A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, FEBRUARY 5, 2019

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, February 5, 2019 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 January 15, 2019 (Staffed by City Secretary's Office.) Attachment.

B. Approval on second and final reading of the following:

1) Approval on Ordinance 2019-01 amending Ordinance 2000-06 designating a staff member from the City Secretary Office as the Local Registrar and authorize the Mayor to execute any related documents. (First reading held January 15, 2019; staffed by the City Secretary Office.) Attachment

2) Approval on Ordinance 2019-02 rezoning 725 N. Kansas, also being Lot 15, 16 &17 Blk 1 White Subdivision 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 January 15, 2019; staffed by Planning and Code Enforcement Department.) Attachment

C. Approval to renew a three-year Microsoft Enterprise Agreement previously approved by City Commission on January 19, 2016 for Microsoft products, including server, desktop software and email services through Buyboard Vendor Contract #498-15, a cooperative purchasing vendor, in an amount not to exceed $78,992.48 and authorize the Mayor to execute any related documents. (Staffed by Information Technology Department.) Attachment

D. Approval of the renewal of the lease agreement with Weslaco Little League for use of Isaac Rodriguez Park Multi-Purpose Field and Minor Field and Concession Stands and Harlon Block/Sports Complex Field #1, Field #2, Field #3 and the Concession Stands effective February 1, 2019 through July 31, 2019 and authorize the Mayor to execute any related documents. (Requested by Weslaco Little League.) Attachment

E. Approval on renewal of the lease agreement with I Theatre, Inc. for the use of the Tower Theatre and Tower House effective January 1, 2019 - December 31, 2019 and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.) Attachment

F. Approval on renewal of the lease agreement with Weslaco Softball Baseball and approve the use of the Softball/Baseball Field 1, 2 and 3 and Concession Stand at Mayor Pablo G. Peña City Park effective February 1, 2019 through July 31, 2019 and authorize the Mayor to execute any related documents. (Requested by Weslaco Softball Baseball.) Attachment

G. Approval on renewal of the lease agreement with Mid Valley Youth Soccer League for use of Pablo G. Pena City Park soccer fields and authorize the Mayor to execute any related documents. (Staffed by Parks and Recreation Department.) Attachment

H. Approval of a request by Valley Nature Center to utilize Gibson Park parking lot on April 13, 2019 from 8 a.m. – 10 p.m. for 5th 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.) Attachment

I. Approval to change wireless service from Sprint Wireless to Verizon Wireless for cost reduction and authorize the Mayor to execute any related documents. (Staffed by Weslaco Police Department.) Attachment

J. Approval to change GPS & Diagnostics services from Sprint to Verizon and authorize the Mayor to execute any related documents. (Staffed by Weslaco Police Department.) Attachment

IV. APPOINTMENTS

A. Discussion and consideration to approve Resolutions 2019-01, 2019-02 and 2019-03 appointing three board members to the Library Board and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Library Department.) Attachment

B. Discussion and consideration to approve Resolution 2019-04 appointing a member to an unexpired term to the Board of Adjustments & Appeals-Building Codes and authorize the Mayor to execute any related documents. Possible action. (Staffed by the Planning and Code Enforcement Department.) Attachment

C. Discussion and consideration to approve Resolution 2019-05 creating the Complete County Census Committee for the City of Weslaco and approving Resolutions 2019-06, 2019-07, 2019-08, 2019-09, 2019-10, 2019-11, 2019-12, 2019-13, 2019-14, 2019-15, 2019-16, 2019-17, 2019-18, and 2019-19 appointing its inaugural members and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Planning and Code Enforcement Department.) Attachment

V. NEW BUSINESS

A. Discussion and consideration to approve a Professional Services Agreement with Montalvo Insurance Agency for Loss Control and Risk Management Services related to Workers Compensation and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources Department.) Attachment

B. Discussion and consideration to approve an Interlocal Agreement with Weslaco Independent School District (WISD) for the creation, management and maintenance of a Cafe in the Mayor Joe V. Sanchez Public Library and authorize the Mayor to execute any related documents. Possible action. (Staffed by Library Department.) Attachment

C. Discussion and consideration to enter into a cost share project between the Weslaco Independent School District (WISD), Dreamland Estates, Inc and the City of Weslaco for the construction a deceleration lane for Memorial Elementary and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Planning & Code Enforcement Department.) Attachment

D. Discussion and consideration to approve Ordinance 2019-03 a budget amendment for the Animal Care Services Building for metal repairs to the roof and purlings not exceeding $19,000.00 and authorize the Mayor to execute any related documents. First reading of Ordinance 2019-03. Possible Action. (Staffed by Planning & Code Enforcement Department.) Attachment

E. Discussion and consideration to approve awarding RFP 2018-18-05, Legislative Chamber Audio & Video System for City Hall, to Visionality through Texas DIR Contract DIR-TSO-3889, in an amount not to exceed $79,961.83 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Information Technology Department.) Attachment

F. Discussion and consideration to approve a Memorandum of Understanding (MOU) between Cameron County and Research, Applied Technology, Education, and Service (Rates) Dba Rates/ RGV for preparation of a Watershed-Based Regional Texas Pollutant Discharge Elimination System (TPDES) Stormwater Permit Application, Notice of Intent and Stormwater Plan for The Lower Rio Grande Valley TPDES Stormwater Taskforce, in order to comply with the Taxes Commission On Environmental Quality TPDES Regulations and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Engineering Department.) Attachment

G. Discussion and consideration to authorize staff to solicit sealed bids for the excavation of drain ditch adjacent to the Westgate Estates #2 and authorize the Mayor to execute any related documents. Possible action. (staffed by Engineering Department.) Attachment

H. Discussion and consideration to approve the final Payment to Castle Enterprises on Project 2016-17-27 Rehabilitation of Lift Station #37 in the amount of $51,390.18 and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Engineering Department.) Attachment

I. Discussion and consideration to enter into a Purchase Contract for playground equipment parts, repair and installation from Park Place Recreation Designs, Inc. in the amount of $35,417.67 through Buy Board Vendor Contract #512-16 and authorize the Mayor to execute any related documents. Possible Action. (Staffed by Parks.) Attachment

J. Discussion and consideration to enter into a contract for the purchase and installation of new playground equipment from Park Place Recreation Designs, Inc. in the total amount of $46,967.67 through Buy Board Vendor Contract #512-16 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Parks & Recreation.) Attachment

K. Discussion and consideration to allow Honorably Retired Police Officer Bernardo Garza to purchase his previously assigned duty firearm, a Glock 22, Gen 4 (.40 caliber) with serial number #WXN036 for the fair market value of $350.00 as authorized under Texas Government Code, Section 411.020 Purchase of Firearm from Department by Officer and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.)

VI. REPORTS

A. Report by Weslaco Area Chamber of Commerce.
B. Report by Economic Development Corporation of Weslaco.
C. Report by Municipal Court.
D. Report by Planning and Code Enforcement.
E. Report by Inframark.
F. Report by Public Works.
G. Report by Siemens Technologies on Performance Contracting Agreement

VII. 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 or 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. Legal Consultation - Seek City Attorney opinion relating to the mediation with CDM as authorized by §551.071 of the Texas Government Code.

C. Legal Consultation - Consultation with City Attorney regarding City of Weslaco v. Briones Consulting and Engineering as authorized by §551.071 of the Texas Government Code.

D. Real Property – Consultation with City Attorney on the purchase of real property located at the corner of East Pike Boulevard and VoTech Drive as authorized by §551.072 of the Texas Local Government Code.

E. Real Property – Consultation with City Attorney on the purchase of real property located at the corner of Witmer Street and South Bridge Avenue as authorized by §551.072 of the Texas Local Government Code.

F. Real Property - Consultation with City Attorney on the sale, exchange, lease or value of real property located at 901 N. Airport Drive as authorized by §551.072 of the Texas Local Government Code.

G. Real Property – Consultation with City Attorney on the purchase of real property legally described as Chelsea Park W6.83AC GR 5.22AC Net on Border Avenue as authorized by §551.072 of the Texas Local Government Code.

H. Real Property– Consultation with City Attorney on the purchase of real property legally described asWestTractW3.67AC-S10AC-N20AC FT685 at Dawson and Oregon Streets as authorized by §551.072 of the Texas Local Government Code.

VIII. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

IX. 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 February, 2019 at 5:30 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/ Adelaida Vega, Interim 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/open-government/open-meetings. Archived video of some meetings are also available.

Removed from Bulletin Board	Date:	Initials: