

**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 Avenue, on Tuesday, September 21, 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. CALL MEETING TO ORDER**
- II. ROLL CALL/ESTABLISH A QUORUM**
- III. INVOCATION/PLEDGE OF ALLEGIANCE**
- IV. 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 August 26, 2010
 - 2. Regular Meeting of September 7, 2010
- B. Second and final reading of the following Ordinances:
 - 1. Ordinance No. 2010-13 amending Zoning Ordinance No. 320 and the City of Weslaco Zoning Map to change the zoning of a 3.28 acre tract of land out of the south part of Farm Tract 680, Block 141, West and Adams Tract Subdivision, Hidalgo County Texas,

from "R-1" Single Family Dwelling District to "R-2" Duplex and Apartment District. Possible action. Attachment

2. Ordinance No. 2010-14 amending Zoning Ordinance No. 320 and amending the Zoning Map of the City of Weslaco to change the zoning of Lots 3, 4, Block 51-A, Canal Property Subdivision and the South 36.7 feet of Lot 7, Block 51, Weslaco Original Townsite Subdivision, Hidalgo County Texas, from "R-1" Single Family Dwelling District to "B-1" Neighborhood Business District. Possible action. Attachment
 3. Ordinance No. 2010-15 amending Zoning Ordinance No. 320 and the City of Weslaco Zoning Map to change the zoning of 255 S. Pleasantview Drive, also being Lot 4, Rev. Mario Perez Dream Acres Subdivision, Hidalgo County Texas, from "R-2" Duplex and Apartment District to "B-1" Neighborhood Business District. Possible action. Attachment
 4. Ordinance No. 2010-16 amending Zoning Ordinance No. 320 to amend the City of Weslaco Zoning Map to change the zoning of a 0.75 acre tract of land out of Farm Tract 751, West and Adams Tract Subdivision, Hidalgo County Texas, also being 410 E. 18th Street, from "R-1" Single Family Dwelling District to "R-2" Duplex and Apartments District. Possible action. Attachment
 5. Ordinance No. 2010-17 amending Ordinance No. 2002-18, codified in the City of Weslaco Code of Ordinances as Section 62-54; establishing brush rates to be charged for the brush pick-up service to reflect accurate cost of service; establishing that all business, commercial, industrial and mobile home/recreational Industrial and mobile home/recreational vehicle parks shall be responsible for disposing of their own brush; providing for a severability clause; and providing for an effective date. Possible action. Attachment
 6. Ordinance No. 2010-18 amending Ordinance 93-46, The Cable Television Franchise Ordinance, providing for the initial term to end October 1, 2010 and ordaining other matters with respect to the subject matter hereof. Possible action. Attachment
- C. Discussion and consideration to approve the request from the County of Hidalgo Elections Department to use the following city facilities in conjunction with the November 2, 2010 General Election. Possible action. Attachment
1. Historical City Hall Building located at 500 S. Kansas Avenue for Early Voting beginning on October 18, 2010 and ending on October 29, 2010 from 7:00 a.m. to 7:00 p.m. with the exception of

October 24, 2010 from 10:00 a.m. to 3:00 p.m. and on Election Day, November 2, 2010 from 7:00 a.m. to 7:00 p.m.

2. Weslaco City Hall Planning and Zoning Conference Room located on 255 S. Kansas Avenue on November 2, 2010 from 7:00 a.m. to 7:00 p.m.

V. PUBLIC HEARINGS

- A. Discussion and consideration to approve a Conditional Use Permit to obtain a Mixed Beverage Permit at 401 S. Kansas Avenue, Suite B-1, Weslaco, Texas, being Lot 1-18, Block 32, Weslaco Original Townsite Subdivision, Hidalgo County, Texas. Possible action. Attachment
- B. Discussion and consideration to amend Ordinance No. 320 to amend the City of Weslaco Zoning Map to rezone 1801 S. Petunia Avenue, Weslaco, Texas, being Lot 20, Block 2, Sun Valley UT 1 Subdivision, Hidalgo County, Texas from "R-1" Single Family Dwelling District to "B-1" Neighborhood Business District. First reading of Ordinance No. 2010-21. Possible action. Attachment

