

**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, December 1, 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 November 12, 2009
  - 2. Regular Meeting of November 17, 2009
  
- B. Request from Julissa Rivera to host the 1<sup>st</sup> Annual Toys 4 Tots Car/Truck Show, Sunday, December 27, 2009 at the Weslaco City Park from 8:00 a.m. to 6:00 p.m. and authorization to use Pavilion No. 24 for live entertainment and parking spaces for the Car/Truck Show and waive all fees associated with the event. Possible action. Attachment
  
- C. Discussion and consideration to approve the Interlocal Agreement for the E 9-1-1 Public Safety Answering Point Services with the Lower Rio Grande Valley Development Council and authorize the Mayor to execute the agreement. 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 HEARINGS**

- A. To discuss and consider a Conditional Use Permit to establish a Child Care Home at 1204 Largo Street, Weslaco, Texas also being Lot 6, Block 3, Canal Heights. (Requested by Diana Garcia). Possible action. Attachment
- B. To discuss and consider a Zone Change Request at 306 S. Westgate Drive, Weslaco, Texas, also being Lot 16, Block 178, West and Adams Tract Subdivision, Hidalgo County, Texas from "R-1" Single Family Dwelling District to "R-2" Duplex and Apartment District and approval of Ordinance No. 2009-30 on first reading. (Requested by Roberto Valladares, Jr.) Possible action. Attachment

**IV. CITY MANAGER'S REPORT**

- A. Announcement of the Annual Employees' Awards Ceremony and permission to close City Offices on December 18, 2009 from 2:30 p.m. to 5:00 p.m. with the exception of the public safety departments. Possible action.

**V. MAYOR'S REPORT**

- A. Report on the status of negotiations with the newly appointed City Manager, Mr. Richard J. Cannone.
- B. Announcement of the U.S. Department of Homeland Security CBP Federal Inspection Service Processing Center held at 1:30 p.m., Tuesday, December 1, 2009 at the Weslaco Mid Valley Airport. Attachment
- C. Status on the work done by the 2010 Census Committee.
- D. Recognition of Veterans (Police Officers)
- E. Status report on the Work Plan prepared by Sigler, Winston, and Greenwood & Associates submitted to the Texas Commission on Environmental Quality, (TCEQ) to address the Notice of Violations at the City of Weslaco's Water Treatment Plant.

**VI. NEW BUSINESS**

- A. Discussion and consideration to authorize the Weslaco Police Department to pay the following court costs owed to The Hidalgo County District Clerk’s Office from the Forfeiture Account as per the Texas Code of Criminal Procedure Article 59.06. Possible action. Attachment

<u>Cause No.</u>	<u>Style (State VS)</u>	<u>Amount</u>
C-175-09-H	1997 Ford Ranger Truck & 1991 GMS Sierra Truck	\$ 455.00
C-2559-09-I	2001 Ford Mustang	339.00
C-1576-08-C	2000 Ford Windstar Van	397.00
	TOTAL	\$1,191.00

- B. Discussion and consideration to award the only bid received for the purchase of the fire department uniforms for a period of one (1) year on a per needed basis from Lonestar Uniforms, Inc. from Houston, Texas. Possible action. Attachment
- C. Discussion and consideration to approve the Interlocal Agreement with the City of McAllen for the purchase of two (2) 2003 Sanitation Vehicles for \$25,000.00 each and authorize the Mayor to execute the agreement. Possible action. Attachment
- D. Status report from Hernan Gonzalez, Executive Director of the Economic Development Corporation of Weslaco regarding economic activities. Possible action. Attachment
- E. Discussion and consideration of Amendment No. 19 to the existing contract between the City of Weslaco and Operations Management International, Inc. (OMI) in the amount of \$2,204,733.00 for professional operation and maintenance services of the City of Weslaco Water and Wastewater Treatment Facilities payable in twelve monthly installments of \$183,727.75 for fiscal year October 1, 2009 to September 10, 2010 and authorize the Mayor to execute the amendment. Possible action. Attachment
- F. Discussion and consideration of Ordinance No. 2009-31 appointing Richard D. Cannone as City Manager of the City of Weslaco; establishing the salary of the City Manager; establishing duties and responsibilities as City Manager; declaring at-will status of the Weslaco City Manager; and ordaining other matters with respect to the subject matter herein. First reading of Ordinance No. 2009-31. Possible action. Attachment
- G. Discussion and consideration to approve the final plat of the following subdivisions.

1. Professional & Medical Complex Subdivision Phase 1, being a 3.86 acre tract of land out of Farm Tract 17, West Tract Subdivision, Hidalgo County, Texas, located at the southwest side of U.S. Expressway 83 Frontage Road and Mile 3 ½ West Road. (Requested by Fred Perez). Possible action. Attachment
  2. Mile 6 Acres Subdivision being a 5.52 acre tract of land out of Farm Tract 290, West Tract Subdivision, Hidalgo County, Texas located along the west side of Mile 6 West Road approximately 1.320 foot north of Mile 12 ½ North Road. (Requested by Jorge Gonzalez) Possible action. Attachment
  3. Mid Valley Industrial Park #8A, being a 16.52 acres tract of land being all of Lot 2 of Mid Valley Industrial Park #8, Hidalgo County, Texas located on the northwest corner of Mile 9 North (Sugar Cane Drive) and FM 1015. (Requested by The Economic Development Corporation of Weslaco). Possible action. Attachment
- H. Status report on the Petition received by the City of Weslaco to contract the City of Weslaco's Election with Hidalgo County Election Department. Possible action.
- I. Discussion and consideration of Ordinance No. 2009-32 amending Section 11 of Ordinance 320 the City of Weslaco Zoning Ordinance to declare the operation of a private or public school in an "R-1" District as a conditional use and ordaining other matters with respect to the subject matter hereof. First reading of Ordinance No. 2009-32. Possible action. Attachment
- J. Discussion and consideration to approve the AEP Easement and Right-of-way for 907 N. Airport Drive, Waste Water Treatment Plant for W.R. # 32800447 and authorize the Mayor to execute all documents. Possible action. Attachment
- K. Discussion and consideration to support the Veteran's Bridge at Los Tomates, Project CSJ: 0921-06-218 and authorize the Mayor to submit a letter of support. Possible action. Attachment

## **VII. 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. Discussion and consideration of authorizing the Economic Development Corporation of Weslaco to provide an incentive for the relocation of a business headquarters with various business entities to relocate to Weslaco in the Central Business District. Possible action of what is discussed in executive session.
  
- C. Attorney consultation pursuant to Section 551.071, Texas Government Code, to provide legal advice and counsel on the contract negotiations with South Star Billing for the collection of delinquent EMS accounts. Possible action of what is discussed in executive session.