



**A REGULAR MEETING
OF THE WESLACO CITY COMMISSION
MARCH 20, 2012**

On this 20th day of March 2012 at 5:30 p.m., the City Commission of the City of Weslaco, Texas convened in Regular Session at City Hall in the Legislative Chamber, located at 255 South Kansas Avenue with the following members present:

Mayor Pro-Tem	J.F. “Johnny” Cuellar
Commissioner	Olga M. Noriega
Commissioner	Gerardo “Jerry” Tafolla
Commissioner	Lupe V. Rivera
Commissioner	Joe A. Martinez
City Manager	Leonardo Olivares
City Secretary	Elizabeth Walker
Acting City Attorney	Frank Garza

Also present: Rey Garcia, IT Director; Sonia Flores, Interim Finance Director; David Salinas, Public Utilities Director; Oscar Garza, Public Facilities Director; Fire Chief Jimmy Cuellar; Interim Police Chief Michael Kelley; Jorge Gonzalez, Planning & Code Enforcement Director; Arnold Becho, Library Director; Lupe Garcia, Parks & Recreation Director; and several other staff members and citizens.

I. CALL TO ORDER

- A. Certification of Public Notice.
Mayor Pro-Tem Cuellar called the meeting to order and certified the public notice of the meeting as properly posted Friday, March 16, 2012.
- B. Mayoral Proclamations and Recognitions.
The City Manager presented a proclamation recognizing Youth Art Month.
- C. Invocation.
Deacon Joe Garza with San Martin de Porres Catholic Church delivered the invocation.
- D. Pledge of Allegiance.
Mayor Pro-Tem Cuellar recited the Pledge of Allegiance and the Texas Flag.
- E. Roll Call.
Elizabeth Walker, City Secretary, called the roll, noting the Mayor and Commissioner Garza as absent as well as Mr. Francisco Garza acting as City Attorney in the absence of Mr. Ramon Vela.

VII. CITY MANAGER’S REPORT

- A. Report on Departmental Update, Financial Status, Upcoming Meetings and

Taking these items from their posted sequence, the City Manager reported the target date for the Event Center to open is April 15, 2012. Sprinkler system needs some remedial work. The Stonegarden grant is on schedule. Public Facilities will be conducting a Phone Book Recycling Program. Texas Onion Fest is scheduled for March 24 and 25, 2012. The Ribbon Cutting at Westgate Drive to celebrate the completion of four lanes is April 11, 2012 with special guest Congressman Ruben Hinojosa.

B. Report on Mile 6W Road Improvement Project. Attachment.

Commissioner Quintanilla of Hidalgo County Precinct #1 stated the Precinct is committed to complete the environmental work on the next segment of the Mile 6W improvement project, Mile 9 – 11; no start date has been assigned but assured that it is on track with a one-year timetable.

II. STATUS REPORTS AND VISITORS WITH BUSINESS

A. Lilia Ledesma with Linebarger Goggan Blair & Sampson, LLP on Delinquent Tax and Fine Collections. Attachment.

Ms. Lilia Ledesma reported the tax roll is steady; through three demand mailings, her office is trying to collect \$1.14 million on behalf of the City. Ms. Ledesma stated 19 lawsuits amounting to \$500,000 and bankruptcy filings are pending. Collections have improved with a 12.28% current collection rate, an increase over the 11.26% rate this time last year. Lastly, she presented a list of the top 100 delinquent taxpayers, most of whom are in litigation.

B. Hernan Gonzalez, Executive Director of the Economic Development Corporation of Weslaco (EDC), regarding monthly economic development activities. Attachment.

Mr. Hernan Gonzalez reported on the reception hosted at Estero Llano Grande State Park for Texas Parks and Wildlife executive director Carter Smith, as well as recent airport improvements that include new façade and furniture. Through an access agreement with Wells Department Store, the EDC resurfaced its parking lot so it is open to the public the next five years. Lastly, the EDC acquired, brought up to code, and rented 308-318 South Texas Boulevard. Sales tax receipts are 7% ahead of last year.

C. Martha Noell, Executive Director of the Weslaco Area Chamber of Commerce, regarding monthly chamber activities. Attachment.

