



**A SPECIAL MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, MAY 14, 2024**

NOTICE IS HEREBY GIVEN THAT the City Commission of the City of Weslaco, Texas will hold a Special Meeting in the Legislative Chamber of City Hall, located at 255 South Kansas Avenue, on Tuesday, May 14, 2024 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.

Pursuant to Texas Government Code Section 551.127, on a regular, non-emergency basis, the Weslaco City Commission may attend and participate in the meeting remotely by telephonic conference. Should that occur, a quorum of the members will be physically present at the location noted above on this agenda.

I. CALL TO ORDER

- A. Certification of Public Notice.
- B. Invocation.
- C. Pledge of Allegiance.
- D. Roll Call.
- E. Mayoral Recognition.
 - 1) Proclamation - National Public Works Week.
 - 2) Proclamation - Economic Development Corporation of Weslaco Week.

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.

The Public may comment on anything on the agenda, however if you comment on 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. REPORTS

- A. Weslaco Economic Development Corporation.

- B. Weslco Chamber of Commerce & Visitor Center.

IV. **CONSENT AGENDA**

All items listed under the Consent Agenda are considered to be routine, and the Governing Body has been furnished with background and support material and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, the item(s) will be removed from the consent agenda by the Mayor, a Commission member or the City Manager and will be considered separately.

- A. Approval on second and final reading of the following:

- 1) Ordinance 2024-15 renaming West Mile 6 1/2 N Rd between Milanos and Midway Road to Martiza Drive and authorize the Mayor to execute any related documents. (First reading held May 7, 2024; staffed by Planning & Code Enforcement Department.) Attachment.
- B. Approval on the request from First Baptist Church for street closure from 8:00am to 1:00pm beginning June 10 through June 13, 2024 from 6th Street to 7th Street for vacation bible school and authorize the Mayor to execute any related documents. (Staffed by City Manager.)
- C. Approval of Resolution No 2024-51 dedicating 10.26 acres of wetlands/open space/parkland located in the southwest quadrant of Judge Gilbert Park as open space/natural land for perpetuity, as required by the Texas Parks and Wildlife Department and authorize the Mayor to execute any related documents. (Staffed by Parks & Recreation Department.)
- D. Approval on renewal of a Facilities Usage Agreement with South Texas College for use of Mayor Pablo G. Pena City Park Tennis Courts, 300 North Airport Drive, from June 1, 2024 to May 31, 2025 and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.) Attachment.
- E. Approval to continue enrollment in the Texas LESO (Law Enforcement Support Office) Program for one year to allow the transfer of excess Department of Defense personal property to our agency and authorize the Mayor to execute any related documents. (Staffed by the Police Department.)

V. **NEW BUSINESS**

- A. Discussion and consideration to approve the requirement under Texas Govt. Code 2254 for the City to provide a written statement and finding of the City's need for specialized contingent fee for legal services with Linebarger Goggan Blair & Sampson, LLP and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department) Attachment.
- B. Discussion and consideration to approve an agreement with Linebarger, Goggan, Blair & Simpson for collection services of delinquent ad valorem taxes and authorize the

Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.

- C. Discussion and consideration of Resolution 2024-52 setting penalties imposed under Texas Tax Code Sections 33.07 and 33.08, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.
- D. Discussion and consideration to accept and file the Quarterly Investment Report for period ending March 31, 2024 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.
- E. Discussion and consideration to accept and file the Financial Reports (unaudited) as of March 31, 2024 for the General Fund, Water and Sewer Fund, Solid Waste Fund, and Airport Fund and authorize the Mayor to execute any related documents. Possible action. (Staffed by Finance Department.) Attachment.
- F. Discussion and consideration on Ordinance 2024-16 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. Possible action. First reading of Ordinance 2024-16. Possible action. (Staffed by Finance Department.) Attachment.
- G. Discussion and consideration to enter into an Interlocal Cooperation Agreement with the County of Hidalgo for American Rescue Plan Act Recovery Funds establishing a partnership to create the Hidalgo County American Rescue Plan Act Recreational Development Program and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.) Attachment.
- H. Discussion and consideration to authorize the Mayor to provide a letter of support to the Boys & Girls Club of Weslaco Expansion project application to Knapp Community Care Foundation and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation.) Attachment.
- I. Discussion and consideration to approve a services agreement with ERO Architects for Architectural and Engineering services for the Boys & Girls Club of Weslaco Expansion Preliminary Design Report not to exceed \$50,000 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.) Attachment.
- J. Discussion and consideration to authorize staff to solicit Statements of Qualifications for Architectural and Engineering design services to re-roof the Valley Nature Center Building and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation Department.)
- K. Discussion and consideration to create a Weslaco Police Department PayPal Account for the Sole Source of all Walmart Grant funds and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Police Department.)
- L. Discussion and consideration on the request from Cameron County Regional Mobility

Authority for a letter of support designating the Pharr District office as Pharr District Metro District Designation and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager.) Attachment.

VI. 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 Section §551.074 of the Texas Government Code.
- B. Personnel - Discussion regarding the goals, objectives, and evaluation of the Assistant City Manager/Airport Director for the City of Weslaco as authorized by Section §551.074 of the Texas Government Code.
- C. Real Property - Consultation with City Attorney regarding the sale price of real property with LASCO Development for property located at 901 N. Airport Drive as authorized by §551.072 of the Texas Local Government Code.
- D. Legal Consultation – Consultation with City Attorney regarding Liquid Environmental as authorized by Section §551.071 of the Texas Government Code.
- E. Legal Consultation – Discussion with the City Manager and City Attorney relating to the City's rights, duties, privileges, and obligations in connection to the Collective Bargaining Agreement with the Fire Union (IAFF-WFFA Local 3207) FY October 1, 2022 – September 30, 2025, as authorized by Section §551.071 of the Texas Government Code.

VII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

VIII. ADJOURNMENT

I hereby certify this **Notice of a Special 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 10th day of May 2024 on or before 5:00 pm 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/ Norma A. Cantu, City Secretary

NOTE: If any accommodation for a disability is required, please notify the City Secretary Office at (956) 968-3181, Ext. 1001 prior to the meeting date.

Removed from Bulletin Board

Date:

Initials:

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN".

“DE ACUERDO CON LA SECCION 30.06 DEL CODIGO PENAL (INGRESO SIN AUTORIZACION DE UN TITULAR DE UNA LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA SEGUN EL SUBCAPITULO H, CAPITULO 411, CODIGO DEL GOBIERNO (LEY SOBRE LICENCIAS PARA PORTAR PISTOLAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UNA PISTOLA OCULTA”.

"PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY".

“DE ACUERDO CON LA SECCION 30.07 DEL CODIGO PENAL (INGRESO SIN AUTORIZACION DE UN TITULAR DE UNA LICENCIA CON UNA PISTOLA A LA VISTA), UNA PERSONA CON LICENCIA SEGUN EL SUBCAPITULO H, CAPITULO 411, CODIGO DEL GOBIERNO (LEY SOBRE LICENCIAS PARA PORTAR PISTOLAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UNA PISTOLA A LA VISTA”.