



**ADDENDUM ITEMS
TO THE REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JANUARY 21, 2014**

NOTICE IS HEREBY GIVEN THAT the following items are to be considered as part of the agenda of the Regular Meeting scheduled for Tuesday, January 21, 2014, and will be scheduled at anytime during the 5:30 p.m. meeting of the City Commission of the City of Weslaco, Texas in the Legislative Chamber of City Hall, located at 255 South Kansas Avenue:

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. NEW BUSINESS

- A. Discussion, action, decision and/or vote on the personnel matters deliberated in closed session pertaining to unauthorized actions and inappropriate dealings with the Boys and Girls Club of the Mid Valley, the Boys and Girls Club of McAllen, and the Boys and Girls Club of Weslaco, Inc. which includes but is not limited to i) entering into Memorandum's of Understanding (MOUs) on behalf of the City without authorization by city commission; ii) the payment of City funds by the City Manager to the Boys and Girls Club of the Mid Valley, The Boys and Girls Club of McAllen and the Boys and Girls Club of Weslaco, Inc. iii) payment of city funds to the IRS of \$5,000 on May, 2012 and \$6,481.95 in February of 2013 to a defunct Boys and Girls Club entity without authorization by city commission for the benefit of the Boys and Girls Club of the Mid Valley; iv) execution of City checks and payment of City funds under MOUs that the City Manager entered into without authorization by city commission. v) violations of city charter in regards into binding the city into unauthorized agreements and violation of city charter in relation to making unauthorized payments were not brought to the commission for approval as per city charter. Possible Action. (Requested verbatim by Commissioners Noriega and Pena.)
- B. Discussion and possible action to seek RFQ for legal/audit/accounting firm(s) to conduct investigation into possible inappropriate dealings of the City Manager pertaining to unauthorized actions and inappropriate dealings with the Boys and Girls Club of the Mid Valley, the Boys and Girls Club of McAllen, and the Boys and Girls Club of Weslaco, Inc. which includes but is not limited to i) entering into Memorandum's of Understanding (MOUs) on behalf of the City without authorization by city commission; ii) the payment of City funds by the City Manager to the Boys and Girls Club of the Mid Valley, The Boys and Girls Club of McAllen and the Boys and Girls Club of Weslaco, Inc. iii) payment of city funds to the IRS of \$5,000 on May, 2012 and payment of \$ 6,481.95 of City funds in February of 2013 to a defunct Boys and Girls Club entity without authorization; iii) execution of City checks and payment of City funds under MOUs that the City Manager entered into without authorization by

city commission. Possible Action. (Requested verbatim by Commissioners Noriega and Pena.)

II. EXECUTIVE SESSION

- A. Deliberation on the placement of the City Manager on administrative leave (with or without pay) or dismissal of employment pending investigation into and due to unauthorized actions and inappropriate dealings with the Boys and Girls Club of the Mid Valley, the Boys and Girls Club of McAllen, and the Boys and Girls Club of Weslaco, Inc. which includes but is not limited to i) entering into Memorandum's of Understanding (MOUs) on behalf of the City without authorization by city commission; ii) the payment of City funds by the City Manager to the Boys and Girls Club of the Mid Valley, The Boys and Girls Club of McAllen and the Boys and Girls Club of Weslaco, Inc. iii) payment of city funds to the IRS of \$5,000 on May, 2012 and \$6,481.95 in February of 2013 to a defunct Boys and Girls Club entity without authorization for the benefit of the Boys and Girls Club of the Mid Valley; iv) execution of City checks and payment of City funds under MOUs that the City Manager entered into without authorization by city commission. v) violations of city charter in regards into binding the city into unauthorized agreements and violation of city charter in relation to making unauthorized payments were not brought to the commission for approval as per city charter. Texas Gov't Code. 551.074 (Requested verbatim by Commissioners Noriega and Pena.)
- B. Deliberation on the assignment of City Manager duties in the event he is placed on suspension pending investigation into the possible inappropriate dealings pertaining to the Memorandums of Understanding (MOUs) as executed by the City Manager with the Boys and Girls Club of the Mid Valley, the Boys and Girls Club of McAllen, and the Boys and Girls Club of Weslaco, Inc., the payment of City funds by the City Manager to the Boys and Girls Club of the Mid Valley, The Boys and Girls Club of McAllen and the Boys and Girls Club of Weslaco, Inc.; payment of city funds to the IRS of \$5,000 on May, 2012 and \$6,481.95 in February of 2013 to a defunct Boys and Girls Club entity without authorization by city commission for the benefit of the Boys and Girls Club of the Mid Valley; execution of City checks and payment of City funds under MOUs that the City Manager entered into without authorization by city commission; violations of city charter in regards into binding the city into unauthorized agreements and violation of city charter in relation to making unauthorized payments were not brought to the commission for approval as per city charter and the temporary hiring of a replacement for the City Manager position in the event he is dismissed during the suspension period. Texas Gov't Code 551.074 (Requested verbatim by Commissioners Noriega and Pena.)
- C. Consultation with Legal Counsel regarding legal issues associated with the closed (executive) session items. Tex. Gov't Code 551.071 (Requested verbatim by Commissioners Noriega and Pena.)

III. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

I hereby certify this **Notice of an Addendum to 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 18th day of January 2014 at 5:05 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.