Ms. Martha Noell provided the Onion Fest decorations adorning the Legislative Chamber; in partnership with Weslaco ISD, the Chamber distributed 10,000 flyers for Onion Fest to elementary students. The Chamber spends \$4,000 on outside billboards per month. The Leadership program for the Mid-Valley area continues through May.

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 Regular Meeting of March 6, 2012. (Requested by City Secretary's Office.) Attachment.

- B. Authorization of an exemption to *Weslaco Code of Ordinances §102-12 Duration* to allow the sale by mobile vendors for eleven days, six days beyond that permissible by established ordinance, by a carnival sponsored by Heart of America Shows at 502 E. Expressway 83 on March 29 - April 8, 2012. (Requested by Planning & Code Enforcement Department.) Attachment.

Commissioner Tafolla, seconded by Commissioner Martinez, moved to approved both items of the consent agenda as presented. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

IV. APPOINTMENTS

- A. Discussion and consideration to approve Resolutions 2012-12, 2012-13, 2012-14, 2012-15, and 2012-16, appointing five inaugural members to the Animal Shelter Advisory Committee. Possible action. (Requested by Planning & Code Enforcement Department; There was no action on this item March 6, 2012.) Attachment.

City Manager advised the Texas Health and Safety Code specifies the governing board of the animal shelter consist of a veterinarian, city official, animal welfare representative, and operator. He presented applications from each except a representative from an animal welfare organization.

Commissioner Rivera, seconded by Commissioner Martinez, moved to approve Resolutions 2012-12, 2012-13, 2012-14, and 2012-15, appointing five inaugural members, Steve Edelstein as veterinarian member, Leroy Moreno as citizen member, Joe Pedraza as operator member, and Leonardo Olivares as city official, respectively, to the Animal Shelter Advisory Committee. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

For the record, the Resolutions read as follows:

**RESOLUTION NO. 2012-12
A RESOLUTION OF THE CITY OF WESLACO APPOINTING
MEMBERS TO THE ANIMAL SHELTER ADVISORY COMMITTEE**

WHEREAS, Ordinance 2012-2 establishes an Animal Shelter Advisory Board that will assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code and will be codified as Division 8 of Chapter 22 of The Code of Ordinances; and

WHEREAS, The Animal Shelter Advisory Committee shall assist the City of Weslaco in

complying with the requirements of Chapter 823 of The Texas Health and Safety Code; and
WHEREAS, The Animal Shelter Advisory Committee will be composed of one (1) veterinarian, one (1) City of Weslaco official, one (1) person whose duties include the daily operation of an animal shelter and one (1) representative from an animal welfare organization and one (1) citizen of the City of Weslaco; and

WHEREAS, each member shall be appointed by the City Commission of the City of Weslaco; and the members of this Committee will hold office for a term length staggered as assigned; and

WHEREAS, the Animal Shelter Advisory Committee members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Steve Edelstein is appointed to the Animal Shelter Advisory Committee for a term as assigned.

PASSED AND APPROVED on this 20th day of March, 2012.

**RESOLUTION NO. 2012-13
A RESOLUTION OF THE CITY OF WESLACO APPOINTING
MEMBERS TO THE ANIMAL SHELTER ADVISORY COMMITTEE**

WHEREAS, Ordinance 2012-02 establishes an Animal Shelter Advisory Board that will assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code and will be codified as Division 8 of Chapter 22 of The Code of Ordinances; and

WHEREAS, The Animal Shelter Advisory Committee shall assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code; and
WHEREAS, The Animal Shelter Advisory Committee will be composed of one (1) veterinarian, one (1) City of Weslaco official, one (1) person whose duties include the daily operation of an animal shelter and one (1) representative from an animal welfare organization and one (1) citizen of the City of Weslaco; and

WHEREAS, each member shall be appointed by the City Commission of the City of Weslaco; and the members of this Committee will hold office for a term length staggered as assigned; and

WHEREAS, the Animal Shelter Advisory Committee members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Leroy Moreno is appointed to the Animal Shelter Advisory Committee for a term as assigned.

