

**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, February 16, 2010 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 February 2, 2010

B. Request from Ms. Denise Mata to use the Weslaco City Park Tennis Courts on Saturday, February 20, 2010 to hold a Tennis Tournament, proceeds to go to Muscular Dystrophy Association 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. CITY MANAGER'S REPORT

- A. City Manager's report: Financial Status, Departmental Update, Administrative Operations. Attachment
- B. Update on the 2010 Census.

IV. MAYOR'S REPORT

- A. Report on the Mentors Breakfast – Valley Scholars Program – South Texas College Mid Valley Campus.
- B. Report on the Crowning of King and Queen – Weslaco Nursing & Rehabilitation Center located on 18th Street.

V. BOARD APPOINTMENTS

- A. Board of Adjustments & Appeals to the Building Codes – One member's term expired February 2, 2010 and one member's expires February 21, 2010. Possible action. Attachment
- B. Ambulance Advisory Board – One member's term expired February 6, 2010 and Two members' term expires February 19, 2010. Possible action. Attachment
- C. Traffic Safety Council – Two members' term expire February 20, 2010. Possible action. Attachment
- D. Parks & Recreation Advisory Board – One member's term expires February 20, 2010. Possible action. Attachment

VI. OLD BUSINESS

- A. Discussion and reconsideration of the lease agreement between the City of Weslaco and the Hidalgo County Head Start Program to provide for a 60 day termination clause instead of a 30 day month to month termination clause and authorize the Mayor to execute the agreement. Possible action.

VII. NEW BUSINESS

- A. Status report from Martha Noell, Executive Director of the Weslaco Area Chamber of Commerce regarding chamber activities. Possible action. Attachment
- B. Status report from Hernan Gonzalez, Executive Director of the Economic Development Corporation of Weslaco regarding economic development activities. Possible action. Attachment
- C. Discussion and consideration to approve final payment to Raul Hernandez and Luis Castilleja auditors for professional services rendered in connection with expanded scope-audit of the financial statements of the City of Weslaco in the amount of \$8,200.00 for Fiscal Year 2007-08. Possible action. Attachment

- D. Discussion and consideration to approve a budget amendment in the amount of \$5,765.00 from the Transfer line item to Capital Outlay to purchase risers for the water meters and other related equipment. Possible action. Attachment
- E. Discussion and consideration to accept the required annual report on racial profiling by the Weslaco Police Department. Possible action. Attachment
- F. Discussion and consideration to authorize the Weslaco Police Department to pay \$1,530.00 to the US Marshal's Office for federal share expenses regarding the seized 2004 Ford F-250 Vin #1FTRF14504NA96903 valued at \$7,650.00 from the Forfeiture Account as per the Texas Code of Criminal Procedure Article 59.06. Possible action. Attachment
- G. Discussion and consideration to approve final payment in the amount of \$14,006.92 to L&G Engineering and NEI Smith Engineering for the preparation and submission of Project Information Form for TWDB SFY 2011 DWSRF IUP Solicitation Packet to request funding for the improvements of the Water Treatment Plant and additional system improvements. Possible action. Attachment
- H. Discussion and consideration to approve the Annual Interlocal Agreement between the City of Weslaco Public Library and the City of Edinburg/Dustin Michael Sekula Memorial Library to allow for the city's participation to connect to the Library Union Automation System Catalog, share library resources and technical expertise and authorize the Mayor to execute the agreement. Possible action. Attachment
- I. Discussion and consideration to approve the renewal of the annual agreement between the City of Weslaco Public Library and Hidalgo County Library System to provide library access and services to Hidalgo County citizens in exchange for county aid and authorize the Mayor to execute the agreement. Possible action. Attachment
- J. Discussion and consideration to authorize the Finance Department to deduct life insurance premiums for the Weslaco Fire Department employees through the existing provider, New York Life, New York Life Voluntary Payroll Deductions Program. Possible action. Attachment
- K. Discussion and consideration to approve final payment to Asago Construction in the amount of \$28,596.00 for services rendered in connection with Urban County Program Years 17 and 20 Water Line Project along the alley between Nebraska and Indiana Streets from 7th Street to just south of 6th Street west to Indiana Street and north to 6th Street and authorize the Mayor to execute the Request for Payment form and Certificate of Construction Completion. Possible action. Attachment
- L. Discussion and consideration to approve final payment to Cruz-Hogan Consultants in the amount of \$1,375.00 for engineering services rendered in

connection with Urban County Program Years 17 and 20 Water Line Project along the alley between Nebraska and Indiana Streets from 7th Street to just south of 6th Street west to Indiana Street and north to 6th Street. Possible action. Attachment

- M. Discussion and consideration of Resolution No. 2010-03 the Resolution and Election Order of the City of Weslaco and the Weslaco Independent School District relative to a Joint Election to be held on May 8, 2010 pursuant to Chapter 271 of the Texas Election Code. Possible action. Attachment
- N. Discussion and consideration to accept a donation of a heavy duty washer and dryer for the Weslaco Fire Department from Home Depot. Possible action. (This item was requested by Commissioner Patrick Kennedy and Mayor Pro-Tem Rene Rodriguez, Jr.) Attachment to be handed out prior to the meeting.
- O. Presentation by Mr. James Parkey, Corplan Corrections, on the status of the grant application for the City of Weslaco Family Residential Housing Unit and to authorize the Mayor to execute a Resolution approving the submission of the application. Possible action.
- P. Nomination and appointment and confirmation of the appointment of two board members for The Economic Development Corporation of Weslaco for Single Member District No. 5 and for Single Member District No. 2. (This item was requested by Commissioner John F. Cuellar and Commissioner Lupe Rivera). Possible action.
- Q. Consideration and appropriate action, if any, to approve the Collective Bargaining Agreement negotiated by the City's bargaining team with the duly recognized fire union bargaining team. Possible action.

VII. EXECUTIVE SESSION

- A. Pending Litigation - Discussion regarding Cause No. C-21-5-10-E, Anne Marie Mata, David Salinas and Oscar Garcia vs. City of Weslaco and to authorize assigned Defense Counsel, Kyle Watson to file an answer. Possible action of what is discussed in executive session.
- B. Attorney consultation pursuant to Section 551.071, Texas Gov't Code relating to the City's rights, duties, privileges, and obligations in connection with the collective bargaining negotiations between the City and the duly recognized fire union bargaining team. Possible action of what is discussed in executive session.
- C. Pending Litigation – Discussion with the City Attorney, Ramon Vela regarding the status of Cause No. 09-0118, Claudio Lucio vs. the City of Weslaco. Possible action of what is discussed in executive session. (This item was requested by Commissioner Tafolla and Mayor Pro-Tem Rene Rodriguez, Jr.).