

**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 7, 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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. Regular Meeting of June 16, 2009
- B. Request from AARP Tax Aid Program to use the Historic City Hall located at 500 South Kansas Avenue from February 4<sup>th</sup> through April 15, 2010 to provide tax services to the public. Possible action. Attachment
- C. Request from the New Beginnings Christian Church to use the Weslaco City Park Pavilion No. 26 on July 22<sup>nd</sup> through July 24, 2009 from 6:30 p.m. – 8:30 p.m. and the South Section of the Soccer Complex with lights to host a Summer Out Break which will consist of Multiple Stations including games, bible classes, snacks and music for about 100 children

ages 9 and 10 years old and to 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. PUBLIC HEARING**

A. To discuss and consider a request to amend Zoning Ordinance No. 320 and the Zoning Map of the City of Weslaco to change the zoning of Lots 11, 12, 13 & 14, Block 11, Northside Subdivision at 202 N. Cedro from "R-1" Single Family Dwelling District to "R-2" Duplex and Apartment District. First reading of Ordinance No. 2009-19. Possible action. Attachment

**IV. CITY MANAGER'S REPORT**

- A. Status report on the City of Weslaco's Alley Clean-up Project
- B. Status report 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.

**V. MAYOR'S REPORT**

- A. Notice of the Hidalgo County Metropolitan Planning Organization (HCMPO) and the Texas Department of Transportation of Amendment to the Hidalgo County Metropolitan Planning Organization By-Laws and FY 2008-2011 Transit Tip.
- B. Status report regarding the ORCA Disaster Recovery Funding Application
- C. Announcement of Juliana Alejandro (Espinoza) 111<sup>th</sup> Birthday Proclamation.
- D. Announcement of the TML Newly Elected Officials Orientation to be held in Austin, Texas on Friday, July 24<sup>th</sup> and Saturday, 25<sup>th</sup>, 2009.

**VI. BOARD APPOINTMENT**

- A. Hospital Authority Board – Three (3) member's terms expired July, 2009. Possible action. Attachment

**VII. OLD BUSINESS**

- A. Discussion and consideration to approve final payment and a supplemental invoice for extended scope of services to Raul Hernandez and Luis Castilleja, Certified Public Accountants for services performed in connection with the City of Weslaco's Annual Financial Audit Fiscal Year ending September 30, 2008 in the amounts of \$7,400.00 and \$5,000.00, respectively, for a total of \$12,400.00. Possible action. Attachment

**VIII. NEW BUSINESS**

- A. Status report from Hernan Gonzalez, Executive Director of the Economic Development Corporation of Weslaco regarding economic development activities. Possible action. Attachment
- B. Discussion and consideration of authorizing The Economic Development Corporation of Weslaco to award a grant of \$17,000.00 to the Weslaco Museum to assist with the replacement of the museum roof. Possible action. Attachment
- C. Discussion and consideration to submit an application for a grant to the U.S. Department of Justice (DOJ) - Bureau of Justice Assistance (BJA) in the amount of \$17,135.00 to purchase equipment needed for the Weslaco Police Department and authorize the Mayor and appropriate city staff to execute any and all documents related to the grant. Possible action. Attachment
- D. Discussion and consideration to authorize staff to apply for the American Recovery and Investment Act Grant to construct a new Fire Station and other improvements to the Public Safety Building at 255 S. Kansas Avenue and authorize the Mayor and appropriate city staff to execute any and all related documents. Possible action. Attachment
- E. Discussion and consideration to accept funding from the Texas Forest Service in the amount of \$5,404.21 for reimbursement to the City of Weslaco's expenses in connection with the 2005-2006 Fire Season. Possible action. Attachment
- F. Discussion and consideration to approve final payment to Sigler, Winston and Greenwood & Associates, Inc. in the amount of \$1,950.00 for engineering services rendered in the preparation of the Application to Amend the City of Weslaco's Water and Sewer Certificates of Convenience and Necessity (CCN). Possible action. Attachment

- G. Discussion and consideration of Resolution No. 2009-22 authorizing the City of Weslaco's staff to submit 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 and authorize the Mayor and appropriate city staff to execute any and all related documents. Possible action. Attachment
- H. Discussion and consideration to approve the payment of \$24,954.00 to CSA Construction, Inc. to reimburse CSA Construction, Inc. for canceling their contract with the City of Weslaco on the Waste Water Treatment Plant Bond Project. Possible action. Attachment
- I. Discussion and consideration of Resolution No. 2009-23 to accept the Water Conservation Plan to be submitted to TCEQ and authorize final payment to TETRA TECH in the amount of \$10,400.00 for professional engineering services for preparing the plan. Possible action. Attachment
- J. Discussion and consideration to terminate the Development Agreement executed April 9, 2009, by and between the City of Weslaco and The Economic Development Corporation of Weslaco for the development of the northeast corner of U.S. Expressway 83 at Westgate Drive. Possible action.
- K. Discussion and consideration to review all professional services agreements and instruct staff to provide recommendations as it relate to the budget preparation for fiscal year 2009-2010. Possible action
- L. Discussion and consideration to authorize staff to solicit proposals for the Employees Group Health Insurance. Possible action.
- M. Discussion and consideration regarding the Economic Development Corporation of Weslaco's membership and possible appointment. Possible action. Attachment

**IX. EXECUTIVE SESSION**

- A. Pending Litigation – Discussion with the City Attorney regarding Cause No. C-1653-09-H, LINO GARZA and ROBERT VALDEZ vs. CITY OF WESLACO, 389<sup>th</sup> District Court. Possible action of what is discussed in executive session.
- B. Discussion and consideration to authorize an incentive of \$75,000.00 approved by the Board of Directors of The Economic Development Corporation of Weslaco for an out-of-state company to locate a regional headquarters and distribution center at Mid-Valley Industrial Park or any location in the 78596 zip code. Possible action of what is discussed in executive session.

- C. Land Acquisition – Discussion with the City Manager regarding the acquisition of right-of-way on Westgate Drive and FM 1015. Possible action of what is discussed in executive session.
- D. Personnel – Discussion with the City Manager regarding appointment of a Finance Director for the City of Weslaco. Possible action of what is discussed in executive session.
- E. Discussion with the City Attorney regarding the status of CAUSE NO. C-13804-C, City of Weslaco vs. Claudio Lucio. Possible action of what is discussed in executive session.