PASSED AND APPROVED on this 20th day of March, 2012.

**RESOLUTION NO. 2012-14
A RESOLUTION OF THE CITY OF WESLACO APPOINTING
MEMBERS TO THE ANIMAL SHELTER ADVISORY COMMITTEE**

WHEREAS, Ordinance 2012-2 establishes an Animal Shelter Advisory Board that will assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code and will be codified as Division 8 of Chapter 22 of The Code of Ordinances; and

WHEREAS, The Animal Shelter Advisory Committee shall assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code; and
WHEREAS, The Animal Shelter Advisory Committee will be composed of one (1) veterinarian, one (1) City of Weslaco official, one (1) person whose duties include the daily operation of an animal shelter and one (1) representative from an animal welfare organization and one (1) citizen of the City of Weslaco; and

WHEREAS, each member shall be appointed by the City Commission of the City of Weslaco; and the members of this Committee will hold office for a term length staggered as assigned; and

WHEREAS, the Animal Shelter Advisory Committee members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Joe Pedraza is appointed to the Animal Shelter Advisory Committee for a term as assigned.

PASSED AND APPROVED on this 20th day of March, 2012.

**RESOLUTION NO. 2012-15
A RESOLUTION OF THE CITY OF WESLACO APPOINTING
MEMBERS TO THE ANIMAL SHELTER ADVISORY COMMITTEE**

WHEREAS, Ordinance 2012-2 establishes an Animal Shelter Advisory Board that will assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code and will be codified as Division 8 of Chapter 22 of The Code of Ordinances; and

WHEREAS, The Animal Shelter Advisory Committee shall assist the City of Weslaco in complying with the requirements of Chapter 823 of The Texas Health and Safety Code; and

WHEREAS, The Animal Shelter Advisory Committee will be composed of one (1) veterinarian, one (1) City of Weslaco official, one (1) person whose duties include the daily operation of an animal shelter and one (1) representative from an animal welfare organization and one (1) citizen of the City of Weslaco; and

WHEREAS, each member shall be appointed by the City Commission of the City of Weslaco; and the members of this Committee will hold office for a term length staggered as assigned; and

WHEREAS, the Animal Shelter Advisory Committee members shall serve without compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Leonardo Olivares is appointed to the Animal Shelter Advisory Committee for a term as assigned.

PASSED AND APPROVED on this 20th day of March, 2012.

/s/ John F. Cuellar, MAYOR PRO-TEM

ATTEST:

/s/ Elizabeth M. Walker, CITY SECRETARY

APPROVED AS TO FORM:

/s/ Ramon Vela, CITY ATTORNEY

- B. Discussion and consideration to approve Resolutions 2012-17, 2012-18, 2012-19, 2012-20, 2012-21, 2012-22, and 2012-23, appointing seven inaugural members to the Public Facilities and Transportation Improvements Naming Committee. Possible action. (Requested by Public Facilities Department; There was no action on this item March 6, 2012.) Attachment.

City Manager informed that the City still is looking for individuals interested in becoming a member of this committee. Applications may be picked up at City Secretary's Office or online. Commissioner Martinez suggested publicizing it. There was no action on this item.

- C. Discussion and consideration to approve Resolution 2012-02 confirming the

appointment by the City Manager of a member to an expired term on the Civil Service Commission as per Local Government Code §143.006. Possible action. (Requested by Human Resources Department; There was no action on this item March 6, 2012.) Attachment.

The City Manager nominated to reappoint Kevin Bloomquist.

Commissioner Martinez, seconded by Commissioner Tafolla, moved to approve Resolution 2012-02 confirming the reappointment of Kevin Bloomquist to the Civil Service Commission. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

For the record, the Resolution reads as follows:

RESOLUTION NO. 2012-02

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE WESLACO CIVIL SERVICE COMMISSION.

WHEREAS, the City of Weslaco has established the Weslaco Civil Service Commission pursuant to Chapter 143 of The Texas Local Government Code; and

WHEREAS, the terms of the members of this board are for 3 years; and

WHEREAS, the Civil Service Board members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT it consents to the appointment of Kevin Bloomquist on the Civil Service Board and the term will begin on March 21, 2012 and expire on March 21, 2015.

PASSED AND APPROVED on this 20th day of March, 2012.

/s/ John F. Cuellar, MAYOR PRO-TEM

ATTEST:

/s/ Elizabeth M. Walker, CITY SECRETARY

APPROVED AS TO FORM:

/s/ Ramon Vela, CITY ATTORNEY

- D. Discussion and consideration to approve Resolutions 2012-26, 2012-27, and 2012-31 appointing three members to expired terms on the Ambulance Advisory Board. Possible action. (Requested by Fire Department; There was no action on this item March 6, 2012.) Attachment.

City Manager stated this board regulates ambulance services.

Commissioner Martinez, seconded by Commissioner Tafolla, moved to approve Resolutions 2012-26, 2012-27 and 2012-31 reappointing Bertha Suarez, Capt. Ted Walenski and Santiago “Jimmy” Cuellar, respectively to the Ambulance Advisory Board. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

For the record, the Resolutions read as follows:

RESOLUTION NO. 2012-26

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE

MEMBER TO THE AMBULANCE ADVISORY BOARD.

WHEREAS, the City of Weslaco has established the Ambulance Advisory Board pursuant to Section 14-1(A) of Ordinance No. 78-39; and

WHEREAS, the terms of the members of this board are for two years; and

WHEREAS, the Ambulance Advisory Board members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Bertha Suarez is appointed to serve either an expired term of two (2) full years or an unexpired term to replace a current member on the Ambulance Advisory Board and the term will expire on the date of February 16, 2014.

PASSED AND APPROVED on this 20th day of March 2012.

RESOLUTION NO. 2012-27

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE AMBULANCE ADVISORY BOARD.

WHEREAS, the City of Weslaco has established the Ambulance Advisory Board pursuant to Section 14-1(A) of Ordinance No. 78-39; and

WHEREAS, the terms of the members of this board are for two years; and

WHEREAS, the Ambulance Advisory Board members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Capt. Ted Walenski is appointed to serve either an expired term of two (2) full years or an unexpired term to replace a current member on the Ambulance Advisory Board and the term will expire on the date of February 7, 2014.

PASSED AND APPROVED on this 20th day of March 2012.

RESOLUTION NO. 2012-31

A RESOLUTION OF THE CITY OF WESLACO APPOINTING ONE MEMBER TO THE AMBULANCE ADVISORY BOARD.

WHEREAS, the City of Weslaco has established the Ambulance Advisory Board pursuant to Section 14-1(A) of Ordinance No. 78-39; and

WHEREAS, the terms of the members of this board are for two years; and

WHEREAS, the Ambulance Advisory Board members shall serve without compensation; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WESLACO, TEXAS THAT Santiago "Jimmy" Cuellar is appointed to serve either an expired term of two (2) full years or an unexpired term to replace a current member on the Ambulance Advisory Board and the term will expire on the date of March 15, 2014.

PASSED AND APPROVED on this 20th day of March 2012.

/s/ John F. Cuellar, MAYOR PRO-TEM

ATTEST:

/s/ Elizabeth M. Walker, CITY SECRETARY

APPROVED AS TO FORM:

/s/ Ramon Vela, CITY ATTORNEY

V.

OLD BUSINESS

- A. Discussion and consideration to award the best qualified, most advantageous bidders for the Short/Long Term Disability and Universal Life policies as Cafeteria 125 Voluntary Insurance for 2012-2013 and authorize these voluntary insurance products to City employees through payroll deductions at no cost to the City. Possible action. (Requested by Human Resources Department; This item was tabled March 6, 2012.) Attachment.

Commissioner Martinez, seconded by Commissioner Rivera moved to remove this item from table. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

City Manger stated these benefits would be made available to City employees were pre-tax.

Commissioner Tafolla, seconded by Commissioner Martinez, moved to award Lincoln Financial with Jeff Everitt as agent of record for the Short/Long Term Disability and Universal Life policies as Cafeteria 125 Voluntary Insurance for 2012-2013 and authorized these voluntary insurance products to City employees through payroll deductions at no cost to the City. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

- B. Discussion and consideration on behalf of Trinity Development after public hearing held March 6, 2012 to approve Ordinance 2012-10 amending Ordinance 320 and the City of Weslaco Zoning map to rezone 409 W. Frost Proof Drive, also being Lots 22 & 23, Frost Proof Heights Subdivision, Weslaco, Hidalgo County, Texas, from “R-1 Single Family Dwelling District” to “R-2 Duplex and Apartment District.” First Reading of Ordinance 2012-10. Possible action. (Requested by Planning & Code Enforcement Department; This item was tabled March 6, 2012.) Attachment.

Commissioner Rivera, seconded by Commissioner Martinez, moved to remove this item from table. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

The City Manager advised 41 property owners were notified and Planning & Zoning Commission recommends approval.

Commissioner Noriega moved to approve the item as presented; Mayor Pro-Tem Cuellar announced the motion died due to lack of a second.

- C. Discussion and consideration to approve the best qualified, most advantageous bidder to provide online bill pay portal and interactive voice response (IVR) system. Possible action. (Requested by Public Utilities Department; This item was tabled March 6, 2012.) Attachment.

City Manager advised that two proposals were evaluated to make available online bill pay for customers. Paymentus bid the lowest convenience fee at \$2.95/transaction and Versatile bid \$4.00/transaction. Staff recommends the lowest bid; alternatively, the City could go back to market. Commissioner Noriega asked

if there were any.

David Salinas advised that some vendors stated there was not sufficient volume to bid; however, consumption is 10,000 accounts now versus 7,000 when it released in the bid package. Mr. Salinas added the standard contract is for three years but the term is negotiable.

Commissioner Rivera, seconded by Commissioner Tafolla, moved to reject bids as presented to provide online bill pay portal and interactive voice response (IVR) system. The motion carried with Commissioner Noriega opposed (3-1); Mayor Pro-Tem Cuellar was present, but not voting.

The Mayor Pro-Tem requested staff expedite the revised bid release.

VI. NEW BUSINESS

- A. Discussion and reconsideration to approve Amendment #1 to the Development Agreement between the Economic Development Corporation of Weslaco (EDC) and the City of Weslaco for the landscaping of the City Hall Complex, granting the EDC exclusive right and obligation to update and maintain the landscaping on the entire Leased Premises at its cost as the City supplies water and electricity to the landscaping area at its cost, and to authorize the Mayor to execute any related documents. Possible action. (Requested by the Economic Development Corporation; Agreement approved January 3, 2012.) Attachment.

Mr. Hernan Gonzales responded three proposals were received; none are from Weslaco, though four were personally invited. The landscaping budget as proposed is \$50,000.00.

Commissioner Martinez, seconded by Commissioner Rivera, moved to approved item as presented. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

- B. Discussion and consideration to approve the sale of basic supplies and marketing merchandise as a fundraiser benefiting Library Reading Programs and authorize a budget amendment as appropriate to deposit the funds raised within the Summer Reading Program budget. Possible action. (Requested by Library Department.) Attachment.

The City Manager stated this was borne of requests by Library patrons.

Commissioner Rivera, seconded by Commissioner Martinez, moved to approved item as presented. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

- C. Discussion and consideration to enter into an interlocal agreement with Hidalgo County as a supporting agency toward a State Mitigation Action Planning Grant funded by the Federal Emergency Management Agency and administered by the Texas Department of Public Safety Division of Emergency Management, with local

match provided by in-kind services, and authorize the Mayor to execute any related documents. Possible action. (Requested by Emergency Operations.) Attachment.

City Manager indicated FEMA changed the requirements for any emergency management plan; this proposed action allows a joint effort to update regional plans.

Commissioner Tafolla, seconded by Commissioner Martinez, moved to approved item as presented. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

- D. Discussion and consideration to enter into an interlocal agreement with the Lower Rio Grande Valley Development Council to receive equipment through the Metropolitan Medical Response System Grant funded by the Federal Emergency Management Agency and administered by the Texas Department of Public Safety Division of Emergency Management, with no local match required, and authorize the Mayor to execute any related documents. Possible action. (Requested by Emergency Operations.) Attachment.

The City Manager stated this was in follow-up to a grant submitted in 2008 with the Lower Rio Grande Valley Development Council; equipment has been assigned to the Fire Department.

Commissioner Rivera, seconded by Commissioner Martinez, moved to approve the item as presented. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

- E. Discussion and consideration to apply for the 2012 COPS Hiring Program (CHP) grant as funded by the U.S. Department of Justice Community Oriented Policing Services for three full-time Police Officers in an amount not to exceed \$375,000.00, with a local match not to exceed 25%, authorize a budget amendment upon award, and authorize the Mayor and appropriate staff to execute any related documents. Possible action. (Requested by Police Department.) Attachment.

Interim Chief Kelly advised that the grant includes hiring criteria, either post-911 veterans must be hired or officers laid off must be rehired. Since no City officers were laid off, the department must hire veterans should the grant be awarded.

Commissioner Rivera, seconded by Commissioner Tafolla, moved to approve the item as presented. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

- F. Discussion and consideration to assign the Guaranteed Maximum Price with GAS Enterprises, Inc. on the Environmental Education Center Project at Gibson Park as funded by a Texas Parks & Wildlife Grant, authorize staff to negotiate as appropriate, and authorize the Mayor to execute the construction-manager-at-risk contract and any other related documents. Possible action. (Requested by Public Facilities Department.) Attachment.

Mr. Rene Salinas of GAS Enterprises and Mr. Bob Simpson of Boultinghouse Simpson stated that currently the proposed Guaranteed Maximum Price is \$1.2 million including \$76,000 for allowances.

Mr. Simpson hoped line items may be reduced and will review larger ticket items to make substitutions and or modifications. Mr. Salinas reported due to spring break there had not been as much response to the bid solicitation.

City Manager reported this project is over budget and behind schedule. Commissioner Martinez said that the public has been looking forward to this project for years and it was worth waiting another week for better numbers to be considered in a special meeting.

Commissioner Tafolla, seconded by Commissioner Rivera, moved to table this item until more savings are identified. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

VIII. PUBLIC COMMENTS

Ms. Sandra Reyna believes the pet population is out of control recommended a low cost facility to spay and neuter local animals.

Mr. Joel Garcia from the Texas Department of Transportation conveyed his interest in continuing open communication between the agency and the City of Weslaco and stated he will be attending the Commission meetings regularly.

IX. EXECUTIVE SESSION

At 6:54 p.m., Mayor Pro-Tem Cuellar announced the regular meeting to convene in Executive Session. At 8:12 p.m., Mayor Pro-Tem Cuellar announced the City Commission had completed its Executive Session and reconvened the regular meeting as open to the public.

X. POSSIBLE ACTION ON WHAT IS DISCUSSED IN EXECUTIVE SESSION

- A. Pending Litigation – Consult with Special Counsel regarding CL-11-0877-A, *Adjusters International v. City of Weslaco*, pursuant to §551.071 of the Texas Government Code.

There was no action on this item.

- B. Pending Litigation – Consult with Special Counsel regarding C-0747-12-E, *Knapp Medical Center v. Weslaco Hospital Authority*, pending in the 275th Judicial District Court of Hidalgo County, Texas pursuant to §551.071 of the Texas Government Code.

There was no action on this item.

XI. ADJOURNMENT

With no other business before the Commission, at 8:14 p.m. Commissioner Tafolla, seconded by Commissioner Martinez, moved to adjourn the March 20, 2012 meeting. The motion carried unanimously; Mayor Pro-Tem Cuellar was present, but not voting.

CITY OF WESLACO

(absent)

MAYOR, Miguel D. Wise

ATTEST:

CITY SECRETARY, Elizabeth M. Walker

MAYOR PRO-TEM, J.F. “Johnny” Cuellar

(absent)

COMMISSIONER, Robert J. Garza

COMMISSIONER, Olga M. Noriega

COMMISSIONER, Gerardo “Jerry” Tafolla

COMMISSIONER, Lupe V. Rivera

COMMISSIONER, Joe A. Martinez