

**NOTICE OF A REGULAR MEETING  
OF THE WESLACO CITY COMMISSION**

**NOTICE IS HEREBY GIVEN**

**THAT**, the City Commission of the City of Weslaco, Texas will hold a Regular Meeting at the Legislative Chamber, located at 255 South Kansas Avenue, on Tuesday, October 19, 2010 at 6:00 p.m. for the purpose of discussing the following items:

**NOTE:** If any accommodation for a disability is required, notify the City Secretary's Office at (956) 968-3181, Ext 3101 prior to the meeting date.

**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 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 MEETING TO ORDER**
- II. ROLL CALL/ESTABLISH A QUORUM**
- III. INVOCATION/PLEDGE OF ALLEGIANCE**
- IV. CONSENT AGENDA**

**NOTICE TO THE PUBLIC**

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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Minutes
  - 1. Special Meeting of September 29, 2010
  - 2. Regular Meeting of October 5, 2010

**V. BOARD APPOINTMENTS**

- A. Discussion and consideration to accept the resignation from Blanca Munoz in the Library Board. Possible action. Attachment

- B. Discussion and consideration to approve Resolution No. 2010-30 to appoint one member to the Ambulance Advisory Board. Possible action. Attachment
- C. Discussion and consideration to appoint one person to the Parks & Recreation Advisory Board and consideration of Resolution No. 2010-36 appointing the member for a three year term. Possible action. Attachment
- D. Discussion and consideration to appoint two persons to the Traffic Safety Council and consideration of Resolution No. 2010-37 and Resolution No. 2010-38 appointing the members for three year terms. Possible action. Attachment

**VI. OLD BUSINESS**

- A. Discussion and consideration of an appointment by Weslaco City Manager Leonardo Olivares of a Weslaco Civil Service Commissioner for a three (3) year term, as mandated by Section 143.006 of The Texas Local Government Code and approve Resolution No. 2010-33 confirming the appointment. Possible action. Attachment

**VII. NEW BUSINESS**

- A. Discussion and consideration to approve the following events requesting waiver of fees associated with the event. Possible action. Attachment
  - 1. BMF Car/Truck Club to use the Weslaco City Park Parking Lots located north and south of the Veterans' Monument and Pavilion No. 25 for their 2<sup>nd</sup> Annual Toys 4 Tots Car/Truck Show, Sunday, December 5, 2010.
  - 2. Peter Piper Pizza to use the Weslaco Service Center to host their Annual Valley Wide Meeting on Wednesday, December 15, 2010.
  - 3. AARP Foundation to use the Historic City Hall Commission Chamber every Wednesday and Friday starting February 2, 2010 to April 15, 2011 from 9:00 a.m. to 2:00 p.m. to provide free tax services to Weslaco citizens.
  - 4. Weslaco Area Chamber of Commerce to host the 2010 Mid Valley Christmas Lighted Parade on Thursday, December 9, 2010 at 6:00 p.m. on Texas Blvd. from Pike Blvd. to Sixth Street and to receive assistance from the Police, Fire/EM and Public Works Departments.
  - 5. Request from Cindy Willson, Executive Director with Frontera Audubon for the use of the Mayor Eugene A. Braught Memorial

Theater for the “Jon Dunn Comes to Weslaco” on Tuesday, November 9, 2010 at 7:00 p.m. to benefit Frontera Audubon Society. Possible action. Attachment

- B. Discussion and consideration to approve the following requests to close city’s streets. Possible action. Attachment
  - 1. Faith Church Elder to close Seventh Street from the alley to Nebraska Avenue from 6:00 p.m. and re-open at 10:00 p.m. on the Sunday, October 31, 2010 to hold it’s Annual Fall Hallelujah Party which coincides with Halloween.
  - 2. Jay Dee Flores, resident of 501 Tula Street, to block Yarbrough Street from Tula Street to Louisiana Street to celebrate Marina Gonzalez’s 101 Birthday Party on October 23, 2010 from 1:00 p.m. to 10:00 p.m.
  - 3. First Baptist Church Weslaco to close Kansas Avenue between Sixth and Seventh Streets to hold it’s Annual Fall Festival at 600 South Kansas Avenue, Sunday, October 31, 2010 from 6:00 p.m. to 8:00 p.m. Possible action. Attachment
- C. Discussion and consideration to approve a request from the Weslaco Police Department to purchase technology upgrade equipment and software from the Confiscated Fund Account as authorized by Article 59.06 of the Texas Code of Criminal Procedures for a total amount not to exceed \$45,000.00. Possible action. Attachment
- D. Discussion and consideration to accept donations of art and décor from Patti and Larry Dittburner for the Library Learning Commons Facility. Possible action. Attachment
- E. Discussion and consideration to approve the application submitted to the Texas Commission of Environmental Quality (TCEQ) for the Non-point Source Program for FY 2011 Clean Water Act, Section 319 Grant to install water allocation cisterns at the Public Library to recycle the water for use within the landscaping needs of the library. Possible action. Attachment
- F. Discussion and consideration to authorize the Mayor to execute the Memorandum of Understanding between the City of Weslaco and Texas Forestry Services to purchase firefighting and emergency response equipment from the U.S. General Services Administration. Possible action. Attachment
- G. Discussion and consideration to approve Amendment No. 1 to the Weslaco Rio Grande Valley Nature Center Project Agreement No. 51-

000056 to extend the project expiration date to January 31, 2012. Possible action. Attachment

- H. Discussion and consideration to approve Ordinance No. 2010-22 dedicating previously dedicated drainage right-of-ways in Lin's Grand Buffet-Weslaco Subdivision, Westgate Village Mobile Home Subdivision II and Westgate Village Mobile Home Subdivision as Drainage Right of Way and Utility Easements and ordaining other matters with respect to the subject matter hereof. Possible action. Attachment
- I. Discussion and consideration to change the façade of the Valley Nature Center Environmental Education Center. Possible action. Attachment
- J. Discussion and consideration to grant a 15 foot Electrical Utility Easement out of Lot 9, Block 3, Mid Valley Park Subdivision to American Electric Power (AEP) and authorize the Mayor to execute the easement. Possible action. Attachment
- K. Discussion and consideration to approve the Special Services Agreement on the Hotel/Motel Room Occupancy Tax Proceeds between the City of Weslaco and the Weslaco Area Chamber of Commerce and authorize the Mayor to execute the agreement. Possible action. Attachment
- L. Discussion and consideration to approve Ordinance No. 2010-23 on one reading as allowed by State law authorizing not to exceed the issuance of \$5,250,000.00 City of Weslaco, Texas limited Tax Refunding Bonds, Series 2010; a purchase contract; a paying agent/registrar agreement; delegating the authority to certain city officials and city staff to execute certain documents relating to the sale of the bonds; and approving all other matters related thereof. Possible action. Attachment
- M. Discussion and consideration to approve Ordinance No. 2010-24 on one reading as allowed by State law authorizing not to exceed the issuance of \$3,405,000.00 City of Weslaco, Texas Waterworks and Sewer System Revenue Refunding Bonds, Series 2010; a purchase contract; a paying agent/registrar agreement; delegating the authority to certain city officials and city staff to execute certain documents relating to the sale of the bonds; and approving all other matters related thereof. Possible action. Attachment
- N. Discussion and consideration to approve Resolution No. 2010-39 authorizing the commencement of proceedings relating to the issuance of Tax Anticipation Notes; and other matters related thereof. Possible action. Attachment
- O. Discussion and consideration to approve Amendment No. 20 to the existing contract between the City of Weslaco and Operations Management International (OMI) to increase the compensation services to

be performed from \$2,204,733.00 to \$2,290,483.00 and to extend the term of the agreement by two years to expire on September 30, 2015 and to provide automatic renewal for successive terms of five years and authorized the Mayor to sign the amendment. Possible action. Attachment

- P. Status report from Hernan Gonzalez, Executive Director of the Economic Development Corporation of Weslaco regarding economic activities. Possible action. Attachment
- Q. Status Report from Martha Noell, Executive Director of the Weslaco Area Chamber of Commerce regarding chamber activities. Possible action. Attachment

**VIII. CITY MANAGER'S REPORT**

- A. City Manager's report: Financial Status, Departmental Update, Upcoming Meetings, Appointments and other items.
- B. Status report on the Legislative Program prepared by Elvia Caballero Lopez, City of Weslaco's Lobbyist.
- C. Report on the Biennial 2011 Legislative Tour of the Valley.

**IX. PUBLIC COMMENTS**

**X. EXECUTIVE SESSION**

- A. Discussion with the City Attorney regarding CAUSE No. C-3002-10-J, JESUS MUNOZ VS. CITY OF WESLACO, TEXAS, DISTRICT COURT, HIDALGO COUNTY, TEXAS 430<sup>TH</sup> DISTRICT COURT JUDICIAL DISTRICT OF TEXAS as authorized by Section 551.071(a) of the Texas Government Code.
- B. Discussion with the City Manager regarding the purchase of 17 acre feet of municipal use water rights as authorized by Section 551.072 of the Texas Government Code.

**XI. POSSIBLE ACTION OF WHAT IS DISCUSSED IN EXECUTIVE SESSION**

**XII. ADJOURNMENT**