

## NOTICE

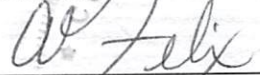
**NOTICE** is hereby given that the City Commission of the City of Mercedes, Texas will meet in a **Regular Meeting** on Tuesday, September 19, 2017 at 6:00 P.M. Said meeting will be conducted in the City Commission Room of Mercedes City Hall located at 400 S. Ohio, Mercedes, Texas for the purpose of considering and taking formal action regarding the items listed on the attached agenda.

If during the course of this meeting, the City Commission should determine that a closed or executive meeting or session of the City Commission is required, then such closed or executive meeting or session as authorized by the Texas Open Meeting Act, Texas Government Code Section 551.001, et. seq., will be held by the City Commission at the date, hour, and place indicated in this Notice-Agenda or as soon after the commencement of the meeting covered by this Notice/Agenda as the City Commission may conveniently meet in such closed door or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the section and purpose covered by the following section of the Texas Government Code: 551.071 through 551.087. Should any final action, decision, or vote be required in the opinion of the City Commission with regard to any matter considered in such closed or executive meeting or session, then the final action, decision, or vote shall be either in the open meeting, or at a subsequent public meeting upon notice therefore, as the City Commission shall determine.

This notice is given in accordance with Vernon's Texas Codes Annotated, Texas Government Code, Section 551.001 et. Seq.

**WITNESS MY HAND AND SEAL OF THE CITY THIS THE 15<sup>TH</sup> DAY OF SEPTEMBER, 2017.**

**ATTEST:**

  
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Arcelia L. Felix, City Secretary  
Time of Posting: 11:00 A.M.

### ACCESSIBILITY STATEMENT

The City of Mercedes recognizes its obligations under the Americans with Disabilities Act of 1990 to provide equal access to individuals with disabilities. Please contact the City Manager's Office at (956) 565-3114 at least 48 hours in advance of the meeting with requests for reasonable accommodations, including requests for a sign language interpreter.

MERCEDES CITY COMMISSION  
REGULAR MEETING  
SEPTEMBER 19, 2017 – 6:00 P.M.  
MERCEDES CITY HALL – COMMISSION CHAMBERS

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- 1.) Call Meeting to Order.
- 2.) Establish Quorum.
- 3.) Invocation.
- 4.) Pledge of Allegiance.

5.) Open Forum-

Maximum length of time of forum is thirty minutes with individual presentations limited to a maximum of three minutes. The City Commission can take no formal action on any matter discussed during the open forum. Persons who wish to participate in this portion of the meeting shall sign up as they arrive, indicating the topic about which they wish to speak. No one will be able to sign up once the meeting has commenced. No public comments will be allowed during any agenda item unless recognized by the Mayor or if the item requires a public hearing.

There can be no comments about specific employees. By Charter, the City Manager is exclusively given authority over personnel matters, including complaints against city personnel. All complaints against city personnel will be addressed pursuant to Mercedes Personnel Policies.

Comments must not be repeated and the Commission is not required to answer any question from the public. Any person who decides to directly question any member of the City Commission will be asked to discontinue their comments. The City Manager will be responsible for notifying each presenter that their three-minute time limit has expired.

6.) Consent Agenda (Ordinance No. 98-21):

- A.) Approval of Minutes for City Commission meeting (s) held September 5, and September 12, 2017.
- B.) Second and final reading of Ordinance No. 2017-13 adopting the budget for fiscal year 2017-2018.
- C.) Second and final reading of Ordinance No. 2017-14 adopting the 2017 tax rate.
- D.) Approval of Interlocal agreement with County of Hidalgo for Tax Assessment and Collection.(#2017/09/19)
- E.) **CONTRACT RENEWALS:** 1.) Juan R. Alvarez (Municipal Court Judge) ;2.) Purdue, Brandon, Fielder & Mott, LLP(Dlqt. and fees); 3.) McAfee Insurance (Government Crime insurance); 4.) Juan R. Molina (City Attorney); 5.)TML-IRP – (Liability/E&O/Physical, Property/mobile/flood); 6.) RBC-Dain Rauscher, Inc.(Financial Advisors); 7.)Texas National Bank (depository bank services);8.)Weslaco, City of (animal impoundment fee)
- F.) Approval to reschedule regular meeting of October 3<sup>rd</sup> to October 2<sup>nd</sup>.
- G.) Approval of resolution in opposition of SB 4 regarding Sanctuary cities.
- H.) Approval of resolution in opposition of Border Wall.

7.) Discussion and possible action on removal of DCM (Development Corporation of Mercedes, Inc.) board members and appointment of board members. (Commissioners Villarreal and De Leon Hernandez).

- 8.) Request for direction on continued baseball league play (renewal of contracts) on City's baseball fields. (Asst. City Manager)
- 9.) Request for direction on Outdoor Sales permits. (Asst. City Manager)
- 10.) Discussion and Possible Action to Approve Swimming Pool Policies and Rates of Usage. (Asst. City Manager)
- 11.) Discussion and possible action to enter into an encroachment agreement with Texas Gas Service due to City's widening and Utility improvements for the Industrial Park improvements. (Asst. City Manager)
- 12.) Discussion and possible action of nomination to Hidalgo County Appraisal District Board of Directors. (City Manager)
- 13.) Discussion and possible action of line item budget amendment for planning dept to purchase backhoe. (City Manager)
- 14.) Presentation of department monthly reports.

15.) **EXECUTIVE SESSION:**

- Discussion regarding duties and responsibilities of the City Manager. – Section 551.074, Texas Government Code Annotated. – Personnel.
- Discussion regarding contract with Pietra Construction on amphitheater. - Section 551.071 Texas Government Codes Annotated.- Potential Litigation.
- Attorney consultation pursuant to Section 551.071, Texas Local Gov't Code to provide legal advice in connection with pending litigation styled and numbered as follows: Ricardo Garcia v City of Mercedes, et. al., Cause No. C-2093-17-A (92nd Jud. Dist. Court - Hidalgo County, Texas)

- Discussion regarding Outlet Mall sales tax matter. - Section 551.071 Texas Government Codes Annotated. Potential Litigation.

16.) Discussion and possible action regarding item(s) discussed in Executive Session.

17.) Discussion and possible action to unappoint City Manager –Section 3.01 City Charter. (Mayor Pro-Tem Guajardo & Commissioner Villarreal)

18.) Adjourn.