledezma, Primera Mayor Oscar Montoya…” should be “…Primera Mayor Jorge Ledezma, Mercedes Mayor Oscar Montoya”. Mayor Rivera then made a motion to approve the minutes with this correction. Commissioner David Garza seconded the motion, and upon a vote the motion carried unanimously.

President Darling then moved to item 3: Public Comment and/or Report from Legislative Delegation; there being none, he moved to item 4: Administration.

A. Executive Director Report

1. Introduction of New Staff Members

   Mr. Cruz announced that Ms. Ashley Gomez has joined the Area Agency on Aging Staff as a Case Manager, Mr. Hernan Sauceda has joined the Homeland Security & Criminal Justice Department as a Program Specialist, Mr. Jorge Ortega has joined Valley Metro as a Motor Vehicle Technician, and Mr. George Castillo has joined Valley Metro as a Vehicle Driver. He also announced that Ms. Lorena Gonzalez has been promoted to an Ombudsman I and Ms. Ivonne Desiga has been promoted to an Ombudsman II in the Area Agency on Aging.

2. 87th Legislature Updates

   Mr. Cruz noted that all legislative sessions were cancelled the week of February 12-19 due to the severe winter weather event. However various hearings were held in February. The Senate Finance Committee began to hear the Articles of the Budget; the Senate Special Committee on Redistricting met, and it is predicted that Texas will gain 3 -US Congressional Seats. This is due largely to the increase in population as reported by the Texas Data Center. The 2020 data is tentatively scheduled to be released in July.

3. GLO Update on Hurricane Harvey Disaster Recovery

   Mr. Cruz reported that the Texas General Land Office held a meeting on February 18. They are tracking the anticipated changes within the federal government, including the transition of President Joe Biden’s administration and shifts at the US Department of Housing and Urban Development. The 2018 and 2019 Action Plans were submitted to HUD on August 31. On October 15, 2020 HUD approved the state action
plans detailing the distribution of eligible uses of more than $285 million in CDBG-DR funds. The GLO anticipates launching the 2018 and 2019 infrastructure competitions in late spring of this year. The GLO was notified that the State of Texas has been allocated an additional $14 million in CDBG-DR grant funding, which will require and Action Plan Amendment to incorporate and utilize these funds.

4. BikeShare RGV

The BikeShare RGV launch has been postponed due to last week’s severe winter weather event. Staff will coordinate with McAllen, Harlingen, and Brownsville to reschedule.

5. COVID-19 Vaccinations

Mr. Cruz reported that a workgroup has been meeting online on Tuesdays at 1:30 pm to discuss best practices on how to vaccinate homebound elderly people. A plan of action has been developed, but supply issues continue. President Darling added that there are challenges to this effort because of the logistics of personnel entering a private home and the required waiting period after the vaccination to see if there are any adverse reactions.

Regarding last week’s severe winter weather event Mr. Cruz reported that the Texas Division of Emergency Management (TDEM) has created a self-reporting damage survey tool to identify damages sustained from the freeze across the RGV and the state. He encouraged board members to report damages in order to receive assistance from FEMA and he provided a link that will take the user directly to the survey.

Upon conclusion of Administration items President Darling moved to item 5: Department Reports.

A. Community & Economic Development

Director Rick Carrera was recognized to address the following items:

Program Action Items

1. Consideration and Action to Approve an “Authorized Representative Agreement Execution Resolution”

Mr. Carrera informed the Board that this resolution authorizes the Executive Director to execute a grant agreement with the Texas Water Development Board for a study funded through their Flood Infrastructure Fund. The study falls under Category 1 Flood Protection Planning for Watersheds. This category of funding supports studies that conduct planning of entire watersheds to better inform the development of strategies using structural and nonstructural measures before flood events, such as determining and describing problems from or related to flooding, identifying, and planning solutions to flooding problems and estimating the benefits and costs of these solutions. The data obtained from this study will help develop flood planning strategies for the region. *Commissioner David Garza made a motion to approve an Authorized Representative Agreement Execution Resolution as presented. Commissioner David Fuentes seconded, and upon a vote the motion carried unanimously.*

2. Consideration and Action to Approve Road-to-Recycling Tire Disposal Services Request for Proposals (RFP) Award

Mr. Carrera stated that the Solid Waste Advisory Committee (SWAC) met on February 23 and reviewed vendor proposals submitted in response to the RFP for the Road-to-Recycling Tire Disposal Services. The purpose of this RFP is to procure vendors to carry out all of the processes related to the Road-to-Recycling tire collection event. However, it was structured such that vendors could propose to fulfill all services or only some services. There were very few responses to this request and the SWAC approved only one
which was from Republic Services for transportation, staff requests approval of this proposal. Commissioner David Garza asked to see supporting documents for this proposal, however it was not readily available. Mayor Jorge Ledeza asked if Republic Services had the best price. Mr. Carrera stated that they were the only transportation company to submit a proposal. Upon conclusion of discussion, Mayor Oscar Montoya made a motion to table this item. Mayor Jorge Ledeza seconded, and the motion carried unanimously.

3. Consideration and Action to Approve Regional Small Cities Coalition’s (RSCC) Recommendation for Chair and Vice Chair

Mr. Carrera reported that as per RSCC bylaws, annual elections were held for the Chair, Vice Chair, and Secretary. Mayor George Rivera, City of Palm Valley was re-elected as Chair, and Mayor Jorge Ledeza, City of Primeria was elected as Vice Chair. The elected Secretary rescinded his acceptance due to unforeseen circumstances. That election will take place at the next RSCC meeting scheduled for April 22, 2021. Commissioner David Garza made a motion to approve the RSCC’s recommendation for Chair and Vice Chair as presented. Mayor Oscar Montoya seconded the motion, and upon a vote the motion carried unanimously.

4. Consideration and Action to Approve Regional Tourism & Travel Advisory Committee’s (RTTAC) Annual Appointment/Reappointment of Officers and Representatives

Mr. Carrera stated that as per RTTAC bylaws, officers and representative shall be reappointed annually in alignment with current members. A member may be reappointed to multiple terms without term limits, however, must be re-designated each term by the LRGVDC Board of Directors. A list of committee members and the organizations they represent was provided in the meeting packet. Councilman Johnny Garcia made a motion to approve the RTTAC annual appointment/reappointment of officers and representatives as presented. Commissioner David Garza seconded the motion, and upon a vote the motion carried unanimously.

Program Status Reports

The status reports were provided in the meeting packet for review. President Darling brought the Board’s attention to the reservoir level report noting that it is really dry in the Valley, and when irrigation begins, we will have a better handle on where we are with our water supply, but rainfall is absolutely needed in the watershed.

Mr. Carrera added that the 6th Cycle of Regional Water Planning is getting underway this year. President Darling reported that the Rio Grande Regional Water Plan has been posted on the Texas Water Development Board’s website, and the next major item for Region M is to solicit an engineering consultant by this spring.

B. Health & Human Services

Director Jose Gonzalez was recognized to address the following items:

Program Action Item

1. Consideration and Action to Add Vendors (Contractors) to the Vendor Pool

Mr. Gonzalez informed the Board that in response to the open enrollment for the Direct Purchased Services contractor pool, the Area Agency on Aging received two (2) additional applications. The Advisory Council recommends the addition of MED Team, Inc. from Brownsville for Homemaker and Respite In-Home Care and Sentido Health from Tomball, Texas which provides state-wide coverage for medical supplies and durable medical equipment. Councilwoman Norie Garza made a motion to approve
Med Team, Inc. and Sentido Health as vendors (contractors) to Area Agency on Aging’s vendor pool. Councilman Johnny Garcia seconded, and upon a vote the motion carried unanimously.

Program Status Reports

The status reports on Face Coverings and Possible Additional COVID Funding were available for review in the meeting packet.

C. Public Safety

Program Action Items:

Director of Public Safety Randall Snyder was recognized to report on the following items:

1. Consideration and Action to Approve Criminal Justice Advisory Committee Recommendations for Chair, Vice Chair, and Parliamentarian

   Mr. Snyder reported that as per CJAC bylaws, elections were held for officers. Mr. Tom Hushen, Cameron County was elected as Chair; Mr. Kelley McCormick, Hidalgo County was elected as Vice Chair; and Anette Hinojosa, Willacy County was elected as Parliamentarian. Mayor Rick Guerra made a motion to approve the election of CJAC officers as presented. Mayor George Rivera seconded the motion, and upon a vote the motion carried unanimously.

2. Consideration and Action to Approve Criminal Justice Advisory Committee Member

   Mr. Snyder informed the Board that based on his education and experience in law enforcement, Chief Jonathon Flores was selected to serve as a CJAC member representing the Law Enforcement Discipline for Hidalgo County. Councilman Johnny Garcia made a motion to approve Chief Flores’ membership to the CJAC; Councilwoman Norie Garza seconded the motion, and upon a vote the motion carried unanimously.

3. Consideration and Action to Approve Purchase of 9-1-1 Public Education Advertisement

   Mr. Snyder reported that the Emergency Communications/9-1-1 Department plans to launch a new public education campaign that will display public service announcements at local movie theatres and across streaming platforms. These Public Education campaigns will address TEXT-to-9-1-1, Multi-line Telephone Systems, Deaf and Hard of Hearing, Know your Location, and will appear on streaming platforms and in Cinemark Theatres in Hidalgo County. The estimated cost is $181,008. This initiative is required and was previously budgeted and approved by CSEC. As required by LRGVDC Procurement Policy, all procurements exceeding $25,000 require approval from the Board of Directors. Mayor Chris Boswell made a motion to approve the Purchase of 9-1-1 Public Education Advertisement as presented. Mayor Rick Guerra seconded the motion, and upon a vote the motion carried unanimously.

4. Consideration and Action to Approve Purchase of Three-Year Generator Maintenance Plan

   Mr. Snyder requested approval to procure a 3-year comprehensive maintenance plan to support generator systems at the PSAP level. The plan will provide Quarterly Preventive Maintenance visits for nineteen (19) generators for three years. This purchase will be made using HGAC contract – GE02-20. The cost of this maintenance plan is $71,044 and is necessary to maintain system stability and availability during catastrophic events that disrupt normal power supply.

   There was discussion regarding the bid process and Mr. Cruz clarified that procurement, ranking, and vetting for this contract was completed through HGAC.
Commissioner David Fuentes noted that sometimes generators fail during the most critical times when they are needed; he asked if there was a response criterion in the contract that obligated the company to respond during an emergency event should a generator fail. President Darling asked for a follow up report at the next meeting regarding the contractual obligations for generator failure during times of critical need. Mr. Cruz informed the Board that according to this contract, major maintenance tasks will be performed on a quarterly basis. In addition to that, the Commission on State Emergency Communications (CSEC) requires that staff performs audits at all PSAP 9-1-1 call centers using a checklist to make sure all tasks are performed. Mr. Cruz agreed with Commissioner Fuentes that during a crisis situation there is a chance, even if quarterly maintenance is performed on schedule, that a generator may not function properly. He will contact the generator company and find out if emergency service during a crisis is included, and if not, find out what the cost might be to have this service included. Upon conclusion of discussion Commissioner David Garza made a motion to approve the purchase of a 3-year generator Maintenance Plan as presented. Mayor Jorge Ledezma seconded the motion and upon a vote the motion carried unanimously.

Program Status Reports:

The program status reports were provided in the meeting packet for review.

D. Transportation

Program Status Reports:

Valley Metro Director Tom Logan was recognized and stated he had no action items this month and that the program status reports were provided in the meeting packet for review.

Item 6. - New or Unfinished Business

There being no further business to come before the Board, President Darling adjourned the meeting at 12:54 pm.

___________________________
Mayor Jim Darling, President

ATTEST:

Deborah Morales, Recording Secretary
ITEM #4. A.
ADMINISTRATION
LRGVDC/RGVMPD
Lease Agreement
Item #4: Administration

A. Consideration and ACTION to Approve Lease Agreement Between LRGVDC and RGVMPO

Recently, the RGVMPO has expressed interest in acquiring a larger office and relocating its operations to a facility that would be able to accommodate its number of staff. Its current location is not suitable for the overall number of staff that is required to efficiently conduct its day-to-day operations. The new location, Valley Metro Transit facility located at 617 W. University Dr. Edinburg, TX will provide the RGVMPO with the necessary office spaces required for the increased number of staff and future growth.

Furthermore, the Federal Transit Administration (FTA) requires this document to be in place to satisfy and comply with the tri-annual audit requirements. The execution of the lease agreement by both parties is contingent upon RGVMPO receiving written approval from its funding agency and once approved, the LRGVDC Executive Director will execute the final document. Staff recommends approval.
This Interlocal Cooperation Agreement for Lease of Valley Metro Transportation Facility is entered into by and between the Rio Grande Valley Metropolitan Planning Organization (RGVMPO), (hereinafter "LESSEE"), and the Lower Rio Grande Valley Development Council, (hereinafter “LESSOR”) a regional council of government and political subdivision of the State of Texas. In consideration of the mutual covenants and agreements herein set forth, and other good and valuable consideration, LESSEE and LESSOR agree as follows:

ARTICLE 1

LEASED PREMISES

1.01 LESSOR does hereby demise and lease to LESSEE, and LESSEE does hereby lease from LESSOR the following: Valley Metro Edinburg Transfer Station Facility. The lease premises constitute office spaces only located at 617 W. University Drive, Edinburg, TX 78539 (See Exhibit “A”).

ARTICLE 2

TERM

2.01 The initial term of this Lease shall be for five years, unless sooner terminated, commencing _________, 2021, or at which time the space becomes available. This Lease will be automatically renewed on an annual basis; thereafter, not to exceed five years, unless the LESSOR or LESSEE gives the other party 120-days written notice of non-renewal before the applicable renewal date.

2.02 During any renewal period, either party may terminate this lease for any reason or no reason by giving the other party 120-days written notice.
ARTICLE 3

RENT

3.01 LESSEE agrees to pay to LESSOR as a fixed rent, the sum of One Dollar and Fifty Cents No/100th ($1.50) per sq. feet monthly on the commencing date of this lease agreement and each subsequent month throughout the term of this Lease for the term of this Agreement, based on fair market value. This amount totals to $9,900.00 monthly following the non-terminal space of the second floor totaling 6,600 sq. ft. (Refer to Exhibit A, which will identify actual rental space.)

ARTICLE 4

USE OF PREMISES

4.01 LESSEE shall use the Lease Premises for various programs under RGVMPO or tenants. LESSEE'S use of the premises shall not unreasonably interfere with the other uses of the Lease Premises by LESSOR.

4.02 LESSEE shall have unlimited access to the building twenty-four (24) hours per day. Security of the individual office spaces will be the responsibility of the respective tenant.

4.03 LESSOR shall have unlimited access to second floor of the building.

ARTICLE 5

MAINTENANCE AND SURRENDER

5.01 (a) LESSEE shall provide normal maintenance or remodeling needs, at LESSEE'S expense, for the Lease Premises are listed in Article 1. If the Lease Premises require repairs or replacement that are outside the scope of normal maintenance or remodeling, as determined by LESSOR, then LESSOR shall be responsible for making such repairs or replacement.

(b) If the Lease Premises require maintenance, remodeling or repair, which solely in the opinion of the LESSEE, are too costly and render this Lease Agreement uneconomical, then LESSEE may terminate this Lease Agreement upon thirty (30) days written notice.

(c) If the Lease Premises require maintenance, remodeling or repair, which solely in the opinion of the LESSOR, are too costly and render this Lease Agreement uneconomical, then LESSOR may terminate this Lease Agreement upon thirty (30) days written notice and within sixty (60) days must vacate the leased space.
At the time of vacating, LESSEE shall remove all of its property, equipment and systems (furniture, computer, server and any and all necessary devices thereto) at LESSEE’s sole risk and expense, within a reasonable amount of time, not to exceed 60 calendar days, after the termination of this Agreement. LESSEE shall remove any debris associated with the move. In the event LESSEE does not timely remove its equipment with this timeline, equipment shall be considered abandoned by LESSEE and shall become the property of the LESSOR.

5.02 LESSOR shall maintain the exterior landscape and facade of the building.

5.03 LESSEE shall provide or procure custodial services for interior routine maintenance and cleaning of the Leased Premises exclusively used by LESSEE.

5.04 Upon breach of the terms and agreements in this Lease Agreement by either party hereto, which breach shall not have been cured within thirty (30) days of written notice of same, the non-breaching party may terminate this Lease Agreement upon written notice to the breaching party.

ARTICLE 6

OBLIGATIONS OF LESSOR AND LESSEE

6.01 Alterations, Additions, and Improvements. All alterations, additions and improvements to the Leased Premises shall be made by the LESSEE, provided prior approval by LESSOR has been obtained for such improvements, prior to the installation or construction of same, which approval shall not be unreasonably withheld. Alterations, additions, and improvement expenses shall be the obligation of LESSEE.

On expiration of the term of this Lease, LESSEE shall be allowed to remove any equipment or fixtures which LESSEE has installed or constructed; however, if such removal damages the Leased Premises, LESSEE shall repair or pay for the repair of any such damage.

6.02 Signs. LESSEE shall have the right to erect signs on the Leased Premises. LESSEE shall remove all signs at the termination of this Lease and shall repair any damage and seal/repair any holes caused by such removal.

6.03 Utility Charges. LESSOR shall pay utility charges for the Leased Premises for water, sewer, solid waste removal, gas, electricity, and any agreed security/fire service.
ARTICLE 7

INSURANCE

7.01 Content Insurance. LESSOR will provide fire and extended insurance coverage policy on all program and business property placed by LESSEE on the Leased Premises.

7.02 Fire and Casualty Damages. LESSOR shall provide fire and extended coverage insurance on the Leased Premises. If the building on the Leased Premises should be totally or partially destroyed by any disaster natural, technological or manmade and, if insurance coverage is not sufficient to rebuild or repair, this Lease shall terminate by LESSOR giving LESSEE written notice thereof; otherwise, LESSOR shall use such insurance proceeds for the repair or rebuilding of the premises. Rent shall be abated or partially abated in such amounts as may be agreed by LESSOR and LESSEE accordingly to useful area during the repair or rebuilding period. In the event all or any part of the Leased Premises shall be damaged by fire, casualty or other causes, or in the event all or any part of the Leased Premises is taken in any condemnation proceedings, LESSEE shall have the right to cancel this Lease, if in the sole judgment of LESSEE such casualty or condemnation proceeding has made the Leased Premises unsatisfactory for use by the LESSEE.

7.03 Indemnification. Each Party agrees to be solely responsible for the wrongful acts of its own employees, contractors, and agents. However, nothing contained herein shall constitute a waiver by either Party of any sovereign immunity rights available to it by law except as otherwise required by applicable law.

ARTICLE 8

INSPECTION BY LESSOR

8.01 LESSEE shall permit LESSOR and its agents to enter into and upon the Leased Premises at mutually agreeable times for the purpose of inspecting the same or for the purpose of maintaining or making repairs to the Leased Premises required hereby.

ARTICLE 9

ASSIGNMENT AND SUBLEASE

9.01 LESSEE shall not assign or sublet any part of the Leased Premises herein without prior written consent from the LESSOR.
ARTICLE 10

DISCLAIMER

10.01 Disclaimer. LESSEE represents that the Leased Premises will be used for administrative functions of the Rio Grande Valley Metropolitan Planning Organization. LESSEE acknowledges that it has made full and complete inspection of the Leased Premises and has independently satisfied itself that the Leased Premises are suitable for the stated use. LESSOR hereby disclaims, that this Lease Agreement carries with it any implied or expressed warranties by LESSOR and that such space is fit or suitable for any Intended use or purpose of LESSEE, including but not limited to laws or regulations meeting the requirements of the Americans with Disabilities Act or similar State of Texas.

10.02 Parties Bound. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective administrators, legal representatives, successors and assigns where permitted by this Agreement.

10.03 Texas Law to Apply. This Agreement shall be construed under and in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in the Hidalgo County, Texas.

10.04 Legal Construction. In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision thereof, and this Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

10.05 Prior Agreements Superseded. This Agreement constitutes the sole and only Agreement of the parties hereto and supersedes all prior written or oral agreements between the parties respecting the within subject matter.

10.06 Amendments and Modifications. No amendment, modification or alteration of the terms hereof shall be binding unless the same be in writing, dated subsequent to the date hereof and duly executed by the parties hereto.

10.07 Notices. Any and all notices or other communications required or permitted to be given pursuant to this agreement shall be in writing and shall be considered as properly given if sent by facsimile transmission or mailed by certified mail, return receipt requested, postage prepaid, and addressed as follows:
10.08 **Rights and Remedies Cumulative.** The rights remedies provided by this Lease Agreement are cumulative, and the use of any one right or remedy by either party shall not preclude or waive its right to use any or all other remedies. Said rights and remedies are given in addition to any other rights the parties may have by law, statute, ordinance or otherwise.

10.09 **Quiet Enjoyment.** LESSOR covenants and agrees that LESSEE on paying the rent and other charges herein provided for and observing and keeping the covenants, conditions, and terms of this Lease on LESSEE’S part to be kept or performed, shall lawfully and quietly hold, occupy, and enjoy the Leased Premises during the term of this Lease Agreement without hindrance or molestation of LESSOR or any person claiming under LESSOR.

10.10 **Environmental Representations By LESSOR.** LESSOR represents and warrants to LESSEE, which representations and warranties shall survive termination of this Lease, that as of the date hereof the Leased Premises are free of compounds defined as hazardous materials, substances, pollutants or contaminants under any federal or Texas statute, regulations, rule or ordinance, or amendments thereto, including without limitation the Comprehensive Environmental Response Compensation and Liability Act, and/or the Resource Conservation and Recovery Act. LESSOR agrees, which agreement shall survive termination of this Lease Agreement, that if any contamination of said Leased premises is alleged to have occurred before the occupancy of said Leased Premises by LESSEE, then all obligation and liabilities for such contamination by LESSOR in connection therewith are assumed by LESSOR AND LESSOR shall indemnify and hold LESSEE harmless from any liability or obligation relating to or associated with such contamination. LESSOR'S obligation to hold LESSEE harmless shall include but not be limited to defending all claims suits and administrative proceedings (with counsel approved by LESSEE) even if such claims, suits or proceedings are groundless, false or fraudulent and/or the expense of the same become due, any and all judgments, penalties, or other sums relating directly to or associated with such claims, suits or proceedings.
10.11 Environmental Representations By LESSEE. LESSEE represents and warrants to LESSOR, which representations and warranties shall survive termination of this Lease, that during the term hereof it will not utilize the Leased Premises and keep the Leased Premises by and through its contaminants under any federal or Texas statute, regulation, rule or ordinance, or amendments thereto, including without limitation the Comprehensive and Recovery Act. LESSEE agrees, which agreement shall survive termination of this Lease Agreement, that if any contamination of the Leased Premises is caused by LESSEE, then all obligation and liabilities for such contamination by LESSEE in connection therewith are assumed by LESSEE and LESSEE shall indemnify and hold LESSOR harmless from any liability or obligation relating to or associated with such contamination. LESSEE'S obligation to hold LESSOR harmless shall include but not be limited to defending all claims suits and administrative proceedings (with counsel approved by LESSOR) even if such claims, suits or proceedings are groundless, false or fraudulent and/or the expense of the same become due, any and all judgments, penalties, or other sums relating directly or indirectly to or associated with such claims, suits or proceedings.

10.12 Common Area Restrictions. Common areas are not to be used other than for the benefit of all tenants unless prior written approval is obtained from all tenants.

10.13 Waiver of Default. No waiver by the parties hereto of any default or breach of any term, condition or covenant of this Lease shall be deemed to be a waiver of any other breach of the same or any other term, condition or covenant contained herein.

10.14 Attorney's Fees. In the event LESSOR or LESSEE breaches any of the terms of this Agreement whereby the party not in default employs attorneys to protect or enforce its rights hereunder and prevails, as determined by a court of competent jurisdiction, then the defaulting party agrees to pay the other party reasonable attorney's fees so incurred by such other party.

10.15 Force Majeure. Neither LESSOR nor LESSEE shall be required to perform any term, condition or covenant in this Lease so long as such performance is delayed or prevented by force majeure, which shall mean acts of God, strikes lockouts, materials or labor restrictions by any governmental authority, civil riot, floods and any other cause not reasonably within the control of LESSOR or LESSEE, and which by the exercise of due diligence LESSOR or LESSEE is unable, wholly or in part, to prevent or overcome.
IN WITNESS WHEREOF, the undersigned LESSOR and LESSEE hereto execute this Agreement as authorized by the respective governing bodies, as of the day and year first above written.

LESSOR:

LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL

___________________________
Manuel Cruz, Executive Director
Lower Rio Grande Valley Development Council

ATTEST:

APPROVED AS TO FORM:

LESSEE:

RGV METROPOLITAN PLANNING ORGANIZATION

By:

___________________________
Andrew A. Canon, Executive Director

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ITEM #4. C.
ADMINISTRATION
EXECUTIVE DIRECTOR REPORT
ITEM #5. A.

COMMUNITY & ECONOMIC DEVELOPMENT
Item #5: Department Reports

A. Community & Economic Development

Program Action Item

1. Consideration and ACTION to Approve Road-to-Recycling Tire Disposal Services Request for Proposal (RFP) Award (Tabled 2/24/2021)

The Solid Waste Advisory Committee (SWAC) met on February 23, 2021 to review the vendor proposals submitted in response to the RFP for the Road-to-Recycling Tire Disposal Services.

Two proposals were submitted, however; only one met the qualifications. The SWAC unanimously approved Republic Services as a vendor to continue to implement these services in the region for our Road-to-Recycling Tire Collection Event(s).

In addition, the SWAC met on March 16, 2021 to consider an additional provider of tire disposal services, the Brownsville Landfill. This addition will help better serve our region for this event by providing an additional option for the participating communities. The Brownsville Landfill has provided these services to the LRGVDC for several of these events. The SWAC unanimously approved the Brownsville Landfill to continue to implement these services.
## SOLICITATION SCHEDULE:
- **Release date of Request for Proposal:** January 22, 2021
- **Advertisement Run Dates & Newspaper:** January 24 & 31, 2021 (The Monitor, Valley Morning Star, & Brownsville Herald)
- **Pre-submittal Conference:** February 02, 2021 at 2:00 p.m.
- **Last day to submit written questions:** February 03, 2021 at 12:00 p.m.
- **Proposal Deadline:** February 12, 2021 at 12:00 p.m.
- **Public Proposal Opening:** February 16, 2021 at 2:00 p.m.

### (RFPs Received)

<table>
<thead>
<tr>
<th>Republic Services Inc.</th>
<th>Valley Tire Recycling LLC</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Container (per):</strong> $150.00</td>
<td><strong>Container (per):</strong> $250.00</td>
</tr>
<tr>
<td><strong>Weighing (per container):</strong> $20.00 per weight ticket</td>
<td><strong>Weighing (per container):</strong> No charge</td>
</tr>
<tr>
<td><strong>Disposal per tonnage:</strong> $110.00</td>
<td><strong>Disposal per tonnage:</strong> $125.00</td>
</tr>
<tr>
<td><strong>Transportation:</strong> (mileage varies per entity – depends on the drop off site)</td>
<td><strong>Transportation:</strong> (mileage varies per entity – depends on the drop off site)</td>
</tr>
<tr>
<td>TCEQ Permits in Place: Yes</td>
<td>TCEQ Permits in Place: No/In process.</td>
</tr>
<tr>
<td></td>
<td><em>Permits in place possibly by early April 2021.</em></td>
</tr>
</tbody>
</table>

***LRGVDC will only pay for disposal fees. City/County is responsible to pay all other fees.***
Consideration and **ACTION** to Approve Vendors for Road to Recycling Tire Disposal Service

<table>
<thead>
<tr>
<th>OPTION A</th>
<th>OPTION B</th>
</tr>
</thead>
<tbody>
<tr>
<td>Republic Services</td>
<td>Brownsville Landfill</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>*LRGVDC responsible only for tire disposal fee for City/County</td>
<td>*LRGVDC responsible only for tire disposal fee for City/County</td>
</tr>
<tr>
<td>• $110 per ton</td>
<td>• $100 per ton</td>
</tr>
<tr>
<td><strong>City/County responsible for:</strong></td>
<td><strong>City/County responsible for:</strong></td>
</tr>
<tr>
<td>• Delivery of container fee (per container per site)</td>
<td>• Must provide own container</td>
</tr>
<tr>
<td>• Haul fee (fee will vary depending on your site location-mileage)</td>
<td>• Must transport tires to landfill - (9000 FM 802 Brownsville, TX)</td>
</tr>
<tr>
<td>• Weigh fee (per load)</td>
<td>• Manpower to unload tires</td>
</tr>
</tbody>
</table>

City/County will need to call Republic for container drop offs and pick-ups
Item #5: Department Reports

B. Community & Economic Development

Program Action Item

2. Consideration and ACTION to Approve Resolution 2021-01 Proclaiming April as National Fair Housing Month and Supporting Awareness of Fair Housing

The principles of fair housing are not only national law and national policy, but a fundamental human concept and entitlement for all Americans. National Fair Housing Month in April provides an opportunity for all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

For Fair Housing information, resources, or assistance please visit our Fair Housing webpage at: http://www.lrgvdc.org/fairhousing.html
RESOLUTION 2021-01

PROCLAIMING APRIL AS NATIONAL FAIR HOUSING MONTH

WHEREAS, the Lower Rio Grande Valley Development Council (LRGVDC) finds that decent, safe, and affordable housing is part of the American dream and a goal of all Rio Grande Valley residents;

WHEREAS, individuals in the Rio Grande Valley have the right to choose where to live without discrimination based on race, color, religion, age, gender, familial status, marital status, national origin, and/or disability;

WHEREAS, acts of housing discrimination and barriers to equal housing opportunity are repugnant to a common sense of decency and fairness;

WHEREAS, federal and state laws affirm the right of every person to equal housing opportunity;

WHEREAS, fair housing is a positive community good;

WHEREAS, economic stability, community health, and human relations in all communities are improved by diversity and integration;

WHEREAS, stable, integrated, and balanced residential patterns are threatened by discriminatory acts and unlawful housing practices that result in segregation of residents and opportunities in our region;

WHEREAS, the talents of grassroots and non-profit organizations, housing service providers, financial institutions, elected officials, state agencies, and others must be combined to promote and preserve integration, fair housing, and equal opportunity.

NOW, THEREFORE, I Mayor James E. Darling, President of LRGVDC do hereby proclaim the month of April as:

“NATIONAL FAIR HOUSING MONTH”

to establish an open and inclusive community committed to fair housing and to promote appropriate activities by private and public entities intended to provide or advocate for integration and equal housing opportunities for all residents and prospective residents of the Lower Rio Grande Valley.

Adopted and approved by the Lower Rio Grande Valley Development Council Board of Directors this 31st day of March 2021.

_________________________
Honorable Mayor James E. Darling
LRGVDC Board President
Item #5: Department Reports

A. Community & Economic Development

Program Status Reports

• Economic Development Administration

Staff encourages any current or future partners to visit the LRGVDC Economic Development webpage, [http://www.lrgvdc.org/business.html](http://www.lrgvdc.org/business.html) to learn more about EDA funding opportunities.

Staff will be initiating the formation of a CEDS Committee to develop the Comprehensive Economic Development Strategy beginning in May-June 2021. For any questions, please contact Rick Carrera at rcarrera@lrgvdc.org.

Staff is available to provide technical assistance, project development, and grant administration on EDA proposals and projects. For any assistance, you may contact Rick Carrera, rcarrera@lrgvdc.org; Derek Katznelson, dkatznelson@lrgvdc.org; and/or Valerie Ramos, vramos@lrgvdc.org

• Pandemic Response

To better inform and keep our region up to date with COVID-19 and CARES Act resources, the LRGVDC developed this webpage designed to provide the latest resources and information available. The LRGVDC's intent is to improve capacity in our region to recover quickly from difficulties from current and forthcoming adversities with grant opportunities and resources to sustain living situations.

Additionally, the LRGVDC will proactively act as a liaison between various governmental levels and stakeholders. Staff will bring together different leaders and stakeholders to formulate best practices and actionable deliverables for sectors most affected by COVID-19 to establish a method of recovering from similar economic disasters.

On March 11, 2021, the American Rescue Plan Act became law. Our website has been updated to reflect new program details and other resources for our communities. We are awaiting details on EDA funding for states and communities that have suffered economic injury as a result of job and gross domestic product losses in travel, tourism, or outdoor recreation sectors.

Please reach out! We are happy to provide any information, resources, or assistance available. Please visit our COVID-19 Resources webpage at:
http://www.lrgvdc.org/covid19.html. For questions, comments, or concerns please contact Rey Soto at rsoto@lrgvdc.org.

- Regional Small Cities Coalition

The next Regional Small Cities Coalition Advisory Committee (RSCC) meeting is scheduled for Thursday, April 22, 2021 at 11:30 a.m. via GoToMeeting. The GoToMeeting link and public comment form can be found at LRGVDC's calendar page: http://www.lrgvdc.org/calendar.html or you can contact Brenda Salinas, bsalinas@lrgvdc.org.

- Explore RGV

At Explore RGV we highly encourage our locals to explore the many special hidden gems in the Rio Grande Valley that will help you make a deeper connection and discover a newfound pride in your surroundings. For this reason, we encourage you to #Search for events/locations near you, #Find one that piques your interest, and #Go discover something new! #ExploreRGV#Search#Find#Go

Explore RGV has hosted two FREE GIVEAWAYS with the support and donations of our partner cities. Be on the lookout for FUTURE GIVEAWAYS you don’t want to miss!

We invite you to Download the Explore RGV app at the Apple Store and Google Play or visit www.explorergv.com and to follow @goexplorergv on Twitter and Facebook.

- Community & Economic Development Assistance Fund

Visit our “Community & Economic Development” webpage, http://www.lrgvdc.org/community.html that provides information and resources on the Texas Department of Agriculture (TDA) funding opportunities. Eligible applicants are non-entitlement general purpose units of local government including cities and counties that are not participating or designated as eligible to participate in the entitlement portion of the federal Community Development Block Grant Program (CDBG). Non-entitlement cities that are not participating in urban county programs through existing participation agreements are eligible applicants (unless the city’s population is counted towards the urban county CDBG allocation).

The application deadline for the three (3) grant opportunities is May 3, 2021.

2021-2022 Community Development Fund is available on the application portal, TDA-GO! https://texasagriculture.gov/GrantsServices/OpenGrants.aspx. All applicants must refer to the Community Development Fund Application Guide for complete details and information: CD App Guide 2021-2022 12.3.20.pdf. Contact vramos@lrgvdc.org or dkatznelson@lrgvdc.org for technical assistance on the portal or application requirements.
• Solid Waste Management Program

Road to Recycling Tire Collection Event SAVE THE DATE, Saturday, May 8, 2021! Be on the lookout for tire disposal drop-off sites list. For questions regarding this event please contact Valerie Ramos, vramos@lrgvdc.org or Rick Carrera, rcarrera@lrgvdc.org.

Staff continues to provide technical assistance, outreach, and monitoring for all Solid Waste Management Projects. Information about the Solid Waste Program is available at www.lrgvdc.org/solidwaste.html.

The next SWAC meeting date is yet to be determined; please contact Brenda Salinas, bsalinas@lrgvdc.org for further information.

• Water Quality Program

Staff continues to educate the public on water quality issues in the month of March with the theme: Water Technologies. You can find our weekly educational social media postings on the LRGVDC Facebook page.

Watershed Protection Plan Steering Committee Meetings and Working Group Meetings for three (3) LRGV Watersheds, the Brownsville Ship Channel/Lower Laguna Madre, and the North & Central Watersheds are now underway. Please contact Derek Katznelson at dkatznelson@lrgvdc.org for further information.

• Regional Water Resource Advisory Committee

At the Regional Water Resource Advisory Committee (RWRAC) meeting on March 10, the committee was briefed on GLO and USACE programs and studies. Progress reports were given on the status of the region’s Watershed Protection Plans - Phase 1, LRGVDC’s FIF grant agreement, and a draft of a CRP white paper.

The next RWRAC meeting is scheduled for Wednesday, April 21, 2021 at 2:30 p.m. via GoToMeeting. The GoToMeeting link and public comment form can be found at LRGVDC’s calendar page: http://www.lrgvdc.org/calendar.html.

The RWRAC has a vacancy for a member from a Large City (population >25k). If you are interested or would like to nominate someone for membership, please email Derek Katznelson dkatznelson@lrgvdc.org with the nominee’s resume and a completed nomination form which is available by clicking this link: Nomination Form.

• Rio Grande Regional Water Planning Group (Region M)

The next meeting of the Region M Group is scheduled for Wednesday, April 7, 2021 via GoToMeeting. For more information on Region M, please visit their website: www.riograndewaterplan.org or contact Debby Morales at dmorales@lrgvdc.org.
Reservoir Levels

On March 20, 2021, the U.S. combined ownership at Amistad/Falcon stood at 43.85% of normal conservation capacity, impounding 1,487,472 acre-feet, down from 51.34% (1,741,405 AF) of normal, conservation a year ago. Overall the system is holding 27.80% of normal conservation capacity, impounding 1,646,171 acre-feet with Amistad at 36.43% of conservation capacity, impounding 1,193,414 acre-feet and Falcon at 17.11% of conservation capacity, impounding 452,757 acre-feet. Mexico has 6.27% of normal conservation capacity, impounding 158,699 acre-feet at Amistad/Falcon.
3/20/2021, 43.85% of Capacity or 1,487,472 AF
Down from 1,741,405 AF of Normal Conservation a year ago

NOTE: Mexico Ownership/Reservoir Capacity for March 20, 2021: 6.27% (158,699) A.F.

Water Levels at Amistad and Falcon Reservoirs
(U.S. Ownership)

Prepared by: LRGVDC
Source: TCEQ Watermaster
<table>
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<tr>
<th></th>
<th>Normal Conservation Elevation</th>
<th>Meters</th>
<th>Feet</th>
<th>Total Normal Conservation Capacity</th>
<th>TCM</th>
<th>Acre-Feet</th>
<th>Combined Storage</th>
<th>MCM</th>
<th>Acre-Feet</th>
<th>US Share of Current Storage</th>
<th>MCM</th>
<th>Acre-Feet</th>
<th>Mexico share of Current Storage</th>
<th>MCM</th>
<th>Acre-Feet</th>
<th>Mexico share of Current Storage</th>
<th>MCM</th>
<th>Acre-Feet</th>
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<tbody>
<tr>
<td>AMISTAD</td>
<td>340.462</td>
<td>1,117.00</td>
<td>-44.89</td>
<td>4,040,325</td>
<td>3,275,532</td>
<td>Acre-Feet</td>
<td>1,472,060</td>
<td>1,193,414</td>
<td>Acre-Feet</td>
<td>1,361,783</td>
<td>1,104,011</td>
<td>Acre-Feet</td>
<td>110.277</td>
<td>89,403</td>
<td>Acre-Feet</td>
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<td>17.11%</td>
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<td>26.70</td>
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<td>0.90</td>
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<td></td>
<td>1.07</td>
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<tr>
<td>FALCON</td>
<td>91.805</td>
<td>301.20</td>
<td>-41.04</td>
<td>3,264,813</td>
<td>2,646,817</td>
<td>Acre-Feet</td>
<td>558.470</td>
<td>452,757</td>
<td>Acre-Feet</td>
<td>472.994</td>
<td>383,461</td>
<td>Acre-Feet</td>
<td>85.476</td>
<td>69,296</td>
<td>Acre-Feet</td>
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<td>79.295</td>
<td>260.15</td>
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<td>17.11%</td>
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<td>30.80</td>
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<td>19.24%</td>
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<td>19.24%</td>
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</tr>
</tbody>
</table>

**OVERALL STATUS**

- **Amistad**: 4,040,325 TCM, 3,275,532 Acre-Feet
- **Falcon**: 3,264,813 TCM, 2,646,817 Acre-Feet
- **Current US share of Normal Conservation**: 1,361,783 TCM, 1,104,011 Acre-Feet, 59.97%
- **Current US share of Normal Conservation**: 472,994 TCM, 383,461 Acre-Feet, 24.72%
- **Percent of Storage Capacity**: 27.80%
ITEM #5. B. HEALTH & HUMAN SERVICES
Item #5: Department Reports

B. Health & Human Services

Area Agency on Aging Program Action Item ......................... Jose L. Gonzalez, Director

1. Consideration and ACTION to Add Vendor (Contractor) to the Vendor Pool

   In response to the open enrollment for the Direct Purchased Services contractor pool, the Area Agency on Aging received one (1) additional application. The Advisory Council recommends the addition of Progressive Skilled Home Health Services from Pharr for Homemaker and Respite In-Home Care.
Item #5: Department Reports

B. Health & Human Services

Area Agency on Aging Program Action Item ........................ Jose L. Gonzalez, Director

2. Consideration and ACTION to Amend Amigos Del Valle Budget

The Advisory Council recommends an amendment to the Amigos Del Valle Budget. The recommended budget change is noted below and includes prior year, prior year COVID, and the COVID supplemental funding approved in December. The amendment will affect congregate meals and home delivered meals.

<table>
<thead>
<tr>
<th>Program</th>
<th>Prior Contract Award</th>
<th>Categorical Transfer for FY 2021</th>
<th>Prior Year Partial Funding</th>
<th>Prior Year CARES Funding</th>
<th>Consolidated Appropriations Title III-C2</th>
<th>Totals</th>
</tr>
</thead>
<tbody>
<tr>
<td>Congregate Meals C1</td>
<td>$1,197,092</td>
<td>$607,586</td>
<td>$1,804,678</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Home Delivered Meals C2</td>
<td>$1,093,491</td>
<td>$533,854</td>
<td>$1,003,397</td>
<td>$691,374</td>
<td>$3,823,395</td>
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<tr>
<td>Data Management</td>
<td>$108,000</td>
<td></td>
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<td>$108,000</td>
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<tr>
<td>Transportation</td>
<td>$200,000</td>
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<td>$200,000</td>
</tr>
</tbody>
</table>

Prior Contract Award is the initial amount approved by the Board for fiscal year 2021. The additional amounts are $607,586 for congregate meals and $2,819,904 for home delivered meals to be included in the budget amendment. The last four columns indicate the source of funding. Amigos Del Valle, as the only nutrition contractor is the only organization eligible to receive this funding. Additional funds will be released sometime in April or May when the FY2020 closeout is approved and the balance of the prior year and COVID prior year funds allotted.
Lower Rio Grande Valley Development Council  
Board of Directors Meeting  
Wednesday, March 31, 2021

Item #5: Department Reports

B. Health & Human Services

Area Agency on Aging Status Report .......................... Jose L. Gonzalez, Director

- Senior Centers/Nutrition Sites

Some senior centers are considering opening their doors for congregate settings. These senior centers have more than 50% of their participants vaccinated. The question that has been posed to HHSC is if they can provide congregate meals as well as grab-n-go meals for those that do not feel comfortable to attend the centers.

- American Rescue Plan Act Funding

Funding from the American Rescue Plan Act will include funds under Title III-B Support Services for the purpose of providing outreach for seniors to get vaccinated. A meeting was held with Amigos Del Valle and Senior Centers to start looking at outreach alternatives to address this directive.
ITEM #5. C.

PUBLIC SAFETY
Lower Rio Grande Valley Development Council
Board of Directors Meeting

Wednesday, March 31, 2021

Item #5: Department Reports

C. Public Safety

Program Action Item ................................................Randall Snyder, Public Safety Director

1. Consideration and ACTION to Approve Homeland Security Advisory Committee’s (HSAC) Prioritized List of FY 2021-22 Homeland Security Grants Division Regional Grant Applications

The HSAC met on March 24 and recommends approval of the attached prioritization list for the FY 2021-22 Homeland Security Grants Division Regional Grant Applications.
<table>
<thead>
<tr>
<th>Grant #</th>
<th>Type</th>
<th>(4) National Priority Areas</th>
<th>Core Capabilities</th>
<th>Grantee</th>
<th>Project Title</th>
<th>Amount</th>
<th>Score</th>
<th>Rank</th>
<th>*Estimated Regional Allocation for FY 2021-22</th>
<th>SHSP $543,556.60</th>
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</thead>
<tbody>
<tr>
<td>4243001</td>
<td>SHSP</td>
<td>Addressing Emergent Threats</td>
<td>Screening, Search &amp; Detection</td>
<td>Edinburg, City of</td>
<td>City of Edinburg HAZMAT Project</td>
<td>$31,010.00</td>
<td>68</td>
<td>1</td>
<td>$31,010.00</td>
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<tr>
<td>4222001</td>
<td>LETPA</td>
<td>Addressing Emergent Threats</td>
<td>Interdiction &amp; Disruption</td>
<td>McAllen, City of</td>
<td>Mission PD SWAT Equipment</td>
<td>$26,555.00</td>
<td>66.875</td>
<td>2</td>
<td>$19,592.33</td>
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<td>4033900</td>
<td>LETPA</td>
<td>Addressing Emergent Threats</td>
<td>Interdiction &amp; Disruption</td>
<td>San Juan, City of</td>
<td>San Juan LECERT 2022 Project</td>
<td>$65,500.00</td>
<td>59</td>
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<td>$32,200.00</td>
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<tr>
<td>4039400</td>
<td>LETPA</td>
<td>Addressing Emergent Threats</td>
<td>Interdiction &amp; Disruption</td>
<td>Hidalgo County</td>
<td>Hidalgo County Sheriff’s Office Active Shooter Response Project</td>
<td>$15,994.45</td>
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<tr>
<td>4224001</td>
<td>LETPA</td>
<td>Addressing Emergent Threats</td>
<td>Interdiction &amp; Disruption</td>
<td>Brownsville, City of</td>
<td>BPD SWAT Team Equipment</td>
<td>$76,415.00</td>
<td>59</td>
<td>5</td>
<td>$38,207.00</td>
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<tr>
<td>4228901</td>
<td>SHSP</td>
<td>Addressing Emergent Threats</td>
<td>Screening, Search &amp; Detection</td>
<td>La Joya, City of</td>
<td>La Joya PD - Technology &amp; Surveillance</td>
<td>$166,890.00</td>
<td>55.222222</td>
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<tr>
<td>4236701</td>
<td>SHSP</td>
<td>Enhancing Cybersecurity</td>
<td>Cybersecurity</td>
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| 4514601 | SHSP   | Support of First Responder Capabilities | On-scene Security, Protection & Intelligence | McAllen, City of | McAllen, Police Department | $200,000.00 | 45.111111 | 9 | - | ****
Item #5: Department Reports

C. Public Safety

Program Action Item .................................................. Randall Snyder, Public Safety Director

2. Consider and ACTION to Approve Purchase of Tele-Communicators Week Items

The week of April 11-17, 2021 is National Telecommunicators Week. The 9-1-1 program has consistently recognized our local telecommunicators for their dedication and hard work. This year we would like to continue to recognize them with tokens of our appreciation featuring the Public Safety 9-1-1 telecommunicator logos. The estimated cost for these items is $46,634.97. This was previously budgeted and approved by CSEC. As required by LRGVDC Procurement Policy, all procurements exceeding $25,000 require approval from the Board of Directors.
Item #5: Department Reports

C. Public Safety

Program Status Report Emergency Communications/9-1-1

- **Emergency Communications District**
  Currently 26 of the required 27 resolutions have passed. Most recently Hidalgo County Commissioners Court passed their resolution, and the remaining resolution is from the City of Weslaco.

- **Generator Maintenance Emergency Call Out Follow Up**
  Emergency response pricing is based on time and materials. There are no provisions for a block of time or emergency repairs in the 3-year Generator Maintenance Plan that was approved last month. All callouts would be at cost. These costs, excluding materials are $159 per hour straight time, $238.50 per hour overtime and $3.25 per mile.

- **2021 9-1-1 Call/Text Summary**
Location Validation Program
LV staff continue to focus on issuing 9-1-1 physical addresses and addressing new subdivisions for Hidalgo and Willacy Counties. Staff is working with the City of Mission planning department to ensure all the inside city limits addresses match our 9-1-1 GIS map and correct street name as well.

Database Program
Database staff continue validating addresses and updating the 9-1-1 database via its new Geodatabase application and in collaboration with the other internal programs. In February, the department received over 280 calls resulting in 263 new 9-1-1 physical addresses issued to the public. As new subdivisions are developed the new streets and/or street updates are added to our MSAG (Master Street Address Guide). Validating the address on the new VOIP (Voice Over Internet Protocol) TN’s being issued is a continuation project. Staff continues searching missing address points in our 9-1-1 maps to better serve our residents.
• Mapping Program
The Mapping GIS team continues mapping daily address tickets while maintaining data quality. The GIS team has continued to maintain the GeoMSAG. The mapping team has achieved 100% geocode matching on the GeoMSAG. With this matching, every call in Hidalgo/Willacy should route to the correct PSAP. The GIS team is coordinating with ESRI to launch our ArcGIS Hub which will allow streamlining open records requests and the showcase of local maps. The GIS team is continuing with the process of transitioning away from the traditional ArcMap software to the new ArcGIS Pro platform that will allow for stronger processing power.
- **System and Public Safety Answering Point (PSAP) Operations**
  Our Systems and PSAP Operations Team have installed software updates at all PSAPs. This software provides the ability to listen to live or non-live calls or immediately extract any desired calls. The Systems Team has hosted one (1) in-person training and two (2) virtual trainings for the new recording system. Our Systems and PSAP Operations Team continues to audit and support all PSAPs.

- **Public Education/Training Program**
  Public Education is an ongoing priority for the Emergency Communications/9-1-1 Program. We continue to reach out to the community through our LRGVDC Facebook page to educate residents on ECOMMS/9-1-1. Staff completed 9-1-1 System Training during the week of February 22-26 and 28 trainees participated. We helped coordinate the new Recorder Training for all PSAP supervisory and administration personnel. This training was conducted on March 10-11. We are currently at the final stage of developing the LRGVDC ECOMMS/911 informational video.

### February to March 16th Mapping Update

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Item #5: Department Reports

C. Public Safety

**Criminal Justice Program Status Report**

- Staff attended the Texas State Operations Center Teleconference on March 12; the topic was the use of the Public Assistance State of Texas Assessment Tool.

- As per the Criminal Justice Grants Division, the LRGVDC COG-21 Regional Budget Expectations (RBE) for FY2021-22 are as follows:

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*RBEs are only projections, not a guarantee.*

- Staff attended the virtual Texas Association of Regional Councils (TARC) Bi-Annual Training on March 30; staff received program and TARC updates.

- Staff is working on preparing CJD (Criminal Justice Division) applications for the Criminal Justice Advisory Committee (CJAC) to review; the CJAC will meet virtually on April 14 to review scores and rankings of the region’s CJD applications.

- CJD released a Request for Funding Assistance (RFA) for the Coronavirus Emergency Supplemental Funding for which only COGs are eligible; a total of $1.3 million will be distributed amongst 24 COGs, LRGVDC’s *approximate* allocation is $37,642.10. Funds remaining after all eligible applications are submitted may be allocated to other regions.

**Homeland Security Program Status Report**

- Staff collected and submitted special events information for the COG-21 region as part of the LRGVDC’s Homeland Security Grants Division Planning grant.

- Staff received feedback and scores on the LRGVDC’s SPR (Stakeholder Preparedness Review) and Implementation Plan; the COG-21’s score was 44.5 (out of 45 points).
• Staff participated in the first Texas Critical Infrastructure Protection (TCIP) Task Force Meeting on March 9; the purpose of the task force is to improve awareness of recent/upcoming critical infrastructure protection activities.

• Staff attended the Public Safety Joint Virtual Training on March 11; staff received updates on programs.

• Staff attended the Local Emergency Planning Committee (LEPC) meeting on March 18 via Zoom.

• Staff is working on hosting a Mass Casualty Attack Response Workshop in collaboration with state and regional partners; staff will be reaching out to partners to form a core planning committee.

• The Homeland Security Advisory Committee reviewed a total of 29 applications for the Homeland Security Grants Division FY2021-22 funding cycle; and met on March 24 to prioritize the projects.
Item #5: Department Reports

C. Public Safety

Regional Police Academy Status Report

- The 204th Mission Full time, 205th Hidalgo Full Time, 206th Raymondville Full Time, 207th Hidalgo Part Time, 208th Edinburg Full Time and the 209th Harlingen academies are underway.

- Entrance exams for future academies will resume at a later, yet to be determined, date to allow staff to focus on current academy operations.

- In-service training has resumed and is being conducted at various locations throughout the region. This allows the Academy to provide officers opportunities to attend training without having to travel long distances.

- The Regional Police Academy continues to identify training opportunities in support of agencies to educate their officers in dealing with COVID-19.
ITEM #5. D.

TRANSPORTATION
Item #5: Department Reports

D. Transportation

Valley Metro Action Item......................................................................................................................Tom Logan, Director

1. Consideration and ACTION to Approve Amendment Number 5 to Interlocal Agreement for Joint Development of Edinburg Transit Terminal.

Staff requests Board approval to finalize this project which will complete the terminal’s first floor mixed use area, fulfill parking requirements, and implement necessary minor improvements. This second project of the Downtown Revitalization Streetscape will ensure the visibility and use of transit service, provide increased mobility and access for the elderly and disabled, improve safety, generate economic activity, and enhance the value of local property.

The amendment to the Interlocal Agreement reflects the updated expiration date of June 30, 2022 and includes additional funds that have been awarded through the FTA in the amount of $800,000 with a $200,000 local match from the EEDC. All other provisions of the Amendment dated December 2, 2014, not specifically in conflict with this Amendment Number 5, shall remain the same.
This Amendment is entered into by and between the Lower Rio Grande Valley Development Council, hereinafter referred to as “LRGVDC”, the City of Edinburg, hereinafter referred to as “EDINBURG”, and the Edinburg Economic Development Corporation, hereinafter referred to as “EEDC”.

RECITALS

WHEREAS, on December 02, 2014, the LRGVDC, EDINBURG, and EEDC approved an Interlocal Agreement for the Joint Development and construction of the Edinburg Transit Terminal (hereinafter referred to as “the Agreement”).

WHEREAS, the PARTIES desire to cooperate in the joint development and construction of a transit terminal and parking facility in Edinburg, Texas as described in FTA Grant #TX-90-Y057; and

WHEREAS, this project will improve the visibility and use of transit services, provide increased mobility and access for the elderly and disabled, improve safety, generate economic activity, enhance the value of local property, and is the second project of the Downtown Revitalization Streetscape; and

WHEREAS, on June 28, 2016, the Edinburg City Council approved Amendment Number 1 for additional professional services and construction funds through the FTA and was awarded additional funds in the amount of $1,652,955.00. The Agreement and Amendment Number 1 are attached as Exhibit A; and,

WHEREAS, all parties approved Amendment Number 2 of the Interlocal Agreement to extend the expiration date of the Agreement to June 30, 2018; and,

WHEREAS, all parties approved Amendment Number 3 of the Interlocal Agreement to extend the expiration date of the Agreement to June 30, 2019; and,

WHEREAS, all parties approved Amendment Number 4 of the Interlocal Agreement to extend the expiration date of the Agreement to June 30, 2020; and,

WHEREAS, all parties desire to amend the Interlocal Agreement to reflect the expiration date of June 30, 2022 and to include additional funds that have been awarded through the FTA in the amount of $800,000 with a $200,000 local match from the EEDC.
NOW, THEREFORE, the Agreement, is hereby amended by amending the following articles in the entirety as follows:

ARTICLE 3. TERM

The term of this Interlocal Agreement begins when signed by both parties and automatically expires on June 30, 2022, as agreed to by the PARTIES. This Agreement may be amended or extended upon mutual agreement of the PARTIES.

All other provisions of the Agreement, not specifically in conflict with this Amendment Number 5, shall remain the same.

This fifth Amendment to Agreement is signed below by the duly authorized representative of the PARTIES.

EXECUTED by the PARTIES in triplicate originals on this _____ day of ______________, 2021

CITY OF EDINBURG

Ron Garza, City Manager
ATTEST:
Myra L. Ayala, City Secretary
APPROVED TO FORM:
The Omar Ochoa Law Firm
Omar Ochoa, City Attorney

LOWER RIO GRANDE VALLEY DEVELOPMENT COUCNIL

Manuel Cruz, Executive Director
ATTEST:
Crystal Balboa, Finance Director

EDINBURG ECONOMIC DEVELOPMENT CORPORATION

Blanca Davila, Director
Item #5: Department Reports

D. Transportation

Valley Metro Status Report.................................................................................................. Tom Logan, Director

- Ridership Report
  
  Both the rural and urban transit systems are in operation and all systems are monitored daily. For the month of February 2021, ridership for the urban system, which operates Monday through Saturday in the urban areas of Cameron, Hidalgo, and Starr Counties has been averaging 2,344 passengers a week. Ridership for the rural system which operates in the rural areas of Cameron, Hidalgo, Willacy, Starr, and Zapata Counties has an average of 1,110 passengers per week for the month of February.

- COVID-19 Precautionary Measures
  - Daily cleaning with CDC-approved disinfectant
  - Usage of rear-doors to board/deboard passengers
  - Cordonning-off driver area
  - Installation of hand sanitizer dispensers inside buses
  - Issuing safety memos to staff

- Regional Transportation Advisory Panel (RTAP) Activity
  
  The RTAP last met in August 2020 and discussed regional planning and service coordination; the next meeting is tentatively scheduled for April 27, 2021, at 9:30am via TEAMS.
### Hidalgo County

- **Alamo**: 1,274
- **Alton**: 0
- **Donna**: 1,785
- **Edcouch**: 298
- **Edinburg**: 13,625
- **Elsa**: 310
- **Hargill**: 0
- **Hidalgo**: 156
- **La Blanca**: 95
- **La Joya**: 0
- **La Villa**: 72
- **McAllen**: 15,619
- **Mercedes**: 924
- **Mission**: 4,194
- **Palmhurst**: 0
- **Palmview**: 0
- **Penitas**: 0
- **Pharr**: 4,153
- **San Carlos**: 170
- **San Juan**: 2,137
- **Sullivan City**: 0
- **Weslaco**: 2,945

**Total**: 47,757

### Cameron County

- **Brownsville**: 14,895
- **El Ranchito**: 245
- **Harlingen**: 11,369
- **La Feria**: 1,228
- **La Paloma**: 74
- **Laguna Heights**: 1,339
- **Laguna Vista**: 1,052
- **Los Fresnos**: 814
- **Los Indios**: 11
- **Olmito**: 6
- **Port Isabel**: 5,799
- **Primer**: 189
- **Combes**: 0
- **Rio Hondo**: 0
- **San Benito**: 1,346
- **Santa Rosa**: 368

**Total**: 38,735

### Willacy County

- **Total**: 1,524

### Starr County

- **Total**: 6,719

### Zapata County

- **Total**: 801

### SYSTEM TOTAL

- **Total**: 95,536
**Distribution of Revenue Hours**

- **Hidalgo County**: 55%
- **Starr County**: 13%
- **Zapata County**: 1%
- **Cameron County**: 30%
- **Willacy County**: 2%

**Revenue Hours Provided**

- **Hidalgo County**: 20,866.00
- **Starr County**: 4,775.00
- **Zapata County**: 458.54
- **Cameron County**: 10,988.00
- **Willacy County**: 824.00
- **Total Revenue Hours**: 37,911.54

**Distribution of Revenue Miles**

- **Hidalgo County**: 55%
- **Cameron County**: 30%
- **Starr County**: 12%
- **Zapata County**: 1%
- **Willacy County**: 2%

**Revenue Miles Provided**

- **Hidalgo County**: 451,929
- **Starr County**: 101,179
- **Zapata County**: 11,095
- **Cameron County**: 249,850
- **Willacy County**: 16,327
- **Total Revenue Miles**: 890,380
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**2020 - 2021 Valley Metro Routes UTRGV Student Passenger Count**

![Chart showing passenger counts for each month from September 2020 to August 2021 for different routes including Vaquero Express.](chart_url)
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| Purpleline | 22 | 16 | 0 | 0 | 0 | 0 | 0 | 38 |
| Greenline | 87 | 122 | 58 | 18 | 26 | 50 | 361 |
| Total | 195 | 215 | 145 | 65 | 84 | 111 | 0 | 0 | 0 | 0 | 0 | 0 | 815 |

| Non Valley Metro Routes | YellowLine | Park & Ride | Total | 361 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 361 |
| Grand Total | 292 | 315 | 205 | 86 | 112 | 166 | 0 | 0 | 0 | 0 | 0 | 0 | 1,176 |

| Change Over Previous Month | -110 | -119 | 26 | 54 | -166 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

### South Texas College - Mid Valley JagExpress

**STC Student Passenger Counts Comparison FY 2021**

#### Direct Service

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#### Total Service

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**Change Over Previous Month:**
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- 8
- 5
- 12
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- 15

### TSTC Student Ridership

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<th>Nov</th>
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- Month