

**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, November 17, 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 October 13, 2009
2. Regular Meeting of November 3, 2009

B. Second and final reading of the following ordinances:

1. Ordinance No. 2009-27 amending Zoning Ordinance No. 320 and the Zoning Map of the City of Weslaco to change the zoning of a 1.20 acre gross 1.16 acre net, E-78'-W 156' S 670.19', Farm Tract 1037 Tract 2, Adams Tract Subdivision, at 2723 E. Pike Blvd. from "R-1" One Family Dwelling District to "B-2" Secondary & Highway District. Possible action. Attachment

2. Ordinance No. 2009-28 amending Zoning Ordinance No. 320 and the Zoning Map of the City of Weslaco to change the zoning of Lots 1, 2, and 3, Block 14, Ramona Subdivision, at 520 E. Los Toritos Street, from "R-1" One Family Dwelling District to "R-2" Duplex & Apartment District. 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. VISITORS WITH BUSINESS

- A. Progress report by Mr. James Parkey, Corplan Corrections, regarding the Family Housing Immigration Project for the City of Weslaco. Possible action.
- B. Presentation by Armando Barrera, Jr., Tax Assessor and Collector regarding the City of Weslaco's Annual Tax Collection Report from October 1, 2008 to September 30, 2009. Possible action. Attachment

IV. CITY MANAGER'S REPORT

- A. Lighting Program for the City of Weslaco's Water Tower located at the 100 Block of South Kansas Avenue.

V. MAYOR'S REPORT

- A. Announcement of the Weslaco Independent School District Parental Involvement Week Proclamation.
- B. Announcement of the Texas Department of Transportation (TxDOT) Forum to be held in Austin, Texas January 6th through January 8, 2010. Attachment
- C. Report on the Awards Ceremony honoring Mr. Marcel Albert with the Legion of Honor Grand Cross from France.

VI. BOARD APPOINTMENTS

- A. Board of Adjustments and Appeals to the City of Weslaco Zoning Ordinance - One member's term expires December 18, 2009. Possible action. Attachment

- B. Weslaco Housing Authority Board – One member’s term expires November 20, 2009. Possible action. Attachment

VII. OLD BUSINESS

- A. Ordinance No. 2009-29 amending Ordinance No. 2004-44 adopted on September 21, 2004, The Master Fee Schedule Ordinance, to revise existing fees and establish new fees; and ordaining other matters with respect to the subject matter hereof. Possible action. Attachment

VIII. NEW BUSINESS

- A. Status report from Martha Noell, Executive Director of the Weslaco Area Chamber of Commerce regarding chamber activities. Possible action. Attachment
- B. Discussion and consideration to approve the revised guidelines and operation policies and procedures for the use of the Mayor Eugene A. Braught Memorial Theater Complex. Possible action. Attachment
- C. Discussion and consideration to authorize the Weslaco Police Department to purchase the following items from the Forfeiture Account as per Texas Code of Criminal Procedure Article 59.06 for a total amount of \$9,293.60. Possible action. Attachment
 - 1. 50 – Signs with “CELL PHONE USE PROHIBITED UP TO \$200 FINE” to be displayed around the school zone areas - \$850.00
 - 2. 100 – 12 Gauge drag stabilized rounds for (Bean Bags) - \$635.00
 - 3. 14 – Mattresses for jail cells (replacements) - \$558.60
 - 4. 24 - Def-Tee reloadable distraction devices for SWAT - \$750.00
 - 5. 3 - Computer Work Stations (replacements for Network Admin., Administrative Services Coordinator and Admin. Clerk) - \$6,500
- D. Discussion and consideration to authorize the Weslaco Police Department to transfer \$3,000.00 from the Forfeiture Account as per Texas Code of Criminal Procedure Article 59.06 to the Weslaco Police Department Educational Supplies Budget Line Item to purchase items for Crime Prevention (public education materials) for the duration of the fiscal budget year ending September 30, 2010. Possible action. Attachment
- E. Presentation by Omar Gonzales, Finance Director regarding the City of Weslaco’s Investment Report. Possible action. Attachment
- F. Discussion and consideration to approve the Interlocal Agreement between the City of Weslaco and Weslaco Independent School District for

Police Officers and authorize the Mayor to execute the agreement.
Possible action. Attachment

- G. Discussion and consideration to recommend to Hidalgo County Commissioners Court, Cruz-Hogan Consultants, Inc. recommendation to award the bid to the lowest qualified bidder, Asago Construction from Mission, Texas for construction services to install a new water line located in the alley between Nebraska and Indiana from 7th Street to just south of 6th Street utilizing Urban County Program Funds Years 17 and 20. Possible action. Attachment
- H. Discussion and consideration to approve Resolution No. 2009-32 to commit the City of Weslaco's votes to one of the nominees listed in the Hidalgo County Appraisal District Ballot to serve in the Hidalgo County Appraisal District Board. Possible action. Attachment
- I. Discussion and consideration to allow the Student Alternative Program, Inc. to establish a facility at 409 Frost Proof, bearing a legal address of Lots 22 and 23, Frost Proof Heights. Possible action. Attachment
- J. Discussion and consideration to approve the Extension Agreement with Texas A&M University Kingsville for one (1) year for services with the Storm Water Management Program and authorize the Mayor to execute the amendment. Possible action. Attachment
- K. Discussion and consideration to approve the AEP Easement and Right-of-way for 907 N. Airport Drive, Waste Water Treatment Plant and authorize the Mayor to execute all documents. Possible action. Attachment
- L. Discussion and consideration of the Work Plan, required by the Weslaco City Commission's action on November 3, 2009 in allocating \$300,000.00 for the proposed improvements to the Water Treatment Plant to address Notice of Violation for the Comprehensive Compliance Investigation from the Texas Commission on Environmental Quality (TCEQ). Possible action.
- M. Discussion and consideration of the following improvements to the City of Weslaco's Wastewater Treatment Plant: Possible action.
 - 1. Rotors
 - 2. Odor Control Device
- N. Discussion and consideration of amending the City of Weslaco's Organizational Chart to include a staff attorney and staff engineer. Possible action. (This item was requested by Mayor Buddy de la Rosa).

- O. Presentation by City Attorney regarding the sale of fireworks inside the City of Weslaco on property annexed into the City of Weslaco. Possible action.

IX. EXECUTIVE SESSION

- A. Attorney consultation pursuant to Section 551.071, Texas Government Code, to provide legal advice and counsel relating to the City's rights, duties, privileges, and obligations in connection with the collective bargaining process. Possible action of what is discussed in executive session.
- B. To conduct interviews for The Weslaco City Manager. Possible action of what is discussed in executive session.
- C. Personnel – To discuss the appointment of a City Manager for the City of Weslaco. Possible action of what is discussed in executive session.
- D. Personnel – Discussion and consideration to consent to the appointment of a Human Resources Director by the City Manager as required by the Weslaco City Charter. Possible action of what is discussed in executive session. (This item was requested by Mayor Buddy de la Rosa)
- E. Land Acquisition - Discussion with City Attorney regarding the acquisition of real property in the City of Weslaco. Possible action of what is discussed in executive session.