A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 4, 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, June 4, 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 May 7, 2019 and May 23, 2019. (Staffed by City Secretary's Office.) Attachment.

B. Acceptance of the Affiliation Agreement between the The University of Texas Rio Grande Valley (UTRGV) and the City of Weslaco Police Department's Case Manager to serve as a Facility Liaison for UTRGV students entering Social Services Internship. (Staffed by Police Department). Attachment

C. Approval on Resolution 2019-55 to apply and accept the Hidalgo 2018 OPSG Stonegarden Grant through eGrants for border security initiatives in the amount of $175,000.00 with NO LOCAL MATCH required and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment

D. Authorization to terminate a Mid Valley Airport Ground Lease Agreement with Tenant Terry Barbee for Hangars E11-14 and to approve a Mid Valley Airport Ground Lease Agreement with Tenant Arthur Beckwith D/B/A Beckwith Farms for Hangars E11-14 and authorize the Mayor to execute any related documents. (Staffed by Airport.) Attachment

E. Authorization to terminate a Mid Valley Airport Ground Lease Agreement with Tenant Shari Pate for Hangars W15-16 and to approve a Mid Valley Airport Ground Lease Agreement with Tenant Scott Fuller for Hangar W16 and authorize the Mayor to execute any related documents. (Staffed by Airport.) Attachment

F. Acceptance of free books from South Texas Literacy Coalition and authorize the Mayor to execute any related documents. (Staffed by the Library) Background. Attachment

IV. APPOINTMENTS

A. Discussion and consideration to approve Resolution 2019-56 appointing members to expired terms on the Weslaco Mid Valley Advisory Committee and authorize the Mayor to execute any related documents. Possible action. (Staffed by Airport Department.) Attachment

V. NEW BUSINESS

A. Discussion and consideration to approve Ordinance 2019-19 adopting a mid-year budget amendment and authorize the Mayor to execute any related documents. First reading of Ordinance 2019-19. Possible action. (Staffed by Finance Department.) Attachment

B. Discussion and consideration on extension of franchise agreement with Liquid Environmental Solutions for grease trap collection and disposal services not to exceed seven years and authorize the Mayor to execute any related documents. Possible action. (Staffed by Planning and Code Enforcement Department.)

Attachment

C. Discussion and consideration to purchase a 2019 190GW FT4 Wheeled Excavator in the amount of $192,720.85 from Dogget Heavy Machinery Services, through Buyboard Contract #515-16 and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.) Attachment

D. Ratification of Purchase Order No. 19-03048 to contract Southern Trenchless Solutions for emergency repairs of a collapsed sewer line located at FM 1015 from Mooreland Dr. to Lift Station No. 21, in the amount not to exceed $276,969.00, and authorize a budget as may be required the Mayor to execute any related documents. Possible action. (Staffed by Public Works Department.) Attachment

E. Discussion and consideration of the drainage short term projects. Possible action. (Staffed by Engineering Department.) Attachment

F. Discussion and consideration on Memorandum of Understanding by and between City of Weslaco and Research, Applied Technology, Education, and Service (RATES) for the summer intership program (MOA #R-RGV-SIP-2019-00001) and authorize the Mayor to execute any related documents. Possible action. (Staffed by Engineering Department.)

VI. REPORTS

A. Report by Weslaco Area Chamber of Commerce.
B. Report by Economic Development Corporation of Weslaco.
C. Report by Weslaco 100 Committee.
D. Report by Inframark.
E. Report by Airport.

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 lawsuit 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. Pending Litigation - Report by City Attorney regarding all pending litigation as provided to City Auditor as authorized by §551.071 of the Texas Government Code

E. Legal Consultation - Seek City Attorney opinion relating to breach of contract by Accela and consider authorizing City Attorney to proceed with legal action as authorized by §551.071 of the Texas Government Code.

F. Legal Consultation - Seek City Attorney opinion on potential litigation concerning a trailer located East of Pleasantview Drive on E Expressway Frontage as authorized by §551.071 of the Texas Government Code.

G. Legal Consultation - Consultation with City Attorney on potential litigation as related to the Weslaco Animal Shelter as authorized by §551.071 of the Texas Government Code.

H. Legal Consultation - Consultation with City Attorney on Notice of potential litigation by Jose Julian Chavez represented by P. Garza, Law Firm, P.C. as authorized by §551.071 of the Texas Government Code.

I. Legal Consultation - Consultation with City Attorney on potential litigation on claim filed by Roberto Perez for damages to property as authorized by §551.071 of the Texas Government Code.

J. 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 31st day of May, 2019 at 5:00 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/ Myra Ayala, 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: