



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, MARCH 6, 2018**

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, March 6, 2018 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. PUBLIC HEARING

- A. To solicit input on the proposed demolition order for unoccupied building located at 502 E Agostadero, being Lots 8-9, Block 13, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment

- B. To solicit input on the proposed demolition order for unoccupied building located at 1524 Ramos Drive, being West Tract N123.5-E78.52, Farm Tract 728 A/K/A Lot 4A, City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment
- C. To solicit input on the proposed demolition order for unoccupied building located at 620 E Los Torritos, being Lots 5-6, Block 6, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment
- D. To solicit input on the proposed demolition order for unoccupied building located at 2009 N International Blvd., being the South 1.74 acres of the North 4.05 acres of the South 9.99 acres of Farm Tract 1040 1.74 acres net, City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment
- E. To solicit input on the proposed demolition order for unoccupied building located at 515 N Liberty, being Lots 7-8-9, Block 6, Esplanada Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment
- F. To solicit input on the proposed demolition order for unoccupied building located at 600 W Los Torritos, being Lots 1-2, Block 6, Esplanada Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment
- G. To solicit input on the proposed demolition order for unoccupied building located at 300 N Pino, being Lot 11, Block 7, Northside Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment

- H. To solicit input on the proposed demolition order for unoccupied building located at 624 E Agostadero, being Lots 3-4, Block 7, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment
- I. To solicit input on the proposed demolition order for unoccupied building located at 419 S Texas Blvd, being Lot 19, Block 33, Weslaco Original Townsite, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Attachment

IV. 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:
 - 1) Regular Meeting on February 20, 2018; and
 - 2) Special Meeting on February 27, 2018. (Staffed by City Secretary's Office.) Attachment.
- B. Approval of the renewal of the Interlocal Cooperation Contract with the Texas Department of Public Safety to authorize purchases through DPS General Stores. (Staffed by Police Department.) Attachment
- C. Authorization to apply for funding from the Lower Rio Grande Valley Development Council to enhance PSAP (Public Safety Answering Point) operations and authorize the Mayor to execute any related documents. (Staffed by the Police Department.) Attachment
- D. Approval of the purchase of a Certificate of Deposit from BBVA Compass in the amount of \$240,000.00 for a term of 18-months utilizing Booth Endowment Funds. (Staffed by the Library Department.) Attachment
- E. Approval of a Mid Valley Airport Ground Lease Agreement with Kapal Investments, LLC for E-28 Hangar Series and authorize the Mayor to execute any related documents. (Staffed by Airport.) Attachment

- F. Approval of a request by Valley Nature Center to utilize Gibson Park parking lot on April 14, 2018 from 8 a.m. – 10 p.m. for 4th annual Spring Feast, and authorize the Mayor to execute any related documents as may be required, and waive any fees that may be associated with the event. (Requested by Valley Nature Center.)
- G. Authorization to solicit Requests for Proposals (RFP) to grade field 4 at Harlon Block Park Sports Complex and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.)

V. APPOINTMENTS

- A. Discussion and consideration to approve Resolution 2018-10, 2018-11, 2018-12, 2018-13 and 2018-14 appointing members to expired terms on the Weslaco Recycling Committee Task Force and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works.) Attachment

VI. OLD BUSINESS

- A. Discussion and consideration to approve on Second and Final Reading Ordinance 2018-07, amending Ordinance 200 and Ordinance 1998-09, Codified as Chapter 134 Traffic Ordinance, adopting new regulations and ordaining other matters with respect to the subject matter hereof and authorize the Mayor to execute any related documents. Second and Final Reading of Ordinance 2018-07. Possible action. (First reading of Ordinance 2018-07 held February 20, 2018; staffed By Planning and Code Enforcement Department.) Attachment
- B. Discussion and consideration to approve a Memorandum of Understanding with the City of South Padre Island to provide Mobile Intensive Care Unit Ambulances March 15-17, 2018 and authorize the Mayor to execute any related documents. Possible action. (This item was tabled February 20, 2018; Staffed by the Fire Department.) Attachment
- C. Discussion and consideration to approve an interlocal agreement with the Weslaco Independent School District for the paving of certain school parking lots and authorize the Mayor to execute any related documents. Possible action. (There was no action on February 20, 2018; requested by Weslaco Independent School District.)

VII. NEW BUSINESS

- A. Discussion and consideration of a presentation from Weslaco High School on Adopt-a-Park program and park plan for Gibson park improvements for 2018 and approval of a budget amendment in the amount not to exceed \$12,000.00 to use in matching funding through WOW/Texas A&M. Possible action. (Staffed by Parks and Recreation Department.)
- B. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 502 E Agostadero, being Lots 8-9, Block 13, Ramona Subdivision, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment
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- J. Discussion and consideration after public hearing to authorize the demolition order for an unoccupied building located at 419 S Texas Blvd, being Lot 19, Block 33, Weslaco Original Townsite, an addition to the City of Weslaco, Hidalgo County, Texas as dilapidated, substandard, unfit for human habitation and hazard to the health, safety and welfare of the citizens of the City of Weslaco as per Weslaco Code of Ordinances Chapter 26 Article VIII Unsanitary & Dangerous Buildings, §26-225. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment

- K. Discussion and consideration to award Request For Bids 2017-18-08 North Fire Station Waterline to the lowest, most advantageous bidder and authorize Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment
- L. Discussion and consideration to approve change order or decline City participation for Midway Mobile Subdivision sanitary sewer upgrade. Possible action. (Staffed by Planning and Code Enforcement Department.) Attachment
- M. Discussion and consideration to amend Republic Services agreement to allow for additional charges for overfilling of commercial trash dumpsters in the amount of \$37.50 per yard and authorize the Mayor to execute any related documents. Possible action. (There was no action on February 6, 2018; Staffed by City Manager.) Attachment
- N. Discussion and consideration to approve Ordinance 2018-06 amending the Master Fee Schedule to reflect the overfill charges and authorize the Mayor to execute any related documents. First Reading of Ordinance 2018-06. Possible action. (There was no action on February 6, 2018; Staffed by Finance Department.) Attachment
- O. Discussion and consideration to amend the contract with Republic Services to adjust the residential and commercial rates by 3.46% effective as of April 1, 2018 in accordance with the solid waste agreement, and authorize the Mayor to execute any related documents. Possible action. (Requested by Republic Services.) Attachment

VIII. REPORTS

- A. Quarterly Financial Report by Finance Department. Possible action to accept and file.
- B. Quarterly Investment Report by Finance Department. Possible action to accept and file.
- C. Report by Weslaco Area Chamber of Commerce.
- D. Report by Economic Development Corporation of Weslaco.
- E. Report by Inframark.
- F. Report by Planning and Code Enforcement.
- G. Report by Public Works.

IX. 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 with the City Manager regarding an employment agreement with Joel Rivera as Police Chief as authorized by §551.074 of the Texas Government Code.
- C. Legal Consultation - Seek City Attorney opinion relating to the mediation with CDM as authorized by §551.071 of the Texas Government Code.
- D. Real Property – Consultation with City Attorney on the purchase, sale, exchange, lease or value of real property consisting of 14.73 acres more or less out of Farm Tracts 683, 691, and 692 as authorized by §551.072 of the Texas Local Government Code.

X. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

XI. 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 March 2018 at 4:20 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: