

**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 7, 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separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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. Regular Meeting of August 17, 2010

V. PUBLIC HEARINGS

- A. To discuss and consider a Conditional Use Permit to obtain a Mixed Beverage and Late Hours Permit at the Best Western Palm Aire, 415 S.

International Blvd. being Lot 1, Palm Aire Subdivision. Possible action. Requested by Prism Hospitality, L.P. Attachment

- B. To discuss and consider amending Ordinance No. 320 and the City of Weslaco Zoning Map to rezone Dione Townhomes Subdivision, Weslaco, Texas, being 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 District to "R-2" Duplex and Apartment District and to approve Ordinance No. 2010-13 on first reading. (Permit for a Cluster Housing Development) Requested by Angel Urcullu. Possible action. (Item B. under New Business must be considered prior to this item being discussed) Attachment
- C. To discuss and consider amending Ordinance No. 320 and the City of Weslaco Zoning Map to rezone 614 S. Missouri, Weslaco, Texas, being Lots 3, 4, Block 51-A, Canal Property Subdivision and the South 36.7 feet of Lot 7, Block 51, Weslaco Original Townsite, Hidalgo County, Texas from "R-1" Single Family District to "B-1" Neighborhood Business District and to approve Ordinance No. 2010-14 on first reading. Requested by Jose S. Perez. Possible action. Attachment
- D. To discuss and consider amending Ordinance No. 320 and the City of Weslaco Zoning Map to rezone 225 S. Pleasantview Drive, Weslaco, Texas, being Lot 4, Rev. Mario Perez Dream Acres Subdivision, Hidalgo County, Texas from "R-2" Duplex & Apartment District to "B-1" Neighborhood Business District and to approve Ordinance No. 2010-15 on first reading. Requested by Lupe Garcia. Possible action. Attachment
- E. To discuss and consider amending Ordinance No. 320 to amend the City of Weslaco Zoning Map to rezone 410 E. 18<sup>th</sup> Street, Weslaco, Texas being 0.75 of one acre tract of land out of Farm Tract 751, West and Adams Tract Subdivision, Hidalgo County, Texas from "R-1" Single Family District to "R-2" Duplex & Apartment District and to approve Ordinance No. 2010-16. Requested by RST Texas Real Estate, L.P. Possible action. Attachment

## **VI. BOARD APPOINTMENT**

- 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. Attachment

## **VII. OLD BUSINESS**

- A. Reconsideration to approve final payment to The County of Hidalgo for services rendered by the Elections Department in connection with the

Special Runoff Election held on June 12, 2010 for Mayor for an amount not to exceed \$9,105.65. Possible action. Attachment

### **VIII. NEW BUSINESS**

- A. Discussion and consideration to authorize the Mayor, Finance Director and Chief of Police to enter into an Interlocal Cooperation Agreement with the County of Hidalgo to conduct Operation Stonegarden (Federal Grant Award 2009-SJ-T90011) in addition to acceptance of overtime and equipment funding for law enforcement activities in support of the operation. Possible action. Attachment
- B. Discussion and consideration to approve the final plat of Dione Townhomes Subdivision being a 3.28 acre tract of land out of Farm Tract 680, Block 141, West and Adams Tract Subdivision, Hidalgo County, Texas located on the northeast corner of FM 88 (Texas Blvd.) and Mile 6 North Road (18<sup>th</sup> Street). Requested by Angel Urcullu. Possible action. Attachment
- C. Discussion and consideration to approve the final plat of San Jacinto Estates No. 7 being a 29.99 acre tract of land out of Farm Tract 93, West and Adams Tract Subdivision, Hidalgo County, Texas located on the Southeast corner of Mile 10 North Road and Mile 4 ½ West Road. Requested by Jacinto Garza. Possible action. Attachment
- D. Discussion and consideration to enter into a Memorandum of Understanding (MOU) between the City of Weslaco and Lower Rio Grande Valley Development Council for equipment that has been purchased with Metropolitan Medical Response System (MMRS) grant funding and to insure and maintain such equipment as may be received and authorize the Mayor to execute all documents associated with the MOU. Possible action. Attachment
- E. Discussion and consideration to authorize staff to submit an application to the Dollar General Literacy Foundation Waiting List Reduction Grants for funding to develop resources and projects for adults in need of literacy assistance in the areas of adult basic education, general educational development (GED) diploma preparation, and English as a second language and authorize the Mayor to execute any and all related documents. Possible action. Attachment
- F. Discussion and consideration to enter into an agreement between the Weslaco Public Library and the RGV Vipers to allow the library to execute a fundraiser and supplement their Winter Reading Program with content provided by the RGV Vipers. Possible action. Attachment

- G. Discussion and consideration to apply for the Barbara Bush Foundation for Family Literacy Grant to develop, expand and implement projects that are designed to support the development of literacy skills for adult primary care givers and their children. Possible action. Attachment
- H. Request from the Valley Nature Center to use Shelter No. 5, basketball area at the Gibson Park and the park be closed for the Nature Center Annual Event on Saturday, November 20, 2010 and waive all fees associated with the event. Possible action. Attachment
- I. Discussion and consideration to approve Resolution No. 2010-31 amending authorized representatives to TexPool Participant Services. Possible action. Attachment
- J. Discussion and consideration to renew the contract with The Department of State Health Services to provide on-line services for vital records in the amount of \$1.83 for each certificate of record printed and authorize the Mayor to execute the contract. Possible action. Attachment
- K. Discussion and consideration to renew the Farm Lease Agreement with Dionicio Valdez, II to farm the 16 acres of land in the Mid Valley Industrial Park and authorize the Mayor to execute the agreement. Possible action. Attachment
- L. Discussion and consideration of Ordinance No. 2010-17 to increase the commercial and residential brush rate to reflect accurate cost of service. First reading of Ordinance No. 2010-17. Possible action. Attachment
- M. Discussion and consideration to approve Ordinance No. 2010-18 amending Ordinance 93-46, The Cable Television Franchise Ordinance, providing for the initial term to end on October 1, 2010 and ordaining other matters with respect to the subject matter hereof. First reading of Ordinance No. 2010-18. Possible action. Attachment
- N. Discussion and consideration to approve the Non-Financial Host Agency Agreement with AARP Senior Community Service Employment Program and allow the City of Weslaco to accept participants to provide office assistance; such as general office skills, computer accounting, computer technician and authorize the Mayor to sign all relevant documents. Possible action. Attachment
- O. Status report from Martha Noell, Executive Director of the Weslaco Area Chamber of Commerce regarding chamber activities. Attachment
- P. Status report from Jon M. Deicla, General Manager of BFI Waste Services of Texas, LP, a Delaware Limited Partnership d/b/a Allied Waste Services

of Rio Grande regarding the transition of the residential solid waste collection services.

- Q. Discussion and consideration of conducting a management audit of the services and fees of the professional services contracts/agreements with the City of Weslaco. Possible action. (This item was requested by Commissioners Gerardo "Jerry" Tafolla and Rene Rodriguez, Jr.) Attachment

**IX. MAYOR'S REPORT**

- A. Recognition of two city employees who demonstrated excellent qualities during Hurricane Alex Flood Event.
- B. Recognition of employees who accepted the Voluntary Separation Plan.

**X. CITY MANAGER'S REPORT**

- A. City Manager's report: Financial Status, Departmental Update, Upcoming Meetings, Appointments and other items.
- B. Discussion of the lease agreement between the City of Weslaco and Amigos Del Valle, Inc.

**XI. PUBLIC COMMENTS**

**XII. EXECUTIVE SESSION**

- A. Economic Development - Discussion and consideration of authorizing The Economic Development Corporation of Weslaco to enter into a Development Agreement for a case incentive in excess of threshold incentive required by policy for a new business to locate in Weslaco as authorized by Section 551.087 of The Texas Government Code.
- B. Land acquisition – Discussion and consideration to purchase a 19 acre tract of land for park expansion and to house the Boys and Girls Club Center as authorized by Section 551.072 of The Texas Government Code. (Requested by Commissioner Lupe Rivera and Mayor Pro-Tem John F. Cuellar).

**XIII. POSSIBLE ACTION OF WHAT IS DISCUSSED IN EXECUTIVE SESSION**

**XIV. ADJOURNMENT**