



**A SPECIAL MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, AUGUST 23, 2016**

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, August 23, 2016 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. Pledge of Allegiance.
- C. 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 from the public regarding the City of Weslaco ad valorem property tax rate, assessed at the same rate as last year, \$0.6767/\$100.00 valuation, pursuant to §26.05(d) of the Texas Tax Code. Attachment.
- B. To solicit input from the public regarding the City of Weslaco proposed budget for Fiscal Year 2016-2017, pursuant to Local Government Code

102.007. Attachment.

IV. NEW BUSINESS

- A. Discussion and consideration after Public Hearing to schedule a record vote September 6 and September 20 regarding the City of Weslaco proposed budget for Fiscal Year 2016-2017. Possible action. (Staffed by Finance Department.)

V. EXECUTIVE SESSION

- A. Pending Litigation - Consultation with Attorney to give a legal briefing regarding Civil Case No. 7:15-CV-334 *Alvino Flores v. City of Weslaco, et al.* in the United States District Court for the Southern District of Texas – McAllen Division as authorized by §551.071(1) of the Texas Government Code.

VI. 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 19th day of August, 2016 at 3:20 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.

Removed from Bulletin Board

Date:

Initials:



Standardized Agenda Request Form

Date of Meeting: August 23, 2016		Agenda Item No. (to be assigned by CSO): 2016-244	
From: Elizabeth Walker			
Subject: Certification of Public Notice.			
Background: Call to Order, includes the following: A. Certification of Public Notice. B. Pledge of Allegiance. C. Roll Call.			
Funding Source (budget code, if applicable):			
Amount:	Term of Impact:	Identified in Current Budget:	
Additional Action Prompted:			
If item previously considered, provide date and action by Commission: N/A			
If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners: N/A			
Advisory Review, if any (name of board/committee, date of action, recommendation): N/A			
Elizabeth Walker		Created/Initiated	
City Manager Comments:			
Staff Recommendation: A. Mayor will Call to Order and certify Public Notice. B. Mayor will lead Pledge of Allegiance. C. City Secretary will call roll. Four or more Commissioners present constitute a Quorum; otherwise, no action may be taken.			
Attachments, if any: Pledge & Mission Statement			
Responsibilities upon Approval: Conduct meeting per Ordinance 2011-05, according to Roberts Rule of Order and commencing at 5:30 p.m.			

City of Weslaco

"The City on the Grow"



David Suarez, Mayor
Olga M. Noriega, Mayor Pro-Tem, District 3
Leo Muñoz, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Gerardo "Jerry" Tafolla, Commissioner, District 4
Letty Lopez, Commissioner, District 5
Fidel L. Peña, III, Commissioner, District 6

Mike R. Perez, City Manager

The Pledge of Allegiance to the Flag

"I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL."

The Pledge of Allegiance to the State Flag

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."

**The pledge was amended by House Bill 1034 during the 80th Legislature with the addition of "one state under God." The revised wording became effective on June 15, 2007.*

Preamble to the Constitution of the United States of America

We the people of the United States, in order to form a more perfect union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this Constitution for the United States of America.

STATEMENT OF VISION: AN INTERNATIONAL CENTER OF GROWTH

Friendly people with vision, courage and integrity

STATEMENT OF MISSION: COMMITMENT TO EXCELLENCE IN PUBLIC SERVICE

- *Positive Attitude of Courtesy & Concern
- *Doing it Right the First Time
- *Sensitive to the citizens' needs
- *Friendly Respect for All
- *Service without Hassle



Standardized Agenda Request Form

Date of Meeting: August 23, 2016		Agenda Item No. (to be assigned by CSO): 2016-340
From:		
Subject: To solicit input from the public regarding the City of Weslaco ad valorem property tax rate, assessed at the same rate as last year, \$0.6767/\$100.00 valuation, pursuant to §26.05(d) of the Texas Tax Code.		
Background: This is the second of two required public hearings on the proposed tax rate. If a proposed tax rate exceeds the lower of the effective or rollback tax rate, state law requires that two public hearings be held by the governing body before the final vote to adopt the proposed tax rate. A notice was duly published in the August 10th Advance News Journal.		
Funding Source (budget code, if applicable):		
Amount:	Term of Impact:	Identified in Current Budget:
Additional Action Prompted:		
If item previously considered, provide date and action by Commission:		
If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners: Notice of 206 Tax Year Proposed Property Tax Rate for City of Weslaco - was published in the Advance News Journal on August 10th.		
Advisory Review, if any (name of board/committee, date of action, recommendation):		
Elizabeth Walker	Created/Initiated	
Mary Barrera	Approved	
Mike Perez	Final Approval	
City Manager Comments:		
Staff Recommendation: Open Public Hearing to allow public comment on the proposed tax rate. Announce that the vote on the tax rate will be held on September 6th, with a second reading of the ordinance on September 20th.		
Attachments, if any: Notice of PH on Tax Rate		
Responsibilities upon Approval:		

NOTICE OF 2016 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF WESLACO

A tax rate of \$0.6767 per \$100 valuation has been proposed for adoption by the governing body of City of Weslaco. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

The governing body of City of Weslaco proposes to use revenue attributable to the tax rate increase for the purpose of funding increases in medical insurance expenses, purchase of equipment, increases in personnel, as well as other increased expenses related to the growth of the community.

