



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 6, 2017**

NOTICE IS HEREBY GIVEN THAT the City Commission of the City of Weslaco, Texas will hold a Regular Meeting in the Legislative Chamber of City Hall, located at 255 South Kansas Avenue, on Tuesday, June 6, 2017 at 5:30 PM for the purpose of discussing the following items:

NOTE: If during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the Weslaco City Commission will convene in such executive or closed session whether or not such item is posted as an executive session item at any time during the meeting when authorized by the provisions of the Texas Open Meetings Act.

I. CALL TO ORDER

- A. Certification of Public Notice.
- B. Invocation.
- C. Pledge of Allegiance.
- D. Mayoral recognition.
- E. Roll Call.

II. PUBLIC COMMENTS

The Public Comments portion of the meeting promotes a fair and open process for the governance of the City. This portion of the meeting is not intended to be an extended discussion or a debate and is limited to three minutes for each presenter. Due to the Texas Open Meetings Act, the Mayor and City Commissioners do not reply; they listen. Matters under litigation are not to be addressed and comments regarding specific City employees and elected officials may be prohibited.

If you are discussing something not included on the agenda, the Commission cannot take any formal action until it is placed on an agenda and notice of the meeting is properly posted. Registration for Public Comments must be submitted to the City Secretary before the City Commission meeting is called to order. As the Mayor calls upon those who submitted a registration form with the City Secretary, please step to the podium and state your name and address before beginning your presentation.

III. CONSENT AGENDA

The following items are of a routine or administrative nature. The City Commission has been furnished with background and support material on each item, and/or it had been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote. Possible action.

- A. Approval of the Minutes of the Regular Meeting on May 16, 2017
(Staffed by City Secretary's Office.) Attachment
- B. Approval on second and final reading of the following:
- 1) Ordinance 2017-23 to rezone 1301 South Midway Road also being a 25.263 acre tract out of Farm Tract 643, West Tract Subdivision, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to M-1 Mobile Home District. (First reading held May 16, 2017; staffed by Planning and Code Enforcement Department.) Attachment
 - 2) Ordinance 2017-25 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. (First reading held May 16, 2017; Staffed by the Finance Department.) Attachment
 - 3) Ordinance 2017-26 rezoning 510 S. Nebraska, also being Lot 5, Block 39, Weslaco Original Townsite, Weslaco, Hidalgo County, Texas, from R-1 One Family Dwelling District to B-1 Neighborhood Business District and authorize the Mayor to execute any related documents. (First reading held May 16, 2017; Staffed by Planning and Code Enforcement Department.) Attachment
- C. Approval of the participation by the Mayor Joe V. Sánchez Public Library in the South Texas Literacy Coalition free book distribution program, to accept books at no charge, and to coordinate book distribution events. (Staffed by the Library Department.) Attachment
- D. Approval of a renewal of a Professional Services Agreement for City Prosecutor with the Law Office of Justino "J.R." Garza and authorize the Mayor to execute any related documents. (Staffed by Municipal Court.) Attachment
- E. Approval of Memorandum of Understanding with Hidalgo County Sheriff's Office and the City of Weslaco Fire/EMS Department for Clinical EMS operational training under the Higher Education Program. (Staffed by Fire Department.) Attachment
- F. Approval of the Interlocal Cooperation Agreement with the Lower Rio Grande Valley Development Council for the FY2016 Mid Valley Consolidated Interoperable Communications Center Project and authorize the Mayor to execute any related documents. (Staffed by Fire Department.) Attachment

- G. Approval of the request by the Boys and Girls Club of Weslaco Inc. to utilize the tennis courts and park pavilion #24 during the summer program at no cost. (Requested by Boys and Girls Club of Weslaco, Inc.) Attachment
- H. Approval of a renewal of an Interlocal Cooperation Agreement with Hidalgo County (Precinct 1) to assist each other in mutual projects and authorize the Mayor to execute any related documents. (Staffed by Public Works Department.) Attachment

IV. APPOINTMENTS

- A. Discussion and consideration to approve Resolutions 2017-45 and 2017-46 appointing two members to unexpired terms to the Weslaco Hotel Occupancy Tax Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (There was no action on this item March 21, 2017; Staffed by Finance Department.) Attachment
- B. Discussion and consideration to accept the resignation of Jim Chapman and approve Resolution 2017-43 appointing one member to that unexpired term on the Weslaco 100 Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Museum.) Attachment
- C. Discussion and consideration to approve Resolution 2017-47 appointing one member to an expired term on the Planning and Zoning Commission and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment

V. OLD BUSINESS

- A. Discussion and consideration to select a respondent to Request For Qualifications No. 2016-17-14 Architectural Engineering Design Services for a new Fire Station and Combined Police/Central Fire Station. Possible action. (This item was tabled May 16, 2017; Staffed by Finance Department.)

VI. NEW BUSINESS

- A. Discussion and consideration to accept the Trails Master Plan for the City of Weslaco as presented and approve top three priorities in the plan. Possible action. (Staffed by Parks and Recreation Department.) Attachment

- B. Discussion and consideration to select a buyboard vendor to construct a Splash Pad at Isaac Rodriguez Park located at 1200 E. 6th Street. Possible action. (Staffed by Parks and Recreation Department.) Attachment
- C. Discussion and consideration to approve Resolution 2017-44 authorizing designated individuals as signatories on certain legal financial documents with Plains Capital Bank to invest \$240,000.00 of the Marion Booth Endowment funds into a 13 month CD at Plains Capital Bank and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.) Attachment
- D. Discussion and consideration to approve Resolution 2017-48 revising the City's Fund Balance Policy to conform with GASB 54 requirements and authorize the Mayor to execute any related documents. Possible action (Staffed by Finance Department). Attachment
- E. Discussion and consideration to approve Ordinance 2017-27 renaming a portion of West Hidalgo Street located to the North of Cavazos Park between South Palmas Street and South Cedro Street to be hereby known as Cavazos Street. First Reading of Ordinance 2017-27. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment
- F. Discussion and consideration to approve Ordinance 2017-28 amending Ordinance 2008-38 for the rezone of 115 Adelita Street, Lot 13, Colonia de San Francisco from an R-1 One Family Dwelling District to an R-2 Duplex and Apartment District and authorize the Mayor to execute any related documents. First reading of Ordinance 2017-28. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment
- G. Discussion and consideration to approve a five (5) year agreement with Accela for a Mobile 311 City of Weslaco App with service request functionality and authorize the Mayor to execute any related documents. Possible action. (Staffed by IT Department.) Attachment
- H. Discussion and consideration to amend the City of Weslaco Travel Policy. Possible action. (Staffed by Human Resources.) Attachment
- I. Discussion and consideration to cancel or reschedule the regular meeting of the Weslaco City Commission on July 4, 2017. Possible action. (Staffed by City Secretary's Office.) Attachment

VII. REPORTS

- A. Report by Weslaco Area Chamber of Commerce.
- B. Report by Economic Development Corporation of Weslaco.
- C. Report by Severn Trent.
- D. Report by Parks and Recreation Department.
- E. Report by Planning and Code Enforcement.
- F. Report by Public Works.
- G. Report by Airport on Hazard Zoning Ordinance.

VIII. EXECUTIVE SESSION

Texas Government Code, Section 551 Open Meetings:

§551.145. Closed Meeting Without Certified Agenda or Tape Recording; Offense; Penalty

(a) A member of a government body commits an offense if the member participates in a closed meeting of the governmental body knowing that a certified agenda of the closed meeting is not being kept or that a tape recording of the closed meeting is not being made.

(b) An offense under Subsection (a) is a Class C misdemeanor.

§551.146. Disclosure of Certified Agenda or Tape Recording of Closed Meeting; Offense; Penalty; Civil Liability

(a) An individual, corporation, or partnership that without lawful authority knowingly discloses to a member of the public the certified agenda or tape recording of a meeting that was lawfully closed to the public under this chapter:

(1) commits an offense; and

(2) is liable to a person injured or damaged by the disclosure for:

(A) actual damages, including damages for personal injury or damage, lost wages, defamation, or mental or other emotional distress;

(B) reasonable attorney fees and court costs; and

(C) at the discretion of the trier of fact, exemplary damages.

(b) An offense under Subsection (a)(1) is a Class B misdemeanor.

(c) It is a defense to prosecution under Subsection (a)(1) and an affirmative defense to a civil action under Subsection (a)(2) that:

(1) the defendant had good reason to believe the disclosure was lawful; or

(2) the disclosure was the result of a mistake of fact concerning the nature or content of the certified agenda or tape recording. (Added by Acts 1993, 73rd Leg., ch 268, § 1, eff. Sept. 1, 1993.)

NOTE: Any documentation related to the following items will be maintained as part of the certified agenda.

- A. Personnel - Discussion regarding the goals, objectives, and evaluation of the City Manager for the City of Weslaco as authorized by §551.074 of the Texas Government Code.
- B. Personnel - Discussion regarding the Notice of Appeal from Gilbert Luna as authorized by §551.074 of the Texas Government Code.
- C. Pending Litigation - Consultation with City Attorney regarding *City of Weslaco v.*

Briones Consulting and Engineering as authorized by §551.071 of the Texas Government Code.

- D. Pending Litigation - Consultation with City Attorney regarding Alejandro Romero as authorized by §551.071 of the Texas Government Code.
- E. Economic Development – Consultation with City Attorney regarding Economic Development opportunities and incentive programs related to Project Chicken Hatch "B" as authorized by §551.087 of The Texas Government Code.

IX. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

X. ADJOURNMENT

I hereby certify this **Notice of a Regular Meeting of the Weslaco City Commission** was posted in accordance with the Open Meetings Act on the outside bulletin board at City Hall of the City of Weslaco, located at the 255 South Kansas Avenue entrance, visible and accessible to the general public during and after regular working hours. This notice was posted on this 2nd day of June 2017 at 5:15 p.m. and will remain so posted continuously for at least 72-hours preceding the scheduled time of this meeting in accordance with Chapter 551 of the Texas Government Code.

/s/ Elizabeth M. Walker, City Secretary

NOTE: If any accommodation for a disability is required, please notify the City Secretary's Office at (956) 968-3181, Ext. 3100 prior to the meeting date.

Regular Meetings of the Weslaco City Commission stream live online at <http://www.weslacotx.gov/Agendas.html>. Archived video of some meetings are also available.

Removed from Bulletin Board

Date:

Initials: