NOTICE OF A SPECIAL MEETING
OF THE WESLACO HOSPITAL AUTHORITY
Monday, November 5, 2012

NOTICE IS HEREBY GIVEN THAT the Weslaco Hospital Authority of the City of Weslaco, Texas will hold a Special Meeting in the Legislative Chambers at City Hall, located at 255 South Kansas Avenue, Weslaco, Texas, on Monday, November 5, 2012 at 12:00 noon 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 Hospital Authority 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

A. Certification of Public Notice.
B. Roll Call.

II. NEW BUSINESS

A. Discussion and consideration to approve the minutes of the Special Meeting of July 13, 2012. Possible action. Attachment.

B. Discussion and consideration to authorize a Professional Services Agreement to retain Special Counsel, replacing Bickerstaff, Heath, Delgado, Acosta, LLP. Possible action.

III. 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 item will be distributed during Executive Session as part of the certified agenda; such documents may be available to any member of the Weslaco Hospital Authority for advance inspection through the City Secretary's Office.

A. Pending Litigation – Consult with Assigned Counsel regarding C-0747-12-E, *Knapp Medical Center v. Weslaco Hospital Authority,* pending in the 275th Judicial District Court of Hidalgo County, Texas, including preliminary filings, legal costs, and any conflicts of interest in defense of the lawsuit filed by Knapp Medical Center, pursuant to §551.071 of the Texas Government Code.

IV. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

V. ADJOURNMENT

I hereby certify this **Notice of a Special Meeting of the Weslaco Hospital Authority** 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 2nd day of November, 2012 at 8:55 a.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,
Secretary/Treasurer to the Weslaco Hospital Authority
City Secretary to the City of Weslaco

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.