PROPOSED TAX RATE	\$0.6767 per \$100
PRECEDING YEAR'S TAX RATE	\$0.6767 per \$100
EFFECTIVE TAX RATE	\$0.6598 per \$100
ROLLBACK TAX RATE	\$0.8914 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for City of Weslaco from the same properties in both the 2015 tax year and the 2016 tax year.

The rollback tax rate is the highest tax rate that City of Weslaco may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS
FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

Pablo (Paul) Villarreal, Jr PCC
Hidalgo County Tax Assessor-Collector
2804 S Business Hwy 281
Edinburg TX 78539
(956) 318-2157
propertytax@hidalgocountytax.org
<http://www.hidalgocountytax.org>

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: August 16, 2016 at 5:30 at Weslaco Legislative Chamber of City Hall, 255 South Kansas Ave.

Second Hearing: August 23, 2016 at 5:30 at Weslaco Legislative Chamber of City Hall, 255 South Kansas Ave.



Standardized Agenda Request Form

Date of Meeting: August 23, 2016		Agenda Item No. (to be assigned by CSO): 2016-394	
From:			
Subject: To solicit input from the public regarding the City of Weslaco proposed budget for Fiscal Year 2016-2017, pursuant to Local Government Code 102.007.			
Background: As per Local Government Code 102.007 - We are required to conduct one public hearing on the proposed budget. The notice for this public hearing was published in the Advance News Journal on August 10th.			
Funding Source (budget code, if applicable):			
Amount:	Term of Impact:	Identified in Current Budget:	
Additional Action Prompted:			
If item previously considered, provide date and action by Commission:			
If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:			
Advisory Review, if any (name of board/committee, date of action, recommendation):			
Mary Barrera		Created/Initiated	
Mary Barrera		Approved	
Mike Perez		Final Approval	
City Manager Comments:			
Staff Recommendation: Recommend opening the public hearing on the budget and accepting comments.			
Attachments, if any: PH Budget 16-17			
Responsibilities upon Approval:			

City of Weslaco

"The City on the Grow"



David Suarez, Mayor
Olga M. Noriega, Mayor Pro-Tem, District 3
David R. Fox, Commissioner, District 1
Greg Kerr, Commissioner, District 2
Gerardo "Jerry" Tafolla, Commissioner, District 4
Lupe V. Rivera, Commissioner, District 5
Fidel L. Pena, III, Commissioner, District 6

Mike R. Perez, City Manager

NOTICE OF PUBLIC HEARING

The City of Weslaco will hold a Public Hearing on Tuesday, August 23th, at 5:30 p.m. for the purpose of receiving public comments on the Fiscal Year 2016-2017 Proposed Budget. The hearing will be held at the Legislative Chambers of City Hall, 255 S. Kansas Avenue, Weslaco, Texas. This budget will raise more total property taxes than last year's budget by \$272,765, or 2.56%, and of that amount, \$320,172 is tax revenue to be raised from new property added to the tax roll this year. The proposed budget is available for inspection at the office of the City Secretary. Interested citizens are invited to attend and may make oral or written comments.

Persons unable to attend this meeting may submit their views and proposals to Mr. Mike R. Perez, City Manager, at City Hall. Persons with disabilities that wish to attend this meeting should contact City Hall at (956)968-3181 to arrange for assistance. Individuals who require auxiliary aids or service for this meeting should contact City Hall at least two days before the meeting so that appropriate arrangements can be made.



Standardized Agenda Request Form

Date of Meeting: August 23, 2016		Agenda Item No. (to be assigned by CSO): 2016-393	
From:			
Subject: Discussion and consideration after Public Hearing to schedule a record vote September 6 and September 20 regarding the City of Weslaco proposed budget for Fiscal Year 2016-2017. Possible action. (Staffed by Finance Department.)			
Background: As per Local Government Code 102.007 - We are required to conduct one public hearing on the proposed budget. "At the concluding of the public hearing, the governing body of the municipality shall take action on the proposed budget." The common interpretation of the phrase "take action" can be taken to mean that a motion is made and adopted to vote on the budget at a later date - in this case, September 6th, with the second reading of the ordinance on September 20th. The Code is unclear on whether this particular action needs to be a record vote, so I recommend taking a record vote, just to be safe.			
Funding Source (budget code, if applicable):			
Amount:	Term of Impact:	Identified in Current Budget:	
Additional Action Prompted:			
If item previously considered, provide date and action by Commission:			
If item requires Publication Notice, provide date and periodical of publication; indicate if comments received from letters mailed to property owners:			
Advisory Review, if any (name of board/committee, date of action, recommendation):			
Mary Barrera		Created/Initiated	
Mary Barrera		Approved	
Mike Perez		Final Approval	
City Manager Comments:			
Staff Recommendation: Recommend that a motion be made to postpone a vote on the 2016-2017 budget until the September 6th meeting, with a second reading on September 20th. Recommend taking a record vote on item.			
Attachments, if any:			
Responsibilities upon Approval:			