



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, SEPTEMBER 5, 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, September 5, 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 following:
 - 1) Minutes of Regular Meeting on August 15, 2017;
 - 2) Record of budget workshop on August 16, 2017;
 - 3) Record of budget workshop on August 17, 2017;
 - 4) Minutes of Special Meeting on August 22, 2017; and
 - 5) Record of budget workshop on August 24, 2017. (Staffed by City Secretary's Office.) Attachment.
- B. Approval of the annual renewal the Interlocal Agreement for 9-1-1 Public Safety Answering Point Services and authorize the Mayor to execute any related documents. (Staffed by Weslaco Police Department.) Attachment
- C. Approval of the renewal of an agreement with Drug Enforcement Administration for State and Local HIDTA Task Force cooperation for Fiscal Year 2017-2018 and authorize the Mayor to execute any related documents. (Staffed by Weslaco Police Department.) Attachment
- D. Authorize solicitation of bids for purchase and/or rental of uniform services for Public Works, Parks & Recreation, and Meter Reader Departments and authorize the Mayor to execute any related documents. (Staffed by Public Works Department.)

IV. APPOINTMENTS

- A. Discussion and consideration to approve Resolution 2017-60 appointing a board member to expired term on the Board of Adjustments and Appeals-Zoning Ordinance. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment
- B. Discussion and consideration to approve Resolution 2017-53 appointing a member to an unexpired term on the Weslaco 100 Centennial Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Museum.) Attachment

V. OLD BUSINESS

- A. Discussion and consideration of playscape at Pecan Grove Park and authorize the Mayor to execute any related documents. Possible action. (This item was tabled on August 1 and August 15, 2017; Staffed by Parks and Recreation Department.) Attachment

- B. Discussion and consideration to adopt a policy for the Tower (El Tinaco) Light Annual Schedule and Tower Light Request Guidelines, and authorize the Mayor to execute any related documents. Possible action. (This item was tabled on August 15, 2017; staffed by Parks and Recreation Department.) Attachment

VI. NEW BUSINESS

- A. Discussion and consideration to approve Ordinance 2017-37 adopting the City of Weslaco's budget appropriation for the fiscal year October 1, 2017 to September 30, 2018 and authorize the Mayor to execute any related documents. First Reading of Ordinance 2017-37. ROLL CALL VOTE REQUIRED. Possible action. (Staffed by Finance Department.) Attachment
- B. Discussion and consideration to approve Ordinance 2017-38 adopting and levying the ad valorem tax rate for the 2017-2018 fiscal year and authorize the Mayor to execute any related documents. First Reading of Ordinance 2017-38. ROLL CALL VOTE REQUIRED. Possible action. (Staffed by Finance Department.) Attachment
- C. Discussion and consideration to approve Ordinance 2017-39 ratifying the property tax increase reflected in the 2017-2018 fiscal year budget and authorize the Mayor to execute any related documents. First reading of Ordinance 2017-39. Possible action. (Staffed by Finance Department.) Attachment
- D. Discussion and consideration to authorize the submission of the Weslaco Mid Valley Airport's Fiscal Year 2017-2018 Texas Department of Transportation Grant for Routine Airport Maintenance Program, Project M1821WESL, in the amount not to exceed \$100,000.00 with a 50/50 cost share, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport.) Attachment
- E. Discussion and consideration entering into an agreement with Alvarado Architects & Associates, Inc. for Architectural and Engineering Designs Services for the New Fire Station. Possible action. (Staffed by City Manager's Office.) Attachment
- F. Presentation and consideration of park layout for North Side Park, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks and Recreation Department.)
- G. Discussion and consideration to adopt a policy for Weslaco City Cemetery rules and guideline enforcement, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks and Recreation Department.) Attachment

- H. Discussion and consideration to approve a renewal of a lease agreement with St. Joan of Arc Parish Hall for use of the parking lot north of City Hall and request for site improvements. Possible action. (Staffed by City Manager'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 Planning and Code Enforcement.
- E. Report by Public Works.
- F. Report by I.T.
- G. Report by Fire Department/Emergency Management.

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. Potential Litigation - Consultation with City Attorney regarding Kincaid hangar as authorized by §551.071 of the Texas Government Code.
- C. Real Property - Consultation with City Attorney on the purchase, sale, exchange, lease or value of real property being 17.78-acres net being the N820.04' out of Farm Tract 13 West Tract Subdivision, Weslaco, Hidalgo County, Texas as authorized by §551.072 of the Texas Local Government Code.
- D. 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.
- E. Pending litigation - Consultation with City Attorney regarding Super 8 hotel as authorized by §551.071 of the Texas Government Code.
- F. Pending Litigation - Consultation with City Attorney related to the city's right-of-way for cell towers in *City of McAllen et al v. State of Texas et al* as authorized by §551.071 of the Texas Government Code.
- G. 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.
- H. Economic Development – Consultation with City Attorney regarding Economic Development opportunities and incentive programs related to Project Saddle 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 1st day of September, 2017 at 4:50 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: