

**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, on Tuesday, July 21, 2009 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. 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 May 29, 2009
 - 2. Regular Meeting of July 7, 2009

- B. Request from the Weslaco H.E.B. No. 231 to use the Weslaco Service Center and the Municipal Pool to host their Summer Partner event on Tuesday, July 28, 2009 and waive all fees associated with the event. Possible action. Attachment

- C. Request from the Weslaco Scholarship Program and Univision Radio to host the Annual Fiestas Patrias Free Concert on Sunday, September 6, 2009 from 12:00 noon until 9:30 p.m. and to allow the sale of beer during

the event with the assistance from various city departments and waive all fees associated with the event. Possible action. Attachment

II. PUBLIC COMMENTS

A member of the public or the governmental body may make comments on subjects for which notice has been given and which are on the agenda Section 551.042, Texas Open Meetings Act. Public comments will be limited to three (3) minutes.

III. CITY MANAGER'S REPORT

- A. Presentation by the Finance Department regarding the City of Weslaco's Financial Reports.
- B. Announcement of an annual public hearing to provide citizens the opportunity to discuss various view points and provide input concerning storm water quality issues.

IV. MAYOR'S REPORT

- A. Announcement of a Press Conference to be held on Friday, July 24, 2009 at 10:00 a.m. by Senator Eddie Lucio regarding telecommunications benefits to the City of Weslaco.
- B. Status report on the Inter-Local Agreement between the City of Weslaco and the Weslaco Independent School District for Videotaping City Commission meetings. Attachment

V. BOARD APPOINTMENT

- A. Hospital Authority Board – One (1) member's term expired July 18, 2009. Possible action. Attachment

VI. NEW BUSINESS

- A. Status report from Martha Noell, Executive Director regarding chamber activities. Possible action. Attachment
- B. Discussion and consideration of a request from Maria I. Gutierrez, resident of 617 E. Loop 19th Street to close the street on Saturday, August 8, 2009 from 3:00 p.m. to 6:00 p.m. for a Child's Birthday Party. Possible action. Attachment

- C. Discussion and consideration to close the Weslaco Public Library on Thursday, July 23, 2009 through Sunday, August 2, 2009 to conduct a collection and book inventory. Possible action. Attachment
- D. Discussion and consideration to approve scope of services and engineering fees from TEDSI Infrastructure Group for professional services for the Flood Drainage Improvement Project in the amount of \$25,367.00 utilizing Urban County Program Funds for Las Brisas del Oro Subdivision. Possible action. Attachment
- E. Discussion and consideration to approve a two (2) year Interlocal Cooperation Contract beginning September 1, 2009 and ending August 31, 2011 between the City of Weslaco and the Texas Department of Public Safety for the purchase of supplies for the City of Weslaco Police Department to use for Breath Testing and Laboratory Alcohol and Drug Testing and authorize the Mayor to execute the contract. Possible action. Attachment
- F. Discussion and consideration of the existing Financial Advisory Agreement with First Southwest Company. Possible action. Attachment
- G. Discussion and consideration of the existing Legislative Assistance Agreement between the City of Weslaco and Caballero Governmental Affairs. Possible action. Attachment
- H. Discussion and consideration of the Professional Services Agreement with American Financial Bureau for the collection of outstanding traffic fines and warrants for the Weslaco Municipal Court. Possible action. Attachment
- I. Discussion and consideration of the Professional Services Agreement with Albert Aldana for Traffic Engineering Services to the City of Weslaco. Possible action. Attachment
- J. Discussion and consideration of CDM Constructors, Inc. request for additional costs totaling \$144,210.00 to assist L&G Construction in the planning and for oversight for quality and scope on the L&G Construction subcontract. Possible action. Attachment
- K. Discussion and consideration to amend the Standard Form of Agreement between The City of Weslaco and Camp Dresser & McKee, Inc. dated July 22, 2008 to Amend Exhibit C "Additional Services" to reduce the amount for Geotechnical Services from \$100,000.00 to \$32,000.00; and the amount of Surveying Services from \$60,000.00 to \$40,000.00; and the amount for Resident Project Representative from \$705,000.00 to \$650,000.00; and the amount for Construction Materials Testing from

\$271,000.00 to \$200,000.00 and other substantive amendments to Task 7 of Exhibit A. Possible action. Attachment

- L. Discussion and consideration to approve Invoice No. 80319614 from Camp Dresser & McKee, Inc. for additional services provided pursuant to Exhibit C of the agreement between the City of Weslaco and Camp Dresser & McKee, Inc. for TPDES Permitting Assistance in the amount of \$28,500.00; Geotechnical Services in the amount of \$16,000.00; Surveying Services in the amount of \$32,000.00; and Resident Project Representative Services in the amount of \$72,150.00. Possible action. Attachment
- M. Discussion and consideration of the Professional Services Agreement for City Prosecutor Services between the City of Weslaco and Garza & Pena, P.L.L.C. Possible action. Attachment.
- N. Discussion and consideration of the Professional Consulting Services Agreement between the City of Weslaco and Hollis Rutledge and Associates, Inc. Possible action.
- O. Discussion and consideration to authorize the Mayor to execute the plans for a Proposed State Highway Improvements at Pleasantview Road in Weslaco Project No. RVS MP=17.201, DOT 432 606L. Possible action. Attachment
- P. Presentation by Aldana Engineering regarding the Environmental Historic Resource Reconnaissance Survey on the Historic Resource Reconnaissance survey of 0.8 Miles of Road Improvements to Westgate Drive (from US WBFR to Sugar Cane Road) and approval of final payment in the amount of \$8,600.00 to SWCA Environmental Consultants. Possible action. Attachment
- Q. Status report from Guzman and Munoz Engineering Firm on the American Recovery and Reinvestment Act of 2009 (ARRA) Grant Application for the Clean Water State Revolving Fund (CWSRF) Projects through the Texas Water Development Board. Possible action.

VII. EXECUTIVE SESSION

- A. Discussion with City Manager regarding an Economic Development project that may include the development of city owned real property by the Economic Development Corporation (EDC). Possible action of what is discussed in executive session.
- B. Pending Litigation - Discussion with Assigned Defense Counsel Teri L. Danish and the City Attorney regarding Civil Action No. 09-158 Juan

Estrada, et al. vs. City of Weslaco, et al. in The Southern District of Texas McAllen Division. Possible action of what is discussed in executive session.