



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
TUESDAY, JUNE 3, 2014**

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 3, 2014 at 5:30 p.m. 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

Pages
1-2

- A. Certification of Public Notice.
- B. Invocation.
- C. Pledge of Allegiance.
- D. 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. 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discussed separately unless requested by one commission member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 following:
 - 1) Regular Meeting on May 6, 2014; 3-11
 - 2) Special Meeting on May 13, 2014; 12-14
 - 3) Regular Meeting on May 20, 2014; 15-22
 - 4) Special Meeting on May 27, 2014. (Staffed by City Secretary's Office.) 23-27
Attachment.

- B. Approval on Second and Final Reading of Ordinance 2014-06 to amend Ordinance 320 and the City of Weslaco Zoning map to rezone 1901 Maria Isabel Drive, also being Lot 24, Colonia San Francisco de Weslaco, Weslaco, Hidalgo County, Texas, from “R-1 One-Family Dwelling District” to “R-2 Duplex and Apartment District” (requested by Robert Rangel) and authorize the Mayor to execute any related documents. (Staffed by Planning and Code Enforcement.) Attachment. 28
- C. Authorization to advertise for the sealed bids for the purchase of cardiac monitors for the Fire Department, as previously approved on the equipment list, and authorize the Mayor to execute any related documents. (Staffed by Fire Department.) Attachment. 29-39
- D. Authorization to utilize Federal Equitable Sharing funds to renew the Leads Online System contract in an amount not to exceed \$5,000.00, authorize a budget amendment as appropriate, and authorize the Mayor to execute any related documents. (Staffed by Police Department.) Attachment. 40-41
- E. Approval of a service agreement for chlorine dioxide chemical and services for the Water Treatment Plant from Evoqua Water Technologies, vendor awarded RFB No. 2012-13-11, in the amount of \$5,000.00 for the installation of equipment (one-time fee) and \$0.90/pound for Chlorine Dioxide Chemical on an “as needed basis”, authorize a budget amendment as appropriate, and authorize Mayor to execute any related documents. (Staffed by Public Utilities Department.) Attachment. 42-49
- F. Approval of the Notice of Intent to renew the Municipal Separate Storm Sewer System (MS4) Permit and authorize the Mayor to execute any related documents. (Staffed by Public Utilities Department.) Attachment. 50-57

IV. NEW BUSINESS

- A. Discussion and consideration to broadcast Special Meetings, by television through the City’s Public Education and Government (PEG) Channel and/or livestream via internet platforms, authorize a budget amendment as appropriate and authorize the Mayor to execute any related documents. Possible action. (Requested by Mayor Pro-Tem Cuellar and Commissioner Tafolla.)
- B. Discussion and consideration of the following:
1. Streetlight(s) at the Wildwood Forest Subdivision and on Westmont Drive;
 2. Stop sign for Republica and Llano Grande in lieu of Republica and Agostadero;
 3. Deaf signage at intersection of Republica and Llano Grande;
 4. Repair plans for the streets Airport and 18th south of 22nd street towards Springwood subdivision;

5. Flooding concerns in the alley from Illinois Ave. to Iowa Ave. caused by Allied Waste removing excessive dirt when pushing brush to the ends;
6. Schedule of the sweeping services;
7. Repainting crosswalks and curbs, as well as placing reflective bumps, either on existing cross walks or at intersection with Llano Grande;
8. List of alleys scheduled to be cleaned during the summer;
9. Wastewater lines and pavement sinks at Forest Lane and North Forest Lane intersection;
10. A schedule of Clean Sweep.

Possible action. (Requested by Commissioners Noriega and Pena.)

- C. Discussion and consideration to authorize the use of forfeiture funds for payment not to exceed \$80,000.00 to Fleet Safety Equipment Inc., Buyboard Vendor contract #432-13, for the purchase of fourteen new laptops and payment not to exceed \$46,500.00 to Professional and Technical Software Solutions (PTS), sole source vendor, for the cost of new software licenses for each laptop, authorize a budget amendment as appropriate and authorize the Mayor to execute any related documents. Possible action. (Staffed by Police Department.) Attachment. 58-63
- D. Discussion and consideration to extend current policies, authorize self-insured options, or authorize staff to solicit proposals for the following: 64-67
1. Worker’s Compensation Insurance;
 2. Employer’s Liability;
 3. Commercial Package (Commercial Property Insurance, Commercial General Liability, Airport Liability, Commercial Crime Liability, Law Enforcement Liability, Commercial Automobile Insurance, Error and Omissions Liability, Umbrella Liability Coverage, etc.);
 4. Basic Life & Accidental Death & Dismemberment; and/or
 5. Group Health Insurance
- and authorize the Mayor to execute any related documents. Possible action. (Staffed by Human Resources.) Attachment.
- E. Discussion and consideration to approve Resolution 2014-27 authorizing a grant agreement with Texas Department of Transportation (TxDOT) Aviation Division, with ten percent local match, to develop a Marketing Plan for the future growth of Weslaco Mid Valley Airport, authorize a budget amendment as appropriate, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Mid Valley Airport.) Attachment. 68-70
- F. Discussion and consideration to approve the Cooperation Agreement with the County of Hidalgo for years twenty-eight, twenty-nine, and thirty of Community Development Block Grant funding, authorize a budget amendment as appropriate, and authorize the Mayor to execute any related documents. Possible action. (Staffed by City Manager’s Office.) Attachment. 71-80

- G. Discussion and consideration to authorize the purchase of a 2015 Ford F350 Crew Cab 4x2 and Crane from Buyboard vendor Caldwell Country, Contract No. 430-13, in the amount not to exceed \$53,044.00 for the Wastewater Collections Division, authorize a budget amendment as appropriate, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Utilities Department.) Attachment. 81-83

- H. Discussion and consideration to authorize the purchase of a portable six inch (6”) trailer mounted Sewer Trash Pump for Wastewater Collections from DBA Goodwin Pumps, an H-GAC vendor, Contract No. CM02-13, utilizing additional vendor Xylem, in the amount not to exceed \$40,252.04, authorize a budget amendment as appropriate, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Utilities Department.) Attachment. 84-90

- I. Discussion and consideration to reject all bids from RFP/RFQ No. 2013-14-07 Comprehensive Water Conservation Program and authorize the re-bid of the project in the attempt to obtain more favorable bids, authorize a budget amendment as appropriate, and authorize the Mayor to execute any related documents. Possible action. (Staffed by Public Utilities Department.) Attachment. 91

V. 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 governmental 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 distributed during Executive Session as part of the certified agenda; such documents may be available to any member of the Commission for advance inspection through the City Secretary’s Office.

- A. Pending Litigation – Consultation with Special Counsel regarding Cause No. C-5929-13-H *City of Weslaco, Texas v. City of Mercedes, Texas* in the 389th Judicial District Court of Hidalgo County pursuant to §551.071 of the Texas Government Code.

**VI. POSSIBLE ACTION ON WHAT IS DISCUSSED
IN EXECUTIVE SESSION**

VII. 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 30th day of May 2014 at 8:55 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.