VI. BOARD APPOINTMENTS

- A. Ambulance Advisory Board – One member's term expired on July 1, 2010 and approval of Resolution No. 2010-30 to appoint a new member. Possible action.
- B. Economic Development Corporation of Weslaco - One member's term expires September 30, 2010 and approval of Resolution No. 2010-32 to appoint a member. Possible action. Attachment

VII. NEW BUSINESS

- A. Discussion and consideration to award to the lowest responsible bidder, Gold Star Petroleum Inc., from Pharr, Texas a contract for the purchase of unleaded and diesel fuel on an as needed basis. Possible action. Attachment
- B. Discussion and consideration to accept a gift donation of 3,736 children's books from Reading Is Fundamental, Inc. and First Book. Possible action. Attachment
- C. Discussion and consideration to renew the Interlocal Governmental Agreement with Hidalgo County Emergency Services District No. 1 for Fiscal Year 2010-2011 to provide emergency ambulance service to rural areas of Hidalgo County located within the established boundaries of the district and authorize the Mayor to execute the agreement. Possible action. Attachment

- D. Discussion and consideration of the Economic Development Corporation of Weslaco Budget for Fiscal Year 2010-2011 as approved and recommended by the EDC Board of Directors. Possible action. Attachment
- E. Discussion and consideration of Advance Funding Agreement Amendment No. 4 with the Texas Department of Transportation for the Westgate Drive from U.S. 83 North to Sugarcane Road (Mile 9 Road) Project with a local share of \$530,496.86. Possible action. Attachment
- F. Discussion and consideration of intervening in Docket No. 38569, South Texas Electric Cooperative interim rate adjustment request to increase transmission rates. Possible action.
- G. Discussion and consideration to renew the Affiliation and Program Agreement for Clinical Experience between the City of Weslaco Fire/EMS and University of Texas at Brownsville and Texas Southmost College. Possible action.
- H. Appointment by Weslaco City Manager Leo Olivares of a Weslaco Civil Service Commissioner for a three (3) year term as mandated by Section 143.006 of The Texas Local Government Code and approval of Resolution No. 2010-33 to appoint a member. Possible action. Attachment.
- I. Discussion and consideration to enter into a two (2) year contract of the Master Wireless Service Agreement between the City of Weslaco and SmartCom Internet of McAllen, Texas to provide wireless internet service to multiple location city facilities and Voice Over IP back up emergency telephone service and to notify SmartCom in writing of the extension of the contract for year two. Possible action. Attachment
- J. Discussion and consideration to renew the Cooperative Agreement between the City of Weslaco and the Drug Enforcement Administration (DEA) to assign one experienced officer to the (McAllen HIDTA Task Force) for a period of not less than two years and authorize the Mayor to execute the agreement. Possible action. Attachment
- K. Discussion and consideration to award to the lowest responsible bidder, Ferguson Waterworks from Mission, Texas a contract for Waterworks Collection/Distribution Materials. Possible action. Attachment
- L. Discussion and consideration to refund approximately \$5,000,000.00 of Tax Waterworks and Sewer System Revenue Certificates of Obligations – Series 1999. Possible action Attachment
- M. Discussion and consideration to apply for a line of credit to fund voluntary employee separation expenses and reduction in force employee expenses. Possible action. Attachment

N. Status reports:

1. Hernan Gonzalez, Executive Director of the Economic Development Corporation of Weslaco regarding economic development activities. Possible action. Attachment
2. Martha Noell, Executive Director of the Weslaco Area Chamber of Commerce regarding chamber activities. Possible action. Attachment
3. Ad Hoc Advisory Committee's recommendation on the Proposed Municipal Budget for FY 2010-2011. Possible action. Attachment

VIII. MAYOR'S REPORT

- A. Announcement of the Affordable Homes of South Texas, Inc. affordable living project in Weslaco.
- B. Announcement of AEP proposed reductions in meter related service fees.
- D. Announcement of the Loan Star Libraries Grant Award to the Weslaco Public Library in the amount of \$13,234.

IX. CITY MANAGER'S REPORT

- A. City Manager's report: Financial Status, Departmental Update, Upcoming Meetings, Appointments and other items.
- B. Report on the Westgate Drive Improvements Project.

X. PUBLIC COMMENTS

XI. ADJOURNMENT